

JOURNAL OF THE SENATE

Thursday, May 18, 1939

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Wednesday, May 17, 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, Sharit, 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 17, 1939 was corrected and as corrected was approved.

Senator Parker, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following bill and recommends that the same do pass, with Committee amendments:

Senate Bill No. 665:

A bill to be entitled An Act to authorizing the State Motor Vehicle Commissioner and Railroad Commission of the State of Florida to consummate reciprocal agreements with the proper authorities of other states relative to the operation of motor vehicles by non-residents over the highways of this State; providing for certain conditions to be included in such agreements and certain duties to be performed; and providing for approval by the Governor and repudiation by the Legislature of the State of Florida.

Which amendments are as follows:

No. 1. Strike out SECTION 2 and insert in lieu thereof the following: SECTION 2. Any and all such reciprocal agreements consummated by said Motor Vehicle Commissioner, the State Road Department and the Railroad Commission shall not become effective until approved by the Governor of the State of Florida; provided, all such reciprocal agreements by said Motor Vehicle Commissioner, the State Road Department and said Railroad Commission are made subject to cancellation at any time by the Legislature of the State of Florida.

No. 2. After the words "State Motor Vehicle Commissioner" add a comma and insert the following: "The State Road Department."

No. 3. Between the words "Florida and" and insert the following: "the State Road Department of the State of Florida."

No. 4. After the words "Motor Vehicle Commissioner" add a comma and insert the following: "the said State Road Department."

No. 5. After the words "Motor Vehicle Commissioner" add a comma and insert the following: "the State Road Department."

And Senate Bill No. 665, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Parker, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following bill and recommends that the same do pass, with Committee amendments:

Senate Bill No. 769:

A bill to be entitled An Act to more particularly designate and locate State Road Number One Hundred Fourteen (114), which road runs from the town of Lawtey, Florida in a westerly direction to the State Farm Road and making the same a preferred road to be constructed and hardsurfaced as soon as funds are available therefor.

Which amendments are as follows:

No. 1. Strike out the word "Preferred."

No. 2. Strike out the word "Preferred."

And Senate Bill No. 769, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Parker, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following bills and recommends that the same do pass.

Senate Bill 266:

A bill to be entitled An Act authorizing the State Road Department to permit any responsible person, firm or corporation to erect within the right of way of any State road, stations or waiting rooms for school children who are transported by school buses; providing the conditions and terms under and by which such permits may be granted; and empowering the Road Department to make reasonable rules and resolutions covering the same.

Senate Bill 628:

A bill to be entitled An Act authorizing and empowering the State Road Department to establish permanent division headquarters in each of the five field divisions of the State Road Department into which the State is divided.

Senate Bill 747:

A bill to be entitled An Act to designate and establish a State Road in the City of Ormond, Volusia County, Florida, to connect State Road No. 140 with State Road No. 4, designate the route of said road and provided for a survey thereof and number designations to be given thereto by the State Road Department of Florida.

Senate Bill 749:

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

Senate Bill 750:

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

Senate Bill 755:

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

Senate Bill 756:

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

Senate Bill 761:

A bill to be entitled An Act to re-designate and re-establish a part of State Road 19 in Volusia County.

Senate Bill 764:

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

Senate Bill 774:

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

And Senate Bills Nos. 266, 628, 747, 749, 750, 755, 756, 761, 764 and 774, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Graham, Chairman of the Committee on Miscellaneous Legislation, reported that the Committee had carefully considered the following bills and recommends that the same do pass.

Senate Bill No. 586:

A bill to be entitled An Act to provide for the punishment of operators of motor vehicles in this State who hit or injure any dog and depart from the scene of the accident without rendering such assistance as will safeguard the life of such dog.

And—

Senate Bill No. 646:

A bill to be entitled An Act to amend Section 5086 of the Revised General Statutes of Florida, 1920, the same being Section 7188 of the Compiled General Laws of Florida, 1927, and all amendatory Acts thereto; i. e. Chapter 14831, Acts of 1931, Section 1, and Chapter 17179, Section 1, Acts of 1935; relating to and defining the meaning of pugilistic exhibitions.

And—

Senate Bill No. 716:

A bill to be entitled An Act forfeiting to the State thirty days hereafter all slot machines as defined by law and all things adapted for unlawful gambling or of a kind used therefor, and terminating private property therein; prescribing the mode, with and without process, of seizure, report, notice, adjudication and destruction, payment of costs and disposal of monies and valuables in things seized; making this act cumulative to other laws, enacting rules for construing the act; and otherwise relating to outlawed machines, devices, apparatus and equipment.

And—

Senate Bill No. 722:

A bill to be entitled An Act to encourage the breeding of thoroughbred race horses in Florida by providing that the holder of a horse racing permit shall be required to pay five (5%) per cent of any purse won on Florida tracks to the breeder of said winning thoroughbred, provided, said winning thoroughbred race horse was bred within the boundaries of the State of Florida.

And Senate Bills Nos. 586, 646, 716 and 722, contained in the above report, were 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 resolution:

Senate Joint Resolution No. 76.

A JOINT RESOLUTION OF THE LEGISLATURE OF THE STATE OF FLORIDA PROPOSING THE AMENDMENT TO CONSTITUTION OF THE STATE OF FLORIDA BY ADDING A NEW SECTION TO ARTICLE V, TO BE KNOWN AS SECTION 46, RELATING TO THE JUDICIARY.

And offers a Committee Substitute and recommends that the same do pass:

Committee Substitute for Senate Joint Resolution No. 76:

A JOINT RESOLUTION OF THE LEGISLATURE OF THE STATE OF FLORIDA PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING A NEW SECTION TO ARTICLE V, RELATING TO THE JUDICIARY:

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to Article V of the Constitution of the State of Florida relating to the judiciary be and the same is hereby agreed to and shall be submitted to the electors of the State at the general election to be held in 1940 for approval or rejection, that is to say, that said Article V of the Constitution of the State of Florida be amended by adding thereto an additional section, same to read as follows:

(a) Whenever any Circuit Judge of the State of Florida shall resign and retire from regular active service and receive retirement compensation under the laws of Florida, such judge so resigning and retiring on retirement compensation may nevertheless be called upon, assigned and designated by the Governor of the State of Florida and be by him authorized, assigned and designated to perform such judicial duties as a Circuit Judge, a Judge of a Civil Court of Record of any County, or a Judge of a Criminal Court of Record of any County, as such retired judge may be able and willing to undertake and while acting under such authority such judge shall have as such judicial duties all the powers and perform all the duties that are now or may hereafter be prescribed by the Constitution and Laws of Florida for commissioned judges occupying the same bench.

(b) Provided, further, that such Circuit Judges shall at all times be subject to call by the Supreme Court, or by the Chief Justice thereof, to act in place of any disqualified, absent or

disabled justice, and while acting in that capacity, such Circuit Judge, or retired Circuit Judge, shall be a member of the Supreme Court, with all powers which are now or may hereafter be conferred by law upon the members of said court.

(c) Provided, further, that whenever it shall be made to appear that the members of the Supreme Court are equally divided upon any cause submitted to them, and are unable to reconcile such division of opinion, the Chief Justice shall call to the assistance of said court three Circuit Judges, or retired Circuit Judges, who shall, for all purposes in said cause, be justices of said court while acting in such cause, and shall, with the justices of the court, hear and determine such cause, and perform any duties in connection therewith, in the same manner as is now or may hereafter be prescribed by law for the members of said court.

And Senate Joint Resolution No. 76, contained in the above report, together with Committee Substitute therefor, 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 bill and recommends that the same do pass, with Committee amendments:

Senate Joint Resolution No. 57:

A Joint Resolution of the House of Representatives and of the Senate of the Legislature of the State of Florida proposing the amendment of Section 3 of Article VII of the Constitution of the State of Florida relating to the apportionment of Senators and Representatives of the State Legislature.

Which amendments are as follows:

No. 1—

In Section 1, line 55 (typewritten bill), after the words "Thirty-sixth District," strike "Sarasota County and Charlotte County" and insert in lieu thereof the following: "Manatee County."

No. 2—

In Section 1, line 66 (typewritten bill), after the words "Forty-third District," strike "Manatee County" and insert in lieu thereof the following: "Sarasota County and Charlotte County"

And Senate Joint Resolution No. 57, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Westbrook, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following bills and recommends that the same do pass.

Senate Bill No. 693:

A bill to be entitled An Act making an appropriation to be used as sponsor's contribution to match Federal funds for the construction of buildings at the Florida School for the Deaf and the Blind.

Senate Bill No. 372:

A bill to be entitled An Act making an appropriation of Eight thousand (\$8,000.00) dollars, to each of eight counties of the State of Florida viz: Escambia, Santa Rosa, Walton, Okaloosa, Bay, Gulf, Franklin and Wakulla, in order to be able to secure any Federal or United States funds that may be appropriated for the control and elimination of the dog fly pest in said counties; providing for a method of repayment of the appropriation by the State of Florida; and setting up methods for the enforcement of this Act.

Senate Bill No. 336:

A bill to be entitled An Act authorizing the Florida Board of Forestry to cooperate with the Herty Foundation of Georgia in conducting pulp and paper research and demonstration work applicable to the industrial utilization of softwood and hardwood timber produced in Florida; making an appropriation for such cooperation; and providing for the appointment of a member of the board of directors of said foundation.

Senate Bill No. 196:

A bill to be entitled An Act providing a bonus of Fifty thousand dollars to be paid by the State of Florida to the first person, persons, firm, company or combination of firms or companies, who shall produce natural oil or gas from a well situated in the State of Florida, and providing an appropriation therefor.

And Senate Bills Nos. 693, 372, 336 and 196, contained in the above report, were placed on the Calendar of Bills on second reading.

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

Senate Bill No. 762:

A bill to be entitled An Act to provide and appropriate funds for the purpose of remunerating and repaying the City of Trenton, Florida, the sum of \$6,000.00 which was expended by said city in the construction of curb and gutters and widening of pavement on State Road No. 14, within said city, in 1929.

Senate Bill No. 632:

A bill to be entitled An Act providing for the refund by the Comptroller to the State Board of Health of all monies paid by said board as gasoline taxes; providing for procedure for such refund, and providing a penalty for making false certificates in connection with such refund.

Senate Bill No. 630:

A bill to be entitled An Act to provide and appropriate funds for the purpose of remunerating and repaying the City of Starke, Florida, the sum of \$12,000.00 which was expended by said city in the construction of curbs and gutters on State Road No. 28, within said city, in 1929.

And Senate Bills Nos. 762, 632 and 630, contained in the above report, were laid on the table.

Senator Westbrook, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following bills and recommends that they do pass.

Senate Bill No. 704:

A bill to be entitled An Act for the enlargement, further and additional improvement, maintenance and upbuilding of Dade Memorial Park and making appropriations therefor.

Senate Bill No. 566:

A bill to be entitled An Act to make an appropriation for the establishment by the Board of Control of the State of Florida, of a branch experimental station in Hardee County, Florida, under the provisions of Chapter 18,562, Laws of Florida, Acts of 1937.

And Senate Bills Nos. 704 and 566, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Westbrook, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following bills and recommends the same do pass.

House Bill No. 659:

A bill to be entitled An Act appropriating Fifty Thousand Dollars for use by the State Agricultural Marketing Board in establishing and maintaining in the State of Florida a market for the selling and processing of livestock.

House Bill No. 1031:

A bill to be entitled An Act to amend Chapter 9278, Laws of Florida, Acts of 1923, as amended by Chapter 17086, Laws of Florida, Acts of 1935, relating to the voluntary resignation and retirement of Justices of the Supreme Court under certain conditions with pay.

House Bill No. 731:

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

And House Bills Nos. 659, 1031 and 731, contained in the above report, were 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. 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.

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

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. 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 investigation, 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."

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

And Senate Bill No. 799, contained in the above report, was certified to the House of Representatives.

The following report of the Committee on Rules and Calendar was read:

Tallahassee, Florida,
18th May, 1939.

*Hon. J. Turner Butler,
President, Florida State Senate,
Tallahassee, Florida.*

Sir:

Your Committee on Rules and Calendar recommends a night session to be held by the Senate on Friday, May 19th, 1939, from 8 p. m., to 10:30 p. m., for the consideration only of the following classes of bills.

- 1—Local Bills.
- 2—Road Designation Bills.
- 3—Tax Cancellation Bills.

Respectfully submitted,

A. O. KANNER, Chairman,

Committee on Rules and Calendar.

Senator Kanner moved the adoption of the foregoing report. Which was agreed to and the report was adopted.

Senator Horne moved that the rules be waived and the Senate do now take up and consider the Majority Report of the Special Committee on State Welfare, appointed by the President, pursuant to Senate Resolution No. 3.

Which was agreed to by a two-thirds vote.

And the Majority Report of the Special Committee on State Welfare was taken up.

Senator Horne moved that the reading of the Majority Report be dispensed with, the same having been read on Friday, May 12, 1939.

Which was agreed to.

Senator Horne moved the adoption of the Majority Report of the Special Committee appointed by the President pursuant to Senate Resolution No. 3.

Which was agreed to and the Majority Report of the Special Committee on State Welfare was adopted.

Senator Adams moved that House Bill No. 880 be recalled from the Committee on Agriculture and Livestock and placed on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

Senator Mapoles moved that the rules be waived and the Senate do now take up and consider House Bill No. 16, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 16:

A bill be to entitled An Act providing for re-registration of voters in Counties having a population of not less than eleven thousand six hundred and not more than eleven thousand seven hundred.

Was taken up.

Senator Mapoles moved that the rules be waived and House Bill No. 16 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 16 was read the second time by title only.

Senator Mapoles offered the following amendment to House Bill No. 16:

In Section 1, add Section 1-A, to read as follows:

Section 1-A. It shall be the duty of the County Registration officer or his agents to travel over the county and see that all those who are duly qualified to register or re-register in said county who have resided therein for a period of six (6) months, and in the state for not less than a period of one (1) year, are given a chance to register or re-register, for which service the registration officer or his agents shall receive a fee of not more than 3c (three cents) per head.

Senator Mapoles moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Mapoles also offered the following amendment to House Bill No. 16:

Strike out all of Section four (4), and insert the following:

Section 4. The County Registration books of counties having the population as stated in Section 1, shall close not less than 30 days prior to the time of holding any primary, special or general election, in the state of Florida, and they shall remain closed for a period of not less than 30 days after the holding of said general elections, special elections, or primary elections.

Senator Mapoles moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Mapoles also offered the following amendment to House Bill No. 16.

Add Section 4-A, to read as follows:

Section 4-A. Anyone registering or re-registering and furnishing false information in regards to their age, length of time they have resided in the county or state, shall be deemed guilty of misdemeanor. Upon conviction therefor, he or she shall be fined not less than twenty-five dollars (\$25.00) or ninety (90) days in the county jail at hard labor or both in the discretion of the convicting magistrate.

Senator Mapoles moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Mapoles moved that the rules be further waived and House Bill No. 16, as amended, 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. 16, as amended, was read the third time in full.

Upon the passage of House Bill No. 16, as amended, 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, 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. 16 passed, as amended, and was ordered certified to the House of Representatives.

Senator Horne moved that the rules be waived and the Senate do now take up and consider House Bill No. 477, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 477:

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

Was taken up.

Senator Horne moved that the rules be waived and House Bill No. 477 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 477 was read the second time by title only.

Senator Horne moved that the rules be further waived and House Bill No. 477 be read the third time in full and be put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 477 was read the third time in full.

Upon the passage of House Bill No. 477 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Dame, Dugger, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, Mapoles, Murphy, Parker, Price, Rose, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—33.

Nays—None.

So House Bill No. 477 passed, titled as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Horne moved that the rules be waived and the Senate do now take up and consider House Bill No 476, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 476:

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

Was taken up.

Senator Horne moved that the rules be waived and House Bill No. 476 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 476 was read the second time by title only.

Senator Horne moved that the rules be further waived and House Bill No. 476 be read the third time in full and be put upon its final passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 476 was read the third time in full.

Upon the passage of House Bill No. 476 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Dame, Dugger, Dye, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, McKenzie, Murphy, Parker, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—34.

Nays—None.

So House Bill No. 476 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Horne moved that the rules be waived and the Senate do now take up and consider House Bill No. 475, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 475:

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

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

Was taken up.

Senator Horne moved that the rules be waived and House Bill No. 475 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 475 was read the second time by title only.

The Committee on Finance and Taxation offered the following amendment to House Bill No. 475:

On page 2, 9th line from the bottom, strike out "Treasurer" and insert in lieu thereof the word "Commissioners."

Senator Holland moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 475:

On page two of the typewritten bill, in the 12th line from the top of the page, strike out the word "Treasurer" and insert in lieu thereof the word "Commissioners."

Senator Holland moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 475:

On page 2, second line from bottom, strike out "Treasurer" and insert in lieu thereof the word "Commissioners."

Senator Holland moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 475:

No. 4: In line one, on the last page, strike the words "with-out resolution of the Board of County Commissioners" (typewritten bill).

Senator Holland moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 475:

In the third line on page three (typewritten bill), strike the period, and insert in lieu thereof a semicolon; then add the following: "provided, further, in those instances where any other method of remittance is prescribed by local or special law, then such method shall be followed."

Senator Holland moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Horne moved that the rules be further waived and House Bill No. 475, as amended, 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. 475, as amended, was read the third time in full.

Upon the passage of House Bill No. 475, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beall, Black, Clarke, Dame, Dugger, Dye, Gillis, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick Lewis, Lindler, McKenzie, Murphy, Parker, Rose, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—32.

Nays—None.

So House Bill No. 475 passed, as amended, and was ordered certified to the House of Representatives.

By unanimous consent Senator Murphy withdrew Senate Bill No. 310.

Senator Rose moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 374, out of its order.

Which was agreed to by a two-thirds vote.

Senate Bill No. 374:

A bill to be entitled An Act relating to all elections; and providing for the marking of ballots and voting of electors who are blind or with impaired vision.

Was taken up.

Senator Rose moved that the rules be waived and Senate Bill No. 374 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 374 was read the second time by title only.

Senator Rose moved that the rules be further waived and Senate Bill No. 374 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. 374 was read the third time in full.

Upon the passage of Senate Bill No. 374 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Black, Clarke, Coulter, Dame, Dugger, Gillis, Gideons, Graham, Hodges, Holland, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, McKenzie, Murphy, Parker, Price, Rose, Walker, Ward, Westbrook, Whitaker, Wilson—30.

Nays—None.

So Senate Bill No. 374 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Johns moved that the rules be waived and House Bill No. 598 be made a Special and Continuing Order of Business for consideration by the Senate beginning at 3:00 o'clock, P. M., today.

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

Senator Kelly (16th) moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 81, out of its order.

Which was agreed to by a two-thirds vote.

Senate Bill No. 81:

A bill to be entitled An Act authorizing the establishment and maintenance of separate State prisons for the confinement and punishment of female persons and first offenders under twenty-five years of age, convicted and sentenced to the State prison.

Was taken up.

Senator Kelly (16th) moved that the rules be waived and Senate Bill No. 81 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 81 was read the second time by title only.

Senator Kelly (16th) moved that the rules be further waived and Senate Bill No. 81 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. 81 was read the third time in full.

Upon the passage of Senate Bill No. 81 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 81 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Holland moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 293, out of its order.

Which was agreed to by a two-thirds vote.

Senate Bill No. 293:

A bill to be entitled An Act authorizing and directing the State Road Department of the State of Florida to procure an all-Florida moving picture for showing as part of the Florida exhibit at the New York World's Fair and at such other places and times as the State Road Department or any other department or agency of the Government of the State of Florida may provide, and authorizing the expenditure by the State Road Department of the monies necessary to secure such moving picture.

Was taken up.

Senator Holland moved that the rules be waived and Senate Bill No. 293 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 293 was read the second time by title only.

Senator Holland moved that the rules be further waived and Senate Bill No. 293 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. 293 was read the third time in full.

Upon the passage of Senate Bill No. 293 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, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lewis, Lindler, McKenzie, Murphy, Parker, Price, Sharit, Ward, Westbrook, Whitaker, Wilson—32.

Nays—Senators Johns, Rose—2.

So Senate Bill No. 293 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Kendrick moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 34, out of its order.

Which was agreed to by a two-thirds vote.

Senate Bill No. 34:

A bill to be entitled An Act to name a system of plane coordinates and to establish three divisions or zones of such co-ordinates in the State of Florida, and to legalize the use of these co-ordinate systems by the State of Florida and its political subdivisions.

Was taken up.

Senator Kendrick moved that the rules be waived and Senate Bill No. 34 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 34 was read the second time by title only.

Senator Kendrick moved that the rules be further waived and Senate Bill No. 34 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. 34 was read the third time in full.

Pending roll call on the passage of Senate Bill No. 34, Senator Whitaker moved that Senate Bill No. 34 be re-committed to the Committee on Finance and Taxation.

Which was agreed to and it was so ordered.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Black—

Senate Concurrent Resolution No. 18:

Resolution requesting the Congress of the United States of America to memorialize the "Bellamy Road" connecting Pensacola and St Augustine, Florida.

WHEREAS, the Eighteenth Congress of the United States of America, by an Act approved February 28th, 1824, being Chapter 22 of the Acts of the 1st Session of the Eighteenth Congress of the United States, authorized the laying out and opening of a certain public road in the territory of Florida, from Pensacola to St. Augustine, commencing at Deer Point, on the Bay of Pensacola, and pursuing the old Indian Trail to the Cow Ford on the Choctawatchy River, thence direct to the Natural Bridge on the Econfinan River; thence, to the Ochese Bluff on the Apalachicola River; thence, in the most direct practicable route, to the site of Fort St. Lewis; thence, as nearly as practicable, on the old Spanish road to St. Augustine, crossing the St. Johns River at Picolata, which road was to be plainly and distinctly marked and of the width of twenty-five feet, and

WHEREAS, pursuant to said Act there was constructed the old Pensacola-St. Augustine highway which came to be and still is known as the "Bellamy Road," and

WHEREAS, said highway being the first road to extend across the breadth of the state, has played an important part in the history and early development of the State of Florida, and

WHEREAS, said highway is of great historical significance and is the first instance of United States road construction in Florida, and

WHEREAS, some portions of the route of the "Bellamy Road," are now abandoned and almost forgotten, and its course and historical significance is in danger of being lost to posterity, and

WHEREAS, it is the sense of the Legislature of the State of Florida, that the course of the "Bellamy Road" should be preserved and that suitable markers should be placed along the course of said road memorializing the events of historical importance which occurred at or near said points, and evincing its route and perpetrating its identity and significance to the people of the state and nation.

THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the Congress of the United States be requested to appropriate the necessary funds for the purchase and erection of suitable monuments along the route of the "Bellamy Road," marking the course of said road from Pensacola to St. Augustine, Florida, and depicting points of especial historical significance, and

BE IT FURTHER RESOLVED: That a copy of this resolution be forwarded to each of the Senators and Representatives from the State of Florida, now members of the Congress of the United States.

Which was read the first time in full.

Senator Hodges moved that the rules be waived and Senate Concurrent Resolution No. 18 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 18 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to and Senate Concurrent Resolution No. 18 was adopted and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall—

Senate Resolution No. 20:

RELATIVE TO ELEVATOR SERVICE IN THE CAPITOL OF THE STATE OF FLORIDA.

WHEREAS, the Senate of the State of Florida at the 1937 Session of the Legislature, after long and fiery oratorical efforts on the part of various of its members, authorized the expenditure of a not inconsiderable sum of money for the purpose of installing an elevator in the Capitol for the gentle wafting of aged and ailing members of this body to the dizzy heights and rarified atmosphere of the Senatorial Sanctum; and

WHEREAS, although not even contemplated at the time of its installation, such effort and expense have already been more than justified, in that the illness of our beloved brother, Hon. R. L. Black, the Senator from the 32nd District, would have prevented him from attending our Sessions, if it had been necessary for him to use the stairways, theretofore the only means of ascent and descent; and

WHEREAS, for reasons unknown to this Senate, said elevator system has recently been out of repair, giving rise to loud expressions of pain and disgust from those members of the Senate who have not heretofore during the Session strengthened their wind and limb by the use of said stairways, but rather have pampered and coddled their physical beings by the use of said luxurious conveyance; and

WHEREAS, said state of unrepair of said elevator has necessitated the services of our good Sergeant-at-Arms, Hon. D. H. McCallum, and his efficient staff, in carrying our beloved friend and colleague, the Senator from the Twenty-second, to and from the ground floor, which services while greatly appreciated, and gently performed, are ill-becoming to the dignity of a member of this body. NOW, THEREFORE

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

Section 1. That this Senate, while realizing the frailties of mechanical devices in general, and the penchant of elevators in particular to break down at the most important times, deeply deplores the recent failing this device, and earnestly urges that adequate care be taken to prevent its recurrent in the future.

Section 2. That the Senate deeply appreciates the valiant way in which the office of the Sergeant-at-Arms met the crisis presented to it, and commends the Sergeant for so ably

upholding the traditions of this Senate and of his responsible position.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was not agreed to and Senate Resolution No. 20 failed of adoption.

By Senator Whitaker—

Senate Resolution No. 21:

WHEREAS, during the 1937 session of the Florida State Legislature a committee was appointed by the President of the Senate to confer with certain officials of the State of Georgia relative to fish laws affecting both the states of Georgia and Florida, and

WHEREAS, Senator H. N. Walker of the 5th District was a member of the said committee, and

WHEREAS, Senator Dan Kelly, Jr., of the 16th District was a member of a like committee appointed by the Speaker of the House of Representatives in 1937, and

WHEREAS, both Senator H. N. Walker and Senator Dan Kelly, Jr., attended a conference with Governor E. D. Rivers of Georgia and other state officials of both Georgia and Florida in Atlanta during the months of January, 1939, and

Whereas, Senator H. N. Walker attended a second conference with Georgia state officials in Atlanta in February, 1939,

NOW, THEREFORE, BE IT RESOLVED that the Legislative Expense Committee of the 1939 State Senate be authorized to reimburse Senator H. N. Walker in an amount not to exceed \$175.00 and Senator Dan Kelly, Jr., in an amount not to exceed \$100.00 for expenses incurred in attendance at the said conferences.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 21 was adopted.

By Senators Murphy and Gillis—

Senate Resolution No. 22:

WHEREAS, on September 23rd, A. D. 1938, God the Creator of all mankind and the Architect of the Universe, did in his infinite wisdom, see fit to remove from our earth Senator Ezekial Joseph Etheredge, a dearly beloved former member of the House of Representatives of the State of Florida and of the Senate of the State of Florida, after he had reached the age of sixty-seven years and had rendered twenty-seven years of commendable service to his community and the State of Florida; and

WHEREAS, Ezekial Joseph Etheredge, eagerly gave his energy and ability as a statesman and legislator to the service of the State of Florida which he so dearly loved; and

WHEREAS, his able statesmanship and exemplary life was an inspiration to all who came in contact with him as he fostered many laws that have contributed immeasurably to the progress of this State and its citizens;

NOW THEREFORE.

BE IT RESOLVED BY THE STATE SENATE that the Senate does hereby record this memorial and expression of bereavement upon the death of the Honorable Ezekial Joseph Etheredge.

IN MEMORIAM—Ezekial Joseph Etheredge

Born in Edgefield, South Carolina, August 28, 1871, the son of a Confederate veteran, Tyre Etheredge. After teaching school to secure funds to complete his higher education, he attended Vanderbilt University and the University of Maryland receiving a D.D.S. degree from the latter institution. Afterward he practiced dentistry in Leesville, South Carolina, for fifteen years, during which time he was honored by being elected President of the South Carolina Dental Association and was further honored by being elected for two terms to the South Carolina House of Representatives. In 1896 he married Mary Belle Martin of New Brookland, South Carolina, who has been his noble companion and is the mother of their five children. In 1913, Senator Etheredge and his family moved to Florida, being one of the first settlers in the vicinity of what is now Sebring. He practiced dentistry in Florida for twelve years and in 1917 founded the municipality of DeSoto City in what is now Highlands County and served as its mayor for several years. In 1921 he was elected to the Florida House of Representatives from DeSoto County and during that term in the House fostered and introduced a bill

under which Highlands, Hardee, Glades and Charlotte Counties were created from DeSoto County. In 1923, the Senator was elected to the Florida Senate to fill the unexpired term of the late Senator Cooper of the 27th Senatorial District. He continued to represent this district for a second term. He was an able member of the Senate's Appropriation, Temperance, Highways, Drainage and Judiciary Committees and introduced legislation creating a large drainage district in South Florida. He also fought hard for highways in the then undeveloped portion of South Florida. For several years he was the Treasurer of the Florida Synod of the United Lutheran Church. He was of sterling character, unswerving loyalty, honest, temperate, courageous and fearless. The State of Florida has lost one of its finest and noblest of citizens. Such a man among men surely deserves this permanent record of his achievements.

BE IT FURTHER RESOLVED that a copy of this resolution be certified by the Secretary of State under the Great Seal of Florida and forthwith forwarded to the bereaved widow and family of the Honorable Ezekial Joseph Etheredge.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the pages of the Journal of the Senate of the State of Florida and made a permanent record of this Legislature.

BE IT FURTHER RESOLVED that a copy of this resolution be furnished to the Press.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 21 was adopted.

By Senator Hodges—

Senate Resolution No. 23:

A resolution authorizing the Secretary of the Senate to correct the Journal and prepare an errata sheet.

WHEREAS, It is necessary that the last three days' Journal of the Senate be corrected by the Secretary and an errata sheet be prepared, not only as to the last three days' Journal, but for any other Journals of the Senate for this session needing final correction;

THEREFORE BE IT RESOLVED BY THE SENATE: That the Secretary of the Senate with such necessary help as is required is hereby authorized to correct the last three days' Journal of the Session of the Senate and other Journals as herein specified, and that the Secretary of the Senate is directed and empowered to prepare an errata sheet to be attached to the final Journals and which shall be a part of the permanent record of the proceedings of the Senate of the 1939 Session;

That the Secretary with the necessary help be allowed the regular customary per diem paid them during the Session for such work, for such time as is necessary not to exceed forty-five days.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 23 was adopted.

Senator Graham moved that Senate Bill No. 203 be re-committed to the Committee on Finance and Taxation.

Which was agreed to and it was so ordered.

Senator Beacham moved that the rules be waived and the Senate do now take up and consider House Bill No. 268, out of its order.

Which was agreed to by a two-thirds vote:

House Bill No. 268:

A bill to be entitled An Act relating to Boards of Public Instruction of the several Counties of the State of Florida having a population of not less than 50,000 inhabitants according to the last Federal or State census; authorizing and empowering such State Boards to establish Junior Colleges in their respective Counties or to take over Junior Colleges already established and to maintain such Junior Colleges out of the General School Fund of the County.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 268 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 268 was read the second time by title only.

Senator Beacham offered the following amendment to House Bill No. 268:

In Title, line five, (typewritten bill) strike out the words: "State Boards" and insert in lieu thereof the following: "Boards of Public Instruction."

Senator Beacham moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to House Bill No. 268:

At the end of Section 1 add the following sentence: "Providing that the provisions of this Act shall not apply to St. Petersburg Junior College in Pinellas County; and provided further that there shall not be more than one junior college in Pinellas County."

Senator Beacham moved the adoption of the amendment.

Pending adoption of the foregoing amendment to House Bill No. 268, Senator Beacham moved that the further consideration of House Bill No. 268, with pending amendment, be informally passed.

Which was agreed to and it was so ordered.

Senator Mapoles moved that the rules be waived and the Senate do now take up and consider House Bill No. 8, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 8:

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

Was taken up.

Senator Mapoles moved that the rules be waived and House Bill No. 8 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 8 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and House Bill No. 8 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. 8 was read the third time in full.

Pending roll call on the passage of House Bill No. 8, Senator Mapoles moved that the further consideration of House Bill No. 8 be informally passed, retaining its place on the Calendar.

Which was agreed to and it was so ordered.

The hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:06 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.

By permission the following Reports of Committees were filed:

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—

House Bill No. 191:

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

House Bill No. 594:

A bill to be entitled An Act to amend the Title and Section 1 of Chapter 17262, Laws of Florida, Acts of 1935, entitled: "An Act fixing the salary of State Attorneys of the State of Florida serving in circuits having four (4) counties with a population of more than 90,000 people according to the last State census."

House Bill No. 780:

A bill to be entitled An Act to provide for the creation of a Jackson County Hospital District and Jackson County Hospital Corporation, to provide for the establishment and building, maintenance and operation of a Public Hospital at Marianna in Jackson County for the benefit of the citizens and residents of Jackson County, and the extension of hospitalization to patients from adjoining counties, to provide for the appointment of trustees for said Hospital Corporation and to fix their powers and duties, to provide for the appropriation of money and the raising of revenue by Jackson County for the erection and maintenance of such hospital, by the allocation to such hospital of portions of the Race Track Funds which may be received by Jackson County, and of the levy or ad valorem taxes by said County for the benefit of said Hospital, and to make the limits of the Hospital District Co-extensive with the limits of Jackson County.

House Bill No. 609:

A bill to be entitled An Act to amend Section 11, Chapter 14764, Laws of Florida, Acts of 1931, being Section 1355 (11) Compiled General Laws of Florida, 1927, (Supplement Thereto), relating to vehicles operated by auto transportation companies and prescribing the maximum size and weight of such vehicles and the distribution thereof and safety devices required.

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 Wilson, Chairman of the Committee on State Institutions, reported that the Committee had carefully considered the following bill and recommends that the same do pass—

Senate Bill No. 312:

A bill to be entitled An Act authorizing the use of State prisoners for the improvement, conservation and reforestation of lands owned by the State of Florida; authorizing the trustees of the Internal Improvement Fund and the Board of Commissioners of State Institutions to enter into such arrangements as may be deemed advisable in relation thereto.

And Senate Bill No. 312, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Coulter, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following bill and recommends that the same do pass, with Committee amendments:

Senate Bill No. 647:

A bill to be entitled An Act for the relief of A. L. Harris of Flagler County, Florida.

Which amendments are as follows:

No. 1. In Preamble, line 13, strike out the figures "Three Hundred (\$300.00) Dollars", and insert the following:

"Two Hundred (\$200.00) Dollars".

No. 2. In Section 1, strike out the "said Section" and insert in lieu thereof: "That the sum of Two Hundred (\$200.00) Dollars be, and the same is hereby appropriated out of any funds in the State Treasury to the credit of the State Road Department, not otherwise appropriated, to be paid to A. L. Harris of Flagler County, Florida, as a relief for property damages sustained by him resulting from the destruction by fire of his Chevrolet truck on October 8, 1938."

No. 3. In Section 2, strike out the "Said Section", and insert in lieu thereof: "That the Comptroller of the State of Florida is hereby directed to draw his warrant in the sum of Two Hundred (\$200.00) Dollars upon the State Treasurer, and said State Treasurer is hereby authorized and directed to pay said warrant out of any funds in the State Treasury to the credit of the State Road Department, not otherwise appropriated."

And Senate Bill No. 647, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

Senator Adams, Chairman of the Committee on Agriculture and Livestock, reported that the Committee had carefully considered the following bill and recommends that the same do pass—

Senate Bill No. 410:

A bill to be entitled An Act to amend Sections 1, 2, 3, 4, and 13 of Chapter 16982, Laws of Florida, Acts of 1935, entitled: "An Act to regulate the sale of eggs; to classify eggs, to define the term 'dealer'; to require registration by dealers; to require filing of invoices by dealers; to impose an inspection fee; to authorize the Commissioner of Agriculture to promulgate grades and standards and to make rules and regulations for the enforcement of this Act; to provide for proper enforcement thereof and to provide penalties for violation of this Act; and to repeal Chapter 16012, Laws of Florida, Acts of 1933."

And Senate Bill No. 410, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Rose, Chairman of the Committee on Insurance, reported that the Committee had carefully considered the following bill, and recommends that the same do not pass:

Senate Bill No. 660:

A bill to be entitled An Act requiring proof of financial responsibility by owners and operators and lien holders of motor vehicles before operating the same, after any accident prescribing the method of furnishing such proof, and to whom, and in what manner furnished, and penalties for violation thereof.

And Senate Bill No. 660, contained in the above report, was laid on the table.

Senator Rose, Chairman of the Committee on Insurance, reported that the Committee had carefully considered the following bill, and recommends that the same do not pass:

Senate Bill No. 519:

A bill to be entitled An Act to provide for the operation, maintenance and supervision of fire, windstorm, lightning, tornado, hail, shore marine and automobile fire and theft insurance rate-making bureaus; to provide for the making and filing of such rates by bureaus, insurance companies and other insurers; to provide for the approval of such rates by the State Treasurer or Insurance Commissioner; to prevent discrimination in such rates; to provide for the examination of such bureau and insurers, to generally regulate rate-making agreements; providing penalties for violations; and to repeal all laws or parts of laws in conflict herewith.

And Senate Bill No. 519, contained in the above report, was laid on the table.

Senator McKenzie moved that the rules be waived and the Senate do now take up and consider messages from the House of Representatives, out of their order.

Which was agreed to by a two-thirds vote.

MESSAGES FROM 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 Senator Beacham—
Senate Bill No. 529:

A bill to be entitled An Act to provide for registration of all voters for all elections to be held in the year A. D. 1940 and subsequent years in Counties in the State of Florida having a population of not less than 53,100 and not more than 53,300 inhabitants according to the 1935 State census; fixing the time when registration books in each of said Counties shall be kept open for purpose of such registration and prescribing the duties of registration officers in connection therewith.

Proof of Publication attached.

Also—

By Senator Horne—
Senate Bill No. 532:

A bill to be entitled An Act fixing and determining the sal-

aries, compensation and traveling expenses of the members of the Board of Public Instruction for Counties of the State of Florida having a population of not less than 17,000, nor more than 17,500, according to the last State census.

Also—

By Senator Beall—
Senate Bill No. 648:

A bill to be entitled An Act authorizing the City of Pensacola to construct, build, maintain and operate docks, dry docks, ship ways, foundations for ship ways and the necessary dredging, filling and bulk-heading incident to the construction of any of such facilities, and such other industrial facilities as the city council of said city may determine by ordinance; authorizing said city to acquire lands for such purposes; authorizing said city to levy taxes for the construction and operation of any of such facilities; authorizing said city to issue bonds for the construction of any of such facilities, and providing method for the payment of such bonds; authorizing said city to sell or lease any of such facilities; declaring the powers and functions granted in this Act to be municipal in character; repealing all laws in conflict with the provisions of this Act; providing for the submission of the question as to whether this Act shall become operative and effective to the voters of said city at the 1939 general municipal election, or at a special election to be called for such purpose, and providing for the canvass of the votes cast upon such question, in either event.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 529, 532 and 648, contained in the above message, were referred to the Committee on Enrolled Bills.

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 Senator Beall—
Senate Bill No. 649:

A bill to be entitled An Act authorizing the City of Pensacola, Florida, to construct, build, maintain and operate a free public library, a public auditorium, an armory, and a community center, or a combination of any two or more such facilities, and any other building dedicated to public use, and authorizing said City to acquire lands for such purposes; providing that any armory constructed by said City under the provisions of this Act may be conveyed or leased to the State Armory Board; authorizing said City to levy taxes for the construction and operation of any such facilities; authorizing said City to issue bonds for the construction of any such facilities, and providing the method for the payment of said bonds; declaring the powers and functions granted in this Act to be municipal in character; repealing all laws in conflict with the provisions of this Act; and providing for the submission of the question as to whether this Act shall become operative and effective to the voters of said City at the 1939 general municipal election or at a special election to be called for such purpose, and providing for the canvass of the votes cast upon such question in either event.

Also—

By Senator Beall—
Senate Bill No. 650:

A bill to be entitled An Act relating to the City of Pensacola; authorizing such City to acquire by eminent domain, purchase, gift, devise or lease and to construct, maintain and operate port terminal facilities, warehouses, grain elevators, fruit terminals, rebarreling plants, cold storage and quick freezing plants and other plants and establishments for the packing, compressing and preparing for shipment of commodities; wharves, docks, dry docks, quays, yacht and ship basins; land, machinery, tanks, conveyors, facilities, appurtenances and equipment for the proper operation thereof; authorizing the issuance of revenue and general obligation

bonds of such city for the purposes above set forth, within certain limits; authorizing the issuance of revenue certificates for such purposes; providing for a referendum election for the submission of this Act, to be called and held in the City of Pensacola

Also—

By Senator Black—
Senate Bill No. 651:

A bill to be entitled An Act providing that all Justice of the Peace Courts in Alachua County, Florida, as now established, or which may hereafter be established in accordance with law, shall have jurisdiction to hear, try, and determine criminal cases arising within the respective territorial limits of such Justice of the Peace District, which jurisdiction shall be confined to misdemeanors carrying no greater punishment upon adjudication of guilt than a fine of \$500.00, or imprisonment for six months in the county jail or both, and providing for the fees of such Justices of the Peace, and the procedure to be followed in such courts.

Proof of Publication attached.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 649, 650 and 651, contained in the above message, were referred to the Committee on Enrolled Bills.

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 Senators Kanner, Kendrick, Price, Parrish, Beacham and Graham—

Senate Bill No. 658:

A bill to be entitled An Act authorizing and empowering the Board of Commissioners of Florida Inland Navigation District, a special taxing district under the laws of the State of Florida, to collect, compile and furnish to the United States of America, data, statistics and other appropriate information as to the advantages, benefits, desirability and usefulness of the further improvement of the intracoastal waterway from Jacksonville to Miami, Florida, by the United States; and authorizing and empowering the said Board to acquire and convey to the United States, free of cost, any lands, easements, rights of way and spoil disposal areas as may be required by the United States for the purpose of said improvement of said waterway, and its subsequent maintenance:

Proof of Publication attached.

Also—

By Senator Beacham—
Senate Bill No. 659:

A bill to be entitled An Act relating to Napoleon B. Broward Drainage District in Broward County, Florida; to the enforcement of taxes, interest, and penalties thereon imposed by said District; to the foreclosure of taxes and liens for taxes for said District; providing for suits in chancery by said District for the foreclosure and cutting off of the owners' right to redeem lands where title has vested in the District; providing a supplemental, additional, optional, and alternative method of enforcing tax liens due said District by suit in chancery in rem against said lands; prescribing the practice, pleading, and procedure in such suits and authorizing the allowance of attorneys' fees therein, and providing for lease and sale of lands bid in by the district under such sale.

Proof of Publication attached.

Also—

By Senator Holland—
Senate Bill No. 666:

A bill to be entitled An Act to amend the Charter of the City of Auburndale, Polk County, Florida, relating to and regulating municipal elections in the City of Auburndale, Polk County, Florida; prescribing the qualifications of such

voters in such elections and providing for the registration of such voters; prescribing an oath to be taken by those desiring to register; providing for the challenging of voters and prescribing an oath for challenged voters; providing for the examination under oath of any person desiring to vote at any such election; prescribing the duties of the election officers; prescribing the manner of holding elections, counting the ballots and canvassing the returns of such elections and recounting the ballots used therein; and authorizing ordinances prohibiting the making falsely of any oath or statement under oath provided for by this Act and prohibiting the voting in any such election of any person not qualified to vote therein and providing penalties for the violation of such ordinances and making each provision hereof an independent provision.

Proof of Publication attached.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 658, 659 and 666, contained in the above message, were referred to the Committee on Enrolled Bills.

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 Senator Holland—
Senate Bill No. 667:

A bill to be entitled An Act amending Section 25 of Chapter 10301, Laws of Florida, Special Acts of 1925, and changing the term of office of the mayor of the City of Auburndale, Polk County, Florida, from one (1) year to two (2) years.

Proof of Publication attached.

Also—

By Senator Black—
Senate Bill No. 697:

A bill to be entitled An Act pertaining to the collection of taxes upon real property by the City of Newberry, a municipality in Alachua County, Florida, and repealing Section 39 of Chapter 8311 of the Special Acts of the Florida Legislature, A. D. 1919.

Also—

By Senator Gideons—
Senate Bill No. 713:

A bill to be entitled An Act to create a Municipal Court in the City of Bushnell, Florida; to provide for the election and qualification of a Municipal Judge; and to fix its jurisdiction and powers.

Proof of Publication attached.

Also—

By Senator Horne—
Senate Bill No. 730:

A bill to be entitled An Act providing for the re-registration of all the electors of Madison County, Florida, and providing for the furnishing of new registration books, the time of opening and closing the same and for the payment of registration fees to the Supervisor of Registration by the County Commissioners.

Proof of Publication attached.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 667, 697, 713 and 730, contained in the above message, were referred to the Committee on Enrolled Bills.

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 Senator Adams—
Senate Bill No. 157:

A bill to be entitled An Act for the relief of M. L. Horton, Sr., and his wife, Helen Horton.

Also 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 Senator Walker—
Senate Bill No. 290:

A bill to be entitled An Act for the relief of Bert M. Thomas of Wakulla County, Florida, and providing for refund by the Comptroller of the State of Florida and the Board of County Commissioners of Wakulla County, Florida, of State and County taxes erroneously assessed and collected from him, and making appropriation therefor.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 157 and 290, contained in the above message, were referred to the Committee on Enrolled Bills.

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 Senator Beacham (By Request)—
Senate Bill No. 621:

A bill to be entitled An Act to allow the bringing of a bill of complaint in Chancery to quiet the title to real estate, and to preclude a wife or heirs from claiming her inchoate dower or other interest in real estate conveyed by a husband as a single man, where the said husband and wife have not lived and cohabited together as husband and wife for a period of thirty years, and during the said period of time the said husband has conveyed real estate as a single man, which said real estate has come into the hands of innocent purchasers for a valuable consideration without notice to the said purchasers that the said husband is married or ever was married.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 621, contained in the above message, was referred to the Committee on Enrolled Bills.

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

Tallahassee, 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. 1236:

A bill to be entitled An Act providing for the ratification and confirmation of each and every tax settlement made by the Clerk of the Circuit Court and or Tax Collector of Okeechobee County, Florida, on tax certificates heretofore issued for non-payment of taxes on lands situated in said County, and providing that all assessments for State taxes shall be paid in full as provided by law.

Proof of Publication attached.

Also—

By Mr. Tomasello of Okeechobee—
House Bill No. 1237:

A bill to be entitled An Act to provide for the sale on compromise offers, without advertisement, of all tax certificates held by the State for the year 1937 and for prior years covering land in Okeechobee County, Florida, and providing that any and all sales shall be approved by the Board of County Commissioners of said County, and providing that the amount of the State tax covered by said certificates shall not be subject to compromise but shall be paid in full as provided by law.

Proof of Publication attached.

Also—

By Mr. Tomasello of Okeechobee—
House Bill No. 1238:

A bill to be entitled An Act to provide that candidates for members of the Board of County Commissioners in Counties in the State of Florida having a population of not less than 3,470 and not more than 3,495 according to the last State census of the State of Florida, shall be nominated in the primary elections by vote of electors throughout the county.

Proof of Publication attached.

Also—

By Mr. Tomasello of Okeechobee—
House Bill No. 1239:

A bill to be entitled An Act providing that the County Commissioners of Okeechobee County, Florida, shall furnish postage expense to the Tax Collector of said County for mailing tax notices and receipts.

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. 1236, 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. 1236 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1236 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1236 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. 1236 was read the third time in full.

Upon the passage of House Bill No. 1236 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. 1236 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1237, 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. 1237 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1237 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1237 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. 1237 was read the third time in full.

Upon the passage of House Bill No. 1237 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. 1237 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1238, 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. 1238 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1238 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1238 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. 1238 was read the third time in full.

Upon the passage of House Bill No. 1238 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. 1238 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1239, 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. 1239 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1239 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1239 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. 1239 was read the third time in full.

Upon the passage of House Bill No. 1239 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. 1239 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. Johnson of Hernando—
House Bill No. 1241:

A bill to be entitled An Act providing for the creation of a Delinquent Tax Adjustment Board for Hernando County, Florida, prescribing the powers and duties of such Board; providing for the creation of Delinquent Tax Adjustment Board of Appeals, and prescribing the powers and duties of such Board; providing for the compromise sale and adjustment of tax sale certificates held by the State upon certain conditions.

Proof of Publication Attached.

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—
House Bill No. 1247:

A bill to be entitled An Act authorizing the City Commission of the City of Coral Gables to provide by ordinance for the creation of a Civil Service System for city officers and employees; for the creation of a civil service board; to designate who shall be civil service employees of the city; and to prescribe rules and regulations to govern civil service officers and employees; and providing for a referendum before said act shall take effect and other matters relating thereto.

Also—

By Messrs. Holt, Lindsey, and Overstreet of Dade—
House Bill No. 1248:

A bill to be entitled An Act to authorize the City Commission of the City of Coral Gables, Florida, to provide by ordinance for life, health, accident or annuity insurance or all or any kinds of said insurance for its employees upon a group insurance plan to pay in whole or in part the premiums therefor, and relieving said City 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; and providing for the submission of said ordinance to referendum of qualified voters of said City.

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. 1241, 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. 1241 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1241 was read the second time by title only.

Senator Dame moved that the rules be further waived and House Bill No. 1241 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. 1241 was read the third time in full.

Upon the passage of House Bill No. 1241 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. 1241 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1247, 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. 1247 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1247 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1247 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. 1247 was read the third time in full.

Upon the passage of House Bill No. 1247 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. 1247 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1248, 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. 1248 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1248 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1248 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. 1248 was read the third time in full.

Upon the passage of House Bill No. 1248 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. 1248 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. Holt, Lindsey and Overstreet of Dade—
House Bill No. 1250:

A bill to be entitled An Act to authorize the City Commission of the City of Coral Gables, Florida, to establish by ordinances a pension, annuity and retirement system for any or all groups of officers and employees in the service of said City; to provide for disability and death benefits; to provide for contribution to the costs thereof on an actuarial basis; providing for the manner in which officers and/or employees may come under the operation of said system; providing for re-payment to members leaving the service of the City; providing for the investment of funds created under said system; providing for the administration of said system; and providing for the submission of said ordinance to referendum of qualified voters of said City; when said Act shall take effect and other matters relating thereto.

Proof of Publication attached.

Also—

By Mr. Johnson of Hernando—
House Bill No. 1257:

A bill to be entitled An Act authorizing the creation of Municipal Tax Adjustment Board for the City of Brooksville, Hernando County, Florida; prescribing its 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, special assessments and delinquent personal property tax for the year 1938 and previous years of such delinquent tax, upon certain conditions.

Proof of Publication attached.

Also—

By Mr. Farabee of Hardee—
House Bill No. 1259:

A bill to be entitled An Act relating to and concerning taxes in the City of Bowling Green and providing for the sale of Tax Certificates, Tax Liens and other evidences of taxes levied by and within said City, together with the subsequent omitted or levied taxes.

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. 1250, 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. 1250 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1250 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1250 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. 1250 was read the third time in full.

Upon the passage of House Bill No. 1250 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. 1250 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1257, 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. 1257 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1257 was read the second time by title only.

Senator Dame moved that the rules be further waived and House Bill No. 1257 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. 1257 was read the third time in full.

Upon the passage of House Bill No. 1257 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. 1257 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1259, contained in the above message, was read the first time by title only.

Senator Murphy moved that the rules be waived and House Bill No. 1259 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1259 was read the second time by title only.

Senator Murphy moved that the rules be further waived and House Bill No. 1259 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. 1259 was read the third time in full.

Upon the passage of House Bill No. 1259 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. 1259 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. Christie, Harrell and Warren of Duval—
House Bill No. 1286:

A bill to be entitled An Act declaring the establishment and maintenance in Duval County, Florida, of a Central Law Library for the use of County officials and the Judges and officers of the several courts in said County to be a public need and for a general County purpose; and to provide for the establishment and maintenance of an adequate Central Law Library in Duval County, Florida; and providing for the establishment and maintenance of the same out of the excess fees returned by the Clerk of the Circuit Court, Clerk of the Civil and Criminal Courts of Record, County Judge, Sheriff, Tax Collector and Tax Assessor of Duval County; and providing for the inclusion of sums for that purpose in the County budget, and the expenditure of the same by the County Commissioners; and to create a Law Library Board, and to prescribe generally the authority and duties of such Board.

Proof of Publication attached.

Also—

By Mr. Sudduth of Bay—
House Bill No. 1291:

A bill to be entitled An Act authorizing the City Commissioners of Lynn Haven, Florida, to adjust, compromise and settle all delinquent City taxes on real and personal property in the City of Lynn Haven, Florida.

Proof of Publication attached.

Also—

By Mr. Sikes of Okaloosa—
House Bill No. 1302:

A bill to be entitled An Act to establish a municipality of the City of Niceville, Okaloosa County, Florida, and to provide for its territorial limits, its jurisdiction powers, privileges and immunities, and to provide it municipal officers and define their duties and powers, and to validate and confirm and approve the election and establishment of said city under the General Laws of the State of Florida.

Proof of Publication attached.

Also—

By Mr. Slappey of Gadsden—
House Bill No. 1304:

A bill to be entitled An Act authorizing and requiring the State Road Department to expend the proceeds of the second gas tax in which Gadsden County, Florida, participates, which has accrued or will accrue prior to July 1, 1939, for the purpose of constructing State roads within said County, in the order of preference as designated by the Board of County Commissioners of said County.

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. 1286, 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. 1286 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1286 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1286 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. 1286 was read the third time in full.

Upon the passage of House Bill No. 1286 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. 1286 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1291, contained in the above message, was read the first time by title only.

Senator Sharit moved that the rules be waived and House Bill No. 1291 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1291 was read the second time by title only.

Senator Sharit moved that the rules be further waived and House Bill No. 1291 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. 1291 was read the third time in full.

Upon the passage of House Bill No. 1291 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. 1291 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bills Nos. 1302 and 1304, contained in the above message, were read the first time by titles 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. Farabee of Hardee—
House Bill No. 1262:

A bill to be entitled An Act to authorize and provide that when there are no funds available, or such funds are insufficient to meet the then present current governmental needs of Hardee County, the Board of County Commissioners of Hardee County shall be authorized and empowered to borrow money at a rate of interest not to exceed eight per cent per annum for the purpose of providing for the payment of such current governmental needs and authorizing said Board to provide for the payment thereof, by resolution, out of funds anticipated by said Board to be available from the State race track funds apportioned to said County within the fiscal year in which any such loan, or loans, shall be made and providing that no such loan shall, in any event, exceed eighty per cent of the amount of revenue estimated by said Board to be received within such fiscal year.

Proof of Publication Attached.

Also—

By Mr. Sudduth of Bay—
House Bill No. 1267:

A bill to be entitled An Act authorizing, directing and requiring the County Commissioners of Bay County, Florida, to appropriate, convert and distribute all moneys and funds received by said Bay County under the provisions of and resulting from Chapter 14832 of the General Acts of the Legislature of Florida adopted in 1931: providing for a State Racing Commission, etc., and from any Act amendatory thereof, in three portions: one-half of the total to any of the funds of the County to which the Board of County Commissioners

has now authority to appropriate and apply the same: one-fourth of the total to the school funds of the County, and one-fourth of the total to the road funds of the municipalities of the County to be apportioned to and divided among said municipalities and added to the road funds levied and collected by the County for said municipalities in proportion to the amount of general obligation bonds the respective municipalities may have outstanding as compared with the total general obligation bonds of all of said municipalities issued and outstanding at the time of the effective date of this law.

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. 1262, contained in the above message, was read the first time by title only.

Senator Murphy moved that the rules be waived and House Bill No. 1262 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1262 was read the second time by title only.

Senator Murphy moved that the rules be further waived and House Bill No. 1262 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. 1262 was read the third time in full.

Upon the passage of House Bill No. 1262 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. 1262 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1267, 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 Messrs. Gillespie and Henderson of Volusia—
House Bill No. 1307:

A bill to be entitled An Act authorizing and empowering the City Council of the City of Coronado Beach, Volusia County, Florida, to make an accurate survey of Colin Park and Orlando Beach subdivisions in said City; to adjust and correct any defects or discrepancies that may exist by reason of the improper surveying or laying out of said subdivision; to record a corrected plat or plats of said subdivisions; if necessary to close, alter or open streets and change the size of location of lots in said subdivisions in order to cure such defects; to establish corner monuments or markers; to assess the cost of such work against the various lots in said subdivisions, and for the City of Coronado Beach to acquire a lien therefor; to enforce such liens after they become delinquent; and providing for an election to accept or reject this Act.

Also—

By Mr. Allen of Suwannee—
House Bill No. 1308:

A bill to be entitled An Act providing for the lawful taking of fish by the use of wire baskets in the fresh waters of all Counties of the State of Florida having a population of not less than sixteen thousand and nine hundred and seventy-three (16973) and not more than seventeen thousand and five hundred (17500) according to the State census of 1935,

and providing the size of mesh of wire to be used in such wire baskets so used, and repealing all laws in conflict with this Act.

Also—

By Messrs. Sheldon, Martin and Dekle of Hillsborough—
House Bill No. 1312:

A bill to be entitled An Act for the relief of Salesian Society, a non-profit charitable society, by providing for the cancellation of certain taxes against property in Tampa, Florida, owned and possessed by said charitable society.

Proof of publication attached.

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—
House Bill No. 1315:

A bill to be entitled An Act to authorize Dade County to purchase, maintain and operate fire fighting machinery, equipment and apparatus; to employ a fire chief and other personnel and employees, authorizing the levy of a special tax to pay for same and to pay expenses incurred in and incident to the prevention, control and extinguishment of fires in said county.

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. 1307, contained in the above message, was read the first time by title only.

Senator Price moved that the rules be waived and House Bill No. 1307 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1307 was read the second time by title only.

Senator Price moved that the rules be further waived and House Bill No. 1307 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. 1307 was read the third time in full.

Upon the passage of House Bill No. 1307 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. 1307 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1308, 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. 1312, 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. 1315, 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. 1315 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1315 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1315 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. 1315 was read the third time in full.

Upon the passage of House Bill No. 1315 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. 1315 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:

Br. Messrs. Holt, Lindsey and Overstreet of Dade—
House Bill No. 1316:

A bill to be entitled An Act to authorize Dade County to acquire, construct, own and operate causeways and viaducts over tidal waters in said County; and to establish and collect reasonable tolls for use of the same; and, subject to the approval of the voters, to issue bonds to pay for the same; and to levy taxes to pay the interest and principal of such bonds and maintain such causeways and viaducts; and to cooperate with agencies of the Government of the United States or with municipalities in the acquisition, control and operation of said causeways and viaducts; or with or without cooperation to acquire and operate such causeways and viaducts on a self-liquidating basis in any manner allowed by law.

Proof of Publication attached.

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—
House Bill No. 1317:

A bill to be entitled An Act to amend Section 1 of Chapter 17525, Laws of Florida, entitled "An Act to authorize Dade County to acquire and hold land for park purposes, and authorizing the levy of a special tax to pay for same and to pay for lands to be used for rights of way for roads" by further authorizing the Board of County Commissioners of Dade County to issue bonds, subject to the approval of the voters, for the purpose of raising additional funds to pay for the acquisition and maintenance of parks, and to levy taxes to pay the principal and interest of such bonds and provide for the maintenance of such parks, and to cooperate with agencies of the Government of the United States and other lawful agencies in the acquisition of such parks, and to accept funds from the Government of the United States, or such other agencies, to be used in part payment for such parks.

Proof of Publication attached.

Also—

By Mr. Holt of Dade—
House Bill No. 1323:

A bill to be entitled An Act to amend Section 72 of Chapter 10847, Laws of Florida, approved May 9, 1925, 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 and establishing a city planning board; providing for the members, their rights, power and authority; providing for a secretary and his removal; and providing for the procedure by the said board and matters pertaining to city planning.

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. 1316, 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. 1316 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1316 was read the second time by title only.

Senator Graham moved that the rules be further waived and

House Bill No. 1316 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. 1316 was read the third time in full.

Upon the passage of House Bill No. 1316 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. 1316 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1317, 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. 1317 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1317 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1317 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. 1317 was read the third time in full.

Upon the passage of House Bill No. 1317 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. 1317 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1323, 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. 1323 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1323 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1323 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. 1323 was read the third time in full.

Upon the passage of House Bill No. 1323 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. 1323 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. Holt of Dade—

House Bill No. 1325:

A bill to be entitled An Act to amend Chapter 10847 of the

Laws of the State of Florida, approved May 9, 1925, 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," as amended by subsequent legislation by the granting and conferring of additional power and authority to the City of Miami to provide for a new registration of all persons qualified to register under the law, to provide and prescribe the number of voting precincts, and to provide and prescribe the qualifications of registered voters, the time for registration, the method and procedure of registration, the establishing and keeping of the registration records, and the prescribe the procedure for the removal of any name of any person from such registration records by reason of becoming disqualified.

Proof of Publication Attached.

Also—

By Mr. Johnson of Hernando—
House Bill No. 1328:

A bill to be entitled An Act providing for the creation of a Delinquent Tax Adjustment Board for Hernando County, Florida, prescribing the powers and duties of such Board; providing for the creation of Delinquent Tax Adjustment Board of Appeals, and prescribing the powers and duties of such Board; providing for the compromise sale and adjustment of State and County delinquent personal property tax for the year 1938 and previous years of such delinquent tax, upon certain conditions.

Proof of Publication Attached.

Also—

By Messrs. Burwell and Leaird of Broward—
House Bill No. 1334:

A bill to be entitled An Act to prohibit in Broward County, Florida, the capture, injury or killing of alligators, the sale, transporting and transporting for sale of alligators, alligator skins, alligator teeth or alligator eggs, and providing the penalty for violation of such Act, and providing for the repeal of all laws in conflict herewith, and for the effective date of this Act.

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. 1325, 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. 1325 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1325 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1325 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. 1325 was read the third time in full.

Upon the passage of House Bill No. 1325 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. 1325 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1328, 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. 1328 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1328 was read the second time by title only.

Senator Dame moved that the rules be further waived and House Bill No. 1328 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. 1328 was read the third time in full.

Upon the passage of House Bill No. 1328 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. 1328 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1334, 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. 1334 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1334 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1334 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. 1334 was read the third time in full.

Upon the passage of House Bill No. 1334 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. 1334 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. Burwell and Leaird of Broward—
House Bill No. 1335:

A bill to be entitled An Act to amend Sections 8, 9, 11, 15, 152 and 153, of the Charter of the City of Fort Lauderdale, County of Broward, State of Florida, being Chapter 10552 of the laws of the State of Florida, Special Acts of A. D. 1925, relating to the form of government of said city and to the election of the members of the governing body thereof, and providing for a referendum therefor.

Also—

By Mr. Papy of Monroe—
House Bill No. 1339:

A bill to be entitled An Act making it unlawful to take, injure, kill or possess within Monroe County, Florida, deer of the species of Virginia Deer commonly known as "Key Deer," but permitting the taking and possession thereof for propagation or scientific purposes as now provided by law; also providing a penalty for violation thereof.

Proof of Publication attached.

Also—

By Mr. Ayers of Gilchrist—
House Bill No. 1340:

A bill to be entitled An Act making it unlawful to take or

attempt to take wild deer and wild turkeys in Gilchrist County, Florida: Providing a penalty for the violation hereof, and repealing all laws in conflict herewith.

Proof of Publication attached.

Also—

By Mr. Tomasello of Okeechobee—
House Bill No. 1341:

A bill to be entitled An Act prescribing the maximum fees to be allowed Clerks of Circuit Courts for sale or redemption of State tax certificates on lands lying in counties in the State of Florida having a population not less than 3,470 and not more than 3,495 according to the last State census of the State of Florida, which have been subdivided into lots, blocks or tracts as evidenced by a plat or plats duly filed among or recorded in the public records of any County and for which no returns for taxation have been made as subdivided for more than three years.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 1335, 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. 1335 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1335 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1335 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. 1335 was read the third time in full.

Upon the passage of House Bill No. 1335 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. 1335 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1339, contained in the above message, was read the first time by title only.

Senator Ward moved that the rules be waived and House Bill No. 1339 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1339 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 1339 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. 1339 was read the third time in full.

Upon the passage of House Bill No. 1339 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. 1339 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1340, contained in the above message, was read the first time by title only.

Senator Black moved that the rules be waived and House Bill No. 1340 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1340 was read the second time by title only.

Senator Black moved that the rules be further waived and House Bill No. 1340 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. 1340 was read the third time in full.

Upon the passage of House Bill No. 1340 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. 1340 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1341, 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. 1341 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1341 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1341 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. 1341 was read the third time in full.

Upon the passage of House Bill No. 1341 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. 1341 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. Jenkins and Harris of Alachua—
House Bill No. 99:

A bill to be entitled An Act to designate the General Library of the University of Florida as a State Depository of Public Documents, to provide for furnishing it said documents, and to authorize and instruct it to exchange said documents and to supply certain material to the Law Library of the University of Florida, the Law Library of the University of Miami, the Law Library of John B. Stetson University and providing the duties of such institutions in respect thereto.

Also—

By Mr. Leedy of Orange—
House Bill No. 237:

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 per centum 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."

Also—

By Messrs. Holt, Lindsey and Overstreet of Dade—
House Bill No. 1244:

A bill to be entitled An Act providing for the financing by counties, cities and towns of certain self-liquidating projects without the incurring of indebtedness or the levy of taxes; providing for the purchase, construction, improvement, extension, betterment, repair, operation and maintenance of toll bridges and causeways by counties and water works systems, and electric lighting and power systems and gas plant systems, and harbor and port facilities by cities and towns; authorizing the issuance of revenue bonds, certificates or debentures of counties, cities and towns, payable solely from earnings to pay the cost of such projects: providing that no debt or any such county, city or town shall be incurred in the exercise of any of the powers granted by this Act, and that no county, city or town shall have the power to levy taxes for the payment of such revenue bonds, certificates or debentures: providing for the collection of rates, fees, rentals and tolls for the payment of such revenue bonds, certificates, or debentures and for the cost of maintenance, repair and operation of such projects: providing for the execution of trust agreements to secure the payment of such revenue bonds, certificates or debentures without mortgaging or encumbering any such projects: and authorizing the issuance of revenue refunding bonds, certificates or debentures, and providing that such revenue bonds shall be considered as eligible to secure deposits in State banks within the State of Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 99, contained in the above message, was read the first time by title only and referred to the Committee on Appropriations.

And House Bill No. 237, contained in the above message, was read the first time by title only.

Senator Kelly (11th) moved that House Bill No. 237 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

And House Bill No. 1244, contained in the above message, was read the first time by title only and referred to the Committee on Cities and Towns.

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

Tallahassee, 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. Getzen of Sumter, Cooley and Robinson of Lake, Johnson of Hernando, Burks of Pasco and Folks of Marion—
House Bill No. 202:

A bill to be entitled An Act for the enlargement, further and additional improvement, maintenance and up-building of Dade Memorial Park and making appropriations therefor.

Also—

By the Committee on State Prisons and Convicts—
House Bill No. 784:

A bill to be entitled An Act to amend Section 6231, Revised General Statutes of the State of Florida, 1920, relating to gain time to be allowed to prisoners for good conduct, as amended by Chapter 18065, Laws of Florida, Acts of 1937, so as to have the gain time provision apply to County prisoners as well as to State prisoners.

Also—

By the Committee on State Prisons and Convicts—
House Bill No. 785:

A bill to be entitled An Act to amend Section 6125 of the

Revised General Statutes of Florida, relating to the manner and means of inflicting punishment of death in this State, as amended by Section 3 of Chapter 9169, Laws of Florida, Acts of 1923, so as to provide for the Board of Commissioners of State Institutions to employ some person to pull the electric switch in inflicting death by electrocution.

Also—

By Messrs. Farabee of Hardee, Dishong of DeSoto, Harrell of Indian River, Whitehurst of Highlands, McCarty of St. Lucie, Dukes of Union, Warren of Duval, Adams of Calhoun, and Peoples of Glades—

House Bill No. 830:

A bill to be entitled An Act to make an appropriation for the establishment by the Board of Control of the State of Florida of a branch experimental station in Hardee County, Florida, under the provisions of Chapter 18,562, Laws of Florida, Acts of 1937.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 202, contained in the above message, was read the first time by title only.

Senator Westbrook moved that House Bill No. 202 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

And House Bill No. 784, contained in the above message, was read the first time by title only.

Senator Dugger moved that House Bill No. 784 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

And House Bill No. 785, contained in the above message, was read the first time by title only.

Senator Dugger moved that House Bill No. 785 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to and it was so ordered.

And House Bill No. 830, contained in the above message, was read the first time by title only.

Senator Murphy moved that House Bill No. 830 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 the required constitutional three-fifths vote of all members elected to the House of Representatives for the 1939 Session of the Florida Legislature.

By Mr. McLeod of Franklin—

House Joint Resolution No. 349:

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.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to Article 4 of the Constitution of Florida relating to the Executive Department by adding thereto an additional section to be known as Section 30 of the said Article 4 creating an Interstate Trade Relations Commission and fixing its powers and duties is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election to be held in 1940, a follows:

SECTION 30. The Governor, Secretary of State, Comptroller, Attorney General, and Commissioner of Agriculture are hereby constituted a commission to be known as the Interstate Trade Relations Commission. The Interstate Trade Relations Commission shall have liberal power and authority to confer and negotiate with constituted authorities of other States for the purpose of encouraging, promoting, and estab-

ishing free and unrestricted commerce between the citizens of Florida and the citizens of such other States, and to that end may enter into reciprocal compacts and agreements with the constituted authorities of any other State or States, with the consent of the Congress of the United States. Any such compacts or agreements shall have the force and effect of laws of the State of Florida, superseding conflicting provisions of laws, unless and until the same shall be abrogated by the Legislature of Florida by express enactment. The Governor shall issue his proclamation making effective any compact or agreement entered into by the Interstate Trade Relations Commission under the provisions of this section.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Joint Resolution No. 349, contained in the above message, was read the first time in full and referred to the Committee on Constitutional Amendments.

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 of the House of Representatives present on May 15, 1939, the Governor's objection to the contrary notwithstanding.

House Bill No. 37:

A bill to be entitled An Act for the relief of Glades County, Florida, and to cancel that certain debt due the State of Florida by the said Glades County for a loan executed under Chapter 11842, Laws of Florida, Acts of 1927.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 37, contained in the above message, was read by title together with the Governor's objection thereto.

Senator Westbrook moved that the rules be waived and the Senate do now take up and consider House Bill No. 37.

Which was agreed to by a two-thirds vote.

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

Upon the passage of House Bill No. 37 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Coulter, Dugger, Dye, Gideons, Graham, Hinely, Hodges, Holland, Horne, Johns, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lindler, Mapoles, McKenzie, Murphy, Parrish, Price, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson.—31.

Nays—Senators Clarke, Dame, Rose, Savage.—4.

So House Bill No. 37 passed by the required Constitutional two-thirds vote of all members present, the Governor's objections to the contrary notwithstanding, 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. Johnson of Hernando—

House Bill No. 1347:

A bill to be entitled An Act amending Section 2 of Chapter 18571, Laws of Florida, the same being An Act prohibiting the catching and taking of fish from any of the salt water rivers, creeks, springs, or holes within the limits of Hernando County, Florida, by means of any seine, gill net, stop net, or any kind of fish net or fish trap; defining salt water within the meaning of this Act in Mud River and Weekiwatchee River and fixing a penalty for the violation thereof.

Proof of Publication attached.

Also—

By Mr. Papy of Monroe—

House Bill No. 1352:

A bill to be entitled An Act providing for the retirement of employees and officials of the City of Key West, and providing for the payment of a monthly compensation after such retirement: providing that all such employees or officials who have had twenty or more years active and continuous service may retire and become inactive with a fifty per cent monthly salary, also members or officials who have had fifteen or more years active and continuous service may retire and become inactive with a monthly salary of forty per cent; provided that all such employees or officials who have had fifteen or more years of active but not continuous service may retire and become inactive with a monthly salary of twenty-five per cent: providing that all such employees or officials who have had ten years active and continuous service may retire and become inactive shall receive twenty-five per cent monthly salary: providing that this salary shall be paid out of the general revenue fund: provided that this act shall not apply to employees or officials who are not receiving pension or compensation: providing that the above benefits shall apply to widows of persons affected hereby after the death of such persons affected and until the death of said widows.

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. 1347, 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. 1347 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1347 was read the second time by title only.

Senator Dame moved that the rules be further waived and House Bill No. 1347 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. 1347 was read the third time in full.

Upon the passage of House Bill No. 1347 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. 1347 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1352, contained in the above message, was read the first time by title only.

Senator Ward moved that the rules be waived and House Bill No. 1352 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1352 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 1352 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. 1352 was read the third time in full.

Upon the passage of House Bill No. 1352 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. 1352 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. Strayhorn of Lee—
House Bill No. 1355:

A bill to be entitled An Act to create and establish a special taxing district in Lee County, to be known as Sanibel-Captiva Special Road and Bridge District of Lee County, Florida, to validate and legalize the acts and proceedings of the Board of County Commissioners of said County and an election held in said district to create a Special Road and Bridge District in said County, embracing the same territory, to validate and legalize bonds to be issued by said Board of County Commissioners for and on behalf of said Special Road and Bridge District and to validate and legalize the levy and assessment of taxes in said district, and to authorize the continued levy and assessment of taxes for the purpose of paying the principal and interest of such bonds, and to further define the powers and duties of the Board of County Commissioners with respect to said district, and in the construction of roads and bridges in said district, and authorizing and empowering said Board of County Commissioners to use and expend the monies derived from the sale and issue of such bonds for the purpose of meeting the requirements of the United States Government with reference to obtaining grants of Federal money in connection with the construction of roads and bridges in said Special Road and Bridge District.

Proof of Publication Attached.

Also—

By Mr. Peeples of Glades—
House Bill No. 1362:

A bill to be entitled An Act requiring the Board of County Commissioners of Glades County, Florida, and the Board of Public Instruction of Glades County, Florida, to publish monthly statements of their proceedings including itemized statements of receipts and disbursements of all moneys received and distributed, in a newspaper published in Glades County, Florida, and providing for the cost of said publication and providing penalties for the violation thereof.

Proof of Publication Attached.

Also—

By Mr. Papy of Monroe—
House Bill No. 1363:

A bill to be entitled An Act of the Legislature of the State of Florida granting to the City of Key West, a municipal corporation of Florida, powers in addition to those contained in its charter; to regulate and restrict the height, number of stories, and size of buildings, and other structures, the percentage of lot that may be occupied, the size of yards courts and other open spaces, the density of population, and the regulation and use of buildings, structures and land for trade, industry, residence or other purposes; and granting powers to carry into effect such regulations and restrictions; to set up and provide for boards or officers for the purpose of administering the zoning powers herein conferred; and granting the City of Key West power to punish violations of any ordinances pertaining to zoning passed under this Act; providing the time that this Act shall take effect 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. 1355, 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. 1362, contained in the above message, was read the first time by title only.

Senator Murphy moved that the rules be waived and House Bill No. 1362 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1362 was read the second time by title only.

Senator Murphy moved that the rules be further waived and House Bill No. 1362 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. 1362 was read the third time in full.

Upon the passage of House Bill No. 1362 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. 1362 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1363, contained in the above message, was read the first time by title only.

Senator Ward moved that the rules be waived and House Bill No. 1363 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1363 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 1363 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. 1363 was read the third time in full.

Upon the passage of House Bill No. 1363 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. 1363 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. Dekle, Martin and Sheldon of Hillsborough—
House Bill No. 1366:

A bill to be entitled An Act establishing in Hillsborough County, Florida, a Board of Health, providing for the personnel thereof and providing that said members shall serve without pay; fixing the term and qualification of the members of said board, setting out the duties and responsibilities and powers of the said Board of Health; providing for the payment of the expenses of the same; giving said board power to make rules and regulations to safeguard the health of the people of Hillsborough County; giving the said board supervision and control over trailers, or other apparatus conveyed from place to place by automobile and in which people live and sleep; giving said board the power to prescribe sanitary regulations for all tourist camps, and prescribing other duties and powers of said board, making a violation of this Act, or the rules or regulations authorized to be made by the said Board of Health a misdemeanor and prescribing punishment thereof; prescribing the officials of said Board and giving their qualifications and terms of office.

Proof of Publication Attached.

Also—

By Messrs. Dekle, Sheldon and Martin, of Hillsborough—
House Bill No. 1368:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to settle the assessments and liens now owned by said County, and which were issued under the provisions of Chapter 10140, Laws of Florida, 1925; to provide a minimum limitation upon which settlement can be made; to give the proper owners a period of one year from the date of the passage of this act in which to make such settlement; to provide for the method of effecting said settlement and authorizing the cancellation of said liens and assessments upon the payment in full of said sum agreed upon as a proper settlement; to provide that said assessments and liens shall bear interest beginning at a date one year after the passage of this act; and providing for authority to be given the Board of County Commissioners of Hillsborough County, Florida, with reference thereto.

Proof of Publication Attached.

Also—

By Messrs. Dekle, Martin and Sheldon of Hillsborough—
House Bill No. 1369:

A bill to be entitled An Act providing that the provisions of Section 9, Chapter 18,296, Laws of Florida, 1937, shall not apply to any lots, tracts, parcels of land in Hillsborough County, Florida, where the County of Hillsborough now owns or holds a lien, or assessment, against said tracts of land, authorized by, and issued under provisions of Chapter 10,140, Laws of Florida, 1925; providing further for the disposition of all such lands whose title may be vested in the State of Florida, under the provisions of Section Nine of the Chapter 18,296, Laws of Florida, 1937.

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. 1366, 1368 and 1369, contained in the above message, were read the first time by titles 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. Lindsey of Dade—
House Bill No. 1377:

A bill to be entitled An Act requiring delivery of all bonds and coupons issued by the Board of Public Instruction for the County of Dade, State of Florida, whether countywide or Special Tax School District obligations, and which have been or may hereafter be received by the Clerk of the Circuit Court of Dade County, Florida, in settlement of delinquent taxes under the provisions of Chapter 16252, Laws of 1933, known as the "Futch Law," to the Board of Public Instruction for the County of Dade, State of Florida, and providing for the cancellation of said bonds and coupons by said Board of Public Instruction for the County of Dade, State of Florida, and for the repeal of all laws in conflict herewith.

Proof of Publication attached.

Also—

By Mr. Lindsey of Dade—
House Bill No. 1378:

A bill to be entitled An Act providing for and requiring the payment over to Boards of Public Instruction for counties of the State of Florida having not less than 180,000 population according to the last State or Federal census, whichever is the more recent, of a proportionate amount of the excess fees paid over to the Board of County Commissioners of such counties by Tax Assessors and Tax Collectors annually and fixing the proportion of such excess fees to be paid to such Boards

of Public Instruction by such Boards of County Commissioners, and repealing all laws in conflict herewith.

Proof of Publication attached.

Also—

By Mr. Lindsey of Dade—
House Bill No. 1379:

A bill to be entitled An Act apportioning the monies received from the State Treasurer by the County Commissioners of Dade County, under and by virtue of Chapter 14832 of the Laws of Florida, 1931, as amended by Chapter 16113, Laws of Florida, 1933, providing for a State Racing Commission and providing for licensing and taxing such racing and apportioning the monies derived therefrom among the several counties, etc., to provide that said monies so received by said County Commissioners of Dade County, shall be paid over to the County School Board of said County, for school purposes.

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. 1377, 1378 and 1379, contained in the above message, were read the first time by titles 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. Butt of Brevard—
House Bill No. 1381:

A bill to be entitled An Act authorizing the Board of County Commissioners of Brevard County, Florida, to acquire, by purchase, gift or condemnation, a site, within the territorial limits of Brevard County, for the location of a naval air base including a site suitable for a base for naval airplane carriers and other sea ships of war: To negotiate with the United States Government for the purpose of securing the establishment of such air base for naval airplane carriers and other sea ships of war on said site and providing for the payment of all sums spent pursuant to this Act: Providing and authorizing said commissioners to condemn or otherwise procure lands and other property needed and useful in the construction of said air base for naval airplane carriers and other sea ships of war; providing and authorizing the said Board of County Commissioners to convey all lands and other property acquired under the provisions of this Act by purchase, gift, condemnation or otherwise to the United States of America under the conditions and purposes provided in this Act and declaring that all money spent under the provisions of this Act to be for a public service and for the benefit of said County of Brevard; repealing all conflicting laws.

Proof of Publication attached.

Also—

By Mr. Butt of Brevard—
House Bill No. 1382:

A bill to be entitled An Act authorizing the creation by the Town Commission of the Town of Melbourne Beach, Florida, of a Tax Adjustment Board, prescribing its powers, duties and limitations; providing for a Chairman and Secretary and authorizing said Board to adjust, compromise and settle taxes and assessments.

Proof of Publication attached.

Also—

By Mr. Butt of Brevard—
House Bill No. 1383:

A bill to be entitled An Act granting powers and privileges to Melbourne-Tillman Drainage District and its Board of Supervisors; and to fix the period of redemption of lands in the Melbourne-Tillman Drainage District that may be sold for district taxes, levied or assessed by said district; and validat-

ing and confirming any and all tax levies and assessments by said district; and validating and confirming all foreclosure proceedings had and taken by said district.

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. 1381, 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. 1381 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1381 was read the second time by title only.

Senator Parrish moved that the rules be further waived and House Bill No. 1381 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. 1381 was read the third time in full.

Upon the passage of House Bill No. 1381 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. 1381 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1382, 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. 1382 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1382 was read the second time by title only.

Senator Parrish moved that the rules be further waived and House Bill No. 1382 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. 1382 was read the third time in full.

Upon the passage of House Bill No. 1382 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. 1382 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1383, 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. 1383 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1383 was read the second time by title only.

Senator Parrish moved that the rules be further waived and House Bill No. 1383 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. 1383 was read the third time in full.

Upon the passage of House Bill No. 1383 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. 1383 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. Allen and Boatwright of Suwannee—
House Bill No. 1402:

A bill to be entitled An Act providing for members of the Board of Public Instruction of Suwannee County, Florida, be paid a salary, and fixing limitation of such salary.

Proof of Publication attached.

Also—

By Messrs. Burwell and Leaird of Broward—
House Bill No. 1404:

A bill to be entitled An Act to amend Section 1 of the Act creating the City of Pompano, Broward County, Florida, being Section 1, Chapter 13324 of the Laws of Florida, Acts of 1927; to define and establish the corporate limits of said City and to increase and enlarge the territory within the corporate limits of said City and providing for a referendum.

Also—

By Messrs. Ray and Howze of Manatee—
House Bill No. 1422:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Manatee County, Florida, to cooperate with the State Board of Education in acquiring land for experiment station laboratory and farm in Manatee County, Florida, the title to be vested in the State Board of Education, and to pay therefor out of funds belonging to said County or by an annual levy for such purposes, until fully paid, including interest, and permitting the issuance of interest-bearing time warrants for all or any part of said purchase price.

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. 1402, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

And House Bill No. 1404, 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. 1404 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1404 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1404 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. 1404 was read the third time in full.

Upon the passage of House Bill No. 1404 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. 1404 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1422, contained in the above message, was read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 1422 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1422 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 1422 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. 1422 was read the third time in full.

Upon the passage of House Bill No. 1422 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. 1422 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.

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

By Messrs. Ray and Howze of Manatee—

House Bill No. 1423:

A bill to be entitled An Act authorizing, empowering and permitting the Board of County Commissioners for the County of Manatee, State of Florida, to include in its annual budget appropriation for agricultural and livestock activity, a sum not to exceed \$600.00 per annum, payable from said agricultural and live stock fund, for the purpose of paying the salary and expenses of the County Inspector of Marks and Brands in said County.

Proof of Publication Attached.

Also—

By Messrs. Ray and Howze of Manatee—

House Bill No. 1424:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Manatee County, State of Florida, to levy ad valorem millage taxes on the property of said County, subject to taxation levied on a millage basis, for certain purposes, to maximum limits herein enumerated, namely, for Publicity, 2½ mills; for County Welfare, 2 mills; for County Hospital, 2 mills; for General Revenue Fund, 10 mills; for Agricultural and Live Stock Fund, 2½ mills; for Public Health Fund, 2 mills.

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. 1423, contained in the above message, was read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 1423 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1423 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 1423 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. 1423 was read the third time in full.

Upon the passage of House Bill No. 1423 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. 1423 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1424, contained in the above message, was read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 1424 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1424 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 1424 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. 1424 was read the third time in full.

Upon the passage of House Bill No. 1424 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. 1424 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. Dekle, Martin and Sheldon of Hillsborough—

House Bill No. 1371:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to lease the orange grove belonging to the said County of Hillsborough and more particularly described as follows:

Beginning at a point 312.0 feet west and 33.0 feet north of the southeast corner of the southwest quarter of Section 32, Township 28 south, range 19 east, run thence north 592.0 feet; thence east 287.0 feet; thence north 2,023.7 feet; thence west 770.96 feet; thence south 734.0 feet; thence west 1,830.8 feet; thence south 1,852.2 feet; thence east to point of beginning.

Less—

A right of way 50.0 feet each side of the center line of the Tampa Northern Railroad track, as located in the west half of the southeast quarter and the southwest quarter of the northeast quarter of said southwest quarter of Section 32, Township 28 south, Range 19 east;

Also—

Less the following described reservations:

(a) Road running east and west through above property.

(b) Burial plot, described as follows: beginning at the northwest corner of the above described property and run thence east 300.0 feet; thence south 300.0 feet; thence west 300.0 feet; thence north 300.0 feet to point of beginning;

(c) Tubercular Hospital and grounds described as follows: Begin at a point 490.0 feet south and 476.0 feet east of the northwest corner of the above described property; run thence north 553.0 feet; thence east 295.0 feet; thence south 553.0 feet; thence west 295.0 feet to point of beginning.

(d) Nurses Home and grounds—described as follows: Begin at a point 524.0 feet south and 423.0 feet east of the northwest corner of the above described property; run thence south 135.0 feet; thence east 194.0 feet; thence north 135.0 feet; thence west 194.0 feet to point of beginning.

(e) Pumping Station and Water Tower—described as fol-

lows: Begin at a point 490.0 feet south and 1,153.0 feet east of the northwest corner of the above described property; run thence north 59.0 feet; thence east 134.0 feet; thence south 59.0 feet; thence west 134.0 feet to point of beginning.

(f) County Home Hospital and grounds—described as follows: Begin at a point 903.0 feet north and 25.0 feet west of the southeast corner of the southwest quarter of Section 32, Township 28 south, range 19 east; run thence west 479.0 feet; thence north 321.0 feet; thence east 217.0 feet; thence north 132.0 feet; thence east 262.0 feet; thence south 453.0 feet to point of beginning; providing for the manner and method of entering into said lease, and empowering the said board to lease said property for a term of years, and for other purposes incident 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. 1371, 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 18, 1939.

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

Sir:

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

By Senator Ward—

Senate Bill No. 580:

A bill to be entitled An Act authorizing and empowering the several Boards of Public Instruction in Counties of between 16,250 and 16,500 population according to the last State census to transfer funds from their interest and sinking fund accounts to their General Fund account whenever there is an excess in the interest and sinking fund over and above the current bond and interest coupon payments; and further providing for the procedure for the same.

Which amendment reads as follows:

At the end of Section 1 insert the following: "Provided, however, that any transfer of excess funds as authorized herein shall be made not later than July 1, 1939."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 580, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Ward moved that the Senate do concur in the House Amendment to Senate Bill No. 580.

Which was agreed to.

And the Senate concurred in the House Amendment to Senate Bill No. 580.

And Senate Bill No. 580, as amended, was referred to the Committee on Engrossed Bills 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 18, 1939.

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

Sir:

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

By Senator McKenzie:

Senate Bill No. 661:

A bill to be entitled An Act relating to expenditures and disbursements of surplus moneys in St. Johns River Bridge Fund of Putnam County, Florida; providing that such surplus moneys shall be applied to the Road and Bridge Fund of

Putnam County, Florida in amounts to be determined by the Board of Bond Trustees of Putnam County, Florida, and validating and confirming use of surplus funds.

Proof of Publication attached.

Which amendment reads as follows:

In Section 1, lines 9 and 10 at end of section, strike out the words: as is provided by law, and insert the following: for maintenance and permanent construction of roads and bridges in Putnam County.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 661, contained in the above message, was read by title, together with the House Amendment thereto.

Senator McKenzie moved that the Senate do concur in the House Amendment to Senate Bill No. 661.

Which was agreed to.

And the Senate concurred in the House Amendment to Senate Bill No. 661.

And Senate Bill No. 661, as amended, was referred to the Committee on Engrossed Bills 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 18, 1939.

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

Sir:

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

By Senator McKenzie—

Senate Bill No. 627:

A bill to be entitled An Act relating to expenditures and disbursements of surplus moneys remaining in highway bond fund and bond trustees of Putnam County, special account fund, both of said funds being administered by Board of Bond Trustees of Putnam County, Florida and providing that such surplus moneys may be applied to the road and bridge fund in amounts to be determined by said Board of Bond Trustees.

Proof of Publication attached.

Which amendment reads as follows:

In Section 1, line 12 at end of section strike out the words: as is provided by law, and insert the following: for maintenance and permanent construction of roads and bridges in Putnam County.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 627, contained in the above message, was read by title, together with the House Amendment thereto.

Senator McKenzie moved that the Senate do concur in the House Amendment to Senate Bill No. 627.

Which was agreed to.

And the Senate concurred in the House Amendment to Senate Bill No. 627.

And Senate Bill No. 627, as amended, was referred to the Committee on Engrossed Bills 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 18, 1939.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed 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 Messrs. Sheldon and Martin of Hillsborough—
House Bill No. 505:

A bill to be entitled An Act to provide for the reimbursement of Will C. Spencer, Sheriff of Hillsborough County, Florida, for the balance due him for loss of salary in consequence of his suspension from office by the Governor of the State of Florida under Section 15, Article IV of the Constitution of the State of Florida.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 505, contained in the above message, was read the first time by title only.

Senator Whitaker moved that the rules be waived and House Bill No. 505 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 505 was read the second time by title only.

Senator Whitaker moved that the rules be further waived and House Bill No. 505 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. 505 was read the third time in full.

Upon the passage of House Bill No. 505 the roll was called and the vote was:

Yeas—Mr. President; Senators Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Gideons, Graham, Hodges, Holland, Horne, Kanner, Kelly (11th), Kelly (16th), Kendrick, Lindler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—31.

Nays—None.

So House Bill No. 505 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1939 Session of the Florida Legislature, 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. Papy of Monroe—
House Bill No. 1226:

A bill to be entitled An Act requiring that the Attorney and all permanent employees of the Overseas Road and Toll Bridge District, a corporation organized and created under Chapter 16598, Laws of Florida, Acts of 1933, shall have been residents of Monroe County, Florida, for more than Six (6) months immediately prior to their employment, and repealing all laws in conflict therewith.

Proof of Publication attached.

Also—

By Messrs. Malone and Holsberry of Escambia—
House Bill No. 1386:

A bill to be entitled An Act to authorize the Board of County Commissioners of Escambia County, Florida to contribute to the equipment and training of bands organized under the supervision of public schools in said County.

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. 1226, 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. 1386, contained in the above message, was read the first time by title only.

Senator Beall moved that the rules be waived and House Bill No. 1386 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1386 was read the second time by title only.

Senator Beall moved that the rules be further waived and House Bill No. 1386 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. 1386 was read the third time in full.

Upon the passage of House Bill No. 1386 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. 1386 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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. Burwell and Leaird of Broward—
House Bill No. 970:

A bill to be entitled An Act relating to Napoleon B. Broward Drainage District in Broward County, Florida, authorizing the board of supervisors of said District to cancel taxes and/or tax liens due said district for the year 1934 and any years prior thereto upon payment of all taxes due the district for the year 1935 and subsequent years; further providing that nothing in this Act shall prohibit receiving of bonds of the district in payment of taxes.

Proof of Publication attached.

Also—

By Mr. Wotitsky of Charlotte—
House Bill No. 1169:

A bill to be entitled An Act to prohibit in Charlotte County, Florida, the capture, injury or killing of alligators, the sale, knowingly transporting and knowingly transporting for sale of alligators, alligator skins, alligator teeth or alligator eggs, and providing the penalties for violation of such act.

Proof of Publication attached.

Also—

By Messrs. Beck and Morrow of Palm Beach—
House Bill No. 1204:

A bill to be entitled An Act authorizing and empowering each Board of Public Instruction of the State of Florida situate in all counties having a population of not less than 51,000 nor more than 55,000 according to the last State census, to use any surplus money in the interest and sinking fund account of any Special Tax School District within its County to purchase any note, bond or other obligation on which such Special Tax School District or it for and on behalf of such Special Tax School District may be liable as maker or endorser.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 970, 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. 970 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 970 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 970 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. 970 was read the third time in full.

Upon the passage of House Bill No. 970 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. 970 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1169, contained in the above message, was read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 1169 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1169 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 1169 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. 1169 was read the third time in full.

Upon the passage of House Bill No. 1169 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. 1169 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1204, 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. 1204 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1204 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1204 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. 1204 was read the third time in full.

Upon the passage of House Bill No. 1204 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. 1204 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. Lehman of Seminole and Simpson of Jefferson—
House Bill No. 300:

A bill to be entitled An Act to Amend Section 3 of Chapter 16249, Laws of Florida, Acts of 1933, Relating to Hunting and Discharging of Firearms within half mile of State Road Number 27, commonly known as Tamiami Trail; in order to provide greater protection for the public traveling along the Tamiami Trail and to clarify the present law relating to hunting and discharging of firearms along said road.

Also—

By Messrs. Holt of Dade, Warren of Duval and Martin of Hillsborough—

House Bill No. 805:

A bill to be entitled An Act to create and establish the office of probation and parole officer for the Criminal Court of Record and Court of Crimes, or either or both of all Counties having a population of not less than 165,000 according to the last State census, and in which there is located and in existence a Criminal Court of Record and Court of Crime; or either or both, prescribing his duties: Providing for the method of his appointment: Providing for his compensation and expenses incident to said office: Providing that persons who have pleaded guilty or been convicted in said court may, **in the discretion of the judges of said court or courts as the case may be**, be put on probation and sentences suspended, and for all other purposes in connection therewith.

Also—

By Messrs. Hodges and Leedy of Orange—

House Bill No. 1192:

A bill to be entitled An Act making it unlawful for any person to hunt, kill, take, catch, or pursue any wild game or birds, as defined by the laws of this State, anywhere within Orange County, Florida, on Mondays, Wednesdays and Fridays of each week during the hunting season of each year; providing a penalty for the violation of said Act, repealing conflicting laws, and providing for a referendum submitting the same to the qualified electors of Orange County for approval or rejection at the general election to be held in said County in November, A. D. 1940.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 300, contained in the above message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

And House Bill No. 805, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B."

And House Bill No. 1192, 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 18, 1939.

Hon. J. Turner Butler,

President of the Senate.

Sir:

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

By Messrs. Martin, Sheldon and Dekle of Hillsborough—

House Bill No. 78:

A bill to be entitled An Act providing for a re-registration of all voters for all elections to be held in the year 1940 and subsequent General Election years thereafter, in counties of this State having a population of more than 100,000 and less than 180,000 according to the last State census and providing for re-registration for General Elections in the office of the Supervisor of Registration only, and providing for the time of opening and closing the Primary and General Election registration books, and providing for the number of General Election registration books required and their designation, and providing that it be not necessary to publish a list of the registered and qualified electors, and providing for the identification of applicants for registration when deemed necessary, and providing for the County Commissioners to alter, change and create new election districts with the co-operation of the Supervisor of Registration, and providing for a Chief Deputy in the office of the Supervisor of Registration and his compensation, and providing for the eligibility of the Supervisor of Registration to be appointed or elected to any other office, and providing for the compensation of the Supervisor of Registration.

Also—

By Messrs. Martin of Hillsborough and Christie of Duval—
House Bill No. 535:

A bill to be entitled An Act relating to General, Special and Primary Elections in all counties of the State having a population of less than 180,000 and more than 90,000 according to the last State census, and wherein voting machines are used in elections; requiring persons presenting themselves to vote on election day to sign their names; providing for the comparison of the handwriting of signature of elector at time of registration with that on election day for the purpose of identification of qualified elector; providing for identification slips to be signed by the elector, by the official comparing the signature and by the official operating the voting machine and forms thereof; providing for procedure and forms in lieu of identification slips when elector is unable to write; providing a form report to be signed and filed by officials operating voting machines when such officials relieve each other; providing for the preparation, delivery, custody and preservation of signature slips and locked containers therefor and other election paraphernalia; providing for affidavits of electors in cases of doubtful identity; authorizing Clerk and Inspectors of election to administer oaths in certain cases; providing that polling lists be dispensed with; providing that proof of certain facts is prima facie evidence of voting; providing that proof of violations is prima facie evidence that violation was willful and fraudulent; providing that possession and delivery of identification slips except as provided be unlawful and providing for the punishment therefor; providing that signed certificates of election results are admissible in evidence to prove that persons signing same were election officials; providing that no person shall be in the voting machine with elector when curtain is closed except as provided; providing that persons violating any provision of this Act shall be guilty of misdemeanor and fixing the punishment therefor; and other matters relating thereto.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 78 and 535, contained in the above message, were read the first time by titles only and referred to the Committee on Privileges and Elections.

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

Tallahassee, Florida,
May 18, 1939.

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

Sir:

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

By Messrs. Christie, Harrell and Warren of Duval—
House Bill No. 781:

A bill to be entitled An Act to create a Civil Service Commission in all Counties in the State of Florida having a population of not less than one hundred sixty five thousand and not more than one hundred eighty thousand according to the last Florida State census or any subsequent State or Federal census; to provide what employees of such Counties shall serve under Civil Service regulations; to define Civil Service and to establish the rights and duties of County employees with respect thereto; to provide for the creation of a Civil Service Commission in such Counties and to prescribe the duties, powers, qualifications and method of appointment of its members, and to provide the method by which such Counties shall come under the operation of this Act, and for other germane purposes.

Also—

By Messrs. Martin of Hillsborough and Christie of Duval—
House Bill No. 986:

A bill to be entitled An Act providing for a reregistration of all voters for all elections to be held in the year 1940, providing for the time of opening and closing the Registration Books, and providing that the registration for the year 1940 shall be a permanent registration for all subsequent elections, and providing for the registration of all voters for all elections subsequent to the year 1940 in the office of the Supervisor only, and providing for the time of opening and closing

of the Registration Books in the office of the Supervisor of Registration for all elections subsequent to the year 1940, and providing the form of registration blanks, providing for the type of binder for the permanent registration records, providing for notice to voters by the Supervisor of Registration of their registration as shown on the registration books and requesting information pertinent thereto in the year 1940 and every two years thereafter and the return thereof by the voters and the penalty for failure to return said notice with the information requested, and providing for the furnishing of the registration blanks by the Secretary of State and the permanent registration binders by the County Commissioners, in all Counties of this State having a population of more than 100,000 and less than 180,000 according to the last State census.

Also—

By Mr. Holt of Dade—
House Bill No 1322:

A bill to be entitled An Act recreating, confirming and continuing Village of El Portal, a municipal corporation in Dade County, Florida; ratifying, approving and confirming its boundaries; prescribing its powers; prescribing qualifications of its electors ratifying all taxes levied and acts done by its officers, and providing for a referendum before this Act shall take effect, repealing all laws so far as inconsistent with this Act; saving all rights, remedies; and defenses of said municipality; declaring a rule of construction; and relating generally to said municipality.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 781, 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. 986, contained in the above message, was read the first time by title only and referred to the Committee on Privileges and Elections.

And House Bill No. 1322, 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. 1322 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1322 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1322 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. 1322 was read the third time in full.

Upon the passage of House Bill No. 1322 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, Ländler, Mapoles, McKenzie, Murphy, Parker, Parrish, Price, Rose, Savage, Sharit, Walker, Ward, Westbrook, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 1322 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 18, 1939.

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

Sir:

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

By Messrs. Dekle, Sheldon and Martin of Hillsborough—
House Bill No. 1439:

A bill to be entitled An Act permitting Southwest Tampa Sewer Drainage District in Hillsborough County, Florida, to refund all its outstanding bonded indebtedness by issuing refunding bonds therefor and levying taxes upon the lands