

JOURNAL OF THE SENATE

Monday, May 5, 1941

The Senate convened at 3:00 o'clock P. M., pursuant to adjournment on Friday, May 2, 1941.

The President in the Chair.

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

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

A quorum present.

Senator Housholder was excused from attendance upon the session.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, April 30, 1941, was further corrected as follows:

On page 11, column 1, line 23, strike out the figures "555" and insert in lieu thereof the figures "554".

And as further corrected was approved.

The Journal of Thursday, May 1, 1941, was further corrected as follows:

On page 4, column 1, line 30, after the figures "10," and before the word "Senate" insert the following:

"Committee Substitute for."

And as further corrected was approved.

The Journal of Friday, May 2, 1941, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

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

Senate Chamber,
Tallahassee, Fla., May 2, 1941.

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

Sir:

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

Senate Bill No. 77.

A bill to be entitled An Act to Provide, Upon Payment in Cash of all Taxes Due the State of Florida, for the Cancellation and /or release of all State and County taxes and /or special district taxes held or owned by the State and /or Holmes County, on Certain Lands in Bonifay, Holmes County, Florida, More Particularly described as follows: Lots 11 and 12, Block 121, located in Bonifay, Holmes County, Florida, According to the Map of Bonifay Drawn by G. W. Banfill, on file in the Office of the Clerk of the Circuit Court of Holmes County, Fla.

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.

A. P. DRUMMOND,
Chairman.

Senate Bill No. 77 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., May 5, 1941.

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

Sir:

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

House Bill No. 27:

A bill to be entitled An Act to regulate the labeling, transportation, sale, and offering for sale, of Agricultural and Vegetable Seeds; to prevent misrepresentations thereof; providing for the enforcement hereof and repealing Chapter 19364, Laws of Florida, Acts of 1939, and all laws in conflict herewith.

House Bill No. 28:

A bill to be entitled An Act to promote National and State Defense by preventing sabotage; to that end to protect property by making criminal certain entries on, injuries to, interferences with, and defective workmanship in connection with, property, and attempts, solicitation, and conspiracies to commit such Acts; to restrict witnesses' privileges against self-incrimination in proceedings, to provide for questioning and detaining suspected persons, to authorize the closing of, and the restricting of the use of, certain highways; to provide that this Act shall not be construed to impair the rights of labor; to suspend inconsistent Acts and parts of Acts; to prescribe penalties for violations of this Act; providing that this Act shall be in effect until May 15, 1945, and thereafter when the United States is at war.

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.

A. P. DRUMMOND,
Chairman.

House Bills Nos. 27 and 28, 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., May 5, 1941.

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

Sir:

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

House Bill No. 61:

A bill to be entitled An Act to 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.

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 local Health Unit under Chapter 14906, Laws of Florida, enacted at the 1931 Session of the Legislature, and providing a referendum.

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."

House Bill No. 595:

A bill to be entitled An Act to define the area of operation of Housing Authorities regarding projects to assure the availability of safe and sanitary dwellings for persons engaged in National Defense activities.

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

A. P. DRUMMOND,
Chairman.

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

Senate Chamber,
Tallahassee, Fla., May 2, 1941.

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

Sir:

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

Senate Bill No. 77.

A bill to be entitled An Act to provide, upon payment in cash of all Taxes Due the State of Florida, for the Cancellation and /or release of all state and County taxes and /or special district taxes held or owned by the state and /or Holmes County on certain lands in Bonifay, Holmes County, Florida, more particularly described as follows: Lots 11 and 12, Block 121, located in Bonifay, Holmes County, Florida, according to the map of Bonifay drawn by G. W. Banfill, on file in the office of the Clerk of Circuit Court of Holmes County, Florida.

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

A. P. DRUMMOND,
Chairman.

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

Senate Chamber,
Tallahassee, Fla., May 5, 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. 15:

A bill to be entitled An Act to Regulate Outdoor Advertising outside the Corporate Limits of Cities and Incorporated Towns in Sight of Public Highway; to provide for licensing persons engaged in the business of Outdoor Advertising and for the issuance of permits for advertisements and advertising structures; to prohibit certain advertisement and advertising structures and provide for the removal of advertisements and advertising structures illegally posted, displayed, erected, used or maintained; to prescribe the powers and duties of certain officers relating thereto; and to prescribe penalties for violations of this Act.

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

S. A. HINELY,
Chairman.

And Senate Bill No. 15, contained in the above report, was certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., May 5, 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. 26:

A bill to be entitled An Act requiring all public officials now or hereafter required to post fidelity or performance bonds, to post bonds written by surety companies authorized to do business in Florida, and providing that such officials shall not be qualified until such bonds are filed, and providing for payment of premiums thereon.

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

S. A. HINELY,
Chairman.

And Senate Bill No 26, contained in the above report, was certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., May 5, 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. 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 lease-hold estates and to make, execute and deliver lease contracts commonly known as Petroleum Oil and Gas leases 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 Boards.

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

S. A. HINELY,
Chairman.

And Senate Bill No. 149, contained in the above report, was certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., May 5, 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. 82:

A bill to be entitled An Act providing for the establishment and quieting of title to real property held in continued adverse possession, either under color of title or without color of title, for a period of seven years and also providing for the establishment and quieting of title to real property where the title is based upon a Tax Deed and the grantee in such deed has been in actual continuous possession of said real estate for a period of four (4) years under said deed and has paid the taxes accruing thereon for said period, said action to quiet title may be brought at the end of said four (4) years.

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

S. A. HINELY,
Chairman.

And Senate Bill No. 82, contained in the above report, was certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., May 2, 1941.

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

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after 3rd reading:

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.

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

S. A. HINELY,
Chairman.

And Senate Bill No. 167, contained in the above report, was certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., May 5, 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. 194:

A bill to be entitled An Act defining and regulating the practice of professional engineering in Florida and defining a professional engineer; providing for the registration of professional engineers; creating and establishing the Florida State Board of Engineer Examiners; providing for the appointment of members composing said board; defining the qualifications of the members; granting certain powers and duties to said board; providing for the expenses of said Board and for the organization and holding of meetings and for the keeping of records of said Board; defining violations of this Act and the penalties for such violations; providing procedure for determining violations and prescribing penalties therefor; defining and providing for exemptions from the provisions of this Act: providing as to engineers from other States practicing professional engineering in Florida; providing for registration and examination fees and providing for and defining qualifications for registration; providing for the holding of examinations and the issuance of certificates of registration and for suspending and revoking certificates so issued; providing for appeal from the action of said Board; providing for receiving, accounting for, and disbursing monies by said Board; providing for the abolishment of the State Board of Engineering Examiners and the transfer of its property to and assumption of its obligations by the Florida State Board of Engineer Examiners; providing for the preservation of rights vested under the law existing prior to enactment of this law; and, save as necessary to preserve such rights, repealing all laws or parts of laws in conflict with this Act.

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

S. A. HINELY,
Chairman.

And Senate Bill No. 194, contained in the above report, was certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., May 5, 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. 236:

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 Divisions of Such Department, and 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 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.

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

S. A. HINELY,
Chairman.

And Senate Bill No. 236, contained in the above report, was certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., May 5, 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. 348:

A bill to be entitled An Act for the Relief of Fred O. Eberhardt, of Tallahassee, Leon County, Florida.

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

S. A. HINELY,
Chairman.

And Senate Bill No. 348, contained in the above report, was

certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., May 5, 1941.

The Rules Committee recommends the adoption of a special rule relating to hour of meeting and adjournment for May 6th, 7th, 8th and 9th. to-wit:

"The hour for convening for the morning session shall be 10:00 A. M. and the hour for adjournment for said morning session shall be 1:00 P. M."

DEWEY A. DYE,
Chairman.

Senator Dye moved the adoption of the foregoing report of the Committee on Rules and Calendar.

Which was agreed to.

And the foregoing report of the Committee on Rules and Calendar was adopted.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator King—

Senate Bill No. 391:

A bill to be entitled An Act establishing a museum of the Florida Indian at Phantom Grove on Lake Pierce in Polk County on property to be donated by the Curtis Florida Company of Mountain Lake; making provisions for the approval of plans of the museum, and maintenance; providing for supervision of its personnel and the acquisition and disposition of collections; providing for a library in connection therewith and making provisions for publishing results of investigations

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

By Senator Beall—

Senate Bill No. 392:

A bill to be entitled An Act relating to the exercise of the power of eminent domain: providing that the State of Florida, the State Road Department of Florida, and the Counties and Incorporated Municipalities of the State of Florida, in the exercise of the power of eminent domain granted by law, may take immediate possession of property involved in any condemnation suit instituted by the State, the State Road Department, or any such County or Municipality: providing that the Court shall make orders with respect to the date upon which the property shall be surrendered and with respect to encumbrances, liens, taxes and other charges: providing for the filing of a declaration of taking, the determination and making of an adequate deposit with the Clerk of the Court to satisfy the judgment of award or compensation: providing for the entry of judgments against the petitioner, the satisfaction thereof and the issuance of executions thereon, providing for the payment of costs of such proceeding, including reasonable attorneys' fees.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 392 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 392 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 392 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. 392 was read the third time in full.

Upon the passage of Senate Bill No. 392 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, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker—32.

Nays—None.

So Senate Bill No. 392 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. 393:

A bill to be entitled An Act granting a pension to Lizzie Johnson, widow of J. W. Johnson, deceased, of Escambia County, Florida.

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

By Senator Beall—

Senate Bill No. 394:

A bill to be entitled An Act to provide that all persons who are non-residents of the State of Florida, and who do not have a dealer's contract from the manufacturer or manufacturer's distributor of automobile authorizing sale of automobiles in definite Florida territory, and who sell automobiles at retail in the State of Florida, shall pay a license tax: to provide for the method of collection and enforcement of said tax: and to provide a penalty for violation of this Act.

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

By Senator Graham (By request)—

Senate Bill No. 395:

A bill to be entitled An Act relating to the sale of intoxicating liquors; requiring a fair trade contract; providing for the method of establishing such fair trade contracts and amendments thereto; providing for a minimum mark-up resale price and allowing exceptions thereto; providing for the supervision and enforcement hereof under the direction of the State Beverage Department and providing penalties for violations thereof.

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

By Senator Graham—

Senate Bill No. 396:

A bill to be entitled An Act prohibiting and making it unlawful for horses, asses, mules, cattle, swine, sheep, goats and other grazing animals to run or roam at large within Dade County, Florida; providing for impounding of live stock found running or roaming at large in violation of this Act; providing impounding fees and for the collection thereof; providing for the sale or other disposition of impounded live stock; making it a misdemeanor to allow such live stock to run or roam at large in violation of this Act; and making the owner of live stock running or roaming at large in violation of this Act liable in damages for all injuries caused, either directly or indirectly, by such live stock while running or roaming at large in violation of this Act and providing a lien therefor.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 396, when it was introduced in the Senate.

THE MIAMI HERALD
Published Daily
Miami — Dade — Florida

STATE OF FLORIDA)
COUNTY OF DADE:)

Before the undersigned authority personally appeared James L. Knight, who on oath says that he is Treasurer of The Miami Herald, a daily newspaper published at Miami in Dade County, Florida; that the attached copy of advertisement, being a _____ in the matter of _____ in the _____ Court, was published in said newspaper in the issues of

April 4th, 1941

Affiant further says that the said The Miami Herald is a newspaper published at Miami, in the said Dade County, Florida, and that the said newspaper has heretofore been continuously published in said Dade County, Florida, each day and has been entered as second class mail matter at the post office in Miami, in said Dade County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

JAMES L. KNIGHT.

Sworn to and subscribed before me this 4th day of April, A. D. 1941.

My commission expires Nov. 2, 1941.

LOUISE MUHLEMAN,
Notary Public, State of Florida
at Large.

NOTICE OF SPECIAL LEGISLATION

NOTICE IS HEREBY GIVEN that application will be made to the Legislature of the State of Florida at the session

thereof to be held in the year 1941 for the enactment of a local or special law, the purpose of which will be to prohibit and make it unlawful for horses, asses, mules, cattle, swine, sheep, goats and other grazing animals to run at large within Dade County, Florida; providing for impounding of the live stock found running at large, for impounding fees and for the collection thereof; providing for the sale or other disposition of impounded live stock; making it a misdemeanor to allow such live stock to run at large and making the owner of live stock running at large liable in damages for all injuries caused, and providing a lien therefor.

BOARD OF COUNTY COMMISSIONERS
OF DADE COUNTY
BY E. H. LEATHERMAN, CLERK.
BY H. S. SWEETING, DEPUTY CLERK.

Senator Graham moved that the rules be waived and Senate Bill No. 396 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 396 was read the second time by title only

Senator Graham moved that the rules be further waived and Senate Bill No. 396 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. 396 was read the third time in full.

Upon the passage of Senate Bill No. 396 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, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 396 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Smith—

Senate Bill No. 397:

A bill to be entitled An Act for the relief of Pearl Long Brooker of Green Cove Springs, Clay County, Florida, and making an appropriation therefor.

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

By Senator Shuler—

Senate Bill No. 398:

A bill to be entitled An Act to amend Section 55 of Article 5 of the Charter of the City of Apalachicola, Florida, being Chapter 7128, Laws of Florida, 1915, entitled, "An Act to abolish the present Municipal Government of the City of Apalachicola, in the County of Franklin, and State of Florida; and to organize and establish a commission form of government for the same; to prescribe its jurisdiction and power; and to authorize the imposition of penalties for the violation of its ordinances"; authorizing and empowering said City to levy and impose license taxes and excise taxes for the purpose of regulation and revenue upon all occupations and any and all privileges, to determine and fix the amounts of such taxes and provide for the enforcement of the collection thereof.

Which was read the first time by title only.

Senator Shuler moved that the rules be waived and Senate Bill No. 398 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 398 was read the second time by title only.

Senator Shuler moved that the rules be further waived and Senate Bill No. 398 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. 398 was read the third time in full.

Upon the passage of Senate Bill No. 398 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, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue,

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

Nays—None.

So Senate Bill No. 398 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 Cliett—

Senate Bill No. 399:

A bill to be entitled An Act to amend Section 1 of Chapter 17693, Laws of Florida, Special Acts of 1935, entitled "An Act to Provide for the Examination and Selection of Persons Employed by the City of Wauchula in the Operation of its Light, Water and Fire Department; to Confirm the Qualifications of All Persons now Employed in said Department; to Provide a Commission for the Purpose of Securing Applications and Conducting an Examination of Applicants for Employment in said Departments and Providing for the Discharge of Employees in said Departments for Cause only and for a Method of Preferring Charges and Conducting Hearings Thereon."

Which was read the first time by title only.

Senator Cliett moved that the rules be waived and Senate Bill No. 399 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 399 was read the second time by title only.

Senator Cliett moved that the rules be further waived and Senate Bill No. 399 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. 399 was read the third time in full.

Upon the passage of Senate Bill No. 399 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, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 399 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 Shands—

Senate Bill No. 400:

A bill to be entitled An Act to Designate and Establish Certain State Roads in Alachua County, Florida.

Which was read the first time by title only.

Senator Shands moved that the rules be waived and Senate Bill No. 400 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 400 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 400 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. 400 was read the third time in full.

Upon the passage of Senate Bill No. 400 the roll was called and the vote:

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

Nays—None.

So Senate Bill No. 400 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 Collins—

Senate Bill No. 401:

A bill to be entitled An Act to amend Chapter 19355, Laws of Florida, Acts of 1939, entitled "An Act relating to Public Education, providing for the organization, establishment, operation, maintenance and support of the State system of Public Education, and prescribing penalties for violating any provision of the Act, and any rule and regulation made pursuant

to the Act," by adding a section to be numbered 1032.1 providing for calling, holding and conducting elections to provide for the organization of more adequate Special Tax School Districts in any County, prescribing qualifications of electors who participate, providing for the voting of taxes and the election and terms of Trustees, providing for the disposal of balances and current obligations, providing for the retirement of existing bonded indebtedness, and providing for the repeal of all laws that conflict therewith.

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

By Senator Collins—

Senate Bill No. 402:

A bill to be entitled An Act to amend Chapter 19355, Laws of Florida, Acts of 1939, entitled "An Act relating to Public Education, providing for the organization, establishment, operation, maintenance and support of the State system of Public Education, and prescribing penalties for violating any provision of the Act, and any rule and regulation made pursuant to the Act," by amending Sections 207, 431, 439, 535, 536, 539, 613, 1003, 1005, 1012, 1081, 1084, 1085, and 1089 and by adding a Section to be numbered 1086.1 relating to the re-funding of school indebtedness, and to repeal all laws in conflict with this Act.

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

By Senator Collins—

Senate Bill No. 403:

A bill to be entitled An Act relating to Public Education to prohibit the establishment or organization of fraternities, sororities or other secret organizations whose membership consists in whole or in part of pupils enrolled in public schools of the State of Florida; to prohibit pupils enrolled in the public schools of the State of Florida from belonging to fraternities, sororities or other secret organizations; to authorize County Boards of Public Instruction to prescribe any necessary regulations and to enforce the provisions of this Act; and to repeal all laws in conflict with this Act.

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

By Senators Ward and McKenzie—

Senate Bill No. 404:

A bill to be entitled An Act to amend Section 1 of Chapter 17,274, Laws of Florida, effective January 1st, 1937, entitled "An Act to permit the retirement of State officials and State employees, under certain conditions with pay."

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

By Senator Wilson—

Senate Bill No. 405:

A bill to be entitled An Act authorizing and requiring the State Road Department to expend the proceeds of the second gas tax in which Gadsden County, Florida, participates, which has accrued or will accrue prior to July 1, 1941, for the purpose of constructing State roads within said County, in the order of preference as designated by the Board of County Commissioners of said County.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 405, when it was introduced in the Senate.

STATE OF FLORIDA,)
COUNTY OF GADSDEN.)

Before the undersigned authority personally appeared Louise Coleman secretary of The Quincy Publishing Company, 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 authorizing and requiring the State Road Department to expend the proceeds of the second gas tax in which Gadsden County, Florida, participates for the purposes of constructing state roads within said county, has been published at least thirty days prior to this date, by being printed in the issues of the Gadsden County Times, a newspaper published in Gadsden County, Florida, on March 20, 27, and April 3, 1941; 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.

LOUISE COLEMAN.

Sworn to and subscribed before me this
19th day of April, 1941.
WM D. LINES,
Notary Public State of Florida at Large
My Commission Expires Oct. 5, 1941
(SEAL)

**NOTICE OF INTENTION TO APPLY FOR THE
PASSAGE OF A LOCAL ACT**

This is to give notice that the undersigned intend to apply to the 1941 session Legislature of State of Florida for the passage of an Act authorizing and requiring the State Road Department to expend the proceeds of the Second Gas Tax in which Gadsden County, Florida, participates, for the purposes of constructing State roads within said County, as designated by the Board of County Commissioners of said County.

CORTELL EDWARDS,
J. C. HINSON,
N. L. WOODBERY.

3-20-4t.

Senator Wilson moved that the rules be waived and Senate Bill No. 405 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 405 was read the second time by title only.

Senator Wilson moved that the rules be further waived and Senate Bill No. 405 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. 405 was read the third time in full.

Upon the passage of Senate Bill No. 405 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, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker. Wilson—35.

Nays—None.

So Senate Bill No. 405 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 Collins (By request)—

Senate Bill No. 406:

A bill to be entitled An Act to require the Tax Assessor and Tax Collector of each County in the State of Florida to pay to the Board of Public Instruction of his county a portion of the excess money which he is now required to pay into a special fund as provided by Chapter 11,954, Laws of Florida, being an Act which provides compensation of officials paid in whole or in part on basis of fees and commissions and the payment over of excess sums collected to the county.

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

By Senator Adams (25th)—

Senate Bill No. 407:

A bill to be entitled An Act amending Section 18 of Chapter 18285, Laws of Florida, Acts of 1937, entitled: "An Act creating a State Welfare Board and District Welfare Boards and providing for their appointment, qualifications, powers and duties; providing that said State Board shall be the agent for the United States, State, County and Municipal Governments in the administration of funds for the relief of unfortunates; and authorizing the said boards to act as agent for the United States, State, County and Municipal Governments in the administration of any funds for investigations, social welfare work, or any other work incident to the public welfare of the United States, State, County and Municipal Governments; authorizing the State Welfare Board to promulgate rules and regulations necessary to carry out the intent and purposes of this Act; providing for the supervision of State and local institutions for destitute or dependent children and providing for the disposition, care, protection, support and maintenance of dependent children; authorizing the State Welfare Board to establish minimum standards of care for all local public and private institutions or agencies; creating the office of State Welfare Commissioner and providing for his appointment, providing that this Act shall not affect the enforcement of Chapter 9274, Acts of 1923, of Chapter 11834 and 13384, Acts of 1927, of Chapter 13620, Acts of 1929, and Acts amendatory thereof; re-

pealing all other laws or parts of laws in conflict herewith; and making appropriations to carry out the purposes of said Act; and fixing the qualifications of persons entitled to monetary benefits or assistance under this Act,"—by adding thereto—to provide for the creation of "the Florida Council for the Blind," and the number and manner of appointment of the members of said council; to prescribe the qualifications of said members and to fix their powers and duties; making an appropriation to carry out the purposes and intent of said amendment; eliminating any invalid provision hereof; repealing laws in conflict herewith; and determining when this Act shall take effect.

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

By Senator Ward—
Senate Bill No. 408:

A bill to be entitled An Act authorizing and empowering the Board of Public Instruction for Lee County, Florida, to transfer funds from its interest and sinking fund accounts to its General Fund account whenever there is an excess in the interest and sinking fund over and above the current bond and interest coupon payments; and further providing for the procedure for the same.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 408 when it was introduced in the Senate:

FORT MYERS NEWS-PRESS

Published Daily

Fort Myers, Florida

AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA,)
COUNTY OF LEE)

Before the undersigned authority appeared Carl Hanton, who on oath says that he is the Editor and General Manager of the Fort Myers News-Press, a daily newspaper published at Fort Myers in Lee County, Florida; that the attached copy of advertisement, being a Notice—Application for Special Legislation, in the matter of..... in theCourt, was published in said newspaper in the issues of Mar. 1, 8, 15, 22, 1941.

Affiant further says that the said Fort Myers News-Press is a newspaper published at Fort Myers, in said Lee County, Florida, and that the said newspaper has heretofore been continuously published in said Lee County, Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers, in said Lee County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount for publication in the said newspaper.

CARL HANTON.

(SEAL)

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

C. F. PERRY,

Notary Public.

**NOTICE OF INTENTION TO APPLY
FOR LOCAL LEGISLATION**

Notice is hereby given that the undersigned will present to the 1941 Session of the Legislature of the State of Florida an act authorizing and empowering the Board of Public Instruction for Lee County, Florida to make transfers from accounts having excess funds to the Operating or General Fund Account of the said Board.

Dated this 28th day of February, A. D. 1941.

LYNN GERALD.

Mar. 1, 8, 15, 22

9006

Senator Ward moved that the rules be waived and Senate Bill No. 408 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 408 was read the second time by title only.

Senator Ward moved that the rules be further waived and Senate Bill No. 408 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. 408 was read the third time in full.

Upon the passage of Senate Bill No. 408 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, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So Senate Bill No. 408 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 Ward—

Senate Bill No. 409:

A bill to be entitled An Act providing for the distribution of one-half of Race Track funds allocated to Lee County, Florida, to the Board of Public Instruction of Lee County, Florida, and its use for general school purposes.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 409 when it was introduced in the Senate:

FORT MYERS NEWS-PRESS
Published Daily
Fort Myers, Florida

AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA,)
COUNTY OF LEE)

Before the undersigned authority appeared Carl Hanton, who on oath says that he is the Editor and General Manager of the Fort Myers News-Press, a daily newspaper published at Fort Myers in Lee County, Florida; that the attached copy of advertisement, being a Notice—Application for Special Legislation, in the matter of..... in the..... Court, was published in said newspaper in the issues of Mar. 1, 8, 15, 22, 1941.

Affiant further says that the said Fort Myers News-Press is a newspaper published at Fort Myers, in said Lee County, Florida, and that the said newspaper has heretofore been continuously published in said Lee County, Florida, each day, and has been entered as a second class mail matter at the post office in Fort Myers, in said Lee County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount for publication in the said newspaper.

CARL HANTON.

(SEAL)

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

C. F. PERRY,
Notary Public.

NOTICE OF INTENTION TO APPLY
FOR LOCAL LEGISLATION

Notice is hereby given that the undersigned will present to the 1941 Session of the Legislature of the State of Florida an Act requiring the Comptroller to pay to the Board of Public Instruction for Lee County, Florida, one-half of the Race Track Tax Funds apportioned to Lee County, Florida.

Dated this 28th day of February, A. D. 1941.

LYNN GERALD.

Mar. 1, 8, 15, 22 3007

Senator Ward moved that the rules be waived and Senate Bill No. 409 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 409 was read the second time by title only.

Senator Ward moved that the rules be further waived and Senate Bill No. 409 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. 409 was read the third time in full.

Upon the passage of Senate Bill No. 409 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, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue,

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

Nays—None.

So Senate Bill No. 409 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

MESSAGES FROM THE GOVERNOR

State Of Florida
EXECUTIVE DEPARTMENT
Tallahassee
April 24th, 1941.

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

Sir:

I have the honor to inform you that I have today approved the following Acts, 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. 7 Relating to Gasoline Tax.
- Senate Bill No. 24 Relating to University of Florida and Florida State College for Women.
- Senate Bill No. 91 Relating to Circuit Courts.
- Senate Bill No. 94 Relating to State Road (Hays Lewis Memorial Highway).
- Senate Bill No. 179 Relating to Motor Vehicles.
- Senate Memorial No. 6 Relating to Inter-American Cultural Center.
- Senate Concurrent Resolution No. 7 Relating to Doctor Helen Keller.

SPESSARD L. HOLLAND,
Governor.

State of Florida
EXECUTIVE DEPARTMENT
Tallahassee
May 2nd, 1941

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

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:

- S B No. 92 Relating to Dentistry.

SPESSARD L. HOLLAND,
Governor.

State of Florida
EXECUTIVE DEPARTMENT
Tallahassee
May 5th, 1941

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

Sir:

I have the honor to inform you that I have today caused the following Acts, which originated in your Honorable Body, to be filed in the office of the Secretary of State, the same having remained in this office for the full Constitutional period of five days and will become laws without my approval:

- S B No. 43, Relating to Hillsborough County.
- S B No. 105, Relating to Franklin and Gulf Counties.
- S B No. 106, Relating to Franklin County.
- S B No. 107, Relating to Franklin and Gulf Counties.
- S B No. 114, Relating to St. Petersburg.
- S B No. 115, Relating to St. Petersburg.
- S B No. 116, Relating to St. Petersburg.
- S B No. 117, Relating to St. Petersburg.
- S B No. 135, Relating to St. Johns County.
- S B No. 136, Relating to St. Johns County.
- S B No. 139, Relating to St. Johns County.
- S B No. 195 Relating to St. Petersburg Port Authority.
- S B No. 198 Relating to St. Petersburg.
- S B No. 199, Relating to St. Petersburg.
- S B No. 200, Relating to St. Petersburg.

SPESSARD L. HOLLAND,
Governor.

Senator Beall moved that a committee be appointed to go to the Governor's office and escort State Senators T. R. Burnside of Thomson, Ga., J. H. Clark of Ringgold, Ga., Homer Edenfield of Kingsland, Ga., members of the Georgia Senate, Honorable Randall Evans, Jr. of Thomson Ga., Speaker of the Georgia House of Representatives, and Mr. J. Colton Weeks of Ringgold Ga., a banker and prominent citizen of the State of Georgia, to seats on the rostrum.

Which was agreed to.

The President appointed Senators Beall, Cooley, and Perdue as the committee.

Senator Whitaker moved that a committee be appointed to escort the Honorable Harry N. Sandler of Tampa, Florida, Circuit Judge of the Thirteenth Judicial Circuit of Florida, to a seat on the rostrum.

Which was agreed to.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla.,
May 5, 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 Messrs. Sheldon and McDonald of Hillsborough—

House Bill No. 779:

A bill to be entitled An Act authorizing any Board of Public Instruction of any County of the State of Florida, having a population of not less than 100,000 and not more than 200,000, according to the last Federal census, to sell at public or private sale any or all bonds and coupons heretofore allotted to and received by such board as the share or interest of the school funds of such county in bonds and coupons theretofore received in payment of delinquent taxes and tax adjustments accepted pursuant to the provisions of Chapter 16,252, Laws of Florida, Acts of 1933, as amended by Chapter 17,400, Laws of Florida, Acts of 1935; authorizing any such Board of Public Instruction to determine the respective interests or shares in such bonds of the general school fund of such county and of the special tax school districts therein for maintenance purposes and for bond, interest and sinking funds, and to allocate said bonds and coupons to and among said funds in accordance with the interests or shares so determined to exist, or in case of sale to determine the interests or shares of said respective funds in and to the proceeds from such sale and allocate such proceeds to and among said funds in accordance with the shares or interests so determined; authorizing any such Board of Public Instruction, in case of a sale of such bonds and coupons, to apply first from the proceeds of the sale so much thereof as may be required to pay off and discharge any loan with interest thereon theretofore lawfully incurred by any such board of public instruction for which such bonds and coupons or any interest therein may heretofore have been pledged; and in case of sale by any such Board of Public Instruction of any such bonds and coupons to use and apply the share or interest of the county school fund of the county in the proceeds derived therefrom and the share or interest of any special tax school district of such county in such proceeds other than belonging to the bond, interest and sinking funds of the district, by and with the consent and approval of the trustees of the district, to provide the cost of extending the maintenance and operation of the current school term for a period not to exceed nine months, without any amendment of the budget of such board for the current school year and without obtaining any other consent thereto; and repealing all laws and parts of laws in conflict with the provisions of this Act.

And respectfully requests the concurrence of the Senate therein.

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 779, 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. 779 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 779 was read the second time by title only.

Senator Whitaker moved that the rules be further waived and House Bill No. 779 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. 779 was read the third time in full.

Upon the passage of House Bill No. 779 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, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—35.

Nays—None.

So House Bill No. 779 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.,
May 2, 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 refuses to concur on Senate amendment to—

By Mr. Holt of Dade—

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.

Which amendment reads as follows:

Strike out the words "State Auditor" wherever they appear in the bill

And respectfully requests the Senate to recede therefrom.

BEN H. FUQUA,

Chief Clerk House of Representatives.

Pending consideration of the foregoing message from the House of Representatives, the following Message from the House of Representatives was received and read:

Tallahassee, Fla.,
May 5, 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. Holt of Dade—

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 currently with the regular terms of the successive Governors of Florida.

For the purpose of further consideration.

BEN H. FUQUA,

Chief Clerk House of Representatives.

Senator Dye moved that the request of the House of Representatives, as contained in the foregoing message, be granted.

Which was agreed to and House Bill No. 427 was ordered returned to the House of Representatives.

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

Tallahassee, Florida,
May 5, 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 Committee on Labor—
House Bill No. 659:

A bill to be entitled An Act to amend and clarify the Florida Workmen's Compensation Act, and to amend Sections 14, 15, 28, 29, and 34 of Chapter 17481, Acts of 1935; and Sections 2, 13, 16, 20, 25, and 27 of Chapter 17481, Acts of 1935, as amended by Chapter 18413, Acts of 1937, being: "An Act to provide for and adopt a comprehensive Workmen's Compensation Law for the State of Florida; to provide compensation thereunder for disability or death resulting from an injury arising out of and in the course of employment; limiting, regulating and prohibiting resort to certain common law causes of action and/or defenses in cases falling within the purview of this Act; imposing certain duties and exactions upon employers and/or employees falling within the scope of this law; defining the employments subject hereto and delimiting the application of this Act as applied to other employments and setting up an agency of the State for the administration hereof"; creating the Florida Industrial Commission and providing for the appointment of three (3) members on said Commission and providing for the appointment of said Commission, consisting of the chairman and two (2) other members; fixing their compensation and prescribing their duties. Redefining the employments subject to the Workmen's Compensation Law; providing for a waiting period of four days and for the non-payment of compensation during such period; providing for rules and regulations permitting two or more employers to join together in qualifying as self-assured; making certain changes with respect to death benefits; permitting the Commission to designate in the awards a person to whom compensation is payable in the case of a minor or incompetent; providing for an election of remedies in case of third party liability; permitting an assessment of not more than three per centum upon premiums for purposes of administering the Workmen's Compensation Act; and providing for autopsy in compensation cases; and for disposition of death benefits to designated parties where no dependents exist; and further to amend such Act by adding thereto certain sections thereby providing for accident prevention and safety of employees in connection with the administration of the Workmen's Compensation Act by authorizing the Industrial Commission to make rules relating to safety in places of employment; requiring employers to maintain safe places of employment; permitting inspectors to see that such safety provisions are observed; providing for appeal from such rules and for penalties in case of violation thereof; surrendering in compensation cases on behalf of the State, its Boards, Bureaus, Departments, and Agencies of its Subdivisions employing labor, the sovereign's rights to freedom from suit and authorizing proceedings to collect compensation due employees thereof; providing double compensation in case of injury to illegally employed minors; and for other purposes. Redefining the employments subject to the Workmen's Compensation Law; increasing the liability of the employer for medical benefits; making certain changes with respect to the determination of average weekly wages and the percentage of such wages to be paid for disability or death; providing for attorneys fees in addition to compensation in certain cases; authorizing the Commission to direct a lump sum payment; making certain changes with respect to applications for review of orders of Deputy Commissioners and appeals from the decisions of the full commission; clarifying the procedure with respect to modification of awards; and authorizing the Commission to make charges for the performance of certain duties; and providing that witnesses may be allowed the same fees and mileage as in cases at law.

And respectfully requests the concurrence of the Senate therein.

BEN H. FUQUA,
Chief Clerk House of Representatives.

And House Bill No. 659, contained in the above message, was read the first time by title only and referred to the Committee on Labor and Industry.

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

Tallahassee, Fla.,
May 2, 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 Senator Clarke—
Senate Bill No. 33:

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

By Senators Wilson, Collins and Shands—
Senate Bill No. 78:

A bill to be entitled An Act, relating to the reduction of fire hazards on buildings owned and controlled by the State Board of Education, Board of Commissioners of State Institutions or the State Board of Control, and authorizing the State Treasurer to advance surplus funds in the State Fire Insurance Fund for the accomplishment thereof and making appropriations therefor.

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 33 and 78, 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.,
May 5, 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 with amendments—

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 or 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 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 amendments read as follows:

House Amendment No. 1:

Amendment to Senate Bill No. 265—

In Section 7, line 15, of the bill, strike out the figures "\$35.00" and insert the following in lieu thereof: The figures "\$15.00."

House Amendment No. 2:

In Section 9, line 22, (typewritten bill) strike out the words One Hundred and Seventy Five Dollars (\$175.00) per month and insert the following in lieu thereof: One Hundred Dollars (\$100.00) Per Month.

And respectfully requests the concurrence of the Senate therein.

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bill No. 265, contained in the above message, was read by title, together with House Amendments thereto.

Senator Price moved that the Senate do not concur in House Amendment No. 1 to Senate Bill No. 265.

Which was agreed to and the Senate refused to concur in House Amendment No. 1 to Senate Bill No. 265.

Senator Price moved that the Senate do not concur in House Amendment No. 2 to Senate Bill No. 265.

Which was agreed to and the Senate refused to concur in House Amendment No. 2 to Senate Bill No. 265.

Senator Price moved that the House of Representatives be requested to recede from House Amendments Nos. 1 and 2 to Senate Bill No. 265.

Which was agreed to and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Fla.
May 2, 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 Senator Kanner (By request)

Senate Bill No. 90:

A bill to be entitled An Act amending Section 1011, Revised General Statutes of the State of Florida, as amended, and setting the motor vehicle license fee for motor vehicles used exclusively for the transportation of pupils to and from school; repealing all laws in conflict herewith and setting the time for which this Act shall become effective.

By Senator Beall—

Senate Bill No. 150:

A bill to be entitled An Act relating to and regulating certain classes of Insurance Agents and Solicitors; to provide for the examination and licensing of such Insurance Agents and Solicitors; fixing the fees to be paid therefor and the appropriation thereof; to provide for the suspension or revocation of such licenses and the procedure thereunder; to make it unlawful to engage in the business of an Insurance Agent or Solicitor without having first procured a license; to prescribe qualifications of an Insurance Agent or Solicitor, and the powers and duties of the State Treasurer or Insurance Commissioner in determining same, and prescribing certain additional qualifications of Agents in Cities and Towns having certain populations; to require the payment of certain license taxes and qualification fees; to provide for the expense of the administration of this Act; to prohibit insurers from effecting contracts of insurance, or giving compensation therefor except to duly licensed Agents under this Act; to provide penalties for the violation of the provisions of this Act; to amend Section 1 of Chapter 17069, Laws of Florida, Acts of 1935; to amend Section 2 of Chapter 17,069, Laws of Florida, Acts of 1935; to amend Section 4 of Chapter 17,069, Laws of Florida, Acts of 1935; to amend Section 5 of Chapter 14,741, Laws of Florida, Acts of 1931; which said sections of said Acts to be amended relate to the subject matter hereinabove set forth; and to repeal all laws in conflict herewith.

BEN H. FUQUA,

Chief Clerk House of Representatives.

And Senate Bills Nos. 90 and 150, 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.
May 2, 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 Committee on Banks and Loans—

House Bill No. 643:

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; providing what laws and parts of laws shall not be repealed by this Act and those that shall be repealed.

And respectfully requests the concurrence of the Senate therein.

BEN H. FUQUA,
Chief Clerk House of Representatives.

And House Bill No. 643, contained in the above message, was read the first time by title only and referred to the Committee on Banking and Building and Loans.

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

Tallahassee, Fla.
May 2, 1941.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate Amendment to:

By Mr. Simpson of Jefferson—

House Bill No. 27:

A bill to be entitled An Act to regulate the labeling, transportation, sale, and offering for sale, of agricultural and vegetable seeds; to prevent misrepresentations thereof; providing for the enforcement hereof and repealing Chapter 19364, Laws of Florida, Acts of 1939, and all laws in conflict herewith.

Which amendment reads as follows:

In Section 4(2), lines 1 and 2 Engrossed House Bill, strike out the words "Knowingly Transport" and insert the following in line 2 immediately following the second word "Sale" and preceding the word "Any" in the first paragraph of said section 4(a) insert the words "or knowingly transport."

BEN H. FUQUA,
Chief Clerk House of Representatives.

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

Tallahassee, Fla.
May 2, 1941.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted the report of the Conference Committee appointed by the Speaker of the House and the President of the Senate to adjust the differences existing between the two Bodies on:

By Messrs. Holt of Dade and Shafer, Safford and Murray of Polk—

House Bill No. 28:

A bill to be entitled An Act to promote nations and state defense by preventing sabotage; to that end to protect property by making criminal certain entries in, injuries to, interferences with and defective workmanship in connection with, property and attempts, solicitations, and conspiracies to commit such acts; to restrict witnesses' privileges against self-incrimination in proceedings; to provide for questioning and detaining suspected persons; to authorize the closing of, and the restricting of the use of, certain highways; to provide that this Act shall not be construed to impair the rights of labor; to suspend inconsistent acts and parts of acts; to prescribe penalties for violations of this Act; providing that this Act shall be in effect until May 15, 1945, and thereafter when the United States is at war.

Which Conference Committee report reads as follows:

Tallahassee, Fla., April 29, 1941.

Honorable Dan McCarty,
Speaker of the House of Representatives,

Sir:

The undersigned, heretofore appointed as conferees on behalf of the House of Representatives to meet with conferees on behalf of the Senate, for the purpose of conferring on the difference existing between the House of Representatives and the Senate over Senate Amendment to House Bill No. 28, and with directions that they report back to the House the results of such conference, beg leave to report that said conferees on the part of the House, as well as on the part of the Senate, have agreed that said House Bill No. 28 be amended in the following particulars:

Amendment No. 1:

In Section 2, Line 2, of the typewritten bill, beginning with the word "with" at the end of the line, strike out down to and including the words "delay or interfere" in Line 4, and insert in lieu thereof the following: "and such Act hinders, delays or interferes"

Amendment No. 2:

In Section 2, Line 9, of the typewritten bill, strike out the word "ten" and insert in lieu thereof the following: "twenty"

Amendment No. 3:

In Section 2, Line 9, of the typewritten bill, beginning with the word "or" at the end of said line, strike out the following words down to the colon: "or by a fine of not more than ten thousand dollars, or by both such fine and imprisonment, as the court may direct:"

Amendment No. 4:

In Section 4, Lines 3 and 4, of the typewritten bill, strike out the words "prescribed for the completed crime," and insert in lieu thereof the following: "as prescribed in Section 3, hereof."

and your conferees submit our report for adoption by the House of Representatives.

GEORGE E. HOLT,
WILLIAM W. PERRY,
RALPH McLANE,
Conferees behalf of the House.
PAT WHITAKER,
PHILIP D. BEALL,
A. L. WILSON,
Conferees behalf of the Senate.

And respectfully requests the concurrence of the Senate therein.

BEN H. FUQUA,
Chief Clerk House of Representatives.

Senator Dye now presiding.

SENATE BILLS ON THIRD READING

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, pending roll call having been read the third time in full on April 24, 1941.

By unanimous consent Senator Adams (25th) offered the following amendment to Senate Bill No. 122:

In Section 5, line 6 (printed bill), strike out the words "or tax certificates held by them."

Senator Adams (25th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 122, 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, Folks, Gideons, Graham, Horne, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd Shuler, Smith, Taylor, Whitaker, Wilson—32.

Nays—Senator Dye—1.

So Senate Bill No. 122 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bills Nos. 32 and 99 were taken up in their order, pending roll, and the consideration thereof was informally passed.

Senate Bill No. 254:

A bill to be entitled An Act appropriating money for the use and benefit of Florida National Exhibits, Inc., in connection with the deficit in the establishment and maintenance of the Florida Exhibit at the New York World's Fair and for the establishment and maintenance of Florida Exhibits at Atlantic City and other fairs, expositions and meetings of nation-wide importance and for the establishment of proper warehouse facilities to care for these exhibits when not in use.

Was taken up in its order, pending roll call having been read the third time in full on May 1, 1941.

By unanimous consent Senator McKenzie offered the following amendment to Senate Bill No. 254:

After Section 2 add the following:

"Section 3. No money shall be expended under the terms of this Act except with the consent and approval of the Governor whose duty it shall be to examine all requisitions submitted for payment."

Make present Section 3 read Section 4.

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

Upon the passage of Senate Bill No. 254, as amended, the roll was called and the vote was:

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

Nays—Senators Folks, Whitaker—2.

So Senate Bill No. 254 passed, as amended, and was referred to the Committee on Engrossed Bills.

The following pair on the foregoing roll call on Senate Bill No. 254 was announced and filed with the Secretary:

I am paired with Senator Kelly on this roll call. If he were present he would vote "aye" and I would vote "No."

A. P. DRUMMOND.

Senate Bill No. 247 was taken up in its order, pending roll, and the consideration thereof was informally passed.

Senate Bill No. 144:

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

Was taken up in its order and read the third time in full.

Upon the passage of Senate Bill No. 144 the roll was called and the vote was:

Yeas—Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker—33.

Nays—None.

So Senate Bill No. 144 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 BILLS ON SECOND READING

Senate Bill No. 53:

A bill to be entitled An Act fixing the salaries of the Judges of the Circuit Court payable by the State of Florida, making appropriation to pay the same, and repealing conflicting laws.

Was taken up in its order.

Senator Beall moved that the rules be waived and Senate Bill No. 53 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 53 was read the second time by title only.

Senator Drummond offered the following amendment to Senate Bill No. 53:

In Section 1, (typewritten bill) strike out the words "Sixty-seven hundred fifty dollars (\$6750)" and insert in lieu thereof the following: "Six thousand dollars (\$6000)."

Senator Drummond moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon call of the roll on the adoption of the amendment offered by Senator Drummond to Senate Bill No. 53, the roll was called and the vote was:

Yeas—Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Cliett, Collins, Cooley, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Johnson, Kanner, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—33.

Nays—Senator Rose—1.

So the amendment was adopted.

Senator Butler offered the following amendment to Senate Bill No. 53:

At the end of Section 1 add: Provided, however, that the provisions hereof shall not be construed to alter, amend, or repeal any of the provisions of Senate Bill No. 517, Acts of 1921, as amended by Chapter 17995, Laws of Florida, Acts of 1937, or of Chapter 17076, Laws of Florida, Acts of 1935, or of Chapter 17772, Laws of Florida, Acts of 1937, or of Chapter 17773, Laws of Florida, Acts of 1937, or of Chapter 17994, Laws of Florida, Acts of 1937.

Senator Butler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall offered the following amendment to Senate Bill No. 53:

At the end of Section 1 add: Nothing in this Act shall operate to increase the salary or emolument of any Circuit Judge who shall be appointed to office during the time for which he was elected Senator or House Representative, and each Circuit Judge shall receive during the term for which he shall be appointed the salary and emolument which, under the provisions of law, appertain to such office at the beginning of the time for which he was elected Senator or Member of the House of Representatives.

Senator Butler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall moved that the rules be further waived and Senate Bill No. 53, 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. 53, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 53, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams (25th), Beall, Butler, Clarke, Collins, Dye, Gideons, Johnson, Kanner, King, Maddox, McKenzie, Price, Rose, Shands, Shepherd, Shuler, Taylor, Ward, Whitaker, Wilson—22.

Nays—Senators Adams (30th), Cliett, Cooley, Drummond, Folks, Graham, Hinely, Horne, Lewis, Lindler, Maines, Perdue, Smith—13.

So Senate Bill No. 53 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bills Nos. 62, 248, 273, 230 and 216 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 302:

A bill to be entitled An Act amending Section 7 of Chapter 6469, Laws of Florida, 1913, being the same as Section 305, Revised General Statutes of Florida, 1920, and Section 361, Compiled General Laws of Florida, 1927, as amended by Section 3 of Chapter 13761, Laws of Florida, 1929, by Section 1 of Chapter 16984, Laws of Florida, Acts of 1935, and Section 2, Chapter 19663, Laws of Florida, Acts of 1939, relating to primary elections and providing four year terms for members of the political party executive committees.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 302 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 302 was read the second time by title only.

Senator King offered the following amendment to Senate Bill No. 302.

In page 2, next to last line (typewritten bill), after the comma following the word "precinct", add the following: "in the case of a County Executive Committee, or in the same county."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King moved that the rules be further waived and Senate Bill No. 302 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. 302, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 302, as amended, the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 302 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bills Nos. 297, 113 and 109 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 178:

A bill to be entitled An Act relating to limited Agricultural Associations; authorizing the formation of such Associations, prescribing the powers and duties thereof; limiting the personal liability of members, and providing procedure for the formation, organization, operation and dissolution of such Associations.

Was taken up in its order.

Senator Lindler moved that the rules be waived and Senate Bill No. 178 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 178 was read the second time by title only.

Senator Lindler moved that the rules be further waived and Senate Bill No. 178 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. 178 was read the third time in full.

Upon the passage of Senate Bill No. 178 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 178 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 Whitaker moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 4:36 o'clock P. M. until 10:00 o'clock A. M., Tuesday, May 6, 1941.