

# JOURNAL OF THE SENATE

Thursday, April 22, 1943

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Wednesday, April 21, 1943.

The President in the Chair.

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

Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, April 21, 1943, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

Your Committee on Corporations, to whom was referred: Senate Bill No. 190:

A bill to be entitled An Act to amend Section 612.03 of Chapter 612, Florida Statutes, 1941, the same being An Act relating to Corporations for Profit.

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

Very respectfully,

D. A. COLEMAN,

Chairman of Committee.

And Senate Bill No. 190, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Corporations, to whom was referred: Senate Bill No. 196:

A bill to be entitled An Act to amend Section 617.01, Florida Statutes 1941 relating to the authority and manner of incorporating corporations not for profit, by prescribing additional procedure for incorporating child care or placement agencies.

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

Very respectfully,

D. A. COLEMAN,

Chairman of Committee.

And Senate Bill No. 196, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B," to whom was referred: Senate Bill No. 42:

A bill to be entitled An Act to amend Section 382.21, Florida Statutes 1941, new or amended Certificate of Birth, to provide for Birth Certificates for adopted foundlings.

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

Very respectfully,

JOHN E. MATHEWS,

Chairman of Committee.

And Senate Bill No. 42, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B," to whom was referred: House Bill No. 61:

A bill to be entitled An Act relating to and regulating the duties of Attorneys at Law and the Judges and Justices of the Courts concerning suits and actions when the Attorney or the Judge or Justice be related,

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

Very respectfully,

JOHN E. MATHEWS,

Chairman of Committee.

And House Bill No. 61, contained in the above report, was laid on the table.

Your Committee on Judiciary "B," to whom was referred: Senate Bill No. 74:

A bill to be entitled An Act to amend Section 62.28 entitled "removal of disabilities; married women; notice," Section 62.29 entitled "removal of disabilities; married women; reference" and Section 62.30 entitled "removal of disabilities; married women; decree" of the Florida Statutes of 1941.

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

Very respectfully,

JOHN E. MATHEWS,

Chairman of Committee.

And Senate Bill No. 74, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B," to whom was referred: Senate Bill No. 75:

A bill to be entitled An Act regulating the payment of alimony and suit money in divorce proceedings, and also regulating the payment of separate maintenance and suit money in actions wherein the wife does not seek a divorce, providing that the court, in such proceedings, may award real and personal property, including a husband's interest wherein title vests by estates in entirety, in payment of support, maintenance and suit money to the wife, and prescribing how the court can acquire jurisdiction of such property when husband is non-resident, absent or concealed so that personal service cannot be had on him.

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

Very respectfully,

JOHN E. MATHEWS,

Chairman of Committee.

And Senate Bill No. 75, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B," to whom was referred: Senate Bill No. 138:

A bill to be entitled An Act to amend Sections 95.16 and 95.17, Florida Statutes, 1941, relating to adverse possession under color of title; redefining adverse possession under color of title and prescribing what shall be deemed to constitute possession and occupation under color of title; and making adverse possession as redefined retroactive.

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

Very respectfully,

JOHN E. MATHEWS,

Chairman of Committee.

And Senate Bill No. 138, contained in the above report, was laid on the table.

Your Committee on Judiciary "B," to whom was referred: Senate Bill No. 151:

A bill to be entitled An Act relating to the rights of married women in Florida and to authorize execution of and performance under Power of Attorney executed by husband or wife, and to validate such Power of Attorney heretofore made.

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

Very respectfully,  
**JOHN E. MATHEWS,**  
 Chairman of Committee.

And Senate Bill No. 151, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B," to whom was referred: Senate Bill No. 101:

A bill to be entitled An Act to establish limited partnerships

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

Very respectfully,  
**JOHN E. MATHEWS,**  
 Chairman of Committee.

And Senate Bill No. 101, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Privileges and Elections, to whom was referred:

Senate Bill No. 28:

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

House Bill No. 23:

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

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

Very respectfully,  
**J. A. FRANKLIN,**  
 Chairman of Committee.

And Senate Bill No. 28 and House Bill 23, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "B," to whom was referred: House Bill No. 24:

A bill to be entitled An Act to amend Section 924.15, Florida Statutes, 1941, relating to appeal bonds in criminal cases and qualifications of sureties upon such bonds.

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

Very respectfully,  
**JOHN E. MATHEWS,**  
 Chairman of Committee.

And House Bill No. 24, contained in the above report, was laid on the table.

Your Committee on Judiciary "B," to whom was referred: Senate Bill No. 73:

A bill to be entitled An Act prescribing the rights, duties and liabilities of Sheriffs in levying writs, authorizing them to require bonds in certain cases, and providing the procedure to determine whether property is subject to the writ and the effect of such determination.

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

Very respectfully,  
**JOHN E. MATHEWS,**  
 Chairman of Committee.

And Senate Bill No. 73, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Cities and Towns, to whom was referred:

Senate Bill No. 69:

A bill to be entitled An Act authorizing incorporated towns and cities to provide by ordinance for the forfeiture to the town or city of sums of money taken or seized by police of-

ficers of the town or city from gambling devices and in gambling or lottery operations maintained, engaged in or conducted in violation of the ordinances of the town or city and contrary to the Laws of the State of Florida; providing that the court of the town or city for the punishment of offenses against municipal ordinances shall have jurisdiction to adjudicate such forfeitures; prescribing the practice and procedure to be followed in such adjudication of forfeiture proceedings, and providing for appeals from adjudications to the Circuit Court.

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

Very respectfully,  
**W. H. BREWTON,**  
 Chairman of Committee.

And Senate Bill No. 69, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 100:

A bill to be entitled An Act providing that disabled veterans of World War Number Two becoming disabled in line of duty between December 7, 1941 and the close of World War Number Two shall be entitled to the same license tax exemption as now is provided by law for disabled veterans of the Spanish American War and/or the veterans of World War Number One.

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

Very respectfully,  
**LEROY COLLINS,**  
 Chairman of Committee.

And Senate Bill No. 100, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senator Collins, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendment:

Senate Bill No. 80:

A bill to be entitled An Act to amend 192.06, Florida Statutes, 1941, relating to property exempt from taxation, so as to authorize taxation of such property of the United States as it shall permit to be taxed.

Which amendment reads as follows:

In section one, sub-section one, line three, after the word "taxation" insert the following: by this State or any political subdivision thereof.

**LEROY COLLINS,**  
 Chairman of Committee.

And Senate Bill No. 80, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on Second Reading.

Senator Coleman, Chairman of the Committee on Corporations, submitted the following report:

Tallahassee, Florida,  
 April 14, 1943.

*Hon. Philip D. Beall,*  
*President of the Senate.*  
 Sir:

Your Committee on Corporations, to whom was referred: Senate Bill No. 70:

A bill to be entitled An Act referring to corporations and the restoration of the corporate privileges and corporate entity of corporations dissolved by operation of law for failure to pay the capital stock tax, and prescribing conditions for such restoration.

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

Very respectfully,  
**L. A. COLEMAN,**  
 Chairman of Committee.

And Senate Bill No. 70, contained in the above report, was

placed on the Calendar of Bills on Second Reading.

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

Senate Bill No. 137:

A bill to be entitled An Act providing civil service for employees of Duval County and creating a Civil Service Board for said county.

Also—

Senate Bill No. 149:

A bill to be entitled An Act to repeal Sections 593.01, 593.02, 593.03, 593.04, 593.05 and 593.06 of the Florida Statutes, 1941, relating to agricultural, horticultural, livestock and industrial statistics.

Have examined the same and find them correctly enrolled.

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

Very respectfully,

S. A. HINELY,

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

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

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

House Concurrent Resolution No. 6:

Providing for the adjournment of the House of Representatives and Senate of the State of Florida on Thursday, April 22, 1943, until Monday, April 26, 1943.

Also—

House Memorial No. 6:

Relating to procedure for recovering damages inflicted upon land structures by watercraft.

Have examined the same and find them correctly enrolled.

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

Very respectfully,

S. A. HINELY,

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

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

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

House Concurrent Resolution No. 6:

Providing for the adjournment of the House of Representatives and Senate of the State of Florida on Thursday, April 22, 1943, until Monday, April 26, 1943.

Also—

House Memorial No. 6:

Relating to procedure for recovering damages inflicted upon land structures by watercraft.

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

Very respectfully,

S. A. HINELY,

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

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

Senate Bill No. 137:

A bill to be entitled An Act providing civil service for employees of Duval County and creating a Civil Service Board for said county.

Also—

Senate Bill No. 149:

A bill to be entitled An Act to repeal Sections 593.01, 593.02, 593.03, 593.04, 593.05 and 593.06 of the Florida Statutes, 1941, relating to agricultural, horticultural, livestock and industrial statistics.

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

Very respectfully,

S. A. HINELY,

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

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

House Memorial No. 4:

A Memorial to the Congress of the United States requesting the establishment in Palestine of a National Home for the Jewish people.

Also—

House Bill No. 123:

A bill to be entitled An Act relating to the foreclosure of tax sale certificates issued by the Tax Collectors of DeSoto County, Florida, to either the Treasurer of the State of Florida, or the County of DeSoto, State of Florida, or the assignee of such certificates and authorize foreclosure in one bill of complaint upon separate parcels of land, owned by different persons defendant.

Also—

House Bill No. 88:

A bill to be entitled An Act to regulate the nominations in primary elections and the compensation of the members of the Board of County Commissioners in Highlands County, Florida, and repealing conflicting laws.

Also—

House Bill No. 131:

A bill to be entitled An Act to amend Chapter 16882, Laws of Florida, 1935, by making the same definitely applicable to the election and compensation and duties of the office of County Attorney in Highlands County, Florida, and validating elections held under said amended Act.

Also—

House Bill No. 87:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings in law and in chancery before the Circuit Court in Highlands County, Florida.

Also—

House Bill No. 119:

A bill to be entitled An Act authorizing the County Commissioners of Columbia County to appropriate money and enter into contracts for the purpose of building water dams in said county for the conservation of fish and the prevention of erosion.

Also—

House Bill No. 144:

A bill to be entitled An Act to authorize the Board of County Commissioners of Hillsborough County, Florida, to close, vacate, and abandon any private or public street, road, alley, way, or other place used for travel, or any portion thereof, within said county, and to prescribe the method therefor, and validating and confirming the closing, vacation and abandonment of such roads and streets, heretofore ordered by such board.

Also—

House Bill No. 139:

A bill to be entitled An Act authorizing and empowering

the Board of County Commissioners of Hillsborough County, Florida, to compromise, adjust, settle, and cancel paving certificates issued under Chapter 9316, Acts of 1923 Legislature and held, owned, or acquired by said board, upon terms and conditions to be fixed and determined by said Board of County Commissioners; and validating, ratifying, and confirming all settlements, compromises, and cancellations of such paving certificates heretofore made by said Board of County Commissioners.

Also—

House Bill No. 158:

A bill to be entitled An Act prohibiting and making unlawful the running at large of hogs in Manatee County, Florida; prescribing procedure and penalties in aid of the enforcement of this Act and fixing and providing for the punishment of the owner or owners of any hog or hogs running at large in violation of this Act.

Also—

House Bill No. 163:

A bill to be entitled An Act empowering and requiring the City of Tampa to refund to Carrie G. Bayless and W. K. Bayless certain amounts erroneously collected for city ad valorem taxes assessed against property not within the corporate limits of the city.

Also—

House Bill No. 141:

A bill to be entitled An Act authorizing the reduction, compromise and settlement of all state, county and district taxes other than drainage taxes levied and assessed for the year 1942 or prior years including unpaid taxes for any omitted year or years against any or all land situate in Hillsborough County, Florida, against which there are outstanding uncanceled paving certificates, representing assessments under the provisions of Chapter 10145, Laws of Florida, Acts of 1925, upon such terms and for such amounts as may be determined by the Board of County Commissioners of Hillsborough County, Florida by resolution adopted by and entered in the minutes of said board: And to provide for distribution of proceeds of any settlement so authorized and made.

Also—

House Bill No. 97:

A bill to be entitled An Act creating a special tax district in Putnam County, Florida, to be known as the Putnam County Nurse's District; fixing and prescribing the boundaries of said district; providing for the governing and administration of the same; providing that the Board of Public Instruction of Putnam County, Florida, shall be the members of the Board of Trustees of the same; authorizing and empowering the said Board of Trustees to employ a County Nurse; providing for the levy of taxes for the payment of salary, and expenses; and providing general powers and duties of said Board of Trustees, and validating, confirming, ratifying and approving, in all respects, all taxes heretofore levied under Chapter 21514, Laws of Florida, 1941.

Also—

House Bill No. 179:

A bill to be entitled An Act to amend Section 39 of Chapter 18759, Laws of Florida, Special Acts of 1937, being "An Act to abolish the present municipality and municipal government of the Town of Pahokee in Palm Beach County, Florida, as created by Chapter 9872, Special Acts of 1923, and to establish a new municipality to be known as the City of Pahokee in Palm Beach County, Florida; and to define its territorial boundaries and to provide for its government and to prescribe its jurisdiction and powers and the jurisdiction and powers of its officers; to legalize and validate the ordinances of said City of Pahokee; to prescribe the time within which suits can be brought against said city and for Notice thereof, and providing a negative referendum to decide the question of incorporating said city."

Also—

House Bill No. 190:

A bill to be entitled An Act granting to any member of the police department of the City of Jacksonville who is a mem-

ber of the police pension fund of said city and who, during certain periods, resigned, thereafter was re-employed, then retired on pension, and again reemployed in said department, continuous service credit for his years of service in said department for pension, retirement and benefit purposes.

Also—

House Bill No. 209:

A bill to be entitled An Act to authorize the creation of a Special Assessment Board of the City of St. Petersburg, Florida; prescribing its powers, duties and limitations; prescribing the length of time such board shall stay in existence; providing for a chairman and secretary and authorizing said board to adjust, settle and compromise certain special assessment liens held and owned by the City of St. Petersburg, Florida; providing that fees may be charged for making applications for adjustment of special assessment liens, the proceeds from which to be used to defray the cost and expense of the operation of the board.

Also—

House Bill No. 145:

A bill to be entitled An Act providing for a reregistration of all voters for all elections to be held in the year 1944, in Hillsborough County, Florida; and providing for the time of opening and closing the registration books; and providing that the registration for the year 1944 shall be a permanent registration for all subsequent elections; and providing for the registration of all voters for all elections subsequent to the year 1944 in the office of the Supervisor of Registration only; and providing for the time of opening and closing of the registration books in the office of the Supervisor of Registration for all elections subsequent to the year 1944; and providing the form of registration blanks, providing for the type of binder for the permanent registration records; and providing for Notice to voters by the Supervisor of Registration of their registration as shown on the registration books, and requesting information pertinent thereto in the year 1946 and every two years thereafter and the return thereof by the voters and the penalty for failure to return said Notice with the information requested; and providing for the furnishing of the registration blanks by the Secretary of State and the permanent registration binders by the County Commissioners; and providing for the compensation of the Supervisor of Registration; and providing for a Chief Deputy, and providing for their compensation.

Also—

House Concurrent Resolution No. 5:

A Concurrent Resolution to continue Florida's assistance to the United Nations in war aims.

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

Very respectfully,

S. A. HINELY,

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

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Adams—

Senate Bill No. 224:

A bill to be entitled An Act relating to admission tax; providing for the levying, imposing and collecting of a tax upon every ticket, privilege or pass for admission to any place for which a charge for admission is made; making certain exceptions thereto; prescribing the duties of the Comptroller in enforcing and collecting this tax; providing for certain penalties with regard thereto; creating a special fund for the reception of such taxes; providing for equal distribution of such tax among the several counties of the State, and providing penalties for the violation of this Act.

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

By Senator Lindler—

Senate Bill No. 225:

A bill to be entitled An Act to amend Chapter 20733, Laws of Florida, Acts of 1941, (§585.43 Florida Statutes, 1941), same being entitled: "An Act relating to distribution and ad-

ministration of anti-hog cholera serum and hog cholera virus by the state live stock sanitary board; limiting free distribution thereof to bona fide farmers and providing for distribution of same at cost to all others."

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

Senator Lindler moved that the rules be further waived and Senate Bill No. 225 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 225 was read the third time in full.

Upon the passage of Senate Bill No. 225 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—35.

Nays—None.

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

By Senators Mathews and Beacham—

Senate Bill No. 226:

A bill to be entitled An Act repealing Section 165.25 of the Compiled Laws of Florida, 1941, relating to voluntary retirement with half pay authorized for elective officers of cities and towns.

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

By Senator King—

Senate Bill No. 227:

A bill to be entitled An Act amending Section 568.10, Florida Statutes, 1941, to provide for the sale of confiscated liquors by the sheriff of any county.

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

By Senator Johnson—

Senate Bill No. 228:

A bill to be entitled An Act relating to applications for redemption of delinquent tax sale certificates, and providing for fees to be charged therefor, by Clerks of the Circuit Court of the respective counties in the State of Florida.

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

By Senator Johnson—

Senate Bill No. 229:

A bill to be entitled An Act to amend Section 27.20 Florida Statutes, 1941, relating to the apportionment of Assistant State Attorneys and their place of residence.

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

By Senator Lindler—

Senate Bill No. 230:

A bill to be entitled An Act to provide a method for a person now serving in any of the armed forces of the United States of America who had prior to such service been elected or appointed to a state or county office for a term to expire subsequent to the primary election in 1944 to become a candidate in the primary election in 1944 for renomination to such office without the necessity of filing any oath, declaration, report, receipt, or to pay any assessment or fee to the state or county or to any executive committee of any political party; and providing for the duties of the Secretary of State of the State of Florida and of the County Commissioners of any county of this state in relation thereto, and repealing all Laws in conflict herewith.

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

By Senator Taylor—

Senate Bill No. 231:

A bill to be entitled An Act to amend Chapter 11972 of the Laws of Florida 1927 entitled "An Act to create and establish a juvenile court in and for Pinellas County, Florida; to provide for a judge of said court and to define his powers and duties; to provide for the expense of said court and compensation of said judge, and to provide for the appointment of probation and assistant probation officers and a clerk of the juvenile court" as amended by Chapter 13679 of the Laws of Florida 1929, entitled "An Act to amend Section one of Chapter 11972 of the Laws of Florida, Session 1927 entitled 'An Act to create and establish a juvenile court in and for Pinellas County, Florida, and to provide for a judge of said court and to define his powers and duties; to provide for the expenses of said court and compensation of said judge, and to provide for appointment of a probation officer and assistant probation officers and a clerk of the juvenile court'" as amended by Chapter 16060 of the Laws of Florida 1933, entitled "An Act to amend Chapter 11972 of the Laws of Florida for the Year 1927; prescribing the compensation of the judge and the probation officer of said court, and reducing the operating expenses thereof and for other purposes," enlarging the jurisdiction of the said court and prescribing the length of the term and the compensation of the judge thereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 231 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Taylor moved that the rules be waived and Senate Bill No. 231 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 231 was read the second time by title only.

Senator Taylor moved that the rules be further waived and Senate Bill No. 231 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. 231 was read the third time in full.

Upon the passage of Senate Bill No. 231 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 231 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Lindler—

Senate Bill No. 232:

A bill to be entitled An Act providing for the relief of R. Lee Montague for damages to his automobile caused by a State Road Department truck.

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

By Senator Sheldon—

Senate Bill No. 233:

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 and five thousand (105,000) and not more than two hundred and five thousand (205,000) 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 each 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 was read the first time by title only and referred to the Committee on Privileges and Elections.

By Senator Sheldon—  
Senate Bill No. 234:

A bill to be entitled An Act providing that in every proceeding by a wife or a former wife, or by a child or children, to enforce the payment of any allowance awarded to him, her or them, whether alimony, suit money, maintenance, support, attorney's fees or any other allowance, the court shall have power to grant such additional suit money, including reasonable attorney's fees, as from the circumstances of the parties and the nature of the case may be equitable and just; repealing all laws and parts of laws, general and special, in conflict with this act; and providing when this Act shall take effect.

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

By Senator Sheldon—  
Senate Bill No. 235:

A bill to be entitled An Act to amend Section 2, Chapter 20999, Laws of Florida, Acts of 1941, which said Chapter is entitled "An Act creating the offices of chief traffic officer, lieutenant traffic officer and deputy traffic officers in counties having population of not less than one hundred thousand or more than two hundred thousand by the last preceding Federal census, requiring them to be deputy sheriffs, limiting their number and prescribing the duties and functions of such chief traffic officer, lieutenant traffic officer and deputy traffic officers, and their qualifications, terms of office, and methods of appointment; their compensation and allowances for expenses and designating the fund out of which same shall be paid."

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 235 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 235 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 235 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. 235 was read the third time in full.

Upon the passage of Senate Bill No. 235 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So Senate Bill No. 235 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—  
Senate Bill No. 236:

A bill to be entitled An Act to amend Section 265.02, Florida Statutes 1941, relating to appropriation for maintaining Olustee monument and grounds.

Which was read the first time by title only.

Senator Mathews moved that the rules be waived and Senate Bill No. 236 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 236 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 236 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. 236 was read the third time in full.

Upon the passage of Senate Bill No. 236 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—35.

Nays—None.

So Senate Bill No. 236 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committees on Temperance and Public Health, jointly—

Senate Bill No. 237:

A bill to be entitled An Act to amend Section 651.29, Florida Statutes 1941, relating to the revocation of licenses by the director of the State Beverage Department, by adding as an additional ground for such revocation, any violation of the law against prostitution, lewdness or assignation.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 237 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 237 was read the second time by title only and placed on the Calendar of Bills on Third Reading.

By the Committees on Temperance and Public Health, jointly—

Senate Bill No. 238:

A bill to be entitled An Act making it unlawful to let or rent any place for the purpose of prostitution, lewdness, or assignation, prescribing penalties for violations of this Act, and repealing all laws in conflict herewith.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Public Health—

Senate Bill No. 239:

A bill to be entitled An Act to prevent the occurrence of congenital syphilis; requiring a serological test for discovery of syphilis in pregnant women; designating standard serological tests and approved laboratories; providing for statement regarding tests to be made on birth and stillbirth certificates; providing manner in which laboratory reports are to be made; providing tests shall be made free of charge; authorizing use of reports for protection of the public health; providing an annual appropriation to carry out purposes of the Act; and providing violation of the Act to be a misdemeanor.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By the Committee on Finance and Taxation—

Senate Bill No. 240:

A bill to be entitled An Act to provide that when lands are sold for non-payment of taxes, or tax certificates are issued thereon, the title to, or lien upon, such lands shall continue to be subject to any existing easement for telephone, telegraph, pipe line, power transmission or other public service purpose.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senator Shands—

Senate Bill No. 241:

A bill to be entitled An Act relating to excise taxes imposed on documents; excluding from the tax or taxes imposed by Section 201.01 to Section 201.20, Florida Statutes 1941

(Chapter 15,787, Laws of Florida 1931) promissory notes, negotiable or non-negotiable, and other obligations to pay money evidencing loans or the extension of credit, the proceeds of which shall be used for the purchase of bonds, certificates of indebtedness or other evidences of indebtedness of the United States of America or to finance the requirements of the maker or makers of any such note, notes or other written obligations to pay money in the performance of any contract between such maker or makers and the United States of America.

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

By Senator Mathews—

Senate Bill No. 242:

A bill to be entitled An Act to provide for the closing of the affairs of the Florida Dry Cleaning and Laundry Board, for the disposition of property and funds in its hands and for the final closing of all business of said board.

Which was read the first time by title only.

Senator Mathews moved that the rules be waived and Senate Bill No. 242 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 Collins—

Senate Bill No. 243:

A bill to be entitled An Act relating to the adoption of children and to the rights, duties and obligations of the State Welfare Board and licensed child placing agencies with respect thereto: prescribing the procedure in adoption cases: providing for the issuance and service of Notices therein or consent thereto: requiring copies of adoption decrees to be recorded with the Registrar of Vital Statistics of the State Board of Health: and repealing existing adoption laws and all other laws in conflict with this Act, including Sections 72.01 to 72.06, inclusive, Florida Statutes 1941.

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

By Senators Graham, Shands, Hinely, Perdue and Sturgis—  
Senate Bill No. 244:

A bill to be entitled An Act to amend Section 550.16 Florida Statutes, 1941, as amended by Chapter 20306, Laws of Florida, Acts of 1941, same being "An Act relating to parimutuel pools, commissions thereon, the distributions thereof, the 'breaks' and defining same, regulating the purchase and sale of an interest in any such pool, making it a crime to violate such regulations and amending Section 16 of Chapter 14832, Laws of Florida, Acts of 1931, as amended by Section 10 of Chapter 17276, Laws of Florida, Acts of 1935, relative thereto; and levying a tax upon every licensee conducting a horse race meet, or operating a race track equal to five per centum of the total contributions to all pari-mutuel pools on horse races in addition to all other taxes otherwise levied or assessed; and providing when and where said taxes shall be paid, making an appropriation thereof and designating said tax as the 'old age assistance tax', and providing deductions from said tax to be paid in equal amounts to the counties of this state; according to law, should the amounts payable to said counties from horse race meets be less than the total amount distributed to the said counties therefrom in the racing season 1940-1941, and limiting the force and effect of this Act until July 1st, 1943, and providing a penalty for wilful or wanton non-payment of tax," relating to the levy of taxes on all pari-mutuel pools; providing for the levying of a tax upon every licensee conducting a dog race meeting, of a percentage of the average total daily contributions to parimutuel pools on dog racing in addition to all other taxes otherwise levied and assessed; providing when and where said taxes shall be paid and designating said taxes for the "old age assistance tax fund;" and providing a penalty for non-payment of such tax.

Which was read the first time by title only and referred to the Committees on Miscellaneous Legislation and Welfare, jointly.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
President of the Senate.

Sir:

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

By the Committee on Public Health—

House Bill No. 237:

A bill to be entitled An Act making it unlawful to let or rent any place for the purpose of prostitution, lewdness, or assignation, prescribing penalties for violations of this Act, and repealing all laws in conflict herewith.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

And House Bill No. 237, contained in the above Message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 237 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 237 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 237 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. 237 was read the third time in full.

Upon the passage of House Bill No. 237 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Davis, Franklin, Graham, Hinely, Housholder, Johnson, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—31.

Nays—None.

So House Bill No. 237 passed, title as stated, 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, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
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. 38:

A bill to be entitled An Act providing that Section 98.27 Florida Statutes, 1941, relating to publication of a certified list of qualified electors before any general election shall be inapplicable to all counties of the State having a population of not less than 6,700 and not more than 7,000, according to the United States census of 1940.

By Messrs. Walker and Nilsson of Volusia—

House Bill No. 215:

A bill to be entitled An Act to amend Section 6, of Chapter 15401, Laws of Florida Special Acts of 1931, and Section 2, of Chapter 9869, Laws of Florida, Special Acts of 1923, and Section 2, of Chapter 8324, Special Acts of 1919, Boundaries of the City of Ormond, a municipal corporation in Volusia County, Florida and to exclude from the metes and bounds description therein contained certain lands located and being in Section 42, in Township 14 South, Range 32 East, and other relief incident thereto.

Proof of Publication of Notice attached to the above bill.

By Mr. Beck of Palm Beach—  
House Bill No. 225:

A bill to be entitled An Act authorizing the Board of County Commissioners of Palm Beach County, Florida, to sell at private sale by quit claim deed certain land in the northwest quarter of Section Twenty-six, Township Forty-three, south of Range Thirty-six East, in which the County of Palm Beach has or claims to have some interest.

Proof of Publication of Notice attached to the above bill. And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

And House Bill No. 38, 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. 215, contained in the above Message, was read the first time by title only.

Senator Coleman moved that the rules be waived and House Bill No. 215 be referred to the Committee on Cities and Towns.

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

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

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

Which was agreed to by a two-thirds vote.

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

Senator Beacham moved that the rules be further waived and House Bill No. 225 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 225 was read the third time in full.

Upon the passage of House Bill No. 225 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

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

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

Tallahassee, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
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. 256:

A bill to be entitled An Act providing for the payment of twenty-five hundred dollars per annum, beginning July 1, 1943, to the Tax Assessor for Monroe County, State of Florida, for the expenses of said office; requiring the Board of County Commissioners for said County to make such payment, and prescribing the method of payment of such expenses and the fund from which same shall be paid; further that the provisions of such Act shall be cumulative and shall not repeal any existing laws on the subject and are declared to be intended to provide a certain expense fund for the operation of said office in addition to all other provisions of law.

Proof of publication of Notice attached to the above bill.

By Mr. Beck of Palm Beach—  
House Bill No. 267:

A bill to be entitled An Act amending Section 2 of Chapter 18428 Laws of Florida, Acts of 1937, being a section of the Town Charter of the Town of Belle Glade, Florida; providing for the election of the members of the Town Commission;

their term of office and the compensation of the Commission; providing for the appointment of the Mayor, Vice-Mayor and other officers and employees and authorizing the Commission to fix the compensation therefor; providing for a referendum.

By Mr. Beck of Palm Beach—  
House Bill No. 270:

A bill to be entitled An Act amending Section 1 of Article IV of Chapter 15082, Laws of Florida, Acts of 1931, creating a municipal court; providing for its powers and privileges and the duties of all officers in connection therewith; providing for a referendum.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

And House Bill No. 256, contained in the above Message, was read the first time by title only.

Senator Franklin moved that the rules be waived and House Bill No. 256 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 256 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 256 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. 256 was read the third time in full.

Upon the passage of House Bill No. 256 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 256 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 267, contained in the above Message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 267 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 267 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 267 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. 267 was read the third time in full.

Upon the passage of House Bill No. 267 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 267 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 270, contained in the above Message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 270 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Beacham moved that the rules be further waived and House Bill No. 270 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 270 was read the third time in full.

Upon the passage of House Bill No. 270 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 270 passed, title as stated, 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, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
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. Livingston of Highlands—

House Bill No. 271:

A bill to be entitled An Act regulating and fixing the compensation to be paid to members of the Board of Public Instruction of the County of Highlands, Florida.

Proof of publication of Notice attached to the above bill.

By Mr. Crofton of Brevard—

House Bill No. 277:

A bill to be entitled An Act fixing the period of redemption of lands in the Melbourne-Tillman Drainage District that may be sold for district taxes levied or assessed by said district; and validating and confirming any and all tax levies and assessments by said district; and validating and confirming all foreclosure proceedings had and taken by said district; and validating and confirming all proceedings had and taken by said district.

Proof of publication of Notice attached to the above bill.

By Mr. Papy of Monroe—

House Bill No. 279:

A bill to be entitled An Act fixing the salary of the Judge of the Juvenile Court of Monroe County, Florida; and providing for its payment from the fine and forfeiture fund of said county; repealing laws in conflict.

Proof of publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And House Bills Nos. 271 and 277, 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. 279, contained in the above Message, was read the first time by title only.

Senator Franklin moved that the rules be waived and House Bill No. 279 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 279 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 279 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. 279 was read the third time in full.

Upon the passage of House Bill No. 279 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, Mc-

Arthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 279 passed, title as stated, 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, Florida,  
April 22, 1943.

Hon. Philip D. Beall,

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. 281:

A bill to be entitled An Act fixing the compensation of the Probation Officer in and for Monroe County, Florida; and providing for its payment from the fine and forfeiture fund of said county; repealing laws in conflict.

Proof of Publication of Notice attached to the above bill.

By Mr. Branch of Liberty—

House Bill No. 283:

A bill to be entitled An Act requiring the publication of the minutes of the meetings of the Board of County Commissioners and Board of Public Instruction of Liberty County, Florida.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And House Bill No. 281, contained in the above Message, was read the first time by title only.

Senator Franklin moved that the rules be waived and House Bill No. 281 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 281 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 281 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. 281 was read the third time in full.

Upon the passage of House Bill No. 281 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 281 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 283, contained in the above Message, was read the first time by title only.

Senator Shuler moved that the rules be waived and House Bill No. 283 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 283 was read the second time by title only.

Senator Shuler moved that the rules be further waived and House Bill No. 283 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. 283 was read the third time in full.

Upon the passage of House Bill No. 283 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 283 passed, title as stated, 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, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
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. Getzen of Sumter and Avriett of Hamilton—  
House Bill No. 70:

A bill to be entitled An Act to amend Section 576.11 of the Florida Statutes, 1941, relating to commercial fertilizer inspection fees.

By Mr. Commander of Holmes—  
House Bill No. 103:

A bill to be entitled An Act granting a pension to Hardy Tadlock of Holmes County, Florida.

By the Committee on Judiciary "B"—  
House Bill No. 188:

A bill to be entitled An Act to fix the salaries of the Circuit Judges of the State of Florida.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

And House Bill No. 70, contained in the above Message, was read the first time by title only and referred to the Committee on Agriculture and Livestock.

And House Bill No. 103, contained in the above Message, was read the first time by title only and referred to the Committee on Pensions and Claims.

And House Bill No. 188, contained in the above Message, was read the first time by title only.

Senator Shuler moved that the rules be waived and House Bill No. 188 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, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
President of the Senate.

Sir:

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

House Memorial No. 7:

A Resolution to memorialize Congress to enact a national annuity, pension or assistance plan to be uniform throughout the United States for the benefit of the aged, widows and dependent children.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

House Memorial No. 7, 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,  
April 22, 1943.

Hon. Philip D. Beall,  
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. Scofield of Citrus—  
House Bill No. 300:

A bill to be entitled An Act to fix and provide the compensation of the members of the County Board of Public Instruction in Citrus County, Florida and to provide from what funds same shall be paid, and to repeal all laws in conflict with said Act.

Proof of Publication of Notice attached to the above bill.

By Mr. Scofield of Citrus—  
House Bill No. 301:

A bill to be entitled An Act to fix and provide for the payment of the compensation of the Members of the Board of County Commissioners of Citrus County, Florida; to provide that said Act shall be effective and the additional compensation paid from October 1, 1942, and to further provide from what funds the additional compensation shall be paid and to repeal all Laws in conflict with said Act.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

And House Bill No. 300, contained in the above Message, was read the first time by title only.

Senator Johnson moved that the rules be waived and House Bill No. 300 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 300 was read the second time by title only.

Senator Johnson moved that the rules be further waived and House Bill No. 300 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. 300 was read the third time in full.

Upon the passage of House Bill No. 300 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—36.

Nays—None.

So House Bill No. 300 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 301, contained in the above Message, was read the first time by title only.

Senator Johnson moved that the rules be waived and House Bill No. 301 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 301 was read the second time by title only.

Senator Johnson moved that the rules be further waived and House Bill No. 301 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. 301 was read the third time in full.

Upon the passage of House Bill No. 301 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, Mc-

Arthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor Upchurch, Wilson—36.

Nays—None.

So House Bill No. 301 passed, title as stated, 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, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
President of the Senate.

Sir:

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

By Senator Beall—  
Senate Bill No. 56:

A bill to be entitled An Act providing for the appointment and compensation of an Assistant County Solicitor in and for the Court of Record of Escambia County, Florida, and in all Constitutional Courts of Record in the State of Florida.

Which amendments read as follows:

Amendment No. 1:

At the end of Section 1 change the period to a comma and insert the following: "provided, however, that said assistant shall not be related to the County Solicitor appointing him or under whom he serves either by affinity or consanguinity within the fifth degree."

Amendment No. 2:

In Section 3, line 2, of the bill, strike out the words: "\$3000.00," and insert the following in lieu thereof: "\$2400.00."

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER.

Chief Clerk House of Representatives.

And Senate Bill No. 56, contained in the above Message, was read by title, together with House Amendments thereto.

Senator Shuler moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 56.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 56.

And Senator Shuler moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 56.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 56.

And Senate Bill No. 56, as amended, was referred to the Committee on Engrossed Bills, 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, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
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 Beacham—  
Senate Bill No. 183:

A bill to be entitled An Act relating to public performing rights in copyrighted musical compositions and dramatico-musical compositions; defining the same; regulating licensing of same; prescribing filing fees; making provisions for a resident agent in the State; levying a tax on the gross receipts from the licensing of such rights within the State of Florida; providing for the enforcement of this Act; the promulgation of rules and regulations governing the enforcement of this Act; appropriating the proceeds of the tax and fees levied herein, and repealing certain laws in conflict herewith.

Respectfully,

WALTER P. FULLER.

Chief Clerk House of Representatives.

And Senate Bill No. 183, 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,  
April 22, 1943.

Hon. Philip D. Beall,  
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 Senators Carroll and Collins—

Senate Concurrent Resolution No. 7:

WHEREAS, the Honorable Henry Agard Wallace, Vice President of the United States, is now visiting in South America further advancing the friendship between our good neighbors of that continent and the people of this nation, as well as integrating and correlating our war efforts and those of our Allies, and

WHEREAS, the said Honorable Henry Agard Wallace is expected to return to the United States soon and it is likely that on his return journey he will pass through the State of Florida, and

WHEREAS, all members of the 1943 session of the Legislature of the State of Florida and the people of our State would consider it a great privilege and honor for our Vice President, on his return journey, to stop by the State Capital and address a joint session of the Senate and House of Representatives, and

WHEREAS, the Governor of this State has likewise evidenced his great interest in assisting in the arrangements for such a visit and address.

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

1. That the Legislature does hereby extend to the Honorable Henry Agard Wallace, Vice President of the United States, a cordial invitation to visit the Capital of Florida at such time as may be convenient to him, and to address a joint session of the Legislature of the State of Florida.

2. That a Joint Committee, to be composed of the President of the Senate, the Speaker of the House and two additional members of the Senate, to be appointed by the President of the Senate and one additional member of the House, to be appointed by the Speaker of the House, be empowered, in their discretion, to extend to our Vice President such invitation as may be considered advisable and to make such arrangements as may be proper in order to obtain the acceptance of this invitation and to facilitate its purpose.

3. That any expense which may be incurred by said Committee in carrying out the purposes and intent of this Resolution shall be chargeable as a part of the legislative expense for this session, and one-half of the same shall be pro-rated to each house.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

And Senate Concurrent Resolution No. 7, 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,  
April 22, 1943.

Hon. Philip D. Beall,  
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 Brewton—

Senate Bill No. 35:

A bill to be entitled An Act granting a school pension to Lou Sutton of Sumter County, Florida.

By Senators Carroll, Beall, Franklin and Collins—

Senate Bill No. 88:

A bill to be entitled An Act to authorize the Trustees of the Internal Improvement Fund of the State of Florida to acquire in the name of the State of Florida certain lots or parcels of

land in the City of Tallahassee situated in the block located south of the State Capitol building for use by the State as a part of the State Capitol Center and making an appropriation and authorizing the expenditure of funds by the said Trustees for said purpose.

By Senators Carroll, Beall, Franklin and Collins—  
Senate Bill No. 89:

A bill to be entitled An Act to authorize the Florida Industrial Commission to acquire in the name of the State of Florida certain lots or parcels of land in the City of Tallahassee situated in the block located west of the State Capitol building and north of the building occupied by the said commission for use by the State as a part of the State Capitol Center and making an appropriation and authorizing the expenditure of funds by the Commission for said purpose.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Bills Nos. 35, 88 and 89, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
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 Sheldon—  
Senate Bill No. 108:

A bill to be entitled An Act providing for the publication of ordinances of the City of Port Tampa, Florida, by posting at three public places in said city and by publication in a newspaper published in said city, and ratifying and validating all ordinances heretofore adopted and not repealed by the City Council of the City of Port Tampa.

Proof of Publication of Notice attached to the above bill.

By Senator Sheldon—  
Senate Bill No. 109:

A bill to be entitled An Act validating, ratifying, and confirming all assessments, valuations of properties and levies of taxes made by the City of Port Tampa, for the years 1941 and 1942; declaring the same valid and binding liens on the property so assessed; and authorizing the collection and enforcement thereof in the manner provided by law.

Proof of Publication of Notice attached to the above bill.

By Senator Coleman—  
Senate Bill No. 113:

A bill to be entitled An Act to amend Section 8 of Chapter 11088 of the Laws of Florida, Acts of 1925, being An Act entitled: "An Act to abolish the present municipal government of the Town of Port Orange, Volusia County and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Port Orange, in the County of Volusia and State of Florida, and to define its territorial boundaries and provide for its jurisdiction, powers and privileges."

Proof of Publication of Notice attached to the above bill.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Bills Nos. 108, 109 and 113, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida,  
April 22, 1943

Hon. Philip D. Beall,  
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 Lewis—  
Senate Bill No. 168:

A bill to be entitled An Act making a temporary transfer of five thousand dollars from the fine and forfeiture fund of Jackson County, Florida, to the outstanding indebtedness fund of Jackson County, Florida, a permanent transfer.

Proof of Publication of Notice attached to the above bill.

By Senator King—  
Senate Bill No. 184:

A bill to be entitled An Act to abolish Special Tax School District Number 31 and Special Tax School District Number 32 and Special Tax School District Number 40, as the same now exists, and eliminating Sections 25, 26, 27, 34 and 35 in township 27 south, range 24 east, from Consolidated Special Tax School District Number 16 and creating another Special Tax School District to be known as Consolidated Special Tax School District Number 8, of Polk County, Florida; providing for the continued existence of the said Special Tax School Districts, as the same now exist for the purpose only of paying and discharging the outstanding bonded or other indebtedness; providing that the Special Tax School Districts so consolidated shall not be liable for the present bonded or other indebtedness of the other districts and territory so being consolidated; providing for a referendum to determine whether the said districts and territory shall be consolidated and shall become a single school district and if the result of said election be in favor of consolidation, who shall be trustees of the proposed consolidated districts until the trustees elected in the regular biennial election to be held in November, 1943, are elected and qualified, and for the transfer of the powers and duties of the Boards of Trustees of the districts so abolished to the new board so to be elected, and for the determination of the number of mills of district tax to be levied and collected annually for the next succeeding year within the proposed consolidated district for the exclusive use of the public free schools thereof, if the said election be in favor of consolidation.

Proof of Publication of Notice attached to the above bill.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Bills Nos. 168 and 184, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
President of the Senate.

Sir:

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

House Bill No. 108:

A bill to be entitled An Act to provide for exemption of dealers in gasoline or other like products of petroleum from payment of excise taxes on gas or other like products of petroleum sold to the United States of America, its departments, agencies and instrumentalities, in bulk lots for exclusive use by the United States of America, its departments, agencies and instrumentalities; providing for promulgation of rules and regulations by the Comptroller for enforcement of the Act; and providing for the construction and effect of the Act in the event of its invalidity.

Which amendments read as follows:

Amendment No. 1:

In (typewritten bill) strike out the words: In the preamble, 7th Whereas Clause strike out the word "five" preceding the word "thousand" and insert in lieu thereof the following: "three."

Amendment No. 2:

In Section 1, line 8 (typewritten bill), strike out the figures "5000" and insert in lieu thereof the following: "3000."

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## Amendment No. 3:

At the end of Section 5 strike out the period and add: "And shall remain in effect until July 1, 1945."

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

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

Tallahassee, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
President of the Senate.  
Sir:

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

House Bill No. 132:

A bill to be entitled An Act regulating the compensation to be paid to the Financial Committee known as the Bond Trustees in Highlands County, Florida.

Which amendments read as follows:

Amendment No. 1:

In Section 2, strike out all of Section 2, and insert the following: "Section 2. Before this Act shall take effect, it must first be submitted to the qualified voters of Highlands County, Florida, and receive a majority of the votes cast at such election in favor of ratifying the same, and the Board of County Commissioners of Highlands County, Florida, is hereby directed to hold an election for the purpose of submitting this Act to the qualified voters of Highlands County."

Amendment No. 2:

In Section 3 (printed bill), strike out all of Section 3, and insert the following: "Section 3. Notice of such election shall be published for four consecutive weeks in some newspaper of general circulation in Highlands County, such publication to be made beginning not more than sixty days prior to such election; and the said Board shall prepare the ballots for the said election and cause to be printed upon the said ballots the title of this Act, and cause the ballots to be so arranged that a voter can vote for the ratification of this Act or against the ratification of this Act, and in case a majority of the qualified voters at the said election vote for the ratification of this Act, the same shall become effective. The said Board shall appoint the inspectors and clerks to hold the said election, and the said election shall be held in all respects, so far as practicable, in accordance with the general election laws of the State of Florida."

Amendment No. 3:

"Section 4. For the purpose of calling the aforementioned election, this Act shall take effect immediately upon its passage and approval by the Governor, or upon its becoming a law without such approval.

Section 5. All laws or parts of laws in conflict herewith are hereby repealed."

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

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

Tallahassee, Florida,  
April 22, 1943.

Hon. Philip D. Beall,  
President of the Senate.  
Sir:

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

By the Committee on Public Health—

House Bill No. 238:

A bill to be entitled An Act defining and prohibiting lewdness, assignation and prostitution, making it unlawful to engage in, solicit, procure for, aid or abet, lewdness, assignation or prostitution, providing for the admission in evidence of certain testimony in trials hereunder, and providing penalties for the violation of the provisions of this Act.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,  
Chief Clerk House of Representatives.

And House Bill No. 238, contained in the above Message, was read the first time by title only.

Senator Mathews moved that the rules be waived and House Bill No. 238 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 238 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 238 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. 238 was read the third time in full.

Upon the passage of House Bill No. 238 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maines, Mathews, McArthur, McKenzie, Rose, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—31.

Nays—Senators Davis, Maddox, Perdue—3.

So House Bill No. 238 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Lewis moved that House Bill No. 31 be recalled from the Committee on Judiciary "A," and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Upchurch moved that the rules be waived and the Senate take up and consider House Bill No. 31, out of its order, at this time.

Which was agreed to by a two-thirds vote.

By Messrs. Walker and Nilsson of Volusia—

House Bill No. 31:

A bill to be entitled An Act to amend Section 1 of Chapter 20331, Laws of Florida, Acts of 1941, entitled: "An Act relating to the salaries of the judges of the Circuit Court residing in a circuit composed of four counties, with one county of said circuit having a population of 50,000 or more, according to the latest Federal census, and having no Court of Record with a civil jurisdiction concurrent with the Circuit Court, and providing for a portion of such salaries to be paid from the general revenue of such counties," by providing that during the absence of a resident judge in the armed forces of the United States or on military leave, that the remaining judge shall be paid all of the certain additional moneys provided for and to be paid by the counties under the provisions of this Act.

Was taken up.

Senator Upchurch moved that House Bill No. 31 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 31 was read the second time by title only.

Senator Upchurch moved that the rules be further waived and House Bill No. 31 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. 31 was read the third time in full.

Upon the passage of House Bill No. 31 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—35.

Nays—None.

So House Bill No. 31 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator King moved that a committee be appointed to escort Mrs. Spessard L. Holland, wife of the Governor of Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators King, Upchurch and Baker as the committee.

SENATE BILLS ON THIRD READING

Senate Bills Nos. 189 and 208, pending roll call, were taken up in their order and the consideration thereof was informally passed.

Senate Joint Resolution (No. 163) was taken up in its order and the consideration thereof was informally passed.

SENATE BILLS ON SECOND READING

Senator Shuler moved that the rules be waived and the Senate take up and consider House Bill No. 188, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 188:

A bill to be entitled An Act to fix the salaries of the Circuit Judges of the State of Florida.

Was taken up.

Senator Shuler moved that the rules be waived and House Bill No. 188 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 188 was read the second time by title only.

Senator Shuler moved that the rules be further waived and House Bill No. 188 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. 188 was read the third time in full.

Upon the passage of House Bill No. 188 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Carroll, Clarke, Cliett, Coleman, Collins, Franklin, Housholder, Johnson, King, Maddox, Mathews, McKenzie, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch—23.

Nays—Senators Black, Brewton, Davis, Graham, Griner, Hinely, Lewis, Lindler, Maines, McArthur, Perdue, Rose, Wilson—13.

So House Bill No. 188 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Beacham withdrew Senate Bill No. 39.

Senate Bill No. 117:

A bill to be entitled An Act for the relief of Peninsular Realty Investment Company directing and requiring the State of Florida and the County of Collier to refund and repay the money received by each from the sale of certain void tax certificates.

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

Senator Franklin moved that the rules be waived and Senate Bill No. 117 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. 117 was read the third time in full.

Upon the passage of Senate Bill No. 117 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 117 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1943 session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 87:

A bill to be entitled An Act to provide for the disposition of unclaimed dividends from assets conveyed to a trustee, corporation, or liquidating agent by a State Bank or Trust Company under the provisions of Sections 653.55, 653.56 and 653.57, Florida Statutes, 1941.

Was taken up in its order and read the second time in full. Senator Franklin moved that the rules be waived and Senate Bill No. 87 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. 87 was read the third time in full.

Upon the passage of Senate Bill No. 87 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Hinely, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Sturgis, Taylor, Upchurch, Wilson—32.

Nays—None.

So Senate Bill No. 87 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beacham was excused from further attendance upon the Session today on account of illness.

Senate Bill No. 16:

A bill to be entitled An Act to amend Section 653.18 Florida Statutes, 1941, as amended by Section 1, Chapter 20939, Acts of 1941, relating to a limitation of loans to officers, directors, employees and others, made by State Banks and Trust Companies.

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

Senator Clarke moved that the rules be waived and Senate Bill No. 16 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. 16 was read the third time in full.

Upon the passage of Senate Bill No. 16 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Shuler, Sturgis, Taylor, Upchurch, Wilson—33.

Nays—None.

So Senate Bill No. 16, passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 19:

A bill to be entitled An Act to legalize the payment, certification or acceptance after banking hours or on any legal holiday of checks or other negotiable instruments by Banks or Trust Companies in this State.

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

Senator Clarke moved that the rules be waived and Senate Bill No. 19 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. 19 was read the third time in full.

Upon the passage of Senate Bill No. 19 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Shuler, Sturgis, Taylor, Upchurch, Wilson—32.

Nays—None.

So Senate Bill No. 19 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 186:

A bill to be entitled An Act to amend Section 17.13, Florida Statutes of 1941, relating to the duplication of lost or destroyed warrants.

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

Senator Collins moved that the rules be waived and Senate Bill No. 186 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. 186 was read the third time in full.

Upon the passage of Senate Bill No. 186 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Black, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Hinely, Housholder, King, Lewis, Lindler, Maddox, Maines, Mathews, McKenzie, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch—28.

Nays—Senators Adams, Brewton, McArthur, Perdue, Wilson—5.

So Senate Bill No. 186 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### Senate Bill No. 54:

A bill to be entitled An Act to amend Sections 5, 6, 12, 17, and 24 of Chapter 20519, Laws of Florida, Acts of 1941, being "An Act providing for and adopting a State administered probation and parole system for the State of Florida; creating and establishing a Parole Commission and conferring and defining its duties, powers, and functions, including the powers to make rules and regulations and the supervision of persons placed upon probation; providing for the method of appointment and removal of the members of the Parole Commission, its clerks and employees, regulating their compensation, and prohibiting their engaging in certain activities; providing for the purchase of supplies and materials and for the allowance of necessary traveling and other expenses; providing for the placing on parole of persons in certain cases, their discharge from parole, their rearrest with and without a warrant for violation of the terms and conditions of parole; providing for hearings on charges of violation of the terms and conditions of parole, and reimprisonment because of such violation; providing for the recommendation by the Parole Commission to the Board of Pardons for the extension of clemency to deserving persons; authorizing financial aid to indigent parolees at the time of their release; providing for the cooperation of certain public officers and agencies with the Parole Commission; authorizing and regulating the use by the courts of probation and suspension of imposition of sentence; permitting appeal from judgment adjudging guilt; excepting certain courts and correctional institutions from the operation of this Act, and authorizing the preservation of probation officers now serving under any previous law; and making an appropriation for carrying into effect the provisions of this Act; fixing an effective date thereof and repealing all laws and parts of laws in conflict herewith."

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

Senator Lewis moved that the rules be waived and Senate Bill No. 54 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. 54 was read the third time in full.

Upon the passage of Senate Bill No. 54 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Collins, Davis, Franklin, Graham, Hinely, Housholder, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—32.

Nays—None.

So Senate Bill No. 54 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Mathews moved that the rules be waived and the hour of adjournment be extended fifteen (15) minutes.

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

#### HOUSE BILLS ON SECOND READING

##### House Bill No. 60:

A bill to be entitled An Act to appropriate \$35,000.00 for the further expenses of the work of the Everglades National Park Commission, created by Act of the Legislature, Chapter 13887, May 25, 1929, as amended by Chapter 16966, Acts of 1935.

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

Senator Graham moved that the rules be waived and House Bill No. 60 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. 60 was read the third time in full.

Upon the passage of House Bill No. 60 the roll was called and the vote was:

Yeas—Mr. President; Senators Baker, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—33.

Nays—None.

So House Bill No. 60 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

##### House Bill No. 36:

A bill to be entitled An Act to repeal Chapter 515 Florida Statutes, 1941, and Chapter 20337, Laws of Florida, Acts of 1941, relating to the Dry Cleaning and Laundry Industry.

Was taken up in its order.

Senator Mathews moved that the rules be waived and House Bill No. 36 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 36 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 36 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. 36 was read the third time in full.

Upon the passage of House Bill No. 36 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Sturgis, Upchurch, Wilson—30.

Nays—Senators Collins, Maddox, Rose, Shuler, Taylor—5.

So House Bill No. 36 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Mathews moved that the rules be waived and the Senate take up and consider Senate Bill No. 242, out of its order, at this time.

Which was agreed to by a two-thirds vote.

##### Senate Bill No. 242:

A bill to be entitled An Act to provide for the closing of the affairs of the Florida Dry Cleaning and Laundry Board, for the disposition of property and funds in its hands and for the final closing of all business of said board.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

Senator Mathews moved that the rules be further waived and Senate Bill No. 242 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 242 was read the third time in full.

Upon the passage of Senate Bill No. 242 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—35.

Nays—None.

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

##### House Bill No. 115:

A bill to be entitled An Act providing that disabled veterans of World War No. 2 becoming disabled in line of duty

between December 7, 1941 and the close of World War No. 2 shall be entitled to the same license tax exemption as now is provided by law for disabled Veterans of the Spanish American War and/or the Veterans of World War No. 1.

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

Senator King moved that the rules be waived and House Bill No. 115 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. 115 was read the third time in full.

Upon the passage of House Bill No. 115 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, John-

son, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So House Bill No. 115 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator King withdrew Senate Bill No. 100.

Senator Black moved that House Memorial No. 1 be recommended to the Committee on Judiciary "A."

Which was agreed to and it was so ordered.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:17 o'clock P. M. until 4:00 o'clock P. M., Monday, April 26, 1943.

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