

# JOURNAL OF THE SENATE

Friday, May 23, 1941

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Thursday, May 22, 1941.

Senator Dye, President Pro Tempore, presiding.

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

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

A quorum present.

Senators Cooley and Cliett were excused from attendance upon the session today.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Thursday, May 22, 1941, was corrected and is corrected was approved.

## REPORTS OF COMMITTEES

Senator McKenzie, Chairman of the Committee on Military Affairs, submitted the following report:

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

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

Sir:

Your Committee on Military Affairs, to whom was referred:

Senate Bill No. 539:

A bill to be entitled An Act to authorize the Boards of County Commissioners and the Boards of Public Instruction in the several counties of the State to make arrangements for the use of School Busses for the purpose of transporting members of the Florida defense force to and from drill areas under certain conditions; providing for the payment of the expenses of such transportation by the Boards of County Commissioners; and repealing all laws and parts of laws in conflict herewith.

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

H. S. MCKENZIE,  
Chairman.

And Senate Bill No. 539, contained in the above report, was referred to the Committee on Education under the joint reference.

Senator Shands, Chairman of the Committee on State Institutions, submitted the following report:

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

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

Sir:

Your Committee on State Institutions, to whom was referred:

House Bill No. 360:

A bill to be entitled An Act to designate the law libraries respectively: The University of Miami, Stetson University and the University of Tampa as State Depositories of Public Documents, to provide for furnishing them said documents, and instruct them to make same available and accessible to the public.

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

W. A. SHANDS,  
Chairman.

And House Bill No. 360, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Lewis, Chairman of the Committee on Judiciary "B," submitted the following report:

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

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

Sir:

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

Senate Bill No. 588:

A bill to be entitled An Act relating to tip sheets; to provide for the licensing and regulating of any person, engaged in the business of printing, publishing, or selling any prediction, either written or oral, of the result of any trial or contest of skill, speed, power, or endurance of man, beast or fowl; to define certain words and phrases as used in this Act; requiring the fingerprinting, photographing and registering of persons engaged in such business; providing that this Act shall not apply to any newspaper or radio station; or to the programs customarily sold within the enclosure of licensees operating under the control and supervision of the Florida State Racing Commission; to provide for the filing of copies of tip sheets and oral predictions with Florida State Racing Commission; to provide for a penalty for the violation of this Act.

Senate Bill No. 629:

A bill to be entitled An Act prohibiting book-making and pool selling, except under certain conditions, and providing a penalty for violation thereof.

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

AMOS LEWIS,  
Chairman.

And Senate Bills Nos. 588 and 629, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Lewis, Chairman of the Committee on Judiciary "B," submitted the following report:

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

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

Sir:

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

Senate Bill No. 627:

A bill to be entitled An Act to amend "The Beverage Act" by amending Section 1, Chapter 16774, Laws of Florida, Acts of 1935, and Section 3, Chapter 18015, Laws of Florida, Acts of 1937, and Section 1-A, Chapter 19301, Laws of Florida, Acts of 1939, to provide for revocation or suspension of licenses by the director where any licensee permits the premises occupied by said licensee to be used for the purpose of making or exchanging bets or wagers or permits on said premises, the use of telephone or other communication system to publish or disseminate information concerning horse racing.

Senate Bill No. 626:

A bill to be entitled An Act to amend the Florida Barbers Law, Chapter 14650, Acts of 1931, as amended by amending Section 15 thereof to provide for additional causes for the exclusion, suspension or revocation of any certificate of registration.

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

AMOS LEWIS,  
Chairman.

And Senate Bills Nos. 627 and 626, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Lewis, Chairman of the Committee on Judiciary "B," submitted the following report:

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

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

Sir:

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

House Bill No. 212:

A bill to be entitled An Act amending Section 3484, Revised General Statutes of 1920, also known as Section 5337, Compiled General Statutes of Florida, 1927, providing for proceeding in replevin when defendant cannot be personally served.

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

AMOS LEWIS, Chairman.

And House Bill No. 212, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Lewis, Chairman of the Committee on Judiciary "B", submitted the following report:

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

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

Sir:

Senator Lewis, Chairman of the Committee on Judiciary "B", submitted the following report:

Senate bill No. 571:

A bill to be entitled An Act to amend Section 7, of Chapter 15637, Laws of Florida, Acts of 1931, entitled "An Act creating the State Board of Accountancy of this State; providing for the appointment of the members of such board, fixing their term of office, prescribing the powers of such board and defining its duties; providing for the issuance of certificates to practice as certified accountants to persons who shall comply with the terms of this Act; regulating the practice of public accounting in this State; defining what shall constitute the practice of Public Accounting; authorizing the State Board of Accountancy to prescribe rules and regulations and requiring such board to promulgate canons of professional ethics; providing for the revocation and suspension of certificates held by public accountants and certified public accountants; prescribing penalties for violating the provisions of this Act"; by increasing the powers of the State Board of Accountancy in issuing certified public accountants' certificates.

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

AMOS LEWIS, Chairman.

And Senate Bill No. 571, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Lewis, Chairman of the Committee on Judiciary "B", submitted the following report:

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

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

Sir:

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

Senate Bill No. 628:

A bill to be entitled An Act to amend Chapter 1639, sub-Chapter 8, Acts 1868, Section 24; Chapter 5419, Acts 1905, Section 1 as amended by Chapter 5720, June 3, 1907, Section 1 by defining persons who are vagrants in addition to those already defined as such by said Chapters and to provide what shall be prima-facie evidence of a race book-making and betting and wagering place.

Senate Bill No. 641:

A bill to be entitled An Act relating to and regulating the transmission of news and information from within the premises of any horse race meet licensee, prescribing a penalty for the violation of same, authorizing the Racing Commission to promulgate rules and regulations, providing for a license tax, prohibiting publication of betting odds based on pari-mutuel pools and requiring licensee to furnish lists to the Racing Commission.

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

AMOS LEWIS, Chairman.

And Senate Bills Nos. 628 and 641, contained in the above report, were placed on the Calendar of Bills on second reading.

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

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

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

Sir:

Your Committee on Judiciary "A", to whom was referred: Senate Bill No. 693:

A bill to be entitled An Act to amend Sections Five (5) and six (6) of Chapter 20210, Laws of Florida, Acts of 1941, 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" and to provide for permits to be issued operators of certain Motor Vehicles by the State Road Department.

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

PHILIP D. BEALL, Chairman.

And Senate Bill No. 693, contained in the above report, was placed on the Calendar of Bills on second reading.

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

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

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

Sir:

Your Committee on Judiciary "A", to whom was referred: House Bill No. 716:

A bill to be entitled An Act repealing Chapter 19247, Laws of Florida, Acts of 1939, entitled "An Act providing for the voluntary resignation and retirement of elective officers of cities and villages under certain conditions with pay.

Have had the same under consideration, and recommend that the same does not pass.

PHILIP D. BEALL, Chairman.

And House Bill No. 716, contained in the above report, was laid on the table.

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

Senate Chamber, Tallahassee, Fla., May 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. 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.

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

S. A. HINELY, Chairman.

And Senate Bill No. 406, contained in the above report, was certified to the House of Representatives.

Senator Shands moved that the rules be waived and the hour of adjournment at this session be fixed at 1:30 o'clock P. M.

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

Senator Shands moved that the rules be further waived and the afternoon session, this day, be dispensed with.

Which was agreed to by a two-thirds vote.

Senator Beall moved that the rules be waived and the Senate meet at 8:00 o'clock P. M. on Wednesday night, May 28, 1941, for the purpose of considering pet bills, instead of

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Tuesday night, May 27, 1941, and continue to meet on each succeeding night thereafter until each Senator has had a pet bill considered.

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

Senator Shands moved that Senate Bill No. 436 be recalled from the House of Representatives.

Which was agreed to and it was so ordered.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Cooley—

Senate Bill No. 712:

A bill to be entitled An Act permitting agents of corporations upon whom process may be served, to resign such agency, and providing for notice of resignation, fixing a fee for the filing thereof, and the effect thereof.

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

By Senator Shuler—

Senate Bill No. 713:

A bill to be entitled An Act declaring a part of State road No. 175 to be a part of the Third Preferential System of Roads in this State and granting certain powers to the State Road Department in connection therewith.

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

By Senator Shuler—

Senate Bill No. 714:

A bill to be entitled An Act declaring a certain State road described as follows: begin at Shadeville, in Wakulla County, Florida, on State road No. 10, and run in a southerly direction to the community of Spring Creek in Wakulla County, Florida, to be a part of the Third Preferential System of Roads in this State and granting certain powers to the State Road Department in connection therewith.

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

By Senator Shuler—

Senate Bill No. 715:

A bill to be entitled An Act relating to fishing; providing a closed season on all species of fresh water fish; and providing penalties for the violation of this Act.

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

By Senators Taylor and Johnson—

Senate Bill No. 716:

A bill to be entitled An Act relating to protection and conservation of sponges; providing for privilege tax on wholesale dealers in sponges; providing for privilege tax on producers of sponges; requiring wholesale dealers to collect the privilege tax imposed on producers and pay tax to State Board of Conservation; conferring on State Board of Conservation exclusive police powers to administer provisions of Act and all laws relating to protection and conservation of sponges; authorizing State Board to revoke licenses issued hereunder; making lawful taking sponges over certain size from waters of State by certain methods; providing for expenditure of licenses and taxes received; prohibiting taking sponges from certain areas by diving method; prescribing penalty for violating provisions hereof; repealing conflicting laws.

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

By Senator Kelly—

Senate Bill No. 717:

A bill to be entitled An Act to require members of the Board of County Commissioners of the County of Nassau, State of Florida, to be nominated and elected by the voters of their respective districts instead of from the County at large.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 717 when it was introduced in the Senate:

STATE OF FLORIDA )
COUNTY OF NASSAU ) ss

Before 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 Nassau County, Florida, the substance of said proposed law being an Act requiring the nominee in every primary election for membership on the Board of County Commissioners to be selected from each of the County Commissioner's Election Districts of Nassau County, Florida, in lieu of running at large as is now provided by law; and providing the time when said Act shall take effect, has been published at least thirty days prior to this date, by being printed in the issue of April 18th, 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 situated; 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 19th day of May, A. D. 1941.

(Seal) HERBERT WM. FISHLER,
Notary Public, State of Florida at large.
My Commission Expires, April 26, 1943.

NOTICE OF INTENTION TO APPLY FOR SPECIAL LEGISLATION AFFECTING NASSAU COUNTY, FLORIDA.

NOTICE IS HEREBY GIVEN that application will be made to the legislature of the State of Florida at its session in the year 1941 for the passage of a special law relating to Nassau County, Florida, the substance of said proposed law being An Act requiring the nominee in every primary election for membership on the Board of County Commissioners to be selected from each of the County Commissioner's Election Districts of Nassau County, Florida, in lieu of running at large as is now provided by law, and providing the time when said Act shall take effect.

Board of County Commissioners of Nassau County, Florida.

Senator Kelly moved that the rules be waived and Senate Bill No. 717 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 717 was read the second time by title only.

Senator Kelly moved that the rules be further waived and Senate Bill No. 717 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. 717 was read the third time in full.

Upon the passage of Senate Bill No. 717 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 717 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 Kelly—

Senate Bill No. 718:

A bill to be entitled An Act to authorize and direct the trustees of the Internal Improvement fund of the State of Florida to execute a deed of conveyance to the Board of Public Instruction of Nassau County, Florida, conveying all of Block 163 of the town of Hilliard, Nassau County, Florida, now vested in the State of Florida under Chapter 18296, Laws of Florida, Acts of 1937.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 718 when it was introduced in the Senate:

STATE OF FLORIDA, )
) ss.
COUNTY OF NASSAU. )

Before 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 Nassau County, Florida, directing the State of Florida through the Trustees of Internal Improvement Fund to deed to the Board of Public Instruction for Nassau County, Florida, all of

Block 163 of the Town of Hilliard, Nassau County, Florida; said property having been owned by the Board of Public Instruction many years and taxes have inadvertently been assessed against said property, and as a result of which have become delinquent. and pursuant to Chapter 8296, Laws of Florida, 1937, said property is now vested in the State of Florida and can only be sold through the Trustees of Internal Improvement Fund, has been published at least thirty days prior to this date by being printed in the issue of April 11th, A. D. 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 situated; 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 12th day of May, A. D. 1941.

HERBERT WM. FISHLER,

Notary Public, State of Florida at Large.

My commission expires: April 26, 1443.

NOTICE

NOTICE IS HEREBY GIVEN that application will be made to the Legislature of Florida of 1941 at the regular or any special session thereof for the enactment of a local or special law the substance of which will be to direct the State of Florida through the Trustees of Internal Improvement Fund to deed to the Board of Public Instruction for Nassau County, Florida, all of Block 163 of the Town of Hilliard, Nassau County, Florida; said property having been owned by the Board of Public Instruction many years and taxes have inadvertently been assessed against said property, and as a result of which have become delinquent, and pursuant to Chapter 8296, Laws of Florida, 1937, said property is now vested in the State of Florida and can only be sold through the Trustees of Internal Improvement Fund.

N. J. WOOTEN, Superintendent of Public Instruction for Nassau County, Florida.

Senator Kelly moved that the rules be waived and Senate Bill No. 718 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 718 was read the second time by title only.

Senator Kelly moved that the rules be further waived and Senate Bill No. 718 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. 718 was read the third time in full.

Upon the passage of Senate Bill No. 718 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 718 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 Kelly—

Senate Bill No. 719:

A bill to be entitled An Act to require members of the Board of Public Instruction of the County of Nassau, State of Florida, to be nominated and elected by the voters of their respective districts instead of from the county at large.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 719 when it was introduced in the Senate:

STATE OF FLORIDA, )
) SS.
COUNTY OF NASSAU. )

Before 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 Nassau County, Florida, the substance of said proposed law being An Act requiring the nominee in every primary election for membership on the County Board of Public Instruction to be selected from each of the County Board Election Districts of Nassau County, Florida; in lieu of running at large as is now provided by law; and providing the time when said Act shall take effect, has been published at least thirty days prior to this date by being printed in the issue of April 18th, 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 situated; 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 19th day of May, A. D. 1941.

HERBERT WM. FISHLER,

Notary Public, State of Florida at Large.

My commission expires April 26, 1943.

(SEAL)

NOTICE OF INTENTION TO APPLY FOR SPECIAL LEGISLATION AFFECTING NASSAU COUNTY, FLORIDA.

NOTICE IS HEREBY GIVEN that application will be made to the legislature of the State of Florida at its session in the year 1941 for the passage of a special law relating to Nassau County, Florida, the substance of said proposed law being An Act requiring the nominee in every primary election for membership on the County Board of Public Instruction to be selected from each of the County Board Election Districts of Nassau County, Florida, in lieu of running at large as is now provided by law; and providing the time when said act shall take effect.

N. J. WOOTEN, Superintendent of Public Instruction.

Senator Kelly moved that the rules be waived and Senate Bill No. 719 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 719 was read the second time by title only.

Senator Kelly moved that the rules be further waived and Senate Bill No. 719 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. 719 was read the third time in full.

Upon the passage of Senate Bill No. 719 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 719 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. 720:

A bill to be entitled An Act to provide for the payment by Escambia County, Florida, for certain expenditures in a sum not to exceed five thousand (\$5000.00) dollars by the County Commissioners of Escambia County, Florida, for a resident project of the National Youth Administration for materials and supplies for this project, providing for a budget item to cover same and an appropriation therefor if necessary.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 720 when it was introduced in the Senate:

Escambia County
THE NEWS-JOURNAL COMPANY, INC.
Pensacola Journal — Pensacola News
PENSACOLA, ESCAMBIA COUNTY, FLORIDA
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STATE OF FLORIDA )  
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Before the undersigned authority personally appeared N. S. Veal, who on oath says that he is Publisher of the Pensacola News, a daily newspaper published at Pensacola in Escambia County, Florida; that the attached copy of advertisement, being a notice in the matter of Application for local bill authorizing \$5000 for N. Y. A., in the Court, was published in said newspaper in the issues of May 23, 1941.

Affiant further says that the said News is a newspaper published at Pensacola, in said Escambia County, Florida, and that the said newspaper has heretofore been continuously published in said Escambia County, Florida, each day and has been entered as second class mail matter at the post office in Pensacola, in said Escambia 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.

N. S. VEAL,  
Publisher.

Sworn to and subscribed before me this 23rd day of May, A. D. 1941.

(Seal) DOROTHY G. THOMAS  
Notary Public

My Commission expires March 6, 1944.

NOTICE

TAKE NOTICE of the intention of the undersigned to apply for passage and of intention to introduce in the 1941 Session of the Legislature of Florida, a local bill validating and authorizing expenditures in a sum not to exceed \$5000.00 by the County Commissioners of Escambia County, Florida, for a resident project of the National Youth Administration for materials and supplies for this project and authorizing, empowering and directing the Board of County Commissioners of Escambia County, Florida, and other fiscal officers of said County to pay from the General Fund of Escambia County, Florida, the accounts for such materials and supplies when properly investigated and found to be due and just.

T. C. McCOY.

865-1f-4-23-41.

Senator Beall moved that the rules be waived and Senate Bill No. 720 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 720 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 720 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. 720 was read the third time in full.

Upon the passage of Senate Bill No. 720 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 720 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. 721:

A bill to be entitled An Act making it unlawful to fish with or cause to be fished with, to set or cause to be set for fishing, any seine, haul seine, drag net, gill net, stop net, or any other seine or net except a common hand cast net or a common bait net, in waters of Manatee County, Florida, herein defined as Manatee River and any of its tributaries, and Terra Ceia Bay and any of its tributaries, bayous and inlets, and prescribing penalties for any violation of this Act including forfeiture of nets.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 721 when it was introduced in the Senate:

THE BRADENTON HERALD

Published Daily (except Saturday) and Sunday,  
at Bradenton, Manatee County, Florida

STATE OF FLORIDA )  
COUNTY OF MANATEE )

Before the undersigned authority personally appeared Robert W. Bentley, who on oath says that he is manager of The Bradenton Herald a daily newspaper published at Bradenton in Manatee County, Florida; that the attached copy of advertisement, being a legal advertisement in the matter of Notice Application Local Legislation, was published in said newspaper in the issues of March 26, April 2, & 16, 1941.

Affiant further says that the said Bradenton Herald is a newspaper published at Bradenton, in said Manatee County, Florida, and that the said newspaper has heretofore been continuously published in said Bradenton, Manatee County, Florida, each day (except Saturday) and has been entered as second class mail matter at the post office in Bradenton, in said Manatee 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.

ROBERT W. BENTLEY,

Sworn to and subscribed before me this 9th. Day of May, 1941.

W. E. WILSON,

Notary Public, State of Florida at Large.

(SEAL)

My commission expires July 1, 1943.

NOTICE OF LOCAL LEGISLATION

Notice is hereby given that the undersigned will apply to the next session of the Legislature of Florida, convening April 8, 1941 for the passage of local legislation affecting Manatee County only, to-wit: To prohibit the use of all nets, except common hand cast nets and common bait nets, for taking fish in the Manatee River or any of its tributaries, or the Terra Ceia Bay or any of its tributaries, bayous or inlets, and providing penalties for the violation of such Act.

Dated March 26th, 1941.

WALTER S. HARDIN,  
President Manatee Fish and Game Association.

3-26—4-2-9-16.

Senator Dye moved that the rules be waived and Senate Bill No. 721 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 721 was read the second time by title only.

Senator Dye moved that the rules be further waived and Senate Bill No. 721 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. 721 was read the third time in full.

Upon the passage of Senate Bill No. 721 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 721 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 Taylor—

Senate Bill No. 722:

A bill to be entitled An Act relating to General Laws of local or limited application with respect to county government; providing that such laws authorizing or requiring the establishment of new or additional administrative boards or commissions shall not be mandatory as to counties coming within the specified population brackets subsequent to the enactment of such laws.

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

By Senator Butler—  
Senate Bill No. 723:

A bill to be entitled An Act prohibiting any person, firm or corporation from falsely representing himself or itself to be an officer, agent or representative of the State Board of Health and providing penalties for the violation of this act.

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

By Senator Whitaker —  
Senate Bill No. 724:

A bill to be entitled An Act to cancel and satisfy certain tax certificates against lots 5 to 12 inclusive, 15 to 18 inclusive, and 31 and 32 of Allan's Subdivision, according to plat in Plat Book 16, Page. 49, Public Records of Hillsborough County, Florida, the property of Seminole Heights Methodist Church, and to authorize and direct the trustees of Internal Improvement Fund to execute deed and reconvey said property to trustees of said Church, and for other purposes."

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 724 when it was introduced in the Senate:

THE SATURDAY EVENING NEWS  
Published Weekly  
Tampa, Hillsborough County, Florida

STATE OF FLORIDA, )  
COUNTY OF HILLSBOROUGH. )

Before the undersigned authority personally appeared W. J. PLACIE, who on oath says that he is publisher of THE SATURDAY EVENING NEWS, a weekly newspaper published at Tampa in Hillsborough County, Florida; that the attached copy of advertisement, being a Notice of Introduction of Local Bill in the matter of An Act to cancel and satisfy certain tax certificates in the Florida State Legislature, was published in said newspaper in the issues of April 12, 1941.

Affiant further says that the said SATURDAY EVENING NEWS is a newspaper published at Tampa, in said Hillsborough County, Florida, and that the said newspaper has heretofore been continuously published in said Hillsborough County, Florida, once each week and has been entered as second class mail matter at the post office in Tampa, in said 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.

W. J. PLACIE.

Sworn to and subscribed before me this 12th day of April, A. D. 1941.

LUCILE TRICE CARTEN,  
(SEAL) Notary Public.

My Commission expires August 16, 1941.

NOTICE OF INTRODUCTION OF LOCAL BILL

Notice is hereby given that the undersigned, as Trustees of Seminole Heights Methodist Church, Tampa, Florida, will cause to be introduced in the Legislature of the State of Florida, during its present session and 30 days or more after the publication of this notice, and will petition the Legislature for the passage of a bill to be entitled: "An Act to cancel and satisfy certain tax certificates against lots 5 to 12 inclusive, 15 to 18 inclusive, and 31 and 32 of Allan's Subdivision, according to plat in Plat Book 16, page 49, public records of Hillsborough County, Florida, the property of Seminole Heights Methodist Church, and to authorize and direct the Trustees of Internal Improvement Fund to execute deed and reconvey said property to Trustees of said church, and for other purposes."

Dated this 10th day of April, 1941, at Tampa, Florida.

J. G. Bedenfield, Otis M. Sessler, W. W. Rawls, L. I. Funk, and C. A. Edwards, As Trustees for Said Church.

(4)-12 (5)-10 (5t)—No. 4138

Senator Whitaker moved that the rules be waived and Senate Bill No. 724 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 724 was read the second time by title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 724 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. 724 was read the third time in full.

Upon the passage of Senate Bill No. 724 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 724 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. 725:

A bill to be entitled An Act to cancel, satisfy and discharge paving assessments Nos. 5540, 5541, 5542 and 7869, levied by City of Tampa, a municipal corporation, against portions of Lot 3 of Block 1 of Mabry's subdivision, the property of Seminole Heights Methodist church, and to declare the same null and void and no longer liens against said church property, and for other purposes.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 725 when it was introduced in the Senate:

THE SATURDAY EVENING NEWS  
Published Weekly  
Tampa, Hillsborough County, Florida

STATE OF FLORIDA, )  
COUNTY OF HILLSBOROUGH )

Before the undersigned authority personally appeared W. J. Placie, who on oath says that he is publisher of THE SATURDAY EVENING NEWS, a weekly newspaper published at Tampa in Hillsborough County, Florida; that the attached copy of advertisement, being a Notice of Introduction of Local Bill in the matter of "An Act to cancel, satisfy and discharge paving assessments" in the Florida State Legislature, was published in said newspaper in the issues of April 12, 1941.

Affiant further says that the said Saturday Evening News is a newspaper published at Tampa, in said Hillsborough County, Florida, and that the said newspaper has heretofore been continuously published in said Hillsborough County, Florida, once each week and has been entered as second class mail matter at the post office in Tampa, in said Hillsborough 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 said newspaper.

W. J. PLACIE

Sworn to and subscribed before me this 12 day of April, A. D. 1941.

(Seal) LUCILE TRICE CARTEN,  
Notary Public

My commission expires August 16, 1941.

NOTICE OF INTRODUCTION OF LOCAL BILL

Notice is hereby given that the undersigned, as Trustees of Seminole Heights Methodist Church, Tampa, Florida, will cause to be introduced in the Legislature of the State of Florida, during its present session and 30 days or more after the publication of this notice, and will petition the Legislature for the passage of a bill to be entitled: "An Act to cancel, satisfy and discharge paving assessments Nos. 5540, 5541, 5542, and 7869 levied by City of Tampa, a municipal corporation, against portions of Lot 3 of Block 1 of Mabry's Subdivision, the property of Seminole Heights Methodist Church, and to declare the same null and void and no longer liens against said church property, and for other purposes."

Dated this 10th day of April, 1941, at Tampa, Florida.

J. G. Bedenfield, Otis M. Sessler, W. H. Rawls, L. I. Funk, and C. A. Edwards, As Trustees for said Church.

(4)-12 (5)-10 (5t)—No. 4137.

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Senator Whitaker moved that the rules be waived and Senate Bill No. 725 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 725 was read the second time by title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 725 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. 725 was read the third time in full.

Upon the passage of Senate Bill No. 725 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 725 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 Collins, Dye, Ward and Beall—

Senate Bill No. 726:

A bill to be entitled An Act to approve, adopt and enact the Florida Statutes 1941; prepared by the Attorney General under direction, and by authority of the Legislature of Florida, with certain amendments thereto; to provide for printing, promulgation, publication, sale, distribution and copyright thereof, with certain additional matter included therein and making appropriations for the printing, publication, distribution and effective date thereof.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 726 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

By Senator Ward—

Senate Bill No. 727:

A bill to be entitled An Act authorizing the State Road Department to renumber any or all State Roads.

Which was read the first time by title only.

Senator Ward moved that the rules be waived and Senate Bill No. 727 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 727 was read the second time by title only.

Senator Ward moved that the rules be further waived and Senate Bill No. 727 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. 727 was read the third time in full.

Upon the passage of Senate Bill No. 727 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 727 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

May 22, 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 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. 3 relating to Motor Vehicles.
- Senate Bill No. 9 relating to Residence.
- Senate Bill No. 13 relating to Estates.
- Senate Bill No. 54 relating to Prisoners.
- Senate Bill No. 55 relating to Defaults and Decrees.
- Senate Bill No. 56 relating to Witnesses.
- Senate Bill No. 119 relating to State Parks.
- Senate Bill No. 121 relating to State Park Lands.
- Senate Bill No. 125 relating to Florida Board of Forestry and State Parks.
- Senate Bill No. 126 relating to Florida Board of Forestry.
- Senate Bill No. 140 relating to Sea Island Cotton.
- Senate Bill No. 165 relating to Blind Voters.
- Senate Bill No. 217 relating to State Roads.
- Senate Bill No. 229 relating to Trustees Internal Improvement Fund.
- Senate Bill No. 231 relating to Barber Shops.
- Senate Bill No. 274 relating to Pleas.
- and
- Senate Concurrent Resolution No. 8 relating to Dr. John Gorrie.

Respectfully yours,  
SPESSARD L. HOLLAND,  
Governor.

State of Florida  
EXECUTIVE DEPARTMENT  
Tallahassee  
May 22, 1941

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

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:

- Senate Bill No. 261 relating to Pensacola.
- Senate Bill No. 367 relating to Escambia County.

Respectfully yours,  
SPESSARD L. HOLLAND,  
Governor.

Senator Whitaker now presiding.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida,  
May 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 concurred in Senate amendment to—

House Bill No. 717:

A bill to be entitled An Act relating to the examination and commitment of persons to the Florida State Hospital; requiring financial investigation of the person so committed; providing for a physical examination of said alleged insane person; fixing restrictions on entrants into the Florida State Hospital and repealing all laws and parts of laws in conflict herewith.

Which amendment reads as follows:

In Section 1, lines 3 and 4 (typewritten bill) strike out the words:

"Laws of Florida, 1939, are hereby repealed," and insert in lieu thereof the following:

"And Chapter 19272, Laws of Florida, Acts of 1939, are hereby repealed."

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

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

Tallahassee, Florida,  
May 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:

By Messrs. Simpson of Jefferson, Wiseheart of Dade, Carroll of Osceola and Overstreet of Dade—

House Bill No. 118:

A bill to be entitled An Act to amend Sections 20 and 21 of Chapter 13644, Laws of Florida, Acts of 1929, the same being entitled "An Act relating to game, non-game birds, fresh water fish and fur bearing animals; to create the Department of Game and Fresh Water Fish and the office of State Game Commissioner, to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh water fish and fur bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh water fish or hides of fur-bearing animals, to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the state of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this Act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provisions of this Act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of areas of land, water or land and water, in accordance with the Act of Congress of February 18, 1929; and repealing certain existing laws and statutes; and defining certain terms used therein as amended by Chapter 17015, Laws of Florida, Acts of 1935; and as amended by Chapter 19506, Acts of 1939; and to provide for uniform state license fees for taking fresh water fish, game and fur-bearing animals; eliminating any invalid provision hereof; repealing all Acts in conflict herewith and providing when this Act shall take effect.

By Mr. Dowda of Putnam—

House Bill No. 322:

A bill to be entitled An Act relating to black bass, providing for the enforcement thereof and penalties for violation thereof.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 118, contained in the above message, was read the first time by title only and referred to the Committee on Game and Fisheries.

And House Bill No. 322, contained in the above message, was read the first time by title only.

Senator McKenzie moved that the rules be waived and House Bill No. 322 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.

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

Tallahassee, Fla.,  
May 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 by the required Constitutional three-fifths vote of all members elected to the House of Representatives for the 1941 session of the Florida Legislature:

By Mr. Helie of Escambia—

House Joint Resolution No. 306:

A Joint Resolution proposing an amendment to Article VII of the Constitution of the State of Florida relative to cities and counties.

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

That the following Amendment to Article VIII of the Constitution of the State of Florida relative to cities and counties, to be numbered Section 11 of said Article VIII, be and the same is hereby agreed to and shall be submitted to the electors of the State at the General Election to be held on the first Tuesday after the first Monday in November, A. D. 1942, for ratification or rejection, to-wit:

SECTION 11. The Legislature shall have power to establish, alter or abolish, a Municipal corporation to be known as The City of Pensacola, extending territorially throughout the present limits of Escambia County, in the place of any, or all county, district, municipal and local government boards, bodies and officers, constitutional or statutory, legislative, executive, judicial or administrative, and shall prescribe the jurisdiction, powers, duties and functions of such municipal corporation, its legislative, executive, judicial and administrative departments and its boards, bodies and officers; to divide the territory included in such municipality into subordinate districts, and to prescribe a just and reasonable system of taxation for such municipality and districts; and to fix the liability of such municipality and districts. Bonded and other indebtedness, existing at the time of the establishment of such municipality, shall be enforceable only against property theretofore taxable therefor. The Legislature shall, from time to time, determine what portion of said municipality is a rural area, and a homestead in such rural area shall not be limited as if in a city or town. Such municipality may exercise all the powers of a municipal corporation and shall also be recognized as one of the legal political divisions of the State with the duties and obligations of a county and shall be entitled to all the powers, rights and privileges, including representation in the State Legislature, which would accrue to it if it were a county. All property of Escambia County and of the municipalities in said county shall vest in such municipal corporation when established as herein provided. The offices of Clerk of the Circuit Court and Sheriff shall not be abolished but the Legislature may prescribe the time when, and the method by which such offices shall be filled and the compensation to be paid to such officers and may vest in them additional powers and duties. No County office shall be abolished or consolidated with another office without making provision for the performance of all State duties now or hereafter prescribed by law to be performed by such county officer. Nothing contained herein shall affect Section 20 of Article III of the Constitution of the State of Florida, except as to such provisions therein as relate to regulating the jurisdiction and duties of any class of officers, to summoning and impaneling grand and petit juries, to assessing and collecting taxes for county purposes and to regulating the fees and compensation of county officers. No law authorizing the establishing or abolishing of such Municipal corporation pursuant to this Section, shall become operative or effective until approved by a majority of the qualified electors participating in an election held in said County, but so long as such Municipal corporation exists under this Section the Legislature may amend or extend the law authorizing the same without referendum to the qualified voters unless the Legislative act providing for such amendment or extension shall provide for such referendum; provided, however, that notice of intention to apply to the Legislature for any such amendment or extension shall be published in accordance with the provisions of Section 21 of Article III of the Constitution of the State of Florida and in the manner provided by law.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Joint Resolution No. 306, contained in the above message, was read the first time in full and referred to the Committee on Judiciary "C".

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

Tallahassee, Florida,  
May 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 refuses to concur in Senate Amendments to:

House Bill No. 862:

A bill to be entitled An Act relating to primaries and elections in and creating County Election Boards in all counties of the State of Florida having a population of not less than one hundred thousand (100,000) and not more than two hundred thousand (200,000) according to the last preceding Federal census; to conduct all primaries and elections except municipal primaries and elections; prescribing the qualifications, terms of office and methods of appointment and election of the members of said boards and fixing their compensation, and providing for the payment of all expenses incurred by said boards; prescribing the powers, duties, and functions of such County Election Boards; making the County Supervisors of Registration ex officio clerks and the State attorneys, attorneys for said boards, and prescribing their respective powers, duties and functions; making said County Election Board, the supervisor of registration, and the County Judge the canvassing board of said counties; providing penalties for wilfully interfering with said County Election Boards in the performance of their duties and for the wilful violation of this Act and repealing all laws and parts of laws in conflict herewith.

Which Amendments read as follows:

Senate Amendment No. 1:

In Title, line 15 (typewritten bill) after the semi-colon following the word "BOARDS," strike out the balance of the title and insert in lieu thereof the following: "Abolishing the office of Supervisor of Registration in such counties and providing that all duties now imposed by law upon the Supervisor of Registration in such counties shall be performed by such County Election Board: Requiring the delivery of all books, records, documents and other property appertaining to the office of Supervisor of Registration to the Commission herein provided for; requiring said Commission upon the election and qualification of the members of said County Election Board to turn over and deliver said books, records, documents and other property to such County Election Boards; authorizing such County Election Boards to employ such clerical and other assistants as may be necessary to perform their duties under this Act; and to fix the compensation of such employees; providing that the regularly appointed attorney of the Board of County Commissioners shall act as attorney for such County Election Boards; making said County Election Board and the County Judge of such counties and the canvassing board in such counties; providing penalties for wilfully interfering with said County Election Boards in the performance of their duties and for the wilful violation of this Act and repealing all laws and parts of laws in conflict herewith."

Senate Amendment No. 2:

In Section 2, line 8 (typewritten bill) beginning with the words "The Governor shall appoint" strike out down to and including the words "until their successors are elected and qualified" in the 27th line and insert in lieu thereof the following: "The members of said Board shall be nominated at the primary elections to be held in 1942 and shall be elected in the general election in 1942. Those members to be elected from the odd numbered districts shall be elected for a term of two years and those members to be elected from the even numbered districts shall be elected for a term of four years and they shall serve from the time they shall qualify under this Act until their successors are elected and qualified. All members of the board shall be qualified electors and they shall be nominated from the districts they are to be elected from and shall be elected from the county at large, until the members of the County Election Board shall be elected and qualify in the general election to be held in the year 1942 all of the duties to be performed by said board under the provisions of this Act shall be done and performed by an ex-officio commission consisting of the County Judge of such counties, who shall act as Chairman; the tax collector, tax assessor, the senior member of the Budget Board of such counties who shall not be a candidate for re-election in the election to be held in which the members of the county Election Board are to be elected and the Clerk of the County Court of such counties. The said Clerk of the County Court shall act as ex-officio Clerk of this Commission and all of the members of the Commission shall serve without any additional compensation. The purpose of naming this commission is hereby expressly declared by the legislature to be to devolve upon the above named county officials the duties prescribed in this Act to be performed by the County Election Board after its membership is elected by the

people and to provide for the holding of such election by a commission none of whose members will be candidates in said election and all of whom shall have been elected by the people."

Senate Amendment No. 3:

In Section 3, line 1, (typewritten bill) beginning with the words "upon appointment," strike out down to and including the word "therefor," at the end of the sixth line of said Section and insert in lieu thereof the following: "Immediately after election and qualification the members of the Board shall meet and organize by electing one of their number Chairman and shall adopt rules governing the procedure of said Board and take possession and control of all books, records, documents and property appertaining to elections of every kind and character."

Senate Amendment No. 4:

In Section 3, line 13, strike out the period and insert the following: "; Provided, however, that the Board shall not pay to any clerk or employee, other than its Secretary, a salary or other compensation in excess of Fifteen Hundred Dollars per annum and the salaries of all clerks and employees shall be a part of the expenses of the Board."

Senate Amendment No. 5:

In Section 4, (typewritten bill) strike out all of Section 4 and insert in lieu thereof the following: "Section 4. Records. The Board shall keep accurate and complete records of all its proceedings and shall be the custodian of its files, records, voting machines and all other property appertaining to elections and may designate and employ some competent person to serve as Secretary of said Board, who shall perform such duties as may from time to time be assigned to him by said Board; the compensation of such secretary shall be fixed by said board but shall not exceed the sum of twenty-five hundred dollars (\$2,500.00) per annum payable monthly in the same manner as other expenses of the board are paid as herein provided."

Senate Amendment No. 6:

In Section 5, at the end of said Section add the following: "Each member of the Board shall be given written notice of the time and the place of each meeting thereof."

Senate Amendment No. 7:

In Section 6, (sub-section 1) strike out all of sub-section (1) and insert in lieu thereof the following: "All duties now imposed by law on the supervisor of registration shall be performed by the County Election Board and the office of Supervisor of Registration is hereby abolished and said Supervisor is hereby required to turn over and deliver to the Commission herein provided for to conduct the first election held under the provisions of this Act, all books, records, documents and property appertaining to said office of every kind and character. The County Election Board shall appoint as provided by law all deputy registration officers in the several election districts or precincts and the said county election board shall have complete charge and control of the registration books at all times. After the members of the County Election Board have been elected and have qualified said Commission shall immediately turn over and deliver to said County Election Board all books, records, documents and property appertaining to said office of every kind and character."

Senate Amendment No. 8:

In Section 6, sub-Section (2), line 7 (typewritten bill) beginning with the comma following the word "vote" in line 7, strike out down to and including the word "registration" in the 9th line.

Senate Amendment No. 9:

In Section 6, sub-Section (2), lines 15 and 16 of the (typewritten bill), strike out the words "Supervisor of Registration" and insert in lieu thereof the words "County Election Board."

Senate Amendment No. 10:

In Section 6, sub-Section (2), line 22 of the (typewritten bill), strike out all of line 22 and insert in lieu thereof the words "County Election Board."

Senate Amendment No. 11:

In Section 6, sub-Section (2), line 25 of the typewritten bill, strike out the word "he" and insert the word "it."

Senate Amendment No. 12:

In Section 6, sub-Section (3), line 40 of the typewritten bill, beginning with the words "should the Board" strike out the balance of said sub-Section.

Senate Amendment No. 13:

In Section 6 of Sub-Section 4, line 4 of the typewritten bill, strike out the word "count" and insert the word "county."

Senate Amendment No. 14:

In Section 6, Sub-Section (5), line 4 of the typewritten bill, strike out the word "one" and insert in lieu thereof the word "two."

Senate Amendment No. 15:

In Section 6, Sub-Section (5), line 6 of the typewritten bill, beginning with the word "deputize" strike out the word "such" and insert the word "only."

Senate Amendment No. 16:

In Section 6, Sub-Section 5, line 6 of typewritten bill, after the word "persons" insert the following: "taken from said lists."

Senate Amendment No. 17:

In Section 6, Sub-Section 5, line 26 of the typewritten bill, beginning with the words "should the Board" strike out the balance of said sub-section.

Senate Amendment No. 18:

In Section 6, sub-section 6, line 2 of the typewritten bill strike out the words "Supervisor of Registration" and insert in lieu thereof the following: "Clerk of the County Court."

Senate Amendment No. 19:

In section 6, sub-section 6, line 9 of the typewritten bill strike out the words "Supervisor of Registration" and insert in lieu thereof the following words: "Clerk of the County Court."

Senate Amendment No. 20:

In Section 6, sub-section 6, lines 17 and 18 of the typewritten bill strike out the words "Supervisor of Registration" and insert in lieu thereof the following: "Clerk of the County Court."

Senate Amendment No. 21:

In Section 6, sub-section 6, line 22 of the typewritten bill, strike out the words "Supervisor of Registration" and insert in lieu thereof the following: "Clerk of the County Court."

Senate Amendment No. 22:

In Section 7 strike out all of Section 7 and insert in lieu thereof the following:

"Section 7. County Attorney. The regularly appointed attorney of the Board of County Commissioners for the respective counties in which this Act become operative shall be the attorney for the Board of Elections without any additional compensation for his services and it shall be his duty to advise the County Election Board in all legal matters required by it and shall defend any and all actions brought against the Board."

And respectfully requests the Senate to recede therefrom.  
very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 1 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 2 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 2 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 3 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 3 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 4 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 4 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 5 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 5 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 6 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 6 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 7 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 7 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 8 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 8 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 9 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 9 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 10 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 10 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 11 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 11 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 12 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 12 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 13 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 13 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 14 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 14 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 15 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 15 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 16 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 16 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 17 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 17 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 18 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 18 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 19 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 19 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 20 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 20 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 21 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 21 to House Bill No. 862.

Senator Dye moved that the Senate refuse to recede from Senate Amendment No. 22 to House Bill No. 862.

Which was agreed to and the Senate refused to recede from Senate Amendment No. 22 to House Bill No. 862.

Senator Dye moved that the Speaker of the House of Representatives be requested to appoint a Conference Committee on the part of the House of Representatives to confer with a like Committee on the part of the Senate to be appointed by the President to adjust the differences between the two Houses on Senate Amendments to House Bill No. 862.

Which was agreed to and it was so ordered.

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

Tallahassee, Florida,  
May 23, 1941.

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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 Smith—  
Senate Bill No. 168:

A bill to be entitled An Act providing for nominations for appointments or election to the offices of State Attorneys by a political party in a primary election and providing for the qualifying of candidates therefor.

By Senators Cooley, Adams (30th), and Perdue—  
Senate Bill No. 299:

A bill to be entitled An Act to amend Section thirty-six of Chapter 13644, Laws of Florida, Acts of 1929, entitled: "An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals: to create the department of game and fresh water fish and the office of State Game Commissioner; to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh-water fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh-water fish or hides of fur-bearing animals to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the State of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this Act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provisions of this Act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of areas of land, water, or land and water, in accordance with the Act of Congress of February 18, 1929; and repealing certain existing laws and statutes; and defining certain terms used therein." in the following particulars; reducing the daily bag limits on certain species of fresh water fish and limiting possession to one days bag at any one time.

By Committee on Prisons and Convicts—  
Senate Bill No. 432:

A bill to be entitled An Act to amend Section 272 of Chapter 19554 of Acts of 1939, relating to the manner and means of regulation of execution and inflicting punishment of death in this State so as to provide for and designate the person to execute and carry out the sentence of death.

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

And Senate Bills Nos. 168, 299 and 432, contained in the above message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida,  
May 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:

By Messrs. Lanier of Highlands, and Bryan of Hardee—  
House Bill No. 995:

A bill to be entitled An Act to declare, designate and establish a certain State road in Hardee and Highlands Counties, Florida.

By Messrs. Morrow and Beck of Palm Beach—  
House Bill No. 951:

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

By Mr. Stewart of Hendry—  
House Bill No. 1139:

A bill to be entitled An Act to Declare, Designate and Establish a certain State Road in Hendry County, Florida.

By Messrs. Morrow and Beck of Palm Beach—  
House Bill No. 1142:

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

By Mr. Strayhorn, of Lee—  
House Bill No. 1120:

A bill to be entitled An Act designating and establishing certain roads in Lee County, Florida as State roads

By Mr. Cawthon of Leon—  
House Bill No. 1328:

A bill to be entitled An Act authorizing the State Armory Board to convey, lease or release any lands under its ownership, supervision or control which are not required for military uses by said board to the State Road Department when the same is needed for any lawful purpose by the State Road Department.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 995, 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. 995 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.

And House Bill No. 951, 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. 951 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.

And House Bill No. 1139, 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. 1139 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1139 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 1139 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. 1139 was read the third time in full.

Upon the passage of House Bill No. 1139 the roll was called and the vote was:

Yeas—Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Collins, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Linder, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.  
Nays—None.

Sc House Bill No. 1139 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. 1142, 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. 1142 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.

And House Bill No. 1120, 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. 1120 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1120 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 1120 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. 1120 was read the third time in full.

Upon the passage of House Bill No. 1120 the roll was called and the vote was:

Yeas—Senators Adams (25th), Adams (30th), Beall, Butler,

Clarke, Collins, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

Nays—None.

So House Bill No. 1120 passed, title as stated, as the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 1328, contained in the above message, was read the first time by title only and referred to the Committee on Military Affairs.

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

Tallahassee, Fla.,  
May 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:

By Mr. Clark of Calhoun—

House Bill No. 1292:

A bill to be entitled An Act declaring, designating and establishing certain roads in Calhoun County, Florida.

By Messrs. Harris, Minshall and Clement of Pinellas—

House Bill No. 1174:

A bill to be entitled An Act to designate and establish certain roads in Pinellas County as State roads.

By Mr. McCarty of St. Lucie—

House Bill No. 1248:

A bill to be entitled An Act to declare, designate and establish certain State roads in St. Lucie County, Florida; providing for their numbering by the State Road Department of the State of Florida.

By Mr. Graves of Indian River—

House Bill No. 1258:

A bill to be entitled An Act designating, establishing and naming a certain State road in Indian River County, Florida.

By Mr. Hendry of Okeechobee—

House Bill No. 1257:

A bill to be entitled An Act to declare, designate and establish certain roads in Okeechobee County as State roads and comprising a part of the State road system of the State of Florida.

By Mr. Croft of Lafayette—

House Bill No. 1135:

A bill to be entitled An Act to declare, designate and establish certain State roads in the Twelfth Senatorial District of the State of Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1292, 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. 1292 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1292 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 1292 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. 1292 was read the third time in full.

Upon the passage of House Bill No. 1292 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1292 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. 1174, contained in the above message, was read the first time by title only.

Senator Taylor moved that the rules be waived and House Bill No. 1174 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.

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

Which was agreed to by a two-thirds vote.

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

Senator Kanner moved that the rules be further waived and House Bill No. 1248 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1248 was read the third time in full and the vote was:

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

Nays—None.

So House Bill No. 1248 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 1258, 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. 1258 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1258 was read the second time by title only.

Senator Kanner moved that the rules be further waived and House Bill No. 1258 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. 1258 was read the third time in full and the vote was:

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

Nays—None.

So House Bill No. 1258 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. 1257, 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. 1257 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Kanner moved that the rules be further waived and House Bill No. 1257 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1257 was read the third time in full and the vote was:

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

Nays—  
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Nays—None.

So House Bill No. 1257 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 1135, contained in the above message, was read the first time by title only.

Senator Hinely moved that the rules be waived and House Bill No. 1135 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1135 was read the second time by title only.

Senator Hinely moved that the rules be further waived and House Bill No. 1135 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. 1135 was read the third time in full.

Upon the passage of House Bill No. 1135 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1135 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,  
May 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:

By Mr. Shivers of Washington—

House Bill No. 1221:

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

By Messrs. Morrow and Beck of Palm Beach—

House Bill No. 1143:

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

By Messrs. Morrow and Beck of Palm Beach—

House Bill No. 1136:

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

By Messrs. Morrow and Beck of Palm Beach—

House Bill No. 1146:

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

By Mr. Dugger of Baker—

House Bill No. 1263:

A bill to be entitled An Act to designate and establish certain State roads in Baker County, Florida.

By Mr. Shivers of Washington—

House Bill No. 1222:

A bill to be entitled An Act declaring, designating and establishing certain streets, avenues and boulevards within the City of Chipley, Florida, as State roads.

And respectfully requests the concurrence of the Senate therein

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1221, 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. 1221 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1221 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 1221 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. 1221 was read the third time in full.

Upon the passage of House Bill No. 1221 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1221 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. 1143, 1136 and 1146, contained in the above message, were read the first time by titles only.

Senator Dye moved that the rules be waived and House Bills Nos. 1143, 1136 and 1146 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.

And House Bill No. 1263, contained in the above message, was read the first time by title only.

Senator Smith moved that the rules be waived and House Bill No. 1263 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1263 was read the second time by title only.

Senator Smith moved that the rules be further waived and House Bill No. 1263 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. 1263 was read the third time in full.

Upon the passage of House Bill No. 1263 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1263 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. 1222, 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. 1222 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1222 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 1222 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. 1222 was read the third time in full.

Upon the passage of House Bill No. 1222 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1222 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 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:

By Mr. Lewis of Gulf—  
House Bill No. 1133:

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

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

And House Bill No. 1133, 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. 1133 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1133 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 1133 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. 1133 was read the third time in full.

Upon the passage of House Bill No. 1133 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1133 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,  
May 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:

By Senator Beall—  
Senate Bill No. 575:

A bill to be entitled An Act designating and establishing certain roads in Escambia County, Florida, as State roads.

By Senator Wilson—  
Senate Bill No. 607:

A bill to be entitled An Act to designate and establish certain State roads in Gadsden County, Florida.

By Senator Shands—  
Senate Bill No. 537:

A bill to be entitled An Act to designate and establish certain State roads in Alachua County, Florida.

By Senator Drummond—  
Senate Bill No. 494:

A bill to be entitled An Act to designate certain State roads in Walton County, Florida.

By Senator Hinely—  
Senate Bill No. 557:

A bill to be entitled An Act to declare, designate and establish a certain State road in Hamilton, Suwannee and Columbia Counties, Florida.

By Senator Johnson—  
Senate Bill No. 508:

A bill to be entitled An Act designating, declaring and establishing as a State Road and requesting the taking over and maintenance by the State Road Department of Florida,

that certain highway beginning at a point on State Road No. 5, approximately one mile south of the Town of Floral City in Section 22, Township 20 South, Range 20 East in Citrus County, and from said point run westerly through Sections 21, 20, 30 and 36, of Township 20 South, Range 20 East, crossing State Road No. 269 and continuing westerly to Chassahowitzke, Florida.

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

And Senate Bills Nos. 575, 607, 537, 494, 557 and 508, contained in the above message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida,  
May 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:

By Senator Shuler—  
Senate Bill No. 565:

A bill to be entitled An Act to designate and establish certain State roads in Wakulla County, Florida.

By Senator Shands—  
Senate Bill No. 503:

A bill to be entitled An Act to designate and establish certain State roads in Gilchrist County, Florida.

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

And Senate Bills Nos. 565 and 503, contained in the above message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida,  
May 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:

By Mr. Perry of Sarasota—  
House Bill No. 957:

A bill to be entitled An Act to amend Section 9 of Chapter 13403 of the Laws of Florida, Acts of 1937, by adding thereto Sub-Section (R) of Section 9 of said Act to Provide that the City of Sarasota shall have power and authority to regulate and control fishing and catching and taking of fish and to prohibit or regulate the use of nets or seines in the taking and catching of fish within the territorial waters of the City of Sarasota, Florida and to provide penalties for the violation of ordinances enacted pursuant thereto. Said Chapter 13403 being the present Charter of the City of Sarasota, entitled

"An Act to repeal the present Charter and Municipal Government of the City of Sarasota, in Sarasota County, State of Florida, and to grant a new Charter for the 'City of Sarasota' created under this Act; to define its boundaries, jurisdiction powers, privileges, and immunities; to provide its form of government; to confirm and vest in it title to all City property, including all Riparian and Fore-Shore rights, the title to all tidewater and other lands, and River and Bay bottoms, waters, waterways and water bottoms which have heretofore been granted to the State of Florida, or otherwise acquired and lying within the said City limits for municipal purposes only; to validate all tax and other assessments and levies heretofore made; to preserve the valid and binding force of all debts, obligations and liabilities of the former City of Sarasota and to continue the same as the debts and liabilities of the City of Sarasota created by this Act."

Proof of Publication attached.

By Mr. Safford of Polk—  
House Bill No. 1226:

A bill to be entitled An Act to amend Sections 9, 19, 21 and 22 of Chapter 11468 of the Laws of Florida, Acts of 1925, entitled "An Act to abolish the present municipal

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government of the town of Dundee, in the County of Polk, Florida, and to establish, organize and constitute a municipality to be known and designated as the town of Dundee; to define its territorial boundaries; to provide for its jurisdiction, powers and privileges, and for the exercise of same." Proof of Publication attached.

By Messrs. Shafer, Safford and Murray of Polk—  
House Bill No. 1276:

A bill to be entitled An Act prescribing the time when the registration books shall be kept open in Polk County, Florida; and providing for the time of opening and closing the primary and general election registration books; and providing for closing the books in the office of the Supervisor of Registration while they are open in the precincts, and providing for registration of voters for general and special elections in the office of the Supervisor of Registration only; and providing that in said County an alphabetically arranged index of voters may be used as a legal voting list; and providing the penalty for false certification of such list; and providing that the signatures of the electors and the supervisor of registration or his deputy shall not be required on more than one of the registration books for the district; and providing that it shall not be necessary to publish a list of the registered and qualified voters in said County; and providing the compensation of the supervisor of registration of said County; 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. 957, 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. 957 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 957 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 957 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. 957 was read the third time in full.

Upon the passage of House Bill No. 957 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 957 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. 1226, 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. 1226 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1226 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 1226 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. 1226 was read the third time in full.

Upon the passage of House Bill No. 1226 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1226 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. 1276, 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. 1276 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1276 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 1276 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. 1276 was read the third time in full.

Upon the passage of House Bill No. 1276 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1276 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 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:

By Mr. Lewis of Gulf—

House Bill No. 1385:

A bill to be entitled An Act authorizing and permitting the City of Port St. Joe, in Gulf County, Florida, to levy and collect a tax of not more than one cent per gallon on each and every gallon of gasoline sold or stored in said City of Port St. Joe, and to exempt said City of Port St. Joe from the provisions of any and all other existing laws prohibiting municipalities from levying and collecting any tax upon gasoline measured or computed by the sale, purchase, storage, distribution, use, consumption, or other disposition of gasoline provided, this Act shall not apply to gasoline stored within or transhipped through the City of Port St. Joe for trans-shipment.

Proof of Publication attached.

By Messrs. Shafer and Murray of Polk—

House Bill No. 1389:

A bill to be entitled An Act making it unlawful to possess or transport within the boundaries of Polk County, Florida, baskets, nets, traps, gill nets, cast nets, seines, or similar devices made for the taking of fish; providing for the issuing of permits; exempting minnow nets and providing punishment for the violation of this Act.

Proof of Publication attached.

By Mr. Getzen of Sumter—

House Bill No. 1392:

A bill to be entitled An Act relating to the qualifications of County Surveyors in Sumter County, 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. 1385, 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. 1385 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1385 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 1385 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. 1385 was read the third time in full.

Upon the passage of House Bill No. 1385 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1385 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. 1389, 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. 1389 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1389 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 1389 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. 1389 was read the third time in full.

Upon the passage of House Bill No. 1389 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1389 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. 1392, 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.,  
May 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:

By Mr. Leonardy, of Seminole—

House Bill No. 1401:

A bill to be entitled An Act validating, ratifying and confirming all assessments of property for taxes and levies or taxes by the Town Council of the Town of Oviedo, Florida, and all tax assessment rolls prepared by the Tax Assessor of the Town of Oviedo Florida, and all sales of land for non-payment of taxes due the Town of Oviedo, Florida, and tax certificates issued upon said sales, and to authorize said Town to foreclose said tax certificates and subsequent delinquent taxes by suit in the circuit court of Seminole County, Florida.

Proof of Publication attached.

By Mr. Clement, of Pinellas—

House Bill No. 1403:

A bill to be entitled An Act regulating the taking of fish from the waters of a certain portion of the Anclote River and its tributaries or any bayou, bay or other body of water connecting or emptying into the Anclote River in Pinellas County, Florida, and providing a penalty for the violation of this Act.

Proof of Publication attached.

By Mr. Holt, of Dade—

House Bill No. 1408:

A bill to be entitled An Act amending Section 1, Article IV

of Chapter 18698, Laws of Florida, Acts of 1937, entitled "An Act recreating, confirming and continuing Miami Shores Village, a municipal corporation in Dade County, Florida; enlarging its boundaries and powers; prescribing qualifications of its electors; ratifying all taxes levied and Acts done by its officers; consolidating, superseding and amending prior Acts affecting said village, including Chapters 15689, 15690, 18686, 17610, Laws of Florida (Acts of 1931, 1933, 1935) and repealing all Laws so far as inconsistent with this Act; saving all rights, remedies and defences of said village; declaring a rule of construction; and relating generally to said village," heretofore changing and prescribing the qualifications of electors of said village.

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. 1401 and 1403, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 1408, 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. 1408 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1408 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1408 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. 1408 was read the third time in full.

Upon the passage of House Bill No. 1408 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1408 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,  
May 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:

By Mr. Holt, of Dade—

House Bill No. 1410:

A bill to be entitled An Act amending Section 1 of Article III of Chapter 20149, Laws of Florida 1939, entitled "An Act recreating, confirming, and continuing Town of Surfside, a municipal corporation in Dade County, Florida; ratifying, approving and confirming its boundaries; prescribing its powers; prescribing qualifications of its electors; ratifying all taxes levied and Acts done by its officers; repealing all Laws so far as inconsistent with this Act; saving all rights, remedies and defences of said municipality; declaring a rule of construction; and relating generally to said municipality," by authorizing payment of compensation to the Town Council not to exceed \$300.00 annually to each member.

Proof of Publication attached.

By Mr. Beck of Palm Beach—(By request)—

House Bill No. 1411:

A bill to be entitled An Act to create and establish a new municipality to be known as the Town of South Bay, in Palm Beach County, Florida, and to fix the boundaries and provide for the government, powers and privileges of the said Town, and to authorize the imposition of penalties for violation of ordinances, and providing for a referendum.

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By Messrs. Toland, McDonald and Sheldon of Hillsborough—  
House Bill No. 1412:

A bill to be entitled An Act authorizing the City of Tampa, Hillsborough County, to lease to University of Tampa, a corporation not for profit, certain property of the City of Tampa known as Tampa Bay Hotel Property, with furnishings, fixtures and appurtenances, on terms to be agreed on between the Mayor and Board of Representatives of said City of Tampa with said University of Tampa, for a term of not exceeding ninety-nine 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 Bills Nos. 1410 and 1411, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 1412, 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 1412 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1412 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 1412 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. 1412 was read the third time in full.

Upon the passage of House Bill No. 1412 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1412 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,  
May 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:

By Mr. Morrow of Palm Beach—

House Bill No. 1418:

A bill to be entitled An Act for the relief of the City of Lake Worth, in Palm Beach County, Florida; authorizing and empowering the Clerk of the Circuit Court of Palm Beach County, Florida, to reduce his fees for validating certificates on said City's refunding and funding bonds and for other purposes.

Proof of Publication attached.

By Mr. Morrow of Palm Beach—

House Bill No. 1419:

A bill to be entitled An Act authorizing the Town of Palm Beach to create, establish and maintain a pension fund for its employees; providing for the augmentation of said fund; providing for the disposition of funds under Chapter 19112, Laws of Florida, Acts of 1939; providing for the augmentation of said fund by percentage of the salaries of town employees; providing that the Town Council should prescribe rules and regulations for the administration of said fund and qualifications for those entitled to participate in said fund, and providing that no governmental employee or official shall ever participate in said fund under certain circumstances; providing that the Council may appoint trustees of said fund; providing for collateral to secure said fund; providing for the manner in which said fund shall be created and maintained; providing that no pension shall be subject to garnishment or other legal process; providing for determining the

amount which any pensioner shall receive under said fund; providing that if any section of this law should be declared unconstitutional, it shall not affect the remaining sections thereof; providing for repeal of all laws in conflict therewith; and providing when this Act shall become effective.

Proof of Publication attached.

By Mr. Holt of Dade—

House Bill No. 1425:

A bill to be entitled An Act authorizing the establishment, maintenance and operation of a Trade and Vocational High School in the County of Dade and State of Florida, to be established, maintained and operated in and as a part of the Public Free School System of said county and to be under the management, control and supervision of the Board of Public Instruction of Dade County, Florida, and the Superintendent of Public Instruction of said county and authorizing and directing the Board of County Commissioners of Dade County, Florida to provide for the levy and collection of a tax sufficient to acquire, maintain and operate such trade and vocational school not to exceed one mill of the assessed valuation for State and County purposes of the taxable property of said county.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1418 and 1419, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 1425, 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. 1425 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1425 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 1425 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. 1425 was read the third time in full.

Upon the passage of House Bill No. 1425 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1425 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,  
May 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:

By Messrs. Turner and Versaggi of St. Johns—

House Bill No. 1433:

A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments and valuations of properties and levies of taxes made by the Town of Hastings, St. Johns County, Florida, for the years 1937, 1938, 1939 and 1940 and authorizing the collection of said taxes in the manner provided by law.

Proof of Publication attached.

By Mr. Harris of Pinellas—

House Bill No. 1437:

A bill to be entitled An Act amending Sections 1, 2, and 3, of Chapter 17,645, Laws of Florida 1935, being "An Act

to provide for the incorporation of all those lands in Pinellas County, described as: Beginning at the intersection of the north boundary of the Town of Pass-a-Grille Beach with the mean low tide of the Gulf of Mexico; thence eastward along said north boundary of the Town of Pass-a-Grille Beach to the center line of the government deep water channel, thence northward following said government channel center line to its intersection with the north line of Township 31 South; thence westward along said township line to its intersection with the mean low tide line of the Gulf of Mexico; thence southward along said mean low tide line and crossing the bodies of water known as Johns Pass and Blind Pass to the point of beginning, said tract being part of Township 31 and 32 South and Ranges 15 and 16 East. As a Special Sanitary District, defining sanitary nuisances, providing for the powers and duties of said district in and about the collection and removal of sewage and garbage therein and therefrom, and for the regulation of plumbing and drainage in said district and in and about the making and enforcing of regulations to prohibit, suppress and prevent all things detrimental to the health of the inhabitants of said special district; providing for the exercise of said powers and duties by a board of commissioners to be appointed by the Governor, providing for the raising of funds for the purpose of said district, requiring all owners of dwellings or other buildings in said district to install and maintain plumbing and drainage facilities for proper disposal of sewage in said buildings in accordance with this Act and the regulations issued hereunder; providing for the making and enforcement of regulations by the board of commissioners of said district to define, prevent, or abate sanitary nuisances and providing criminal liability for violation of this Act or the regulations made by the board of commissioners hereunder, and providing for an election to accept or reject this Act"; to provide for the division of said lands and district into five numerically numbered sections; to provide for the exception of certain territory from the boundaries of Section Three as herein established; to provide that the business affairs of said district shall be conducted by a board of five sanitary commissioners, one each to be elected or appointed from each numbered section; to provide the terms of office and manner of election; to provide and define the duties of such board; to provide the place of meeting of the board of commissioners; to provide for an annual accounting; to provide for elections; to provide for referendum and recall of any commissioner; and to provide for election to accept or reject this Act.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1433, contained in the above message, was read the first time by title only.

Senator Shepherd moved that the rules be waived and House Bill No. 1433 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1433 was read the second time by title only.

Senator Shepherd moved that the rules be further waived and House Bill No. 1433 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. 1433 was read the third time in full.

Upon the passage of House Bill No. 1433 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1433 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. 1437, 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:

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 Mr. Strayhorn of Lee—

House Bill No. 1439:

A bill to be entitled An Act making it unlawful to catch or take fish with seines, traps, gill nets or any other kind of nets in certain portions of the Caloosahatchee river and its tributaries in Lee County, Florida.

Proof of Publication attached.

By Messrs. Thomas and Johnson of Lake—

House Bill No. 1443:

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

Proof of Publication attached.

By Messrs. Leedy and Horrell of Orange—

House Bill No. 1446:

A bill to be entitled An Act to abolish the present municipal government of the town of Apopka City, in the County of Orange, State of Florida; to create, establish, organize and incorporate a city and a municipal corporation to be known and designated as the City of Apopka; to designate the territorial boundaries of said municipality; and to define and prescribe the jurisdiction, powers, privileges and functions of said municipality.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1439, 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. 1439 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1439 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 1439 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. 1439 was read the third time in full.

Upon the passage of House Bill No. 1439 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1439 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. 1443 and 1446, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla.,  
May 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:

By Mr. Shave of Nassau—

House Bill No. 1452:

A bill to be entitled An Act authorizing the city of Fernandina, Florida, to acquire, through purchase, construction or condemnation, and to improve, extend, repair and recon-

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struct any facilities to be used in supplying water, electricity, water service, electric service and sewerage service, one or more, or any combination thereof, to said City and its inhabitants and the inhabitants of the territory contiguous thereto; authorizing the issuance of the revenue certificates of said City payable from the revenues to be derived from such facilities or combination thereof and from any similar facilities now owned by said City; authorizing said City to enter into covenants and agreements for the security of said certificates; providing for the payment and enforcement of said certificates; making various provisions pertinent to the above; providing that said facilities may be acquired and said certificates issued without regard to existing procedural limitations and without the approval or consent of the State or any State agency; providing for the operation of such facilities by a board of trustees; providing for the refunding of such revenue certificates; providing for the validation thereof; validating existing contracts and agreements; repealing all conflicting Acts; and providing that this Act shall take immediate effect.

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. 1452, contained in the above message, was read the first time by title only.

Senator Kelly moved that House Bill No. 1452 be indefinitely postponed.

Which was agreed to and House Bill No. 1452 was indefinitely postponed 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 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:

By Senator Graham—  
Senate Bill No. 554:

A bill to be entitled An Act relating to Dade Drainage District, a drainage district organized and existing under the laws of Florida and embracing certain lands in Dade and Broward Counties, Florida; ratifying, approving and confirming the action of the Board of Supervisors of Dade Drainage District in cancelling certain unpaid taxes upon lands within and without the present boundaries of the district, together with interest, penalties and costs thereon and declaring such taxes, interest, penalties and costs and all tax sale certificates representing or evidencing the same to be cancelled and annulled; ratifying, approving and confirming certain plans adopted by the Board of Supervisors of Dade Drainage District for the compromise, adjustment and settlement of unpaid acreage taxes or assessments owing to said district and ratifying, approving and confirming all redemptions or tax payments and sales or transfers of tax sale certificates made pursuant to the provisions of said plans; approving, validating and confirming all action heretofore taken by the Board of Supervisors of Dade Drainage District, its officers and agents and the clerks of the Circuit Courts of Dade and Broward Counties, respectively, in pursuance of the provisions of Section 17 of Chapter 17886, Laws of Florida, Acts of 1937; declaring all taxes levied by or for the district for the year 1933 and subsequent years to be legal, valid and binding notwithstanding the cancellation of taxes levied for the year 1932 and prior years and providing that in certain instances tax sale certificates issued for the non-payment of taxes for the year 1932 or any prior year shall evidence the payment of Dade Drainage District taxes for the year 1933 and subsequent years; declaring that Dade Drainage District taxes and the liens of such taxes have not been in any way affected by reason of title to certain lands upon which taxes were levied and which were reverted to the State under the provisions of Chapter 17896 Laws of Florida, Acts of 1937, and that such lands are subject to taxes and assessments which may hereafter be levied by Dade Drainage District; providing procedure for the enforcement of district taxes and providing for the sale of any lands acquired by the district through foreclosure pro-

ceedings or otherwise; ratifying, validating and confirming the levy of Dade Drainage District taxes for the year 1940 and providing that the proceeds of such taxes shall be allocated to the respective funds of the district in accordance with the proceedings taken by the board in levying such taxes notwithstanding the erroneous designation of the tax roll by the Tax Assessor of Dade County, Florida, of the amounts levied for debt service and maintenance purposes, respectively; declaring that Dade Drainage District has a legal and valid easement by prescription across all lands which have been used by said district for right of ways or other drainage work for a period of seven (7) years or more and limiting the time within which suits may be maintained against the district for damages ejection or otherwise; and repealing all laws or parts of laws in conflict herewith.

Proof of Publication attached.

By Senator Butler—  
Senate Bill No. 243:

A bill to be entitled An Act providing for the Voluntary Resignation and Retirement of Certain Elective Officers in Towns in the State of Florida, under certain conditions, with pay, and providing when this law shall take effect.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

And Senate Bills Nos. 554 and 243, contained in the above message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida,  
May 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:

By Mr. Carswell of Wakulla—  
House Bill No. 1228:

A bill to be entitled An Act fixing the gross annual salary of the Tax Assessor and of the Tax Collector for all counties having a population of not less than 5,400 or more than 5,550, according to the last Federal census of 1940.

By Messrs. McDonald and Sheldon of Hillsborough—  
House Bill No. 1240:

A bill to be entitled An Act fixing the salary of Judges of Juvenile Courts in the Counties of the State of Florida having a population of not less than 100,000 and not more than 200,000 according to the last preceding State or Federal Census and making it the duty of the County Commissioners of such Counties to provide for the payment of the same.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

And House Bill No. 1228, 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. 1240, 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. 1240 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1240 was read the second time by title only.

Senator Dye moved that the rules be further waived and House Bill No. 1240 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. 1240 was read the third time in full.

Upon the passage of House Bill No. 1240 the roll was called and the vote was:

Yeas—Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Collins, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price,

May 23, 1941

Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

Nays—None.

So House Bill No. 1240 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 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:

By Messrs. McDonald and Sheldon of Hillsborough—

House Bill No. 1241:

A bill to be entitled An Act relating to the compensation of judges of juvenile courts in the counties of the State of Florida having a population of not less than 100,000 and not more than 200,000 according to the last preceding State or Federal census where such judges of juvenile courts were elected and have served a part of their term of office and have become entitled to a salary and compensation as provided for in Chapter 19352 of the Laws of Florida, Acts of 1939, and where the county or counties described in said Act have grown out of the population brackets of said Act, defining the legislative intent and providing for the payment of a salary to the judges of the juvenile courts of such counties at the rate prescribed in said Act for such counties at the rate prescribed in said Act during the period of time that has elapsed since the county or counties have grown out of the population brackets and up to the time that this Act becomes a law.

By Mr. Brackin of Okaloosa—

House Bill No. 1274:

A bill to be entitled An Act authorizing, empowering and approving any and all Acts, contracts and expenditures by the Board of County Commissioners in all Counties of the State of Florida having a population of not less than twelve thousand eight hundred fifty (12,850) and not more than thirteen thousand (13,000) according to the last Federal Census in repairing and re-roofing the roof on the Court House and jail of such Counties, extending the budget of the Counties therefor; and declaring an emergency existed requiring such repair.

By Mr. Hosford of Liberty—

House Bill No. 1269:

A bill to be entitled An Act to make it legal to take suckers by means of gigs in the fresh waters of any county of this State having a population of not less than 3700 and not more than 4000 according to the last Federal census.

And respectfully request the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

And House Bill No. 1241, contained in the above message, was read the first time by title only.

Senator Dye moved that the rules be waived and House Bill No. 1241 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Dye moved that the rules be further waived and House Bill No. 1241 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1241 was read the third time in full.

Upon the passage of House Bill No. 1241 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1241 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

And House Bill No. 1274, 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. 1274 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1274 was read the second time by title only.

Senator Maddox moved that the rules be further waived and House Bill No. 1274 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. 1274 was read the third time in full.

Upon the passage of House Bill No. 1274 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1274 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. 1269, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Florida,  
May 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:

By Messrs. Holt, Overstreet and Wiseheart of Dade—

House Bill No. 1366:

A bill to be entitled An Act relating only to counties of this State which now have, or may hereafter have, a population of over 267,000 according to any preceding State or Federal census; to protect child welfare by prohibiting the sale by the package of intoxicating drinks in any "miniature" bottle, container, package, or other bottle, containing less than one-half pint; to provide remedies and penalties for the enforcement of said Act; to repeal all laws in conflict, and for all purposes reasonably incidental.

By Messrs. Burwell and Leaird of Broward—

House Bill No. 1318:

A bill to be entitled An Act to repeal Chapter 19,063 Laws of Florida, Acts of 1939, the same being "An Act relating to the compensation of the County Judge in all counties in the State of Florida having a population of not less than twenty-two thousand two hundred nor more than twenty-three thousand and fifty, according to the nineteen thirty-five State census and prescribing the time when this Act shall become a law."

By Messrs. Cawthon and Yaeger of Leon—

House Bill No. 1288:

A bill to be entitled An Act fixing and determining salaries, compensation and expenses of members of the Board of County Commissioners for counties of the State of Florida having a population of not less than 31,500, nor more than 34,000, according to the last Federal census.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bills Nos. 1366, 1318 and 1288, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

May 23

Hon. John  
President

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JOURNAL OF THE SENATE

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Tallahassee, Fla.,  
May 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:

By Messrs. Bennett, Luckie and Acosta of Duval—  
House Bill No. 1506:

A bill to be entitled An Act to be known as the Permanent Registration Act for Duval County, State of Florida, providing for a registration of electors for all elections and primaries to be held in the year 1942 and subsequent years thereafter, and providing for the dates of opening and closing of the registration books, and providing that this registration be permanent, and providing for the notification of all electors every two years thereafter, and providing for the return of the notices by the electors and providing for the removal of all names from the registration books of those who fail to return the said notices, and providing for the use of visible record binders for registration books, and the type of binders and registration blanks and certificates and the source of supply, and providing for the checking of the registration books in 1942 and every two years thereafter under the supervision of the Duval County Budget Commission, and providing for the compensation of the supervisor of registration, and providing that the supervisor of registration shall be custodian of voting machines, and providing for the appointment of a chief deputy and an assistant custodian of voting machines, and providing for their compensation.

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. 1506, 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. 1506 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1506 was read the second time by title only.

Senator Butler moved that the rules be further waived and House Bill No. 1506 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. 1506 was read the third time in full.

Upon the passage of House Bill No. 1506 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1506 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 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:

By Messrs. Yaeger and Cawthon of Leon, and Carswell of Wakulla—  
House Bill No. 1397:

A bill to be entitled An Act to vest in the Commission of Game and Fresh Water Fish of the State of Florida powers to close or restrict the season for the taking of game and fresh water fish, and/or reduce the bag limits on and in all National Forests of Counties in the State of Florida having a population of not less than 31,500 and not more than 37,500, according to the last preceding Federal Census, when

such action is deemed necessary; and to authorize said Commission to enter into cooperative agreement with the United States Forest Service at their discretion when such agreements will further the welfare or increase the supply of game and fresh water fish on and in all such National Forests.

By Messrs. Thomas and Johnson of Lake—

House Bill No. 1436:

A bill to be entitled An Act to prescribe the commissions and fix the compensations of the County Assessor of Taxes and the County Tax Collector in the various Counties of the State of Florida having a population of not less than 27,000 and not to exceed 27,500, according to the last Federal Census.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

And House Bills Nos. 1397 and 1436, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Florida,  
May 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:

By Mr Dugger, of Baker—

House Bill No. 1338:

A bill to be entitled An Act to fix the salary of the supervisor of registration of all counties in the State of Florida having a population of not less than 6,500 and not more than 6,550 according to the last Federal census.

By Mr. Dugger, of Baker—

House Bill No. 1336:

A bill to be entitled An Act providing for the re-registration of all the electors of all counties in the State of Florida having a population of not less than 6,500 and not more than 6,550 according to the last Federal census, providing for the furnishing of new registration books, the time of opening and closing the same and the payment of registration fees to the supervisor of registration by the Board of County Commissioners.

By Messrs. Holt and Overstreet of Dade—

House Bill No. 1316:

A bill to be entitled An Act applicable to the official court reporter for the Criminal Court of Record in any county of the State of Florida having a population of more than 250,000 according to the last preceding State or Federal census, and providing for the appointment and compensation of said official court reporter.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

And House Bill No. 1338, contained in the above message, was read the first time by title only.

Senator Smith moved that the rules be waived and House Bill No. 1338 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1338 was read the second time by title only.

Senator Smith moved that the rules be further waived and House Bill No. 1338 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. 1338 was read the third time in full.

Upon the passage of House Bill No. 1338 the roll was called and the vote was

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

Nays—None.

So House Bill No. 1338 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. 1336, contained in the above message, was read the first time by title only.

Senator Smith moved that the rules be waived and House Bill No. 1336 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1336 was read the second time by title only.

Senator Smith moved that the rules be further waived and House Bill No. 1336 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. 1336 was read the third time in full.

Upon the passage of House Bill No. 1336 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1336 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. 1316, 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.,  
May 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:

By Mr. Carswell of Wakulla—  
House Bill No. 1262:

A bill to be entitled An Act fixing the salaries of the members of the Board of County Commissioners in counties having a population according to the 1940 Federal census of not less than 5 400 and not more than 5,500.

By Mr. Holt, of Dade—  
House Bill No. 734:

A bill to be entitled An Act amending the first sentence of Section 1 of Chapter 11357, Acts of 1925, as amended and relating to the counties in which civil courts of record shall be established.

By Messrs. Yaeger and Cawthon, of Leon, and Carswell of Wakulla—  
House Bill No. 1398:

A bill to be entitled An Act to vest in the Commission of Game and Fresh Water Fish of the State of Florida powers to close or restrict the season for the taking of game and fresh water fish, and/or reduce the bag limits on and in all national forests of counties in the State of Florida having a population of not less than 5,300 and not more than 5 500 when such action is deemed necessary; and to authorize said commission to enter into cooperative agreement with the United States Forest Service at their discretion when such agreements will further the welfare or increase the supply of game and fresh water fish on and in all such national forests.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1262, contained in the above message, was read the first time by title only.

Senator Shuler moved that House Bill No. 1262 be indefinitely postponed.

Which was agreed to and House Bill No. 1262 was indefinitely postponed and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 734, 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. 734 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.

And House Bill No. 1398, contained in the above message, was read the first time by title only.

Senator Collins moved that House Bill No. 1398 be placed on the Calendar of Bills on second reading, without reference.

Which was agreed to and it was so ordered.

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

Tallahassee, Florida,  
May 22, 1941.

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

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

By Messrs. Overstreet, Holt and Wiseheart of Dade, Junkin of Collier Papy of Monroe, Graves of Indian River, Simpson of Jefferson—

House Bill No. 1154:

A bill to be entitled An Act relating to Everglades National Park; to amend Sections 1, 2 and 3 of Chapter 13887, Laws of Florida, Acts of 1929, approved May 25, 1929, entitled: "An Act to provide for the acquisition of park lands and property in the counties of Dade, Monroe and Collier Counties, Florida, for the purpose of conveying the same to the United States of America to be used as a National Park," as amended by Chapter 16996, Laws of Florida, Acts of 1935, approved June 7, 1935, and providing for the powers and duties of the Everglades National Park Commission.

By Messrs. Overstreet, Holt and Wiseheart of Dade, Junkin of Collier Papy of Monroe, Graves of Indian River, Simpson of Jefferson—

House Bill No. 1164:

A bill to be entitled An Act to amend An Act entitled: "An Act authorizing the trustees of the Internal Improvement Fund of the State of Florida, in their discretion to convey to the United States, lands in Dade, Monroe and Collier Counties to become a part of the Everglades National Park pursuant to the Enabling Act of Congress passed May 30, 1934, and authorizing the trustees of the Internal Improvement Fund in their discretion to exchange other State lands for privately owned lands within said park area and for conveying lands so received in exchange to the United States, approved June 7, 1935"; authorizing the trustees of the Internal Improvement Fund of the State of Florida to convey to the United States lands in Dade, Monroe and Collier Counties for wild life conservation, and for other purposes.

By Messrs. Overstreet, Holt and Wiseheart of Dade, Junkin of Collier, Papy of Monroe, Graves of Indian River, Simpson of Jefferson—

House Bill No. 1165:

A bill to be entitled An Act to appropriate \$25,000 for the further expenses of the Everglades National Park Commission, created by Act of Legislature, Chapter 13887, May 25, 1929 as amended by Chapter 16966, Acts of 1935.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Bill No. 1154, 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. 1154 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1154 was read the second time by title only.

Senator Ward offered the following amendment to House Bill No. 1154:

In Section 1, line 18, (typewritten bill), strike out the words after the comma following the word "Commission", which is "who shall be appointed by a majority vote of the members."

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subject, however, to the approval of the Governor", and insert the following. In line 18 after the comma following the word "Commission", "who shall be appointed by the Governor".

Senator Ward moved the adoption of the amendment. Which was agreed to and the amendment was adopted. Senator Ward moved that the rules be further waived and House Bill No. 1154, 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. 1154, as amended, was read the third time in full.

Upon the passage of House Bill No. 1154, as amended, the roll was called and the vote was:  
Yeas—Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Collins, Drummond, Dye, Folks, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, McKenzie, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—34.

Nays—None.  
So House Bill No. 1154 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. 1164, 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. 1164 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1164 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 1164 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. 1164 was read the third time in full. Upon the passage of House Bill No. 1164 the roll was called and the vote was:

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

Nays—None.  
So House Bill No. 1164 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. 1165, contained in the above message, was read the first time by title only and referred to the Committee on Appropriations.

Senator Hinely moved that a committee be appointed to escort Colonel Fred Safay, Commanding Officer of the 124th Infantry stationed at Camp Blanding, Florida, to a seat on the rostrum.

Which was agreed to. The presiding officer appointed Senators Hinely, McKenzie and Shepherd as the committee.

The committee duly escorted Colonel Safay to the rostrum. He was presented to the Senate by the presiding officer and addressed the body regarding the military activities at Camp Blanding.

Senator Taylor moved that a committee be appointed to escort Miss Marguerite Morse, President of the Florida Education Association, to a seat on the rostrum.

Which was agreed to. The presiding officer appointed Senators Taylor, McKenzie and Shepherd as the committee.

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

Tallahassee, Fla.,  
May 22, 1941.

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

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

By the Committee on Public Roads and Highways—  
House Concurrent Resolution No. 3:

A Concurrent Resolution providing for the continuance of the Committee on the road program of Florida in order to permit it to complete the work outlined for its performance pursuant to Senate Concurrent Resolution No. 19, adopted at 1939 session of the Florida Legislature, prescribing said Committee's membership, powers and duties, and making an appropriation for such continuance.

WHEREAS, the report of the Committee on the Road Program of Florida, submitted to this session of the Legislature pursuant to Senate Concurrent Resolution No. 19 of the 1939 Session, discloses that its duties as outlined in Senate Concurrent Resolution No. 10 of the 1937 Session, and continued by Senate Concurrent Resolution No. 19 of the 1939 Session, could not be completed owing to the fact that since said Committee was created, the National Defense Program has disrupted the normal State road program; and

WHEREAS, the program covering National Defense requirements as they relate to State highway needs has not developed to the state where such plans can be coordinated with a complete State highway program; and

WHEREAS, said Committee has assembled a large volume of valuable data and made thorough studies which fit it to continue the work for which it was created and continued by the above designated Resolutions; and

WHEREAS, it is deemed advisable to have the Committee continue its work and make a final report to the 1943 Session of the Legislature;

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

SECTION 1. That the Committee on the Road Program of Florida be, and it is hereby authorized to continue its studies and investigations as outlined in Senate Concurrent Resolution No. 10 of the 1937 Session of the Legislature, and continued by Senate Concurrent Resolution No. 19 of the 1939 Session, with the same powers and duties, except that it shall file report at the 1943 Session of the Legislature.

SECTION 2. That the Committee shall hereafter consist of thirteen (13) members, viz: The Chairman of the State Road Department, who shall be Chairman of the Committee; six (6) members of the State Senate, including the two Senators who are now members of the Senate and who were members of the Committee under said Senate Concurrent Resolution 19, and four (4) other Senators who shall be appointed by the President of the Senate so that there will be one member from each of the six Congressional Districts, assuming a Sixth Congressional District is created; if not, one of the four Senators shall be appointed without regard to the Five Congressional Districts; and six (6) members from the House, consisting of the Speaker of the House and four Representatives who are now members of the House and who were members of the Committee under said Senate Concurrent Resolution No. 19, and one (1) other member who shall be appointed by the Speaker from the existing Third Congressional District.

SECTION 3. The Committee shall have authority to employ such assistance, clerical or otherwise, as is deemed by it necessary. The members of the Committee shall serve without salary, but they shall be reimbursed for actual expenses incurred as is approved by the Committee and certified as approved by the Chairman.

SECTION 4. There is hereby appropriated out of the State Road License Fund the sum of Ten Thousand (\$10,000.00) Dollars to be used for the purpose of the Resolution as hereinabove set out, and the total expenditures of the Committee as such are expressly limited to that amount.

SECTION 5. This Resolution shall take effect June 15, 1941. And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
BEN H. FUQUA,

Chief Clerk House of Representatives.

And House Concurrent Resolution No. 3, contained in the above message, was read the first time in full.

Senator Ward moved that the rules be waived and House Concurrent Resolution No. 3 be read the second time in full.

Which was agreed to by a two-thirds vote and House Concurrent Resolution No. 3 was read the second time in full.

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

Upon the adoption of the Concurrent Resolution the roll was called and the vote was:

Yeas—Senators Adams (25th), Adams (30th), Beall, Butler, Clarke, Collins, Drummond, Dye, Folks, Gideons, Graham, Horne, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—31.

Nays—None.

So House Concurrent Resolution No. 3 was adopted and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The presiding officer stated the appointment of the four (4) additional members on the part of the Senate pursuant to House Concurrent Resolution No. 3, would be deferred until such time as the President of the Senate returns.

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

Tallahassee, Florida,  
May 22, 1941.

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

I am directed by the House of Representatives to inform the Senate that the House of Representatives refuses to recede from House Amendment to—

By Senators Taylor, Rose, Housholder, Cooley, Price, King, Kanner, and Johnson—

Senate Bill No. 210:

A bill to be entitled An Act to amend Sections 9, 10 and 15 of Chapter 16858, Laws of Florida, Acts of 1935, as amended by Chapter 17782, Laws of Florida, Acts of 1937, 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 tangerines produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such tangerines; to levy and impose an excise tax on tangerines produced in Florida and to provide for the collection thereof; to create a tangerine advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder; and to provide penalties for violations of this Act."

Which amendment reads as follows:

At the end of Section 2, strike out the period and insert the following: who shall manufacture the same within the State of Florida.

And respectfully requests the President of the Senate to appoint a conference committee composed of three members of the Senate to confer with a like committee to be appointed by the Speaker of the House of Representatives to adjust the differences existing between the two Bodies on House Amendment to Senate Bill No. 210.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

Senator Taylor moved that the presiding officer of the Senate appoint a Conference Committee on the part of the Senate to confer with a like Committee on the part of the House of Representatives to adjust the differences between the two Houses on the House amendments to Senate Bill No. 210, as requested by the House of Representatives.

Which was agreed to.

The presiding officer appointed Senators Taylor, King and Dye as the committee on the part of the Senate.

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

Tallahassee, Fla.,  
May 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 Speaker of the House of Representatives has appointed Messrs. Sheldon, Brackin and McLane as a Conference Committee on the part of the House to confer with a like committee on the part of the Senate to adjust the differences existing between the Senate and the House of Representatives on:

By Senator Collins—  
Senate Bill No. 343:

A bill to be entitled An Act relating to the public health

and for the protection of new-born babies' eyes and requiring doctors and midwives to use an effective solution of silver-nitrate in new born babies eyes; to require at least one of the registered practicing physicians who has sponsored the application of any person to practice midwifery to instruct such person in the use of such silver-nitrate solution, and to provide that the failure of either a doctor or midwife to use such solution or silver-nitrate in new-born babies' eyes shall be cause for the revocation of such person's license to practice medicine or midwifery; and to provide that if any person now licensed to practice midwifery does not furnish a certificate from one of the physicians sponsoring her application for license within sixty days after this Act becomes a law, the State Board of Health shall revoke the license to such person to practice midwifery; and providing further that any person who shall hereafter make application for a license to practice midwifery shall furnish a certificate showing that such person has been instructed in the use of silver-nitrate solution in the eyes of new-born babies.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

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

Tallahassee, Fla.,  
May 22, 1941.

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

I am directed by the House of Representatives to inform the Senate that the House of Representatives refuses to recede from House Amendments to:

By Senators Taylor, Rose, Housholder, Cooley, Price, King, Kanner, and Johnson—

Senate Bill No. 201:

A bill to be entitled An Act to create and establish a Research Department of the Florida Citrus Commission to conduct the study of standards of quality, grade and maturity of Florida citrus fruit and the cause and effect thereof, to determine the nutritional and other value of such fruit and to develop new uses for citrus fruit and to prescribe the powers and duties of the Florida Citrus Commission in connection therewith; to provide for the employment of a manager of such Research Department and to prescribe his powers and duties; to provide for expenditures from the Orange Advertising fund, the Grapefruit Advertising fund and the Tangerine Advertising fund for the proper financing of such Research Department and the activities thereof, and to provide for an advisory research committee to consult and advise with the Florida Citrus Commission in the expenditure of the funds appropriated by this Act and the research work to be done thereunder.

Which amendments read as follows:

House Amendment No. 1:

In Section 4 (c), line 2, following the words "facilities and equipment" insert the following: ", making use of the laboratory facilities and equipment of the University of Florida, insofar as is practicable."

House Amendment No. 2:

In Section 6, line 6, of the bill, strike out the word "seven" and insert the following in lieu thereof: "five".

House Amendment No. 3:

Insert Section 6 A: Section 6 A. Nothing in this Act shall be construed as to permit the promulgation of any rule or regulation by such Commission as will allow the use of color added as otherwise prohibited by law.

And respectfully requests the President of the Senate to appoint a conference committee composed of three members of the Senate to confer with a like committee to be appointed by the Speaker of the House of Representatives to adjust the differences existing between the two bodies on House Amendments to Senate Bill No. 201.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

Senator Taylor moved that the presiding officer of the Senate appoint a Conference Committee on the part of the Senate to confer with a like committee on the part of the House of Representatives to adjust the differences between

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the two Houses on the House amendments to Senate Bill No. 201, as requested by the House of Representatives.

Which was agreed to.

The presiding officer appointed Senators Taylor, King and Dye as the committee on the part of the Senate.

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

Tallahassee, Florida,  
May 22, 1941.

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

I am directed by the House of Representatives to inform the Senate that the House of Representatives refuses to recede from House Amendment to:

By Senators Taylor, Rose, Housholder, Cooley, Price, King, Kanner, and Johnson—  
Senate Bill No. 204:

A bill to be entitled An Act to amend Section 6 of Chapter 19325, Laws of Florida, Acts of 1939, entitled: "An Act to provide for, regulate, and control the artificial coloring of certain citrus fruits by the addition of artificial color to the peel thereof, and fixing penalties for the violation thereof."

Which amendment reads as follows:

In Section 1, line 3, of the bill, strike out the words:

"Section 6. That it shall be unlawful for any person to use on citrus fruits or apply thereto any coloring matter unless.

and insert the following in lieu thereof:

"Section 6. That it shall be unlawful for any person to use on citrus fruits or apply thereto any coloring matter during the months of September, October, November, or December of any year and also unlawful for any person to use on citrus fruits or apply thereto any coloring matter during any other month of the year unless."

And respectfully requests the President of the Senate to appoint a Conference Committee composed of three members of the Senate to confer with a like committee to be appointed by the Speaker of the House of Representatives to adjust the differences existing between the two Bodies of the House Amendment to Senate Bill No. 204.

And respectfully requests the concurrence of the Senate therein.

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

Senator Taylor moved that the presiding officer of the Senate appoint a Conference Committee on the part of the Senate to confer with a like committee on the part of the House of Representatives to adjust the differences between the two Houses on the House amendments to Senate Bill No. 204, as requested by the House of Representatives.

Which was agreed to.

The presiding officer appointed Senators Taylor, King and Dye as the committee on the part of the Senate.

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

Tallahassee, Florida,  
May 22, 1941.

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

I directed by the House of Representatives to inform the Senate that the House of Representatives has receded from House Amendment to:

By Senator Horne—  
Senate Bill No. 26:

A bill to be entitled An Act requiring all public officials now or hereafter required to post fidelity bonds on 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.

Which amendment reads as follows:

Strike out Section 4.

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

And Senate Bill No. 26, contained in the above message, was referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida,  
May 22, 1941.

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

I am directed by the House of Representatives to inform the Senate that the House of Representatives refuses to recede from House Amendment to:

By Senators Taylor, Rose, Housholder, Cooley, Price, King, Kanner, and Johnson—  
Senate Bill No. 206:

A bill to be entitled An Act to amend Sections 10, 11 and 17 of Chapter 17780, Laws of Florida, Acts of 1937, 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 grapefruit produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such grapefruit; to levy and impose an excise tax on grapefruit produced in Florida and to provide for the collection thereof; to create a grapefruit advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder; to create an advisory committee of grapefruit canners; to provide for their appointment, qualifications and terms of office; and to provide penalties for violations of this Act."

Which amendment reads as follows:

At the end of Section 2, strike out the period, and insert the following: who shall manufacture the same within the State of Florida.

And respectfully requests the President of the Senate to appoint a Conference Committee composed of three members of the Senate to confer with a like committee to be appointed by the Speaker of the House of Representatives to adjust the differences existing between the two Bodies on House Amendment to Senate Bill No. 206.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

Senator Taylor moved that the presiding officer of the Senate appoint a Conference Committee on the part of the Senate to confer with a like committee on the part of the House of Representatives to adjust the differences between the two Houses on the House Amendments to Senate Bill No. 206, as requested by the House of Representatives.

Which was agreed to.

The presiding officer appointed Senators Taylor, King and Dye as the committee on the part of the Senate.

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

Tallahassee, Florida,  
May 22, 1941.

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

I am directed by the House of Representatives to inform the Senate that the House of Representatives refuses to recede from House Amendment to:

By Senators Taylor, Rose, Housholder, Cooley, Price, King, Kanner, and Johnson—  
Senate Bill No. 208:

A bill to be entitled An Act to amend Sections 6, 9, 10 and 15 of Chapter 16856, Laws of Florida, Acts of 1935, as amended by Chapter 17781, Laws of Florida, Acts of 1937, 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 oranges produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such oranges; to levy and impose an excise tax on oranges produced in Florida and to provide for the collection thereof; to create an orange advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder, and to provide penalties for violations of this Act."

Which amendment reads as follows:

Strike out all after the enacting clause and insert the following in lieu thereof:

Section 1. That Section 6 of Chapter 16,856, Laws of Florida, Acts of 1935, as amended by Chapter 17,781, Laws of Florida, Acts of 1937, be and the same is hereby amended to read as follows:

"Section 6. That there is hereby levied and imposed an excise tax of one cent on each standard packed box of orange grown in the State of Florida."

Section 2. That Section 9 of Chapter 16,856, Laws of Florida, Acts of 1935, as amended by Chapter 17,781, Laws of Florida, Acts of 1937, be and the same is hereby amended to read as follows:

"Section 9. That all taxes levied and imposed under and pursuant to the provisions of this Act shall be due and payable and shall be paid when the oranges covered by this Act are first handled in the primary channel of trade. All such taxes shall be paid to the Commission by the person first handling the oranges covered by this Act in the primary channel of trade, except that all taxes on oranges delivered or sold for canning or processing in the State of Florida shall be paid to the Commission by the person so canning or processing such oranges. The payment of such taxes shall be evidenced by stamps to be known and designated as 'Florida Citrus Advertising Stamps,' with the amount paid for such stamps indicated thereon, which stamps shall in every instance be affixed to the grade certificate or certificates showing the grade of the oranges covered thereby, when such oranges are required by law to be inspected for grade and certification thereof, and in all other cases such stamps shall be affixed to the returns provided for in Section 8 herein. The Commission shall procure and cause such stamps to be distributed for payment of the taxes prescribed in this Act and shall prescribe such method for the affixing and cancellation of said stamps as shall be necessary to carry out and comply with the intent and purpose of this Act."

Section 3. That Section 10 of Chapter 16,856, Laws of Florida, Acts of 1935, as amended by Chapter 17,781, Laws of Florida, Acts of 1937, be and the same is hereby amended to read as follows:

"Section 10. That all taxes levied and collected under the provisions of this Act shall be paid into the State Treasury on or before the 15th day of each month. Such moneys shall be kept in a special fund to be known as the 'Orange Advertising Fund' which is hereby created, and all moneys coming into said special fund are hereby appropriated and made available for defraying the expenses of the administration and enforcement of this Act. All moneys levied and collected under this Act over and above the necessary administrative expense as provided for in this Act, shall be spent exclusively for the advertising of oranges and associated and related purposes as provided by law. Provided further, that in cases where oranges are advertised jointly with grapefruit and tangerines, or both, the Orange Advertising Fund shall only bear its pro rata share of such advertising. All taxes levied hereunder and collected through the sale of said stamps by the Commission shall be paid to the Comptroller of the State of Florida for payment into said Orange Advertising Fund. Funds expended under this Act for advertising shall be expended through an established advertising agency within the State of Florida; all advertising and display printed-matter such as booklets, broadsides, bulletins, calendars, car-cards, leaflets, catalogues, displays, folders, strips, and other printed work of similar character, kind and nature shall be purchased from the lowest and best responsible bidder who shall manufacture the same within the State of Florida."

Section 4. That Section 15 of Chapter 16,856, Laws of Florida, Acts of 1935, as amended by Chapter 17,781, Laws of Florida, Acts of 1937, be and the same is hereby amended to read as follows:

"Section 15. That the powers and duties of the Commission shall include the following:

"1. To adopt and from time to time alter, rescind, modify and/or amend all proper and necessary rules, regulations and orders for the exercise of its powers and the performance of its duties under this Act.

"2. To employ and at its pleasure discharge any advertising manager, agents, advertising agencies and such clerical and other help as it deems necessary, and to outline their powers and duties and fix their compensation; provided,

however, that the Commission, for a period of two years after the effective date of this Act, shall employ different advertising agencies to handle the advertising of fresh oranges and canned oranges or canned orange juice and that at no time shall the same advertising agency be employed to handle both the advertising of fresh oranges and canned oranges or canned orange juice, either directly or indirectly. Fresh oranges and canned oranges or canned orange juice shall not be advertised in the same copy at the same time.

"3. To make in the name of the Commission such advertising contracts and other agreements as may be necessary.

"4. To keep books, records and accounts of all its doings which books, records and accounts shall be open to inspection and audit by the State Auditor at all times.

"5. To purchase or authorize the purchase of all office equipment and supplies and to incur all other reasonable and necessary expenses and obligations in connection with and required for the proper carrying out of the provisions of this Act

"6. To investigate and cause prosecution to be instituted for violations of the provisions of this Act."

Section 5. That this Act shall be liberally construed and if any part or portion thereof be declared invalid or the application thereof to any person, circumstance or thing is declared invalid, the validity of all the remainder of this Act and/or the applicability thereof to any other person, circumstance or thing shall not be affected thereby, and it is the intention of the Legislature of the State of Florida to preserve any and all parts of said Act if possible.

Section 6. That all laws and parts of laws in conflict herewith be and the same are hereby repealed to the extent of such conflict.

Section 7. That this Act shall take effect September 1, 1941.

And respectfully requests the President of the Senate to appoint a Conference Committee composed of three members of the Senate to confer with a like committee to be appointed by the Speaker of the House of Representatives to adjust the differences existing between the two Bodies on House Amendment to Senate Bill No. 208.

Very respectfully,

BEN H. FUQUA,

Chief Clerk House of Representatives.

Senator Taylor moved that the presiding officer of the Senate appoint a Conference Committee on the part of the Senate to confer with a like committee on the part of the House of Representatives to adjust the differences between the two Houses on the House amendments to Senate Bill No. 208, as requested by the House of Representatives.

Which was agreed to.

The presiding officer appointed Senators Taylor, King and Dye as the committee on the part of the Senate.

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

Tallahassee, Florida,  
May 22, 1941.

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

I am directed by the House of Representatives to inform the Senate that the House of Representatives has accepted and adopted the report of the Conference Committee on—

By Mr. Brackin of Okaloosa—  
House Bill No. 145:

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

Which Conference Committee Report reads as follows:

Tallahassee, Florida,  
May 20, 1941.

Honorable John R. Beacham,  
President of the Senate.

Honorable Dan McCarty,  
Speaker of the House Representatives.  
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Your Conference Committee, appointed to adjust the difference existing between the Senate and the House of Representatives on House Bill No. 145, have had the same under consideration and do hereby respectfully recommend as follows:

1. That the Senate do recede from Senate Amendment No. 1, which reads as follows:

"After the 7th word in said line 17, page 3, typewritten bill, add the following: Provided further that any person who shall have been apprenticed as a pharmacist, or filled prescriptions in a drug store in the State of Florida for a period of (4) four years prior to July 1, 1933, shall be permitted to take the examination as provided for in this Act, and upon passing the examination shall be granted a license to practice pharmacy in the State of Florida."

Your Joint Conference Committee appointed as set forth herein respectfully request that the Florida State Senate and the House of Representatives to receive and adopt this report in toto.

Respectfully submitted,

HAL Y. MAINES,  
W. A. SHANDS,  
LeROY COLLINS,

Of the Senate.

NEWMAN BRACKIN,  
A. L. DRIGGERS, Jr.,  
MARSHALL C. WISEHEART,  
Of the House of Representatives.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

BEN H. FUQUA,  
Chief Clerk House of Representatives.

By permission the following Conference Committee Report was read:

Tallahassee, Florida,  
May 20, 1941.

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

Hon. Dan McCarty,  
Speaker of the House Representatives,  
Sirs:

Your Conference Committee, appointed to adjust the difference existing between the Senate and the House of Representatives on House Bill No. 145, have had the same under consideration and do hereby respectfully recommend as follows:

1. That the Senate do recede from Senate Amendment No. 1, which reads as follows:

"After the 7th word in said line 17, page 3, typewritten bill, add the following: Provided further that any person who shall have been apprenticed as a pharmacist, or filled prescriptions in a drug store in the State of Florida for a period of (4) four years prior to July 1, 1933, shall be permitted to take the examination as provided for in this Act, and upon passing the examination shall be granted a license to practice pharmacy in the State of Florida.

Your Joint Conference Committee appointed as set forth herein respectfully request that the Florida State Senate and the House of Representatives to receive and adopt this report in toto.

Respectfully submitted,

HAL Y. MAINES  
W. A. SHANDS  
LEROY COLLINS

Of the Senate.

NEWMAN BRACKIN  
A. L. DRIGGERS  
MARSHALL C. WISEHEART

Of the House of Representatives.

Senator Maines moved the adoption of the foregoing Conference Committee Report.

Which was agreed to and the Report was adopted.

Senator Maines moved that the Senate do recede from Senate Amendment No. 1 to House Bill No. 145, as set forth in the foregoing Conference Committee Report.

Which was agreed to and the Senate receded from Senate Amendment No. 1 to House Bill No. 145 as set forth in the

foregoing Conference Committee Report and the action of the Senate was ordered certified to the House of Representatives.

Senator Shuler moved that the rules be waived and the Senate take up and consider House Local Bills on the Calendar, at this time.

Which was agreed to by a two-thirds vote.

HOUSE LOCAL BILLS ON SECOND READING

House Bill No. 893:

A bill to be entitled An Act relating to the status of Employees of the City of Jacksonville affected by Pension or Relief Acts of the City of Jacksonville, who are drafted, inducted or enlist into the armed forces of the United States for the period provided by law.

Was taken up in its order.

Senator Butler moved that the rules be waived and House Bill No. 893 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 893 was read the second time by title only.

Senator Butler moved that the rules be further waived and House Bill No. 893 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. 893 was read the third time in full.

Upon the passage of House Bill No. 893 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 893 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 771:

A bill to be entitled An Act to amend Section 5995, Revised General Statutes of Florida, 1920, the same being Section 8289, Compiled General Laws of Florida, 1927, as amended by Chapter 18002, Laws of Florida, Acts of 1937, the same being laws relating to jurisdiction of justices of the peace and county judges in criminal cases; the effect of this Act being to vest jurisdiction in justices of the peace to hold a court to try and determine certain misdemeanor cases arising in their respective districts; and providing that the provisions of this Act shall only apply in counties having a population of not less than 20,500 or more than 21,000 according to the Federal Census of 1940.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and House Bill No. 771 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 771 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 771 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. 771 was read the third time in full.

Upon the passage of House Bill No. 771 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 771 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1034:

A bill to be entitled An Act repealing certain provisions of Senate Bill Number 1220, Chapter 19694, Number 699, Special Acts of 1939, Laws of Florida; being 'An Act to regu-

late the manner and method for the taking of any and all species or kind of fish from certain rivers, creeks, streams, bayous, cut-offs and inlets or any portion thereof in Bay County, Florida; providing for closed portion of the said certain water in said Bay County; providing a penalty for the violation of any of the provisions of this Act, providing further that Senate Bill No. 421, Acts of the 1939 Session of the Florida Legislature, is hereby repealed"; the provisions of this Act shall apply only to counties having a population of not less than 20,500 and not more than 21,000 according to the last Federal Census of 1940.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and House Bill No. 1034 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1034 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 1034 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. 1034 was read the third time in full.

Upon the passage of House Bill No. 1034 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1034 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1208:

A bill to be entitled An Act to repeal Chapter 17494, Laws of Florida, Special Acts of 1935, the same being entitled "An Act to authorize the Board of Pilot Commissioners to employ an attorney, and to provide for the payment by the Board of County Commissioners of Bay County of the salary of such attorney, and of other expenses incurred by the Board of Pilot Commissioners."

Was taken up in its order.

Senator Adams (25th), moved that the rules be waived and House Bill No. 1208 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1208 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 1208 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. 1208 was read the third time in full.

Upon the passage of House Bill No. 1208, the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1208 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1268:

A bill to be entitled An Act relating to the compensation of the County Judge, the Clerk of the Circuit Court, the Sheriff, the members of the Board of County Commissioners, the Justice of the Peace and the Constables in Liberty County, Florida.

Was taken up in its order.

Senator Shuler moved that the rules be waived and House Bill No. 1268 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1268 was read the second time by title only.

Senator Shuler offered the following amendment to House Bill No. 1268:

Strike out all of the Title, and insert in lieu thereof the following:

An Act relating to the compensation of the County Judge, the Sheriff, the Justices of the Peace and the Constables in Liberty County, Florida.

Senator Shuler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shuler also offered the following amendment to House Bill No. 1268:

Strike out all after the Enacting Clause and insert in lieu thereof the following:

Section 1. That the County Judge of Liberty County, Florida, shall receive as compensation for his services the sum of Fifteen Hundred Dollars (\$1500.00) per annum, payable in twelve monthly installments of One Hundred Twenty-five (\$125.00) Dollars each to be paid by warrants drawn by the Board of County Commissioners upon the Fine and Forfeiture Fund of said Liberty County.

All fees assessed by the County Judge in criminal cases, when collected, shall be remitted to the Fine and Forfeiture Fund of the County.

Section 2. That the Sheriff of Liberty County, Florida shall receive the sum of Six Thousand (\$6,000.00) Dollars per annum, payable in twelve monthly instalments of Five Hundred (\$500.00) Dollars each to be paid by warrants drawn by the Board of County Commissioners of Liberty County, Florida upon the Fine and Forfeiture Fund of such County for his services as Sheriff of said county, which said sum shall be in lieu of any and all other fees except for feeding prisoners and except for making trips outside of the State of Florida; that he shall receive in addition to the above mentioned compensation the fees for feeding prisoners as is provided for by general law and that in addition thereto he shall be paid for bringing prisoners back to Liberty County from any point outside of the State of Florida as is provided for by the general law.

All fees assessed by the Sheriff in all cases, except civil cases, when collected, shall be remitted to the Fine and Forfeiture Fund of such county.

Section 3. That each of the Justices of the Peace of Liberty County, Florida, shall receive the sum of Three Hundred Sixty (\$360.00) Dollars per annum, payable in twelve monthly installments of Thirty (\$30.00) Dollars each to be paid by warrants drawn by the Board of County Commissioners upon the Fine and Forfeiture Fund of Liberty County, Florida, for his services as Justice of the Peace. All fees assessed by each of the Justices of the Peace in criminal cases, when collected, shall be remitted to the Fine and Forfeiture Fund of the county.

Section 4. That each of the Constables of Liberty County, Florida, shall receive the sum of Three Hundred Sixty (\$360.00) Dollars per annum, payable in twelve monthly installments of Thirty (\$30.00) Dollars each to be paid by warrants drawn by the Board of County Commissioners upon the Fine and Forfeiture Fund of Liberty County, Florida, for his services as Constable. All fees assessed by each of the Constables in criminal cases, when collected, shall be remitted to the Fine and Forfeiture Fund of the County.

Section 5. If any section, clause, phrase, or provision of this Act is for any reason held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining provisions of the Act.

Section 6. All laws or parts of laws in conflict with this Act are hereby repealed.

Section 7. This Act shall take effect October 1, 1941.

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

Senator Shuler moved that the rules be further waived and House Bill No. 1268, 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. 1268, as amended, was read the third time in full.

Upon the passage of House Bill No. 1268, as amended, the roll was called and the vote was:

Yeas—Senators Adams (25th), Adams (30th), Beall, Butler,

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Nays—None.

So House Bill No. 1268 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1192:

A bill to be entitled An Act relating to the offices and courts of the county solicitors of all criminal courts of record in all counties of the State having a population of two hundred fifty thousand (250,000) or more according to the last preceding State or Federal Census, whichever may be the later; to fix the compensation of county solicitors of criminal courts of record of such counties; to authorize said county solicitors to employ assistant county solicitors and provide for their number and compensation; to provide that the said county solicitors and their assistants may administer oaths to persons who, with or without subpoenas, appear before the county solicitors or their assistants, for the purpose of making an affidavit stating facts, which if true would constitute a criminal offense within the jurisdiction of such county solicitors and that the county solicitors of the several criminal courts of record, herein described, be authorized to swear to and file their informations, based upon such statements contained in such affidavits; to repeal all other laws or parts of laws in conflict herewith. To determine, find and declare that the classification of counties as specified in this Act is reasonable and justifiable; that the Act is applicable to all county solicitors and their assistants similarly situated; that the subject matter of the Act is such that it justifies such classification; that there is a reasonable basis for the distinction and creation of the classification; that the classification of the counties in this Act are not based solely on population but other facts, considerations, and circumstances more fully hereinafter set out in the following preamble:

Was taken up in its order.

Senator Graham moved that the rules be waived and House Bill No. 1192 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1192 was read the second time by title only.

Senator Whitaker offered the following amendment to House Bill No. 1192:

In lines 17 and 18 of the title strike out the following: "To repeal all other laws or parts of laws in conflict herewith."

Senator Whitaker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Whitaker also offered the following amendment to House Bill No. 1192:

Strike out all of Section 7 and renumber the next Section.

Senator Whitaker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Graham moved that the rules be further waived and House Bill No. 1192, 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. 1192, as amended, was read the third time in full.

Upon the passage of House Bill No. 1192, as amended, the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1192, passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1344:

A bill to be entitled An Act authorizing and empowering the County Commissioners of Gulf County to pay the sum of

Twenty-five Hundred Dollars to the City of Port St. Joe for the use of the Municipal Hospital Building Fund.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and House Bill No. 1344 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1344 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 1344 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. 1344 was read the third time in full.

Upon the passage of House Bill No. 1344 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1344 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1355:

A bill to be entitled An Act to amend Sections 5 and 6 of Chapter 18610, Special Laws of Florida, Acts of 1937, as amended by Sections 4 and 5, of Chapter 19902, Special Laws of Florida, Acts of 1939, entitled "An Act providing for pensions for employees of the City of Jacksonville."

Was taken up in its order.

Senator Butler moved that the rules be waived and House Bill No. 1355 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1355 was read the second time by title only.

Senator Butler moved that the rules be further waived and House Bill No. 1355 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. 1355 was read the third time in full.

Upon the passage of House Bill No. 1355 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1355 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1056:

A bill to be entitled An Act providing that the State Road Department shall take over the construction, maintenance, supervision and control of all county graded and drained roads in Washington County, Florida, now under the jurisdiction of the Board of County Commissioners of Washington County and the bond trustees of Special Road and Bridge District No. 1 of said county; providing that all second gas tax funds now or hereafter accruing to the State Road Department and to said county or the Board of County Commissioners of Washington County for the use on State or other public roads therein shall be used solely by the State Road Department for the construction and maintenance of State roads within Washington County, and also for the construction and maintenance of county graded and drained roads in Washington County now under the jurisdiction of the County Commissioners of Washington County and the bond trustees of Special Road and Bridge District No. 1 of said county; providing that the State Road Department shall take over all able-bodied male convicts of Washington County and all road machinery and equipment and road supplies of Washington County and Special Road and Bridge District No. 1 of said county; and providing that all officials handling said road funds shall make the same available immediately upon their accrual to the State Road Department.

Was taken up in its order.

Senator Adams (25th) moved that the rules be waived and House Bill No. 1056 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1056 was read the second time by title only.

Senator Adams (25th) moved that the rules be further waived and House Bill No. 1056 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. 1056 was read the third time in full.

Upon the passage of House Bill No. 1056 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1056 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1353:

A bill to be entitled An Act prohibiting anyone now or hereafter receiving a pension except veterans pensions from City of Jacksonville, Florida, Duval County, School Board or any other Board, also from any branch of National or State Government, from being appointed, elected or holding any position in any other branches of these different parts of government in Duval County, Florida.

Was taken up in its order.

Senator Butler moved that House Bill No. 1353 be indefinitely postponed.

Which was agreed to and House Bill No. 1353 was indefinitely postponed, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 438:

A bill to be entitled An Act creating and fixing the boundary of the Tenth Voting Precinct in Dixie County, Florida and providing that the electors residing therein may vote therein for the nomination and election of candidates for National, State, County and District Offices, in all special, primary and general elections.

Was taken up in its order.

Senator Folks moved that the rules be waived and House Bill No. 438 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 438 was read the second time by title only.

Senator Folks moved that the rules be further waived and House Bill No. 438 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. 438 was read the third time in full.

Upon the passage of House Bill No. 438 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 438 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 439:

A bill to be entitled An Act to fix the compensation of the members of the Board of Public Instruction for the County of Dixie, State of Florida; and providing for the method of payment thereof.

Was taken up in its order.

Senator Folks moved that the rules be waived and House Bill No. 439 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 439 was read the second time by title only.

Senator Folks moved that the rules be further waived and House Bill No. 439 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. 439 was read the third time in full.

Upon the passage of House Bill No. 439 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 439 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1203:

A bill to be entitled An Act fixing the Salaries and Fees of the Justices of the Peace and Constables in all counties of the State of Florida, having a population of not less than 7,000 and not more than 7,050 according to the 1940 Federal Census.

Was taken up in its order.

Senator Folks moved that the rules be waived and House Bill No. 1203 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1203 was read the second time by title only.

Senator Folks moved that the rules be further waived and House Bill No. 1203 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. 1203 was read the third time in full.

Upon the passage of House Bill No. 1203 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1203 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1216:

A bill to be entitled An Act fixing the salaries of the members of the Board of County Commissioners of Dixie County, Florida, and providing that the same shall be paid from the General Fund and Road Fund of Dixie County, Florida.

Was taken up in its order.

Senator Folks moved that the rules be waived and House Bill No. 1216 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1216 was read the second time by title only.

Senator Folks moved that the rules be further waived and House Bill No. 1216 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. 1216 was read the third time in full.

Upon the passage of House Bill No. 1216 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1216 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 632:

A bill to be entitled An Act to fix the salary of the Supervisor of Registration of Dixie County, Florida, and providing for method of payment thereof.

Was taken up in its order.

Senator Folks moved that the rules be waived and House Bill No. 632 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 632 was read the second time by title only.

Senator Folks moved that the rules be further waived and House Bill No. 632 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. 632 was read the third time in full.

Upon the passage of House Bill No. 632 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 632 passed, title as stated and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 917:

A bill to be entitled An Act establishing certain State roads in Dixie County, Florida.

Was taken up in its order.

Senator Folks moved that the rules be waived and House Bill No. 917 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 917 was read the second time by title only.

Senator Folks moved that the rules be further waived and House Bill No. 917 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. 917 was read the third time in full.

Upon the passage of House Bill No. 917 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 917 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 1342:

A bill to be entitled An Act amending Sections 1, 4 and 23 of Chapter 16598, Laws of Florida, Special Acts of 1933, entitled: "An Act creating and establishing a special district in Monroe County, Florida, to be known as "Overseas Road and Toll Bridge District"; defining the territory included therein; providing for its government and administration and for the appointment of a Board of Commissioners therefor; defining the purposes and powers of said district; defining the powers, duties, privileges and liabilities of the Board of Commissioners thereof; authorizing the establishment of rules and regulations and providing penalties for the violation thereof; authorizing the establishment, construction, maintenance and operation of toll bridges and toll highways therein to complete a highway extending from Miami to Key West via Key Largo; authorizing said district to borrow money and issue evidences of indebtedness; providing for the repayment of such borrowed moneys and the interest thereon out of tolls and charges for the use of said toll bridges and toll highways; providing for the validating of said evidences of indebtedness; conferring the right of eminent domain on said district; granting to said district a right of way over any lands, waters or submerged lands belonging to the State of Florida in said district; authorizing the doing of all other Acts and things necessary, incident

and proper in furtherance of the purposes and objects aforesaid including the levy of an annual ad valorem tax for the maintenance, repair, and operation of said toll bridges and toll highways, and repealing all laws or parts of laws in conflict herewith;" to provide for enlarging the boundaries of the Overseas Road and Toll Bridge District to include the following additional territory in Monroe County, Florida; Township 64, South range 37, east; township 63 south, range 37 east; township 63, south, range 38, east; township 62, South, range 38, east; township 62, south, range 39, east; township 61, south, range 39, east; township 61 south, range 40 east; section 31 of township 60, south, range 40, east; sections 36, 25, 26, 27, 22, 15 and 16 of township 60, south, range 39 east; and authorizing the Board of Commissioners of the Overseas Road and Toll Bridge District to establish, construct, maintain and operate within said district as enlarged additional toll bridges and toll highways to those already constructed within said district; such additional bridges and sections of said highway to form a part of the overseas highway (State Road 4-A); and authorizing the district to borrow the money for such new construction and to issue evidences of indebtedness therefor; such monies and the interest thereon to be repaid out of the tolls and charges for the use of said additional toll bridges and sections of highways, or other revenues of said district, and providing for the validation of said evidences of indebtedness, and authorizing the refunding of the existing indebtedness of the district as a part of the financing of such new construction; granting to said district a right of way over any lands, waters, or submerged lands belonging to the State of Florida, including those belonging to the State Road Department lying within said district; authorizing the doing of all other acts and things necessary, incident or proper in the furtherance of the purposes or objects aforesaid; and providing that the district shall have the same powers in the establishment, construction, maintenance and operation of such additional bridges and sections of highway as were conferred upon it by said Chapter 16598 and exercised by said district in the construction of the existing toll bridges and toll highways; and authorizing said district to lease or sell the existing toll bridges or toll highways and any additional toll bridges and sections of toll highways constructed by virtue of such special legislation to the State Road Department.

Was taken up in its order.

Senator Ward moved that the rules be waived and House Bill No. 1342 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1342 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 1342 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. 1342 was read the third time in full.

Upon the passage of House Bill No. 1342 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1342 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 King moved that the Senate reconsider the vote by which House Bill No. 1389 passed the Senate at this session.

And the motion went over under the rule.

Pursuant to the motion made by Senator Beall on May 21, 1941, and the hour having arrived, the Senate took up for consideration House Bill No. 298, as a Special and Continuing order.

House Bill No. 298:

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

less than 50,000 inhabitants, according to the last State or Federal census.

Was taken up pending roll call, having been read the third time in full on May 22, 1941.

Upon the passage of House Bill No. 298 the roll was called and the vote was:

Yeas—Senators Adams (30th), Beall, Drummond, Gideons, Horne, Kelly, Lindler, Whitaker—8.

Nays—Senators Adams (25th), Butler, Collins, Dye, Folks, Graham, Housholder, Johnson, Kanner, King, Lewis, Maddox, Maines, Perdue, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Wilson—22.

So House Bill No. 298 failed to pass.

Senator Beall moved that the rules be waived and the Senate take up and consider Senate Bill No. 726, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 726:

A bill to be entitled An Act to approve, adopt and enact the Florida Statutes 1941; prepared by the Attorney General under the direction, and by authority of the Legislature of Florida, with certain amendments thereto; to provide for printing, promulgation, publication, sale, distribution and copyright thereof, with certain additional matter included therein and making appropriations for the printing, publication, distribution and effective date thereof.

Was taken up.

Senator Beall moved that the rules be further waived and Senate Bill No. 726 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 726 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 726 be read the third time in full, with the exception of that part of Senate Bill No. 726 embodying the general revision of the entire laws and that the reading by sections of that part embodying a general revision of the entire laws be wholly dispensed with by a two-thirds vote of the Senate as authorized by Section 17, Article III, of the Constitution of the State of Florida, and that said bill be put upon its passage.

Which was agreed to by a two-thirds vote of the Senate.

And Senate Bill No. 726 was read the third time in full with the exception of that part of Senate Bill No. 726 embodying the general revision of the entire laws the reading of which by sections was wholly dispensed with by a two-thirds vote of the Senate by sections by authority of Section 17, Article III, of the Constitution of the State of Florida.

Upon the passage of Senate Bill No. 726 the roll was called and the vote was:

Yeas—Senators Adams (30th), Beall, Butler, Clarke, Collins, Drummond, Dye, Gideons, Graham, Hinely, Horne, Housholder, Johnson, Kanner, Kelly, King, Lewis, Lindler, Maddox, Maines, Perdue, Price, Rose, Shands, Shepherd, Shuler, Smith, Taylor, Ward, Whitaker, Wilson—31.

Nays—None.

So Senate Bill No. 726 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 Collins moved that the Senate reconsider the vote by which the following amendment to Senate Bill No. 482 was adopted by the Senate on May 22, 1941:

In Section 1, line 6, (typewritten bill), strike out the comma after the word "District."

And the motion went over under the rule.

Senator Collins moved that the Senate reconsider the vote by which the following amendment to Senate Bill No. 482 was adopted by the Senate on May 22, 1941:

In Section 1, line 6, (typewritten bill), after the word "County", strike out the comma and add the word "and".

And the motion went over under the rule.

Senator Collins moved that the Senate reconsider the vote by which the following amendment to Senate Bill No. 482 was adopted by the Senate on May 22, 1941:

In Section 1, line 7, (typewritten bill), strike out the words "and all other Tax District" and the words "general or special."

And the motion went over under the rule.

Senator Ward moved that the rules be waived and the Senate do now revert to the consideration of Messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

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

Tallahassee, Fla.,  
May 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:

By Mr. Papy of Monroe—  
House Bill No. 1498:

A bill to be entitled An Act ratifying and confirming the appointment of the members of the Florida Keys Aqueduct Commission and constituting said Commission a body corporate and politic; prescribing and fixing the jurisdiction, powers and duties of said Commission and of its officers; authorizing said Commission to construct, maintain and operate an aqueduct and water distribution system for supplying water in the Florida Keys area, embracing the Florida Keys and extending from the mainland to the City of Key West, and authorizing said Commission to enter into contracts with the Navy Department of the United States of America to provide for such construction and for such operation and maintenance, and to lease from the City of Key West and to improve and operate the existing water distribution system in said City; ratifying and confirming the contract entered into by and between said Commission and the Navy Department under date of March 18, 1941; authorizing said Commission to issue negotiable water revenue bonds, payable solely from water revenues, to pay all or part of the cost of such construction; providing for the rights and remedies of the holders of such bonds; providing that no debt of the City of Key West or of the County of Monroe or of the County of Dade shall be incurred in the exercise of any of the powers granted by this Act, and denying the power of taxation in any respect for the payment of such bonds or the interest thereon or for the payment of the cost of maintaining, repairing and operating such aqueduct and such distribution systems; providing for the collection of rates and charges for water furnished sufficient to provide for the payment of the principal and interest of such bonds and for the cost of maintaining, repairing and operating such aqueduct and such systems; providing for the execution of a trust indenture or trust agreement, and for the provisions thereof, to secure the payment of such bonds without mortgaging or encumbering such aqueduct or such systems; granting the right of eminent domain to the Commission; and authorizing the issuance of water revenue refunding bonds.

Proof of Publication attached.

By Mr. Papy of Monroe—  
House Bill No. 1499:

A bill to be entitled An Act authorizing the City of Key West, Florida, to lease to the Florida Keys Aqueduct Commission the water distribution system of said City.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully.

BEN H. FUQUA,  
Chief Clerk House of Representatives.

And House Bill No. 1498, 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. 1498 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1498 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 1498 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. 1498 was read the third time in full. Upon the passage of House Bill No. 1498 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1498 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. 1499, 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. 1499 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1499 was read the second time by title only.

Senator Ward moved that the rules be further waived and House Bill No. 1499 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. 1499 was read the third time in full.

Upon the passage of House Bill No. 1499 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 1499 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. 495:

A bill to be entitled An Act fixing the fees to be charged by the sheriffs of the several counties of the State of Florida, and to repeal Chapter 10091, Laws of Florida, 1925, being "An Act fixing the fees to be charged by the sheriffs of the several Counties of the State of Florida, and to repeal Chapter 7886, Acts of 1919, Laws of Florida, entitled 'An Act fixing the compensation of the sheriffs of the several counties of the State of Florida.'"

Was taken up.

Senator Butler moved that the rules be waived and House

Bill No. 495 be placed back on second reading for the purpose of amendment.

Which was agreed to by a two-thirds vote and Senate Bill No 495 was placed back on second reading.

Senator Rose offered the following amendment to Senate Bill No 495:

In Section 1, line 22, strike out the words, after word "shall" and insert the following: ". after levy,"

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rose also offered the following amendment to Senate Bill No. 495:

In Section 1, line 16 after word "shall" insert the following: "after levy."

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rose also offered the following amendment to Senate Bill No. 495:

In Section 1, line 37, strike out the words "In levies" to and including "per diem \$4.00".

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Butler moved that the rules be further waived and Senate Bill No. 495, 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. 495, as amended, was read the third time in full.

Pending roll call on the passage of Senate Bill No. 495, as amended, Senator Butler moved that the rules be waived and the hour of adjournment be extended twenty minutes.

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

Upon the passage of Senate Bill No. 495, as amended, the roll was called and the vote was:

Yeas—Senators Adams (25th), Adams (30th), Beall, Gideons, Graham, Hinely, Horne, Kelly, Lindler, Maddox, Price, Smith, Whitaker—13.

Nays—Senators Butler, Clarke, Collins, Drummond, Dye, Folks, Housholder, Kanner, King, Lewis, Maines, Perdue, Rose, Shands, Shepherd, Shuler, Taylor, Ward, Wilson—19.

So Senate Bill No. 495, as amended, failed to pass.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:51 o'clock P. M. until 3:00 o'clock P. M., Monday, May 26, 1941.