

# JOURNAL OF THE SENATE

Wednesday, May 17, 1939

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, May 16, 1939.

The President in the Chair.

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

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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, Shar- it, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 10, 1939, was further corrected as follows:

On page 27, column 1, line 24, from the bottom of page, strike out the word "Senate" and insert in lieu thereof the word "House."

And as further corrected was approved.

The Journal of May 11, 1939, was further corrected as follows:

On page 33, column 2, line 31 from the bottom of page, strike out the figures "465" and insert in lieu thereof the figures "467".

And as further corrected was approved.

The Journal of May 16, 1939, was corrected as follows:

On page 8, column 2, line 3 from the top of the page, after the name "Hinely" insert a comma and the name Wilson.

And as corrected was approved.

## REPORTS OF COMMITTEES

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred—

Senate Concurrent Resolution No. 16:

Resolving that the members of the Florida Legislature now in Session, join with the Commissioner of Agriculture of the State of Florida the Florida Citrus Commission, and with growers' organization throughout the State in urging the Florida exhibit at the New York World's Fair of 1939, to place on display and on sale as soon as possible Florida Citrus Juices frozen by the new process developed by Davidson and Company, Inc., a Florida Corporation, in order to determine definitely the reaction of the public to these products, to acquaint the palate of the American public with Florida Citrus flavors in new and delicious confections, and to broaden the market for Florida Citrus Fruit throughout the nation.

Also—

Senate Bill No. 673:

A bill to be entitled An Act relating to the Lake Worth Drainage District. A corporation under the general drainage laws, existing in Palm Beach County, Florida; authorizing said the Lake Worth Drainage District to maintain water levels within the district and to install and operate pumps and pumping stations and to assess the land in the district benefitted by the maintenance of said water levels and installation and operation of said pumps and pumping stations not to exceed seventy five cents per acre per annum to defray the cost and expenses of maintaining of said water levels and installing and operating said pumps and pumping stations; and empowering the Board of Supervisors of the District to determine the lands benefitted and the amounts of such benefits; and giving said the Lake Worth Drainage District a lien on the land assessed as security equal in dignity to the lien for State and county taxes, and providing for the enforcement of said lien; and making it unlawful to interfere with the water levels main-

tained by the said district or with any of its pumps or pumping stations or with any of its dams, flood gates or water controls or to pump or drain any water from the canals of said district without its consent.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The Bills and Concurrent Resolution contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 788:

A bill to be entitled An Act to abolish the present municipal government of the Town of Macclenny in Baker County, Florida; to create and establish a new municipality to be known as the Town of Macclenny, in Baker County, Florida; to legalize and validate the ordinances of said Town of Macclenny, and official Acts thereunder; and to fix and provide its territorial limits, jurisdiction, privileges, functions, and powers, and the jurisdiction and powers of its officers and to validate and confirm certain bonds heretofore voted and sold and to be sold by the Town of Macclenny.

House Bill No. 3:

A bill to be entitled An Act referring to corporations and the restoration of the corporate privileges and corporate entity of corporations dissolved by operation of law for failure to pay the capital stock tax, and prescribing conditions for such restoration.

House Bill No. 860:

A bill to be entitled An Act permitting the State Comptroller to appoint the Federal Savings and Loan Insurance Corporation to act as liquidator of any building and loan association of Federal savings and loan association, which has membership in the Federal Savings and Loan Insurance Corporation; to act without bond and to have all of the usual powers granted a liquidator under the laws of the State of Florida and providing for a subrogation of the rights of the members and creditors.

House Bill No. 858:

A bill to be entitled An Act to amend Section 3 of Chapter 15908 of the Laws of Florida of 1933 as amended by Chapter 16844 of the Laws of Florida of 1935 relating to the business, operation, supervision and liquidation of building and loan associations.

House Bill No. 988:

A bill to be entitled An Act creating Indian Creek Village a municipal corporation in Dade County, Florida; defining its boundaries; prescribing its jurisdiction and powers; prescribing qualifications of its electors; and provide for a referendum before the said Act is to take effect; and relating generally to said village.

House Bill No. 1126:

A bill to be entitled An Act creating and establishing a Juvenile Court for Orange County, Florida, prescribing its jurisdiction, procedure and powers; providing for the qualification and the election of a Judge of said court, and prescribing his qualifications, duties, powers, and compensation, and providing for the appointment of a successor in case of a vacancy in said office, and providing for the County Judge to act as Judge of said court in certain instances; providing for the removal of said Juvenile Judge in certain

instances, and providing the manner and procedure for such removal; providing for the selection and appointment of probation officers for said court, and providing for their compensation, duties, and powers; providing for payment of expenses incurred in connection with the operation of said court, and repealing Chapter 8488, Laws of Florida, Acts of 1921, entitled, "An Act to create and establish a Juvenile Court in and for Orange County, Florida, to provide for a Judge of said court and to define his powers and duties; to provide for the expense of said court and compensation of said Judge," and all Acts amendatory thereto, and repealing conflicting laws.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Holland, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bills and recommends that the same do not pass.

**Senate Bill No. 595:**

A bill to be entitled An Act taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol by weight, amending Section 10 of Chapter 18015 of the Acts of 1937, entitled: "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one percentum of alcohol by weight, amending Sections 7 and 9 of Chapter 16774 of the Acts of 1935, entitled 'An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages'; providing for additional supervisors of the beverage department; providing for the expenses of the beverage department; appropriating the monies collected under the beverage laws and providing penalties for the violation of this Act."

**Senate Bill No. 199:**

A bill to be entitled An Act amending Section 28 of Chapter 16015, Laws of Florida, Acts of 1933, entitled "An Act relating to the assessment, levying and collection of taxes upon the estates of decedents, to prescribe the rates of such taxes, and the method of computing and collecting the same, to provide for the enforcement thereof and for the disposition of revenue therefrom, and imposing penalties for the violation of this Act." So as to appropriate one half of the taxes collected under said Act to the municipalities of the State for certain municipal purposes as an indemnity for revenue losses from ad valorem taxation, occasioned by the ratification of Section 7 of Article X of the Constitution; providing a special fund in the State Treasury for the reception of such taxes; providing the method, basis and means of apportionment and distribution of such taxes and the duties of certain State and municipal officials in connection therewith; providing the purposes for which said taxes so appropriated shall be used, and repealing all laws in conflict with this Act.

**Senate Bill No. 562:**

A bill to be entitled An Act to amend Subsection A, of Section 9, Chapter 16774, Laws of Florida, Acts of 1935, entitled "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages," as amended by Subsection A, of Section 10, Chapter 18015, Laws of Florida, Acts of 1937, providing for a tax on malt beverages.

And Senate Bills Nos. 595, 199 and 562, contained in the above report, were laid on the table.

Senator Holland, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully

considered the following bill and recommends that the same do pass.

**Senate Bill No. 779:**

A bill to be entitled An Act imposing a tax for revenue of One Thousand (\$1,000) Dollars annually on all persons, firms, or corporations who bid for, or who perform, public contracts of public grading, streets, highways, sewers, bridges, or culverts in the State of Florida, where the bid submitted or the contract to be performed amounts to more than twenty five thousand (\$25,000) Dollars; declaring the public policy of the State of Florida and a legislative finding in regards thereto; declaring bidding on such contracts to be doing business in Florida; creating a State highway contractors licensing board; defining its powers and duties; requiring all contractors who bid for or perform public contracts for public grading, streets, highways, sewers, bridges, or culverts where the bid submitted or the contract let amounts to more than twenty five thousand (\$25,000) dollars to pay a license fee of one hundred (\$100.00) dollars annually and to secure a license certificate from said board before submitting bids on or performing any such contracts; prescribing regulations regarding applications for and issuance of such license certificates by said board to such contractors; authorizing said board to issue licenses to such contractors who shall comply with this Act, and authorizing said board to revoke licenses issued for cause, and to refuse to issue such licenses under certain conditions; providing for expenses for the administration of this Act; providing for the one thousand (\$1,000) dollars tax levied herein shall be appropriated to the General Revenue Fund, and providing that the license fee imposed on such contractors shall be credited to the State Highway Contractors Board Fund, providing penalties for the violation of this Act, and repealing all laws and parts of laws in conflict herewith, with the following amendments:

**Amendment No. 1:** In the title, lines 8 and 9, and 19 and 20, strike the words "twenty five thousand (\$25,000) dollars" and insert in lieu thereof the words "fifty thousand (\$50,000) dollars."

**Amendment No. 2:** In Section 1, lines 8, 14 and 15, and 30, strike the words "twenty five thousand (\$25,000) dollars" and insert in lieu thereof the words "fifty thousand (\$50,000) dollars."

**Amendment No. 3:** In Section 2, lines 5 and 6, strike out the words "twenty-five thousand (\$25,000) dollars" and insert in lieu thereof the words "fifty thousand (\$50,000) dollars," and in line 18 of said Section, strike the words "twenty-five thousand dollars" and insert in lieu thereof the words "fifty thousand dollars."

**Amendment No. 4:** In Section 3, lines 10 and 11, strike the words "twenty-five thousand (\$25,000) dollars," and insert in lieu thereof the words "fifty thousand (\$50,000) dollars."

**Amendment No. 5:** In Section 8, line 6, strike the words "twenty-five thousand (\$25,000) dollars" and insert in lieu thereof the words "fifty thousand (\$50,000) dollars."

**Amendment No. 6:** In Section 10, last line, strike the words "twenty-five thousand (\$25,000) dollars" and insert in lieu thereof the words "fifty thousand (\$50,000) dollars."

And Senate Bill No. 779, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bills and recommends that the same do not pass—

**Senate Bill No. 787:**

A bill to be entitled An Act to amend Section 697 of the Revised General Statutes of Florida, 1920 (Section 897, C. G. L.) as amended by Chapter 18312, Acts of 1937, relating to the exemption of property from taxation, and matters in relation thereto.

**Senate Bill No. 695:**

A bill to be entitled An Act for the relief of the City of Clearwater, a municipal corporation, removing and cancelling all past due State and County taxes on certain municipality owned property in said City of Clearwater.

**Senate Bill No. 407:**

A bill to be entitled An Act authorizing the creation of municipal tax adjustment boards, prescribing their powers, duties and limitations; prescribing the length of time such

Board shall stay in existence; providing for a chairman and secretary and authorizing said board to adjust, settle and compromise taxes and special assessments.

**Senate Bill No. 304:**

A bill to be entitled An Act to amend Section 716 of the Revised General Statutes of Florida, 1920, as amended by Chapter 12,413, Laws of Florida, Acts of 1927, now Section 918, Compiled General Laws of Florida, 1927, relating to the valuation of property from tax assessments and returns by property owners.

**Senate Bill No. 776:**

A bill to be entitled An Act requiring all municipal drainage districts, school districts, road and bridge districts, and all other taxing units to make a detailed report or financial statement upon the debt condition of said taxing unit to the State Auditor and repealing all laws or parts of laws in conflict herewith.

And Senate Bills Nos. 787, 695, 407, 304 and 776, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Holland, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bill and recommends that the same do pass—

**House Bill No. 901:**

A bill to be entitled An Act to exempt the property of the St. Petersburg Yacht Club, a corporation not for profit, from taxation and to cancel all past due and omitted State, County or City taxes heretofore levied against the same.

And House Bill No. 901, 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:

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

**Senate Bill No. 35:**

A bill to be entitled An Act to establish a State Board of examiners in the basic sciences underlying the practice of the healing art, to provide for its organization, powers, duties and compensation, to provide for examination in the basic sciences and that certification by said Board of Proficiency in the basic sciences to be a prerequisite to the eligibility of any person for examination for license to practice the healing art; to define the basic sciences, the healing art, a license, and to provide penalties for the violation of this Act.

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

And Senate Bill No. 35, contained in the above report, was certified to the House of Representatives.

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

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

**Senate Bill No. 455:**

A bill to be entitled An Act to amend Chapter 5931, Acts of Legislature of 1909, being "An Act to authorize the State Board of Health to adopt, promulgate and enforce rules and regulations for the betterment and protection of the public health of the State of Florida."

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

And Senate Bill No. 455, contained in the above report, was certified to the House of Representatives.

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

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

**Senate Concurrent Resolution No. 17:**

Inviting the Honorable Eugene Talmadge, former Governor of our neighbor State of Georgia, to address the Legislature at 8 o'clock P. M., Wednesday, May 17th, 1939.

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

And Senate Concurrent Resolution No. 17, contained in the above report, was referred to the Committee on Enrolled Bills.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

**Senate Bill No. 54:**

A bill to be entitled An Act providing for the creation of a Firemen's Relief and Pension Fund in certain cities and towns of the State of Florida not now having an established similar fund; creating a Board of Trustees in such municipalities to administer the fund; designating the powers and duties of such boards; prescribing who shall receive a pension or relief out of the newly created pension funds; authorizing certain cities and towns to levy and impose an excise or license tax on the gross receipts of certain insurance companies on all premiums collected on fire and tornado insurance policies covering property within such cities and towns; requiring a certified copy of the ordinance imposing such tax to be deposited with the State Comptroller and Treasurer; providing that such tax when imposed and paid shall be credited on the State tax imposed on such insurance premiums; creating a special fund for the reception of such taxes; providing for the deposit, appropriation and disposition of the proceeds derived from such taxes and prescribing the duties of certain officials, including the State Treasurer as treasurer and insurance commissioner, with reference thereto; requiring certain insurers to make annual reports to the State Treasurer and repealing all laws in conflict with this law.

Beg leave to report that the same has this day been presented to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

**House Bill No. 216:**

A bill to be entitled An Act providing for the re-registration of voters for all elections to be held in the year A. D. 1940 and subsequent years thereafter, in Counties of this State having a population of not less than 14,500 and not more than 14,600 according to the last Federal Census.

**House Bill No. 680:**

A bill to be entitled An Act appropriating from the net income payable to Counties of a population of 180,000 inhabitants or more, by any Clerk or Judge of a Court of Record a sum equal to One Dollar for each suit, action or proceeding instituted in such court for the maintenance of a law library and the furnishing, conditioning, equipping, maintaining and use of the courtrooms, judges' chambers and law library in the County Court House and making same a County purpose.

**House Bill No. 760:**

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Clay County, Florida, to levy a special tax of not to exceed one mill annually for hospitalization of indigent inhabitants of said County.

**House Bill No. 786:**

A bill to be entitled An Act to fix the times for holding the regular terms of the Circuit Court in all of the Counties in the State of Florida having a population of not less than 22,000 and not more than 22,300, according to the official State Census of 1935.

**House Bill No. 526:**

A bill to be entitled An Act prescribing and defining the rights and liabilities of persons going upon and over lands, other than their own, for the purpose of hunting, taxing or killing wild game in all counties of the State of Florida having a population of not less than fifty thousand and not more than fifty-three thousand, according to the last preceding State or Federal census, and prescribing penalties for the violation thereof.

**House Bill No. 572:**

A bill to be entitled An Act to declare, designate and establish as a State Road that part of Coconut Palm Drive beginning at a point where said drive intersects Biscayne Canal in Dade County, Florida, continuing west crossing State Roads Number 271, Number 4 A and Number 205 to Country Club Road, thence south along Country Club Road to its intersection with State Road Number 205.

**House Bill No. 589:**

A bill to be entitled An Act for the relief of Albert A. White on account of personal injuries received by him when struck by a Duval County truck driven by an employee of Duval County while engaged in the performance of his duties as such, requiring the Board of County Commissioners to investigate such claim and to settle by payment in such an amount as they may determine, not to exceed five thousand dollars.

**House Bill No. 692:**

A bill to be entitled An Act to provide for a librarian and assistants for certain law libraries in counties having a population of 180,000 inhabitants or more according to the latest census.

**House Bill No. 691:**

A bill to be entitled An Act authorizing delivery to law libraries maintained in counties of a population of 180,000 or more according to the latest census, by taxation, copies of Acts of the Legislature and Journals of House and Senate.

**House Bill No. 850:**

A bill to be entitled An Act making it lawful to take silver mullet from the salt waters of Palm Beach County, Florida, during the closed season for the taking of mullet, for purposes of bait, propagation or research.

**House Bill No. 884:**

A bill to be entitled An Act to prohibit hogs from roaming or running at large within that part of Lee County, Florida, described herein, and providing for the enforcement of this Act and for the impounding of hogs found roaming or running at large in said territory; and providing that persons damaged by such hogs roaming or running at large may recover damages therefor; and providing a penalty for the violation of the provisions of this Act; and providing for a referendum when this Act shall become effective.

**House Bill No. 789:**

A bill to be entitled An Act to fix the times for holding the regular terms of County Court in all of the counties in the State of Florida having a population of not less than 22,000 and not more than 22,300, according to the official State census of 1935.

**House Bill No. 825:**

A bill to be entitled An Act fixing the compensation of Members of the Board of County Commissioners in counties of the State of Florida having a population of not less than Five Thousand Two Hundred Fifty (5,250) and not more than Five Thousand Five Hundred (5,500) according to the last preceding Florida State census; and ratifying, approving and confirming salaries paid Members of the Board of County Commissioners in such counties from October 1st, 1937, to the present time; and repealing all laws in conflict herewith.

**House Bill No. 833:**

A bill to be entitled An Act relative to the election of the Mayor and Councilmen of the City of Chipley, Florida; fixing the term of office and oath of office of such officials; providing that in primary elections which may be held in said city for the selection of candidates for the office of Councilmen, such candidates to be nominated by the qualified voters of said city; and providing that if a vacancy shall occur in the office of Councilman in said city prior to expiration of the term of the one elected and qualified to hold such office, a successor for the unexpired term to fill such vacancy shall be appointed by the Mayor and confirmed by the Council of said city.

**House Hill No. 839:**

A bill to be entitled An Act to validate, ratify, approve and confirm certain bonds of Special Tax School District No. 1, of Suwannee County, Florida, dated January 1st, 1939, and to validate, ratify, approve and confirm all things done toward the issuance of said bonds.

**House Bill No. 854:**

A bill to be entitled An Act relating to State and County tax certificates on lands in the boundaries of the Lake Worth Drainage District in Palm Beach County, Florida and cancelling all State and County tax certificates outstanding, together with subsequent and omitted taxes on certain lands within the boundaries of the Lake Worth Drainage District.

**House Bill No. 855:**

A bill to be entitled An Act relating to the sale of delin-

quent State and County tax certificates two years old or more, together with interest, penalties, costs and subsequent and omitted taxes pertaining to lands in the boundaries of the Lake Worth Drainage District in Palm Beach County, Florida, and empowering the Board of County Commissioners of Palm Beach County, Florida, to sell such certificates, together with interest, penalties, costs and subsequent and omitted taxes.

**House Bill No. 877:**

A bill to be entitled An Act to provide for the cancellation and release of all State, Broward County, and Special District taxes and tax sales certificates owned by the State of Florida, County of Broward, and other Special Taxing districts on certain lands owned by the City of Fort Lauderdale, or to which they hold a deed of conveyance.

**House Bill No. 474:**

A bill to be entitled An Act to declare, designate and establish a certain State Road in Hendry County.

**House Bill No. 523:**

A bill to be entitled An Act fixing the compensation of the Members of the Board of Public Instruction for the County of Alachua, State of Florida, and repealing all laws or parts of laws in conflict herewith.

**House Bill No. 416:**

A bill to be entitled An Act relating to the City of Clewiston, in Hendry County, Florida; and ratifying, validating and confirming all Acts and proceedings taken in the creation, organization and governmental functioning of said city, and the corporate existence thereof, and all tax levies, assessments, and special assessments and all tax sale certificates heretofore made or issued by said city; and repealing all laws or parts of laws in conflict with the provisions of this Act.

**House Bill No. 360:**

A bill to be entitled An Act to declare, designate and establish a State Road in Gulf and Bay Counties, Florida.

**House Bill No. 909:**

A bill to be entitled An Act to abolish Boards of Bond Trustees in all counties of the State of Florida having a population of not less than 3099 and not more than 3160 according to the last preceding State census, and to provide for the discharge of their duties and obligations by the Board of County Commissioners of such counties.

**House Bill No. 928:**

A bill to be entitled An Act to amend Sections 5, 6, 13, 14 and 30 of Chapter 10569 of the Acts of the Legislature of the State of Florida, approved May 14, 1925, being "An Act to validate and legalize an election held in and for the town of Fort Meade, Florida, on the 2nd day of April, A. D. 1925; to validate and legalize the Charter of the City of Fort Meade, which was adopted by the electors of said Town of Fort Meade at said election held on the 22nd day of April, A. D. 1925, and providing a form and method of government for said City of Fort Meade."

**House Bill No. 940:**

A bill to be entitled An Act to place the name of Police Officer W. E. Evans on the pension roll of the City of Tampa, Florida.

**House Bill No. 962:**

A bill to be entitled An Act relating to taxation; providing for the cancellation of tax sales certificates now held by the State of Florida, which were issued by the Tax Collector of Union County, Florida, in the year 1935 in cases where the tax sales certificates relate only to the 74 mill tax levy.

**House Bill No. 964:**

A bill to be entitled An Act authorizing the Town of Belle Glade, in Palm Beach County, Florida, to lease or sell and now owned or hereafter acquired, to Board of Public Instruction of Palm Beach County for School purposes providing a referendum.

**House Bill No. 966:**

A bill to be entitled An Act providing that no person shall be elected to the office of Mayor of the City of Ocala or to the office of City Councilmen of the City of Ocala who shall not have received a majority of the qualified votes cast at any election for such office; providing for the holding of such additional election or elections as may be necessary in the event

that any such candidate or candidates do not receive such majority votes at any election; providing that in the case elections for City Councilmen there shall be as many groups as there are vacancies to be filled, and each candidate shall designate or in the event of nomination by petition or otherwise the nominating petition or other method of nomination shall designate the group in which such candidate for such office shall run; providing that in the event no such candidate receives a majority at any such election, that then and in that event the two candidates who receive the highest number of votes of the qualified electors cast at such election for such office shall be voted upon at an ensuing election or elections to be called by the mayor until a candidate for such office does receive a majority of the qualified votes cast at any such subsequent election or elections; providing that if any such candidate, who is entitled to be voted upon at such ensuing election shall withdraw, die, or become disqualified prior to the holding thereof, that then the candidate who received the third highest number of qualified votes at the first election for such office shall be substituted for such candidate so dying, withdrawing or becoming disqualified and shall be voted upon at such subsequent election or elections: And, providing that all electors who were qualified to vote at the first election shall be qualified to vote at such subsequent election or elections; that the inspectors and clerks of such first election shall be the inspectors and clerks for all such subsequent elections, but that if any such inspector or clerk fail or refuse to act at such subsequent election the Mayor or the City of Ocala shall be authorized to appoint such inspectors or clerks for such subsequent election or elections as may be necessary due to such failure or refusal to act; and providing, that all subsequent elections shall be held and conducted in substantially the same manner as the first election and the returns thereof canvassed in the same manner as the returns of the first election; and, providing that ballots for such subsequent elections shall be printed and shall bear the name of the two candidates for such office who received the highest number of qualified votes therefor at the first election, and that in the event of the death, disqualification or withdrawal of any one of such candidates, notice to that effect shall be posted conspicuously at the voting places, and the name of the candidate for any such office who received the third largest number of votes therefor at the first election may be written in and voted for by those of the electors who choose to do so; and providing that should it develop that only one of the three candidates for any such office who received the highest number of qualified votes therefor at the first election therefor, will be a candidate therefor at any subsequent election herein provided, then such subsequent election shall not be held but a special election shall be held for the purpose of electing such officer: which said special election shall be called, held and conducted in all respects as if a vacancy had occurred in such office and any qualified persons desiring to become a candidate for such office and who shall comply with all valid city ordinances and laws in regard thereto may become a candidate therefor at such special election; repealing all laws and parts of laws in conflict with the provisions of this Act; and providing that this Act shall go into effect immediately upon its passage and approval by the Governor, or upon its becoming a law without such approval.

**House Bill No. 973:**

A bill to be entitled An Act to amend Section 8 of Chapter 10847, Laws of Florida, approved May 9, 1925, as amended by Chapter 15339, approved May 15, 1931, and entitled: "An Act to amend and re-enact the Charter of the City of Miami, in the County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said city and means for exercising the same: And to authorize the imposition of penalties for the violation of ordinances, and to ratify certain Acts, and proceedings of the commission and of the officers of the city," relating to Miami municipal elections and qualifications and requirements of candidates participating in said municipal elections.

**House Bill No. 981:**

A bill to be entitled An Act making it unlawful to fish with or cause to be fished with, to set or cause to be set for fishing, any seine, haul seine, drag net, gill net, stop net, or any other net except a common hand cast net or common hand dip net, within 1500 feet of the corporate limits of any incorporated municipality in Manatee County, Florida, and prescribing penalties for any violation of this Act.

**House Bill No. 990:**

A bill to be entitled An Act to amend Section 27 of Chap-

ter 9897, Laws of Florida, Acts of 1923, entitled: "An Act to abolish the present municipal government of the City of Sanford, Seminole County, State of Florida, and to organize, incorporate and establish a city government for the same, and to prescribe the jurisdiction, powers and functions of said municipality." said Section relating to the powers and duties of the municipal Judge of the City of Sanford, Florida, and procedure in the Municipal Court.

**House Bill No. 1043:**

A bill to be entitled An Act to authorize and empower the City Commission of the City of Stuart, Florida, to compromise, adjust and settle certain taxes and assessment liens of the said city.

**House Bill No. 1044:**

A bill to be entitled An Act to validate and legalize in the purchaser, or purchasers, and their successors and assigns in title, the title to all property acquired at any Master's Sale through foreclosure of delinquent city taxes, or special assessments or improvement liens, by the City of Stuart, Florida, under the provisions of Chapter 15,038, Acts of 1931, Laws of Florida, or any Acts amendatory thereto.

**House Bill No. 1050:**

A bill to be entitled An Act authorizing and requiring the State Board of Administration and Seminole County, Florida, by and through its Board of County Commissioners, to waive all interest accrued and to accrue upon certain bonds of the Town of Oviedo, Florida, and to immediately surrender all interest coupons thereon or therewith.

**House Bill No. 1076:**

A bill to be entitled An Act providing for pensions for employees of the City of Jacksonville Beach.

**House Bill No. 1080:**

A bill to be entitled An Act repealing Chapter 18081, Acts of 1937, being An Act providing for the distribution and use by the Board of County Commissioners of Osceola County and the Board of Public Instruction of Osceola County of Moneys received by Osceola County under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, and to provide for the distribution and use by the Board of County Commissioners of Osceola County, Florida, of all moneys received by Osceola County, Florida, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any amendment or amendments thereto or other laws providing for revenues from licensed Race Tracks in this State, providing said moneys shall be paid by the State Treasurer on warrants drawn by the Comptroller to the said board.

**House Bill No. 1081:**

A bill to be entitled An Act authorizing the State Board of Administration to transfer and pay over to the Board of County Commissioners of Osceola County for use in the construction and maintenance of roads in such districts, moneys collected and turned over to the State Board of Administration for the account of any special Road and bridge district in Osceola County whose entire bonded indebtedness has been retired.

**House Bill No. 1083:**

A bill to be entitled An Act cancelling and annulling all real and personal property taxes assessed, levied and imposed by the City of St. Cloud, Florida, for the years 1931 and prior thereto, remaining unpaid on December 15, 1940.

**House Bill No. 1085:**

A bill to be entitled An Act to cancel and annul interest penalties on personal property taxes assessed and levied by the City of St. Cloud for the years 1932, 1933, 1934 and 1935, providing that no interest penalties shall hereafter be added to or collected by said City on said taxes assessed and levied for said years, ratifying and confirming the action of City officials of said City in waiving interest penalties on said taxes prior to the passage of this Act and cancelling said interest penalties so waived.

**House Bill No. 1106:**

A bill to be entitled An Act authorizing the Town of Palm Beach, Florida, to provide for life, health, accident, hospitalization or annuity insurance, or all or any kinds of said insurance, for its employees upon a group insurance plan, and to pay in whole or in part premiums therefor, and relieving said Town from the provisions of the Florida Workmen's compensation Act to the extent that the insurance so provided

affords the benefits provided by said Florida Workmen's Compensation Act.

**House Bill No. 1051:**

A bill to be entitled An Act authorizing the Town Council of the Town of Oviedo, Florida, to act as a municipal delinquent tax adjustment board, prescribing its powers, duties and limitations; prescribing the length of time such board shall stay in existence; providing for a chairman and secretary of said board, and authorizing said board to adjust, settle and compromise certain taxes and special assessments.

**House Bill No. 1134:**

A bill to be entitled An Act ratifying, confirming, validating and legalizing all acts and proceedings of the City Commission of the City of New Smyrna Beach, Florida, heretofore done and taken in connection with the affairs of said City and ratifying, confirming, validating and legalizing all acts and proceedings of W. E. Swoope, C. E. Griffin and J. T. Courtney, as members of the City Commission of said City, done and taken during their respective terms of office.

**House Bill No. 1135:**

A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments, valuations or properties levies of taxes and sales of tax certificates made by the City of New Smyrna Beach, Volusia County, Florida, for the years A. D. 1937 and 1938, and authorizing the collection of said taxes in the manner provided by law.

**House Bill No. 1136:**

A bill to be entitled An Act establishing a game and bird and wild life sanctuary on the area in Seminole County known as the Bear Lake District; to prohibit the discharge of firearms in said area and to prevent the killing, chasing or hunting of wild life in said area and to provide a penalty for the violation thereof.

**House Bill No. 1082:**

A bill to be entitled An Act granting to the City of St. Cloud, the power to prescribe and enforce zoning regulations governing the construction, location, and use of buildings and other structures within the city limits of said city; to provide for the method of procedure to establish such regulations; to provide for the creation of a zoning commission and a Board of adjustment and prescribing the duties of the same; to provide for hearings and appeals; to provide for penalties for the violations of this Act and of such regulation; to provide for civil remedies to restrain, correct, or abate violations of this Act and of such regulation; and to repeal Section 77 of Chapter 14377, Special Acts of the 1929 Legislature of Florida, relating to buildings and zoning in said city.

**House Bill No. 1000:**

A bill to be entitled An Act to amend Section 83 of Chapter 9897, Laws of Florida, Acts of 1923, entitled "An Act to abolish the present municipal government of the City of Sanford, Seminole County, State of Florida, and to organize, incorporate and establish a city government for the same, and to prescribe the jurisdiction, powers and functions of said municipality." Said Section relating to the payment and collection of taxes by the City of Sanford, Florida.

**House Bill No. 1004:**

A bill to be entitled An Act cancelling tax certificates Nos. 717, 718 and 719 dated July 3, 1933, and certificates Nos. 3713, 3714 and 3715, dated June 4, 1934, held by the State of Florida for unpaid State and County taxes upon certain real estate situated in Citrus County, Florida, and now owned by Citrus County, Florida, and in this described, and cancelling all State and County taxes assessed against said real property and exempting said real property from State and County taxes, so long as the same are owned by Citrus County, Florida.

**House Bill No. 1006:**

A bill to be entitled An Act cancelling all municipal taxes and paving held by the City of Inverness, Florida, for unpaid municipal taxes and paving upon certain real estate situated in the City of Inverness, Florida, and now owned by Citrus County, Florida, and in this Act described, and exempting said real estate from municipal taxes so long as the same is owned by Citrus County, Florida.

**House Bill No. 1009:**

A bill to be entitled An Act to fix the compensation of the

Members of the Board of County Commissioners of Putnam County, Florida; providing that such compensation shall be in lieu of all compensation, fees and expenses allowed by law; and providing for the method of payment thereof.

**House Bill No. 1011:**

A bill to be entitled An Act prohibiting the catching, gathering or taking, for the purpose of sale, of any kind or character of fish, or of alligators, or of frogs, from the waters of Lake Weir and Little Lake Weir, said Little Lake Weir being otherwise known as Lake Bonita, in the County of Marion, State of Florida; making it a misdemeanor to violate the provisions of this Act; and providing a penalty for the violation thereof.

**House Bill No. 993:**

A bill to be entitled An Act to amend Section 14, Chapter 11272, Laws of Florida, 1925, entitled "An Act creating and incorporating a Special Tax District in Volusia County, Florida, to be known as the 'Halifax Hospital District', fixing and prescribing the boundaries of said District; providing for the governing and administration of the same; providing and defining the powers and purposes of said District and the Board of Commissioners thereof; authorizing and empowering such Board to establish, contract, operate and maintain such hospital or hospitals as may be established and constructed by said Board in said District; authorizing and providing for the issuance and sale of bonds of said District; authorizing and empowering such Board to borrow money on the note or notes of said District; authorizing and providing for the levy and collection of taxes for the payment of the said bonds and the interest thereon, and authorizing and providing for the levy and collection of additional taxes for the repair and maintenance of said hospital or hospitals; authorizing and providing generally the powers and duties of said Board on its behalf," as amended by Chapter 16037, Laws of Florida, 1933, and Chapter 17977, Laws of Florida, 1937, so as to authorize the Board of Commissioners of said District to levy a tax not to exceed five mills on the dollar on all taxable property in the district for the year 1939, and not to exceed four mills on the dollar on all taxable property in the District annually for each year thereafter, for the operation, maintenance and repair of hospitals established by said Chapter 11272, Laws of Florida, 1925, and for other purposes of the District.

**House Bill No. 998:**

A bill to be entitled An Act relating to suits against the City of Sanford, Florida, for damages arising out of tort; limiting said City's liability in such cases; requiring notice of claim for any alleged injury, and defining the duties of the Mayor and authority of the City Commission of said City in regard thereto, and prescribing the measure of damages in such cases.

**House Bill No. 563:**

A bill to be entitled An Act providing for the cancellation of all outstanding tax sales certificates held and owned by the State of Florida and all tax liens for unpaid State and County taxes on certain lands in Polk County, Florida, and the elimination of taxes thereon for subsequent years.

**House Bill No. 1141:**

A bill to be entitled An Act providing that a certain portion of the funds hereafter to accrue to Pasco County, Florida, under the provisions of Chapter 14832, Acts of 1931, shall be used as security for and to liquidate a certain loan to be made to the Board of Public Instruction of said County.

**House Bill No. 1140:**

A bill to be entitled An Act to authorize the Board of County Commissioners of Pasco County, Florida, to acquire and operate a County Hospital and providing for its management.

**House Bill No. 889:**

A bill to be entitled An Act to prohibit the hunting or taking, within Suwannee County, State of Florida, of all game, game birds, or fur-bearing animals, as herein defined, except on certain stated days during the open season for hunting; to provide penalties for violation of the provisions hereof; and to provide for the enforcement hereof.

**House Bill No. 762:**

A bill to be entitled An Act providing for the incorporation, licensing and regulation of corporations not for profit for the purpose of operating non-profit hospital service plans in all Counties having a population of not less than 85,000 and not more than 165,000 according to the last State or Federal Census, exempting such corporations from all other provisions of

the insurance laws of the State of Florida, providing penalties for the violations of the provisions of this Act, and repealing all laws in conflict therewith.

**House Bill No. 1042:**

A bill to be entitled An Act validating and confirming and legalizing the use and expenditure of any funds of Jensen Road and Bridge District, by the Board of County Commissioners of Martin County, Florida, during the years 1931 to 1938 inclusive, providing for the repeal of all laws in conflict herewith, and providing for the effective date of this Act.

**House Bill No. 1041:**

A bill to be entitled An Act authorizing the Board of County Commissioners of Martin County, Florida, to provide medication and hospitalization for the indigent citizens of such County; and to provide for the levy and collection of a tax of not more than four mills per annum for said fund; and to provide for the expenditure of such sum among the indigent citizens of such County; and to provide for the repeal of all Acts in conflict herewith; and providing for the effective date of this Act.

**House Bill No. 1094:**

A bill to be entitled An Act to authorize the Clerk of the Circuit Court, Tax Assessor and Tax Collector of Charlotte County, Florida, with the consent of the Board of County Commissioners of said County, to reduce the fees allowed them by law in connection with purchase of tax certificates under Chapter 18296, Laws of 1937, where said certificates describe lands by lots and/or blocks which lands are not situated in any incorporated town in said County.

**House Bill No. 1084:**

A bill to be entitled An Act to amend Section 14 of Chapter 14377, Special Acts of the 1929 Legislature of Florida, being the charter Act of the City of St. Cloud, Florida, by providing that the annual election in said city shall be held on the last Friday in March of each year instead of the last Saturday in March of each year.

**House Bill No. 1032:**

A bill to be entitled An Act to permit the operation of dog race tracks and the holding of dog race track meetings in Santa Rosa County, Florida, during the period extending from and including the first day of December in each year to and including the first day of October of the following year, provided that such dog race track meetings shall not cover a total period of more than ninety (90) days in any twelve month period.

**House Memorial No. 8:**

A Memorial to the Congress of the United States requesting the Federal Government to change the name of Fort Marion National Monument to Castillo De San Marcos National Monument, the latter name being more indicative of the historical name and significance of the ancient fortification.

**House Bill No. 999:**

A bill to be entitled An Act authorizing the City Commission of the City of Sanford, Florida, to act as a Municipal Delinquent Tax Adjustment Board, prescribing its powers, duties and limitation; prescribing the length of time such board shall stay in existence; providing for a chairman and secretary of said board and authorizing said board to adjust, settle and compromise certain taxes and special assessments.

**House Bill No. 373:**

A bill to be entitled An Act to fix and provide for the compensation of members of the Board of County Commissioners in all Counties in the State of Florida having a population of not less than Three Thousand (3,000) and not more than Three Thousand One Hundred and Fifty (3,150), according to the last preceding State census.

**House Bill No. 771:**

A bill to be entitled An Act requiring the Boards of Public Instruction of all Counties in this State having a population of not less than 8352 and not more than 8400, according to the last State census, to expend \$5,000.00 of the first race track monies distributed to said Boards of Public Instruction for the construction and repairing of school buildings in such Counties.

**House Bill No. 856:**

A bill to be entitled An Act to amend Section 11 of Chapter 15908, Laws of Florida, 1933, being An Act regarding the business of Building and Loan Associations in this State, by

providing that joint savings share accounts, joint investment share accounts, and joint stock accounts, whether made in a Building and Loan Association or a Federal Savings and Loan Association, may be paid to either of such joint holders or members.

**House Bill No. 857:**

A bill to be entitled An Act authorizing guardians, trustees, whether individual or corporate, administrators, executors and other fiduciaries, in addition to the investments heretofore authorized by law, to invest trust or other fiduciary funds in savings share or investment share accounts of any Federal Savings and Loan Association chartered under the laws of the United States of America, and doing business in the State of Florida, and in the shares of any Florida Building and Loan Association, which is a member of the Federal Home Loan Bank System.

**House Bill No. 957:**

A bill to be entitled An Act to amend Sections 1 and 3 of Chapter 18964, Laws of Florida, 1937, entitled, "An Act relating to the public free schools of Volusia County, Florida; providing for permanent tenure of employment of teachers possessing certain qualifications; providing for dismissal of, or refusal to employ such teachers for certain causes, and prescribing procedure for hearings on dismissal charges; providing for appeal to State Board of Education and requiring the State Board of Education to prescribe rules and regulations for the appeal.

**House Bill No. 1047:**

A bill to be entitled An Act to provide for the enactment of a code or ordinances in and for the City of Winter Haven, Florida; to provide for the making of amendments thereto; and to provide for a referendum election to be held hereon.

Beg leave to report that the same have this day been presented to the Governor for his approval.

**ORDERS OF THE DAY**

**Senate Bill No. 548:**

A bill to be entitled An Act regulating the sale and distribution of certain poisons and poisonous substances, and prescribing penalties for the violation thereof.

Which was pending roll call, having been read the third time in full on May 16th, 1939, was taken up in its order.

By unanimous consent Senator Westbrook offered the following amendment to Senate Bill No. 548:

In Section 3, line 11 (typewritten bill) after the word "use" strike out remainder of section.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 548, as amended, the roll was called and the vote was:

Yeas—Senators Dame, Dye, Kelly (11th), Lewis, Murphy, Parrish, Price—7.

Nays—Mr. President; Senators Adams, Beacham, Beall, Clarke, Dugger, Gillis, Gideons, Graham, Hinely, Hooges, Holland, Horne, Johns, Kanner, Kelly (16th), Kendrick, Lindler, Mapoles, Parker, Sharit, Walker, Westbrook, Whitaker, Wilson—25.

So the bill failed to pass.

Senator Kanner moved that the rules be waived and Senate Bill No. 25 be made a Special and Continuing Order of Business for consideration by the Senate beginning at 3:00 o'clock, P. M., Friday, May 19, 1939.

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

Senator Westbrook moved that the rules be waived and House Bills Nos. 519, 536, 544, 546, 654 and Committee Substitute for House Bill No. 396 and Senate Bills Nos. 429, 436, 118, 347, 433, 437, 418, 419, 427, 428, 596, 540 and 618 be made a Special and Continuing Order of Business for consideration by the Senate beginning at 11:30 o'clock A. M., Saturday, May 20, 1939.

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

Senator Kelly (11th) moved that the rules be waived and that House Bill No. 1 be made a Special and Continuing Order of Business for consideration by the Senate beginning at 11:30 o'clock, P. M., Monday, May 22, 1939.

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

Pursuant to the motion made by Senator Beall on May 16, 1939, and the hour having arrived, the Senate took up the consideration of Senate Bill No. 799, as a Special and Continuing Order.

**Senate Bill No. 799:**

A bill to be entitled An Act amending Sections 1, 2, 9, 13, 14, and 17 of Chapter 18285, Laws of Florida, Acts of 1937, entitled "An Act creating a State Welfare Board and District Welfare Boards and providing for their appointment, qualifications, powers and duties: providing that said State board shall be the agent for the United States, State, County and Municipal governments in the administration of funds for the relief of unfortunates; and authorizing the said Boards to act as agent for the United States, State, County and Municipal governments in the administration of any funds for investigations, social welfare work, or any other work incident to the public welfare of the United States, State, County and Municipal governments, authorizing the State Welfare Board to formulate rules and regulations necessary to carry out the intent and purposes of this Act; providing for the supervision of State and local institutions for destitute or dependent children and providing for the disposition, care, protection, support and maintenance of dependent children" authorizing the State Welfare Board to establish minimum standards of care for all local public and private institutions or agencies; creating the office of State Welfare Commissioner and providing for his appointment, providing that this Act shall not affect the enforcement of Chapter 9274, Acts of 1923, of Chapter 11834, and 13384, Acts of 1927, of Chapter 13620, Acts of 1929, and Acts amendatory thereof; repealing all other laws or parts of laws in conflict herewith; and making appropriations to carry out the purposes of said Act; and fixing the qualifications of persons entitled to monetary benefits or assistance under this Act."

Was taken up, having been read the third time in full on May 16, 1939.

By unanimous consent Senator Hodges offered the following amendment to Senate Bill No. 799:

In Section 13, line 7 (typewritten bill) strike out the words: State Welfare Board and insert in lieu thereof the following: Comptroller on warrants countersigned by the Governor.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Hodges also offered the following amendment to Senate Bill No. 799:

In Section 13, line 5 and 6 (typewritten bill) strike out the words: The State Board or to its order or and insert the following: the.

Senator Hodges moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Hodges also offered the following amendment to Senate Bill No. 799:

In Section 2, line 22 (typewritten bill) strike out the words: disbursement and insert in lieu thereof the following: administration.

Senator Hodges moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

And Senate Bill No. 799, as amended, was read the third time in full.

Pending roll call on Senate Bill No. 799, as amended, Senator Mapoles moved that the rules be waived and Senate Bill No. 799, as amended, be placed back on second reading for the purpose of further amendment.

Which was not agreed to.

The question recurred on the passage of Senate Bill No. 799, as amended

Upon the passage of Senate Bill No. 799, as amended, the roll was called and the vote was:

Yeas—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, Parker, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—34.

Nays—None.

So Senate Bill No. 799 passed, as amended, and was referred to the Committee on Engrossed Bills.

The following explanation of vote on the passage of Senate Bill No. 799, as amended, was filed with the Secretary:

I vote for this bill because it was steam rolled over and the only chance to again fool the old people as has been done for the past four years. I know that it is not what the people want or need.

W. H. MAPOLES.

Senator Kelly (16th) moved that a committee be appointed to escort the Honorable Hadley Brown of Brunswick, Georgia, a member of the Senate of Georgia, the Honorable Jordan E. Brooks of Camilla, Georgia, a member of the Senate of Georgia, the Honorable Roy Thrasher of Oconee, Georgia, a member of the Senate of Georgia, the Honorable H. B. (Hell Bent) Edwards of Valdosta, Georgia, a member of the House of Representatives of Georgia, the Honorable Frank McNall of Savannah, Georgia, a member of the House of Representatives of Georgia, the Honorable LeRoy Hendricks, Chief Inspector of the Department of Agriculture of the State of Georgia, to seats on the rostrum.

Which was agreed to.

The President appointed Senators Horne, Dame and Kelly (16th) as the committee.

Senator Lindler moved that a committee be appointed to escort Mrs. Fred Preston Cone, the wife of Florida's Chief Executive, and Mrs. G. O. Palmer, a personal friend of Mrs. Cone's, formerly of Lake City, Florida, and now residing in Miami Beach, Florida, to seats on the rostrum.

Which was agreed to.

The President appointed Senators Lindler, Hinely and Parker as the committee.

Senator Kelly (16th) moved that a committee be appointed to escort Mrs. Roy Thrasher of Oconee, Georgia, wife of the Honorable Roy Thrasher, a member of the Senate of Georgia, and Mrs. Jordan E. Brooks of Camilla, Georgia, wife of the Honorable Jordan E. Brooks, a member of the Senate of Georgia, to seats on the rostrum.

Which was agreed to.

The President appointed Senators Kelly (16th), Horne and Dame as the committee.

Senator Kelly (16th) moved that a committee be appointed to escort Mr. Robert Kloeppel and Mr. Harry Howell of Jacksonville, to seats on the rostrum.

Which was agreed to.

The President appointed Senators Kelly (16th), Dye and Hinely as the committee.

Pursuant to the motion made by Senator Dame on May 9, 1939, and the hour having arrived, the Senate took up the consideration of Senate Bill No. 279 as a Special and Continuing Order.

**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 and 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.

Was taken up.

Senator Dame moved that the rules be waived and Senate Bill No. 279 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 279 was read the second time by title only.

Senator Dame offered the following amendment to Senate Bill No. 279:

In Section 14, line 5 of said Section, page 29, (typewritten bill) strike out the words: 93,000 and insert in lieu thereof the following 9,300.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dame also offered the following amendment to Senate Bill No. 279:

In Section 24, line 25 of amendment number 1 strike out the words: of the Milk Commission, and insert in lieu thereof the following: to the Milk Commission.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dame also offered the following amendment to Senate Bill No. 279:

In Section 3, line 8 page 6, (typewritten bill) strike out the words: a bond, and insert in lieu thereof the following: a bond.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dame also offered the following amendment to Senate Bill No. 279:

In Section 4, line 21 page 9, (typewritten bill) strike out the words: (h), and insert in lieu thereof the following: (hh).

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dame also offered the following amendment to Senate Bill No. 279:

In Section 2, line 10, page 3 (typewritten bill), strike out the words: or corporation, and insert in lieu thereof the following: of corporation.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health offered the following amendment to Senate Bill No. 279:

In Section 3, page 5, strike all of line 8, and insert in lieu thereof the following: and three members of the milk industry, (4) One a producer as

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 279:

In Section 3, line 6, page 5, (typewritten bill) strike out the words: After the word "Health," and insert in lieu thereof the following: and the Commissioner of Agriculture or some employee of the Department of Agriculture.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 279:

In Section 3, line 11, page 5, (typewritten bill) strike out the words: After the word "Commission," and insert in lieu thereof the following: except the Administrator.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 279:

In Section 3, line 20 page 5, (typewritten bill) strike out the words: After the word "Florida," and insert in lieu thereof the following: Provided, that in order to insure rotation in office, the first members named hereunder shall be appointed for the following terms of office:

One member engaged in the business of producer-distributor as described herein shall be appointed for the period of four years.

One member engaged in the business of distributor as described herein shall be appointed for a term of three years.

One member engaged in the business of producer as described herein shall be appointed for a term of two years.

One member, a citizen not connected with the milk industry other than a consumer of milk products shall be appointed for a term of one year.

And the other member of the Board, the Administrator, shall be appointed for a term of two years.

Senator Dame moved the adoption of the amendment.

Pending adoption of the amendment offered by the Committee on Public Health to Senate Bill No. 279, Senator Graham offered the following substitute amendment to Senate Bill No. 279:

(Typewritten bill) strike out the whole of Section 3 and insert in lieu thereof the following:

Section 3. CREATION OF MILK COMMISSION.—There is hereby created a commission to be known as the Milk Commission, to consist of five (5) members to be appointed by

the Governor with the consent of the Senate and to be subject to removal by the Governor for cause as in the case of other officers as is provided by the Constitution. Such commission shall consist of one (1) member chosen from those residents of this State engaged in the business of producer as defined herein; and one (1) member to be chosen from the residents of this State engaged in the business of distributor as defined herein; and one (1) member to be chosen from residents of this State engaged in the business of producer-distributor as defined herein; and two (2) members who are residents of this State to represent the public generally. In naming the members of such commission, the Governor shall give due regard to allowing fair geographical representation throughout the State. Each of the five Congressional Districts of the State shall be represented on said commission by one (1) member who shall be a citizen and resident of such district. Such members shall be appointed for four (4) year terms; provided, that in order to insure rotation in office the first members named hereunder shall be appointed for the following terms of office:

The member engaged in the business of producer-distributor shall be appointed for term of two (2) years;

One member engaged in the business of distributor shall be appointed for a term of three (3) years;

One member engaged in the business of producer shall be appointed for a term of two (2) years; and

The members representing the public shall be appointed for a term of four (4) years; and one (1) year respectively; and as the terms of such members shall expire, their successors shall each be appointed for a term of four (4) years. Any vacancies occurring shall be filled by appointment by the Governor, and such appointments shall be for the unexpired term. All members shall hold office until their successors are appointed and qualified. Each member upon being appointed by the Governor, in order to qualify to discharge the duties of his office, shall immediately execute and file with the Comptroller an oath that he will faithfully discharge his duties as such member of the commission, and simultaneously therewith shall execute and file therewith a bond in the penal sum of Five Thousand (\$5,000.00) Dollars, payable to the Governor of the State of Florida or his successors in office, conditioned for the safekeeping and lawful application of moneys coming to the commission and under their control. Said bond shall be approved by the Comptroller. In the event of any liability accruing under said bonds, or any of them, it shall be the duty of the Attorney General of the State of Florida to institute suit to enforce collection thereof. The members of the Milk Commission shall be paid each of the sum of Ten (\$10.00) Dollars per day for each day actually spent in the performance of their official duties, plus their actual and necessary expenses, and same shall be allowed and paid as other expenses of the commission. Premiums upon bonds filed by the several commissioners shall be allowed and paid as an item of expense.

After all members of the Commission have been appointed and legally qualified, the members thereof shall promptly meet and organize by choosing a Chairman and Secretary from its members, to serve at the pleasure of the Commission, and shall thereafter conduct its executive organization in a parliamentary manner.

The expenditures of the Commission shall not exceed the revenues collected under this Act.

Such Commission shall thereafter select and employ an administrator. Said administrator shall have had adequate experience in the dairy business, and he shall be the administrative executive of the Commission in carrying out the terms of this Act, subject always to the general supervision of said Commission, and shall serve at the pleasure of said Commission and with a salary fixed by the Commission and with such duties and powers as said Commission may delegate, provide and specify. He shall give bond in such amount and conditioned as the Commission may require. The Commission may employ and at pleasure discharge, all such additional and such other technical, legal and clerical assistants and employees as may be necessary for the proper administration of this Act. Said Commission shall prescribe their powers and duties and fix their compensation and same shall be paid out of the funds collected hereunder, said administrator, subject to the limitations of this Act and the law, shall assist in enforcing this Act, but no official order may be made or issued by him without the approval of a majority of the membership of such Commission, which shall constitute a quorum for the conduct of the Commission's business, at a duly called meeting; provided, that between the meetings of the Commission,

said administrator may by proper resolution of a majority of the Commission constituting a quorum be designated to perform such duties as the Commission may prescribe in keeping with the terms of this Act.

Said Commission shall establish a principal office of the Commission, and the same shall be in such city in the State of Florida as said Commission may designate, but offices in other localities may also be established and maintained by the Commission whenever the same may be deemed expedient and convenient. Upon request of said Commission, it shall be the duty of the proper State officials to provide reasonable space for the use of said Commission in the State Capital.

Senator Graham moved the adoption of the Substitute Amendment to Senate Bill No. 279.

Upon which a roll was called.

Upon the adoption of the substitute amendment offered by Senator Graham to Senate Bill No. 279, the roll was called and the vote was:

Yeas—Senators Coulter, Gillis, Graham, Holland, Mapoles, Walker—6.

Nays—Mr. President; Senators Adams, Beall, Black, Clarke, Dame, Dugger, Dye, Gideons, Hinely, Hodges, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, McKenzie, Price, Rose, Sharit, Westbrook, Whitaker, Wilson—26.

So the substitute amendment offered by Senator Graham to Senate Bill No. 279 failed of adoption.

The question recurred on the adoption of the amendment offered by the Committee on Public Health to Senate Bill No. 279.

Which was agreed to and the amendment was adopted.

The Committee on Public Health offered the following amendment to Senate Bill No. 279:

In Section 3, line 10, page 5, (typewritten bill), strike out the words: "Two," and insert in lieu thereof the following: One.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 279:

In Section 3, line 21, page 5, (typewritten bill), strike out the words: After the word "Florida," and insert in lieu thereof the following: After all members of the Commission have been appointed and legally qualified, the members thereof shall promptly meet and organize by choosing a Chairman and Secretary from its members, to serve for terms of one year, and shall thereafter conduct its executive organization in a parliamentary manner.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 279:

In Section 24, (typewritten bill), strike out: All of Section 24, and insert in lieu thereof the following:

Section 24. Upon this Act taking effect, the present Milk Board created under Chapter 18022 of the Acts of the Florida Legislature of 1937 shall be and the same is hereby abolished and such Act creating the same is hereby repealed. Provided, however, that notwithstanding any provisions herein to the contrary that no tax due and owing to the Board under and by virtue of the provisions of Chapter 18022 of the Acts of the Florida Legislature of 1937 are abolished hereby, but such tax shall be due to and collected by the Commission created hereunder and such Commission shall have the same powers and duties in respect thereto as were contained in the said Chapter 18022 of the Acts of the Florida Legislature of 1937. And providing further that all obligations lawfully incurred and now due or to become due prior to the effective date of this Act shall be paid out of any funds now held by the Board created under Chapter 18022 of the Acts of the Florida Legislature of 1937, and should there be insufficient funds with which to pay said obligations in full, the Commission created hereunder shall pay the same out of any funds coming into its hands either from taxes due to the old Board and collected by the Commission created hereunder or from any taxes collected under the provisions of this Act; and the executive officers of the Milk Control Board created under Chapter 18022 of the Acts of the Florida Legislature of 1937 are hereby directed to turn over all records, supplies and funds in the legal possession of said Board of the Milk Commission herein

created for the use of such Commission in the administration of this Act. Any funds received therefrom shall be deposited to their credit in the same manner as license fees hereunder and are hereby appropriated for the use of the Commission hereof. All orders, rules and regulations of said Milk Control Board created by Chapter 18022 of the Acts of the Florida Legislature of 1937 shall continue until otherwise changed, modified or vacated by the Commission herein created.

Senator Dame moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Graham offered the following amendment to Senate Bill No. 279:

In Section 4, Sub. (e), line 3 (typewritten bill), strike out the words: "to issue subpoenas directed to said persons and require them to produce their records, books and accounts, and to subpoena any other persons from whom information is desired," and insert in lieu thereof the following: "By filing a petition in Chancery in the Circuit Court in which is located the place of business of the person or persons whose records are to be examined, stating to the Court the necessity for such examination and praying the Court to require the person or persons whose records are to be examined to appear before the Court and show cause why an order should not be issued directing the said person to produce such papers, records, books and accounts, and to give such information under oath as the petition shall request and to the Court seems fitting and proper."

Senator Graham moved the adoption of the amendment.

Which was not agreed to and the amendment failed of adoption.

Senator Graham also offered the following amendment to Senate Bill No. 279:

In Section 13, Sub. (a), last line (typewritten bill), strike out the period after the word "therewith," and insert in lieu thereof the following: "and the power of the Commission to fix wholesale prices of milk is hereby limited to fixing a minimum price to be charged and paid for milk regardless of the use to which it is to be put."

Senator Graham moved the adoption of the amendment.

Pending adoption of the amendment offered by Senator Graham, the hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:00 o'clock P. M. until 2:30 o'clock P. M., this day.

## AFTERNOON SESSION

The Senate reconvened at 2:30 o'clock P. M., pursuant to recess order.

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, Coulter, 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—38.

A quorum present.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Concurrent Resolution No. 17:

Inviting the Honorable Eugene Talmadge, Former Governor of our neighbor State of Georgia, to address the Legislature at 8 o'clock P. M., Wednesday, May 17th, 1939.

Have examined the same and find same correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

The Concurrent Resolution contained in the above report was thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senator Gillis, Chairman of the Committee on Constitu-

tional Amendments, reported that the Committee had carefully considered the following Joint Resolution and recommends that the same do pass.

**Senate Joint Resolution No. 778:**

A Joint Resolution proposing an amendment to Section 1 of Article IX of the Constitution of Florida relating to taxation and finance so as to provide that the special rate or rates on intangible property shall not exceed three mills on the dollar of the assessed valuation of such intangible property and to provide for the apportionment and distribution of such taxes.

And Senate Joint Resolution No. 778, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Gillis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution and recommends that the same do pass.

**House Joint Resolution No. 375:**

A Joint Resolution proposing to amend Section 9 of Article IX of the Constitution of the State of Florida relating to the exemption of certain property from taxation.

And House Joint Resolution No. 375, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Gillis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolutions and recommends that the same do not pass.

**Senate Joint Resolution No. 795:**

Senate Joint Resolution proposing an amendment to Section 2 of Article III of the Constitution of the State of Florida relating to the time of the meeting of the Legislature and the length of the sessions thereof.

**Senate Joint Resolution No. 794:**

Senate joint resolution proposing an amendment to Section 4, Article III of the Constitution of the State of Florida with reference to the qualification and pay of members of the Senate and House of Representatives of the Legislature of the State of Florida.

**Senate Joint Resolution No. 701:**

A joint resolution proposing an amendment to Article 4 of the Constitution of Florida relating to the Executive Department by adding thereto an additional section creating an Interstate Trade Relations Commission and fixing its powers and duties.

**Senate Joint Resolution No. 213:**

A joint resolution proposing an amendment to Section 27 of Article III of the Constitution of Florida relating to the Legislature providing for the election by the people or appointment by the Governor of all State and County officers not otherwise provided for in the Constitution and fixing by law their duties and compensation by adding thereto a provision that the Legislature shall have the power to establish a State Citrus Commission, designate the terms of office of its members, to create citrus commissioner districts and provide for the number of citrus commissioners who shall serve on said commission, to provide for their election to office by qualified citrus commissioner electors in the respective commissioner districts, to prescribe the qualifications of said citrus commissioner electors, to prescribe the citrus producing area or areas of the state of Florida in which said citrus commissioner districts are to be located and to provide for the removal only by recall by a majority vote of the qualified citrus commissioner electors in the district in which members of said commission sought to be removed shall hold office and to provide for the manner of holding elections of the citrus commissioners.

And Senate Joint Resolutions Nos. 795, 794, 701 and 213, contained in the above report, were laid on the table.

Senator Gillis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following joint resolutions and recommends that they do not pass.

**House Joint Resolution No. 127:**

A joint resolution proposing to amend Section 2 of Article III of the Constitution of the State of Florida relating to the Legislative Department.

**Engrossed House Joint Resolution No. 200:**

A joint resolution proposing to amend Section 19 of Article IV of the Constitution of the State of Florida relating to the succession to the office of Governor.

And House Joint Resolutions Nos. 127 and 200, contained in the above report, were laid on the table.

Senator Holland, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bill and recommends that the same do pass.

**Senate Bill No. 618:**

A bill to be entitled An Act relating to and regulating dealing in seafoods, and salt water products; requiring certain permits and imposing license taxes, and providing conditions governing the issuance thereof, and providing for the collection and disposition of the proceeds thereof; defining and regulating wholesale seafood dealers and retail seafood dealers; providing for the revocation and annulment for cause of permits and licenses to dealers in seafoods and salt water products; providing a tax on aliens dealing in seafoods and salt water products; conferring police powers on Conservation Officers and Agents; providing for seizure and sales of such products for certain violations; providing certain exemptions and repealing conflicting laws.

And Senate Bill No. 618, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Parrish, Chairman of the Committee on Citrus Fruits, reported that the Committee had carefully considered the following bill and recommends that the same do not pass.

**House Bill 336:**

A bill to be entitled An Act relating to citrus fruit, and regulating and prohibiting, upon certain conditions, the shipment of all citrus fruit that will grade Number Three, when United States standard for citrus fruit, promulgated by the United States Department of Agriculture, Bureau of Agricultural Economics, is applied, and providing means for enforcement of such Act, and penalty for violation thereof.

And House Bill No. 336, contained in the above report, was laid on the table.

Senator Parrish, Chairman of the Committee on Citrus Fruits, reported that the Committee had carefully considered the following bill and recommends that the same do pass.

**House Bill No. 979:**

A bill to be entitled An Act requiring the State Agricultural Marketing Board to establish houses where citrus may be washed, polished and graded for shipment and placing a limitation on the time such houses shall be operated; authorizing the State Agricultural Marketing Board to make rules and regulations to carry out the purposes of this Act; describing the places where said houses shall be located and making appropriation for the purposes of this Act.

And House Bill No. 979, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Parrish, Chairman of the Committee on Citrus Fruits, reported that the Committee had carefully considered the following bill and recommends that the same do pass, with Committee amendment:

**Committee Substitute for House Bill No. 340:**

A bill to be entitled An Act relating to the marketing, processing, handling, and distributing of citrus fruit grown in the State of Florida, and providing for the regulation of handlers, processors, distributors, producers and others, and establishing standards in relation to such regulations; providing for hearings on and the issuance, administration and enforcement of marketing agreements and marketing orders in connection with the regulation aforesaid; prescribing the powers, duties and jurisdiction of the Commissioner of Agriculture of the State of Florida in relation thereto and prescribing remedies, rights, duties and penalties with respect to violations of this Act or any marketing order promulgated thereunder and providing for assessments to be levied and collected by the Commissioner of Agriculture of the State of Florida to pay the expenses incurred in the formulation, issuance, administration and enforcement of such marketing orders.

Which amendment is as follows: No. 1. In Section 7 (a), sub-paragraph (4) (typewritten bill) strike out the last sentence thereof.

And Committee Substitute for House Bill No. 340, contained

in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Parrish, Chairman of the Committee on Citrus Fruits, reported that the Committee had carefully considered the following bill and recommends that the same do pass.

Senate Bill No. 206:

A bill to be entitled An Act relating to the purchase, packing, handling, sale and accounting of sales of avocados in the State of Florida; to prevent fraud and deception in the sales thereof; to define the maturity of avocados; providing for the grading and classification of avocados providing for the marking, labelling or imprinting of the place or origin on each package of avocados procured outside the State of Florida and offered for sale within the State of Florida and defining such package; to provide for the licensing and regulation of avocado dealers; to prescribe certain powers and duties of the Commissioner of Agriculture of the State of Florida in the administration and enforcement of the provisions of this Act; to provide for certain charges, fees and assessments and the collecting thereof; to provide for the appointment and duties of certain avocado inspectors and the salaries thereof; and to prescribe penalties for the violation of the provisions of this Act.

And Senate Bill No. 206, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Walker, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following bills and recommends that the same do pass—

House Bill No. 397:

A bill to be entitled An Act to amend Section 43, Chapter 13644, Laws of Florida, Acts of 1929, relating to Fresh Water Fish and Game. And,

House Bill No. 654:

A bill to be entitled An Act to amend Section 20 of Chapter 13644, Laws of Florida, Acts of 1929, as amended by Chapter 17015, Acts of 1935, relating to Fresh Water Fish and Game. And,

House Bill No. 234:

A bill to be entitled An Act to make it unlawful to take, capture, kill, possess, barter, sell, purchase, or knowingly transport, or to attempt to take, capture, kill, possess, barter, sell, purchase, or knowingly transport, any alligator or crocodile, or the skin, teeth, or eggs of any alligator or crocodile, and providing penalties for violation of this act, and repealing all laws in conflict with the provisions of this act. And,

House Bill No. 544:

A bill to be entitled An Act to amend Section 49, of Chapter 13644, Laws of Florida, Acts of 1929, relating to Fresh Water Fish and Game. And,

House Bill No. 536:

A bill to be entitled An Act to place black bear on the list of game animals and establishing an open season for taking black bear and providing penalties for the violation of this act. And,

House Bill No. 724:

A bill to be entitled An Act to provide for a regular license year for issuing Commercial licenses under the provisions of Chapter 13644, Laws of Florida, Acts of 1929, relating to Fresh Water Fish and Game; to define what shall be known as Commercial Licenses under the terms of this act and repealing all laws and parts of laws in conflict herewith.

And House Bills Nos. 397, 654, 234, 544, 536 and 724, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Walker, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following bills and recommends that the same do pass—

House Bill No. 546:

A bill to be entitled An Act to amend Section 36 of Chapter 13644, Laws of Florida, Acts of 1929, relating to Fresh Water Fish and Game. And,

House Bill No. 466:

A bill to be entitled An Act to amend Section 70, Chapter 13644, Laws of Florida, Acts of 1929, relating to Fresh Water Fish and Game. And,

House Bill No. 518:

A bill to be entitled An Act to amend Section 55 of Chapter 13644, Laws of Florida, Acts of 1929, relating to Fresh Water Fish and Game.

And House Bills Nos. 546, 466 and 518, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Walker, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following bill and recommends that the same do pass, with Committee Amendments—

Committee Substitute for House Bill No. 396:

A bill to be entitled An Act to amend Section 44, of Chapter 13644, Laws of Florida, Acts of 1929, relating to Fresh Water Fish and Game, and making certain exceptions.

Which amendments are as follows:

No. 1. In Section 1, line 20, strike out the word "one" and insert in lieu thereof the word "two".

No. 2. In Section 1, line 27, after the word "Gadsden" insert the following: "A comma and the word Madison".

No. 3. Insert the following as a new and last paragraph in Section 1, to read as follows:

Provided further that any person or persons, firm or corporation owning or leasing land for shooting purposes in the State of Florida may register such land as private game reserve by filing with the Commission of Game and Fresh Water Fish a full and complete legal description of such land together with an affidavit by such person or member or agent or official of such firm or corporation to the effect that such person or persons, firm or corporation is the legal owner in fee simple, or leasee for shooting purposes of such lands, and by paying to the Commission of Game and Fresh Water Fish a filing fee of one cent (1c) per acre for such land, and that upon such being done, it shall be the duty of and the Commission of Game and Fresh Water Fish is hereby authorized, empowered and required to issue to such person or persons, firm or corporation a license to maintain and operate said lands as a registered licensed private game reserve, and upon the issuance of said license, such person or persons and such others as they may authorize in writing shall be authorized and entitled to take quail on said lands each day from November 20, to February 15, inclusive, and other game on said lands on each day of the week between the date of the hunting season and closing of the same; to wit, the opening season, as prescribed therefore by law; PROVIDED, further that such license shall be renewable each year upon payment to the Commission of Game and Fresh Water Fish of five dollars (\$5.00), and provided further that all persons authorized under the terms hereof to hunt on such lands shall procure the proper hunting license for taking game in the State of Florida and the County in which said lands lie, and provided further that any person authorized under the terms hereof to hunt on such lands, as aforesaid shall not hunt on any other lands in the State of Florida under licenses of this paragraph, except with written permission of the owner thereof.

And Committee Substitute for House Bill No. 396, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Concurrent Resolution No. 16:

Resolving that the members of the Florida Legislature now in session, join with the Commissioner of Agriculture of the State of Florida, the Florida Citrus Commission and with growers' organizations throughout the State in urging the Florida Exhibit at the New York World's Fair of 1939, to place on display and on sale as soon as possible Florida Citrus juices frozen by the new process developed by Davidson and Company, Inc., a Florida Corporation, in order to determine definitely the reaction of the public to these products; to acquaint the palate of the American public with Florida citrus flavors in new and delicious confections, and to broaden the market for Florida fruit throughout the nation.

Senate Bill No. 673:

A bill to be entitled An Act relating to the Lake Worth Drainage District. A corporation under the General Drainage

Laws, existing in Palm Beach County, Florida; authorizing said the Lake Worth Drainage District to maintain water levels within the district and to install and operate pumps and pumping stations and to assess the land in the district benefited by the maintenance of said water levels and installation and operation of said pumps and pumping stations not to exceed seventy-five cents per acre per annum to defray the cost and expenses of maintaining of said water levels and installing and operating said pumps and pumping stations; and empowering the Board of Supervisors of the district to determine the lands benefited and the amounts of such benefits; and giving said Lake Worth Drainage District a lien on the land assessed as security equal in dignity to the lien for State and County taxes, and providing for the enforcement of said lien; and making it unlawful to interfere with the water levels maintained by the said district or with any of its pumps or pumping stations or with any of its dams, flood gates or water controls or to pump or drain any water from the canals of said district without its consent.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

**House Bill No. 1147:**

A bill to be entitled An Act to amend Section 19 of Chapter 10096, Laws of Florida Acts of 1925, the same being entitled, "An Act Relating to Corporations," so as to provide that any trustees or trustees in any voting trust shall not have the right, as such trustees or trustees, to vote said stock held by such trustee or trustees for the purpose of either increasing or reducing the capital stock of such corporation, unless such right is expressly conferred in said voting trust agreement.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Senator McKenzie, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Your Joint Committee on Enrolled Bills, to whom was referred:

**House Bill No. 786:**

A bill to be entitled An Act to fix the times for holding the regular terms of the Circuit Court in all of the counties in the State of Florida having a population of not less than 22,000 and not more than 22,300, according to the official State census of 1935.

**House Bill No. 3:**

A bill to be entitled An Act referring to corporations and the restoration of the corporate privileges and corporate entity of corporations dissolved by operation of law for failure to pay the Capital Stock Tax, and prescribing conditions for such restoration.

**House Bill No. 860:**

A bill to be entitled An Act permitting the State Comptroller to appoint the Federal Savings and Loan Insurance Corporation to act as liquidator of any Building and Loan Association or Federal Savings and Loan Association which has membership in the Federal Savings and Loan Insurance Corporation; to act without bond and to have all of the usual powers granted a liquidator under the laws of the State of Florida and providing for a subrogation of the rights of the members and creditors.

**House Bill No. 858:**

A bill to be entitled An Act to amend Section 5 of Chapter 15908 of the Laws of Florida of 1933 as amended by Chapter 16844 of the Laws of Florida of 1935 relating to the business, operation, supervision and liquidation of Building and Loan Associations.

**House Bill No. 986:**

A bill to be entitled An Act creating Indian Creek Village a Municipal Corporation in Dade County, Florida; defining its boundaries; prescribing its jurisdiction and powers; prescribing qualifications of its electors; and provide for a referendum

before the said Act is to take effect; and relating generally to said village.

**House Bill No. 1126:**

A bill to be entitled An Act creating and establishing a Juvenile Court for Orange County, Florida, prescribing its jurisdiction, procedure and powers; providing for the qualification and the election of a Judge of said Court, and prescribing his qualifications, duties, powers, and compensation, and providing for the appointment of a successor in case of a vacancy in said office, and providing for the County Judge to act as Judge of said Court in certain instances; providing for the removal of said Juvenile Judge in certain instances, and providing the manner and procedure for such removal; providing for the selection and appointment of probation officers for said Court, and providing for their compensation, duties, and powers; providing for payment of expenses incurred in connection with the operation of said Court, and repealing Chapter 8488, Laws of Florida, Acts of 1921, entitled, "An Act to create and establish a Juvenile Court in and for Orange County, Florida, to provide for a Judge of said Court and to define his powers and duties; to provide for the expense of said Court and compensation of said Judge," and all Acts amendatory thereto, and repealing conflicting laws.

Beg leave to report that the same have this day been presented to the Governor for his approval.

**UNFINISHED BUSINESS**

**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.

Was taken up, which was pending amendment at the hour of recess together with the following amendment offered by Senator Graham to Senate Bill No. 279:

In Section 13 Sub. (A), line last, (typewritten bill) strike out the period after the word "therewith," and insert in lieu thereof the following: "and the power of the Commission to fix wholesale prices of milk is hereby limited to fixing a minimum price to be charged and paid for milk regardless of the use to which it is to be put."

Senator Graham having moved the adoption of the foregoing amendment.

Upon which a roll call was demanded.

Upon the adoption of the foregoing amendment offered by Senator Graham to Senate Bill No. 279 the roll was called and the vote was:

Yeas—Senators Coulter, Dugger, Gillis, Graham, Hinely, Holland, Kelly (11th), Kendrick, Mapoles, Murphy, Parker, Parrish, Walker—13.

Nays—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Dame, Dye, Gideons, Hodges, Horne, Johns, Kanner, Kelly (16th), Lewis, Lindler, McKenzie, Price, Rose, Sharit, Whitaker, Wilson—22.

So the amendment failed of adoption.

Senator Graham also offered the following amendment to Senate Bill No. 279:

In Section 13, Sub. (b), (typewritten bill) strike out the word: "may be, should be determined by an election to be held by the Board under rules and regulations to be fixed by it at which all the classes of persons hereinabove mentioned, doing business in the marketing area, by such order shall be entitled to one vote each to each 100 gallons of milk handled or produced."

Senator Graham moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Graham also offered the following amendment to Senate Bill No. 279:

In Section 13, Sub. (e), line 10, (typewritten bill) strike out the words: and insert in lieu thereof the following: After the word "service" "or free equipment or the use thereof or equipment, refrigeration rooms or other storage rooms furnished upon lease at a nominal rental or gratis."

Senator Graham moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Graham also offered the following amendment to Senate Bill No. 279:

Strike out Section 23, and insert in lieu thereof the following: Section 23. DURATION OF COMMISSION. The Commission shall continue with all the powers and be subject to all the duties and responsibilities prescribed by this Act until June fifteenth. Nineteen hundred forty-one, at which time the Commission shall be deemed abolished and the powers, duties and jurisdiction conferred or imposed upon the Commission by this Act shall terminate. All books, papers, records, and documents in the possession of the Commission when terminated shall be delivered to the Department of Agriculture.

Senator Graham moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Dame moved that the rules be further waived and Senate Bill No. 279, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 279, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 279, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Dame, Dugger, Dye, Gideons, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parrish, Price, Rose, Savage, Sharit, Westbrook, Whitaker—31.

Nays—Senators Coulter, Gillis, Graham, Parker, Walker, Ward, Wilson—7.

So Senate Bill No. 279 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Beall moved that the rules be waived and the Senate do now proceed to the introduction of bills.

Which was agreed to by a two-thirds vote.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Beall—

Senate Bill No. 805:

A bill to be entitled An Act to amend Section 23, of Chapter 18285, Laws of Florida, Acts of 1937, entitled "An Act creating a State Welfare Board and District Welfare Boards and providing for their appointment, qualifications, powers and duties; providing that said State Board shall be the agent for the United States, State, County and Municipal governments in the administration of funds for the relief of unfortunates; and authorizing the said Boards to act as agent for the United States, State, County and Municipal governments in the administration of any funds for investigations, social welfare work, or any other work incident to the public welfare of the United States, State, County and Municipal governments; authorizing the State Welfare Board to promulgate rules and regulations necessary to carry out the intent and purposes of this Act; providing for the supervision of state and local institutions for destitute or dependent children and provisions for the disposition, care, protection, support and maintenance of dependent children; authorizing the State Welfare Board to establish minimum standards of care for all local public and private institutions or agencies; creating the office of State Welfare Commissioner and providing for his appointment, providing that this Act shall not affect the enforcement of Chapter 9274, Acts of 1923, of Chapter 11834, Acts of 1927, of Chapter 13620, Acts of 1929, and Acts amendatory thereof; repealing all other laws or parts of laws in conflict herewith; and making appropriations to carry out the purposes of said Act; and fixing the qualifications of persons entitled to monetary benefits of assistance under this Act." Approved June 10, 1937.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 805 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 805 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 805 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 805 was read the third time in full.

Upon the passage of Senate Bill No. 805 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So Senate Bill No. 805 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gillis moved that the rules be waived and all Joint Resolutions having a favorable report by the Committee on Constitutional Amendments and appearing on the Senate Calendar of May 22, 1939, be made a Special and Continuing Order of Business for consideration by the Senate, beginning at 2:30 P. M., Monday, May 22, 1939.

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

Senator Whitaker moved that the rules be waived and the Senate do now take up and consider House Bill No. 104, out of its order.

Upon which a roll call was demanded.

Upon the adoption of the motion made by Senator Whitaker to take up and consider House Bill No. 104, out of its order, the roll was called and the vote was:

Yeas—Senators Adams, Beacham, Beall, Black, Clarke, Dame, Dye, Gideons, Hodges, Holland, Kanner, Kelly (11th), Kelly (16th), Lindler, Parrish, Price, Rose, Savage, Westbrook, Whitaker—20.

Nays—Mr. President; Senators Coulter, Dugger, Gillis, Graham, Hinely, Johns, Kendrick, Lewis, Mapoles, McKenzie, Murphy, Parker, Walker, Wilson—15.

So the motion made by Senator Whitaker to take up House Bill No. 104, out of its order, failed to receive the necessary two-thirds vote.

Senator Beall moved that the rules be waived and the Senate do now revert to the consideration of Messages from the House of Representatives at this time.

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, Florida,  
May 16, 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 Mr. Shave of Nassau—  
House Bill No. 1046:

A bill to be entitled An Act to amend Section 4621, Revised General Statutes, 1920 (the same being Section 6707, Compiled General Laws of Florida, 1927), relating to the power of the Railroad Commissioners to require necessary facilities, etc.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA.

Chief Clerk House of Representatives.

And House Bill No. 1046, contained in the above message, was read the first time by title only.

Senator Kelly (16th), moved that House Bill No. 1046 be

placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

Senator Parrish moved that the rules be waived and House Bills Nos. 944, 945, Committee Substitute for House Bill No. 340 and House Bill No. 979 be made a Special and Continuing Order of business for consideration by the Senate beginning at 3:00 o'clock, P. M., Tuesday, May 23, 1939.

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

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

Tallahassee, Florida,  
May 17, 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 Florida Legislature:

By Mr. Holsberry of Escambia—  
House Bill No. 154:

A bill to be entitled An Act for the relief of Hetty Phillips, of Rensaçola, Escambia County, Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 154, contained in the above message, was read the first time by title only and referred to the Committee on Pensions and Claims.

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

Tallahassee, Florida,  
May 17, 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 Florida Legislature—

By Mr. Harrell of Duval—  
House Bill No. 298:

A bill to be entitled An Act for the relief of John P. Shaw, on account of personal injuries received by him while confined in the Florida State Hospital at Chattahoochee, Florida, through contact with a steam pipe negligently left exposed in said hospital, by payment in the sum of one thousand dollars.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 298, contained in the above message, was read the first time by title only and referred to the Committee on Pensions and Claims.

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

Tallahassee, Florida,  
May 17, 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 Florida Legislature—

By Mr. Lewis of Gulf—  
House Bill No. 299:

A bill to be entitled An Act to authorize the Comptroller of

the State of Florida to refund to H. C. Lister of Gulf County, Florida, the sum of \$74.46 taxes erroneously paid on the west one-half (W½) of west one-half (W½) section fourteen (14), township six (6) south, range nine (9) west, for the years 1893, 1910, 1911, 1912, and making appropriation therefor.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 299, contained in the above message, was read the first time by title only and referred to the Committee on Pensions and Claims.

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

Tallahassee, Florida,  
May 16, 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 Committee on Hotels and Innkeepers—  
House Bill No. 591:

A bill to be entitled An Act to punish frauds on hotel-keepers, and others.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 591, contained in the above message, was read the first time by title only.

Senator Beacham moved that House Bill No. 591 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, Florida,  
May 16, 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 concurred in Senate Amendments Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 22, and 23 to:

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.

Which amendments read as follows:

**Amendment No. 1:**

In the typewritten bill strike the title and insert in lieu thereof the following:

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 their salaries; to provide for the appointment and terms of the commissioners, and to provide the manner in which a vacancy in 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 adoption and promulgation of rules and regulations with reference to fires by the commission; to prescribe penalties for violation of this Act and to make an appropriation for the payment of salaries and other expenses incident to fire control in the district; to authorize the Everglades Fire Control Commissioner, with the consent of the Board of Commissioners of State Institutions to use State prisoners and State property in fire prevention and control in said district; to authorize the commissioners to procure such additional funds from any department of the Federal government that they may be able to procure 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 of Florida to the credit of the Everglades Fire Control District Fund; and to repeal conflicting laws.

**Amendment No. 2—**

In Section 2-A (typewritten bill), strike out the entire Section and insert in lieu thereof the following:

Section 2-A A governing authority of the Everglades Fire Control District is hereby created to be known as the Board of Commissioners of the Everglades Fire Control District, which shall be composed of eleven members, one member from each of the counties named in Section 1 of this Act, to be appointed by the Governor, by and with the consent of the Senate, whose term of office shall be for two years and who shall serve until their successors are appointed and qualified. All vacancies in office shall be filled in the same manner. The members of the Board of Commissioners of the Everglades Fire Control District shall receive their actual expenses in attending meetings of the Board, payable monthly, but shall not receive any salary or compensation for their services. Members of said Board shall be resident, freeholders of the District.

**Amendment No. 3—**

In Section 2-B (typewritten bill), strike out the entire Section.

**Amendment No. 4—**

In Section 2-C (typewritten bill), strike out the entire Section.

**Amendment No. 5—**

In Section 2-D, line 1 (typewritten bill), strike out the figure: 2-D and insert in lieu thereof the following: 2-B.

**Amendment No. 6—**

In Section 2-E (typewritten bill), strike out the entire Section and insert in lieu thereof the following: Sections 2-C. A majority of the Board of Commissioners of the Everglades Fire Control District shall be necessary to constitute a quorum for the transaction of any business affecting the Everglades Fire Control District.

**Amendment No. 7—**

In Section 3 (typewritten bill), strike out the entire Section

and insert in lieu thereof the following: Section 3. In the matter of preventing, controlling and extinguishing fires within the Everglades Fire Control District, the Board of Commissioners of the Everglades Fire Control District, by and with the consent of the Board of Commissioners of State Institutions of Florida, may use such state prisoners as shall be available for that purpose, and such state equipment and property as shall be adapted for such work, upon such terms and conditions as may be agreed upon between the Board of Commissioners of the Everglades Fire Control District and the Board of Commissioners of State Institutions.

**Amendment No. 8—**

In Section 4, line 12 (typewritten bill), after the word "control" insert the following: within the said District and/or within the territory adjacent or contiguous thereto.

**Amendment No. 9—**

In Section 7, line 14 (typewritten bill), strike out the words: "or order" and insert in lieu thereof the following: pursuant to rules and regulations theretofore made and promulgated by the Board of Commissioners of the Everglades Fire Control District.

**Amendment No. 10—**

In Section 9, line 2, (typewritten bill), strike out the words: after the word "and" insert the following: by and with the approval of the Board of Commissioners of the Everglades Fire Control District may."

**Amendment No. 11—**

In Section 9, line 6, (typewritten bill) after the word "Commissioners," strike out the following: "The chief of the Everglades Fire Control by and with the consent of the Commissioners is hereby authorized to adopt and promulgate such reasonable rules and regulations as may be necessary for the complete protection of the lands lying within the district and such rules and regulations shall have the force of law and shall be enforceable under the provisions of this Act."

**Amendment No. 12—**

In Section 10, line 3, (typewritten bill) after the word "there-for," insert the word "may."

**Amendment No. 13—**

In Section 10, line 9, (typewritten bill) strike out the words: remove from and insert in lieu thereof the following: relieve.

**Amendment No. 14—**

In Section 10, line 9, (typewritten bill) strike out the word: was.

**Amendment No. 15—**

In Section 10, lines 9-10, (typewritten bill) strike out the words: or require and insert in lieu thereof the following: from.

**Amendment No. 17—**

In Section 11, (typewritten bill) strike out the entire Section and insert in lieu thereof the following: Section 11. Any person, firm, association, or corporation, who shall violate any of the provisions of this Act, shall upon conviction therefor, be deemed guilty of a misdemeanor, and punished by fine not exceeding One Thousand (\$1,000) Dollars, or by imprisonment not exceeding twelve months, or by both such fine and imprisonment.

**Amendment No. 18—**

In Section 12, (typewritten bill) strike out the entire Section.

**Amendment No. 19—**

In Section 13 (typewritten bill), strike out the entire Section, and insert in lieu thereof the following: Section 12. It shall be the duty of the Sheriff of the County in which any of the lands embraced in the Everglades Fire Control District are located, to cooperate with the Chief of the Everglades Fire Control District and the County Fire Wardens in the enforcement of the several provisions of this Act. It is hereby made the duty of the lawfully constituted prosecuting attorneys of the several courts within the Everglades Fire Control District, having trial jurisdiction of offenses committed against the provisions of this Act, to prosecute any and all such violations of this Act in the manner and to the extent provided and required by law in the discharge of their official duties in connection with the violation of other criminal laws.

**Amendment No. 20—**

In Section 14, line 1 (typewritten bill), strike out the figure: 14, and insert in lieu thereof the following: 13.

**Amendment No. 21—**

In Section 15, line 1 (typewritten bill), strike out the figure: 15, and insert in lieu thereof the following: 14.

**Amendment No. 22—**

In Section 16 (typewritten bill), strike out the entire section and insert in lieu thereof the following: Section 15. All laws and parts of laws in conflict herewith, including Chapter 16994, Laws of Florida, Acts of 1935, are hereby repealed.

**Amendment No. 23—**

In Section 17, line 1 (typewritten bill), strike out the figure: 17, and insert in lieu thereof the following: 16.

And refuses to concur in Senate Amendment No. 16.

Which amendment reads as follows:

**Amendment No. 16—**

In Section 10, line 17, (typewritten bill) after the words: "disposed of" insert a period in place of the comma, and strike the balance of said Section.

And respectfully requests the Senate to recede therefrom.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

Senator Beacham moved that the Senate do recede from Senate Amendment No. 16 to House Bill No. 221.

Which was agreed to and the Senate receded from Senate Amendment No. 16 to House Bill No. 251, and the action of the Senate was ordered certified to the House of Representatives immediately by waiver of the rule.

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

Tallahassee, Florida,  
May 17, 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 Mr. Johnson of Hernando—  
House Bill No. 606:

A bill to be entitled An Act to designate and establish a certain State road in Hernando and Citrus Counties, Florida.

Also—

By Mr. Lewis of Gulf—  
House Bill No. 655:

A bill to be entitled An Act to declare, designate and establish certain State roads in Gulf County, Florida.

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—  
House Bill No. 681:

A bill to be entitled An Act to declare, designate and establish as a State road that part of Farm Life Road beginning at a point where said road intersects State Road Number 372 in Dade County, Florida, continuing south to Palm Avenue crossing State Roads Number 4A and Number 369 thence west along Palm Avenue to State Road Number 4A in Florida City.

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—  
House Bill No. 682:

A bill to be entitled An Act to declare, designate and establish as a State road that part of Sunset Drive beginning at a point where said Sunset Drive intersects State Road Number 271 in Dade County, Florida, continuing west crossing State Road 4A to Krome Avenue, State Road Number 205.

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—  
House Bill No. 683:

A bill to be entitled An Act to declare, designate and establish as a State road that part of Dade County Road Number 327 beginning at a point where said County road crosses State Road Number 4A in Florida City, Dade County, Florida, continuing east to Biscayne Bay.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 606, 655, 681, 682 and 683, contained in the above message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

Tallahassee, Florida,  
May 16, 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 with amendments:

By Committee on Agriculture and Livestock—

Senate Bill No. 465:

A bill to be entitled An Act to provide for the registration, inspection, and analysis, of, and to regulate the sale of commercial feeds in this State; to prohibit the sale of fraudulent or adulterated commercial feeds; to define the term commercial feeds; to authorize the Commissioner of Agriculture to fix the standards of commercial feeds sold in Florida to provide for guarantees of the ingredients of commercial feeds; for the affixing of labels, tags or stamps to the packages thereof, as evidence of compliance with this Act; to provide for the collection of an inspection fee from the manufacturers of commercial feeds; to fix penalties for the violation of the provisions of this Act; authorizing civil actions by purchasers of feeds sold not in conformity with this Act against the sellers or manufacturers; providing for salaries of the State Chemist and Assistant Chemists incident to enforcement of this Act; and to repeal all laws or parts of laws in conflict with this Act.

Which Amendments read as follows:

Amendment No. 1. In Section 17, line 3 (printed bill), after the words "State Chemists" strike out the remainder of Section 17.

Amendment No. 2. In the title of (printed bill), strike out the words: Providing for salaries of the State Chemist and Assistant Chemist incident to enforcement of this Act.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 465, contained in the above message, was read by title, together with House Amendments thereto.

Senator Hodges moved that the Senate do not concur in House Amendment No. 1 to Senate Bill No. 465.

Which was agreed to and the Senate refused to concur in House Amendment No. 1 to Senate Bill No. 465.

Senator Hodges moved that the Senate do not concur in House Amendment No. 2 to Senate Bill No. 465.

Which was agreed to and the Senate refused to concur in House Amendment No. 2 to Senate Bill No. 465, 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, Florida,  
May 17, 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 Messrs. Holt, Lindsey and Overstreet of Dade—  
House Bill No. 684:

A bill to be entitled An Act to declare, designate and establish as a State Road that part of Galloway Road beginning at a point where said Galloway Road intersects State Road Number 4A at Howard, Dade County, Florida, continuing north to Tamiami Trail, State Road Number 27.

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—  
House Bill No. 685:

A bill to be entitled An Act to declare, designate and estab-

lish as a State Road that part of NW 95th Street beginning at a point where said NW 95th Street intersects State Road Number 4 in Dade County, Florida, continuing west crossing State Roads Number 176, Number 149, Number 370, Number 140A, and Number 368 to State Road Number 26.

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—  
House Bill No. 686:

A bill to be entitled An Act to declare, designate and establish as a State Road that certain road beginning at the intersection of State Road Number 368 and Red Road in Dade County, Florida, thence east crossing State Road Number 140A, thence continuing east along Opa Locka Boulevard crossing State Road Number 370, and continuing east to State Road Number 149.

Also—

By Messrs. Cooley and Robinson of Lake—  
House Bill No. 710:

A bill to be entitled An Act to declare, designate and establish a certain State road in Lake County.

Also—

By Messrs. Inman of Bradford and Dukes of Union—  
House Bill No. 725:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Union and Bradford Counties, Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 684, 685, 686, 710 and 725, contained in the above message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

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

Tallahassee, Florida,  
May 17, 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 Mr. Drummond of Holmes—  
House Bill No. 812:

A bill to be entitled An Act to create and establish a certain State Road in Holmes County.

Also—

By Mr. Drummond of Holmes—  
House Bill No. 813:

A bill to be entitled An Act re-designating and re-establishing State Road 186 in Holmes County.

Also—

By Mr. Drummond of Holmes—  
House Bill No. 814:

A bill to be entitled An Act to extend State Road 179.

Also—

By Messrs. Platt of Collier and Holt, Lindsey and Overstreet of Dade—  
House Bill No. 820:

A bill to be entitled An Act making it unlawful to fish or cause to be fished, use or cause to be used, any drag nets, haul seines, gill nets, or other nets in the canal bordering the north side of State Road No. 27, as now designated by the State Road Department of the State of Florida, and commonly known as the Tamiami Trail, from the easterly corporation limits of the Town of Naples, Florida to the westerly corporation limits of Coral Gables, Florida and providing a penalty for violation of any of the provisions of this Act.

Also—

By Mr. Lewis of Levy—  
House Bill No. 827:

A bill to be entitled An Act designating and establishing a State road in Levy County.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

And House Bills Nos. 812, 813 and 814, contained in the above message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

And House Bill No. 820, contained in the above message, was read the first time by title only and referred to the Committee on Game and Fisheries.

And House Bill No. 827, contained in the above message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

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

Tallahassee, Florida,  
May 17, 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 Messrs. Beck and Morrow of Palm Beach—  
House Bill No. 847:

A bill to be entitled An Act to declare, designate and establish a certain State road in Palm Beach County.

Also—

By Messrs. Jenkins and Harris of Alachua and Dukes of Union—  
House Bill No. 861:

A bill to be entitled An Act to declare, designate and establish a certain State road in Alachua and Union Counties, Florida.

Also—

By Mr. Harris of Alachua—  
House Bill No. 863:

A bill to be entitled An Act to amend Chapter 18218, Laws of Florida, Acts of 1937, more particularly designating and locating that part of State Road Number 49 that lies south of Worthington Springs, Florida.

Also—

By Mr. Lewis of Levy—  
House Bill No. 864:

A bill to be entitled An Act re-designating and re-establishing a portion of State Road Number Seventy-seven in Levy and Gilchrist Counties.

Also—

By Mr. Beasley of Walton—  
House Bill No. 891:

A bill to be entitled An Act to declare, designate and establish a certain State road in Walton County, Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 847, 861, 863, 864 and 891, contained in the above message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

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

Tallahassee, Florida,  
May 17, 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 Mr. Becton of Wakulla—  
House Bill No. 906:

A bill to be entitled An Act relating to compensation of Tax

Collector and Tax Assessor in all Counties in the State of Florida having a population of 6,050 and not more than 6,500 according to State census of 1935, and prescribing the time when this Act shall become a law.

Also—

By Messrs. Turner and Versaggi of St. Johns—  
House Bill No. 911:

A bill to be entitled An Act to declare, designate and establish a certain State road.

Also—

By Messrs. Turner and Versaggi of St. Johns—  
House Bill No. 912:

A bill to be entitled An Act to declare, designate and establish a certain State road.

Also—

By Messrs. Turner and Versaggi of St. Johns—  
House Bill No. 913:

A bill to be entitled An Act to declare, designate and establish a certain State road.

Also—

By Messrs. Turner and Versaggi of St. Johns—  
House Bill No. 914:

A bill to be entitled An Act to declare, designate and establish a certain State road.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 906, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

And House Bills Nos. 911, 912, 913 and 914, contained in the above message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

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

Tallahassee, Florida,  
May 17, 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 Messrs. Turner and Versaggi of St. Johns—  
House Bill No. 915:

A bill to be entitled An Act to declare, designate and establish a certain State Road.

Also—

By Messrs. Turner and Versaggi of St. Johns—  
House Bill No. 916:

A bill to be entitled An Act to declare, designate and establish a certain State Road.

Also—

By Messrs. Turner and Versaggi of St. Johns—  
House Bill No. 917:

A bill to be entitled An Act to declare, designate and establish a certain State Road.

Also—

By Mr. Papy of Monroe—  
House Bill No. 941:

A bill to be entitled An Act to repeal Chapter 17880, Laws of Florida, Acts of 1937, same being An Act relating to compensation of tax collectors and tax assessors when same does not equal the annual income of Twenty-four Hundred Dollars and necessary office expenses not to exceed Fifteen Hundred Dollars per annum in counties having a population of not less than thirteen thousand three hundred and not exceeding thirteen thousand three hundred and sixty, according to the Florida State Census of 1935, and prescribing the method of

payment of such compensation and the fund from which same shall be paid.

Proof of Publication attached.

Also—

By Mr. West of Santa Rosa—  
House Bill No. 943:

A bill to be entitled An Act creating, declaring, designating and establishing a certain State Road in Santa Rosa County, Florida, and authorizing and empowering the State Road Department to assign a number thereto and in its discretion to construct and maintain the same.

And respectfully requests the concurrence of the Senate herein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 915, 916 and 917, contained in the above message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

And House Bill No. 941, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

And House Bill No. 943, contained in the above message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

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

Tallahassee, Florida,  
May 17, 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 Messrs. Sudduth and Stokes of Bay—  
House Bill No. 952:

A bill to be entitled An Act designating certain streets in the City of Panama City, Florida, as connecting parts and portions of the Gulf Coast Highway or State Road No. 10.

Also—

By Messrs. Sudduth and Stokes of Bay—  
House Bill No. 953:

A bill to be entitled An Act designating certain streets in the City of Panama City, Florida, as parts and portions of State Road No. 20.

Also—

By Messrs. Burwell and Leaird of Broward—  
House Bill No. 969:

A bill to be entitled An Act relating to Napoleon B. Broward Drainage District in Broward County, Florida, providing that the one mill tax levied under Chapter 11861, Laws of Florida, Acts of 1927, when lands were sold for taxes be included in the State and County tax sales certificates; providing that no separate sale be made for said one mill tax; declaring the intent of the Legislature in levying said one mill tax was that same was to be sold with the State and County taxes and included in State and County tax sales certificates; declaring that it was not the intent of the Legislature that the title to lands should vest in the district upon sale for the non-payment of such one mill tax; and further providing that upon redemption from any such sale no redemption deed shall be necessary.

Proof of Publication Attached.

Also—

By Mr. Johnson of Hernando—  
House Bill No. 1008:

A bill to be entitled An Act authorizing and permitting the taking of fish from the fresh waters and from the salt waters of counties in the State of Florida having a population of not less than 5,450 and not more than 5,550 according to the Florida State census of 1935, by means of a gig or grain or spear in the night time by using artificial light for the purpose of seeing such fish, such means of fishing being commonly known as fire fishing; and to repeal 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 Bills Nos. 952 and 953, contained in the above message, were read the first time by titles only and referred to the Committee on Public Roads and Highways.

And House Bill No. 969, contained in the above message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 969 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 969 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 969 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 969 was read the third time in full.

Upon the passage of House Bill No. 969 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke Coulter, 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—38.

Nays—None.

So House Bill No. 969 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1008, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

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

Tallahassee, Florida,  
May 17, 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 Mr. Berry of Washington—  
House Bill No. 1014:

A bill to be entitled An Act creating the office of County Convict Warden in those Counties of the State of Florida having a population of not less than 12,150 and not more than 12,200 according to the last preceding Federal census, and prescribing the election, duties and compensation of such County Convict Wardens.

Also—

By Mr. Papy of Monroe—  
House Bill No. 1055:

A bill to be entitled An Act to fix the compensation of the Clerk of the Criminal Court of Record in and for Monroe County, Florida, and providing for the payment thereof out of the General Revenue Fund of said County, and providing further that all fees and costs collected by the Clerk of the Criminal Court of Record of Monroe County, Florida, as such Clerk shall be deposited in the depository of said County to the credit of the Fine and Forfeiture Fund.

Proof of Publication attached.

Also—

By Mr. Harrell of Hamilton—  
House Bill No. 1056:

A bill to be entitled An Act cancelling certain tax sales certificates on lands in Hamilton County, Florida, now held and owned in trust for the Florida Stephen Foster Memorial.

Also—

By Mr. Butt of Brevard—  
House Bill No. 1058:

A bill to be entitled An Act relating to the compensation of

the Clerk of the Circuit Court for services performed in suits or proceedings in law and in chancery before the Circuit Court in all counties of the State of Florida having a population of not less than 14,554 and not more than 14,560 according to the State census of Florida for 1935.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1014, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

And House Bill No. 1055, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 1056, contained in the above message, was read the first time by title only.

Senator Adams moved that the rules be waived and House Bill No. 1056 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1056 was read the second time by title only.

Senator Adams moved that the rules be further waived and House Bill No. 1056 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1056 was read the third time in full.

Upon the passage of House Bill No. 1056 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Graham, Hodges, Holland, Kanner, Kelly (11th), Kelly (16th), Kendrick, Mapoles, McKenzie, Parker, Parrish, Price, Rose, Savage, Sharit, Westbrook, Whitaker, Wilson—28.

Nays—None.

So House Bill No. 1056 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1058, contained in the above message, was read the first time by title only.

Senator Parrish moved that the rules be waived and House Bill No. 1058 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1058 was read the second time by title only.

Senator Parrish moved that the rules be further waived and House Bill No. 1058 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1058 was read the third time in full.

Upon the passage of House Bill No. 1058 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1058 passed, title as stated, 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, Florida,  
May 17, 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 Mr. Sikes of Okaloosa—  
House Bill No. 1068:

A bill to be entitled An Act making it unlawful to take or attempt to take wild turkeys in all Counties of the State of

Florida having a population of not less than eleven thousand six hundred fifty (11,650) and not more than eleven thousand seven hundred (11,700) according to State census, 1935; for a period of five (5) years; providing a penalty for the violation hereof; and repealing all laws in conflict herewith.

Also—

By Mr. Sikes of Okaloosa—  
House Bill No. 1069:

A bill to be entitled An Act to authorize the establishment and operation of private game preserves, or farms in all counties of the State of Florida, having a population of not less than 11,650 and not more than 11,680 according to the last State census; to regulate disposition of game reared or produced on such private preserve or farm; to provide penalty for the violation of the provisions of this Act; and to repeal all laws in conflict with this Act.

Also—

By Mr. Dekle of Hillsborough—  
House Bill No. 1091:

A bill to be entitled An Act providing for the cancellation of delinquent taxes levied and assessed by the State of Florida, the County of Hillsborough, and the City of Tampa, Florida, and all other taxes and assessments levied and assessed against certain real estate owned by the Lilly White Pallbearers No. 100, a non-profit corporation and used exclusively for social, educational, benevolent, charitable and religious purposes, and to provide for the exemption so long as such property is owned by the Lilly White Pallbearers, No. 100, for the aforementioned purposes.

Also—

By Mr. Strayhorn of Lee—  
House Bill No. 1096:

A bill to be entitled An Act amending Section 16 of Chapter 17930 of the 1937 Laws of Florida; the same being An Act establishing and creating a breeding ground and reservation for salt water fish in certain inland waters of the State of Florida and regulating the method of taking fish in said area.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1068 and 1069, 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. 1091, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 1096, contained in the above message, was read the first time by title only.

Senator Westbrook moved that House Bill No. 1096 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, Florida,  
May 17, 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 Messrs. Holt, Lindsey and Overstreet of Dade—  
House Bill No. 1101:

A bill to be entitled An Act authorizing any municipality, whether incorporated by special Act of the Legislature, or under the General Laws of the State, located in a County having over 180,000 population according to the last or any future official, Federal or State census, to contribute material, equipment, labor and/or money to any enterprises of another municipality, which enterprise or purpose is for the common benefit of the contributing municipality and such other municipality and declaring the purposes for which such contributions to be made a municipal purpose of the contributing municipality.

Also—

By Messrs. Warren, Harrell and Christie of Duval—  
House Bill No. 1133:

A bill to be entitled An Act affecting the government of the City of Jacksonville; fixing the salaries of the City Recorder and the Municipal Judge, and providing for terms of payment thereof.

Proof of Publication Attached.

Also—

By Messrs. Lanier and McCall of Madison—  
House Bill No. 1138:

A bill to be entitled An Act to designate and establish the open season for hunting, taking and killing buck deer in Madison County, Florida.

Proof of Publication Attached.

Also—

By Mr. Johnson, of Hernando—  
House Bill No. 1148:

A bill to be entitled An Act relating to the compensation of the members of the Boards of Public Instruction for counties having a population of not less than 5,450 and not more than 5,500.

And respectfully requests the concurrence of the Senate  
Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1101, contained in the above message, was read the first time by title only.

Senator Graham moved that the rules be waived and House Bill No. 1101 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1101 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1101 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1101 was read the third time in full.

Upon the passage of House Bill No. 1101 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1101 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1133, contained in the above message, was read the first time by title only.

Senator Kanner moved that the rules be waived and House Bill No. 1133 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1133 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1133 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1133 was read the third time in full.

Upon the passage of House Bill No. 1133 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1133 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1138, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 1148, contained in the above message, was read the first time by title only.

Senator Dame moved that the rules be waived and House Bill No. 1148 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1148 was read the second time by title only.

Senator Dame moved that the rules be further waived and House Bill No. 1148 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1148 was read the third time in full.

Upon the passage of House Bill No. 1148 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1148 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Clarke moved that a committee be appointed to escort Honorable W. B. Bishop, a former Speaker of the House of Representatives, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Clarke, Whitaker and Hinely as the committee.

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

Tallahassee, Florida,  
May 17 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 Mr. Adams of Calhoun—

House Bill No. 1155:

A bill to be entitled An Act to amend Chapter 18432, Laws of 1937, same being An Act to abolish the present municipality of Blountstown in Calhoun County, Florida, and to establish, organize and incorporate a municipality to be known as the City of Blountstown, in lieu thereof; to designate the territory embraced within the City of Blountstown and to provide for its jurisdiction, powers and privileges.

Proof of Publication attached.

Also—

By Mr. Adams of Calhoun—

House Bill No. 1158:

A bill to be entitled An Act to prohibit the sale of fresh water scale fish taken from the fresh waters of Calhoun County, and providing a penalty for the violation thereof.

Proof of Publication attached.

Also—

By Messrs. Lehman and Leonardy of Seminole—

House Bill No. 1170:

A bill to be entitled An Act to enlarge, define and declare the corporate boundaries of the City of Sanford, Florida, and preserve the lien of said City of Sanford, Florida, upon real and personal property for unpaid taxes and special assessments heretofore levied and assessed by said City thereon, and declaring the jurisdiction and powers of said City over the territory within the boundaries thereof as so enlarged, redefined and declared.

Proof of Publication attached.

Also—

By Messrs. Morrow and Beck of Palm Beach—

House Bill No. 1172:

A bill to be entitled "An Act abolishing the present Plan-

ning Commission created by ordinances of the Town of Palm Beach; creating a Town Planning Commission and setting forth the personnel of said Planning Commission and the method of their appointment, and providing that the powers and duties of such Planning Commission hereby created shall be fixed by town ordinances; repealing all laws in conflict herewith, and providing when this Act shall take effect."

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1155 and 1158, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 1170, contained in the above message, was read the first time by title only.

Senator Parrish moved that the rules be waived and House Bill No. 1170 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1170 was read the second time by title only.

Senator Parrish moved that the rules be further waived and House Bill No. 1170 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1170 was read the third time in full.

Upon the passage of House Bill No. 1170 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1170 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1172, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Florida,  
May 17, 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 Mr. Dishong of DeSoto—

House Bill No. 1181:

A bill to be entitled An Act defining and prescribing what shall be a legal fence in all that part of DeSoto County, Florida, located and situate outside the corporate limits of the City of Arcadia, east of Peace River, and one mile north of State Road No. 18, and providing for the impounding of livestock found trespassing within enclosures enclosed by legal fence as herein defined, and providing for a lien on such animals for damages done by them, and a method of collecting same.

Proof of Publication attached.

Also—

By Messrs. Beck and Morrow of Palm Beach—

House Bill No. 1183:

A bill to be entitled An Act to authorize the Board of Public Instruction of Palm Beach County, Florida, to issue and sell interest bearing coupon bonds for and on behalf of Special Tax School District Number 1 of said County; to make provision for a sinking fund for the retirement of said bonds and the interest to become due thereon; to prescribe and regulate the expenditure of the sum derived from the sale of said bonds; to provide for an election by the Freeholders to approve the issuance of said bonds and providing for the qualification of said electors in said election; to provide for the

validation of said bonds, and providing for and requiring a majority approving vote in a referendum election before this Act shall become effective; and providing for the method, manner and procedure in carrying out the purposes and intent 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. 1181, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 1183, contained in the above message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 1183 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1183 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1183 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1183 was read the third time in full.

Upon the passage of House Bill No. 1183 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horn, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1183 passed, title as stated, 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, Florida,  
May 17, 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 Messrs. Hodges and Leedy of Orange—

House Bill No. 1193:

A bill to be entitled An Act creating an Orlando Park Commission for the City of Orlando, Florida; prescribing the qualifications of its members; providing for the nomination, election, or selection, and recall of its members; defining the powers and duties of the Commission, and authorizing the delegation of additional powers and duties to said Commission by the governing body of said City and the surrender thereof by the Commission; authorizing the City of Orlando to acquire property for parks, parkways, playgrounds and other public recreational purposes, and providing how same may be purchased; authorizing said City to accept grants and devises of real property, and gifts and bequests of personal property, and comply with any conditions attached to such grants, devises, gifts and bequests; authorizing the City of Orlando, through the agency of the Park Commission, to join and cooperate with other municipalities, Orange County or any adjoining County, boards of education, educational, scientific, historical, recreational institutions, and other similar organizations, in providing, establishing and conducting parks, parkways, playgrounds and recreational centers; providing for the establishment and maintenance of a park and recreational ground fund by the governing body of the City of Orlando; providing for an annual tax levy for said fund and a method for increasing or reducing said tax levy; providing for a referendum election for making this Act effective and for the repeal of laws, or parts of laws, in conflict with this Act.

Also—

By Mr. Henderson of Volusia—

House Bill No. 1201:

A bill to be entitled An Act authorizing, enabling and directing the Comptroller of the State of Florida to cancel all State of Florida taxes provided in all State tax certificates

heretofore cancelled by the County of Volusia as to all County taxes in the Thomas Fitch grant in section forty-two (42), township (13), S. R. thirty-two (32), east and section thirty-nine (39), township fourteen (14), S. R. thirty-two, east, Volusia County, Florida assessed to or claimed by Pines Realty Company, Inc., or its legal trustees, which were so cancelled as a part of the purchase price of certain lands acquired in said sections by Florida Board of Forestry for State Park and right-of-way purposes.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,  
Chief Clerk House of Representatives.

And House Bill No. 1193, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 1201, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

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

Tallahassee, Florida,  
May 17, 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 Messrs. Beck and Morrow of Palm Beach—

House Bill No. 1205:

A bill to be entitled An Act to authorize the Board of Public Instruction of Palm Beach County, Florida, to issue and sell interest bearing coupon bonds for and on behalf of Special Tax School District Number 4 of said County; to make provision for a sinking fund for the retirement of said bonds and the interest to become due thereon; to prescribe and regulate the expenditure of the sum derived from the sale of said bonds; to provide for an election by the Freeholders to approve the issuance of said bonds and providing for the qualification of said electors in said election; to provide for the validation of said bonds, and providing for and requiring a majority approving vote in a referendum election before this Act shall become effective; and providing for the method, manner and procedure in carrying out the purposes and intent of this Act.

Also—

By Messrs. Turner and Versaggi of St. Johns—

House Bill No. 1218:

A bill to be entitled An Act providing for the distribution and expenditure of not more than one-half of all monies derived from gasoline taxes placed to the credit of St. Johns County, Florida, for road and bridge purposes, to be expended exclusively for road and bridge purposes in said County, and prescribing certain powers, authorities, directions and duties upon the State Board of Administration and upon the Board of County Commissioners of said County with reference thereto.

Proof of Publication attached.

Also—

By Messrs. Christie, Harrell and Warren of Duval—

House Bill No. 1222:

A bill to be entitled An Act affecting the government of the City of Jacksonville by providing service credits for any member of the Jacksonville Police Department.

Proof of Publication attached.

Also—

By Mr. Papy of Monroe—

House Bill No. 1223:

A bill to be entitled An Act providing for the distribution and use of race track funds allocated to Monroe County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, or any act amendatory or supplementary thereto, or any other race track acts.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
**BEN H. FUQUA,**  
 Chief Clerk House of Representatives.

And House Bill No. 1205, contained in the above message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 1205 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1205 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1205 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1205 was read the third time in full.

Upon the passage of House Bill No. 1205 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1205 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1218, contained in the above message, was read the first time by title only.

Senator Kendrick moved that the rules be waived and House Bill No. 1218 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1218 was read the second time by title only.

Senator Kendrick moved that the rules be further waived and House Bill No. 1218 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1218 was read the third time in full.

Upon the passage of House Bill No. 1218 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1218 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1222, contained in the above message, was read the first time by title only.

Senator Kanner moved that the rules be waived and House Bill No. 1222 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1222 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1222 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1222 was read the third time in full.

Upon the passage of House Bill No. 1222 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1222 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1223, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

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

Tallahassee, Florida,  
 May 17, 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 Messrs. Turner and Versaggi of St. Johns—  
 House Bill No. 1225:

A bill to be entitled An Act giving the Board of County Commissioners of St. Johns County, Florida, the power to construct and maintain a water plant on Anastasia Island within said County outside of the limits of the City of St. Augustine; to take steps to obtain aid from the Federal government in connection with the construction and operation of such a water plant; and providing that no part of the expenses of same shall constitute a lien upon any property within said County other than said water plant that may be constructed and the revenue derived from the operation and use of same; and giving said Board of County Commissioners the power to do all other Acts necessary or proper to carry into effect the provisions of this Act; and providing for a referendum if deemed expedient.

Proof of Publication attached.

Also—

By Mr. Papy of Monroe—  
 House Bill No. 1227:

A bill to be entitled An Act of the Legislature of the State of Florida granting to the City of Key West, Florida, powers in addition to those contained in its City Charter: to levy a tax of fifty cents (\$.50) per month on any person who sells his services or a part of his services, in the City of Key West, Florida, for fifty dollars (\$50.00) or less per month, and one dollar (\$1.00) per month on any person who sells his services, or a part of his services in the City of Key West, Florida, for more than fifty dollars (\$50.00) per month: repealing all laws in conflict therewith: and granting the power to provide a penalty for violation of any ordinances passed under authority of this Act.

Proof of Publication attached.

Also—

By Messrs. Burwell and Leaird of Broward—  
 House Bill No. 1229:

A bill to be entitled An Act relating to the distribution of moneys derived from gasoline taxes placed to the credit of Broward County, Florida, and conferring certain powers, authorities, directions and duties upon the State Board of Administration and upon the Board of County Commissioners of said County with reference thereto.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
**BEN H. FUQUA,**  
 Chief Clerk House of Representatives.

And House Bill No. 1225, contained in the above message, was read the first time by title only.

Senator Kendrick moved that the rules be waived and House Bill No. 1225 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1225 was read the second time by title only.

Senator Kendrick moved that the rules be further waived and House Bill No. 1225 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1225 was read the third time in full.

Upon the passage of House Bill No. 1225 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1225 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1227, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

And House Bill No. 1229, contained in the above message was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 1229 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1229 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1229 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1229 was read the third time in full.

Upon the passage of House Bill No. 1229 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1229 passed, title as stated, 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, Florida.  
May 17, 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 Mr. Tomasello of Okeechobee—  
House Bill No. 1232:

A bill to be entitled An Act providing for the confirmation and ratification of all purchases of Okeechobee County bonds and/or time warrants by the Board of Administration of the State of Florida for or by the Board of County Commissioners of said County, and providing for the cancellation of all such bonds and time warrants.

Proof of Publication attached.

Also—

By Mr. Tomasello of Okeechobee—  
House Bill No. 1233:

A bill to be entitled An Act requiring electors in Okeechobee County, Florida to re-register.

Proof of Publication attached.

Also—

By Mr. Tomasello of Okeechobee—  
House Bill No. 1234:

A bill to be entitled An Act authorizing the Board of County Commissioners of Okeechobee County, Florida, by resolution, to transfer all monies now deposited to the credit of the 1933 Tax Adjustment Fund to the 1936 Tax Adjustment Fund without the approval of the Comptroller.

Proof of Publication attached.

Also—

By Mr. Tomasello of Okeechobee—  
House Bill No. 1235:

A bill to be entitled An Act to prescribe the commissions and fixing the compensation of County Assessor and Collector of Taxes in Okeechobee County, Florida; and repealing all laws in conflict therewith.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,  
Chief Clerk House of Representatives.

And House Bill No. 1232, contained in the above message, was read the first time by title only.

Senator Kanner moved that the rules be waived and House Bill No. 1232 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1232 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1232 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1232 was read the third time in full.

Upon the passage of House Bill No. 1232 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1232 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1233, contained in the above message, was read the first time by title only.

Senator Kanner moved that the rules be waived and House Bill No. 1233 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1233 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1233 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1233 was read the third time in full.

Upon the passage of House Bill No. 1233 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1233 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1234, contained in the above message, was read the first time by title only.

Senator Kanner moved that the rules be waived and House Bill No. 1234 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1234 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1234 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1234 was read the third time in full.

Upon the passage of House Bill No. 1234 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1234 passed, title as stated, and the action

of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1235, contained in the above message, was read the first time by title only.

Senator Kanner moved that the rules be waived and House Bill No. 1235 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1235 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1235 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1235 was read the third time in full.

Upon the passage of House Bill No. 1235 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, 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—38.

Nays—None.

So House Bill No. 1235 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By permission the following Committee report was received and filed:

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

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading—

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.

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

And Senate Bill No. 279, contained in the above Report, was certified to the House of Representatives.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 5:00 o'clock P. M. until 11 o'clock A. M., Thursday, May 18, 1939.