

# JOURNAL OF THE SENATE

Thursday, April 24, 1941

The Senate convened at 11:00 o'clock, A. M., pursuant to adjournment on Wednesday, April 23, 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, Himely, Horne, Housholder, Johnson, Kan-ner, 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 further corrected as follows:

On page 4, column 2, line 21 from the bottom of the page, strike out the name "Shepherd" and insert in lieu thereof the name "Shands."

And as further corrected was approved.

The Journal of Wednesday, April 23, 1941, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

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

Senate Chamber,  
Tallahassee, Fla., April 24, 1941.

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

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

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."

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

Very respectfully,

S. D. Clarke,  
Chairman of Committee.

And House Bill No. 109, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
Tallahassee, Fla., April 24, 1941.

Senator Perdue, Chairman of the Committee on Motor Vehicles, reported that the Committee had carefully considered the following bill and recommends that the same pass.

Senate Bill No. 236:

A bill to be entitled An Act to provide State Public Safety; to that end to create the State Department of Public Safety; to prescribe its membership, duties, powers and authority; to provide for the division of such department, for the employees thereof, and duties and compensation; to provide for the license of chauffeurs and other operators of motor vehicles as herein defined; to provide for the suspension, cancellation and revocation of such licenses; to provide for certain liabilities, penalties and punishment for violations of this Act; to provide for the selection and compensation of the personnel of the division of State Highway Patrol of said department and their duties; to provide for other matters in connection with public safety; and making certain funds available for the purpose of carrying out the provisions hereof; and repeal Chapter 19551, Laws of Florida, Acts of 1939, relating to the State Department of Public Safety; to provide for the examination of applicants.

Very respectfully,

G. C. PERDUE,  
Chairman of Committee.

And Senate Bill No. 236, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
Tallahassee, Fla., April 23, 1941.

Senator Whitaker, Chairman of the Committee on Judiciary "C," reported that the Committee had carefully considered the following bill and recommends that the same pass with Committee amendment:

Senate Bill No. 149:

A bill to be entitled An Act to authorize the trustees of the Internal Improvement Fund of Florida, the Board of Commissioners of State Institutions of Florida and the State Board of Education of Florida to negotiate, sell and convey leasehold estates and to make, execute and deliver lease contracts commonly known as petroleum oil and gas lease and to sell and convey any and all of the petroleum oil and/or gas and/or any other mineral lying in or under any lands or water-bottoms in this State, the legal title to which lands or water-bottoms is vested by law or otherwise in either of such State Board.

Which amendment is as follows:

Amendment No. 1: At the end of Section 2, add the following:

"Provided however any person, firm or corporation to whom any State Board executes any lease under the provisions of this Act shall provide in said lease that at least one well for each two (2) sections of land so leased shall be drilled each five (5) year period and said lease shall provide that unless said lease is complied with, said lease shall automatically cease and terminate."

Very respectfully,

PAT WHITAKER,  
Chairman.

And Senate Bill No. 149, 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 23, 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.

Senate Bill No. 48:

A bill to be entitled An Act appropriating all unexpended funds of the Annual Appropriation provided for in Section 23, Chapter 18285, Laws of Florida, Acts of 1937, as amended, at the end of the fiscal year, June 30th, to the State Welfare Fund.

Very respectfully,

A. L. WILSON,  
Chairman.

And Senate Bill No. 48, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
Tallahassee, Fla., April 23, 1941.

Senator Whitaker, Chairman of the Committee on Judiciary "C," reported that the Committee had carefully considered the following bill and recommends that the same pass.

House Bill No. 61:

Amend Section 4846, Revised General Statutes of Florida the same being Chapter 6932, Compiled General Laws, 1927, as amended by Section 1, Chapter 16067, Acts of 1933, relating to legal holidays.

Very respectfully,

PAT WHITAKER,  
Chairman.

And House Bill No. 61, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
Tallahassee, Fla., April 23, 1941.

Senator Whitaker, Chairman of the Committee on Judiciary "C," reported that the Committee had carefully considered the following bill and recommends that the same pass.

Senate Bill No. 99:

A bill to be entitled An Act to prohibit the payment of compensation to officers required by the Constitution or laws of this state to be appointed by the Governor and confirmed by the Senate, unless and until any officer appointed shall have been confirmed by the Senate; prohibiting any officer from drawing or paying warrants for compensation prohibited by this Act to be paid; prescribing penalties for the violation of this Act and making certain exceptions in cases of appointments made between sessions of the Senate which could not have been anticipated, made and confirmed before the vacancy occurred.

Very respectfully,  
**PAT WHITAKER,**  
 Chairman of Committee.

And Senate Bill No. 99, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
 Tallahassee, Fla., April 23, 1941.

Senator Whitaker, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendment—

Senate Bill No. 141:

A bill to be entitled An Act to amend Section 3191, revised General Statutes of Florida, 1920, the same being Section 4983, Compiled General Laws of Florida, 1927, relating to divorce and stating the grounds therefor.

Which amendment is as follows:

In Section 10, Line 2, after the word "Actually" and before the word "separated" insert the word "continuously."

Very respectfully,  
**PAT WHITAKER,**  
 Chairman of Committee.

And Senate Bill No. 141, 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 23, 1941.

Senator Whitaker, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following bill and recommends that the same pass.

Senate Bill No. 148:

A bill to be entitled An Act to encourage exploration for petroleum oil and/or gas in the State of Florida and to provide for and authorize a bonus to be paid to the explorer and operator who may succeed in completing the first producing petroleum oil and/or gas well in the State of Florida producing oil and/or gas in commercial quantities; to set up and designate the fund from which such bonus shall be paid and also to provide for a reward in leases hereby authorized to be made and executed by the board of trustees of the internal improvement fund or the Board of Commissioners of State Institutions to the explorer or operator successfully completing the first producing petroleum oil and/or gas well in Florida producing petroleum oil and/or gas in commercial quantities.

Very respectfully,  
**PAT WHITAKER,**  
 Chairman of Committee.

And Senate Bill No. 148, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
 Tallahassee, Fla., April 23, 1941.

Senator Whitaker, Chairman of the Committee on Judiciary "C," reported that the Committee had carefully considered the following bill and recommends that the same pass.

Senate Bill No. 118:

A bill to be entitled An Act prescribing the period of time for which deraignment of title shall be shown in all legal proceedings, civil or criminal, involving trees or timber, and in which ownership of lands upon which said trees or timber shall have been situated shall be in issue.

Very Respectfully,  
**PAT WHITAKER,**  
 Chairman.

And Senate Bill No. 118, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
 Tallahassee, Fla., April 23, 1941.

Senator Whitaker, Chairman of the Committee on Judiciary "C," reported that the Committee had carefully considered the following bill and recommends that the same pass.

Senate Bill No. 176:

A bill to be entitled An Act to clarify existing law by providing that where the mortgagee named in any mortgage is a married man or a married woman, or where the assignee of any mortgage is a married man or a married woman and such mortgage is paid or satisfied, such mortgagee or assignee alone may satisfy such mortgage and it shall not be necessary for the other spouse to join in either the execution or acknowledgment of such satisfaction.

Very Respectfully,  
**PAT WHITAKER,**  
 Chairman.

And Senate Bill No. 176, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
 Tallahassee, Fla., April 23, 1941.

Senator Beall, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following bill and recommends that the same pass—

Senate Bill No. 30:

A bill to be entitled An Act to prohibit rebates and contracts in restraint of trade, by and between corporations and/or individuals engaged in the sale of new automobiles in this State and to provide penalties for the violation of this Act.

Very Respectfully,  
**PHILIP D. BEALL,**  
 Chairman, Committee on Judiciary "A."

And Senate Bill No. 30, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
 Tallahassee, Fla., April 23, 1941.

Senator Beall, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following bill and recommends that the same pass—

Senate Bill No. 214:

A bill entitled An Act fixing the terms of office of successors to the incumbent members of the State Road Department, the State Racing Commission, the Florida Industrial Commission, the Director of the State Beverage Department, the Hotel Commissioner, the State Auditor and the State Motor Vehicle Commissioner, providing that such terms of office shall hereafter expire concurrently with the regular terms of the successive Governors of Florida.

Very Respectfully,  
**PHILIP D. BEALL,**  
 Chairman, Committee on Judiciary "A."

And Senate Bill No. 214, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
 Tallahassee, Fla., April 23, 1941.

Senator Beall, Chairman of the Committee on Judiciary "A," reported that the Committee had carefully considered the following bill and recommends that the same pass.

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.

Very Respectfully,  
**PHILIP D. BEALL,**  
 Chairman, Committee on Judiciary "A."

And Senate Bill No. 218 contained in the above report was placed on the Calendar of Bills on second reading.

Senate Chamber,  
 Tallahassee, Fla., April 24, 1941.

Senator Gideons, Chairman of the Committee on Miscellaneous Legislation, reported that the Committee had carefully considered the following bill and recommends that the same does not pass.

Senate Bill No. 35:

A bill to be entitled An Act relating to pari-mutuel pools, commissions thereon, the distributions thereof, the "breaks" and defining same, regulating the purchase and sale of an interest in any such pool, making it a crime to violate such regulations and amending Section 16 of Chapter 14832, Laws of Florida, Acts of 1931, as amended by Section 10 of Chapter

17276, Laws of Florida, Acts of 1935, relative thereto; and levying a tax upon every licensee conducting a horse race meet, or operating a race track equal to five per centum of the total contributions to all pari-mutuel pools on horse races in addition to all other taxes otherwise levied or assessed; and providing when and where said taxes shall be paid, making an appropriation thereof and designating said tax as the "Old Age Assistance Tax," and providing a penalty for wilful or wanton non-payment of tax.

Very respectfully,  
JNO. W. GIDEONS,  
Chairman.

And Senate Bill No. 35, contained in the above report, was laid on the table.

Senator Whitaker, Chairman of the Committee on Judiciary "C," submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 23, 1941.

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

Sir:

Your Committee on Judiciary "C," to whom was referred: Senate Bill No. 120:

A bill to be entitled An Act to provide and prescribe the conditions, stipulations, and covenants by which the grantee or lessee shall be bound in sales or leases of pine timber in the absence of contract or lease provisions to the contrary; qualifying the minimum size of timber, providing for the preservation of seed trees, and defining the duration of pine timber lease.

And recommends that the Committee Substitute therefor do pass:

A bill to be entitled An Act to provide and prescribe the conditions, stipulations, and covenants by which the grantee or lessee shall be bound in sales or leases of pine timber in the absence of contract or lease provisions to the contrary; qualifying the minimum size of timber, providing for the preservation of seed trees, and defining duration of pine timber lease.

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

Very respectfully,  
PAT WHITAKER,  
Chairman of Committee.

And Senate Bill No. 120, together with Committee Substitute therefor, contained in the above report, was placed on the Calendar of Bills on second reading.

Senate Chamber,  
Tallahassee, Fla., April 24, 1941.

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

Senate Bill No. 248:

A bill to be entitled An Act to amend Section 2 of Chapter 17917, Laws of Florida, Acts of 1937, entitled "An Act relating to the salt water fishing in the State of Florida in tidal waters and other territorial waters of the State of Florida and providing a license tax on all boats, vessels, schooners or launches operating and/or plying in the tidal and salt waters or other waters under the control of the State board of conservation of the State of Florida, and providing an additional tax on aliens or non-residents who own such boats, vessels, schooners or launches, and defining such aliens or non-residents, and providing penalties for violation of same"—by adding to said Section 2—a proviso that certain small boats shall be considered as operating equipment and shall not be subject to the payment of a non-resident license tax as therein provided.

Very respectfully,  
R. C. HORNE,  
Chairman of Committee.

And Senate Bill No. 248, contained in the above report, was placed on the Calendar of Bills on Second reading.

Senate Chamber,  
Tallahassee, Fla., April 24, 1941.

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

Senate Bill No. 86:

A bill to be entitled An Act to amend Chapter 16848, Laws of Florida, Acts of 1935, being entitled "An Act to provide for

the relief of the public free schools of the State of Florida by raising revenue for the county school fund by levying and imposing a tax upon the privilege of operating a store or stores within this State, to classify such stores for the purpose of such taxation and of graduating the tax in accordance with the number of stores operated under a single ownership, management or control, to declare the public policy on which this Act is founded; to provide for the administration and enforcement of this Act and for the promulgation and enforcement of rules and regulations to facilitate such enforcement; to provide for the creation and enforcement of a lien upon the property of persons liable for the payment of such tax; to provide penalties for the violation of this Act and of rules and regulations lawfully made under the authority thereof; to repeal conflicting laws, expressly but on condition including Chapter 16071, Laws of Florida, Acts of 1933; and to appropriate the revenues derived hereunder"; to repeal subdivision "B" of Section 4 of Chapter 16848, Laws of Florida, Acts of 1935; providing that such repeal of said subdivision "B" shall not excuse or relieve any person from the payment of gross receipts taxes under said Chapter 16848, Laws of Florida, Acts of 1935, accruing prior to the effective date of this Act; repealing all laws in conflict herewith, and providing when this Act shall take effect.

Very respectfully,  
R. C. HORNE,  
Chairman of Committee.

And Senate Bill No. 86, 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 23, 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. 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 carefully examined same, and find same correctly engrossed, and return same herewith.

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

And Senate Bill No. 31, contained in the above report, was certified to the House of Representatives.

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 23, 1941.

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

Sir:

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

Senate Bill No. 157:

A bill to be entitled An Act authorizing and empowering the Board of Public Instruction in counties having a population of not less than 100,000 and not more than 200,000, according to the last Federal census, to borrow funds to pay teachers' salaries and transportation costs during the last two weeks of the nine months' school term in an emergency as defined herein, and providing that such boards may pledge as security for such loan bonds and coupons which were taken in payment of delinquent taxes, and in tax adjustments pursuant to the provisions of Chapter 16252, Laws of Florida, Acts of 1933, as amended by Chapter 17400, Laws of Florida, Acts of 1935, and which bonds and coupons are now the property of and in the possession of such boards pursuant to Chapter 19372, Laws of Florida, Acts of 1939, or other provisions of law; restricting such pledge to times of emergency and defining emergency; limiting the period of obligations so incurred by such boards; and repealing all laws and parts of laws in conflict herewith.

Have examined the same and find them correctly enrolled

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

Very respectfully,  
A. P. DRUMMOND,  
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

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

Senate Chamber,  
Tallahassee, Fla., April 24, 1941.

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

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

Senate Bill No. 7:

A bill to be entitled An Act imposing an additional tax upon gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes, and the apportionment thereof to the General Revenue Fund of the State, and to the county school fund; providing that the gasoline inspection laws of the State of Florida shall apply to this Act; prohibiting the levy and collection by municipalities and other political subdivisions of gasoline taxes; providing for the enforcement of this Act, and penalties for violation hereof and providing that this Act is an emergency revenue measure and shall be of no force and effect from and after July 1, 1943.

Also—  
Senate Bill No. 133:

A bill to be entitled An Act providing for a salary of One Hundred and Fifty (\$150.00) Dollars per month for the Mayor of the City of St. Petersburg and salary of One Hundred (\$100.00) Dollars per month for each Councilman of said City; providing that no other compensation shall be paid to said officers for the performance of their duties as Mayor and Councilmen; providing that provisions be made annually in the appropriation ordinance of the City of St. Petersburg to provide funds for the payment of said salaries; repealing all laws or parts of laws in conflict herewith and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg; and other matters in relation thereto.

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

Very respectfully,  
A. P. DRUMMOND,  
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

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

Senate Chamber,  
Tallahassee, Fla., April 24, 1941.

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

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

House Memorial No. 3:

Memorializing Congress to consider locating munitions plants in the State of Florida.

Also—  
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 or 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.

Have examined the same and find them correctly enrolled.

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

Very respectfully,  
A. P. DRUMMOND,  
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

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

Senate Chamber,  
Tallahassee, Fla., April 23, 1941.

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

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

Senate Memorial No. 6:

To the Honorable Franklin D. Roosevelt, President of the United States, and the Honorable Senate and House of Representatives in Congress of the United States assembled.

Also—  
Senate Concurrent Resolution No. 7:

That the Senate and House of Representatives do invite Doctor Keller to address them in joint session in the House of Representatives at 4:00 P. M., Tuesday afternoon, April 22, 1941.

Also—  
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. 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. 94:

A bill to be entitled An Act redesignating and re-establishing Road Number 84; authorizing and empowering the State Road Department of Florida to construct and maintain said road as redesignated; and providing that said State Road Number 84, as redesignated and re-established shall be known as the Hays Lewis Memorial Highway.

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."

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

Very Respectfully,  
A. P. DRUMMOND,  
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

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

Senate Chamber  
Tallahassee, Fla., April 23, 1941.

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

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

House Bill No. 4:

A bill to be entitled An Act to declare valid and legal the establishment and organization of Housing Authorities in the State of Florida under the provisions of the Housing Authorities Law, and all contracts, bonds, notes, agreements, obligations and undertakings of such Housing Authorities, and all proceedings, Acts and things heretofore undertaken, performed or done with reference thereto.

Also—

House Bill No. 5:

A bill to be entitled An Act to authorize Housing Authorities to undertake the development or administration of projects to assure the availability of safe and sanitary dwellings for persons engaged in national-defense activities who would not otherwise be able to secure such dwellings within the vicinity thereof; to limit the initiation of the development of such projects until December 31, 1943; to authorize Housing Authorities to cooperate with or act as Agent of the Federal Government in the development and administration of such projects of the Federal Government, to acquire or lease such projects and to sell certain projects to the Federal Government; to authorize public bodies to assist such projects of Housing Authorities and of the Federal Government; to make obligations issued for such projects of Housing Authorities legal investments and security for deposits; and to declare valid all bonds, notes and obligations of Housing Authorities issued for projects heretofore undertaken to assure the availability of safe and sanitary dwellings for persons engaged in national-defense activities.

Also—

House Bill No. 6:

A bill to be entitled An Act relating to Rural Housing, to create Housing Authorities for Counties and to provide for the organization of such Authorities, to authorize the creation and organization of Regional Housing Authorities by groups of Counties, define the powers, duties and area of operation of such Housing Authorities, to provide for the appointment of Commissioners of such Housing Authorities and to authorize such Housing Authorities to provide housing for farmers of low income and to provide that the provisions of Chapter 17,981, Laws of Florida, Acts of 1937, entitled "An Act to declare the necessity of creating public bodies corporate and politic to be known as Housing Authorities to undertake slum clearance and projects to provide dwelling accommodations for persons of low income; to create such Housing Authorities in cities having a population of more than 5,000; to define the powers and duties of Housing Authorities and to provide for the exercise of such powers, including acquiring property, borrowing money, issuing debentures and other obligations, and giving security therefor; to provide that Housing Authorities may obtain validation of their obligations and proceedings; and to confer remedies

on obligee of Housing Authorities," as amended by Chapter 19,510, Laws of Florida, Acts of 1939, shall apply to this Act except when in conflict herewith.

Also—

House Bill No. 287:

A bill to be entitled An Act amending Section 3 of Chapter 17981, Laws of Florida, Acts of 1937, entitled "An Act to declare the necessity of creating public bodies corporate and politic to be known as Housing Authorities to undertake slum clearance and project to provide dwelling accommodations for persons of low income; to create such Housing Authorities in cities having a population of more than 5,000; to define the powers and duties of Housing Authorities and to provide for the exercise of such powers, including acquiring property, borrowing money, issuing debentures and other obligations, and giving security thereof; to provide that Housing Authorities may obtain validation of their obligations and proceedings; and to confer remedies on obligees of Housing Authorities" so as to redefine city as meaning any city of the State having a population of more than 2,500.

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

Senate Chamber  
Tallahassee, Fla., April 23, 1941.

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

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

House Bill No. 120:

A bill to be entitled An Act providing for the registration and licensing of manufacturers, factory branches and factory representatives of motor vehicles; setting forth reasons for the denial, suspension or revocation of licenses; providing for the denial, suspension or revocation of such licenses; authorizing the motor vehicle commissioner to make rules and regulations, and providing for the enforcement of this Act and penalties for the violation thereof.

Also—

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 forms and books for such recording; providing the amount of fee 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.

Also—

House Bill No. 122:

A bill to be entitled An Act providing that no Motor Vehicle shall be offered for sale, sold or exchanged which has been in Taxi Cab, U-Drive-It or For Hire Service unless the Certificate of Title has stamped upon it that such motor vehicle has been in such service and unless a notice is also affixed to the windshield of such Motor Vehicle that it has been in such service, and providing penalties for the violation hereof.

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

Hon. Pres Sir:

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Senate Chamber,  
Tallahassee, Fla., April 24, 1941.

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

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

Senate Bill No. 7:

A bill to be entitled An Act imposing an additional tax upon gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller for reports of sales of such commodities to the Comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes, and the apportionment thereof to the General Revenue Fund of the State, and to the County School Fund; providing that the Gasoline Inspection Laws of the State of Florida shall apply to this Act; prohibiting the levy and collection by Municipalities and other political subdivisions of gasoline taxes; providing for the enforcement of this Act, and penalties for violation hereof and providing that this Act is an emergency revenue measure and shall be of no force and effect from and after July 1, 1943.

Also—

Senate Bill No. 133:

A bill to be entitled An Act providing for a salary of One Hundred and Fifty (\$150.00) Dollars per month for the Mayor of the City of St. Petersburg and salary of One Hundred (\$100.00) Dollars per month for each Councilman of said City; providing that no other compensation shall be paid to said officers for the performance of their duties as Mayor and Councilmen; providing that provisions be made annually in the Appropriation Ordinance of the City of St. Petersburg to provide funds for the payment of said salaries; repealing laws or parts of laws in conflict herewith and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg; and other matters in relation thereto.

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

Senate Chamber,  
Tallahassee, Fla., April 23, 1941.

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

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

Senate Memorial No. 6:

To the Honorable Franklin D. Roosevelt, President of the United States, and the Honorable Senate and House of Representatives in Congress of the United States assembled.

Also—

Senate Concurrent Resolution No. 7:

That the Senate and House of Representatives do invite Doctor Keller to address them in joint session in the House of Representatives at 4:00 P. M., Tuesday afternoon, April 22, 1941.

Also—

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. 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. 94:

A bill to be entitled An Act redesignating and re-establishing Road Number 84; authorizing and empowering the State Road Department of Florida to construct and maintain said road as redesignated; and providing that said State Road Number 84, as redesignated and re-established shall be known as the Hays Lewis Memorial Highway.

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."

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.

JOINT COMMITTEE ON ENROLLED BILLS

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 23, 1941.

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

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

Senate Bill No. 157:

A bill to be entitled An Act authorizing and empowering the Board of Public Instruction in Counties having a population of not less than 100,000 and not more than 200,000, according to the last Federal census, to borrow funds to pay teachers' salaries and transportation costs during the last two weeks of the nine months' school term in an emergency as defined herein, and providing that such boards may pledge a security for such loan bonds and coupons which were taken in payment of delinquent taxes, and in tax adjustments pursuant to the provisions of Chapter 16252, Laws of Florida, Acts of 1933, as amended by Chapter 17400, Laws of Florida, Acts of 1935, and which bonds and coupons are now the property of and in the possession of such boards pursuant to Chapter 19372, Laws of Florida, Acts of 1939, or other provisions of law; restricting such pledge to times of emergency and defining emergency; limiting the period of obligations so incurred by such boards; and repealing all laws and parts of laws in conflict herewith.

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.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Horne—

Senate Resolution No. 13:

WHEREAS it has been and is now the custom of the Senate to cause to be made at its expense an oil painting of the President of the Senate and to cause the same to be displayed on the wall of the Senate Chamber according to the time of the service of the respective President; and

WHEREAS for many years prior to 1939 the portraits of the various Presidents of the Senate were painted by Frank T. Hutchins, and whereas said Frank T. Hutchins died prior to 1939 so that it became necessary for the Hon. J. Turner Butler, President of the Senate during the Session of 1939 to procure another artist for the making of his portrait, which artist is now available for the reproduction of the portrait of said Hon. J. Turner Butler; and

WHEREAS a duplicate oil painting of the one displayed upon the wall of the Senate Chamber would be a great pleas-

ure and possession to one who has been honored with the Presidency of this body, and a lasting memento to be passed on to his loved ones as a reminder of his honored position and his distinguished service to the State of Florida, NOW, THEREFORE:

BE IT RESOLVED that the President of the Senate appoint a committee of three members of the Senate to make arrangements with the artist now serving the Senate for the painting of these portraits for a duplicate painting of the Hon. J. Turner Butler and the Hon. John R. Beacham, the present President of the Senate.

BE IT FURTHER RESOLVED that it become the custom of this Senate to furnish all future Presidents with such duplicate paintings.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Upon the adoption of Senate Resolution No. 13, the roll was called and the vote was:

Yeas—Senators Adams (25th), Adams (30th), Beall, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

Nays—None.

So Senate Resolution No. 13 was adopted.

The President and Senator Butler asked to be excused from voting on Senate Resolution No. 13.

Pursuant to the provisions of Senate Resolution No. 13, the President appointed Senators Horne, Beall and Butler as the committee.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Beall—

Senate Bill No. 255:

A bill to be entitled An Act to provide that whenever the constitutionality of a Statute of this State affecting the public interest is questioned in any State Court, such fact shall be certified by such Court to the Attorney General, and providing that in such case the State shall be permitted to intervene and become a party for presentation of evidence and argument on the question of such constitutionality, 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 "A".

By Senators Beall and Collins—

Senate Bill No. 256:

A bill to be entitled An Act relating to and providing for service of process by publication in judicial proceedings; for the entering of decrees pro confesso and defaults thereon; for the appointing of guardians ad litem; for the promulgation and adoption of court rules in connection therewith; and for the repeal of Sections 2609, 2610, 3111, 3112, 3113, 3114, 3115, 3154, 3155, 3156, 3423 and 3453, of the Revised General Statutes of Florida; Chapters 8465 and 8467, Acts of 1921; Chapter 9319, Acts of 1923; Chapter 10102 as amended and Chapter 11364, Acts 1925; Sections 5, 6, 7 and 8 of Chapter 11829, Acts 1927; and Chapter 16881, Acts 1935, and repealing all other laws and parts of laws in conflict herewith.

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

By the Committee on Education—

Senate Bill No. 257:

A bill to be entitled An Act relating to public education, providing for an annual appropriation to the County School Fund as an Emergency Fund for the operation of schools of a sum equal to one hundred and fifty dollars for each instruction unit for the school year ending June 30, 1942, and of a sum equal to one hundred dollars for each instruction unit for the school year ending June 30, 1943, to be apportioned on the basis of instruction units allocated to each county as such instruction units are defined by law; directing how the money shall be used and declaring that the appropriation is supplemental and in addition to all other appropriations to the county school fund.

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

By Senator Shepherd—

Senate Bill No. 258:

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

Which was read the first time by title only.

Senator Shepherd moved that the rules be waived and Senate Bill No. 258 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 258 was read the second time by title only.

Senator Shepherd moved that the rules be further waived and Senate Bill No. 258 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. 258 was read the third time in full.

Upon the passage of Senate Bill No. 258 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 258 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 King—

Senate Bill 259:

A bill to be entitled An Act to repeal in its entirety Senate Bill No. 666, Special Acts of the Legislature for the State of Florida for 1939, which Senate Bill No. 666 is An Act relating to and regulating municipal elections and certain related matters in the City of Auburndale, Polk County, Florida; and to reenact Section 29 of Chapter 10301, Special Acts of the Legislature of Florida for 1925, which Section 29 prescribed the qualifications for electors in municipal elections in the City of Auburndale, Polk County, Florida.

The following proof of publication was attached to Senate Bill No. 259, when it was introduced in the Senate:

AFFIDAVIT OF PUBLICATION

Auburndale Journal

STATE OF FLORIDA, )  
COUNTY OF POLK. ) ss:

On this day personally appeared before me M. J. Lee, to me well known, who, being by me first duly sworn, deposes and says that he is publisher of the Auburndale Journal, a newspaper of general circulation published in the City of Auburndale, County of Polk, State of Florida;

That the notice hereto attached of Notice of Intention to Apply for Enactment of Special Legislation Concerning the City of Auburndale was published in said newspaper once each week for 1 consecutive weekly issue, on the following dates, viz:

March 21, 1941, making 1 publication as required by law.

That said newspaper at the time of said publication has been continuously published at least once a week and has been entered as second class matter at the post office at Auburndale, Polk County, Florida, where published, for a period of more than one year next preceding the first publication of said notice, as required by Laws of Florida, Act of 1931, approved May 20, 1931, and known as Senate Bill No. 58.

(Signed)

M. J. Lee,  
Publisher.

Sworn to and subscribed before me this March 21, 1941  
(Seal) Jed R. YALE,  
Notary Public.

My Commission expires 9-29-1944.  
(First Published in the Auburndale Journal, March 21, 1941)

NOTICE OF INTENTION TO APPLY FOR ENACTMENT OF SPECIAL LEGISLATION CONCERNING THE CITY OF AUBURNDALE.

NOTICE IS HEREBY GIVEN THAT we will apply to the Florida Legislature at its 1941 Regular Session for passage

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certain special legislation, which special legislation will have for its purpose the following:

1.

The Repeal of Senate Bill No. 666, Special Acts of the Legislature for 1939, which Senate Bill No. 666 is entitled as follows:

AN ACT TO AMEND THE CHARTER OF THE CITY OF AUBURNDALE, POLK COUNTY, FLORIDA RELATING TO AND REGULATING MUNICIPAL ELECTIONS IN THE CITY OF AUBURNDALE, POLK COUNTY, FLORIDA; PRESCRIBING THE QUALIFICATIONS OF SUCH VOTERS IN SUCH ELECTIONS AND PROVIDING FOR THE REGISTRATION OF SUCH VOTERS; PRESCRIBING AN OATH TO BE TAKEN BY THOSE DESIRING TO REGISTER; PROVIDING FOR THE CHALLENGING OF VOTERS AND PRESCRIBING AN OATH FOR CHALLENGED VOTERS; PROVIDING FOR THE EXAMINATION UNDER OATH OF ANY PERSON DESIRING TO VOTE AT ANY SUCH ELECTION; PRESCRIBING THE DUTIES OF THE ELECTION OFFICERS; PRESCRIBING THE MANNER OF HOLDING ELECTIONS, COUNTING THE BALLOTS AND CANVASSING THE RETURNS OF SUCH ELECTIONS AND RECOUNTING THE BALLOTS USED THEREIN; AND AUTHORIZING ORDINANCES PROHIBITING THE MAKING FALSELY OF ANY OATH OR STATEMENT UNDER OATH PROVIDED FOR BY THIS ACT AND PROHIBITING THE VOTING IN ANY SUCH ELECTION OF ANY PERSON NOT QUALIFIED TO VOTE THEREIN AND PROVIDING PENALTIES FOR THE VIOLATION OF SUCH ORDINANCES AND MAKING EACH PROVISION HEREOF AN INDEPENDENT PROVISION.

2.

To re-enact Section 29 of Chapter 10301, Special Acts of the Legislature of Florida for 1925, which Section 29 reads as follows:

Any person who shall have resided in the State of Florida for one year and in the City of Auburndale for six months next preceding the election and who shall have been registered on the City registration books in the manner provided by ordinance shall be entitled to vote at any municipal election; Provided, that in bonding elections and elections held to authorize the borrowing of money, electors participating therein must be owners of real estate within the corporate limits.

DATED this March 20, 1941.

JAS. A. ANDERSON.  
M. R. DRIVER.  
A. L. MIMS.  
DON NELSON.

Which was read the first time by title only.

Senator King moved that the rules be waived and Senate Bill No. 259 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 259 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 259 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. 259 was read the third time in full.

Upon the passage of Senate Bill No. 259 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 259 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 Johnson—

Senate Bill No. 260:

A bill to be entitled An Act providing how all monies paid to the several boards of County Commissioners of all Counties in the State of Florida, or to all Counties in the State of Florida, whose population according to the 1940 Federal Census was not less than 5,750 and not more than 5,950, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any Laws Amendatory or Supplemental thereto, shall be spent and

appropriated, and giving authority for the expenditure of said monies for each of the fiscal years, A. D. 1940-1941, 1941-1942, and 1942-1943 and repealing all Laws in conflict therewith, and dealing generally with said fund.

Which was read the first time by title only.

Senator Johnson moved that rules be waived and Senate Bill No. 260 be read the second time by title only.

Which was agreed to by two-thirds vote.

And Senate Bill No. 260 was read the second time by title only.

Senator Johnson moved that the rules be further waived and Senate Bill No. 260 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. 260 was read the third time in full.

Upon the passage of Senate Bill No. 260 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 260 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 Beall—

Senate Bill No. 261:

A bill to be entitled An Act relating to the City of Pensacola; requiring any claimant as a condition precedent to the filing or institution in any court of any tort action against said the City of Pensacola to give written notice of said claim within a certain time after the accrual of said claim; requiring said notice to be filed with the City Attorney of said City within a certain time; providing for the character of information to be contained in said notice; repealing all Laws and parts of Laws in conflict herewith.

The following proof of publication was attached to Senate Bill No. 261, when it was introduced in the Senate:

STATE OF FLORIDA )  
COUNTY OF ESCAMBIA: )

Before the undersigned, a Notary Public in and for the State of Florida at large, personally appeared N. S. Veal, who on oath does solemnly swear that he is the publisher of the Pensacola News, a newspaper published in the City of Pensacola, County of Escambia, State of Florida, and that the said Pensacola News was on May 20th, 1931, and had for more than one year prior thereto and for more than one year prior to the 7th day of March, 1941, been continuously published more than once a week, and was on and prior to May 30, 1931, and had during more than one year prior thereto and prior to the said 7th day of March, 1941, been entered as second class mail matter at a post office in Escambia County, Florida, and that said paper during all of said time was a newspaper of general circulation in the City of Pensacola, Escambia County, Florida; that as such publisher he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to requiring any claimant as a condition precedent to the filing or institution in any Court of any tort action against the City of Pensacola to give written notice of said claim to the City of Pensacola by filing the same with the City Attorney of said City within thirty (30) days after the accrual of such claim, and providing the terms and provisions of such notice, has been published at least thirty (30) days prior to this date, by being printed in the issue of the Pensacola News, on the 7th day of March, 1941, which said newspaper was and is published in the City of Pensacola, Escambia County, Florida; that a true copy of the said notice is hereto attached, and such copy of notice so attached is by reference made a part of this affidavit.

N. S. VEAL,

Sworn to and subscribed before me this the 21st day of April, 1941.

(Seal)

DOROTHY G. THOMAS,

Notary Public. My Commission Expires March 6, 1944.

NOTICE OF INTENTION TO APPLY FOR LOCAL OR SPECIAL BILL TO BE INTRODUCED AT THE 1941 SES-

SION OF THE FLORIDA LEGISLATURE IN BEHALF OF  
THE CITY OF PENSACOLA.

Notice is hereby given that the City of Pensacola, a municipal corporation of Florida, will apply for and seek the introduction and passage by and at the 1941 Session of the Florida Legislature of a local or special law requiring any claimant as a condition precedent to the filing or institution in any Court of any tort action against the City of Pensacola to give written notice of said claim to the City of Pensacola by filing the same with the City Attorney of said City within thirty days after the accrual of such claim, setting forth in such notice the time and place where the injury or damage occurred resulting in such claim, the manner in which such injury or damage was received, and the character of the defect, negligence or wrongful act complained of, and the names and addresses of witnesses, if known, and of the attending physician, if any.

This Notice published by order of the City Council of the City of Pensacola, Florida.

THE CITY OF PENSACOLA, FLORIDA,  
By J. E. FRENKEL,  
City Clerk-Comptroller.

2579—1t—3-7-41.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 261 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 261 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 261 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. 261 was read the third time in full.

Upon the passage of Senate Bill No. 261 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, Johnson Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 261 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 Beall—

Senate Bill No. 262:

A bill to be entitled An Act to amend Section 1 of Chapter 19063 Laws of Florida relating to vital statistics, and the issuance of Birth Certificates for Adopted Persons.

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

By Senator Johnson—

Senate Bill No. 263:

A bill to be entitled An Act providing for the payment and disposition of 25% of all monies paid to the County Judges in the several Counties of the State of Florida for Fishing and Hunting Licenses under provisions of Chapter 19509 Laws of Florida Acts of A. D. 1939, or, any Laws amendatory or supplemental thereto, relating to fresh water fish and game, and repealing all laws in conflict with this act.

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

By Senator Graham—

Senate Bill No. 264:

A bill to be entitled An Act for the Promotion and Encouragement of Water Craft Industry; exempting pleasure yachts and boats of non-resident ownership which are enrolled, registered or licensed at ports in states or countries other than the State of Florida from Personal Property Tax and repealing all laws in conflict herewith.

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

By the Committee on Public Health—

Senate Bill No. 265:

A bill to be entitled An Act to amend Sections 1, 2, 5, 6, 7, 14, 17, 18, 22, and 23 of Chapter 16800, Laws of Florida, Acts

of 1935, the same being An Act entitled "An Act defining the practice of beauty culture and requiring a license of certificate of registration as a condition precedent to any school teaching beauty culture or any person practicing beauty culture as beautician, manicurist, and pedicurist, or acting as a junior operator beautician and prescribing the terms and conditions upon which licenses or certificates of registration may be issued to any person to practice beauty culture or act as a junior operator beautician or manicurist and pedicurist or operate a beauty culture school or teach in a beauty culture school in the State of Florida; creating the State board of Beauty culture examiners and defining and declaring its powers and duties; regulating the teaching and practice of beauty culture or acting as a junior operator beautician, or manicurist and pedicurist by those licensed hereunder; regulating the operation of beauty schools, prescribing a course of study for such schools and the requirements for graduation therefrom; imposing certain fees upon persons applying for licenses or certificates of registration to practice beauty culture, act as a junior operator Beautician or manicurist and pedicurist or teach in beauty culture schools or operate a beauty culture school in this State; and appropriating the proceeds thereof to accomplish the purposes of this Act; and prescribing penalties for the violation of the provisions of This Act and regulations hereunder"; by defining the practice of beauty culture and requiring a license of certificate of registration as a condition precedent to any school teaching beauty culture or any person practicing beauty culture as beautician, manicurist, and pedicurist or acting as a junior operator beautician and prescribing the terms and conditions upon which licenses or certificates of registration may be issued to any person to practice beauty culture or act as a junior operator beautician or manicurist and pedicurist or operate a beauty culture school in the State of Florida; creating the State board of beauty culture examiners and defining and declaring its powers and duties; regulating the teaching and practice of beauty culture or acting as a junior operator beautician, or manicurist and pedicurist, by those licensed hereunder; regulating the operation of beauty schools, prescribing a course of study for such schools and requirements for graduation therefrom; imposing certain fees upon persons applying for licenses, or certificates of registration to practice beauty culture, act as a junior operator beautician or manicurist and pedicurist or teach in beauty culture schools or operate a beauty culture school in this State; and appropriating the proceeds thereof to accomplish the purposes of this act; and prescribing penalties for the violation of the provisions of this act and regulations hereunder.

Which was read the first time by title only.

Senator Price moved that the rules be waived and Senate Bill No. 265 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 265 was read the second time by title only.

Senator Price moved that the rules be further waived and Senate Bill No. 265 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. 265 was read the third time in full.

Upon the passage of Senate Bill No. 265 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, Perdue, Price, Rose, Shands, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—Senator Shepherd—1.

So Senate Bill No. 265 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 Dye—

Senate Bill No. 266:

A bill to be entitled An Act providing for the cancellation of all outstanding tax sale certificates held and owned by the State of Florida and all tax liens for subsequent unpaid taxes on certain lands in Manatee and Sarasota Counties.

Which was read the first time by title only.

Senator Dye moved that the rules be waived and Senate Bill No. 266 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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And Senate Bill No. 266 was read the second time by title only.

Senator Dye moved that the rules be further waived and Senate Bill No. 266 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. 266 was read the third time in full.

Upon the passage of Senate Bill No. 266 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 266 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 Cooley—

Senate Bill No. 267:

A bill to be entitled An Act to amend Sections 1, 5, 8 and 9, of Chapter 16087, Laws of Florida, Acts of 1933, possession, controlling, prescribing, administering, dispensing, compounding, mixing, cultivation and growth of narcotic drugs in the State of Florida; to authorize and direct the State Board of Health to prescribe the forms of records required under this Act; to require such records to contain certain prescribed information; said Act being known as the "uniform narcotic drug Act."

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

By Senators Whitaker, Beall, Ward and Drummond—

Senate Bill No. 268:

A bill to be entitled An Act to prevent claims for additional compensation, fees or payment after sale of phonograph records, transcriptions or any form of recorded music and entertainment, or collection of licenses for the use of same after sale, by any performing artist, manufacturer or organization representing such performing artist or manufacturer, and to protect the purchaser thereof in its or their use for any purpose whatsoever.

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

By Senators Whitaker, Beall, Ward, Drummond—

Senate Bill No. 269:

A bill to be entitled An Act to amend Section 1 of Chapter 19616, Laws of Florida, Acts of 1939 entitled "An Act in relation to the civil liability of owners, lessees, licensees and operators of radio broadcasting stations and the agents and employees of any such owner, lessee, licensee or operator, for radio defamation or libelous statements."

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

By Senator Adams (25th)—

Senate Bill No. 270:

A bill to be entitled An Act fixing the salary of the members of the Board of Public Instruction of Calhoun County, and the chairman thereof, and to provide for monthly payments.

The following proof of publication was attached to Senate Bill No. 270, when it was introduced in the Senate:

**AFFIDAVIT OF PUBLICATION  
Of Legal Advertisement Published in**

**THE COUNTY RECORD**

A Weekly Newspaper Published at Blountstown in Calhoun County, Florida

Before me, the undersigned authority, personally appeared S. C. Peacock who, being first duly sworn, says that he is editor of The County Record, a weekly newspaper published at Blountstown in Calhoun County, Florida, being the official newspaper of said county by designation of the Board of County Commissioners of said County and having been published continuously once each week for more than thirty years in accordance with the provisions of Section 4274 of Chapter 14830 of the Compiled General Laws of Florida and entered as second class mail matter at the post office at Blountstown, Florida, under the Act of Congress of March 4, 1879; and

that the attached legal advertisement was published for 5 consecutive weeks in The County Record, published as aforesaid, beginning with the issue of March 14, 1941 and ending with the issue of April 11, 1941. Other issues of said advertisement were March 21, and 28 and April 4th, 1941.

THE COUNTY RECORD,

S. C. PEACOCK,

Editor.

Sworn to before me this 22nd day of April, A. D. 1941.

J. A. PEACOCK,  
Clerk Circuit Court,  
Calhoun County, Fla.

(Seal)

By: Ruth Ray Harrell, D. C.  
NOTICE OF INTENTION TO MAKE APPLICATION FOR THE PASSAGE OF A LAW IN THE 1941 SESSION OF THE STATE LEGISLATURE OF FLORIDA TO READ AS FOLLOWS:

"An Act to fix the Salaries of the Members and Chairman of the Board of Public Instruction of Calhoun County, and to Provide Monthly payments."

Which was read the first time by title only.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 270 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 270 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 270 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. 270 was read the third time in full.

Upon the passage of Senate Bill No. 270 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 270 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 Cooley—

Senate Bill No. 271:

A bill to be entitled An Act relating to artificial coloring of certain citrus fruit and making it unlawful to artificially color such citrus fruit; repealing Chapter 16861, Laws of Florida, Acts of 1935, Chapter 17778, Laws of Florida, Acts of 1937, and Chapter 19325, Laws of Florida, Acts of 1939, Relating to artificial coloring of said citrus fruits.

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

By Senator Cooley—

Senate Bill No. 272:

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 citrus fruit produced in Florida through the conducting of a publicity, advertising and sale promotion campaign to increase the consumption of such citrus fruits; to levy and impose an excise tax on the citrus fruits produced in Florida and to provide for the collection thereof; to create a citrus fruit advertising commission and to provide for the powers, duties, and authority of said commission hereunder; and to provide penalties for the violation of this act; repealing Chapter 16856, Laws of Florida, Acts of 1935, as amended by Chapter 17781, Laws of Florida, Acts of 1937; Chapter 16857, Laws of Florida, Acts of 1935, as amended by Chapter 17780, Laws of Florida, Acts of 1937; Chapter 16858, Laws of Florida, Acts of 1935, as amended by Chapter 17782, Laws of Florida, Acts of 1937, being acts relating to the promotion of the sale of oranges, grapefruit, and tangerines, respectively, produced in Florida through the conducting of a publicity and sales promotion campaign; levying and imposing an excise tax on said respective fruits, creating an advertising fund for said fruits, respectively; and vesting the administration of the respective acts in a Florida Citrus Commission.

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

By Senators Beall and Clarke—  
Senate Bill No. 273:

A bill to be entitled An Act relating to, providing for and regulating the drawing of names for venires for juries in term time and in vacation the organization thereof, the length of service of jurors, the duties of the clerks of courts relative thereto, and the repeal of Sections 4455, 4456, 4457, 4458, 4459, 4460 and 4461 Compiled General Laws of Florida of 1927. Sections 2777, 2778, 2779, 2780, 2781, 2782 and 2784, revised general Statutes of Florida of 1920, as amended by Chapter 12068, Laws of Florida of 1927 and as amended by Chapter 13675, Laws of Florida of 1929.

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

By Senators Beall and Clarke—  
Senate Bill No. 274:

A bill to be entitled An Act to amend Section 2660 of the Revised General Statutes of Florida, 1920, relating to pleas to set-off; extending the same to counterclaims and cross-claims; providing for the force and effect of counterclaims and cross-claims; providing for the transfer of certain cases from an inferior to a superior court; and providing for the consolidation of certain cases.

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

By Senator Shands—  
Senate Bill No. 275:

A bill to be entitled An Act relating to dairy and beef cattle; to provide for investigations and experiments relating to internal parasites of such cattle; and to make an appropriation for such purposes.

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

By Senator Kelly—  
Senate Bill No. 276:

A bill to be entitled An Act to repeal Chapter 19996, Laws of Florida, Acts of 1939, being an Act relating to hunting and taking wild game; to provide that deer may be hunted and taken in Nassau County, Florida, only on Tuesday and Thursday of each week during the regular open hunting season; and providing a penalty for the violations of the provisions of this Act.

The following proof of publication was attached to Senate Bill No. 276, when it was introduced in the Senate:

Affidavit of proof of publication:

NOTICE

Notice is hereby given of the intention of the undersigned to introduce a Bill and apply for its passage in the 1941 Legislature, to repeal Chapter 19996, Laws of Florida, Acts of 1939, which is an "Act Relating to Hunting and Taking Wild Game; to Provide That Deer May Be Hunted and Taken in Nassau County, Florida, only on Tuesday and Thursday of each week during the regular open hunting season, and providing a penalty for the violations of the provisions of this Act."

DAN KELLY, JR.,  
State Senator,  
16th District.

STATE OF FLORIDA, )  
COUNTY OF NASSAU: )

Before me, the undersigned authority, personally appeared Vesta Prewitt, who, on oath, does solemnly swear that she has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to:

"The repealing of Chapter 19996, Laws of Florida, Acts of 1939, which is an "Act relating to Hunting and Taking Wild Game; to Provide That Deer May Be Hunted and Taken in Nassau County, Florida, only on Tuesday and Thursday of each week during the regular open hunting season, and providing a penalty for the violations of the Provisions of this Act."

has been published at least thirty (30) days prior to this date by being printed in the issue of March 7th, 1941, of "The Nassau County Leader," a newspaper published in Nassau County, Florida, where the matter or thing to be affected by the contemplated law is situate; that a copy of the notice that has been published, as aforesaid, and also this affidavit

of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

VESTA PREWITT,

Sworn to and subscribed before me  
this 22nd day of April A. D. 1941.

SUSAN Y. SKIPPER,

Notary Public, State of Florida at Large.

My Commission expires July 13, 1943.  
(SEAL)

Which was read the first time by title only.

Senator Kelly moved that the rules be waived and Senate Bill No. 276 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 276 was read the second time by title only.

Senator Kelly moved that the rules be further waived and Senate Bill No. 276 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. 276 was read the third time in full.

Upon the passage of Senate Bill No. 276 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 276 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 Senators Kelly, Butler and Smith—

Senate Bill No. 277:

A bill to be entitled An Act providing for an additional Assistant State Attorney for each Judicial Circuit of the State of Florida containing three or more counties and having three or more circuit judges, which circuit embraces and includes a county having a population of more than 200,000 people according to the last preceding State or Federal census, and providing for the appointment, residence, term of office, powers, duties, and compensation of such assistant state attorney.

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

By Senator Adams (30th)—

Senate Bill No. 278:

A bill to be entitled An Act creating the State Department of Archives and History, fixing its duties and powers, telling of whom such department shall consist, permitting officials, boards, commissions, departments or agencies named herein to turn over, loan or donate archives and/or records to said State Department of Archives and History under certain conditions and limitations; providing an appropriation for said department of Archives and History and fixing a limit on the use of such appropriation.

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

By Senator Collins—

Senate Bill No. 279:

A bill to be entitled An Act defining and classifying intangible personal property for the purpose of taxation; providing for the Comptroller to make assessment and valuation of intangible personal property for the purpose of taxation and the levy and collection of taxes upon such intangible personal property by the Comptroller; providing rates of taxation on the different classes thereof under Section 1, Article IX of the Constitution of the State of Florida, and providing for making returns by persons owning intangible personal property; providing the duties of the Comptroller in connection therewith; providing the penalty for failure to make such return; providing for an appropriation for expenses; providing for the distribution of intangible personal property taxes and making appropriations thereof; other provisions relating to intangible personal property; repealing all laws in conflict herewith.

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

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Senator Beall moved that Senate Bill No. 64 be recalled from the Committee on Banking and Building and Loans and placed upon the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

By unanimous consent Senator Beall withdrew Senate Bill No. 64.

By Senators Adams (25th)—  
Senate Bill No. 280:

A bill to be entitled An Act providing that one-half of all monies received from the race track taxes, which shall be paid to Calhoun County, Florida, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, and any Acts amendatory thereof or supplementary thereto, shall be paid to the Board of Public Instruction for the County of Calhoun, State of Florida, and requiring the State Comptroller to draw warrants for the same and pay the same over to the said Board of Public Instruction, for the County of Calhoun, State of Florida, and providing for the use of said money by the Board of Public Instruction of said County.

The following proof of publication was attached to Senate Bill No. 280, when it was introduced in the Senate:

**AFFIDAVIT OF PUBLICATION**  
Of Legal Advertisement Published in  
**THE COUNTY RECORD**

A Weekly Newspaper Published at Blountstown in  
Calhoun County, Florida

Before me, the undersigned authority, personally appeared S. C. Peacock, who, being first duly sworn, says that he is editor of The County Record, a weekly newspaper published at Blountstown in Calhoun County, Florida, being the official newspaper of said county by designation of the Board of County Commissioners of said County and having been published continuously once each week for more than thirty years in accordance with the provisions of Section 4274 of Chapter 14830 of the Compiled General Laws of Florida and entered as second class mail matter at the post office at Blountstown, Florida, under the Act of Congress of March 4, 1879; and that the attached legal advertisement was published for 5 consecutive weeks in The County Record, published as aforesaid, beginning with the issue of March 14, 1941 and ending with the issue of Apr. 11, 1941. Other issues of said advertisement were Mar. 21, 28—Apr. 4, 1941.

S. C. PEACOCK,  
Editor:

Sworn to before me this the 14th day of April, A. D. 1941.

J. A. PEACOCK,  
Clerk Circuit Court,  
Calhoun County,  
Blountstown, Fla.

(Seal)

NOTICE IS HEREBY GIVEN THAT APPLICATION WILL BE MADE TO THE 1941 SESSION OF THE FLORIDA STATE LEGISLATURE FOR THE PASSAGE OF A LAW TO BE ENTITLED AS FOLLOWS:

An Act to amend Chapter 19591 of the General Laws of the State of Florida and of the Session of 1939. Also being known as House Bill No. 1750 and entitled as follows: "An Act providing that one-half of all monies Received from the Race Track taxes, which shall be paid to Calhoun County, Florida, Acts of 1931, and any Acts Mandatory thereof or Supplementary thereto Shall be paid to the Board of Public Instruction for the County of Calhoun, State of Florida and requiring the State Comptroller to Draw Warrants for the Same and Pay the Same over to the said Board of Public Instruction for the County of Calhoun, State of Florida, and Providing for the Use of said Moneys by the Board of Public Instruction of said County, "Said Amendment to cover the distribution of said monies and manner in which they may be spent and or disbursed among the Building and maintenance fund; The Outstanding Debt Fund for purposes of paying outstanding Debt time-warrants; Paying off of Bonds; And to provide for spediture of whatever monies may be in excess of said distribution.

Which was read the first time by title only.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 280 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 280 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 280 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. 280 was read the third time in full.

Upon the passage of Senate Bill No. 280 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 280 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 Whitaker—

Senate Bill No. 281:

A bill to be entitled An Act relating to all State Boards, Commissions, Departments, Bodies or Agencies maintained in whole or in part with taxes, assessments, licenses or fees collected by or for them: To require such boards, commissions, departments, bodies or agencies not heretofore required so to do, to submit to the State Budget Commission, estimates of their annual budgets, and requiring said Budget Commission to make and control the annual budget of receipts and expenditures of such boards, commissions, departments, bodies or agencies; to provide for the employment of assistance by the Budget Commission; to require that all taxes, assessments, licenses and fees collected by or for such boards, commissions, departments, bodies or agencies be deposited in the State Treasury; and to provide for the disbursment of said funds.

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

By Senator Whitaker—

Senate Bill No. 282:

A bill to be entitled An Act relating to State Boards, Commissions, Departments and Agencies; requiring official headquarters thereof to be in the State Capital; prescribing duties of the Secretary of State under this Act; providing for venue of suits against the same, and authorizing service of process upon the Secretary of State, in certain instances, as agent for said boards, commissions, departments and agencies.

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

By Senator Whitaker—

Senate Bill No. 283:

A bill to be entitled An Act requiring all State Institutions at regular intervals to make reports of all products produced and all incomes earned by them to the Governor.

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

By Senator Cooley—

Senate Bill No. 284:

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

Which was read the first time by title only.

Senator Cooley moved that the rules be waived and Senate Bill No. 284 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 284 was read the second time by title only.

Senator Cooley moved that the rules be further waived and Senate Bill No. 284 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. 284 was read the third time in full.

Upon the passage of Senate Bill No. 284 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 284 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 Cooley—

Senate Bill No. 285:

A bill to be entitled An Act relating to the number of copies of Session Laws to be printed and providing for the distribution thereof; providing for the fixing of the price and sale of copies of said Session Laws to the public; providing for the distribution of the moneys received from the sale of the same; and repealing certain laws and all other laws in conflict herewith.

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

By Senator Cooley—

Senate Bill No. 286:

A bill to be entitled An Act requiring that the State Superintendent of Public Instruction be made a party to all suits and proceedings brought wherein the validity, construction or interpretation of any school law or rule of the State Board of Education is involved.

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

By Senator Cooley—

Senate Bill No. 287:

A bill to be entitled An Act requiring that the State Comptroller and all County and District Board and Agencies that will or may be, in any way, affected by the entry of any order, judgment or decree in any suit or proceeding involving the apportionment and distribution of any proceeds derived from taxation, including taxes upon gasoline and other petroleum products and the operation of race tracks and other pari mutuel pools, be made parties defendant to all such suits or proceedings.

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

**MESSAGES FROM THE GOVERNOR**

The following Messages from the Governor were received:

State of Florida  
EXECUTIVE DEPARTMENT  
Tallahassee

April 23rd, 1941.

Honorable John R. Beacham,  
President of the Senate,  
Tallahassee, Florida.

Sir:

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

Senate Bill No. 25 Relating to State Roads.

Respectfully yours,  
SPESSARD L. HOLLAND,  
Governor.

State of Florida  
EXECUTIVE DEPARTMENT  
Tallahassee

April 23rd, 1941.

Honorable John R. Beacham,  
President of the Senate,  
Tallahassee, Florida.

Sir:

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

Senate Bill No. 157, Relating to Public Instruction.

Very truly yours,  
SPESSARD L. HOLLAND,  
Governor.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

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

Tallahassee, Florida,  
April 23, 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. 221:

A bill to be entitled An Act to repeal Section 24 of Chapter 17176 of the General Acts of 1935 known as "The Public Works Act of 1935," as amended by Chapter 18070, General Acts of 1937, and Chapter 19474, General Acts of 1939.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 221, contained in the above message, was read the first time by title only and referred to the Committee on Cities and Towns.

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

Tallahassee, Florida,  
April 23, 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. 427:

A bill to be entitled An Act fixing the terms of office of successors to the incumbent members of the State Road Department, the State Racing Commission, the Florida Industrial Commission, the Director of the State Beverage Department, the Hotel Commissioner, the State Auditor and the State Motor Vehicle Commissioner; providing that such terms of office shall hereafter expire concurrently with the regular terms of the successive Governors 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. 427, contained in the above message, was read the first time by title only.

Senator Beall moved that the rules be waived and House Bill No. 427 be placed on the Calendar of Bills on second reading without reference.

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

Senator Beall moved that Senate Bill No. 214 be recalled from the Committee on Judiciary "A."

Which was agreed to and it was so ordered.

By unanimous consent Senator Beall withdrew Senate Bill No. 214.

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

Tallahassee, Florida,  
April 24, 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. 286:

A bill to be entitled An Act relating to Primary Elections, providing for the names of candidates for the office of President of the United States to be placed on the primary ballot under certain conditions, and to provide that candidates for nomination to the office of Presidential Elector may be placed on the primary election ballot or not as determined by the State Executive Committee or a recognized political party and repealing any provisions inconsistent therewith.

Also—

House Bill No. 34:

A bill to be entitled An Act to abolish all poll taxes in this State.

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And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 286, contained in the above message, was read the first time by title only and referred to the Committee on Privileges and Elections.

And House Bill No. 34, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

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

Tallahassee, Fla.,  
April 24, 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. 81:

A bill to be entitled An Act to create a State Board of Veterinary Examiners, to prescribe its powers and duties, to prescribe the qualification of the membership thereof, their compensation and term of office and providing for the giving of bond by the Treasurer thereof for the faithful performance of his duty; to define the practice of veterinary medicine and surgery in Florida; to vest in said Board the authority to examine diplomas and credentials and affidavits of applicants and to hold examinations for applicants; to issue and revoke licenses to practice veterinary medicine and surgery; to collect fees for licenses and examinations; to disburse said funds accruing to the Board for the collection of fees; to provide penalties for the violation of this Act, and providing when this Act shall become effective.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 81, 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 24, 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, by the required Constitutional two-thirds vote of all members of the House of Representatives present on April 23, 1941, the Governor's objections to the contrary notwithstanding—

House Bill No. 902—(1939 Session):

A bill to be entitled An Act relating to the interest and sinking funds of bonds authorized to be issued under Chapter 15772, Laws of Florida, Acts of 1931, known as the General Refunding Act of 1931; granting additional and supplementary authority and power to units authorizing the issuance of bonds thereunder concerning the levying of taxes and the appropriation, reappropriation or earmarking of moneys or revenues in connection with said interest and sinking funds; providing the mode of exercise of such authority and power and the effect of such exercise; imposing duties upon all persons and officials handling such moneys or revenues; limiting the use of such moneys or revenues and making the same immune from certain suits, levies, writs or other process; and validating and confirming certain levies, appropriations, re-appropriations or earmarkings heretofore made.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 902 (1939 Session), contained in the above message, was read the first time by title only and referred to the Committee on Executive Communications.

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

Tallahassee, Fla.,  
April 24, 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. 50:

A bill to be entitled An Act providing that candidates for the offices of members of the Board of County Commissioners and of the County Board of Public Instruction of Washington County shall be nominated by the voters of the County at large, and making this effective only after the same has been ratified by the qualified electors at the General Election to be held in the year A. D. 1942.

Also—

House Bill No. 100:

A bill to be entitled An Act relating to the public health and making it mandatory for the County Commissioners of Polk County to establish a full time health unit under Chapter 14906, Laws of Florida, enacted at the 1931 Session of the Legislature, and providing a referendum.

Also—

House Bill No. 101:

A bill to be entitled An Act amending the charter of the City of Tampa, Florida, by authorizing said city to levy a special tax, not exceeding one mill, upon real and personal property therein, for the purpose of maintaining a public library in said city.

Proof of Publication Attached.

Also—

House Bill No. 111:

A bill to be entitled An Act requiring the registration and/or re-registration of the electors of Highlands County, Florida; to provide for new registration books and lists of electors, and to provide for the compensation of the Supervisor of Registration.

Proof of Publication Attached.

And respectfully requests the concurrence of the Senate therein.

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

And House Bills Nos. 50 and 100, contained in the above message, were read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 101, contained in the above message, was read the first time by title only.

Senator Whitaker moved that the rules be waived and House Bill No. 101 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 101 was read the second time by title only.

Senator Whitaker moved that the rules be further waived and House Bill No. 101 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. 101 was read the third time in full.

Upon the passage of House Bill No. 101 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 101 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 111, contained in the above message, was read the first time by title only.

Senator Cliett moved that the rules be waived and House Bill No. 111 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 111 was read the second time by title only.

Senator Cliett moved that the rules be further waived and House Bill No. 111 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. 111 was read the third time in full.

Upon the passage of House Bill No. 111 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 111 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Florida,  
April 24, 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. 112:

A bill to be entitled An Act to provide that all funds to be received under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any Act amendatory thereto, and all funds received from licensing and taxing persons, firms, corporations or associations, operating a fronton for the exhibition of the Spanish ball game called Jai-a-Lai or Pelota, which may hereafter be paid to the State of Florida, and all funds derived from the licensing and taxing of other forms of games for amusement where the same is to be apportioned to the several counties of the State of Florida, shall in Levy County, Florida, be paid by the State Treasurer, or other officer having the authority to disburse said funds, to the Board of Public Instruction of Levy County, Florida, and providing for the payment of certain portions of said funds to the Board of County Commissioners of Levy County, Florida, for general county purposes; and providing for the use of the remainder thereof by the Board of Public Instruction of Levy County, Florida.

Proof of publication attached.

Also—

House Bill No. 119:

A bill to be entitled An Act apportioning the moneys received from the State of Florida by the County Commissioners of Hardee County under and by virtue of Chapter 14832, Laws of Florida, 1931, as amended by Chapter 16113, Laws of Florida, 1933, providing for a State Racing Commission and providing for licensing and taxing such racing and apportioning the moneys derived therefrom among the several counties: to provide that one-third of all the moneys so received by said County Commissioners of Hardee County shall be paid over to the County School Board of said County for school purposes as received by said County; and providing that the Board of Public Instruction of Hardee County may borrow money and pledge the anticipated funds to be received under the provisions of this Act for the necessary current operating expenses of the public free schools of said County, including costs of administration and any other school purposes.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 112, contained in the above message, was read the first time by title only.

Senator Perdue moved that the rules be waived and House Bill No. 112 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 112 was read the second time by title only.

Senator Perdue moved that the rules be further waived and House Bill No. 112 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. 112 was read the third time in full,

Upon the passage of House Bill No. 112 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 112 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 119, contained in the above message, was read the first time by title only.

Senator Cliett moved that the rules be waived and House Bill No. 119 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 119 was read the second time by title only.

Senator Cliett moved that the rules be further waived and House Bill No. 119 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. 119 was read the third time in full.

Upon the passage of House Bill No. 119 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 119 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Fla.,  
April 24, 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. 151:

A bill to be entitled An Act to repeal Chapter 20026, Special Acts of 1936, being an Act providing for commercial fishing in Osceola County, Florida; and to authorize commercial fishing in certain waters of Osceola County, Florida; prescribing the size of nets that may be used; prohibiting the taking of certain classes of fish, prohibiting the sale, barter, purchase, exchange or transportation of certain kinds of fish making it unlawful to take black bass except at certain times and in a certain manner with certain limitations; providing for the issuance of permits by the Board of County Commissioners authorizing holders thereof to take certain fish for commercial purposes by means of a seine, net, trap or other set device, limiting the number of permits which may be issued and the kind of permit which may be issued with reference to the various lakes in Osceola County, Florida; not exempting permit-holders from the payment of fishing licenses required by law; providing for enforcement of this Act and the penalties for its violation.

Proof of Publication attached.

Also—

House Bill No. 160:

A bill to be entitled An Act providing for the erection of a monument on the County Courthouse grounds in Glade County, Florida, to the memory of the people killed by the 1926 hurricane; appropriating five hundred (\$500.00) dollars therefor from Glade County's share of State racing tax and naming a committee to erect same.

Proof of Publication attached.

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Also—

House Bill No. 165:

A bill to be entitled An Act repealing Chapter 19909, Laws of Florida, 1939, entitled, "An Act affecting the government of the City of Jacksonville and creating the office of Municipal Registration Officer; providing for his appointment, compensation and duties, and providing for the registration of the qualified electors of said city and amending the Charter of the City of Jacksonville so as to comply herewith."

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 151, contained in the above message, was read the first time by title only.

Senator Kanner moved that the rules be waived and House Bill No. 151 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 151 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 151 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. 151 was read the third time in full.

Upon the passage of House Bill No. 151 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 151 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 160, contained in the above message, was read the first time by title only.

Senator Cliett moved that the rules be waived and House Bill No. 160 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 160 was read the second time by title only.

Senator Cliett moved that the rules be further waived and House Bill No. 160 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. 160 was read the third time in full.

Upon the passage of House Bill No. 160 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 160 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 165, contained in the above message, was read the first time by title only.

Senator Butler moved that the rules be waived and House Bill No. 165 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 165 was read the second time by title only.

Senator Butler moved that the rules be further waived and House Bill No. 165 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. 165 was read the third time in full.

Upon the passage of House Bill No. 165 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 165 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Fla.  
 April 24, 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. 177:

A bill to be entitled An Act to repeal Chapter 19215, Laws of Florida, Acts of 1939, entitled: "An Act creating a Court of Crimes in Duval County, Florida; prescribing the jurisdiction of said Court and the terms thereof; providing for the appointment of a judge for said Court and a prosecuting attorney for the same; fixing their respective compensation and terms of office; providing that the clerk of the Civil and Criminal Courts of Record of Duval County, Florida, shall be the clerk of said Court and that the sheriff of Duval County, Florida, shall be the executive officer thereof; providing for a review of cases from said Court by the Circuit Court of Duval County, Florida, and the Supreme Court of Florida; providing for a stenographer for the prosecuting attorney of said Court; authorizing and directing the Board of County Commissioners of Duval County, Florida, to furnish quarters for said Court; and generally to provide a forum for the speedy trial of persons charged with misdemeanors"; to abolish the Court of Crimes in and for Duval County and providing for the transfer of all cases pending in said Court upon this Act becoming effective.

Proof of Publication attached.

Also—

House Bill No. 217:

A bill to be entitled An Act providing for the registration of all voters in Bay County, Florida who desire to participate in primary, general and special elections to be held in said County in the year 1942 and subsequent years; prescribing the method of such registration, and providing for the payment of the expense thereof.

Proof of Publication attached.

Also—

House Bill No. 225:

A bill to be entitled An Act requiring the Board of County Commissioners of Hillsborough County, Florida, to pay over to the Board of Public Instruction of said county, to become a part of the county school fund of said county, all monies hereafter allocated or distributed to said county from any or all excise taxes now levied and collected or hereafter levied and collected by the State of Florida from the operation of pari mutual pools, including all monies resulting from Chapter 14832, Laws of Florida, Acts of 1931, and all Acts amendatory thereof and supplemental thereto.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 177, contained in the above message, was read the first time by title only.

Senator Butler moved that the rules be waived and House Bill No. 177 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 177 was read the second time by title only.

Senator Butler moved that the rules be further waived and House Bill No. 177 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. 177 was read the third time in full.

Upon the passage of House Bill No. 177 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 177 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 217, contained in the above message, was read the first time by title only.

Senator Adams (25th) moved that the rules be waived and House Bill No. 217 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 217 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 217 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. 217 was read the third time in full.

Upon the passage of House Bill No. 217 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 217 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 225, contained in the above message, was read the first time by title only.

Senator Whitaker moved that the rules be waived and House Bill No. 225 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 225 was read the second time by title only.

Senator Whitaker moved that the rules be further waived and House Bill No. 225 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. 225 was read the third time in full.

Upon the passage of House Bill No. 225 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 225 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Florida,  
April 24, 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. 242:

A bill to be entitled An Act relating to the distribution in

Walton County, Florida of racing funds received under the provisions of Chapter 14832, Laws of Florida, Acts of 1931 or any amendatory or supplemental Act thereof.

Proof of Publication attached.

Also—

House Bill No. 257:

A bill to be entitled An Act for the financing by the "Governing Body" of the City of Arcadia, Florida, of certain self-liquidating projects without the incurring of indebtedness or the levy of taxes; providing for the purchase, construction, improvements, extensions, betterment, repair, operation and maintenance of an electric light plant and power system, and a gas plant system. Authorizing the issuance of revenue bonds, certificates or debentures of the City of Arcadia, Florida, payable solely from earnings to pay the cost of such projects; providing that no debt of the City of Arcadia, Florida, shall be incurred in the exercise of any of the powers granted by this Act, and that the Governing Body of the City of Arcadia, Florida, shall have no power to levy taxes for the payment of such revenue bonds, certificates or debentures; providing for the collection of rates, fees and rentals for the payment of such revenue bonds, certificates or debentures and for the cost of maintenance, repair and operation of such projects; providing for the execution of trust agreements to secure payment of such revenue bonds, certificates or debentures without mortgaging or encumbering any such projects; and authorizing the issuance of revenue refunding bonds, certificates or debentures; and providing for a referendum vote in the territory to be affected by this Act.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 242, contained in the above message, was read the first time by title only.

Senator Drummond moved that the rules be waived and House Bill No. 242 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 242 was read the second time by title only.

Senator Drummond moved that the rules be further waived and House Bill No. 242 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. 242 was read the third time in full.

Upon the passage of House Bill No. 242 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 242 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 257, contained in the above message, was read the first time by title only.

Senator Housholder moved that House Bill No. 257 be referred to the Committee on Public Utilities.

Which was agreed to and it was so ordered.

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

Tallahassee, Fla.,  
April 24, 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. 258:

A bill to be entitled An Act to create and establish a municipal corporation to be known as Canova City, Duval County, Florida; to prescribe the territory by limits thereof; to prescribe the form of government and to confer certain

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powers upon said municipality and its officers and to provide a Charter for the carrying into effect of the provisions of this Act.

Proof of Publication Attached.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 258, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla.,  
 April 24, 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. 279:

A bill to be entitled An Act reducing the rate of interest on delinquent taxes and special assessments due and owing to the City of Jacksonville, a municipal corporation, and repealing all laws and parts of laws in conflict herewith.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 279, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla.,  
 April 24, 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. 41:

A bill to be entitled An Act relating to Supervisors of Registration in Counties of this State which now have, or may hereafter have, a population of over 267,000, according to the last preceding State or Federal Census; to fix salary of such supervisors in lieu of all other compensation, to provide for necessary deputies and their duties, clerical assistance and office expense, and for all other purposes reasonably incidental; and including expense for any trustee, bond, or special election; and to provide for all fees to be remitted to the County; and to repeal all other laws in conflict therewith.

Also—

House Bill No. 69:

A bill to be entitled An Act to amend Sections 2 and 3 of Chapter 19245, Laws of Florida, Acts of 1939 being entitled "An Act to create and establish the office of probation and parole officer for the Criminal Court of Record and Court of Crimes, or either or both of all counties having a population of not less than 165,000 according to the last State census, and in which there is located and in existence a Criminal Court of Record and Court of Crimes, or either or both, prescribing his duties; providing for the method of his appointment; providing for his compensation and expenses incident to said office; providing that persons who have plead guilty or been convicted in said courts may, in the discretion of the judges in said court or courts as the case may be, be put on probation and sentences suspended, and for all other purposes in connection therewith.

Also—

House Bill No. 73:

A bill to be entitled An Act to authorize the employment of juvenile court investigators in Juvenile Courts, or Juvenile and Domestic Relations Courts, in any Counties of this State which now have, or may hereafter have, a population of

over 267,000; to provide for their duties and for their compensation by counties and for all things reasonably incidental, including appointment as Deputy Sheriffs under certain conditions; to provide penalties for violation of this Act, and to repeal all laws in conflict.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 41, contained in the above message, was read the first time by title only.

Senator Graham moved that the rules be waived and House Bill No. 41 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 41 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 41 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. 41 was read the third time in full.

Upon the passage of House Bill No. 41 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 41 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bills Nos. 69 and 73, contained in the above message, were read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla.,  
 April 24, 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. 75:

A bill to be entitled An Act relating only to juvenile and domestic relations courts in counties which now have, or may hereafter have, a population of over 267,000; providing for recording certain proceedings in other records; appointment, duties, and use of court reporters, referees, clerks, and deputy clerks without any additional expense; providing that clerks may administer oaths and take legal acknowledgments in such courts; disposal of certain articles of evidence; providing and enforcing support for children and pregnant females under seventeen; fixing judge's salary and prohibiting from practicing law; providing for all purposes reasonably incidental; and repealing all laws in conflict.

Also—

House Bill No. 76:

A bill to be entitled An Act fixing the salary of the judge of the Juvenile Court, or Juvenile and Domestic Relations Court, in counties which now have, or may hereafter have, a population of over 267,000; providing that same shall be paid out of the general funds of such county, for all things reasonably incidental, and to repeal all laws in conflict.

Also—

House Bill No. 77:

A bill to be entitled An Act relating only to juvenile courts or juvenile and domestic relations courts in counties of over 267,000; to fix and provide for salaries of probation officers and assistant probation officers and their successors in such courts; for all purposes reasonably incidental thereto, and to repeal all laws in conflict.

And respectfully requests the concurrence of the Senate therein.

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

And House Bills Nos. 75 and 76, contained in the above messages, were read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 77, contained in the above message, was read the first time by title only.

Senator Graham moved that House Bill No. 77, contained in the above message, be indefinitely postponed.

Which was agreed to and House Bill No. 77 was indefinitely postponed.

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

Tallahassee, Fla.,  
April 24, 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. 78:

A bill to be entitled An Act to abolish the office of probation officer and the office of all assistant probation officers of any juvenile court, or juvenile and domestic relations court, whether created by General, Special or Local Act, in any counties of this State which now have or may hereafter have a population of over 267,000, and to provide for the repeal of all laws in conflict.

Also—

House Bill No. 195:

A bill to be entitled An Act fixing the compensation of members of the Board of Public Instruction in all counties in the State of Florida having a population of not less than 15,000 and not more than 16,000, according to the Federal Census of 1940.

Also—

House Bill No. 223:

A bill to be entitled An Act fixing the compensation of county commissioners, in all counties in the State of Florida having a population of more than 250,000, according to the last preceding 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. 78, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Senator Drummond moved that the rules be waived and House Bill No. 195 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 195 was read the second time by title only.

Senator Drummond moved that the rules be further waived and House Bill No. 195 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. 195 was read the third time in full.

Upon the passage of House Bill No. 195 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 195 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 223, contained in the above message, was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Upon the passage of House 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, 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.

Nays—None.

So House 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.

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

Tallahassee, Florida,  
April 24, 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. 302:

A bill to be entitled An Act relating to and governing the exercise of appellate jurisdiction by Circuit Court having more than four circuit judges.

Also—

House Bill No. 429:

A bill to be entitled An Act to fix and provide for the compensation of members of the Board of County Commissioners in all counties of the State of Florida having a population of not less than 20,500 and not more than 21,000 according to the last preceding Federal census.

Also—

House Bill No. 401:

A bill to be entitled An Act relating to the salaries of the Judges of the Circuit Court of counties having population of between seventy-eight thousand (78,000) and one hundred eighty thousand (180,000) inhabitants, according to the latest Federal or State census, and providing for a portion of such salaries to be paid from the general revenue of such counties and making same a county purpose.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 302, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C."

And House Bill No. 429, contained in the above message, was read the first time by title only.

Senator Adams (25th) moved that the rules be waived and House Bill No. 429 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 429 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 429 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. 429 was read the third time in full.

Upon the passage of House Bill No. 429 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

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So House Bill No. 429 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 401, contained in the above message was read the first time by title only.

Senator King moved that the rules be waived and House Bill No. 401 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 401 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 401 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. 401 was read the third time in full.

Upon the passage of House Bill No. 401 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 401 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Florida,  
April 24, 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. 128:

A bill to be entitled An Act to permit the retirement of a deputy or employee, or any County official or other County employee in any County, having a population of 267,000 inhabitants or more, according to the last preceding State or Federal census, under certain conditions with pay.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 128, contained in the above message, was read the first time by title only.

Senator Graham moved that the rules be waived and House Bill No. 128 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 128 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 128 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. 128 was read the third time in full.

Upon the passage of House Bill No. 128 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 128 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Fla.  
April 24, 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. 352:

A bill to be entitled An Act relating to procedure in Municipal Court in the City of Miami, Florida.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 352, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla.  
April 24, 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. 147:

A bill to be entitled An Act closing all waters of Osceola County to commercial seining and trapping; providing for a referendum; providing this Act shall not become effective until approved by a majority of the qualified voters at a referendum election; repealing all laws in conflict herewith and providing penalties for the violation of this Act.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 147, contained in the above message, was read the first time by title only.

Senator Kanner moved that the rules be waived and House Bill No. 147 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 147 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 147 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. 147 was read the third time in full.

Upon the passage of House Bill No. 147 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 147 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Florida,  
April 24, 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. 284:

A bill to be entitled An Act requiring the publication and filing by the Chairman and Treasurer of the Executive Commit-

tee of each political party represented by candidates for nomination to any county or municipal office in Duval County Florida, of an itemized statement of its receipts and disbursements; and providing a penalty for the violation of the provisions hereof.

Proof of Publication attached.

Also—

House Bill No. 300:

A bill to be entitled An Act to amend Section 2 of Chapter 18710 of the Laws of Florida, 1937, approved June 3, 1937, entitled, "An Act to amend Sections 2, 6 and 37 of Chapter 13122 of the Laws of Florida, 1927, approved May 19, A. D. 1927, entitled, 'An Act to repeal the present Charter of the Town of Naples, Chapter 9846, Acts of 1923, and to create a new Charter for said Town, define its jurisdiction, boundaries, powers, privileges, and immunities, and validating all its assessments and levies heretofore made and prescribing the general powers to be exercised by said Town' and to extend the corporate limits of the Town of Naples and to delegate certain powers to said municipality and prescribe regulations governing the issuance of general bonds by said Town, by taking certain lands out of the jurisdiction of the Town of Naples and redefine the boundaries of said Town.

Proof of Publication attached.

Also—

House Bill No. 339:

A bill to be entitled An Act "to amend Chapter 10552, Laws of Florida, Special Acts of 1925, and Acts amendatory thereto, by providing for the establishment of a system of personnel administration for the Civil Service of all Departments of the City of Fort Lauderdale, a municipal corporation of Florida, and providing for a referendum thereon."

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 284, contained in the above message, was read the first time by title only.

Senator Butler moved that the rules be waived and House Bill No. 284 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 284 was read the second time by title only.

Senator Butler moved that the rules be further waived and House Bill No. 284 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. 284 was read the third time in full.

Upon the passage of House Bill No. 284 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 284 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 300, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 339, contained in the above message, was read the first time by title only.

Senator Horne moved that the rules be waived and House Bill No. 339 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 339 was read the second time by title only.

Senator Horne moved that the rules be further waived and House Bill No. 339 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. 339 was read the third time in full.

Upon the passage of House Bill No. 339 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 339 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Fla.,  
April 24, 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. 350:

A bill to be entitled An Act authorizing the City Clerk of the City of Miami, Florida, to appoint a deputy, or deputies, and providing for the Clerk's liability for the acts of such deputies; and further providing for their powers.

Proof of publication attached.

Also—

House Bill No. 353:

A bill to be entitled An Act to provide for the registration and re-registration of all voters for all elections to be held in the year 1942, and subsequent years thereafter, in Lee County in the State of Florida, and providing that registration of voters heretofore had in said county shall be null and void after the first day of January, 1942, and providing for time to register and re-register in said county and the duties of the Superintendent of Registration and repealing of laws in conflict therewith.

Proof of publication attached.

Also—

House Bill No. 359:

A bill to be entitled An Act providing for the payment of Twenty-Five Hundred Dollars per annum to the Tax Assessor for Monroe County, State of Florida, for the expenses of said office; requiring the Board of County Commissioners for said county to make such payment, and prescribing the method of payment of such expenses and the fund from which same shall be paid; further that the provisions of such bill shall be cumulative and shall not repeal any existing laws on the subject.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 350, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 353, contained in the above message, was read the first time by title only.

Senator Ward moved that the rules be waived and House Bill No. 353 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 353 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 353 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. 353 was read the third time in full 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, Johnson,

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Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 353 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 359, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Florida,  
April 24, 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. 447:

A bill to be entitled "An Act providing that all lands and property of the several incorporated cities or towns in Pasco County, Florida, whether such property or lands is used or intended for public purposes or not, shall, for the year 1941, and all subsequent years be wholly exempt from taxation for County purposes; and providing further that this Act shall take effect immediately upon its becoming law, and repealing all laws or parts of laws in conflict therewith to the extent of such conflict."

Proof of publication attached.

Also—

House Bill No. 448:

A bill to be entitled An Act regulating hunting of deer in Okaloosa County, Florida, repealing Section 2, Chapter 18733, Acts 1937, being An Act regulating the hunting of deer in Okaloosa County, Florida.

Proof of publication attached.

Also—

House Bill No. 449:

A bill to be entitled An Act providing for the incorporation, licensing and regulation of corporations not for profit for the purpose of operating non-profit hospital service plans by any hospital located in Duval County, Florida exempting such corporations from all other provisions of the insurance laws of the State of Florida, providing penalties for the violations of the provisions of this Act, and repealing all laws in conflict therewith.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 447, contained in the above message, was read the first time by title only.

Senator Gideons moved that the rules be waived and House Bill No. 447 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 447 was read the second time by title only.

Senator Gideons moved that the rules be further waived and House Bill No. 447 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. 447 was read the third time in full.

Upon the passage of House Bill No. 447 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 447 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 448, contained in the above message, was read the first time by title only.

Senator Maddox moved that the rules be waived and House Bill No. 448 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 448 was read the second time by title only.

Senator Maddox moved that the rules be further waived and House Bill No. 448 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. 448 was read the third time in full.

Upon the passage of House Bill No. 448 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 448 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 449, contained in the above message, was read the first time by title only.

Senator Butler moved that the rules be waived and House Bill No. 449 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 449 was read the second time by title only.

Senator Butler moved that the rules be further waived and House Bill No. 449 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. 449 was read the third time in full.

Upon the passage of House Bill No. 449 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 449 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Fla.  
April 24, 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. 369:

A bill to be entitled An Act validating, approving, ratifying, and confirming the purchase of certain real estate and personal property in the City of Daytona Beach, Volusia County, Florida, by the Board of Public Instruction of Volusia County, Florida, for educational purposes upon terms of payment covering a period exceeding four years, and repealing all laws or parts thereof in conflict herewith.

Proof of Publication attached.

Also—

House Bill No. 374:

A bill to be entitled An Act authorizing the Town of Edgewater, Volusia County, Florida, to compromise, settle and adjust the amount required to be paid for the redemption of tax sale certificates issued by said town prior to the year 1936, together with the subsequent omitted taxes thereon, upon a uniform basis and providing the method therefor.

Proof of Publication attached.



House Bill No. 381:

A bill to be entitled An Act to authorize the Board of County Commissioners of Charlotte County, Florida, to employ and compensate a County Agricultural Agent for the purpose of carrying on and promoting in said County extension and demonstration work in agriculture, dairying, poultry and animal husbandry; also authorizing such Board of County Commissioners to fix the compensation and expenses of such agent and pay the same out of the general revenue fund of said County and authorizing such Board of County Commissioners to make agreements and contracts with the State of Florida, the United States, or any governmental agencies of either or both concerning the employment, compensation, and supervision of the work of such agent and to agree with the State and United States for the allocation and expenditure of any Federal and State funds for the purpose of this law; also authorizing the Board of County Commissioners to levy a tax for the purpose of paying the salary and expenses of said agent herein provided.

Proof of Publication attached.

Also—

House Bill No. 382:

A bill to be entitled An Act to amend Sections 6, 152, 153, 154 and 162 of Chapter 9055, Laws of Florida, Acts of 1921, entitled: "An Act to abolish the present municipality of the Town of Punta Gorda, DeSoto County, Florida, and to create and establish a municipal corporation to be known as the City of Punta Gorda, Florida; to prescribe the territorial limits thereof; to prescribe the form of government and to confer certain powers upon said municipality and its officers, and to provide a charter for the carrying into effect of the provisions of this Act.

Proof of Publication attached.

Also—

House Bill No. 384:

A bill to be entitled An Act to authorize and direct the Board of Public Instruction of Charlotte County, Florida, to cancel a certain outstanding warrant in the sum of \$61.20.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 381, contained in the above message, as read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 381 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 381 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 381 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. 381 was read the third time in full.

Upon the passage of House Bill No. 381 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 381 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 382, contained in the above message, was read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 382 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 382 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 382 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. 382 was read the third time in full.

Upon the passage of House Bill No. 382 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 382 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 384, contained in the above message, was read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 384 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 384 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 384 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. 384 was read the third time in full.

Upon the passage of House Bill No. 384 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 384 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Fla.,  
April 24, 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. 386:

A bill to be entitled An Act fixing the compensation of members of the Board of County Commissioners of Charlotte County, Florida.

Proof of Publication attached.

Also—

House Bill No. 388:

A bill to be entitled An Act designating and fixing the compensation for the County Assessor of Taxes and the compensation for the County Tax Collector in Charlotte County, Florida, designating who shall pay such compensation and the funds from which such payment shall be made, prescribing the basis of commissions on assessments and collections and repealing all laws in conflict with the provisions of this Act.

Proof of Publication attached.

Also—

House Bill No. 397:

A bill to be entitled An Act approving the refunding to Atlantic Coast Line Railroad Company by Collier County, Florida, of taxes overpaid by said Railroad Company, and approving, ratifying, and confirming the action of the Tax Collector of Collier County, Florida, in placing on the errors and insolvencies list of said county for the year 1939, taxes shown to be due by the Atlantic Coast Line Railroad Company, and ratifying, approving and confirming the action of the Board of County Commissioners of Collier County, Florida, in approving the errors and insolvencies list of said County for the year 1939, showing as unpaid certain taxes assessed to the

Atlantic Coast Line Railroad Company, the said amount constituting refund for overpayment of taxes in previous years.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 386, contained in the above message, was read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 386 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 386 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 386 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. 386 was read the third time in full.

Upon the passage of House Bill No. 386 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 386 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 388, contained in the above message, was read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 388 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 388 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 388 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. 388 was read the third time in full.

Upon the passage of House Bill No. 388 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 388 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 397, contained in the above message, was read the first time by title only.

Senator Ward moved that the rules be waived and House Bill No. 397 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 397 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 397 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. 397 was read the third time in full.

Upon the passage of House Bill No. 397 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 397 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Florida,  
April 24, 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. 406:

A bill to be entitled An Act to authorize and empower the County of Sarasota, Florida, and the State Treasurer to exchange for appropriate refunding bonds of said county any and all bonds heretofore used or accepted in settlement of taxes and now in the custody of the State Treasurer or the clerk of the Circuit Court under the provisions of Chapter 15054, Acts of 1931, or Chapter 16252, Acts of 1933, Laws of Florida; providing for adjustment of interest on bonds so exchanged; prescribing the manner in which and by whom said bonds hereafter shall be held, owned, or disposed of; authorizing and directing the State Board of Administration to assist in making the exchanges herein provided for; and ratifying and confirming as valid and sufficient in law any such exchanges heretofore made.

Proof of publication attached.

Also—

House Bill No. 411:

A bill to be entitled An Act to further amend Section 10847, Laws of Florida, approved May 9, 1929, entitled "An Act to amend and re-enact the Charter of the City of Miami, County of Dade, and fix the boundaries and provide for the government, powers and privileges of said City and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances and to ratify certain Acts and proceedings of the Commission and of officers of the City," as amended by this Chapter 15339, approved May 15, 1931, and as further amended by Chapter 19974, Special Acts of 1939, relating to municipal elections and qualifications and requirements of candidates participating in said municipal election.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 406, contained in the above message, was read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 406 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 406 was read the second time by title only.

Senator Dye offered the following amendment to House Bill No. 406:

In Section 1, line 2 (typewritten bill), strike out the words after the word "taxes" insert the following: "of County of Sarasota or any political or taxing or assessing district or subdivision thereof."

Senator Dye moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dye moved that the rules be further waived and House Bill No. 406, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 406, as amended, was read the third time in full.

Upon the passage of House Bill No. 406, 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, 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.

Nays—None.

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Nays

So House Bill No. 406 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 411, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla.,  
April 24, 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. 444:

A bill to be entitled An Act to amend Section 10 of Chapter 11327, Laws of Florida, Special Acts of 1925, the same being the City Charter of the City of Zephyrhills, Florida, so as to provide that a general election for the choosing of officers of the said City of Zephyrhills, Florida, shall be held on the first Tuesday after the first Monday in June of each year instead of on the first Tuesday after the first Monday in May of each year, as now provided by said Section 10 of Chapter 11327, Laws of Florida, Special Acts of 1925; and further providing that said Act shall take effect immediately upon its becoming law, and repealing all laws or parts of laws in conflict therewith to the extent of such conflict."

Proof of Publication attached.

Also—

House Bill No. 445:

A bill to be entitled An Act abolishing trustees of the St. Johns River Bridge bonds or Duval County, Florida, transferring all their powers and duties to the Board of County Commissioners in and for Duval County, Florida, and requiring the transfer of all assets, records, books and documents now in the hands, custody, or control of said trustees, to the Board of County Commissioners in and for Duval County, Florida.

Proof of Publication attached.

Also—

House Bill No. 446:

A bill to be entitled An Act authorizing the County Board of Public Instruction of Pasco County, Florida, to enter into agreements for group insurance for the teachers of said County, and providing for contributions by said Board of Public Instruction to the premiums; and providing for the said Board to enter into such agreements and to do and perform all things necessary in carrying out such a plan of group insurance only when a majority of teachers of such county may vote in favor of such plan."

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 444, contained in the above message, was read the first time by title only.

Senator Gideons moved that the rules be waived and House Bill No. 444 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 444 was read the second time by title only.

Senator Gideons moved that the rules be further waived and House Bill No. 444 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. 444 was read the third time in full.

Upon the passage of House Bill No. 444 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 444 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 445, contained in the above message, was read the first time by title only.

Senator Butler moved that the rules be waived and House Bill No. 445 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 445 was read the second time by title only.

Senator Butler moved that the rules be further waived and House Bill No. 445 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. 445 was read the third time in full.

Upon the passage of House Bill No. 445 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 445 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 446, contained in the above message, was read the first time by title only.

Senator Gideons moved that the rules be waived and House Bill No. 446 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 446 was read the second time by title only.

Senator Gideons moved that the rules be further waived and House Bill No. 446 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. 446 was read the third time in full.

Upon the passage of House Bill No. 446 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So House Bill No. 446 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Fla.,  
April 24, 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. 162:

A bill to be entitled An Act to designate that part of the State Road Number 30 which lies within the boundaries of Polk County as the P. J. Langford Memorial Highway.

Also—

Senate Bill No. 164:

A bill to be entitled An Act to designate that part of the State Road No. 34 which lies within the boundaries of Polk County, as the John L. Robison Highway.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 162 and 164, 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 24, 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. 199:

A bill to be entitled An Act to authorize the council of the City of St. Petersburg, Florida, to establish a retirement fund on account of persons in the classified and unclassified service of said city, excepting members of the police and fire departments; providing the conditions for contributions and benefits under such fund; providing for the power to raise by taxation amounts needed for the purpose; providing for the receiving of gifts, devises and bequests of money or property for the benefit of such fund; providing the membership conditions of such fund; and providing that this Act shall not be construed to repeal or alter police or fire pension acts heretofore or hereafter passed and adopted; providing that this Act shall not become effective until ratified at a referendum election and providing further that the pension plan if adopted under the provisions of this Act shall not become effective unless approved at a referendum election; repealing all laws or parts of laws in conflict herewith.

Also—

Senate Bill No. 200:

A bill to be entitled An Act cancelling the registration lists of the City of St. Petersburg, Florida, established and maintained for the purpose of recording the registered electors of said city as of the second day of January, 1942; providing for the opening of new registration books on said second day of January, 1942, providing that said Act shall not repeal any other Act or law pertaining to registration of electors in the City of St. Petersburg except if the same is in conflict herewith; providing for a referendum election for the ratification or rejection of this Act.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 199 and 200, 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 24, 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. 43:

A bill to be entitled An Act providing for tenure of employment of teachers in the Public Schools of Hillsborough County, Florida; defining terms used in said Act; providing when teachers are entitled to tenure of employment and the causes for which such teachers may be discharged or demoted and prescribing the procedure thereof; and conferring jurisdiction upon the Circuit Court to issue writs of mandamus and certiorari in order to give effect to the provisions of said Act.

Proof of Publication attached.

Also—

Senate Bill No. 45:

A bill to be entitled An Act to fix the times for holding the regular terms of County Court in Gadsden County, Florida.

Proof of Publication attached.

Also—

Senate Bill No. 105:

A bill to be entitled An Act making it unlawful to take possession of, buy, sell, or offer for sale or destroy shrimp or prawn less than a certain size in the Counties of Franklin and Gulf or in or from the inside or outside waters of the Counties of Franklin and Gulf of the State of Florida; and fixing penalties for violation hereof; and repealing conflicting laws.

Proof of Publication attached.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 43, 45, and 105, 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 24, 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. 106:

A bill to be entitled An Act making it unlawful to use any dredge, drag or other mechanical device other than ordinary hand tongs in taking oysters for any purpose from the natural reefs or bars of Franklin County, Florida; repealing conflicting laws; and providing penalties for the enforcement of this law.

Proof of Publication attached.

Also—

Senate Bill No. 107:

A bill to be entitled An Act making it unlawful to use in the taking of shrimp or prawn in any of the outside or inside waters of the Counties of Franklin and Gulf of the State of Florida, any seine or net or other device having a cork line spread of more than sixty (60) feet; repealing conflicting laws; and providing penalties for the enforcement of this law.

Proof of Publication attached.

Also—

Senate Bill No. 114:

A bill to be entitled An Act amending Chapter 20118, Special Laws of Florida, 1939, which is "An Act granting to the City of St. Petersburg, Florida, the power to remove, clear away and dispose of all accumulations of brush, high weeds, high grass or other vegetation liable to communicate fire, located in or upon any property in the City of St. Petersburg, Florida, and to assess the cost thereof to the property from which said accumulation of brush, high weeds and high grass or other vegetation liable to communicate fire were removed, providing for the method of making such assessment; prescribing that said assessment and interest thereon shall be a lien superior to all other liens except State, County and City Taxes; providing that said lien shall be collected in the same manner as the ad valorem taxes of said City; providing for the payment of cleaning and clearing of land from ad valorem taxation, or the collections from the assessment liens authorized by this Act; providing an interest penalty or six per cent per month or fraction thereof; also providing for the approval or rejection of this Act by the electorate of the City of St. Petersburg and providing in the case of ratification, the effective date of this Act; repealing all laws or parts of laws in conflict herewith," by amending Section 10 thereof to provide an interest penalty of one-half of one per cent per month in lieu of six per cent per month as now provided, and by providing an additional section to said Act to be known as Section 10 1/2, which provides that the special assessment liens levied under the provisions of said Chapter 20118, Special Laws of Florida, 1939, shall be deemed delinquent and past due as of the first day of November of the year in which said special assessment liens were levied and assessed.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives

Senate Bills Nos. 106, 107 and 114, 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 24, 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. 115:

A bill to be entitled An Act authorizing the City of St. Petersburg, Florida, to by ordinance regulate, restrict or prohibit the use of nets for the purpose of catching fish within the bayous, inlets, rivers, lakes or streams within the city

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its of the City of St. Petersburg as defined by Chapter 15505, Special Acts of Florida, 1931, specifically excepting, however, that certain body of water known as Papys Bayou and authorizing the prescription of penalties for the enforcement thereof; repealing all laws or parts of laws in conflict herewith and providing that the said Act shall not become effective until approved by a referendum election, and other matters in connection therewith.

Also—

Senate Bill No. 116:

A bill to be entitled An Act amending Chapter 18890, of the Special Laws of Florida, 1937, which is "An Act creating a Civil Service for certain employees of the City of St. Petersburg, Florida, and creating a Civil Service Commission for said city governing the appointment, employment and discharge of said employees; defining the membership, powers and duties of said commission; designating the employees that come under the provisions of this Act and other matters relating to the establishment of Civil Service in said city; and providing for a referendum on said Act and when said Act shall take effect and other matters in regard thereto," by amending Section Eleven of said Act to provide that all inspectors in the department of building, the superintendent of sewers and the service foremen, regularly employed by the city in said positions for a period of six months immediately preceding the effective date of this Act shall be members of the classified service of the City of St. Petersburg; and by amending Section Thirteen of said Act to provide that upon the acquisition by the city of any corporation or organization the employees thereof necessary in the opinion of the city manager to be retained for city service shall be certified by the city manager for classification in the classified service and providing that when so classified they shall be Civil Service employees after successfully serving six months probationary period, and other matters relating thereto; and repealing all laws or parts of laws in conflict herewith; and providing when said Act shall become effective; and providing for a referendum on said Act.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 115 and 116, 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 24, 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. 117:

A bill to be entitled An Act authorizing the creation of a Special Assessment Adjustment Board of the City of St. Petersburg, Florida; prescribing its powers, duties and limitations; prescribing the length of time such Board shall stay in existence; providing for a Chairman and Secretary and authorizing said Board to adjust, settle and compromise certain special assessment liens held and owned by the City of St. Petersburg, Florida; providing that fees may be charged for making applications for adjustment of special assessment liens, the proceeds from which to be used to defray the cost and expense of the operation of the Board; providing that said Act shall not become effective until approved by a majority of the qualified electors of the City of St. Petersburg participating in an election called and held for the purpose of approving or rejecting this Act.

Also—

Senate Bill No. 128:

A bill to be entitled An Act providing for the apportionment of moneys heretofore allocated, or that may hereafter be allocated, to Columbia County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, and Acts amendatory thereof or supplemental thereto; providing that said moneys shall be, by the State Comptroller and Treasurer, paid one-half to the Board of County Commissioners and one-half to the Board of Public Instruction of said County; providing for the expenditure of said moneys by said Boards; and to repeal all laws in conflict herewith.

Proof of Publication attached.

Also—

Senate Bill No. 135:

A bill to be entitled An Act prohibiting in St. Johns County, Florida, any person to pursue, take, hunt, or kill any game, game birds or game animals on Monday, Wednesday and Friday of each week during the period in which the pursuing, taking, hunting or killing of any game, game birds or game animals may be permitted by the laws of the State of Florida and providing that any person violating same shall be guilty of a misdemeanor and repealing all laws in conflict herewith.

Proof of Publication attached.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 117, 128 and 135, 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 24, 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. 136:

A bill to be entitled An Act declaring portions of the Beach of the Atlantic Ocean within the confines of St. Johns County, Florida, to be a public highway, but subject to any right of the public to use same for bathing and recreation, and placing the jurisdiction, supervision, regulation and control of the Beach as such highway with the Board of County Commissioners of St. Johns County, Florida.

Proof of Publication attached.

Also—

Senate Bill No. 139:

A bill to be entitled An Act to require any person killing any deer in St. Johns County, Florida, to report each such deer killed to the County Judge of said County, or to a duly commissioned game warden or deputy warden under the Laws of the State of Florida, or to the Sheriff of St. Johns County, Florida, or to a Deputy Sheriff of said county and prohibiting the dismemberment or mutilation of any deer so killed in said county so as to prevent the determination of its sex prior to the time of the killing there of has been reported, and a written certificate of the fact of such reporting and permit to dismember such deer, obtained from such officer; requiring such officers to give such written certificate and permission to dismember upon production to them of the carcass of such animal for inspection to determine if it were such an animal as it was then lawful to kill in said county; and providing that any person violating same shall be guilty of a misdemeanor and repealing all laws in conflict herewith.

Proof of Publication attached.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 136 and 139, contained in the above message, were referred to the Committee on Enrolled Bills.

The following Message from the House of Representatives was read:

Tallahassee, Fla.,  
April 24, 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. 195:

A bill to be entitled An Act creating a Port Authority for the Port of the City of St. Petersburg, Florida; providing for the terms of office of the Commissioners of said Authority and the appointment and removal of the same; prescribing the powers and duties of said Authority, compensation of the members and other matters relating thereto; creating a Port District in the City of St. Petersburg providing for the development of the Port; and providing for the raising of funds from

taxation by the City of St. Petersburg to defray the expenses of the Authority; granting to the Port Authority power to construct various buildings, structures, railways, warehouses, and other facilities for the development of said Port and other powers; granting powers to the Port Authority to purchase and otherwise acquire property for Port purposes; repealing all laws or part of laws in conflict herewith and providing that this Act shall not become effective unless approved by a referendum election.

Also—

Senate Bill No. 196:

A bill to be entitled An Act to amend Sections 5 and 7 of Chapter 15505, Special Laws of Florida, 1931, which is "An Act to abolish the present municipality of the City of St. Petersburg, in Pinellas County, Florida; to create and establish a new municipality to be known as the City of St. Petersburg, in Pinellas County, Florida, and to fix the boundaries and provide for the government, powers and privileges of said city and means for exercising the same and to authorize the imposition of penalties for the violation of ordinances; and to ratify certain acts and proceedings of the Commission and of the officers of said city; and to repeal all laws and ordinances in conflict herewith," by providing that the city councilman elected at large shall be the Mayor of the City of St. Petersburg and that said term of office for said Councilman-at-Large shall be for a term of two years; providing further that this Act shall not alter, affect or impair the terms of office of any District Councilmen or the Councilman-at-Large elected prior to the effective date of this Act; providing for a referendum election for the ratification or rejection of this Act; providing that subject to ratification at said referendum election this Act shall be effective March 1, 1943; providing further that all Councilmen, including the Mayor and Vice-Mayor shall serve without compensation unless the electorate of the City of St. Petersburg shall approve the payment of compensation to said Mayor, Vice-Mayor and Councilmen in an election to be held for the purpose of ratifying or rejecting the Special Act of the Legislature of 1941 providing for such compensation; repealing all laws or parts of laws in conflict herewith.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 195 and 196, 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 24, 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. 197:

A bill to be entitled An Act creating a Pension Fund for the Police Department of the City of St. Petersburg, Florida; providing monthly contributions to be made by Members of the Department and levy of an annual tax by the City to pay the benefits prescribed by this Act; providing for a Board of Trustees to administer said fund and providing for pension benefits to be paid to members who shall become permanently incapacitated or shall be retired and providing certain pension benefits for widows and children of members of the Department under certain conditions and other relief; providing no pension whether heretofore granted or to be granted under this Act shall exceed One Hundred (\$100.00) Dollars per month; defining members of the Police Department and providing for retirement pensions; repealing Chapter 13378, Special Acts of Florida, 1927, except to provide for the continuance of pensions heretofore granted under said Chapter 13378, to the extent that pensions paid to former members of the Police Department shall not exceed One Hundred (\$100.00) Dollars per month and that pensions paid to widows of former members of the Police Department shall not exceed the monthly benefits prescribed under the provisions of Section Eight of this Act; providing for the acceptance or rejection of this Act by employees and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg and other matters dealing with the operation and administration of this Act.

Also—

Senate Bill No. 198:

A bill to be entitled An Act creating a Pension Fund for the Fire Department of the City of St. Petersburg, Florida; providing monthly contributions to be made by members of the Department and the levy of an annual tax by the City to pay the benefits prescribed by this Act; providing for a Board of Trustees to administer said fund and providing for pension benefits to be paid to members who shall become permanently incapacitated or shall be retired and providing certain pension benefits for widows and children of members of the Department under certain conditions, and other relief; providing no pension whether heretofore granted or to be granted under this Act shall exceed One Hundred Dollars (\$100.00) per month; defining members of the Fire Department and providing for retirement pensions; repealing Chapter 13379, Special Acts of Florida, 1927, except to provide for the continuance of pensions heretofore granted under said Chapter 13379 to the extent that pensions paid to former members of the Fire Department shall not exceed One Hundred Dollars per month, and that pensions paid to widows of former members of the Fire Department shall not exceed the monthly benefits prescribed under the provisions of Section 7 of this Act; providing for the acceptance or rejection of this Act by employees and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg and other matters dealing with the operation and administration of this Act.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 197 and 198, contained in the above message, were referred to the Committee on Enrolled Bills.

VETO MESSAGE

Senate Bill No. 849 (1939 Session) was taken up in its order and the consideration thereof was informally passed:

SENATE BILLS ON THIRD READING

Senate Bill No. 26 was taken up in its order, pending roll call, and the consideration thereof was informally passed.

Committee Substitute for Senate Joint Resolution No. 28:

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

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

That the following amendment to Article IV of the Constitution of the State of Florida relative to the Executive Department by adding thereto an additional Section to be known as Section 30 of said Article IV, creating a Game and Fresh Water Fish Commission be and the same is hereby agreed to and shall be submitted to the Electors of the State of Florida for ratification or rejection at the General Election to be held on the first Tuesday after the first Monday in November, 1942, as follows:

Section 30. 1. From and after January 1, 1943, the management, restoration, conservation, and regulation, of the birds, game, fur bearing animals, and fresh water fish, of the State of Florida, and the acquisition, establishment, control, and management, of hatcheries, sanctuaries, refuges, reservations, and all other property now or hereafter owned or used for such purposes by the State of Florida, shall be vested in a Commission to be known as the Game and Fresh Water Fish Commission. Such Commission shall consist of five members, one from each congressional district, as existing on January 1, 1941, who shall be appointed by the Governor, subject to confirmation by the Senate. The members so appointed shall annually select one of their members as chairman of the Commission.

2. The first members of the Commission shall be appointed on January 1, 1943, and shall serve respectively for one, two, three, four, and five years. At the expiration of each of such terms, a successor shall be appointed to serve for a term of five years.

3. The members of the Commission shall receive no compensation for their services as such, but each Commissioner shall receive his necessary traveling or other expenses incurred while engaged in the discharge of his official duties, but such shall not exceed the sum of \$600.00 in any one year.

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4. Among the powers granted to the Commission by this Section shall be the power to fix bag limits and to fix open and closed seasons; on a state-wide, regional or local basis, as it may find to be appropriate, and to regulate the manner and method of taking, transporting, storing and using birds, game, fur bearing animals, fresh water fish, reptiles, and amphibians. The Commission shall also have the power to acquire by purchase, gift, all property necessary, useful, or convenient, for the use of the Commission in the exercise of its powers hereunder.

5. The Commission shall appoint, fix the salary of, and at pleasure remove, a suitable person, as Director, and such Director shall have such powers and duties as may be prescribed by the Commission in pursuance of its duties under this Section. Such Director shall, subject to the approval of the Commission, appoint, fix the salaries of, and at pleasure remove, assistants and other employees who shall have such powers and duties as may be assigned to them by the Commission or the Director. No Commissioner shall be eligible for any such appointment or employment.

6. The funds resulting from the operation of the Commission and from the administration of the laws and regulations pertaining to birds, game, fur bearing animals, fresh water fish, reptiles, and amphibians, together with any other funds specifically provided for such purpose shall constitute the State Game Fund and shall be used by the Commission as it shall deem fit in carrying out the provisions hereof and for no other purposes. The Commission may not obligate itself beyond the current resources of the State Game Fund unless specifically so authorized by the Legislature.

7. The Legislature may enact any laws in aid of, but not inconsistent with, the provisions of this amendment, and all existing laws inconsistent herewith shall no longer remain in force and effect. All laws fixing penalties for the violation of the provisions of this amendment and all laws imposing license taxes, shall be enacted by the Legislature from time to time.

Was taken up in its order, pending roll call, having been read the third time in full, and amended, on April 23, 1941.

By unanimous consent Senator Horne offered the following amendment to Committee Substitute for Senate Joint Resolution No. 28:

In Section 30, sub-section 4, line 1 (typewritten bill) strike out the words: "all of sub-section 4" and insert in lieu thereof the following: "Sec. 4. Among the powers granted to the Commission by this section shall be the power to enforce all laws now existing or hereafter enacted by the Legislature pertaining to bag limits and open and closed season on a state-wide, regional or local basis and the manner and method of taking, transporting, storing and using birds, game fur-bearing animals, fresh water fish, reptiles and amphibians. The Commission shall also have the power to require by purchase or gift all property necessary, useful or convenient for the use of the Commission in the exercise of its power hereunder."

Senator Horne moved the adoption of the foregoing amendment.

Upon which a roll call was demanded.

Upon call of the roll on the adoption of the amendment offered by Senator Horne to Committee Substitute for Senate Joint Resolution No. 28, the roll was called and the vote was:

Yeas—Senators Adams (25th), Cliett, Horne, Parker—4.

Nays—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

So the amendment failed of adoption.

Pending roll call on Committee Substitute for Senate Joint Resolution No. 28, Senator Dye moved that the rules be waived and the hour of adjournment be extended thirty (30) minutes.

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

Pending roll call on Committee Substitute for Senate Joint Resolution No. 28, Senator Dye moved that the rules be waived and when the Senate adjourns today it adjourn to reconvene at 10:00 o'clock A. M., Friday, April 25, 1941.

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

Upon the passage of Committee Substitute for Senate Joint Resolution No. 28, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (30th), Beall, Butler, Clarke, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Housholder, Johnson, Kanner, Kelly, King, Lindler, Maddox, McKenzie, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker—29.

Nays—Senators Adams (25th), Cliett, Hinely, Horne, Lewis, Maines, Parker, Perdue, Wilson—9.

So Committee Substitute for Senate Joint Resolution No. 28 passed by the required Constitutional three-fifths vote of all members elected to the Senate for the 1941 session of the Florida Legislature, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 131:

A bill to be entitled An Act to amend Chapter 12,223, 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.

Was taken up in its order, pending roll call, having been read the third time in full on April 23, 1941.

By unanimous consent Senator Rose offered the following amendment to Senate Bill No. 131:

In Section 24, line 25 (on Page 25) between the words "a reputable abstractor," and "or a binder" and insert the following: "or, as the applicant may choose, the opinion of a reputable attorney-at-law functioning in Florida, showing the title to be in the party required to make conveyances."

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 131, 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, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Whitaker, Wilson—37.

Nays—Senator Ward—1.

So Senate Bill No. 131 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bills Nos. 53, 132, 12 and 32 were taken up in their order and the consideration thereof was informally passed.

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."

Was taken up in its order.

Senator Kelly moved that the rules be waived and Senate Bill No. 220 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 220 was read the second time by title only.

Senator Beall offered the following amendment to Senate Bill No. 220:

In Section 1, sub-section 19, line 2 after the word "municipality" insert the following: "that does not already have civil service for the members of the Police and Fire Departments and"

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

Senator Beall also offered the following amendment to Senate Bill No. 220:

After Section 2 insert the following: "Section 2-A. The provisions of this Act shall not apply to the City of Pensacola."

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

Senator Collins offered the following amendment to Senate Bill No. 220:

After Section 2-A insert the following: "Section 2-B. The provisions of this Act shall not apply to the City of Tallahassee."

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

Senator Kelly moved that the further consideration of Senate Bill No. 220, as amended, be informally passed, the bill retaining its place on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

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.

Was taken up in its order.

Senator Graham moved that the rules be waived and Senate Bill No. 229 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 229 was read the second time by title only.

Senator Graham moved that the rules be further waived and Senate Bill No. 229 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. 229 was read the third time in full.

Upon the passage of Senate Bill No. 229 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Folks, Graham, Horne, Housholder, Johnson, Kanner, Kelly, King, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker Wilson—34.

Nays—Senator Dye—1.

So Senate Bill No. 229 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Lewis was excused from further attendance upon the sessions until Monday, April 28, 1941, on account of charter hearings in the City of Marianna, Florida.

Senate Bills Nos. 153, 44 and 74 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 119:

A bill to be entitled An Act to authorize the Florida Board of Forestry to charge fees for the use of State parks, to provide for the disposition of all monies so collected and authorizing said board to manage and invest any funds by it received in trust.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 119 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 119 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 119 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. 119 was read the third time in full.

Upon the passage of Senate Bill No. 119 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, Parker, Perdue, Price, Rose, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 119 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. 121:

A bill to be entitled An Act to authorize the Florida Board of Forestry to dedicate State park lands for public use.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 121 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 121 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 121 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. 121 was read the third time in full.

Upon the passage of Senate Bill No. 121 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—37.

Nays—None.

So Senate Bill No. 121 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Kelly moved that the rules be waived and the House of adjournment be further extended thirty (30) minutes.

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

Senate Bill No. 122:

A bill to be entitled An Act empowering counties, cities, towns or school districts to acquire, protect, reforest, manage and utilize lands for forest and related purposes.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 122 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 122 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 122 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. 122 was read the third time in full.

Pending roll call, Senator Rose moved that the further consideration of Senate Bill No. 122 be informally passed.

Which was agreed to.

Senate Bill No. 124 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 125:

A bill to be entitled An Act to change the name of "Florida Board of Forestry" to the name of "Florida Board of Forestry and Parks."

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 125 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 125 was read the second time by title only.

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Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 125 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. 125 was read the third time in full.

Upon the passage of Senate Bill No. 125 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 125 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 permission the following Message from the House of Representatives was received and read:

Tallahassee, Fla.,  
April 24, 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 respectfully requests the return of—

By Mr. Brackin of Okaloosa—

House Bill No. 448:

A bill to be entitled An Act regulating hunting of deer in Okaloosa County, Florida, repealing Section 2, Chapter 18733, Acts 1937, being An Act regulating the hunting of deer in Okaloosa County, Florida, for further consideration by the House.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

Senator Maddox moved that the Senate do now reconsider the vote by which House Bill No. 448 passed the Senate at this session.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which House Bill No. 448 passed the Senate at this session.

The question recurred on the passage of House Bill No. 448. Pending roll call, Senator Maddox moved that the request of the House of Representatives, as contained in the foregoing message, be granted and House Bill No. 448 be returned to the House of Representatives.

Which was agreed to and it was so ordered.

Senate Bill No. 126:

A bill to be entitled An Act amending Section 3 of Chapter 17025, Laws of Florida, Acts of 1935, by authorizing the Florida Board of Forestry to employ a director and other employees for the "Florida Park Service"; to prescribe the qualifications, duties and compensation of such director and other employees.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and Senate Bill No. 126 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 126 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and Senate Bill No. 126 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. 126 was read the third time in full.

Upon the passage of Senate Bill No. 126 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, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Parker, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—38.

Nays—None.

So Senate Bill No. 126 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Kelly moved that House Bill No. 218 be recalled from the Committee on Judiciary "B" and placed on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

Senate Bill No. 167:

A bill to be entitled An Act to further regulate and tax the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, by amending Section 5 of Chapter 16,774, Laws of Florida of 1935; said Chapter 16,774, being entitled: "An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State Beverage Department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages." and providing penalties for the violation of this Act.

Was taken up in its order.

Senator Horne moved that the rules be waived and Senate Bill No. 167 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 167 was read the second time by title only.

Senators Horne and Johnson offered the following amendment to Senate Bill No. 167:

On Page 9, sub-paragraph (a), line 7, (typewritten bill) strike out the words: "retail liquor vendor" and insert in lieu thereof of the following "distributor."

Senator Horne moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Horne and Johnson also offered the following amendment to Senate Bill No. 167:

Sub paragraph A, on page 9, strike last four words, namely "from a licensed vendor" and insert in lieu thereof the following: "as herein provided."

Senator Horne moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Horne and Johnson also offered the following amendment to Senate Bill No. 167:

On page 9, sub-paragraph (c), (typewritten bill) strike out lines one, two, three, four, five and the words "dealers, and," being the first two words in line six of said sub-paragraph (c).

Senator Horne moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Drummond now presiding.

Senator Horne moved that the rules be further waived and Senate Bill No. 167, 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. 167, as amended, was read the third time in full.

Pending roll call, Senator Cooley moved that the further consideration of Senate Bill No. 167, as amended, be informally passed.

Pending consideration of the motion made by Senator Cooley, Senator Lewis moved as a substitute motion that the further consideration of Senate Bill No. 167, as amended, be informally passed until Monday, April 28, 1941.

Which was agreed to and it was so ordered.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 2:02 o'clock P. M., until 10:00 o'clock A. M., Friday, April 25, 1941.