

JOURNAL OF THE SENATE

Beginning of the twenty-eighth Biennial Session of the Legislature of the State of Florida, under the Constitution of the State, A. D. 1885, begun and held at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the eighth day of April, A. D. 1941, at 12:00 o'clock, noon, being the day fixed by the Constitution of the State of Florida for the convening of the Legislature.

Tuesday, April 8, 1941

The Senate convened at 12:00 o'clock, noon, and was called to order by the Honorable J. Turner Butler, President of the Senate.

By direction of the President, the Secretary of the Senate, called the roll of the hold-over members of the Senate and the following answered to their names:

Senator Philip D. Beall—2nd District.
Senator Amos Lewis—4th District.
Senator A. L. Wilson—6th District.
Senator R. C. Horne—10th District.
Senator H. P. Parker—12th District.
Senator J. Wofford Lindler—14th District.
Senator Dan Kelly, Jr.—16th District.
Senator J. Turner Butler—18th District.
Senator S. D. Clarke—22nd District.
Senator David Elmer Ward—24th District.
Senator H. S. McKenzie—26th District.
Senator Hubert A. Price—28th District.
Senator R. S. Adams—30th District.
Senator Pat Whitaker—34th District.
Senator Dewey A. Dye—36th District.
Senator John W. Gideons—38th District.

The Secretary of the Senate announced that the Honorable R. A. Gray, Secretary of State, had certified to the election of certain Senators at the general election on November 5, 1940, and the certificate had been received and filed.

By direction of the President the Secretary of the Senate called the roll of the newly elected Senators as certified to the Senate by the Secretary of State and the following answered to their names:

Senator T. S. (Tom) Maddox—1st District.
Senator A. P. Drummond—3rd District.
Senator Jay A. Shuler—5th District.
Senator Harry E. King—7th District.
Senator LeRoy Collins—8th District.
Senator Dewey M. Johnson—9th District.
Senator John S. Taylor, Jr.—11th District.
Senator Ernest R. Graham—13th District.
Senator Hal Y. Maines—15th District.
Senator S. A. Hinely—17th District.
Senator A. B. Folks—20th District.
Senator G. C. Perdue—21st District.
Senator Thomas H. Cooley—23rd District.
Senator J. Frank Adams—25th District.
Senator William Cliett—27th District.
Senator J. Slater Smith—29th District.
Senator Jurant T. Shepherd—31st District.
Senator W. A. Shands—32nd District.
Senator A. O. Kanner—33rd District.
Senator John R. Beacham—35th District.
Senator Ernest F. Housholder—37th District.

Senator Horne announced that Senator Walter W. Rose of the 19th Senatorial District, whose name was certified to the Senate together with the foregoing Senators, as having been elected to the Senate at the general election of November 5, 1940, had requested him to notify the Senate of his inability to be present on account of the illness of Mrs. Rose.

Senator Rose was excused from attendance upon the sessions until such time as his wife's condition will permit him to be present.

The oath of office was then administered to the newly elected Senators by the Honorable Armstead Brown, Chief Justice of the Supreme Court of Florida.

The roll of the Senate as constituted was then called by the Secretary and the following Senators answered to their names:

Mr. President; Senators Adams (25th), Adams (30th), Beacham, Beall, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

A quorum of the Senate was announced.

Prayer was offered by the Senate Chaplain, Rev. William Henry Williams.

The Senate then proceeded to the organization of the Body.

Senator Lewis presented the name of Senator John R. Beacham of the 35th Senatorial District to be President of the Senate for the ensuing two years.

Senator Whitaker moved that the nominations be closed and the Secretary be instructed to call the roll upon the election of Senator Beacham as President of the Senate.

Which was agreed to and it was so ordered.

Upon call of the roll on the election of Senator Beacham the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

Senators Beacham and Graham not voting.

So Senator John R. Beacham was elected President of the Senate.

Senator Horne moved that a Committee of three be appointed to escort the newly elected President to the rostrum.

Which was agreed to.

Senators Horne, Whitaker, and Beall were appointed as the Committee and duly escorted Senator Beacham to the rostrum.

Senator Butler, the retiring President, received the President and after presenting him to the Body surrendered to the newly chosen President the Senate gavel.

Senator Horne moved that a committee be appointed to escort Mrs. John R. Beacham, wife of President John R. Beacham, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Horne, Lewis and Cliett as the committee.

The Honorable Armstead Brown, Chief Justice of the Supreme Court of Florida, administered the oath of office to Senator Beacham as President of the Senate.

President John R. Beacham addressed the Senate as follows:

My Fellow Senators:

Today is one of the happiest days of my life. To be so honored and trusted by you is overwhelming. The position of President of the Senate is the highest honor Senators can bestow upon a fellow member. Thus it manifests their belief in my fairness, integrity and judgment, and I hereby dedicate myself to you, my fellow Senators, and the people of the Great State of Florida, to so conduct myself as your humble servant and give to you the very best of my limited ability, so that when we adjourn "Sine Die," you will not feel that your confidence so placed in me has been betrayed. Such honor comes to very few of our citizens. As I stand before you today I do not feel a sense of power or pride of place, but I do feel

a deep sense of humility of spirit and love, a genuine desire to equal the sincere and lofty services of my able and distinguished predecessors. No Senator need fear that I will knowingly endeavor to use this high office to intrude my views improperly on legislation, or usurp his rights and privileges by endeavoring to defeat him of his rights to properly, under the rules, cast his vote, express his views or have such measures as he introduces, go to a final vote on the calendar, when favorably recommended by the committee to which the bill has been referred. The rules you adopt will be my compass and yardstick. If I should ever misinterpret them I want to assure you here and now, my mistake will be of the head and not of the heart.

THERE IS MUCH TO BE DONE. We are limited by the Constitution to sixty days in which to complete our deliberations. We are citizens of the fastest growing State in the United States. We have a fair degree of prosperity in our Great State, and Florida is not termed a "problem" State. Yet we find our State with current bills unpaid for several months and an actual deficit of some two millions of dollars. We, as a function of State activities have undertaken to care for the aged, the blind, and the crippled, indigent and dependent children. I think this a proper function of government. We have approximately thirty-eight thousand aged on the rolls and some three thousand more need to be added. We have some eight thousand indigent and dependent children on the rolls and some twenty-two thousand more need to be added.

Our schools are asking for more money from the State. Due to the rapid growth of the State our State Institutions have become over-crowded and in some instances under-financed. Further, due to the rapid growth of our State, together with the added influx of people caused by our National Defense Program, we find our road system fast dis-integrating. Several new functions of State Government have been added, and from time to time they ask that these services be broadened and expanded. In some instances I fear we overlap our services, and certainly this should not be.

These added public functions and the great increase in the burden of taxation are not due to the extravagance or incompetency of the Legislature, but the growth of the State both in wealth and population. Other State Agencies such as counties and cities have been called upon to expand their activities.

I do not deem it within my privilege or proper for me to express myself now on any specific matters of legislation. That is a prerogative of the Chief Executive of this State and to which he will undoubtedly address himself in the proper way and at the proper time, in making such recommendations as he sees fit, in his biennial address to the joint session.

I do, however, deem it proper for me at this time to inform the Senate, of which each of you are aware, that provision for payment for these Governmental services is made by the Legislature. Further, that we as Senators represent not only the recipient of taxes so levied, but also the person who pays the taxes, and the taxpayers' interest should be jealousy guarded in order that his property be not destroyed by confiscatory taxes. If we destroy the taxpayer, then we have destroyed government. Every good citizen wants to pay his proportionate share of the cost of government. The State of Florida has nothing of its own to give. For each additional dollar in taxes levied, we must, of necessity, take that additional dollar from someone else, therefore the State acts as a clearing house for its citizens in the collection of taxes.

The office you hold today is a most difficult one. To expect the Legislature to provide the services, many of which have been voted by the people, without levying new, or increasing the present taxes, is asking the impossible. I trust the public will be ever mindful of this.

Under existing conditions, when our National Government is spending billions of dollars for National Defense, and has already levied new and additional taxes to help finance such program, we should not only expect but demand rigid economy on the part of all public officials having power to expend public monies. If we are to demand strict economy of others in their expenditures of public funds, we should, to be consistent, practice rigid economy in our own expenditures. The cost of the 1935 Senate was \$144,294.12. This figure increased in the 1937 session to \$182,589.63. Then in the 1939 session it soared to \$214,304.58. The printing alone in 1939 amounted to \$34,864.46. There was a total of 490 attaches at the 1939 session of the Senate to handle the work of 38 Senators. The payroll of which totaled \$161,221.36.

Please believe me when I tell you that I have no desire to cast any reflection on any member of the 1939 session or on the Senate as a whole. I was a member of that session. It is common gossip that persons can "get on the payroll" during a session of the Legislature and draw the same pay as the Senators, without rendering any services whatsoever. I am informed that some attaches came to the Senate once a week, only to draw their checks. Others wanted to be placed on the "payroll" without even coming to Tallahassee. Some would spend their days either in Quincy, Wakulla Springs or some other delightful spot, at the State's expense of \$6.00 per day. I say to you, my fellow Senators, this practice, if true, is nothing short of a State scandal.

I recommend to this body that every attache placed on the payroll render at least a valuable service for the remuneration received, and I recommend that each attache be assigned to a particular job that they can perform, and the Attache Committee check each one every day to ascertain if they are on the job and performing that service. Should they absent themselves from their job that they be taken off the payroll and the Senator so placing said attache be so notified. It is not my desire or wish to curtail the efficiency of this Senate in expediting the work of the Senate, but I am definitely of the opinion that this is an evil which should be corrected, and I plead with each of you to co-operate with your President in so doing.

I therefore recommend to you that should any additional help be needed, the Attache Committee be allowed, with the approval of your President, to place such additional help. In this way we can check and curtail any unnecessary attaches.

The Senate is the highest law-making body in the State. We are Senators of our District, it is true, but we are also Senators of the State of Florida, and the prosperity, the progress, the high honor and general good of the entire State rest now in the hands of the Legislature. If we do our duty, and I am sure this Senate will, we will guard the State's honor, and work for its common good.

May I at this time be permitted to call the attention of this Senate to the fact that in past sessions the Legislature has departed from the decorum one would expect to find in the law-making body of the State. We should conduct ourselves with decorum and dignity, because when sitting as senators we are supposed to typify and represent by our actions, those fine people who by their ballot placed us in this high office of trust and honor. I shall expect each Senator by his conduct both personal and official, to measure up to the full measure that his high office imposes upon him, so that this Senate may be held in esteem by the people of this State, and the Senators themselves may, when they return to their home district, still have the confidence and respect of their constituents.

Much confusion has arisen in the past by allowing too free access upon the floor of the Senate. There has been too much confusion and too many people, not members of the Legislature, trying to converse with Senators across the rail of the Senate while the Senate is in session. This is most annoying not only to the Senator being conversed with, but to other members of the Senate, and it is certainly undignified.

I therefore recommend that a rule be proposed by the Rules Committee and adopted by this Senate, strictly forbidding any person from talking across the rail to a Senator, or one Senator talking to another Senator across the rail. If this rule is adopted, I will then expect each member of the Senate to adhere strictly to the rule and not violate same by attempting to talk to anyone across the rail, and I assure you I will most strenuously enforce such rule.

Much valuable time of this Senate has been consumed in the past in debating over a waiver of the rules so as to take up some bill out of its order on the calendar. If a rule were adopted to permit a waiver of rules only by unanimous consent of the Senate, it would correct this evil and give the introducer of every bill favorably reported, an opportunity of having his bill properly considered on the floor of the Senate. It would also give him the advantage and opportunity of examining the calendar each morning and ascertaining for himself what bills would be before the Senate that day for consideration. It would permit him after having examined the calendar and finding that no bill would be considered for a given period of time that would seriously affect his district, or that no bill would be considered which might be of great importance to his constituency, to be excused for committee work, subject to call by the Sergeant-At-Arms should a vote

be reached on any indicated bill. This would prevent his being kept in the Senate Chamber fearful that if he left his seat the rules would be waived and some bill in which he was most vitally interested, be taken up out of its place on the calendar and considered during his absence.

I therefore recommend that a rule be proposed by the Rules Committee and adopted by this Senate, that any bill taken up and considered out of its place on the calendar, can only be done by unanimous vote of the Senate.

In order to expedite the working of this Senate and the Legislature, and also to help the Governor and his Cabinet keep a balanced budget, would it not be wise to present and pass the General Appropriations Bill within the first fifteen or twenty days of the session. The reason I mention this is, if we pass the Appropriations Bill in that period of time, then the Legislature by taking the sum total of the General Appropriations Bill and adding to it all Special and Continuing Appropriations, claims or other moneys necessary to be paid out of the treasury, can then during the remainder of the session, know exactly how much revenue it will be necessary to provide to pay the expense of government caused by said General, Special and Continuing Appropriations listed, and thus avoid an unbalanced budget. We will never be able to properly work out the financing of this State and all of its Departments by first looking for revenue and then in the closing days of the session rush through the General Appropriations Bill, because more than likely we will have appropriated a sum far in excess of the amount of moneys that we have levied for these specific purposes. On the other hand, I think it our duty as Senators, to the people and taxpayers of the Great State of Florida, not to levy taxes far in excess of our actual needs. I therefore urge the Appropriations Committee to bring out their General Appropriations Bill within the time mentioned above.

I further recommend that the Rules and Calendar Committee be increased in number from five to seven, and that the Committee on Agriculture and Livestock be increased in number from seven to nine. I recommend that we retain the same number and names of Committees as in the 1939 session with one exception.

I recommend that the Committee on Internal Affairs be abolished and that a Committee on Welfare be provided to take its place. Much work has already been done by the proposed Welfare Committee in compiling data as to the number of aged and indigent who are eligible to be cared for by the State, and this proposed Welfare Committee has accomplished much in the way of work on amending our Old Age Security law to make it more flexible so that the State can more efficiently co-operate with the Federal Government in this particular function of State activity. This Welfare Committee will not consider any appropriation or finance and taxation bills for the Old Age Assistance Fund.

I have traveled over this State and tried to visit every Senator. I have personally met every Senator and I consider each and every one of them my warm personal friend, and I want them to consider the same of me. I did this in order to talk with them and ascertain as nearly as possible, the needs of each Senator's District in order that I might better be able in making my committee assignments, to place each Senator on committees before which bills he was most interested in, would come. I have tried as best I could in making my committee assignments, to appoint the Senators of the various committees as equitably as possible. However, I find it impossible to give each and every one all the committees he desired, but I trust each Senator will perform his duty and work on the committees to which he has been assigned. I will refer bills to the committee to which I think they properly belong, and I ask that no Senator request me to refer a bill containing certain subject-matter to a committee that is to consider a subject-matter foreign to the contents of said bill.

Now on behalf of my self and each and every member of this Senate I wish to express our appreciation for the beautiful flowers that decorate this Senate Chamber. These displays demonstrate the cordial and friendly attitude of the good citizens of our Capital City toward the Legislature.

In conclusion, may I again state that you have paid me high honor this day. The friends I have made while serving in the high office of Senator of my District are numbered among my closest friends in life. It has been said that once a Senator, always a Senator, and as we go into this Legislative session let us be ever mindful of the great responsibility that rests upon us, and may the Almighty give us strength and

courage to vote our convictions and do our duty to the people of this Great State who have elevated us to this high position. Again I assure you of my deep appreciation of the high honor you have this day conferred upon me.

Allow me to repeat, **THERE IS MUCH TO BE DONE.** The affairs of this State and the crying needs of our people are too acute to permit us to trifle with them, or with the opportunity to render a valuable and needed service to the State of Florida. We must render that service to the State and to its people, and we must do it now. Let us rise above personalities and political prejudices and face like men, the task which lies before us. Time trifled away now means relief withheld from the people of this State and the State itself.

Senator Butler moved that the foregoing address of the President be spread upon the Journal.

Which was agreed to and it was so ordered.

Senator Shuler placed in nomination the name of Senator Dewey A. Dye of the 36th Senatorial District to be President Pro Tempore of the Senate.

Senator Dye was unanimously elected President Pro Tempore of the Senate by a rising vote of the members.

Senator Wilson moved that a committee of three be appointed to escort the newly elected President Pro Tempore to a seat on the rostrum.

Which was agreed to.

Senators Wilson, Shuler and Ward were appointed as the committee and duly escorted Senator Dewey A. Dye, President Pro Tempore to a seat on the rostrum at the side of the President.

Senator Wilson moved that a committee be appointed to escort Mrs. Dewey A. Dye and Miss Elizabeth Dye, wife and daughter of Senator Dewey A. Dye, to seats on the rostrum,

Which was agreed to.

The President appointed Senators Wilson, Ward, and Taylor as the committee.

Senator Collins placed in nomination the name of Robt. W. Davis to be Secretary of the Senate.

Upon call of the roll on the election of Robt. W. Davis the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So Robt. W. Davis was elected Secretary of the Senate.

The Honorable Armstead Brown, Chief Justice of the Supreme Court of Florida, administered the oath of office to Robt. W. Davis, as Secretary of the Senate.

Senator Beall placed in nomination the name of D. H. McCallum to be Sergeant-At-Arms of the Senate.

D. H. McCallum was elected Sergeant-At-Arms of the Senate by acclamation.

The Honorable Armstead Brown, Chief Justice of the Supreme Court of Florida, administered the oath of office to D. H. McCallum as Sergeant-At-Arms of the Senate.

Senator Horne moved in pursuance to the action of the Democratic Caucus of the Senate that:

Miss Rebecca Jane Caldwell be named as Head Stenographer.

Miss Kate Inman be named as Reading Secretary.

Rev. Ray Y. Walden and George Baisden be named as Assistant Reading Secretaries.

Which was agreed to and it was so ordered.

Senator Wilson moved that a committee of three be appointed to wait upon the Governor and inform him that the Senate is now organized and ready to proceed to the business of the session, awaiting any messages he may wish to convey to the Body.

Which was agreed to.

The President appointed Senators Wilson, Price, and King as the Committee.

The Committee withdrew.

Senator Drummond moved that a committee of three be appointed to notify the House of Representatives the Senate

is now organized and ready to proceed with the business of the session.

Which was agreed to.

The President appointed Senators Drummond, Collins and Householder as the Committee.

The Committee withdrew.

Senator Kanner moved that the rules of the 1939 session be adopted to govern the Senate until such time as the Committee on Rules and Calendar may report.

Which was agreed to and it was so ordered.

The President announced the appointment of the following standing committees of the Senate for the 1941 session:

AGRICULTURE AND LIVESTOCK—R. S. Adams, Chairman; Jurant T. Sheppard, J. Frank Adams, G. C. Perdue, Fred P. Parker, Ernest R. Graham, A. B. Folks, Ernest F. Housholder, T. S. Maddox.

APPROPRIATIONS—A. L. Wilson, Chairman; John S. Taylor, Jr., Jay A. Shuler, Hal Y. Maines, Thos. H. Cooley, Jurant T. Shepherd, S. A. Hinely, Ernest R. Graham, LeRoy Collins, Henry S. McKenzie, J. W. Lindler, David Elmer Ward, Hubert A. Price.

ATTACHES—J. W. Lindler, Chairman; Hubert A. Price, Walter W. Rose, A. L. Wilson, Dewey A. Dye.

BANKING & BUILDING & LOANS—S. D. Clarke, Chairman; A. P. Drummond, Dewey M. Johnson, Thos. H. Cooley, Pat Whitaker, Dewey A. Dye, J. W. Lindler.

CITIES & TOWNS—Wm. Cliett, Chairman; S. D. Clarke, Dan Kelly, Jr., J. Turner Butler, Ernest F. Housholder, R. C. Horne, A. B. Folks.

CITRUS FRUITS—John S. Taylor, Jr., Chairman; Walter W. Rose, Ernest F. Housholder, Thos. H. Cooley, Hubert A. Price, Harry E. King, Wm. Cliett, A. O. Kanner, Dewey M. Johnson, Dewey A. Dye, A. B. Folks.

CONSTITUTIONAL AMENDMENTS—A. O. Kanner, Chairman; Pat Whitaker, R. S. Adams, Walter W. Rose, LeRoy Collins, Jay A. Shuler, John W. Gideons.

CORPORATIONS—Dan Kelly, Jr., Chairman; Henry S. McKenzie, T. S. Maddox, Fred P. Parker, Dewey M. Johnson.

COUNTY ORGANIZATIONS—A. B. Folks, Chairman; Hubert A. Price, J. Turner Butler, Dan Kelly, Jr., G. C. Perdue, Dewey M. Johnson, T. S. Maddox.

DRAINAGE—Ernest R. Graham, Chairman; David Elmer Ward, A. O. Kanner, Wm. Cliett, John S. Taylor, Jr.

EDUCATION—LeRoy Collins, Chairman; A. O. Kanner, Amos Lewis, Dan Kelly, Jr., S. A. Hinely, Henry S. McKenzie, W. A. Shands, John W. Gideons, John S. Taylor, Jr.

ENGROSSED BILLS—S. A. Hinely, Chairman; A. P. Drummond, Jay A. Shuler, Dewey A. Dye, John S. Taylor, Jr.

ENROLLED BILLS—A. P. Drummond, Chairman; S. A. Hinely, Walter W. Rose, A. L. Wilson, Harry E. King.

EXECUTIVE COMMUNICATIONS—T. S. Maddox, Chairman; Pat Whitaker, A. P. Drummond, John S. Taylor, Jr., John W. Gideons.

FINANCE & TAXATION—R. C. Horne, Chairman; Philip D. Beall, A. P. Drummond, J. Turner Butler, Amos Lewis, Walter W. Rose, S. D. Clarke, J. Slater Smith, Pat Whitaker, Dewey A. Dye, W. A. Shands, John W. Gideons, A. O. Kanner.

FORESTRY & PARKS—J. Frank Adams, Chairman; W. A. Shands, Jay A. Shuler, G. C. Perdue, Dan Kelly, Jr., J. W. Lindler, T. S. Maddox.

GAME & FISHERIES—Jay A. Shuler, Chairman; Jurant T. Shepherd, Dan Kelly, Jr., Ernest R. Graham, J. Frank Adams, G. C. Perdue, Thos. H. Cooley.

INSURANCE—J. Slater Smith, Chairman; G. C. Perdue, W. A. Shands, LeRoy Collins, Harry E. King, J. Turner Butler, S. D. Clarke.

JUDICIARY "A"—Philip D. Beall, Chairman; Dewey A. Dye, Jay A. Shuler, Harry E. King, Ernest F. Housholder, Hal Y. Maines, Thos. H. Cooley.

JUDICIARY "B"—Amos Lewis, Chairman; S. D. Clarke, R. C. Horne, Dan Kelly, Jr., J. W. Lindler, A. O. Kanner, LeRoy Collins.

JUDICIARY "C"—Pat Whitaker, Chairman; A. P. Drummond, Dewey M. Johnson, John W. Gideons, David Elmer Ward, J. Turner Butler, J. Frank Adams.

LABOR & INDUSTRY—Harry E. King, Chairman; Thos. H. Cooley, J. W. Lindler, Ernest F. Housholder, A. B. Folks, Dan Kelly, Jr., Wm. Cliett, A. P. Drummond, Jay A. Shuler.

LEGISLATIVE EXPENDITURES—Walter W. Rose, Chairman; Philip D. Beall, T. S. Maddox, J. W. Lindler, Hal Y. Maines.

MILITARY AFFAIRS—Henry S. McKenzie, Chairman; Thos. H. Cooley, Jurant T. Shepherd, Fred P. Parker, Ernest R. Graham.

MISCELLANEOUS LEGISLATION—John W. Gideons, Chairman; Philip D. Beall, J. Slater Smith, A. P. Drummond, Ernest F. Housholder, Pat Whitaker, Hubert A. Price, J. Frank Adams, R. C. Horne.

MOTOR VEHICLES—G. C. Perdue, Chairman; A. L. Wilson, Harry E. King, Thos. H. Cooley, Walter W. Rose.

PENSIONS & CLAIMS—Fred P. Parker, Chairman; S. D. Clarke, Ernest R. Graham, G. C. Perdue, Philip D. Beall, Amos Lewis, A. B. Folks, Wm. Cliett.

PRISONS & CONVICTS—Hal Y. Maines, Chairman; Philip D. Beall, Amos Lewis, J. Slater Smith, Pat Whitaker.

PRIVILEGES & ELECTIONS—J. Turner Butler, Chairman; Hubert A. Price, Philip D. Beall, Ernest R. Graham, R. S. Adams.

PUBLIC HEALTH—Hubert A. Price, Chairman; W. A. Shands, A. L. Wilson, Wm. Cliett, J. Frank Adams.

PUBLIC ROADS & HIGHWAYS—David Elmer Ward, Chairman; Amos Lewis, Jurant T. Shepherd, J. Frank Adams, Hal Y. Maines, Ernest R. Graham, J. W. Lindler, W. A. Shands, John W. Gideons, Harry E. King, Wm. Cliett, Fred P. Parker, A. O. Kanner.

PUBLIC UTILITIES—Ernest F. Housholder, Chairman; Pat Whitaker, W. A. Shands, R. S. Adams, J. W. Lindler, Dewey M. Johnson, Jurant T. Shepherd, Hubert A. Price, Philip D. Beall.

RULES & CALENDAR—Dewey A. Dye, Chairman; Philip D. Beall, Pat Whitaker, David Elmer Ward, A. L. Wilson, R. C. Horne, S. A. Hinely.

STATE INSTITUTIONS—W. A. Shands, Chairman; Amos Lewis, A. L. Wilson, Wm. Cliett, Henry S. McKenzie, LeRoy Collins.

TEMPERANCE—Dewey M. Johnson, Chairman; S. Slater Smith, Hubert A. Price, J. Frank Adams, R. C. Horne, Jurant T. Shepherd, John W. Gideons, Hal Y. Maines, S. D. Clarke, G. C. Perdue, S. A. Hinely.

TRANSPORTATION & TRAFFIC—Jurant T. Sheppard, Chairman; Henry S. McKenzie, Ernest F. Housholder, J. Turner Butler, John S. Taylor, Jr., J. Slater Smith, R. S. Adams.

WELFARE—Thos. H. Cooley, Chairman; J. Slater Smith, S. A. Hinely, LeRoy Collins, R. S. Adams, T. S. Maddox, A. B. Folks.

The Committee appointed to wait upon the Governor and notify His Excellency of the organization of the Senate appeared at the Bar of the Senate, reported to the President that its duties had been performed and the Governor had requested the Committee to convey the following message to the Senate:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

April 8, 1941

Honorable John R. Beacham
President of the Senate
Tallahassee
Florida

Dear Senator Beacham:

I desire to address your Honorable Body in joint session

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with the House of Representatives this afternoon, April 8th, at three o'clock.

Faithfully yours,
Spessard L. Holland
Governor.

The Committee was discharged.

The Committee appointed to notify the House of Representatives of the organization of the Senate appeared at the Bar of the Senate and reported to the President that its duties had been performed.

The Committee was discharged.

INTRODUCTION OF RESOLUTIONS

By Senator Dye—

Senate Concurrent Resolution No. 1

WHEREAS, His Excellency, Spessard L. Holland, Governor of Florida, has expressed a desire to address the Legislature of Florida in joint session on this day, Tuesday, April 8th, A. D. 1941.

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

That the Senate and House of Representatives convene in joint session in the House of Representatives at 3:00 o'clock P. M. this day, Tuesday, April 8th, A. D. 1941, for the purpose of receiving His Excellency's message.

Which was read the first time in full.

Senator Kanner moved that the rules be waived and Senate Concurrent Resolution No. 1 be read the second time in full.

Which was agreed to by a two thirds vote.

And Senate Concurrent Resolution No. 1 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. 1 was adopted and ordered to be immediately certified to the House of Representatives by waiver of the rules.

A Committee from the House of Representatives composed of Messrs. Simpson of Jefferson, Slappey of Gadsden and Bennett of Duval appeared at the Bar of the Senate and notified the Senate that the House of Representatives was duly organized and ready to proceed to the business of the session.

Senator Hinely moved that the Senate do now take a recess until 2:45 o'clock P. M., this day.

Which was agreed to.

And the Senate recessed at 1:25 o'clock P. M. until 2:45 o'clock P. M., this day.

AFTERNOON SESSION

The Senate reconvened at 2:45 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 (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

A quorum present.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, April 8, 1941.

Hon. John R. Beacham,
President of the Senate:

Sir:

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

By Senator Dye—

Senate Concurrent Resolution No. 1:

WHEREAS, His Excellency, Spessard L. Holland, Governor

of Florida, has expressed a desire to address the Legislature of Florida in joint session on this day, Tuesday, April 8th, A. D. 1941.

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

That the Senate and House of Representatives convene in joint session in the House of Representatives at 3:00 o'clock P. M. this day, Tuesday, April 8th, A. D. 1941, for the purpose of receiving His Excellency's message.

Very Respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Concurrent Resolution No. 1, contained in the above message, was referred to the Committee on Enrolled Bills.

Senator Dye moved that the Senate do now proceed to the hall of the House of Representatives to unite with that Body for the purpose of receiving His Excellency's message, pursuant to Senate Concurrent Resolution No. 1.

Which was agreed to.

The Senate formed in processional order and marched in a body to the hall of the House of Representatives in the order of their service as Senators, preceded by the President and President Pro Tempore of the Senate who were preceded by the Secretary of the Senate, the way being opened to the hall of the House of Representatives for the Senators by the Sergeant-At-Arms of the Senate.

The House of Representatives received the Senate in due form.

Honorable Dan McCarty, Speaker of the House of Representatives, received the President of the Senate on the rostrum and requested him to preside over the joint assembly.

The President in the Chair.

By direction of the President, the Secretary of the Senate called the roll of the Senate and the following Senators answered to their names:

Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

A quorum of the Senate was declared present.

By direction of the President, the Chief Clerk of the House of Representatives called the roll of the House of Representatives and the following members answered to their names:

Mr. Speaker: Messrs: Acosta, Allen, Andrews, Ayers, Bailey, Beck, Bennett, Best, Bonifay, Boyd, Brackin, Brady, Bryan, Burks, Burwell, Butt, Carroll, Carswell, Cawthon, Chavous, Clark, Clement (Pinellas), Clements (Columbia), Commander, Cook, Crary, Croft, Davis, Dixon, Dowda, Driggers, Dugger, Dunham, Getzen, Gillespie, Graves, Gray, Harrell, Harris (Alachua), Harris (Pinellas), Hatch, Helie, Hendry, Holt, Harrell, Hosford, Inman, Jenkins, Johnson, Junkin, Lambe, Lane, Lanier, Leaird, Leedy, Leonardy, Lewis, Littlefield, Luckie, McDonald, McLane, Middleton, Minshall, Morrow, Murray, Overstreet, Papy, Peeples, Perry, Potter, Priest, Riddles, Rivers, Rogers, Safford, Scales, Shafer, Shave, Sheldon, Shivers, Simpson, Slappey, Smith, Strayhorn, Stewart, Thomas, Toland, Turner, Vathis, Versaggi, Williams, Wiseheart, Wotitzky, Yaeger—95.

A quorum of the House of Representatives was declared present.

The President announced a quorum of the joint assembly present.

Senator Dye moved that a committee be appointed to notify the Governor that the Senate and the House of Representatives were now in joint session assembled and ready to receive his Excellency's message.

Which was agreed to.

The President appointed Senators Dye and Wilson and Messrs. Versaggi of St. Johns, Leaird of Broward and Carroll of Osceola as the committee.

The committee withdrew.

Honorable R. A. Gray, Secretary of State; Honorable J. Tom Watson, Attorney General; Honorable J. M. Lee, Comptroller; Honorable J. Edwin Larson, Treasurer; Honorable Nathan Mayo, Commissioner of Agriculture; Honorable Colin D. English, Superintendent of Public Instruction; constituting

the Cabinet, appeared in a body at the Bar of the House of Representatives and were seated immediately in front of the rostrum.

The Committee appointed to wait upon the Governor re-appeared in the hall of the House of Representatives escorting His Excellency.

The Governor was received by the joint assembly standing.

The President presented His Excellency to the joint assembly and the Governor thereupon delivered his message to the Legislature in joint session assembled.

At the conclusion of the Governor's address Senator Shuler moved that a committee be appointed to escort Mrs. Holland, wife of Governor Spessard L. Holland, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Shuler and Graham and Mr. Morrow of Palm Beach as the committee.

The President presented Mrs. Holland to the joint assembly. Senator Housholder moved that the Senate do now with-

draw from the Joint Assembly and resume its session in the Senate Chamber.

Which was agreed to.

The Senate returned to the Senate Chamber in processional order and resumed its session at 4:40 o'clock P. M.

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

Mr. President: Senators: Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox Maines McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

A quorum present.

Senator Dye moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 4:42 o'clock P. M., until 11:00 o'clock A. M., Wednesday, April 9, 1941.