

JOURNAL OF THE SENATE

Tuesday, April 22, 1941

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Monday, April 21, 1941.

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, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Monday, April 21, 1941, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Clarke, chairman of the Committee on Banking, Building and Loans, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1941.

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

Sir:

Your Committee on Banking and Building and Loans, to whom was referred:

Senate Bill No. 12:

A bill to be entitled An Act concerning common trust funds and to make uniform the law with reference thereto.

And—

Senate Bill No. 13:

A bill to be entitled An Act relating to the disposition and distribution of income earned on the estate of a testator after his death and during the period of administration of his estate.

And—

Senate Bill No. 32:

A bill to be entitled An Act to amend Section 4151 of the revised General Statutes of Florida as amended by Section 10, Chapter 13576, Acts of 1929, as amended by Section 2, Chapter 17715, Acts of 1937, relating to a limitation on loans to officers, directors, employees, and others made by state banks and trust companies.

And—

Senate Bill No. 33:

A bill to be entitled An Act to amend Section 6 relating to reports and supervision, Section 7, relating to fiscal year and annual meetings, and Section 17, relating to reserves, of Chapter 14499, Acts of 1929, Laws of Florida, relating to the operation, regulation and supervision of credit unions.

And—

Senate Bill No. 14:

A bill to be entitled An Act to increase to the public the credit facilities of banks, trust companies and national banks doing business in this state by fixing the rate of interest or discount that may be charged on loans not exceeding one thousand five hundred dollars (\$1,500.00), to prescribe the methods for effecting such charge, and to prescribe the charges thereon.

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

Very Respectfully,

S. D. CLARKE,
Chairman of Committee.

And Senate Bills Nos. 12, 13, 32, 33 and 14, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Clarke, Chairman of the Committee on Banking, Building and Loans, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1941.

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

Sir:

Your Committee on Banking and Building and Loans, to whom was referred:

Senate Bill No. 31:

A bill to be entitled An Act to amend Section 4152, of the revised General Statutes of Florida as amended by Section 11, Chapter 13576, Acts of 1929, relating to investing funds of banks.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In Section 1, line 14, typewritten bill, strike out the word "Foreign."

Very Respectfully,

S. D. CLARKE,
Chairman of Committee.

And Senate Bill No. 31, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senate Chamber,
Tallahassee, Fla., April 22, 1941.

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

Sir:

Senator Kanner, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution No. 28, being a Joint Resolution proposing an amendment to Article IV of the Constitution of the State of Florida relative to the Executive Department, by adding thereto an additional section to create a Game and Fresh Water Fish Commission.

And recommends that the Senate Committee on Constitutional Amendments substitute therefor do pass, which committee substitute is attached hereto in quadruplicate and made a part hereof.

A. O. KANNER,
Chairman of Committee.

And Senate Joint Resolution No. 28, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,
Tallahassee, Fla., April 22, 1941.

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

Sir:

Senator Shuler, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following bills and recommends that they pass.

Senate Bill No. 132:

A bill to be entitled An Act providing for the replacement of wild deer in all counties wherein the same have been removed or slaughtered pursuant to laws authorizing tick eradication; certifying of the quarantined areas when tick eradication has been completed; authorizing payment of costs of replacement program out of funds belonging to the State Live Stock Sanitary Board or out of funds provided by law for such purpose: that replacement of wild deer be made according to a program determined by the State Commission of Game and Fresh Water Fish under the Joint Supervision and Labor program of said State Commission of Game and Fresh Water Fish and State Live Stock Sanitary Board; eliminating any invalid provisions hereof; to repeal all Acts, either general or special, in conflict herewith: and determine when this Act shall take effect.

Senate Bill No. 144:

A bill to be entitled An Act to provide punishment for the exhibition in the same enclosure of animals which by their natural instincts are antagonistic to each other.

Senate Bill No. 145:

A bill to be entitled An Act making the baiting or fighting of bird or animals, or the keeping of a place therefor, a misdemeanor providing for the punishment thereof and for the seizure of implements used in such fights.

Senate Bill No. 146:

A bill to be entitled An Act defining roadside menageries for the supervision and control thereof, for the issuing of licenses therefor, and for the punishment for the failure to secure such licenses.

JAY A. SHULER,
Chairman of Committee.

And Senate Bills Nos. 132, 144, 145, and 146 contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber
Tallahassee, Fla., April 22, 1941.

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

Sir:

Your Committee on Judiciary "A", to whom was referred:

Senate Bill No. 131:

A bill to be entitled An Act to amend Chapter 12223, Laws of Florida, 1927, entitled "An Act to define, regulate and register Real Estate Brokers and Salesmen, and to regulate their relations with the public; to create the Florida Real Estate Commission, provide for its organization, succession and the payment of its expenses, prescribe its powers, duties and privileges, and the supervisory control by, and ancillary powers of, the courts touching the subject; and to prescribe penalties for the violation of the Act," by amendments and additions to define and regulate real estate auctioneers, to regulate the sale of real estate subdivisions, to further define fraud and acts which endanger the interests of the public in real estate transactions, to vest jurisdiction in the Florida Real Estate Commission, to revoke registration of real estate brokers and salesmen, and to further extend its jurisdiction in the enforcement of this Act, and to provide judicial review of the exercise thereof, and to alter, amend and extend the penalties heretofore provided, and to repeal other Acts relating to the same subject.

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

Very respectfully,
PHILLIP D. BEALL,
Chairman of Committee.

And Senate Bill No. 131, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,
Tallahassee, Fla., April 22, 1941.

Senator Lewis, Chairman of the Committee on Judiciary "B", reported that the Committee had carefully considered the following bills and recommends that they pass.

Senate Bill No. 9:

A bill to be entitled An Act providing a method for manifesting and evidencing domicile in Florida.

Senate Bill No. 8:

A bill to be entitled An Act granting leaves of absence to officers and employees of the State of Florida and of the several counties, municipalities and political subdivisions of the State of Florida, who serve in the active military service of the United States of America; and prescribing the terms and conditions of such leaves of absence, and return to civil duty.

Very respectfully,
AMOS, LEWIS,
Chairman of Committee.

And Senate Bills Nos. 8 and 9, contained in the above report, were placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 22, 1941.

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

Sir:

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

Senate Concurrent Resolution No. 4.

A Resolution urging the Civil Aeronautics Board of the United States to grant the application of Eastern Air Lines, Inc., for a certificate to engage in temporary air transportation between and through Tallahassee, Ocala and Orlando, Florida.

Also—

Senate Concurrent Resolution No. 5.

A Concurrent Resolution relating to the appointment of a Special Joint Committee to study the revision, compilation, and consolidation of all the General Statutes of Florida prepared by the Attorney General pursuant to Chapter 19140, Laws of Florida, Acts of 1939.

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

Very respectfully,

A. P. DRUMMOND,

Chairman of the Joint Committee on Enrolled Bills on the part of the Senate.

Senator Kanner moved that a committee be appointed to escort Honorable Lester W. Jennings, former member of the Senate from the 33rd Senatorial District, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Kanner, Butler and McKenzie as the committee.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS.

By Senator Clett—

Senate Bill No. 216:

A bill to be entitled An Act prescribing the duties of the County Tax Collectors of the several counties of the State of Florida, relative to the sale of lands for the non-payment of taxes, and the redemption and/or sale of said tax sale certificates; and prescribing that the clerks of the Circuit Courts in the several counties of the State of Florida turn over to the several County Tax Collectors, on the first Monday in January A. D. 1942, all books, records and papers relating to tax sale certificates in their possession, and providing that thereafter all delinquent taxes be paid to, and that all tax sale certificates be redeemed or purchased from the Tax Collectors after the first Monday in January A. D. 1942.

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

By Senator Clett—

Senate Bill No. 217:

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

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

By Senator Dye—

Senate Bill No. 218:

A bill to be entitled An Act relating to the admissibility in evidence of writings, records and photographic reproductions made in regular course of business.

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

By Senator Kelly—

Senate Bill No. 219:

A bill to be entitled An Act providing for the retirement of certain peace officers under certain conditions: creating and establishing a Board of Commissioners of the Peace Officers Insurance and Annuity Fund of the State of Florida; providing a source of revenue and revenue for the payment of insurance and annuity benefits to the peace officers of the State of Florida; providing for the appointment of the members of such Board; providing for powers and duties of same; and providing the rules governing the distribution of such fund or funds and defining peace officers and other things.

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

By Senator Kelly—

Senate Bill No. 220:

A bill to be entitled An Act to amend Sections 19 and 20

of Chapter 17,166, Laws of Florida, 1935, entitled: "An Act creating a Civil Service for the members of the Police and Fire Departments of any City or Town of the State of Florida not having a population of more than 125,000, according to the last preceding State or Federal census, adopting its provisions, and creating a Civil Service Board for said City or Town, defining its memberships, powers and duties, designating the members of the Police and Fire Departments who are within the terms of said Act; defining certain terms of said Act; providing for a referendum, and when said Act shall take effect, and other matters in regard thereto."

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

By Senators Kelly and Whitaker—
Senate Bill No. 221:

A bill to be entitled An Act to protect the lives, health and morals of women and minor workers in the State of Florida, and to provide for the fixing of minimum wages and maximum hours for such workers; and providing for the administration and enforcement of this Act by the Florida Industrial Commission; and providing the duties and powers of said Florida Industrial Commission under this Act, and providing for penalties for violations of this Act; and repealing all laws or parts of laws in conflict herewith.

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

By Senator Smith—
Senate Bill No. 222:

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

Which was read the first time by title only.

Senator Smith moved that the rules be waived and Senate Bill No. 222 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 222 was read the second time by title only.

Senator Smith moved that the rules be further waived and Senate Bill No. 222 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. 222 was read the third time in full.

Upon the passage of Senate Bill No. 222 the roll was called and 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, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 222 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Smith—
Senate Bill No. 223:

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

Which was read the first time by title only.

Senator Smith moved that the rules be waived and Senate Bill No. 223 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 223 was read the second time by title only.

Senator Smith moved that the rules be further waived and Senate Bill No. 223 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. 223 was read the third time in full.

Upon the passage of Senate Bill No. 223 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Horne, Housholder, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie,

Parker, Perdue, Price, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 223 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator McKenzie—

Senate Bill No. 224:

A bill to be entitled An Act relating to commercial fishing; to amend Section 11, Chapter 10123, Laws of Florida, Acts of 1925, entitled "An Act to protect and regulate the salt water fishing industry in the State of Florida, and to declare certain waters in this State salt water for the purpose of this Act, and to define certain waters as salt waters," as amended by Chapter 13794, Laws of Florida, Acts of 1929, Chapter 17010, Laws of Florida, Acts of 1935, and by Chapter 19566, Laws of Florida, Acts of 1939; to repeal Chapter 13794, Laws of Florida, Acts of 1929, Chapter 17010, Laws of Florida, Acts of 1935, and by Chapter 19566, Laws of Florida, Acts of 1939, amending said Section 11 of Chapter 10123, Laws of Florida, Acts of 1925; and to repeal Chapter 19630, Laws of Florida, Acts of 1939, relating to the method of taking shad and herring in certain counties.

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

By Senator Ward—

Senate Bill No. 225:

A bill to be entitled An Act authorizing trap and skeet shooting on Sunday.

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

By Senator Graham—

Senate Bill No. 226:

A bill to be entitled An Act to prohibit the sale or offering for sale, the transportation, and the preparation, receipt, or delivery for transportation, or market of any citrus aurantifolia, variety Persian, Tahiti or Bearss limes that are immature; to provide standards of maturity; to provide for the registration and certification of packing houses as defined herein, to provide for inspection of limes as to maturity by determining juice content by volume, to provide for certificates of maturity and issuance of same, to provide for the stamping or marking of juice content on containers, to provide for inspection and tax for same, to provide for the destruction of limes found to be immature, to provide penalties for the violation thereof, to provide for time limit for this Act.

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

By Senator Graham—

Senate Bill No. 227:

A bill to be entitled An Act for the prevention and detection of the theft of cows; providing penalties for stealing cows, killing or wounding cows with intent to steal, and willfully driving cows from their accustomed range or pasture and providing that it shall only be necessary for the State to prove the act of driving, using or removing such cow from its accustomed range or pasture; prohibiting driving or transporting cows during certain hours; providing for the search and seizure of vehicles used to transport cows during certain hours; providing that the possession of a cow without a written bill of sale shall be prima facie evidence of illegal possession; regulating the business of butchering and slaughtering cows; requiring butchers and slaughterers of cows to register, to keep public records of all cows purchased and slaughtered and to file such records, accompanied by bills of sale, at regular periods; providing penalties for the violation of the provisions of this Act and repealing all laws in conflict therewith.

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

By Senator Graham—

Senate Bill No. 228:

A bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida citrus industry and of the State of Florida by promoting the sale of limes produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such limes; to levy and impose an excise tax on the sale and shipment of limes produced in Florida and to provide for the collection thereof; to create a lime advertising fund; to vest

the administration of this Act in the Florida citrus commission and to provide for the powers, duties and authority of said commission hereunder; and to provide penalties for violations of this Act.

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

By Senator Graham—
Senate Bill No. 229:

A bill to be entitled An Act authorizing, empowering and directing the State of Florida, through the Trustees of the Internal Improvement Fund, to sell to any municipality any lands which were municipally owned prior to being vested in the State of Florida, pursuant to Chapter 18296, Acts of 1937; providing for proof by the Clerk of the Circuit Court in the respective counties showing municipal ownership at the time of requesting conveyance to said municipality by the State of Florida.

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

By Senator Johnson—
Senate Bill No. 230:

A bill to be entitled An Act relating to the rights of married women in Florida, and providing further that this Act shall not be construed as (a) relieving a husband from any duty of supporting and maintaining his wife and children, (b) abolishing estates by the entirety or any of the incidents thereof, (c) abolishing dower or any of the incidents thereof, (d) changing the rights of either husband or wife to participate in the distribution of the estate of the other upon his or her death, as may now or hereafter be provided by law, or (e) dispensing with the joinder of husband and wife in conveying or mortgaging homestead property.

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

By Senators Cooley, Shands, Price, and Kelly—
Senate Bill No. 231:

A bill to be entitled An Act relating to the occupation of barbering and the operation of barber shops; authorizing the Barbers' Sanitary Commission, upon petition signed by a majority of all of the barbers holding certificates of registration in a County to investigate trade practices among barbers and barber shops in such County and, after public hearings, to prescribe and enforce such reasonable rules and regulations pertaining to minimum prices to be charged for barber services and hours of operation of barber shops as will eliminate unfair and unsanitary practices; prescribing the penalty for the violation of the provisions of this Act and the rules and regulations adopted pursuant hereto, and repealing all laws in conflict herewith.

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

By Senators Horne, Ward, Beall, Whitaker, and Parker—
Senate Bill No. 232:

A bill to be entitled An Act prohibiting the employment of Attorneys at Law by State Administrative Officers, except as employees working in their offices; requiring the Attorney General to advise and represent such State Administrative Officers in all legal matters, suits and proceedings; and repealing all laws and parts of laws in conflict herewith.

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

By Senators Kelly and Ward—
Senate Bill No. 233:

A bill to be entitled An Act to provide for a refund or draw back of gasoline tax paid on gasoline used in certain motor boats and tractors, herein defined, and which tax is paid under Chapter 15659, Acts of 1931, Laws of Florida; providing for registration of such motor boats and tractors with the Comptroller of the State of Florida; providing for fees to be charged for such registration; methods of making such application for such refunds; method of making the payment of such refund; authorizing the Comptroller of the State of Florida and the Treasurer of the State of Florida to pay such refunds out of funds in the hands of the Treasurer of the State of Florida by virtue of Chapter 15659, Acts of 1931, Laws of Florida; and prescribing penalties for making any false statements in receipts given to any purchaser of gasoline by any dealer in gasoline; and to prescribe penalties for any person making any false statement or affidavit to be used for

the purpose of securing a refund on the gasoline tax in this Act provided for; repealing all laws in conflict with this Act and providing time of the taking effect of this Act.

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

By Senators Whitaker, Beall, Johnson, Lindler, and Adams (30th)—

Senate Bill No. 234:

A bill to be entitled An Act prescribing certain duties for the Attorney General of the State of Florida for the special benefit of certain County and State Officers; providing for special official group integrations to aid in the better performance thereof; and providing appropriations for performing such duties and to repeal all laws and parts of laws in conflict therewith.

Which was read the first time by title only and referred to the Committee on Judiciary "A" and the Committee on Appropriations, jointly.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., April 22, 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 concurred in Senate amendments to—

House Bill No. 121:

A bill to be entitled An Act providing for the recording in the office of the Motor Vehicle Commissioner of a sworn notice of all liens for purchase money or as security for debts on motor vehicles; providing that no such lien shall be enforceable as against creditors or subsequent purchasers without notice unless such notice has been recorded in such office; authorizing the Motor Vehicle Commissioner to make rules and regulations for the enforcement of this Act and prepare form and books for such recording; providing the amount of fees to be charged; providing for the cancellation of such liens upon payment, and penalties for failure to cancel such liens upon payment, and repealing all laws in conflict except Chapter 4918, Acts of 1901, known as Section 7866 C. G. L. 1927, and Section 5663, Revised General Statutes.

Which amendments read as follows:

Senate Amendment No. 1:

At end of Section I add a comma in lieu of the period, and add the following, "which filing is in lieu of all filing and recording now required or authorized by law, and shall be effective as constructive notice when filed."

Senate Amendment No. 2:

In Section 3, line 5 (typewritten bill), strike out the words "without" and insert in lieu thereof the following: "at not to exceed fifty percent more than."

Senate Amendment No. 3:

At end of Section 3, add: "The said commissioner is hereby authorized to furnish certified copies of such notices or satisfactions for a fee of \$1.00 which certified copies shall be admissible in evidence in all courts of this State under same conditions and to same effect as certified copies of other public records."

Senate Amendment No. 4:

Strike Section 7, and insert in lieu thereof the following: "Sec. 7. This Act shall take effect on August 1, 1941."

Very respectfully,

BEN H. FUQUA,
Chief Clerk House of Representatives.

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

Tallahassee, Fla., April 22, 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 passed—

Senate Bill No. 24:

A bill to be entitled An Act to designate the General Library of the University of Florida and Florida State College for Women as State depositories of public documents

to provide for furnishing them said documents, and to authorize and instruct them to exchange said documents and to supply certain material to the Law Library of the University of Florida.

Also—

Senate Bill No. 25:

A bill to be entitled An Act relating to city and town streets and roads, or portions thereof, viaducts and bridges, that constitute the route of connection between or extension of State roads in the State highway system; declaring that such serve a State purpose; providing for their designation by the State Road Department; authorizing and requiring the State Road Department to maintain and repair such streets and roads under its supervision and control, and to construct and reconstruct such streets and roads under certain conditions, and authorizing it to exercise certain powers with respect to same; and repealing all laws in conflict herewith.

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 24 and 25, 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, Fla., April 22, 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 passed—

Senate Bill No. 91:

A bill to be entitled An Act to Amend Section 4810 of the Compiled General Laws of Florida, 1927, being Chapter 11885 of the General Acts of the 1927 Legislature, as Amended by Chapter 14695 of the General Acts of the 1931 Legislature, Fixing the Time for Holding the Terms of the Circuit Courts in the Second Judicial Circuit of Florida.

Also—

Senate Bill No. 179:

A bill to be entitled An Act to amend Section 7 of Committee Substitute for House Bill 579 of the 1939 Session, the same being An Act entitled "An Act to prescribe the maximum weight, width, length and height of certain motor vehicles operated on the public highways of the State of Florida, and relating to the operation of motor vehicles, and placing a maintenance tax thereon."

Very respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 91 and 179, 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,
April 22, 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 passed—

House Bill No. 218:

A bill to be entitled An Act to prohibit the sale, offering or exposing for sale of fireworks; defining fire works and to regulate the manner of using fireworks, and to provide penalties for the violation of the provisions of this Act.

And respectfully requests the concurrence of the Senate therein.

Very Respectfully,
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 218, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B."

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

Tallahassee, Florida,
April 22, 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 passed—

House Bill No. 24:

A bill to be entitled An Act to authorize the filing, indexing and recording of certified copies of petitions commencing proceedings under the Bankruptcy Act of the United States, decrees of adjudication in such proceedings, and orders approving bonds of trustees appointed in such proceedings; to make it the duty of the clerks of the Circuit Courts to file, index and record such copies; and to provide fees for such filing, indexing and recording.

Also—

House Bill No. 109:

A bill to be entitled An Act to amend Section 10 of Chapter 11865 of the Laws of Florida, Acts of 1927, entitled "An Act amending Sections 1, 2, 3, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 20, 21, 22, 23, 24, 25, 27, 28, 29, 30, 31, 32, and 33 of Chapter 10028 Acts of 1925, Laws of Florida, relating to building and loan associations."

Also—

House Bill No. 137:

A bill to be entitled An Act to amend Section 27 of Chapter 4328, Laws of Florida, Acts of 1895 Legislature, being Section 309, Compiled General Laws of Florida 1927, providing for the time of opening and closing the polls at all general, primary and special elections in 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. 24, contained in the above message, was read the first time by title only.

Senator Clarke moved that House Bill No. 24 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. 109, contained in the above message, was read the first time by title only and referred to the Committee on Banking and Building and Loans.

And House Bill No. 137, contained in the above message, was read the first time by title only and referred to the Committee on Privileges and Elections.

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

Tallahassee, Florida,
April 22, 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 passed—

House Bill No. 145:

A bill to be entitled An Act to amend Section 1, Chapter 10201, Laws of Florida, Acts of 1925, the same being "An Act to amend Section 2212 of the Revised General Statutes of Florida, providing for examinations by Board of Pharmacy and qualification of applicants," and the same being An Act entitled "An Act relating to the duties of the Board of Pharmacy of the State of Florida and the examination of pharmacists."

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 145, contained in the above message, was read the first time by title only and referred to the Committee on Public Health.

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

Tallahassee, Fla.,
April 22, 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 passed—

House Bill No. 298:

A bill to be entitled An Act to amend Section 7 of Chapter 6955 Laws of Florida, Acts of 1915, being "An Act for the examination of moving picture machine operators and assistants, and for the inspection of machines operated in all cities of the State of Florida"; providing that the provisions of said Act shall not apply to cities and towns of less than 50,000 inhabitants, according to the last State or Federal census.

And respectfully requests the concurrence of the Senate therein.

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

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

Senate Bills Nos. 444 (1939 Session) and 849 (1939 Session) were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 26 was taken up in its order, pending roll call having been read the third time in full on April 21, 1941, and the consideration thereof was informally passed.

SENATE BILLS ON SECOND READING

Senate Bill No. 53 was taken up in its order and the consideration thereof was informally passed.

By Senators Collins, Shands, Graham, Smith, Kanner, Price, King and Kelly—

Senate Bill No. 92:

A bill to be entitled An Act to define and to regulate the practice of Dentistry and Dental Hygiene in the State of Florida, and to provide penalties for the violation of any of the provisions of this Act.

Was taken up in its order.

Senator Collins moved that the rules be waived and Senate Bill No. 92 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 92 was read the second time by title only.

Senators Collins and Whitaker offered the following amendment to Senate Bill No. 92:

In Section 11, line 14 (printed bill), after the word "Board", strike out the balance of the Section and insert the following: "If any person refuses to obey any subpoena or process issued by said Board, the said Board may certify this fact to the Circuit Court of the Judicial Circuit wherein such proceeding is being held and it shall be the duty of the Court to require such person to appear before it and show cause why he should not be adjudged in contempt, and, if upon hearing, the court shall find such person to be in contempt, the Court shall deal with him as in other cases of contempt."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Collins and Whitaker also offered the following amendment to Senate Bill No. 92:

In Section 12, (typewritten bill). At the end of Section 12 change the period to a comma and insert the following: "but said Assistant Secretary-Treasurer shall not be entitled to receive any witness or other fees out of the fine and forfeiture fund of any county on account of his testifying as a witness or any other services rendered by him under this Act."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Collins and Whitaker also offered the following amendment to Senate Bill No. 92:

In Section 14, at the end of the Section add: The said Board shall make a record of the grade of each applicant on each subject on said examination and said grade shall be a part of said examination papers to be preserved for two (2) years along with the examination papers.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Collins and Whitaker also offered the following amendment to Senate Bill No. 92:

In Section 14, line 19 (printed bill), strike out the words "pass an examination in a manner satisfactory to the Board"

and insert the following: "make a passing grade on such examination."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Collins and Whitaker also offered the following amendment to Senate Bill No. 92:

In Section 15, line 17, of the typewritten bill. After the period and beginning with the words "Failure to" strike out the balance of said section.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins and Whitaker also offered the following amendment to Senate Bill No. 92:

In Section 16, line 10, of the typewritten bill. After the period and beginning with the words "The license of any person practicing," strike out the remainder of said section.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Collins and Whitaker also offered the following amendment to Senate Bill No. 92:

In Section 24, at the end of the Section strike out the words: "the Board shall revoke the license of such person" and insert the following: "the Board shall suspend or revoke the license of such person, and such person may have the order of the Board reviewed by the Courts of equity or of law of this State."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Collins and Whitaker also offered the following amendment to Senate Bill No. 92:

In Section 35, at the end of sub-section "b" make the period a semi-colon and add the following: "no order of suspension or revocation provided in this section shall be made or entered except after hearing by the Board as provided in this Act, and such order shall be subject to judicial review as provided by law."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Collins and Whitaker also offered the following amendment to Senate Bill No. 92:

In Section 38, at the end of the section make the period a semi-colon and add the following: "no order of suspension or revocation provided in this section shall be made or entered except after hearing by the Board as provided in this Act, and such order shall be subject to judicial review as authorized by law."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Collins and Whitaker also offered the following amendment to Senate Bill No. 92:

In Section 40, at the end of the section add the following: "no order of suspension or revocation provided in this section shall be made or entered except after hearing by the Board as provided in this Act, and such order shall be subject to judicial review as provided by law."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins moved that the rules be further waived and Senate Bill No. 92, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 92, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 92, as amended, the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 92 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 150:

A bill to be entitled An Act relating to and regulating certain classes of Insurance Agents and Solicitors; to provide for the examination and licensing of such Insurance Agents and the examination and licensing of such Insurance Agents and Solicitors; fixing the fees to be paid therefor and the appropriation thereof; to provide for the suspension or revocation of such licenses and the procedure thereunder; to make it unlawful to engage in the business of an Insurance Agent or Solicitor without having first procured a license; to prescribe qualifications of an Insurance Agent or Solicitor, and the powers and duties of the State Treasurer or Insurance Commissioner in determining same, and prescribing certain additional qualifications of agents in cities and towns having certain populations; to require the payment of certain license taxes and qualification fees; to provide for the expense of the administration of this Act; to prohibit insurers from effecting contracts of insurance, or giving compensation therefor except to duly licensed agents under this Act; to provide penalties for the violation of the provisions of this Act; to amend Section 1 of Chapter 17,069 Laws of Florida, Acts of 1935; to amend Section 2 of Chapter 17,069, Laws of Florida, Acts of 1935; to amend Section 4 of Chapter 17,069, Laws of Florida, Acts of 1935; to amend Section 5 of Chapter 14,741, Laws of Florida, Acts of 1931; which said sections of said Acts to be amended relate to the subject matter hereinabove set forth; and to repeal all laws in conflict herewith.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 150 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 150 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 150 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. 150 was read the third time in full.

Upon the passage of Senate Bill No. 150, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Ward, Whitaker and Wilson—36.

Nays—None.

So Senate Bill No. 150 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 156:

A bill to be entitled An Act relating to state officers: Prohibiting such officers from becoming candidates for other offices during their terms of office without resigning therefrom at least ninety days before the primary election; rendering said officers thereafter ineligible to appointment or election to any state office during the term for which originally elected or appointed; and further defining state offices and state officers.

Was taken up in its order.

Senator Rose moved that the rules be waived and Senate Bill No. 156 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 156 was read the second time by title only.

Senator Rose offered the following amendment to Senate Bill No. 156:

In Section 2, line 5 (printed bill), strike out the words "or to any other State office."

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rose moved that the rules be further waived and Senate Bill No. 156, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 156, as amended, was read the third time in full.

By unanimous consent the Committee on Judiciary "B" offered the following amendment to Senate Bill No. 156:

In Section 1, line 4 (typewritten bill), after the words elected or appointed, strike out "until at least ninety days before the date of holding the first primary" and insert in lieu thereof the following: "unless prior to the time such officer shall have qualified as a candidate as prescribed by law."

Senator Lewis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 156, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Clarke, Cliett, Cooley, Drummond, Dye, Folks, Gideons, Graham, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—29.

Nays—Senators Adams (25th), Beall, Butler, Collins, McKenzie, Parker, Perdue—7.

So Senate Bill No. 156 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Clarke moved that the rules be waived and the Senate do now take up and consider House Bill No. 24, out of its order.

Which was agreed to by a two-thirds vote.

House Bill No. 24:

A bill to be entitled An Act to authorize the filing, indexing and recording of certified copies of petitions commencing proceedings under the Bankruptcy Act of the United States, decrees of adjudication in such proceedings, and orders approving bonds of trustees appointed in such proceedings; to make it the duty of the Clerks of the Circuit Courts to file, index and record such copies; and to provide fees for such filing, indexing and recording.

Was taken up.

Senator Clarke moved that the rules be waived and House Bill No. 24 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 24 was read the second time by title only.

Senator Clarke moved that the rules be further waived and House Bill No. 24 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. 24 was read the third time in full.

Upon the passage of House Bill No. 24 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Drummond, Dye, Folks, Gideons, Graham, Horne, Housholder, Johnson, Kanner, Kelly, Lewis, Lindler, Maddox, Maines, Parker, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—33.

Nays—None.

So House Bill No. 24 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Clarke withdrew Senate Bill No. 29.

House Bill No. 72, pending roll call, was taken up in its order and the consideration thereof was informally passed.

Senator Kelly moved that the Senate reconsider the vote by which Senate Bill No. 81 (1939 Session) failed to pass the Senate on April 21 1941, over the Governor's veto.

And the motion went over under the rule.

Pursuant to the motion made by Senator Ward on April 16, 1941, the President announced the appointment of a special committee on Congressional Reapportioning and Redistricting, composed of Senators Price, Shands, Cliett, Ward and Beall.

Senator Dye moved that the Senate do now recess until 3:45 o'clock P. M., this day.

Which was agreed to.

And the Senate took a recess at 12:09 o'clock P. M., until 3:45 o'clock P. M., this day.

AFTERNOON SESSION

The Senate reconvened at 3:45 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered 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—38.

A quorum present.

By permission the following committee reports were received:

Senate Chamber
Tallahassee, Fla., April 22, 1941.

Senator Wilson, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following bill and recommends that the same pass.

House Bill No. 49:

A bill to be entitled An Act authorizing the payment to David M. Newell of the sum of \$17,896.00 for monies spent by him on preparing an "All Florida" motion picture on Florida attractions.

A. L. WILSON,
Chairman.

And House Bill No. 49, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., April 22, 1941.

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

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

Senate Bill No. 3:

A bill entitled An Act to amend Paragraph (12) of Section 3 of Chapter 16085, Laws of Florida, Acts of 1933, being Paragraph (12) of Section 1285, permanent cumulative supplement to Compiled General Laws of Florida, 1927; said Chapter relating to the operation, licensing and taxing of motor vehicles, trailers, semi-trailers and motorcycle sidecars and providing penalties for the violation thereof, so as to provide for the exemption from the provisions of said Chapter any motor truck trailer or semi-trailer owned and operated exclusive by the Boy Scouts of America or any subsidiary organization thereof, while being used exclusively for the carrying out of the purpose of said organization.

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

Very respectfully,
S. A. HINELY,
Chairman of Committee.

And Senate Bill No. 3, contained in the above report, was certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., April 22, 1941.

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

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

Senate Joint Resolution No. 88:

Proposing an Amendment to the Constitution of the State of Florida to be known as Section 3 of Article XVII, relating to Amendments.

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

Very respectfully,
S. A. HINELY,
Chairman of Committee.

Senate Joint Resolution No. 88, contained in the above report, was certified to the House of Representatives.

By unanimous consent Senator Kelly withdrew his motion to reconsider the vote by which Senate Bill No. 81 (1939 Session) failed to pass over the Governor's veto on April 21, 1941.

Senator Graham moved that the rules be waived and Senate Bill No. 35, referred to the Committee on Miscellaneous Legislation on April 15th, be permitted to remain with said

committee until adjournment of the Senate on Thursday, April 24th, A. D. 1941.

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

Pursuant to Senate Concurrent Resolution No. 7, the Senate formed in processional order and went to the House of Representatives in a body, preceded by the Secretary and Sergeant-at-Arms of the Senate, for the purpose of hearing an address by Dr. Helen Keller.

The House of Representatives received the Senate with due form.

The President of the Senate presiding.

By direction of the President the Chief Clerk called the roll of the House of Representatives and the following 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, Helic, Hendry, Holt, Horrell, Hosford, Inman, Jenkins, Johnson, Junkin, Lambe, Lane, Lanier, Leaird, Leedy, Leonardy, Littlefield, Luckie, McDonald, McLane, Middleton, Minshall, Morrow, Murray, Overstreet, Papy, Peoples, 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—94.

A quorum of the House of Representatives present.

By direction of the President the Secretary 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, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

A quorum of the Senate present.

The President announced a quorum of the joint assembly present.

Senator Ward moved that a committee be appointed to escort Dr. Helen Keller; his Excellency, Governor Spessard L. Holland; and the Honorable Charles O. Andrews, United States Senator from Florida, to the hall and rostrum of the House of Representatives.

Which was agreed to.

The President appointed Senators Ward and Hinely; and Messrs. Leedy, Horrell and Sheldon as the committee.

The committee withdrew and re-appeared at the Bar of the House escorting Dr. Helen Keller; His Excellency, Governor Spessard L. Holland; and the Honorable Charles O. Andrews, United States Senator from Florida, who were duly escorted to the rostrum.

The President introduced the Honorable Charles O. Andrews, who addressed the joint assembly.

At the conclusion of Senator Andrews' address the President presented His Excellency, Governor Spessard L. Holland, to the joint assembly. Governor Holland addressed the joint assembly and introduced Dr. Helen Keller.

Dr. Keller addressed the joint assembly. At the conclusion of Dr. Keller's address Senator Dye moved that the Senate do now withdraw from the joint assembly and resume its session in the Senate Chamber.

Which was agreed to and the Senate repaired to the Senate Chamber and resumed its session at 5:10 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—38.

A quorum present.

Senator Dye move that the Senate do now adjourn.

Which was agreed to and the Senate stood adjourned at 5:12 o'clock P. M., until 11:00 o'clock A. M., Wednesday, April 23, 1941.