

JOURNAL OF THE SENATE

Wednesday, April 19, 1939

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, April 18, 1939.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—37.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Tuesday, April 18, 1939, was corrected as follows:

On page 3, column 2, strike out lines four and five from the bottom of the page and insert in lieu thereof the following: "Which was read the first time in full."

And as corrected was approved.

The President announced the appointment of Senators Kelly (16th), Horne and Dame as the committee pursuant to House Concurrent Resolution No. 2.

REPORTS OF COMMITTEES

Hon. J. Turner Butler,
President of the Senate,
Tallahassee, Florida.

Sir:

Your Committee on Rules and Calendar begs leave to submit the following report and recommendations concerning the Rules of the Senate and Joint Rules of the Senate and House of Representatives:

1. The Committee recommends that Rule 6 of the Senate be amended by adding thereto the following:

F. The calendar of the local bills shall be published only on the days when sessions have been set aside for the consideration of such bills, and on the preceding day.

2. Your Committee recommends the adoption of additional Joint Rules by the Senate and House of Representatives as follows:

RULE 10. All reports by the committee on enrolled bills shall be designated by a consecutive number, and in reporting to the respective houses submission of enrolled bills to the Governor the following form may be used:

Mr....., Chairman of the Joint Committee on Enrolled Bills, on the part of the....., reported that the Committee had this day submitted to the Governor for his approval.....bills listed in Report Number.....of the Joint Committee on Enrolled Bills, being.....(here list the respective numbers of the bills so submitted, but not the titles.)

RULE 11. Committee reports shall be in the following form:

Mr....., Chairman of the Committee on....., reported that the Committee had carefully considered the following bills and recommends that they do.....pass (or pass with amendments as the case may be).

The Journal entry as to such Committee Reports shall omit the address to the President or Speaker, and shall omit the signature of the Committee Chairman.

Respectfully submitted,

A. O. KANNER,
J. LOCKE KELLY,
S. A. HINELY,
GEO. F. WESTBROOK,

Committee on Rules and Calendar.

Senator Kanner moved that the foregoing report of the Committee on Rules and Calendar be adopted.

Which was agreed to.

And the report of the Committee on Rules and Calendar was adopted.

Senator Westbrook moved that Senate Bills Nos. 26 and 32 be made a Special and Continuing Order of Business on Thursday, April 20, 1939, at 11:30 o'clock A. M.

Which was agreed to and it was so ordered.

Senator Adams, Chairman of the Committee on Agriculture and Livestock, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 19, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

Your Committee on Agriculture and Livestock, to whom was referred:

Senate Bill No. 26:

A bill to be entitled An Act to amend Sections 11 and 12 of Chapter 17808, Laws of Florida, Acts of 1937 entitled "An Act to promote the planting and production, within the State of Florida, of Sea Island cotton; in the exercise of the reserve powers of the State of Florida to provide protection for growers and producers of such cotton against hybridization and reduction in value thereof; to that end providing for creation of Cotton Production Control Districts; prohibiting the production, in said districts, of any type of cotton other than Sea Island cotton; also prohibiting the planting therein of any type of cotton seed or plants other than Sea Island cotton seed or plants; providing for the administration and enforcement of the provisions hereof; making an annual appropriation for the purpose of carrying out the provisions hereof; providing penalties and punishment for violation of the provisions hereof" so as to clarify the provision of Section 11 as to the territorial scope of the Act and increasing the annual appropriation provided for in Section 12 of the Act.

Have had the same under consideration, and recommend that the Committee Substitute do pass.

Very respectfully,

R. S. ADAMS,
Chairman of Committee.

And Senate Bill No. 26, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Savage, Chairman of the Committee on Privileges and Elections, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 19, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

Your Committee on Privileges and Elections, to whom was referred:

Senate Bill No. 237:

A bill to be entitled An Act to amend Section 250 Revised General Statutes of Florida, 1920, being Section 306 Compiled General Laws of Florida, 1927, the same being the law fixing and prescribing the compensation of inspectors and clerks of any special or general election, by including therein a provision for the payment by the Board of County Commissioners of the compensation of deputy sheriffs serving at the polling places in any such election and validating all payments heretofore made to such deputy sheriffs by any Board of County Commissioners.

And—

Senate Bill No. 139:

A bill to be entitled An Act amending Section 5 of Chapter 13761, Laws of Florida, Acts of 1929, entitled, "An Act repealing Sections 370, 410, 412 of Compiled General Laws, 1927, being same as Sections 313, 353 and 355 of Revised General Statutes, 1920, and amending Sections 356, 359, 361, 386, 387, 400, 401, 405, 406, 407, 408, 409, 411 and 421, Compiled General Laws

of Florida, 1927, being Sections 300, 303, 305, 329, 330, 343, 344, 348, 349, 350, 351, 352, 354 and 364, Revised General Statutes of Florida, 1920, relating to primary elections providing for a second primary election, abolishing second choice voting, and relating to the qualification of voters and the registration of voters, and other matters in connection therewith," being Section 387, Compiled General Laws, 1927, by changing to forty-five days the time for candidates for county offices to file their sworn statements and receipts for committee assessments.

And—

Senate Bill No. 158:

A bill to be entitled An Act providing for the reregistration of qualified electors to vote in primary elections, who, by reason of holding an official position with the Government of the United States, are required to be absent from the State during the period allowed for such reregistration and who are, therefore, not able to reregister as provided by law.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

C. A. SAVAGE,
Chairman of Committee.

And Senate Bills Nos. 237, 139 and 158, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Savage, Chairman of the Committee on Privileges and Elections, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 19, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

Your Committee on Privileges and Elections, to whom was referred:

Senate Bill No. 138:

A bill to be entitled An Act to amend Section 4 of Chapter 13761, Laws of Florida, Acts of 1929, entitled, "An Act repealing Section 370, 410, 412 of Compiled General Laws, 1927, being same as Sections 313, 353 and 355 of Revised General Statutes, 1920, and amending Sections 356, 359, 361, 386, 387, 400, 401, 405, 406, 407, 408, 409, 411 and 421, Compiled General Laws of Florida, 1927, being Sections 300, 303, 305, 329, 330, 343, 344, 348, 349, 350, 352, 354 and 364, Revised General Statutes of Florida, 1920, relating to primary elections providing for a second primary election, abolishing second choice voting and relating to the qualification of voters and the registration of voters, and other matters in connection therewith," as amended by Chapter 16990, Laws of Florida, Acts of 1935, entitled, "An Act to amend Section 329 Revised General Statutes as amended by Section 4 of Chapter 13761, Acts 1929, Laws of Florida, relating to time for paying fee and qualifying by candidates for State offices running in primary election," being Section 386, Compiled General Laws of 1927 (supplement), by changing to forty-five days the time for candidates for State offices to file their sworn statements and receipts for committee assessments.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

C. A. SAVAGE,
Chairman of Committee.

And Senate Bill No. 138, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Hinely, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 19, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading.

Senate Bill No. 265:

A bill to be entitled An Act to provide for a Statewide Retirement System for Teachers; to provide for its management and regulation; to define its membership and benefits payable thereunder; to provide for contributions by the members of the

Retirement System and by the State of Florida; to appropriate money from the General Revenue Fund of the State for the payment of part of the costs of maintenance and all of the costs of administering the System and to regulate the use of these monies; to provide that all benefits payable under the System shall be exempt from all taxes and from execution and attachment and other legal process and shall be non-assignable except as provided therein; and to provide penalties for violations of this Act.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,

S. A. HINELY,
Chairman of Committee.

And Senate Bill No. 265, contained in the above report, was ordered certified to the House of Representatives.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Whitaker—

Senate Bill No. 267:

A bill to be entitled An Act defining and classifying intangible personal property for the purpose of taxation and providing for the assessment and valuation of intangible personal property for the purpose of taxation, and for the levy and collection of taxes upon such intangible personal property, providing rates of taxation and providing for making returns by persons owning intangible personal property and providing for the making of certain reports by corporations transacting business in the State of Florida as to the ownership of intangible personal property in such corporations; providing the duties of the Comptroller of the State of Florida, the tax collector, tax assessor and Boards of County Commissioners in connection therewith and making it a misdemeanor for failure to comply with the provisions of this Act and providing penalties for the violation of this Act and other provisions relating to intangible personal property.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

By Senator Whitaker—

Senate Bill No. 268:

A bill to be entitled An Act to amend Sections 5 and 6 of Chapter 10289, Laws of Florida, Acts of 1925, as amended by Chapter 13891, Laws of Florida, Acts of 1929, and to amend Sections 4, 8 and 9, of Chapter 10289, Laws of Florida, Acts of 1925, entitled: "An Act to create a State board of veterinary examiners, to prescribe its powers and duties, to prescribe the qualifications of the membership thereof, their compensation and term of office and providing for the giving of bond by the treasurer thereof for the faithful performance of his duty; to define the practice of veterinary medicine and surgery in Florida; to vest in said board the authority to examine diplomas and credentials and affidavits of applicants and to hold examinations for applicants; to issue and revoke licenses to practice veterinary medicine and surgery; to collect fees for licenses and examinations; to disburse funds accruing to the Board from the collection of fees; to provide penalties for the violation of this Act, and providing when this Act shall become effective."

Which was read the first time by title only and referred to the Committee on Agriculture and Livestock.

By Senator Whitaker—

Senate Bill No. 269:

A bill to be entitled An Act to amend Section 19 of Chapter 18011 (No. 305), being Senate Bill No. 917, Laws of Florida of the Acts of the Legislature of 1937, same being entitled, "An Act relating to license taxes, repealing Chapter 14491, and Chapter 14528, Laws of Florida, Acts of 1929; repealing parts of Chapter 2 of Title VI, of Division I of the Revised General Statutes of Florida, of 1920; repealing Chapter 16801 and Chapter 17167, Laws of Florida, Acts of 1935; imposing certain license taxes and providing for the payment and collection thereof, and providing that license taxes shall be a lien on the property of the person liable therefor, under certain circumstances," and exempting therefrom machines vending drinking cups, postage stamps, and also coin operated machines or devices, such as parcel checking lockers and toilet locks used in railroad, bus, airport stations, depots, and hotels, boarding houses, restaurants, and rest rooms, for the convenience of, or in rendering service to the public.

Which was read the first time by title only and referred to Committee on Judiciary "B."

By Senator Whitaker—
Senate Bill No. 270:

A bill to be entitled An Act creating a Department of Labor, providing for the personnel; providing for designation of the Secretary of Labor; defining the jurisdiction of said Department; providing for certain records and reports, and repealing all laws in conflict.

Which was read the first time by title only and referred to the Committee on Labor and Industry.

By Senator Whitaker—
Senate Bill No. 271:

A bill to be entitled "An Act to create a Board of Examiners and Registration of Nurses; to provide for the qualifications, appointment, duties, powers, compensation and meetings of said Board; and to provide for the qualifications, examination and registration of nurses, attendants and aides to the sick, and the collection of fees for such examination and registration; to provide for the safe keeping of all moneys received by said Board, and the compensations of its officers and persons rendering services under its authority; and to provide for the issuance of refusal, and the revocation of certificates of registration of such nurses, attendants and aides; to define and provide for the registration of accredited hospitals and accredited schools of nursing; to define graduate nurses and provide for the issuance of temporary permits of license to nurses and attendants, and aides to the sick; to regulate the practice of nursing and of attendants and aides to the sick; and provide penalties for the violation of the provisions of this Act."

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Kelly (11th)—
Senate Bill No. 272:

A bill to be entitled An Act to authorize and direct the State Board of Health to establish a home for the care and treatment of incurable children who are without finances, and provide an appropriation therefor.

Which was read the first time by title only.

Senator Kelly (11th) moved that Senate Bill No. 272 be referred to the Committees on Public Health and Appropriations, jointly.

Which was agreed to and it was so ordered.

By Senator Beall—
Senate Bill No. 273:

A bill to be entitled An Act relating to conspiracies against the State of Florida and providing punishment for the violation thereof.

Which was read the first time by title only and referred to Committee on Judiciary "B."

By Senators Westbrook, Dame, Savage and McKenzie—
Senate Bill No. 274:

A bill to be entitled An Act to permit growers of citrus fruit to hereafter freely sell and cause their citrus fruit to be transported in bulk in its natural condition to market ungraded and unprocessed from and including December first of each year to and including June 30th of the succeeding year, and relieving the growers and purchasers-at-grove in bulk from certain inspections and taxes when transporting citrus fruit direct from groves to market in its natural state and open to public inspection.

Which was read the first time by title only and referred to the Committee on Citrus Fruit.

By Senator Johns—
Senate Bill No. 275:

A bill to be entitled An Act relating to and regulating certain classes of insurance agents and solicitors; to provide for the examination and licensing of such insurance agents and solicitors; fixing the fees to be paid therefor and the appropriation thereof; to provide for the suspension or revocation of such licenses and the procedure thereunder; to make it unlawful to engage in the business of an insurance agent or solicitor without having first procured a license; to prescribe qualifications of an insurance agent or solicitor, and the powers and duties of the State Treasurer or Insurance Commissioner in determining same, and prescribing certain additional qualifications of agents in cities and towns having

certain populations; to require the payment of certain license taxes and qualification fees; to provide for the expense of the administration of this Act; to prohibit insurers from effecting contracts of insurance, or giving compensation therefor except to duly licensed agents under this Act; to provide penalties for the violation of the provisions of this Act; to amend Section 1 of Chapter 17069, Laws of Florida, Acts of 1935; to amend Section 2 of Chapter 17069, Laws of Florida, Acts of 1935; to amend Section 4 of Chapter 17069, Laws of Florida, Acts of 1935; to amend Section 5 of Chapter 14741, Laws of Florida, Acts of 1931; which said sections of said Acts to be amended relate to the subject matter hereinabove set forth; and to repeal all laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Insurance.

By Senator Westbrook—
Senate Bill No. 276:

A bill to be entitled An Act appropriating moneys from the General Revenue Fund to pay pensions due to Confederate veterans and their widows in the fiscal year ending June 30th, 1939.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senators Hinely, Holland and Kelly (16th)—
Senate Bill No. 277:

A bill to be entitled An Act providing that the hall heretofore used as a meeting-place for the House of Representatives of the Legislature of the State of Florida and the rooms adjacent thereto and such other space as is herein designated shall be allotted to the Florida State Library, and making an appropriation for arranging such rooms and space to facilitate their use for the purposes designated.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senators, Beall, Horne and Gideons—
Senate Bill No. 278:

A bill to be entitled An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol by weight, amending Sections 1, 5 and 15 of Chapter 16774, Laws of Florida, 1935, and Sections 1, 5 and 7 of Chapter 18015, Laws of Florida, 1937, repealing Section 8 of Chapter 16774, Laws of Florida, 1935, and Section 14 of Chapter 18015, Laws of Florida, 1937; defining the Beverage Act and terms used therein: providing for regulations under the Beverage Act; providing for bonds of manufacturers and distributors; providing penalties for the violation of the Beverage Act; prohibiting possession by licensees of certain beverages; rendering possessors of beverages liable for the unpaid tax thereon; providing penalties for conspiracy to violate the Beverage Act; providing for administration of oaths; providing regulations for warehouses in which certain beverages are stored; and providing for searches, seizures, and forfeitures.

Which was read the first time by title only and referred to the Committee on Temperance.

By Senator Dame—
Senate Bill No. 279:

A bill to be entitled An Act to provide for the regulation, supervision and control of the production, processing, bottling, transportation, storage, distribution and sale of milk, cream and milk products, including regulation of prices, and for this purpose to create a milk commission, defining its jurisdiction, powers and duties; to declare that an emergency exists and is continuing; to provide for the appointment, suspension, removal, compensation, costs and expenses of such commission and the members thereof, officers, agents, administrators and employees thereof; to provide for licensing of producers, producer-distributors, distributors and milk dealers; to provide for the raising of funds through license fees and other charges for the administration of this Act; to provide for the disposition of the revenue collected hereunder, and to impose penalties for violation of the provisions of this Act; to provide for the legal succession by this commission herein created of the milk board established by Chapter 18,022, Laws of Florida, Acts of 1937.

Which was read the first time by title only.

Senator Dame moved that Senate Bill No. 279 be referred to the Committee on Public Health.

Pending adoption of the motion made by Senator Dame,

Senator Graham moved as a substitute motion that Senate Bill No. 279 be referred to the Committees on Public Health and Agriculture and Livestock, jointly.

Which was agreed to and it was so ordered.

By unanimous consent Senator Dame withdrew Senate Bill No. 127.

By Senator Holland—
Senate Bill No. 280:

A bill to be entitled An Act to designate the General Library of the University of Florida as a State Depository of Public Documents, to provide for furnishing it said documents, and to authorize and instruct it to exchange said documents and to supply certain material to the Law Library of the University of Florida.

Which was read the first time by title only and referred to the Committee on Education.

By Senator Holland—
Senate Bill No. 281:

A bill to be entitled An Act making a continuing appropriation to the Agricultural College Fund and transferring the interest received on said fund to the General Revenue Fund.

Which was read the first time by title only and referred to the Committee on Appropriations.

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

April 18th, 1939.

Hon. J. Turner Butler,
President of the Senate,
Tallahassee, Florida.

Sir:

I have the honor to inform you that on April 17th, A. D. 1939, I approved the following Acts, which originated in your Honorable Body, and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 131 relating to Constitutional Centennial.

And—

Senate Concurrent Resolution No. 8 relating to wood pulp industry.

Respectfully yours,
FRED P. CONE,
Governor.

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

April 19th, 1939.

Hon. J. Turner Butler,
President of the Senate,
Tallahassee, Florida.

Sir:

I have the honor to inform you that I have today approved the following Act, which originated in your Honorable Body, and have caused the same to be filed in the office of the Secretary of State:

Senate Concurrent Resolution No. 9 relating to race track legislation 1931.

Respectfully yours,
FRED P. CONE,
Governor.

ORDER OF THE DAY

Pursuant to the motion made by Senator Kanner on April 13, 1939, and the hour having arrived, the Senate took up for consideration Senate Bill No. 1186 (1937 Session) as a Special and Continuing Order.

Senate Bill No. 1186 (1937 Session):

A bill to be entitled An Act to provide for a statewide retirement system for teachers; to provide for its management and regulation; to define its membership and benefits payable thereunder; to provide for contributions by the members of the retirement system and by the State of Florida; to appropriate money from the general revenue fund of the State for the payment of part of the costs of maintenance and all of the costs of administering the system and to regulate the use of these monies; to provide that all benefits payable under the system shall be exempt from all taxes and from execution and attachment and other legal process and shall be non-assignable except as provided therein; and to provide penalties for violations of this Act.

Was taken up and read by title.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding."

Upon the passage of the bill the roll was called and the vote was:

Yeas—None.

Nays—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Dame, Gideons, Graham, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Sharit, Walker, Ward, Westbrook, Wilson—30.

So the bill failed to pass over the Governor's objections thereto.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senators Beall, Gillis, Beacham and Mapoles—
Senate Concurrent Resolution No. 13:

BE IT RESOLVED BY THE SENATE OF FLORIDA THE HOUSE OF REPRESENTATIVES CONCURRING:

Section 1. That the Governor of Florida shall appoint a Commission to be known as the Florida Development Commission, which, shall consist of Fourteen (14) persons, five (5) of whom shall be Senators of the State of Florida, one (1) to be appointed from each Congressional District of the State of Florida and five (5) of whom shall be members of the House of Representatives of the State of Florida, one (1) to be appointed from each Congressional District of the State of Florida, also one (1) of whom shall be the Commissioner of Agriculture of the State of Florida, and one (1) of whom shall be the Governor of the State, and one (1) of whom shall be the Attorney General of the State, and one (1) of whom shall be the Treasurer of the State. The Governor shall be the ex officio chairman of this Commission.

Section 2. These Commissioners shall have the authority and it shall be their duty to

- (a) Lease in whole or part, within this State, a building suitably located and adaptable for exhibits of Florida made products; also maintain the same for the enlightenment of visitors thereto.
- (b) Conduct nation-wide campaigns in various trade journals, newspapers and magazines for the purpose of inviting desirable business executives to investigate the latent opportunities here available.
- (c) Publish, or cause to be published, under their supervision special and regular editions of pamphlets, books, and periodicals, designed to inform those Florida-minded as to the conditions existent in this State and the possibilities for its further development.
- (d) Maintain administrative office, also well distributed bureaus throughout the State, and in advantageous trade centers of the Nation for the proper handling of inquiries resulting from its operation.
- (e) Function as a clearing house for the diffusion of information regarding the advantages Florida offers industrialists, merchants and other business men, but not in competition to, rather cooperating with, any Florida organization demonstrating in whole or part a similar purpose.

Section 3. The management of the Commission shall be vested in the Commissioner of Agriculture, or his duly appointed representative, under the supervision and with the consent of the majority of the Commissioners who shall be kept fully informed, by frequent printed reports, as to undertakings planned and results accomplished. No member of this Commission shall receive any compensation directly or indirectly for his services, but shall be entitled to and allowed his actual expenses incurred in the performance of assigned duties necessary to carry out the provisions of this Act. And that no expenses shall be authorized or paid under the terms of this resolution in excess of the contributions theretofore received; and provided further any such expenses as may be authorized shall be paid exclusively from such contributions.

Section 4. Said Commission shall be conducted without expense to the State of Florida. However, said Commission may accept any grants or donations other than from the State of Florida, to carry into effect and to carry out the work of said Commission, and the Treasurer of the State of Florida shall be custodian of said fund. No withdrawals shall be made against said fund except upon vouchers signed by the Commissioner of Agriculture and the Attorney General of the State

and countersigned by the Treasurer of the State of Florida as custodian of said fund.

Section 5. Nothing herein contained as to specific powers granted to the Commission shall be deemed restrictive of its right to do all such things to advertise the State of Florida without cost to the State and without infringing on the duties of any other established State Department.

Was taken up in its order having been read the second time in full on April 14, 1939, and pending adoption.

Senator Whitaker offered the following amendment to Senate Concurrent Resolution No. 13:

In Section 3, line 2, (typewritten bill) strike out the words: "Commissioner of Agriculture," and insert in lieu thereof the following: "The Governor of the State of Florida."

Senator Whitaker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Whitaker also offered the following amendment to Senate Concurrent Resolution No. 13:

Add at the end a new Section as follows: "Section 6. It is distinctly understood that all expense of every kind of said Commission shall be paid out of any voluntary contributions, made to said fund by individuals or corporations and it is further distinctly understood that this resolution shall not be used in the future as a basis for asking any future Legislature for any appropriation in connection with this matter."

Senator Whitaker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question was put on the adoption of Senate Concurrent Resolution No. 13, as amended.

Upon which a roll call was demanded.

The roll was called and the vote was:

Yeas—Senators Beacham, Beall, Dame, Gillis, Graham, Hodges, Holland, Kelly (11th), Kelly (16th), Mapoles, Parrish, Price, Sharit, Walker, Wilson.—15

Nays—Mr. President; Senators Adams, Black, Clarke, Dye, Gideons, Hinely, Horne, Johns, Kanner, Kendrick, Lewis, Lindler, Murphy, Parker, Rose, Savage, Ward, Westbrook, Whitaker.—20

So the Resolution, as amended, failed of adoption.

By permission the following bills were introduced:

By Senator Kelly (16th)—

Senate Bill No. 282:

A bill to be entitled An Act to repeal Chapter 17005, Laws of Florida, Acts of 1935, relating to the use of certain seines and nets in the taking of menhaden in the waters of the State of Florida.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Mapoles—

Senate Bill No. 283:

A bill to be entitled An Act granting a pension to J. Q. Adams of Okaloosa County, Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Mapoles—

Senate Bill No. 284:

A bill to be entitled An Act granting a pension to W. A. Lundy of Okaloosa County, Florida.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Mapoles—

Senate Bill No. 285:

A bill to be entitled An Act fixing the salary of the superintendent of the State Prison Farm of the State of Florida.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Graham—

Senate Bill No. 286:

A bill to be entitled An Act to repeal Chapter 17917, Laws of Florida, Acts of 1937, same being An Act relating to the salt water fishing in the State of Florida in tidal waters and

other territorial waters of the State of Florida and providing a license tax on all boats, vessels, schooners or launches operating and/or plying in the tidal and salt waters or other waters under the control of the State Board of Conservation of the State of Florida, and providing an additional tax on aliens or non-residents, who own such boats, vessels, schooners or launches, and defining such aliens or non-residents, and providing penalties for violations of same.

Which was read the first time by title only and referred to the Committee on Finance and Taxation.

GOVERNOR'S VETO MESSAGE

Senate Bill No. 1142 (1937 Session):

A bill to be entitled An Act providing for the cancellation of all outstanding tax sale certificates held and owned by the State of Florida, and all tax liens for subsequent unpaid taxes, and directing the Comptroller of the State of Florida to cancel said certificates and taxes on certain lands in Pinellas County, Florida.

Was taken up in its order and read by title.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding."

Upon the passage of the bill the roll was called and the vote was:

Yeas—None.

Nays—Mr. President; Senators, Beacham, Beall, Black, Clarke, Dame, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, Murphy, Parker, Parrish, Price, Rose, Savage, Walker, Ward, Westbrook, Whitaker, Wilson.—32.

So the bill failed to pass over the Governor's objections thereto.

SENATE BILLS ON THIRD READING

By Senator Beacham—

Senate Bill No. 60:

A bill to be entitled An Act to promote public morals by abolishing the right of action to recover sums of money as damages for the alienation of affection, criminal conversation, seduction and breach of contract to marry, limiting the time within which such present existing causes of action must be commenced, making it unlawful to prosecute or threaten to prosecute such causes of action, declaring all contracts hereafter executed in payment, satisfaction, settlement or compromise of any cause of action abolished by this Act to be void as against public policy, and declaring the public policy of the state and prescribing the penalty for the violation of this Act.

Was taken up in its order.

Senator Holland offered the following amendment to Senate Bill No. 60:

In title, line 4, (typewritten bill) strike out the words: "criminal conversation, seduction" and wherever else in the body of the bill said words appear.

Senator Holland moved the adoption of the amendment.

Upon which a roll call was demanded.

The roll was called and the vote was:

Yeas—Mr. President; Senators Clarke, Dye, Gillis, Graham, Hinely, Holland, Kanner, Kelly (11th), Kendrick, Lewis, Mapoles, Murphy, Parker, Parrish, Rose, Savage, Sharit, Walker, Ward, Westbrook, Wilson.—22

Nays—Senators Adams, Beacham, Beall, Black, Gideons, Hodges, Horne, Johns, Kelly (16th), Price, Whitaker.—11.

Which was agreed to and the amendment was adopted.

Senator Holland also offered the following amendment to Senate Bill No. 60:

In title, line 3, (typewritten bill) strike out the words: "The alienation of affection" and wherever else on the body of the bill said words appear.

Senator Holland moved the adoption of the amendment.

Upon which a roll call was demanded.

The roll was called and the vote was:

Yeas—Mr. President; Senators Beacham, Clarke, Dugger, Gillis, Graham, Hinely, Holland, Kanner, Kendrick, Lewis, Mapoles, McKenzie, Murphy, Parrish, Rose, Savage, Sharit, Walker, Westbrook.—20

Nays—Senators Adams, Beall, Black, Dame, Dye, Gideons,

Hodges, Horne, Johns, Kelly (11th), Kelly (16th), Lindler, Parker, Price, Ward, Whitaker, Wilson.—17

Which was agreed to and the amendment was adopted.

Senator Beacham moved that the Senate reconsider the vote by which the foregoing amendment was adopted.

And the motion went over under the rule.

Senator Beall moved that the rules be waived and the Senate do now take up and consider Messages from the House of Representatives.

Which was agreed to by a two-thirds vote, and it was so ordered.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 19, 1939.

Hon. J. Turner Butler,
President of the Senate,
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

Senate Bill No. 33:

A bill to be entitled An Act to amend Section 35 of Chapter 16103, Laws of Florida, Acts of 1933, the same being An Act relating to wills and the probate thereof, to descent and distribution of decedents' estates, to dower, to the administration of decedents' estates and the practice and procedure relating thereto, to revise and consolidate the law relating to the estates of decedents and to repeal all laws and statutes in conflict therewith as amended by Chapter 17171, Laws of Florida, Acts of 1935, and as further amended by Chapter 18066, Laws of Florida, Acts of 1937, which amendment, however, shall provide for the dower of a widow in realty and personalty, ratably subject to the debts of the estate of the decedent along with the remainder of the estate, and shall further provide that if a decedent be survived by a widow and lineal descendants and none of such lineal descendants are also lineal descendants of such widow, then such widow shall be limited to a child's part irrespective of the terms of the will of the decedent.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And Senate Bill No. 33, contained in the above message, was referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 14, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

Senate Bill No. 125:

A bill to be entitled An Act authorizing Pinellas County Florida: its Board of County Commissioners to enlarge its water supply and distribution system and prescribing the procedure therefor and the financing thereof.

Proof of Publication attached.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And Senate Bill No. 125, contained in the above message, was referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 14, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted:

Senate Concurrent Resolution No. 12:

Being a Resolution entitled: "In Memory of BARRON GIFT COLLIER and His Great Service to the State of Florida and the Nation."

WHEREAS, the Legislature of the State of Florida has

learned with deep regret of the death of BARRON GIFT COLLIER on the thirteenth day of March in the year of our Lord 1939, and

WHEREAS the brightest days of his splendid life were dominated by his limitless faith in the future of Florida and by his optimistic courage and determination to assist in and further the development of this the State of his adoption, which faith and determination neither reverses nor the weight of advancing years could daunt or prove effectual in blunting the edge of his splendid courage, and

WHEREAS he was illustrious for his great business sagacity and ability, which were of international renown; and were more illustrious for the probity of which characterized his handling of the many trusts placed in him by various Nations, States, Cities and Civic Organizations; but more illustrious still for his kindly nature which gave sincerity to all his hospitalities, *camarderie* to his eye, warmth to the pressure of his hand, and caused his genius and greatness to unbend themselves before the playfulness of children and the gratitude of the underprivileged of mankind, and

WHEREAS

"His life was gentle, and the elements

So mix'd in him that Nature might stand up

And say to all the World, "This was a man!"

NOW THEREFORE, BE IT RESOLVED by the Legislature of the State of Florida, the Senate and the House of Representatives therein concurring, do hereby record this MEMORIAL and expression of bereavement upon the passing of that late great Floridian, BARRON GIFT COLLIER.

BE IT FURTHER RESOLVED, That a copy of these Resolutions certified by the Secretary of State of the State of Florida under the Great Seal of the State of Florida be immediately forwarded to the bereaved family of BARRON GIFT COLLIER.

BE IT FURTHER RESOLVED, That a copy of these Resolutions be spread upon a page of the Journal of the House of Representatives and the Journal of the Senate of the State of Florida and made a permanent record of this Legislature.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And Senate Concurrent Resolution No. 12, contained in the above message, was referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 18, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the Speaker has appointed:

Messrs McLeod of Franklin, Sikes of Okaloosa, Versaggi of St. Johns, Wotitzky of Charlotte, Fraser of Baker as a committee on the part of the House to act with a like committee on the part of the Senate as provided by House Concurrent Resolution No. 2.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Florida, April 18, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

House Bill No. 92:

A bill to be entitled An Act making it unlawful to distribute political pamphlets, cards or literature of any kind or to solicit votes or attempt to solicit votes within one hundred yards of any polling place, at any general, special or primary election held in this State, and providing for the enforcement and punishment for the violation of this Act.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And House Bill No. 92, contained in the above message, was

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read the first time by title only and referred to the Committee on Privileges and Elections.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 14, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

House Bill No. 195:

A bill to be entitled An Act to amend Section 4, of Chapter 13761, Laws of Florida, Acts of 1929, entitled, "An Act repealing Sections 370, 410, 412 of Compiled General Laws, 1927, being same as Sections 313, 353 and 355 of Revised General Statutes, 1920, and amending Sections 356, 359, 361, 386, 387, 400, 401, 405, 406, 407, 408, 409, 411 and 421, Compiled General Laws of Florida, 1927, being Sections 300, 303, 305, 329, 330, 343, 344, 348, 349, 350, 351, 352, 354 and 364, Revised General Statutes of Florida, 1920, relating to primary elections providing for a second primary election, abolishing second choice voting and relating to the qualification of voters and the registration of voters, and other matters in connection therewith," as amended by Chapter 16990, Laws of Florida, Acts of 1935, entitled, "An Act to amend Section 329 Revised General Statutes as amended by Section 4 of Chapter 13761, Acts 1929, Laws of Florida, relating to time for paying fee and qualifying by candidates for State offices running in primary election," being Section 386, Compiled General Laws of 1927 (supplement), by changing to forty-five days the time for candidates for State offices to file their sworn statements and receipts for committee assessments.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And House Bill No. 195, contained in the above message, was read the first time by title only.

Senator Kelly (16th) moved that House Bill No. 195 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 14, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted.

House Concurrent Resolution No. 6:

A Resolution urging the Civil Aeronautics Authority of the United States to grant an appropriate application providing for air mail and transportation service between the cities of Tallahassee and Orlando, Florida, by way of Ocala.

WHEREAS, it has come to the attention of the Legislature that the Civil Aeronautics Authority of the United States Government is now considering, or will consider, the granting of an application providing for air mail and transportation service between the cities of Orlando and Tallahassee, Florida, by way of Ocala, and

WHEREAS, air mail and passenger service over the proposed route will serve as a connecting link at both of the aforesaid terminals with air transportation service now in existence, and

WHEREAS, air passenger service over the proposed route will greatly facilitate the travel of those in Central and South Florida who find it both necessary and desirable to travel to and from Tallahassee, the Capital of the State of Florida, and

WHEREAS, the proposed route will render to the entire State of Florida a much needed and desired air mail and passenger transportation service.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING:

Section 1. That the Civil Aeronautics Authority of the United States Government be and it is hereby respectfully petitioned and requested to consider favorably and grant an appropriate application for the establishment of air mail and

transportation service between the cities of Tallahassee and Orlando, Florida, by way of Ocala.

Section 2. That upon the adoption of this Resolution by both the Senate and House of Representatives, the Clerk of the House of Representatives shall immediately transmit certified copies thereof to the Civil Aeronautics Authority of the United States, the Post Office Department of the United States, United States Senators Charles O. Andrews and Claude Pepper, and United States Congressmen from Florida, Millard Caldwell, Lex Green, Pat Cannon, Joe Hendrix and Hardin Peterson.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 6, contained in the above message, was read the first time in full.

Senator Rose moved that the rules be waived and House Concurrent Resolution No. 6 be read the second time in full.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 6 was read the second time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and House Concurrent Resolution No. 6 was adopted and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 14, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

House Bill No. 194:

A bill to be entitled An Act amending Section 5, of Chapter 13761, Laws of Florida, Acts of 1929, entitled, "An Act repealing Sections 370, 410, 412 of Compiled General Laws, 1927, being same as Sections 313, 353 and 355 of Revised General Statutes, 1920, and amending Sections 356, 359, 361, 386, 387, 400, 401, 405, 406, 407, 408, 409, 411 and 421, Compiled General Laws of Florida, 1927, being Sections 300, 303, 305, 329, 330, 343, 344, 348, 349, 350, 351, 352, 354 and 364, Revised General Statutes of Florida, 1920, relating to primary elections providing for a second primary election, abolishing second choice voting, and relating to the qualification of voters and the registration of voters, and other matters in connection therewith," being Section 387, Compiled General Laws, 1927, by changing to forty-five days the time for candidates for county offices to file their sworn statements and receipts for committee assessments.

Also—

House Bill No. 260:

A bill to be entitled An Act to provide that Cities and Villages owning, maintaining or operating certain services or facilities may make provision for the collection of reasonable charges from the users of such services or facilities.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And House Bill No. 194, contained in the above message, was read the first time by title only.

Senator Kelly (16th) moved that House Bill No. 194 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

And House Bill No. 260, contained in the above message, was read the first time by title only and referred to the Committee on Cities and Towns.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 14, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

House Bill No. 17:

A bill to be entitled An Act to provide for the retirement of time warrants, bonds, and other delinquent obligations of special tax school districts in counties having a population of between eleven thousand six hundred and eleven thousand seven hundred.

Also—

House Bill No. 18:

A bill to be entitled An Act to provide for the acceptance of delinquent obligations of special tax school districts in counties having a population of not less than eleven thousand six hundred and not more than eleven thousand seven hundred in payment of taxes.

Also—

House Bill No. 20:

A bill to be entitled An Act providing for nominations for appointments to the offices of Circuit Judges by a political party in a primary election and providing for the qualifying of candidates therefor.

Also—

House Bill No. 35—

A bill to be entitled An Act to prescribe a method by which any person formerly a non-resident who has become a resident and citizen of the State of Florida and has adopted a place of domicile in this State may establish record evidence of the fact of such change of residence, citizenship and place of domicile; prescribing the duties of the Attorney General of the State of Florida and of the clerks of the circuit courts of the several counties of the State of Florida in connection therewith and fixing fees to be charged to such clerks; and prescribing a method for revoking such change of residence, citizenship and place of domicile.

Also—

House Bill No. 155:

A bill to be entitled An Act fixing the time for opening and closing the polls in primary, general and special elections in the State of Florida and repealing Section 309 Compiled General Laws of Florida, 1927, being Section 253 of the Revised General Statutes of Florida, 1920.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 17, 18 and 20, contained in the above message, were read the first time by titles only and placed on the Calendar of Bills on second reading without reference.

And House Bill No. 35, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C."

And House Bill No. 155, contained in the above message, was read the first time by title only and referred to the Committee on Privileges and Elections.

Senator Kanner moved that the hour of adjournment be extended until such time as the Senate completes the consideration of Messages from the House of Representatives.

Which was agreed to and it was so ordered.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 18, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

House Bill No. 475:

A bill to be entitled An Act to amend Section 13 of Chapter 14832, Laws of Florida, Acts of 1931, being: "An Act to provide for a State Racing Commission: to prescribe its powers and duties, and to fix the compensation of its members; to provide for holding referendum and recall elections in any county to determine whether racing shall be permitted or continued therein; to provide for licensing and taxing such racing and apportioning the moneys derived therefrom among the several counties of the State; to provide for and regulate the making of pari-mutuel pools within the enclosure of licensed race tracks; providing certain penalties for the violation of this Act; and for other purposes relating thereto," so as to provide

an alternative method distribution of the moneys derived from the licensing and taxing of racing in this State in the event the distribution and use thereof as now provided be held illegal by the Supreme Court of this State; declaring such alternative distribution and use thereof to be for a State purpose, and prescribing the duties of certain County Officials with respect to said funds.

Also—

House Bill No. 476:

A bill to be entitled An Act to provide for impounding of all excise and license taxes now or hereafter levied and collected by the State of Florida from the operation of any race track or game of jai-a-lai or pelota, or pari-mutuel pools conducted in conjunction therewith, in the event the apportionment and distribution thereof as now or hereafter provided by law is held to be invalid by the Supreme Court of the State, and requiring the State Treasurer to hold said tax moneys in a special fund to be retained by him and to distribute the same only in such manner and at such time as prescribed by the Legislature of this State.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 475 and 476, contained in the above message, were read the first time by titles only and referred to the Committee on Finance and Taxation.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 18, 1939.

Hon. J. Turner Butler,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

House Bill No. 477:

A bill to be entitled An Act to amend Section 1526, Revised General Statutes of Florida, 1920, relating to the transfer of money from one fund to another fund in the annual budgets of counties.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 477, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 19, 1939.

Hon. J. Turner Butler,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

House Bill No. 8:

A bill to be entitled An Act providing that courses in vocational training shall be made available by county boards of public instruction for students in all accredited high schools of the State.

Also—

House Bill No. 167:

A bill to be entitled An Act regulating the allowance of exemptions for household goods and personal effects of legal residents of the State of Florida and to the head of a family residing in this State, excepting household goods and personal effects used for commercial purposes and fixing the amount of such exemptions and prescribing the duties of county and city officers and taxpayers with reference thereto.

Also—

House Bill No. 180:

A bill to be entitled An Act for the promotion and encouragement of water craft industry; exempting pleasure yachts and boats of non-resident ownership which are enrolled, registered or licensed at ports in States or Countries other than

the State of Florida, from personal property tax and repealing all laws in conflict herewith.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And House Bill No. 8, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

And House Bill No. 167, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C."

And House Bill No. 180, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 19, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the required Constitutional two-thirds vote of all members elected to the House of Representatives for the 1939 Session of the Legislature—

House Bill No. 37:

A bill to be entitled An Act for the relief of Glades County, Florida, and to cancel that certain debt due the State of Florida by the said Glades County for a loan executed under Chapter 11,842. Laws of Florida, Acts of 1927.

Also—

House Bill No. 205:

A bill to be entitled An Act for the relief of M. E. Decker.

Also—

House Bill No. 207:

A bill to be entitled An Act for the relief of Oscar Osteen and Edgar R. Brown.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And House Bill Nos. 37, 205 and 207, contained in the above message, were read the first time by titles only and referred to the Committee on Pensions and Claims.

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 19, 1939.

Hon. J. Turner Butler,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform

the Senate that the House of Representatives has passed:

House Bill No. 206:

A bill to be entitled An Act relating to the cancellation of certain tax certificates of the State of Florida.

Also—

House Bill No. 251:

A bill to be entitled An Act to create the Everglades Fire Control District; to appoint a commission for the Everglades Fire Control District and vesting in the commission the power to appoint a chief fire warden and to fix the salary to be paid the said chief; to empower the chief, with the consent of the commission; to appoint a fire warden for each county in which any part of the Fire Control District lies, and to fix the salaries; to provide for the election and terms of the commissioners, and to provide the manner in which a vacancy in any office of a commissioner may be filled, and to fix their compensation; to make it unlawful to set and/or start fires in the district; fixing responsibility for fires and requiring the extinguishment of same; regulating the accumulation of brush heaps and other inflammable material and vesting the chief of the Fire Control District and each county fire warden appointed under the provisions of this Act with police powers with reference thereto; to authorize the chief of the Fire Control District, with the consent of the commissioners, to purchase material for abating and preventing fires; to authorize the chief of the Fire Control District to adopt and promulgate, with the approval of the commissioners, rules and regulations with reference to fires; to provide for rewards and to prescribe penalties and punishment for violation of this Act and to make an appropriation for the payment of salaries and other expense incident to fire control in the district, and to authorize the chief of the Fire Control District, with the consent of the commissioners, to employ the State convicts at the prison farm located near or at Belle Glade, Florida in fire prevention and control in said district, and further provide that the commissioners be authorized to procure such additional funds from any department of the Federal government that they may be able to procure the same, from which may be further designated and/or allocated to this State for the purpose of fire prevention and control and/or flood control or for any like purpose, and cause the same to be deposited in the State Treasury in the State of Florida to the credit of the Everglades Fire Control District Fund.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

And House Bill No. 206, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

And House Bill No. 251, contained in the above message, was read the first time by title only and referred to the Committee on Drainage.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:08 o'clock P. M., until 11:00 o'clock A. M., Thursday, April 20, 1939.