

JOURNAL OF THE SENATE

Tuesday May 18, 1943

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment on Monday, May 17, 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, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—33.

A quorum present.

Senators McKenzie, Black and Perdue were excused from attendance upon the Session today in order that they may attend the funeral of the late Senator J. Slater Smith as a committee from the Senate.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Monday, May 17, 1943, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Your Committee on Education, to whom was referred:

Senate Bill No. 387:

A bill to be entitled An Act authorizing and empowering the Governor of the State of Florida to provide funds to the several Counties of Florida for governmental or educational purposes when he determines the same is necessary to prevent collapse of governmental or educational functions of such Counties; providing for the payment of such funds and the method thereof; defining the duties of the Governor and the Comptroller of the State of Florida in disbursing said funds, and appropriating funds for such purposes.

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

Very respectfully,

JAY A. SHULER,

Chairman of Committee.

And Senate Bill No. 387, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Constitutional Amendments, to whom was referred:

Senate Joint Resolution No. 432:

A Joint Resolution proposing an amendment to Article IX of the Constitution of the State of Florida, relative to taxation and finance by adding an additional Section thereto and to be known as Section 17 of Article IX.

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

Very respectfully,

WALLACE E. STURGIS,

Chairman of Committee.

And Senate Joint Resolution No. 432, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Public Roads and Highways, to whom was referred:

House Bill No. 445:

A bill to be entitled An Act providing for the redesignation and reestablishment of the eastern portion of State Road 17 extending from Haines City to Deer Park, Florida, so the same shall hereafter extend east from Haines City, Florida, to terminate at or near Holopaw, Florida.

House Bill No. 563:

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

Senate Bill No. 406:

A bill to be entitled An Act declaring that certain designated State Road comprising Hecksher Drive in Duval County and extending therefrom into Nassau County northward to connect the City of Fernandina shall hereafter be a part of State Road 140; and providing that that part of said road in Nassau County shall be a part of the Third Preferential System of State Roads of this State, and granting certain powers to the State Road Department in connection therewith.

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

Very respectfully,

N. RAY CARROLL,

Chairman of Committee.

And House Bills Nos. 445 and 563 and Senate Bill No. 406, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 240:

A bill to be entitled An Act relating to taxation and to provide that when lands are sold for non-payment of taxes or any tax certificate has been or shall be issued thereon, the title to or lien upon such lands shall continue to be subject to any easement for telephone, telegraph, pipeline, power transmission or other public service purpose, provided that such easement is evidenced by a written instrument, recorded in the county where such lands are located or evidenced by wires, poles or other visible occupation; and provided further that nothing contained in such Act shall exempt from taxation any personal property of the owner of such easement.

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

Very respectfully,

K. GRINER

Chairman of Committee.

And Senate Bill No. 240, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 275:

A bill to be entitled An Act authorizing and empowering the Sheriffs of the various counties of this State to furnish guard service against sabotage; providing that such guards shall be Deputy Sheriffs; defining industry and setting out the terms of employment of such guards, their duties, scale of pay and other conditions of employment, and providing that such industries reimburse said Sheriffs for the actual expense of such guard service; and ratifying and confirming the furnishing of such guard service heretofore furnished by Sheriffs of this State to industry.

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

Very respectfully,

K. GRINER,

Chairman of Committee.

And Senate Bill No. 275, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 45:

A bill to be entitled An Act granting a Confederate pension to Mrs. May Bedsole, of Jackson County, Florida, the widow of J. W. Bedsole, deceased veteran of the Confederate Army.

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

Very respectfully,

K. GRINER,
Chairman of Committee.

And Senate Bill No. 45, contained in the above report, was referred to the Committee on Enrolled Bills.

Your Committee on Engrossed Bills, to whom was referred (with amendments) after Third Reading:

Senate Bill No. 360:

A bill to be entitled An Act fixing the compensation and mileage of County Commissioners in counties having a population of not less than 74,000 and not more than 80,000 by the last preceding Federal census.

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

Very respectfully,

K. GRINER,
Chairman of Committee.

And Senate Bill No. 360, contained in the above report, was certified to the House of Representatives.

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

Senate Bill No. 121:

A bill to be entitled An Act to amend Section 595.29, Florida Statutes, 1941, by providing for carry-over of funds appropriated under said Section from year to year; and providing for the use and expenditure of said funds.

Senate Bill No. 122:

A bill to be entitled An Act to amend Section 595.35, Florida Statutes, 1941, by providing for carry-over of funds appropriated under said Section from year to year; and providing for the use and expenditure of said funds.

Senate Bill No. 123:

A bill to be entitled An Act to amend Section 595.25, Florida Statutes, 1941, relating to the payment of salaries, costs and expenses incurred by the Florida Citrus Commission by providing for the same to be paid out of funds derived from the excise tax imposed upon citrus fruit for advertising purposes by Section 599.05, Florida Statutes, 1941, for a period beginning July 1, 1943, and extending through June 30, 1945.

Senate Bill No. 126:

A bill to be entitled An Act to amend Section 594.16, Florida Statutes, 1941, relating to citrus inspectors, their compensation, expenses, and classification and further providing for the employment of additional field and other agents and clerical assistants, providing for their payment, including expenses incurred in the discharge of their duties and to provide generally for the enforcement of said Act.

Senate Bill No. 250:

A bill to be entitled An Act permitting Fire, Casualty and Title Insurance Companies to make voluntary deposits with Insurance Commissioner for benefit of all policy-holders; prescribing powers and duties of Insurance Commissioner and repealing all laws in conflict herewith.

Senate Bill No. 449:

A bill to be entitled An Act to amend Chapter 19768, as amended, Laws of Florida Special Acts of 1939, the same being "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia and State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission." Establishing civil service requirements in certain employments in the City of Daytona Beach, establishing a Civil Service Commission, providing rules and regulations for the operation of civil service, providing penalties and forfeitures. Repealing laws in conflict herewith and providing when this law shall take effect.

Hereby reports that the above bills have been correctly enrolled and are presented herewith 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 duly signed by the President and Secretary of the Senate in open session, and ordered to be transmitted to the House for the signature of the Speaker and Chief Clerk of the House of Representatives.

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

House Bill No. 152:

A bill to be entitled An Act providing persons serving in the armed forces of the United States whose duties require his or her presence with the armed forces may acknowledge instruments before commissioned officers, providing for certificate by officer taking acknowledgment, providing instrument so acknowledged shall bar dower, homestead, and other property interests of married women and shall be recorded as other documents acknowledged under existing laws.

House Bill No. 204:

A bill to be entitled An Act fixing a maximum charge by leaf tobacco warehouses of this State for selling and handling leaf tobacco, to provide penalties for the violations of this Act; and for other purposes.

House Bill No. 299:

A bill to be entitled An Act to amend Section 236.49, Florida Statutes, 1941, the same being Section 1049 of Chapter 19355, Laws of Florida, regular Session 1939, entitled "An Act relating to public education, providing for the organization, establishment, operation, maintenance and support of the State System of Public Education and prescribing penalties for violating any provision of the Act, and any rule and regulation made pursuant to the Act," by adding to said Section of said Statute an additional Sub-paragraph to be numbered Sub-paragraph 3, and in and by which to provide for the investment in designated securities of Special Tax School District Bond Construction Funds pending utilization of same for the purpose for which issued.

House Bill No. 646:

A bill to be entitled An Act amending Section 1 and Section 4 of Chapter 18691, Laws of Florida, Acts of 1937, which Chapter is entitled, "An Act to authorize the City Council of the City of Miami Beach, Florida, to establish by ordinance a pension, annuity and retirement system for any or all groups of officers and employees in the service of said city; to provide for disability and death benefits; to provide for contribution to the costs thereof on an actuarial basis; providing for the manner in which officers and all employees may come under the operation of said system; providing for repayment to members leaving the service of the city; providing for the investment of funds created under said system; providing for the administration of said system; and providing for the submission of said ordinance to referendum of qualified voters of said city; when said Act shall take effect and other matters relating thereto;" by providing that employees of said city may make voluntary contributions to said system beyond the required contributions and receive special benefits therefor without additional contribution being made by said city, except for the payment of interest on such voluntary contributions; providing for the submission to referendum of ordinances making mandatory any contributions other than contributions by said city for payment of interest.

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.

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 Bill No. 472:

A bill to be entitled An Act relating to the City of Melbourne, Brevard County, Florida; providing the number of members which shall hereafter comprise the City Commission, and their term of office; providing for a Mayor, his term of office, how he shall be elected and prescribing his powers and duties; providing the method of nomination of candidates for all elective offices in said city; providing the time of holding regular municipal elections, and the manner in which special elections may be called; providing for the compensation of all elective officers, the term of office of same and the manner of filling vacancies thereof; providing for a Mayor Pro Tempore to act in absence of the Mayor; repealing all laws in conflict herewith; and providing for a referendum of the electors to approve this Act.

House Bill No. 541:

A bill to be entitled An Act relating to Dade Drainage District, a Drainage District organized and existing under the Laws of Florida and embracing certain lands in Dade and Broward Counties, Florida; ratifying, approving and confirming the action of the Board of Supervisors of Dade Drainage District in authorizing the acceptance of taxes for the year 1937 and subsequent years, without requiring the payment of taxes for the year 1936, and prior years; authorizing the acceptance of taxes for the year 1937 and subsequent years, without requiring the payment of taxes for the year 1936 and prior years; cancelling taxes for the year 1936 and prior years, upon lands upon which Dade Drainage District taxes for the year 1937 and subsequent years have been or may be paid; directing the Clerks of Dade and Broward Counties to make appropriate entries on their records showing cancellation of such taxes; preserving the rights of private holders of such certificates.

House Bill No. 546:

A bill to be entitled An Act providing for the compensation of the members of the City Council of the City of Key West, Florida, and designating the fund out of which said compensation shall be payable.

House Bill No. 549:

A bill to be entitled An Act authorizing the City Council of the City of Key West to include in the annual ad valorem tax levies a special levy at the rate of not more than two and one-half (2½) mills to be used for maintenance and operation of a City Hospital.

House Bill No. 572:

A bill to be entitled An Act relating to the compromise and adjustment of taxes by the Town of Frostproof in Polk County, Florida; authorizing the Town Council of said town to adjust and compromise the taxes levied by said town for debt service for the year 1941, and interest thereon, for not less than 3½% of the unpaid principal of such taxes so levied for debt service for said year 1941, and authorizing the Town Council of said town to adjust and compromise the taxes levied by said town for general or operating purposes for the year 1941 and interest thereon, for not less than 25% of the unpaid principal of such taxes so levied for general or operating purposes for the year 1941, and authorizing said Town Council to adjust and compromise all taxes due said town for the year 1940 and prior years and interest thereon and any special assessments due said town and interest thereon, for not less than 25% of the unpaid principal of such taxes and special assessments.

House Bill No. 671:

A bill to be entitled An Act amending Section 33.01 Florida Statutes, 1941, relating to the counties in which Civil Courts of Record shall be established.

House Bill No. 624:

A bill to be entitled An Act providing a supplemental, additional and alternative method of laying curbs or curbs and gutters or sidewalks or any one or more of said improvements in the City of Jacksonville; authorizing and providing for

special assessments for the cost thereof; authorizing the issuance of certificates for the amounts assessed against abutting property; and providing for the manner and method of collection of such liens and the assessment of costs and fees thereof and enforcing the collection thereof.

House Bill No. 647:

A bill to be entitled An Act amending Sections 15, 16, 17, 18, 20 and 23, and repealing Section 27 of the Charter of the City of Miami Beach, Florida, being Chapter 7672, Laws of Florida, Acts of 1917, as amended, said Chapter being entitled "An Act to abolish the present municipal government of the Town of Miami Beach in the County of Dade and State of Florida, and to establish, organize and incorporate a City Government for the City of Miami Beach, to define its territorial boundaries to prescribe its jurisdiction, powers and privileges, and for the exercise of same, and to authorize the imposition of penalties for the violation of its ordinances"; providing for the appointment or election of a City Assessor, a City Clerk and his deputies, a Tax Collector and his deputies, a City Marshal or Chief of Police and a City Auditor; prescribing the duties of said officers; fixing the terms of office and providing for the compensation of all the officers of said city and requiring said officers to take and subscribe an oath and to furnish bond.

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.

Bills contained in the above report were thereupon duly signed by the President and the 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 Bill No. 372:

A bill to be entitled An Act to amend Section 440.12, Florida Statutes, 1941, and Section 440.13 Florida Statutes, 1941, as amended, by Section 2, Chapter 20672, Acts of 1941, relating to the Workmen's Compensation Law; by providing for an increase in the employer's liability for the weekly payments of compensation to injured employees and authorizing the Industrial Commission within a certain time to order the employer and/or insurance carrier to furnish medical treatment to injured employees in excess of one thousand dollars if the nature of the injury or the process of recovery requires such action.

House Bill No. 657:

A bill to be entitled An Act authorizing and empowering Special Tax School District No. 2 in counties having a population of not less than 6,500 and not more than 6,525, according to the 1940 Federal census to pay to Mrs. I. L. Crews of Baker County, Florida, a sum not exceeding \$150.00 to defray the funeral expenses of her husband, the late I. L. Crews.

House Bill No. 658:

A bill to be entitled An Act authorizing and empowering Boards of Public Instruction in counties having a population of not less than 6,500 and not more than 6,525, according to the 1940 Federal census to pay to Mrs. I. L. Crews of Baker County, Florida, a sum not exceeding \$150.00 to defray the funeral expenses of her husband, the late I. L. Crews.

House Bill No. 665:

A bill to be entitled An Act providing for the dissolution of Taft Drainage District and establishing the procedure therefor; ratifying, confirming and approving the appointment of the receiver therefor; fixing a Statute of Limitations against the presentation and payment of outstanding debts of said District and providing that after the lapse of one year no action shall be brought or instituted upon any debt of said District; ratifying, confirming and approving all levies and assessments and other acts and things done by the District or its Supervisors; cancelling all tax liens

which have not merged into fee title by foreclosure sales or other sales; discharging and relieving the supervisors of all further duties after dissolution and repealing all laws in conflict herewith.

House Bill No. 580:

A bill to be entitled An Act ratifying, validating and confirming the sale, transfer and conveyance to the City of Fort Myers, Florida, by the Trustees of the Internal Improvement Fund of the State of Florida of all the lands lying and being in said city which reverted to the State of Florida under Chapter 18296, Acts of 1937, as evidenced by deeds recorded in Deed Book 143, Page 220 and Deed Book 144, Page 54, Public Records of Lee County, Florida; and the curing and validating any irregularities in connection therewith.

House Bill No. 637:

A bill to be entitled An Act authorizing the City Council of the City of Miami Beach, Florida, to establish by ordinance a Hospitalization and Sick Benefit System for any or all groups of officers and employees in the service of said city; to provide for hospitalization and sick benefits; to provide for contribution to the cost thereof on an actuarial basis; providing for the manner in which officers and employees may come under the operation of said system; providing for the investment of funds created under said system; providing for the administration of said system and providing for the submission of said ordinance to referendum of qualified voters of said city.

House Bill No. 626:

A bill to be entitled An Act affecting the Government of the City of Jacksonville and authorizing the Municipal Inspector of said city to execute distress writs or warrants issued by the Collector of Taxes of said city; to enforce the collection of taxes on personal property and privileges, and to serve processes, and levy executions placed in the hands of said Municipal Inspector.

House Bill No. 644:

A bill to be entitled An Act amending Sub-section "y" of Sections 29 and 30 of the Charter of the City of Miami Beach, Florida, being Chapter 7672, Laws of Florida, Acts of 1917, as amended, said Chapter being entitled, "An Act to abolish the present Municipal Government of the Town of Miami Beach in the County of Dade and State of Florida, and to establish, organize and incorporate a City Government for the City of Miami Beach, to define its territorial boundaries, to prescribe its jurisdiction, powers and privileges, and for the exercise of same and to authorize the imposition of penalties for the violation of its ordinances."

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.

Bills contained in the above report were thereupon duly signed by the President and the 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 Bill No. 79:

A bill to be entitled An Act providing for declaratory decrees, judgments and orders, establishing the practice and procedure in regard thereto, authorizing additional, alternative, coercive, subsequent or supplemental relief in connection therewith, and investing the Circuit Courts with original jurisdiction thereof.

House Bill No. 272:

A bill to be entitled An Act authorizing grantees under tax deeds or purchasers of land title to which has been acquired by the State or any political subdivision thereof through any tax proceeding or foreclosure or their successors in interest

to maintain suits to quiet title to the lands acquired in such tax proceedings against the former owners of record title thereto and any other persons claiming interest in said lands.

House Bill No. 324:

A bill to be entitled An Act cancelling and releasing all State of Florida, Broward County, and special district taxes, and tax sales certificates owned by the State of Florida, County of Broward, and other special taxing districts, on certain lands owned by the City of Fort Lauderdale, Florida.

House Bill No. 374:

A bill to be entitled An Act to fix the compensation of the members of the County Board of Public Instruction of Columbia County, Florida; providing that such compensation shall be in lieu and stead of all compensation and perquisites now allowed by law; providing for the method of payment thereof, and repealing all laws in conflict herewith.

House Bill No. 449:

A bill to be entitled An Act for the relief of Samuel F. Coker, on account of personal injuries received by him while an employee of Duval County, a political sub-division of the State of Florida, and while engaged upon the performance of his duties as such; requiring the Board of County Commissioners of said county to investigate such claim and, upon certain findings, to settle the same by payment out of designated funds in such an amount as they may determine, not to exceed \$2,500.00; and providing for suitable action by the Budget Commission of Duval County in the premises.

House Bill No. 519:

A bill to be entitled An Act for the relief of P. V. Price on account of personal injuries received by him while an employee of Duval County, a political sub-division of the State of Florida, and engaged upon the performance as such; requiring the Board of County Commissioners of said county to investigate such claim and, upon certain findings to settle the same by payment out of its general fund an amount not exceeding \$5,000.00.

House Bill No. 598:

A bill to be entitled An Act requiring that all legal counsel or Attorneys at Law appointed or employed by, for or on behalf of the Overseas Road and Toll Bridge District, a body corporate created and established by Chapter 16598, Laws of Florida, Special Acts of 1933, shall be qualified registered voters of Monroe County, State of Florida.

House Bill No. 616:

A bill to be entitled An Act to ratify, validate, approve, legalize and confirm certain conveyances by Broward County, Florida, a political sub-division, and the Board of County Commissioners of Broward County, Florida, to B. F. Green of said county and to Frank Avery and O. Owra, as Trustees for the Hollywood Rifle and Pistol Club, of certain parcels of real estate located in and owned by said county as of the dates of the respective conveyances, and to approve the execution of such deeds of conveyances to said respective grantees.

House Bill No. 625:

A bill to be entitled An Act affecting the government of the City of Jacksonville relating to procedure in the sale of real estate, and providing for the Joint Concurrence of the City Council and the City Commission of said city in such sale.

House Bill No. 575:

A bill to be entitled An Act to place the name of Police Officer Edward C. Allen on the pension roll of the City of Tampa, Florida.

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.

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 Bill No. 630:

A bill to be entitled An Act authorizing and empowering the City of Panama City to levy and collect a tax of not to exceed one cent per gallon on each and every gallon of gasoline or other like products of petroleum, sold or stored in the City of Panama City, and to exempt said city from the provisions of any and all other existing laws prohibiting municipalities from levying and collecting any gasoline tax or other tax, measured or computed by the sale, purchase, storage, distribution, use, consumption or other disposition of gasoline, or other like products of petroleum.

House Bill No. 634:

A bill to be entitled An Act empowering the Board of County Commissioners of Dade County to use county road equipment, county-employed labor and other available labor to clean weeds, hyacinths and other growth from drainage canals within said county and to enter contracts for such purposes, and to pay the cost of such work from the Road and Bridge Fund of said county, and limiting the expenditure therefor.

House Bill No. 635:

A bill to be entitled An Act amending Section 8 of Chapter 20,044, Laws of Florida, Acts of 1939, by increasing the powers of the Western Palm Beach County Public Hospital Board; providing maximum interest rate to be charged; providing for bond elections; providing for the issuance of bonds, including revenue bonds and the cost, charges, technical and professional fees in connection therewith.

House Bill No. 636:

A bill to be entitled An Act providing for a fee of fifteen dollars, in lieu of all other fees and costs heretofore charged, to be paid the County Judge's Court for Dade County for administration proceedings on the estates of deceased persons having a value, exclusive of homestead, not to exceed the sum of three thousand dollars.

House Bill No. 639:

A bill to be entitled An Act to further amend Section 8 of Chapter 10847, Laws of Florida, approved May 9, 1925, entitled: "An Act to amend and re-enact the Charter of the City of Miami, County of Dade, and fix the boundaries and provide for the government, powers and privileges of said city and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances; and to ratify certain Acts and proceedings of the Commission and of officers of the city," as amended by Chapter 15339, approved May 15, 1931, and as further amended by Chapter 19974, Special Acts of 1939, and as further amended by Chapter 21387, Acts of 1941, approved May 3, 1941, relating to municipal elections and qualifications and requirements of candidates participating in said municipal election.

House Bill No. 664:

A bill to be entitled An Act confirming and validating the acts and doings of the receiver of the Taft Drainage District, in Orange County, Florida; confirming and validating titles to lands acquired under deeds from the receiver; fixing a period of time for contesting any such titles; providing a Statute of Limitations against any attack on such titles; requiring the redemption of State and county taxes and tender and deposit in registry of court of certain sums of money as a prerequisite to institution of suit for possession or setting aside deed made by the receiver and for allegation in pleadings to that effect; providing for disposition of such funds in the event of judgment or decree and repealing all laws in conflict herewith.

House Bill No. 457:

A bill to be entitled An Act for the relief of Moses Bowden and to authorize and empower the City Commission of the

City of Jacksonville, Florida, the City Auditor of said city and the City Treasurer to issue a warrant and to pay to the said Moses Bowden certain monies contributed by him to the Police Pension Fund of the City of Jacksonville, Florida.

House Bill No. 574:

A bill to be entitled An Act to repeal Chapter 19148, Laws of Florida, Acts of 1939, entitled: "An Act to provide for the registration and re-registration of all qualified electors in Columbia County, Florida, as prerequisites for voting; and further providing for the making of a new set of registration books in Columbia County, Florida, and for the payment of expenses of same by the Board of County Commissioners of Columbia County, Florida, and for the compensation of the Supervisor of Registration by the Board of County Commissioners of Columbia County, Florida."

House Bill No. 551:

A bill to be entitled An Act imposing a repair and upkeep tax on the owners of buses operating buses upon the streets of the City of Key West; giving said city a lien for said tax, and providing for the foreclosure of said lien in a Court of Equity.

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.

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 Bill No. 643:

A bill to be entitled An Act to authorize and empower the Village of Biscayne Park, a municipal corporation of Dade County, Florida, to require property therein to be cleared and cleaned, and weeds, undergrowth, rubbish, debris, brush and unsightly and insanitary matters located thereon to be removed; to require insanitary excavations or depressions to be filled and upon the failure thereof by the property owners or persons interested therein, said city may cause the same to be done and make the cost thereof a charge and lien against such property of the same extent and character as the law provided for special assessments authorized by law to be made by said village for the cost of local improvements; and limiting the amount which may be assessed against each piece or parcel of property.

House Bill No. 709:

A bill to be entitled An Act to repeal Sections 11, 12, 160, 161 and 162 of Chapter 10552, Laws of Florida, Special Acts of 1925, being the Charter of the City of Fort Lauderdale, all relating to elections, and the manner of electing City Commissioners of the City of Fort Lauderdale; and to enact new provisions relative to elections in the City of Fort Lauderdale, and as to the qualifications and manner of electing City Commissioners of the City of Fort Lauderdale, and for other purposes relative thereto; and providing for a referendum thereon.

Have examined the same and find them correctly enrolled.

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

Very respectfully,

S. A. HINELY,

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

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:

Senate Bill No. 64.

A bill to be entitled An Act to amend Section 5, Chapter 15920, Laws of Florida, Acts 1933 Legislature, entitled "An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings before the Circuit Court in all Counties of the State of Florida having a population of more than 155,000 according to the last or any future official Federal or State census" to provide said Act shall not include fees for receiving into and paying moneys from registry of court, or from recording transcripts of judgment in judgment lien record as required by Section 55.10 Florida Statutes, 1941.

Senate Bill No. 118:

A bill to be entitled An Act to repeal Section 594.22, Florida Statutes, 1941, known as "Growers Cost Guarantee Law."

Senate Bill No. 124:

A bill to be entitled An Act to amend Section 597.06, Florida Statutes, 1941, relating to maturity inspection fees, by providing that during the period from July 1, 1943 through June 30, 1945 for inspection fees to be paid from December 1 to December 31 of each year as to all varieties of citrus fruit and by extending the period within which such fees shall be paid on Valencia and other late type oranges through March 31 of each year and to suspend Section 597.08, Florida Statutes, 1941, for said two year period.

Senate Bill No. 125:

A bill to be entitled An Act to amend Section 598.15, Florida Statutes, 1941, relating to seizure of wholesome fruit; inspection fees, by increasing the amount of the inspection fee therein provided from one-tenth to one-fifth of one cent per field box for the two year period commencing July 1, 1943 and ending June 30, 1945.

Senate Bill No. 127:

A bill to be entitled An Act to amend Section 599.05, Florida Statutes, 1941, relating to the imposition of excise tax upon citrus fruit by providing for the payment of the tax levied therein on oranges on a tonnage or weight basis in addition to the standard packed box method provided.

Senate Bill No. 128:

A bill to be entitled An Act to repeal Section 595.08, Florida Statutes, 1941, known as "Power of Commission with regard to grapefruit."

Senate Bill No. 246:

A bill to be entitled An Act to amend Section 640.13, Florida Statutes, 1941, relating to annual reports and examination of Benevolent Mutual Benefit Associations, by imposing certain powers and duties upon Insurance Commissioner and Attorney General with reference thereto, providing for appropriate proceedings in certain instances, and repealing all laws in conflict herewith.

Senate Bill No. 247:

A bill to be entitled An Act to amend Section 637.54, Florida Statutes, 1941, relating to proceedings by Attorney General against Fraternal Benefit Societies failing to comply with law.

Senate Bill No. 248:

A bill to be entitled An Act to amend Section 627.13, Florida Statutes, 1941, as amended by Section 4 of Chapter 20263, Laws of Florida, Acts of 1941, relating to expiration of Insurance Agents' and Solicitors' licenses.

Senate Bill No. 251:

A bill to be entitled An Act to amend Section 175.06, Florida Statutes, 1941, relating to Firemen's Relief and Pension Fund, requiring Insurance Companies to file reports with Comptroller, Insurance Commissioner and city or town.

Senate Bill No. 279:

A bill to be entitled An Act providing for the cancellation of all taxes and special assessments heretofore levied and

assessed which are outstanding and unpaid, which taxes and special assessments were levied in pursuance of Chapter 9470, Laws of Florida 1923, and by drainage districts in Hillsborough County, by virtue of Chapter 6458, Laws of Florida, 1913, against any real estate owned or leased by the Board of Public Instruction of Hillsborough County or any special tax school district, for public school purposes in Hillsborough County, Florida, and providing for an appropriate entry on the tax records of all such taxing districts showing the cancellation of the taxes and special assessments so that the same shall not hereafter appear as collectible or owing upon the tax rolls or records of such district.

Senate Bill No. 295:

A bill to be entitled An Act providing for service raises for employees of the City of Jacksonville, Florida.

Senate Bill No. 353:

A bill to be entitled An Act authorizing the City of Tallahassee, Florida, to regulate or prohibit the keeping within the corporate limits of said city and the running at large within said corporate limits of poultry, horses, mules, cattle, swine, sheep, goats and other animals, and to impound the same and on public notice, sell the same or any portion thereof for the penalty imposed by any ordinance and the costs, fees and expenses of such proceeding, and to provide penalties against the owners of animals keeping said animals within said city or permitting the same to run at large therein.

Senate Bill No. 354:

A bill to be entitled An Act authorizing the City of Tallahassee to acquire, take hold, control and dispose of real property within its corporate limits by purchase, lease, grant and condemnation or eminent domain proceedings, for the use by said city or the State of Florida as public parks and for public park purposes and as sites for public buildings of the State of Florida.

Senate Bill No. 368:

A bill to be entitled An Act authorizing, directing and requiring the Board of County Commissioners of Leon County, Florida, to pay over to the Board of Public Instruction of said county to become a part of the County School Fund of said county, one half of all moneys hereafter allocated or distributed to said county from any or all excise taxes now levied and collected or hereafter levied and collected by the State of Florida under the provisions of and resulting from Chapter 14832 of the Laws of Florida, Acts of 1931, and all Acts amendatory thereof and supplemental thereto commonly called the "Race Track Fund," and one-half of such other revenue as may be provided to replace and/or supplement the same.

Senate Bill No. 386:

A bill to be entitled An Act providing for the distribution and use of one-half of Race Track Funds allocated to Madison County, Florida, under Chapter 14832, Laws of Florida, 1931, and Section 550.13, Florida Statutes, 1941, and Acts amendatory thereof and providing that said moneys shall be paid by the State Treasurer on separate warrants drawn by the Comptroller to County Board of Public Instruction of Madison County, Florida.

Senate Bill No. 388:

A bill to be entitled An Act approving, confirming and validating all adjustments, compromises, discounts, reductions, abatements, waivers, releases, discharges or refunds of taxes and delinquent tax certificates on real and personal property, and assessments and improvement liens, including interest, costs and penalties thereon, levied and assessed upon property in the City of Eustis, Florida, heretofore effected, made and allowed by the City Council of the City of Eustis, and/or by the officers and governing authorities of said city, in the collection of said taxes, certificates, assessments and improvement liens, providing for the effective date of such law and for the repeal of all laws or parts of laws in conflict therewith.

Senate Bill No. 389:

A bill to be entitled An Act amending Section 9 of Article III of Chapter 6683, Laws of Florida, Special Acts of 1913,

entitled: "An Act to abolish the present municipal government of the Town of Eustis, Lake County, Florida, and to organize a town government for the same and to provide its jurisdiction and powers; to erect the same into an independent road district of Lake County," relating to the publication of ordinances either by publication in a newspaper or by posting, providing for the effective date of such law and for the repeal of all laws or parts of laws in conflict herewith.

Senate Bill No. 391:

A bill to be entitled An Act amending Section 14 of Article IV of Chapter 6683, Laws of Florida, Special Acts of 1913, entitled "An Act to abolish the present municipal government of the Town of Eustis, Lake County, Florida, and to organize a town government for the same and to provide its jurisdiction and powers; to erect the same into an independent road district of Lake County," relating to compensation of members of the Town (now city) Council, and repealing all laws in conflict herewith.

Senate Bill No. 438:

A bill to be entitled An Act requiring the salary or wage for each office or position of all officers and employees for the City of Tampa to be fixed and specified in the annual budget of the City of Tampa; and repealing all laws or parts of laws in conflict with this act.

Senate Bill No. 442:

A bill to be entitled An Act to amend Chapter 19768 as Amended Laws of Florida Special Acts of 1939, the same being "An Act to abolish the present municipality of the City of Daytona Beach in the County of Volusia and State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission." Providing that the terms of office of the present City Commissioners and the Mayor-Commissioner of the City of Daytona Beach shall be extended to eight o'clock P. M. on the first Tuesday after the first Monday in January, A. D. 1945, providing that the terms of office of the City Commissioners elected at the city election to be held on the first Tuesday in December, A. D. 1944 shall begin at eight o'clock P. M. on the first Tuesday after the first Monday in January, A. D. 1945 and providing that the said Commissioners hereafter elected shall take office at eight o'clock P. M. on the first Tuesday after the first Monday in January following their election repealing laws in conflict herewith and providing when this law shall take effect.

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. 119:

A bill to be entitled An Act to amend Section 594.05, Florida Statutes, 1941, relating to minimum grapefruit juice content requirements, tests, etc., by decreasing the minimum required juice content of grapefruit of size 80, by reducing the same from 236 cubic centimeters to 226 cubic centimeters.

Senate Bill No. 120:

A bill to be entitled An Act to amend Section 599.08, Florida Statutes, 1941, relating to payment of excise taxes on citrus fruits for advertising by use of stamps, etc., by providing for one stamp to be designated as Florida Citrus Advertising Stamps to be used for all citrus fruits.

Senate Bill No. 249:

A bill to be entitled An Act to amend Section 635.05, Florida Statutes, 1941, relating to the payment of bonuses and dividends and the writing of group insurance by life insurers.

Senate Bill No. 385:

A bill to be entitled An Act creating and establishing a

Fire Control District on that part of Gasparilla Island that is located in Lee County, Florida, providing for the creation and appointment of a Fire Control Board, defining its duties, powers and authority, providing for the raising of funds within such District by taxation on all the property within such District, and the method of levying, collecting and disbursing such funds.

Senate Bill No. 390:

A bill to be entitled An Act amending the first Section 4 of Article VIII of Chapter 6683, Laws of Florida, Special Acts of 1913, entitled "An Act to abolish the present Municipal Government of the Town of Eustis, Lake County, Florida, and organize a Town government for the same and to provide its jurisdiction and powers; to erect the same into an independent Road District of Lake County," as amended, relating to the duties of the City Tax Assessor and providing for the form of Notice to owners of property in case of a general or overall increase of assessments of property in said city; by eliminating the personal penalty on the Assessor, and repealing all Laws or parts of Laws in conflict herewith.

Senate Bill No. 392:

A bill to be entitled An Act amending Paragraph 3 of Section 8 of Article VIII of Chapter 6683, Laws of Florida, Special Acts of 1913, entitled "An Act to abolish the present Municipal Government of the Town of Eustis, Lake County, Florida, and to organize a Town Government for the same and to provide its jurisdiction and powers; to erect the same into an independent Road District of Lake County," as amended, relating to delinquent taxes and the publication of same either in a newspaper or by posting, providing for the effective date of such law and for the repeal of all laws or parts of laws in conflict herewith.

Senate Bill No. 394:

A bill to be entitled An Act relating to those certain refunding bonds of Special Tax School District No. 1 of Palm Beach County, Florida, designated "Special Tax School District No. 1 Refunding Bonds, Series of 1941," dated July 1, 1941, of the denomination of one thousand dollars (\$1,000) each, bearing interest at the rate of four percent (4%) per annum, payable semi-annually, on the 1st day of July and January of each year, numbered from 1 to 698, both inclusive, of the aggregate principal sum of six hundred ninety-eight thousand dollars (\$698,000), authorized to be issued by the Board of Public Instruction of Palm Beach County, Florida, by resolution adopted by said board on December 19th, 1940 and validated and confirmed by decree of the Circuit Court entered on the 20th day of January, A. D. 1941 in that certain cause then pending in the Circuit Court of the Fifteenth Judicial Circuit of Florida, in and for Palm Beach County, in Chancery No. 16230, wherein the Board of Public Instruction of Palm Beach County, Florida and Special Tax School District No. 1 of Palm Beach County, Florida are named as petitioners and the State of Florida is named as respondent; validating and confirming said refunding bonds and authorizing said Board of Public Instruction to either sell or exchange at its discretion said refunding bonds in blocks or portions from time to time; declaring that said refunding bonds are not controlled or affected by, and may be disposed of from time to time without regard to the provisions of Chapter 20970, Laws of Florida, Acts of 1941, being An Act entitled; "An Act to amend Chapter 19355, Laws of Florida, Acts of 1939, entitled: 'An Act relating to public education, providing for the organization, establishment, operation, maintenance and support of the State System of Public Education, and prescribing penalties for violating any provision of the Act, and any rule and regulation made pursuant to the Act,' by amending Sections 207, 431, 439, 535, 536, 539, 613, 1003, 1005, 1012, 1081, 1084, 1085, and 1089 and by adding a Section to be numbered 1086.1 relating to the refunding of school indebtedness, and repealing Section 210 of Chapter 19355, Laws of Florida, Acts of 1939, and to repeal all laws in conflict with this Act."

Senate Bill No. 416:

A bill to be entitled An Act to amend Section 5 of Chapter 18610, Special Laws of Florida, Acts of 1937, as amended by Section 4 of Chapter 19902, Special Laws of Florida, Acts of 1939, as amended by Section 1 of Chapter 21310, Special Laws of Florida, Acts of 1941, entitled "An Act

providing for pensions for employees of the City of Jacksonville."

Senate Bill No. 428:

A bill to be entitled An Act relating to the Broward County Port District of Broward County, Florida, to amend Chapter 17506, Laws of Florida, Acts of 1935, entitled "An Act to abolish the Broward County Port District, situated in Broward County, Florida, created and established by Chapter 15107, of the Acts of the Legislature of the State of Florida, approved June 3rd, A. D. 1931; to repeal said Chapter 15107, and to create, establish and organize a Port District in the County of Broward, State of Florida, to be known and designated as the Broward County Port District; to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges"; to amend Section 3 of Article X of said Chapter 17506 to provide that the salary of each Port Commissioner shall not exceed fifty dollars per month as determined by resolution of the Broward County Port Authority; to repeal Article XXIV of said Chapter 17506 relating to the administration fund; to amend Article XXIX of said Chapter 17506, to provide for the deposit of cash or certified check not to exceed ten percent of a bid as evidence of good faith of the bidder; to amend Chapter 18442, Laws of Florida, Acts of 1935, entitled "An Act relating to the Broward County Port District of Broward County, Florida, to amend Chapter 17506, Laws of Florida, Acts of 1935, entitled "An Act to abolish the Broward County Port District, situated in Broward County, Florida, created and established by Chapter 15107, of the Acts of the Legislature of the State of Florida, approved June 3rd, A. D. 1931; to repeal said Chapter 15107, and to create, establish and organize a Port District in the County of Broward, State of Florida, to be known and designated as the Broward County Port District; to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges"; to define the meaning of words in said Act; to provide for the sale, lease, and granting of easements of lands owned by the Broward County Port District in its proprietary capacities and designating land held in its proprietary capacity; to authorize the Broward County Port Authority to borrow money not to exceed one million dollars for Port District purposes and providing for securing payment of same; validating certain deeds made to Standard Oil Company, Inc. in Kentucky and William Hatt; providing for the governing authority of the District and for the nomination and elections to fill vacancies; providing for special elections for bonds and for the approval of sales and leases of property; levying a tax on the property in the Port District and defining the purposes for which such tax is to be levied; providing for the delivery of tax resolution to the Board of County Commissioners; repealing Article XIII of said Chapter 17506; amending Article XIV of said Chapter 17506 to provide for the use of money paid into the Administration Fund; providing for exemption of lands held or acquired by the Port District from taxes and for the cancellation of taxes on lands acquired by the Port Authority; amending Article XXI of said Chapter 17506 relating to the removal of Port Commissioner; defining the purposes for which moneys in the Administration fund are to be used; repealing Article XXV of said Chapter 17506 relating to the Budget; making provision for part of the Act being declared unconstitutional; repealing laws and parts of laws in conflict with this Act; and providing when this Act shall take effect"; to amend Article IX of said Chapter 18442 to eliminate therefrom the provision requiring the unexpended portion of the Administration Fund to be transferred to the Reserve Fund; making provision for part of the Act being declared unconstitutional; repealing laws and parts of laws in conflict with this Act; and providing when this Act shall take effect.

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. 443:

A bill to be entitled An Act to amend Section 161 of Chap-

ter 19768, as amended, Laws of Florida Special Acts of 1939, the same being "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia and State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission." Providing that no voter in the City of Daytona Beach shall be transferred as a qualified voter from one zone of the City of Daytona Beach to another zone of the City of Daytona Beach after the closing of the election books of the City of Daytona Beach thirty (30) days before an election. Providing for the publication of the addresses of the registered voters along with their names. Repealing laws in conflict herewith and providing when this law shall take effect.

Senate Bill No. 444:

A bill to be entitled An Act to amend Section 50 of Chapter 19768, as amended, Laws of Florida Special Acts of 1939, the same being "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia, and State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission," as amended by Section 2 of Chapter 21183, Special Acts of Florida, 1941, the same being "An Act prescribing the salaries to be paid to the Mayor-Commissioner, the Commissioners and the City Attorney of the City of Daytona Beach, Florida, and ratifying the salaries heretofore paid to said Mayor-Commissioner and to said Commissioners." Providing for the appointment, duties and qualifications of the City Attorney and Assistant City Attorney of the City of Daytona Beach providing that the City Attorney must be a practicing attorney in and shall have maintained an office in the City of Daytona Beach for at least two years previous to his appointment, repealing laws in conflict herewith and providing when this law shall take effect.

Senate Bill No. 445:

A bill to be entitled An Act to amend Section 110 of Chapter 19768, as amended, Laws of Florida, Special Acts of 1939, the same being "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia and the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission." Providing for appeal from a decision of the Equalizing Board of the City of Daytona Beach fixing the taxable value of property, to the Circuit Court within thirty days after the final acceptance of the assessment roll repealing laws in conflict herewith and providing when this law shall take effect.

Senate Bill No. 446:

A bill to be entitled An Act to amend Section 168 of Chapter 19768, as amended, Laws of Florida Special Acts of 1939, the same being "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia and State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission." Providing for the calling of a primary election in the City of Daytona Beach under certain conditions when more than two candidates are nominated for any elective office in the City of Daytona Beach repealing laws in conflict herewith and providing when this law shall take effect.

Senate Bill No. 448:

A bill to be entitled An Act to amend Section 90 of Chapter

19768, as amended, Laws of Florida Special Acts of 1939, the same being "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia and State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission." Providing for the publication of the annual estimate before the adoption of the budget of the City of Daytona Beach by the City Commission of the City of Daytona Beach, repealing laws in conflict herewith and providing when this law shall take effect.

Senate Bill No. 450:

A bill to be entitled An Act to amend Section 91 of Chapter 19768, as amended, Laws of Florida Special Acts of 1939, the same being "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia and State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission". Providing that the annual budget shall be adopted not later than the last regular meeting of the City Commission of the City of Daytona Beach in the month of February each year and providing that the millage shall thereafter be levied as soon as practicable. Repealing laws in conflict herewith and providing when this law shall take effect.

Senate Bill No. 451:

A bill to be entitled An Act to amend Section 159 of Chapter 19768, as amended, Laws of Florida of Special Acts of 1939, the same being "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia and State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach in Volusia County, State of Florida, to define territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission". Providing that the regular municipal elections of the City of Daytona Beach shall be held every two years, on the first Tuesday in December, beginning with the year A. D. 1944. Repealing laws in conflict herewith and providing when this law shall take effect.

Senate Bill No. 452:

A bill to be entitled An Act fixing the salary of the City Clerk of the City of Tampa, Florida.

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 Barringer—

Senate Bill No. 517:

A bill to be entitled An Act to require the Clerks of the Circuit Court, as agent of the Trustees of the Internal Improvement Fund of the State of Florida, to furnish certificates to show outstanding tax certificates and to provide for sale of the lands described in such Clerk's certificates to the record owner by the Trustees of the Internal Improvement Fund of the State of Florida, when the land is discovered to have reverted to the State under Chapter 18296, Laws of Florida.

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

By the Committee on Education—

Senate Bill No. 518:

A bill to be entitled An Act appropriating funds to the several counties of the State of Florida; providing for the payment of such funds and the method thereof; defining

the duties of State officials relative thereto; providing for the distribution by County Commissioners of funds paid under provisions of this Act; providing for the rules of construction applicable to this Act; and providing for the period in which this Act shall be effective.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida,

May 17, 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 the Committee on Finance and Taxation—

Senate Bill No. 254:

A bill to be entitled An Act to amend Sections 561.34 and 561.46, Florida Statutes of 1941, relating to license tax of vendors of alcoholic beverages and to excise taxes upon alcoholic beverages.

Which amendments read as follows:

Amendment No. 1:

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

Section 1. That in addition to the excise taxes imposed upon wines as is provided in Section 561.46, Florida Statutes, 1941, there is hereby imposed upon all wines containing fourteen per cent by weight of alcohol or more, except natural sparkling wines, an additional tax of twenty cents per gallon, which tax shall on or after the effective date of this Act be paid by all manufacturers and distributors, in the way and manner now required for the payment of those excise taxes imposed by Section 561.46, Florida Statutes, 1941. As to all such wines containing fourteen per cent of alcohol by weight or more there is further levied and assessed a floor tax upon vendors of twenty cents per gallon upon all such wines, except natural sparkling wines, in excess of ten gallons owned and possessed by vendors authorized to sell wines in the State of Florida, as of July 1, 1943, at which time the said floor tax shall become effective upon all fortified wines possessed by each vendor in excess of ten gallons. Provided that the increase in tax of ten cents per gallon on all wines except natural sparkling wines, sold in Florida provided for in Section 561.62, Florida Statutes, 1941, and the increase in tax of twenty cents per gallon on all wines containing fourteen per cent or more of alcohol by weight sold in Florida, and the floor tax herein imposed is hereby appropriated each year to the General Revenue Fund of the State of Florida, to be used solely for the aid to dependent children in manner now or hereafter provided by law.

Section 2. Vendors licensed to sell alcoholic beverages under Paragraph (2) of Section 561.34, Florida Statutes, 1941, are hereby prohibited from selling or dealing in or possessing for sale any alcoholic beverages except malt and vinous beverages, commonly termed beers, wines and ales, it being intended hereby to forbid the sale of what is known as prepared mixed drinks by those vendors who are licensed under Section 561.34. Sub-section thereof.

Section 3. That Section 561.47, Florida Statutes, 1941, relating to stamps upon alcoholic beverages be amended to read as follows:

561.47 Stamps sold distributors only and price thereof; affixing stamps. The stamps provided for shall be sold by the director to distributors who are licensed in this State and who have furnished the bond required herein, and to none else. The director shall sell all such stamps to distributors for cash only at a price of ninety-nine cents for each dollar's worth of stamps purchased. Each such purchaser of stamps shall by such purchase become obligated and required to affix such stamps to the bottles or immediate containers in which beverages requiring stamps are sold and stamps of the required amount shall be affixed thereto before such beverages are sold by any distributor. Such stamps shall be affixed in accordance with regulations of the director, which said regulations the director may make, promulgate and change from time to time. The director may at any time require reports additional to the monthly reports

hereinbefore required, as to the disposition of the beverages herein defined, for the purpose of assessment and collection of the excise taxes herein provided, and the burden of proof shall be on the distributors to satisfy the director as to the disposition of said beverages.

Section 4. This Act shall become effective on July 1, 1943.

Section 5. If any word, phrase, sentence, section or part of section of this Act is declared unconstitutional, the remainder shall remain in full force and effect.

Section 6. This Bill shall become a law when signed by the Governor, or upon it becoming a law without said signature.

Amendment No. 2:

Strike out the entire Title, and insert the following in lieu thereof: A bill to be entitled An Act imposing additional excise taxes on fortified wines; providing for an appropriation to aid to dependent children; prohibiting the sale of mixed drinks by beer and wine vendors; and to amend Section 561.47, Florida Statutes, 1941, relating to sale of stamps and providing for the price for which the same shall be sold.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Bill No. 254, contained in the above Message, was read by title, together with House Amendments thereto.

Senator Beacham moved that the Senate refuse to concur in House Amendment No. 1 to Senate Bill No. 254.

Which was agreed to and the Senate refused to concur in House Amendment No. 1 to Senate Bill No. 254.

Senator Beacham moved that the Senate refuse to concur in House Amendment No. 2 to Senate Bill No. 254.

Which was agreed to and the Senate refused to concur in House Amendment No. 2 to Senate Bill No. 254.

Senator Beacham moved that the House of Representatives be requested to recede from its amendments to Senate Bill No. 254.

Which was agreed to.

And the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

Tallahassee, Florida,
May 17, 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 State Pensions—

Committee Substitute for House Bill No. 414:

A bill to be entitled An Act for the relief of and awarding a special pension to Mrs W. R. Dorman, also known as Mrs. Mamie E. Dorman, an employee of the State of Florida, who is unable to pursue her regular vocation as a means of livelihood.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And Committee Substitute for House Bill No. 414, contained in the above Message, was read the first time by title only and referred to the Committee on Pensions and Claims.

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

Tallahassee, Florida,
May 18, 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 Committee on Welfare—

House Bill No. 540:

A bill to be entitled An Act guaranteeing to the "Old Age

Assistance Tax Fund" of the State of Florida two million dollars annually in addition to all other appropriations to said fund except those revenues paid into said fund from racing; making an appropriation to said fund from the General Revenue Fund of the State of Florida of such amounts which, when added to monies derived from racing under Chapters 20306 and 20307, Laws of Florida, Acts of 1941, or any law or laws enacted at the 1943 Session of the Legislature imposing a tax on racing and appropriated to the "Old Age Assistance Tax Fund," will provide two million dollars annually for said "Old Age Assistance Tax Funds"; prescribing the duties of certain State officials in connection herewith; and repealing all laws in conflict with the provisions of this Act.

By the Committees on Special Appropriations and Judiciary "B"—

Committee Substitute for House Bill No. 656:

A bill to be entitled An Act appropriating funds to the several counties of the State of Florida; providing for the payment of such funds and the method thereof; defining the duties of State officials relative thereto; providing for the distribution by County Commissioners of funds paid under provisions of this Act; providing for the rules of construction applicable to this Act; and providing for the period in which this Act shall be effective.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 540 and Committee Substitute for House Bill No. 656, contained in the above Message, were read the first time by titles only and referred to the Committee on Finance and Taxation.

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

Tallahassee, Florida,
May 17, 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. Wiseheart, Peters and Gautier of Dade—
House Bill No. 649:

A bill to be entitled An Act authorizing and directing County Commissioners in counties of more than two hundred sixty-seven thousand population to permit municipalities in such counties to use voting machines in conducting municipal elections without any charge or rental fee other than expenses in connection therewith incident to such municipal elections.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 649, contained in the above Message, was read the first time by title only.

Senator Graham moved that the rules be waived and House Bill No. 649 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 649 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 649 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. 649 was read the third time in full.

Upon the passage of House Bill No. 649 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Cllett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Linder, Maddox, Maines, Mathews, McArthur, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—33.

Nays—None.

So House Bill No. 649 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,
May 17, 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 required Constitutional three-fifths vote of all members elected to the House of Representatives for the 1943 Session of the Florida Legislature:

By Mr. Beasley of Walton—
House Joint Resolution No. 459:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 15, ARTICLE IX, OF THE CONSTITUTION OF THE STATE OF FLORIDA, RELATING TO THE ALLOCATION AND DISTRIBUTION OF EXCISE TAXES AMONG THE SEVERAL COUNTIES OF THE STATE.

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

That the following amendment to Section 15, of Article IX, of the Constitution of the State of Florida, relating to the allocation and distribution of excise taxes among the several counties of the State, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection, at the general election, to be held in 1944.

Section 15. That the Legislature shall have the power to allocate and distribute to the several counties of the State, in equal amounts, and at such time as the Legislature shall determine, any portion of, or all, excise taxes now levied and collected, or hereafter levied and collected, by the State of Florida.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And House Joint Resolution No. 459, contained in the above Message, was read the first time in full and referred to the Committee on Constitutional Amendments.

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

Tallahassee, Florida,
May 17, 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. Carlton of Duval—
House Bill No. 517:

A bill to be entitled An Act to empower the Board of County Commissioners in any county having a population of not less than 210,000 according to the last preceding State or Federal census to regulate and restrict within territory in said counties, not included in any municipality, the height, number of stories and size of buildings and other structures on land and water, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, the use of land for junk yards and automobile trailer camps and the location and use of buildings, structures and land for trade, industry, residence or other specific use of the premises; providing for the division of such counties into districts and within such districts to regulate and restrict the erection and construction, alteration, repair or use of buildings; providing for method of procedure; providing for the appointment of a Zoning Commission and a Board of Adjustment; providing for remedies and penalties for violation of this Act or of any order or resolution made under authority conferred hereby and conferring upon the County Commissioners of such county as far as may be lawfully conferred the power to prescribe and enforce regulations to effectuate the purposes of this Act.

By Messrs. Gautier, Peters and Wiseheart of Dade—
House Bill No. 641:

A bill to be entitled An Act to confer upon the several counties of the State having a population of not less than 250,000 certain powers relating to the establishment and maintenance of County Health Units in addition to the powers conferred by existing Statutes; providing for the creation of Advisory Boards in counties affected by this Act, defining the powers and duties of such Advisory Boards, authorizing the levy in such counties of an additional tax for the purpose of carrying out the provisions of this Act and empowering municipalities in counties affected by this Act to make contributions for the establishment and maintenance of Health Units in such counties.

By the Committee on Forestry—
House Bill No. 681:

A bill to be entitled An Act amending Sections 125.25, 125.26, and 125.29, Florida Statutes, 1941, relating to the establishment of County Fire Control Units.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And House Bill No. 517, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "B."

And House Bill No. 641, contained in the above Message, was read the first time by title only.

Senator Graham moved that the rules be waived and House Bill No. 641 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 641 was read the second time by title only.

Senator Graham moved that the rules be further waived and House Bill No. 641 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. 641 was read the third time in full.

Upon the passage of House Bill No. 641 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 641 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 681, contained in the above Message, was read the first time by title only.

Senator McArthur moved that the rules be waived and House Bill No. 681 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,
May 17, 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. Leedy of Orange, Brackin of Okaloosa, Dowda and Middleton of Putnam, Lewis of Gulf, Wotitzky of Charlotte, Nesmith of Wakulla, Murray, Smith and Hardin of Polk, Dugger of Baker, Floyd of Franklin, Beck and Bollinger of Palm Beach, Branch of Liberty, Wiseheart of Dade, Holland and Bailey of Bay, Croft of Lafayette, Bizzell of Escambia, Bronson of Osceola, Crary of Martin, Stewart of Lee, Clement of Pinellas, Clark of Calhoun, Graves of Indian River, Crofton of Brevard, Peoples of Glades, Johnson of Lake, Rivers of

Clay, Carlton of St. Lucie, Kelly of Collier, Beasley of Walton, Barefield of Jackson, McKendree of Nassau—

House Bill No. 668:

A bill to be entitled An Act relating to taxation, levying and imposing a tax on cigarettes; defining cigarettes; requiring all cigarette dealers as herein defined to obtain a cigarette permit and exacting a fee therefor in addition to other taxes imposed by law; providing for the report of sale or other disposition of cigarettes, and the collection and payment of cigarette taxes; providing for the deposit, appropriation and disposition of the proceeds derived from such taxes and fees, and prescribing the duties of the State Comptroller with reference thereto; providing for the enforcement of this Act and penalties for violation hereof, and providing that this Act shall expire June 30, 1945.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,

Chief Clerk House of Representatives.

And House Bill No. 668 contained in the above Message, was read the first time by title only and referred to the Committees on Finance and Taxation and Miscellaneous Legislation, jointly.

Senator Collins moved that the rules be waived and House Bill No. 668, heretofore referred to the Committees on Finance and Taxation and Miscellaneous Legislation, jointly, be referred to the Committee on Finance and Taxation, only.

Which was not agreed to.

Senator Taylor moved that the rules be waived and the Senate take up and consider House Bill No. 591, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 591:

A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments, valuations of properties, and levies of taxes by the City of Dunedin, Pinellas County, Florida, for the years 1931, 1932, 1933, 1934, 1935, 1936, 1937, 1938, 1939, 1940, 1941, 1942 and 1943, and authorizing the collection of said taxes in the manner provided by law.

Was taken up.

Senator Taylor moved that the rules be waived and House Bill No. 591 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 591 was read the second time by title only.

Senator Taylor moved that the rules be further waived and House Bill No. 591 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. 591 was read the third time in full.

Upon the passage of House Bill No. 591 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 591 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sheldon moved that the rules be waived and the Senate take up and consider Senate Bill No. 309, out of its order at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 309:

A bill to be entitled An Act "to amend Sections 550 and 551 of Chapter 19355, of the Laws of Florida of 1939, also known as Paragraphs 231.50 and 231.51, Florida Statutes, 1941, being An Act relating to public education, providing for the organization, establishment, operation, maintenance, and support of the State system of public education and prescribing

penalties for violating any provisions of the Act, and any rule and regulation made pursuant to the Act, said amendment to provide for the payment of a pension to Annie R. Helms."

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 309 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Brewton, Carroll, Coleman, Collins, Graham, Housholder, Johnson, King, Laws, Lindler, Maddox, Maines, Mathews, Sheldon, Shuler, Taylor, Upchurch—20.

Nays—Senators Davis, Franklin, McArthur, Sturgis, Wilson—5.

So Senate Bill No. 309 failed to pass by the required Constitutional two-thirds vote of all members elected to the Senate for the 1943 Session of the Florida Legislature.

Senator Davis moved that the Senate reconsider the vote by which Senate Bill No. 309 failed to pass the Senate, this day.

Which was agreed to and the motion went over under the rule.

Senator Mathews moved that the rules be waived and the Senate take up and consider Committee Substitute for House Bill No. 140, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Committee Substitute for House Bill No. 140:

A bill to be entitled An Act defining and regulating and providing for the formation, operation and dissolution of limited partnerships, describing the rights, duties and liabilities of general and limited partners thereof and providing for the service of process in actions with regard thereto; requiring such limited partnerships to make annual report to the Secretary of State; to obtain certificate of authority annual renewals thereof; fixing the amount of filing fees prerequisite to obtaining a certificate of authority or renewal thereof and providing for the disposition of such filing fees.

Was taken up and read the second time in full.

Senator Mathews moved that the rules be further waived and Committee Substitute for House Bill No. 140 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 140 was read the third time in full.

Upon the passage of Committee Substitute for House Bill No. 140 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Beacham, Brewton, Clarke, Davis, Franklin, Graham, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Sheldon, Shuler, Taylor, Upchurch, Wilson—23.

Nays—Senators Rose, Shands, Sturgis—3.

So Committee Substitute for House Bill No. 140 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent, Senator Mathews withdrew Senate Bill No. 101.

Senator King moved that the rules be waived and the Senate take up and consider House Bill No. 315, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 315:

A bill to be entitled An Act to re-enact An Act entitled "An Act to create the Florida Economic Advancement Council, composed of the Governor, Secretary of State, the Commissioner of Agriculture, and the Attorney General, which Council shall have the power and duty to cooperate with the Florida delegation in the Congress of the United States in the development and promotion of the commercial, industrial, agricultural, tourist, and other vital economic interests of the State, particularly with reference to the needs and requirements of national defense, by maintaining representation at Washington, D. C., and elsewhere as conditions may warrant, and to engage in research, publicity, and sales promotion in behalf of the State to advance the general economic welfare of the State; to authorize the Council to employ the necessary personnel and facilities to carry out the purposes of this Act; to make an appropriation to carry out such purposes; to repeal all Laws and parts of Laws in conflict herewith; and to provide that this Act shall remain in effect for two years from the date it becomes a Law," the same

being Chapter 20510, Laws of Florida, Acts of 1941, which expires May 28, 1943; and providing that the law, as re-enacted, shall remain in force for a period of two years after the date it becomes a law.

Was taken up and read the second time in full.

Senator Rose offered the following amendment to House Bill No. 315:

At the end of Section 5 add the following:

"Provided that the moneys appropriated hereunder shall be used solely for the purpose of paying salaries of full time employees of the Florida Economic Council and the bona fide expenses of the Council, and no part thereof shall be expended jointly or in connection with any activity other than provided by this Act or with any association or organization of any kind whatever."

Senator Rose moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon call of the roll on the adoption of the amendment the vote was:

Yeas—Senators Adams, Davis, Lewis, Lindler, Maines, Mathews, McArthur, Rose, Taylor, Wilson—10.

Nays—Mr. President; Senators Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Coleman, Collins, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Maddox, Shands, Sheldon, Shuler, Sturgis, Upchurch—22.

So the amendment failed of adoption.

Senator King moved that the rules be further waived and House Bill No. 315 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. 315 was read the third time in full.

Upon the passage of House Bill No. 315 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Coleman, Collins, Franklin, Graham, Griner, Housholder, Johnson, King, Lewis, Maines, Mathews, McArthur, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—27.

Nays—Senators Davis, Hinely, Lindler, Maddox, Rose—5.

So House Bill No. 315 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Maines moved that Senate Bill No. 478 (1941 Session) be withdrawn from the Committee on Executive Communications and placed on the Calendar.

Which was agreed to.

Senator Maines moved that the rules be waived and the Senate take up and consider Senate Bill No. 478 (1941 Session) out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 478 (1941 Session):

"A bill to be entitled An Act limiting the hours of employment of certain State employees and providing for payment of overtime for such employees."

Was taken up and read by title together with the following objections thereto of the Honorable Spessard L. Holland, Governor of Florida:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

June 14, 1941.

Honorable R. A. Gray,
Secretary of State,
Tallahassee, Florida.

Sir:

Pursuant to authority vested in me as Governor of Florida under the provisions of Section 28, Article III of the Constitution of this State, I transmit to you, with my objections thereto, Senate Bill No. 478, entitled:

"An Act limiting the hours of employment of certain State employees and providing for payment of overtime for such employees."

While I am in sympathy with the spirit and motive which prompted the passage of this bill, I find, upon careful investigation, that salaries of certain State employees will be increased in excess of \$110,000 which would have to be paid out of the General Revenue Fund of the State. This fund has, for many years, been short of the necessary sums

of money required to carry out the normal functions of our State Government.

It is only by using strict economy that we hope to be able to meet the necessary State expenses during the coming biennium and I must, therefore, of necessity, veto said Senate Bill No. 478 passed by the Legislature of 1941 in regular session.

Respectfully yours,
(signed) SPESSARD L. HOLLAND,
Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 478 (1941 Session) the roll was called and the vote was:

Yeas—None.

Nays—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—32.

So Senate Bill No. 478 (1941 Session) failed to pass over the Governor's veto.

Senator Maines moved that Senate Bill No. 53 (1941 Session) be withdrawn from the Committee on Executive Communications and placed on the Calendar.

Which was agreed to.

Senator Maines moved that the rules be waived and the Senate take up and consider Senate Bill No. 53 (1941 Session) out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 53 (1941 Session):

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

Was taken up and read by title together with the following objections thereto of the Honorable Spessard L. Holland, Governor of Florida:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

June 14, 1941.

Honorable R. A. Gray,
Secretary of State,
Tallahassee, Florida.

Dear Mr. Gray:

Pursuant to authority vested in me as Governor of Florida under the provisions of Section 28, Article III of the Constitution of this State, I transmit to you, with my objections thereto, Senate Bill No. 53, entitled:

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

It is with sincere regret that I withhold my approval from this bill for the following reasons:

First: The passage of this bill would immediately increase the active operating budget of the State for payment of salaries in the sum of \$40,000 per year or \$80,000 for the biennium. Only seventeen Circuit Judges are now receiving less than the \$6,000 annual salary provided by this bill because of the fact that in many Circuits the salaries of the Circuit Judges are being supplemented by the counties. Notwithstanding this fact, however, the increased salary of \$1,000 would be payable by the State to all of the Circuit Judges.

After checking all possible sources of revenue, I do not feel that the financial condition of the State will permit of these increased salaries at this time. Many appropriations are merely permissive to be paid if, as, and when funds are available, but in this case immediate and certain expenditures would be mandatorily required beyond the present revenues of the State.

Respectfully yours,
(signed) SPESSARD L. HOLLAND,
Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 53 (1941 Session) the roll was called and the vote was:

Yeas—None.

Nays—Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—32.

So Senate Bill No. 53 (1941 Session) failed to pass over the Governor's veto.

By unanimous consent, Senator King withdrew Senate Bill No. 300.

Senator Housholder moved that the Senate do now proceed to the consideration of Executive Communications.

Which was agreed to.

And the Senate went into Executive Session at 11:08 o'clock A. M.

The Senate emerged from Executive Session at 12:21 o'clock P. M. and resumed its Session.

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

Mr. President; Senators Adams, Baker, Barringer, Beacham, Brewton, Carroll, Clarke, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—32.

A quorum present.

Senator Franklin moved that the rules be waived and the Senate take up and consider House Bill No. 577, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 577:

A bill to be entitled An Act to amend Chapter 7040, Laws of Florida, Acts of 1915, entitled: "An Act making it unlawful for any person owning hogs to permit them to run at large in Township 47 South, Range 25 East; Township 48 South, Range 25 East; Township 47 South, Range 26 East; Township 48 South, Range 26 East, in Lee County, Florida, and providing a penalty for the violation of this Act," by extending the provisions of said Act to apply to all livestock, and making the same effective in Townships 46 and 47 South, Range 25 East, in Lee County, Florida and providing for the disposition of any livestock found running at large, and providing a penalty for the violation of this Act.

Was taken up.

Senator Franklin moved that the rules be further waived and House Bill No. 577 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 577 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 577 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. 577 was read the third time in full.

Upon the passage of House Bill No. 577 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 577 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Franklin moved that the rules be waived and the Senate take up and consider House Bill No. 579, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 579:

A bill to be entitled An Act to prohibit the operation of all automobiles, motorcycles, or other motor driven vehicles on the beaches of Estero Island, Lee County, Florida, otherwise

known as Fort Myers Beach; to provide a penalty for violation thereof, and providing for a referendum.

Was taken up.

Senator Franklin moved that the rules be further waived and House Bill No. 579 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 579 was read the second time by title only.

Senator Franklin offered the following amendment to House Bill No. 579:

Strike out Sections 4 and 5 and insert in lieu thereof the following:

Section 4. At the primary election to be held in 1944 it shall be the duty of the Board of County Commissioners of Lee County, Florida, to submit to the voters of said county the question of whether or not the operation of all automobiles, motorcycles, or other motor driven vehicles shall be prohibited on the beaches of Estero Island, Lee County, Florida. All persons who are qualified voters in said county and who own real estate in said county shall be allowed to vote on said question.

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin moved that the rules be further waived and House Bill No. 579, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 579, as amended, was read the third time in full.

Upon the passage of House Bill No. 579, as amended, the roll was called and the vote was:

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

Nays—None.

So House Bill No. 579 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Franklin moved that the rules be waived and the Senate take up and consider House Bill No. 550, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 550:

A bill to be entitled An Act providing for a qualifying fee to be paid by candidates for elective offices at city elections in the City of Key West.

Was taken up.

Senator Franklin moved that the rules be further waived and House Bill No. 550 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 550 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 550 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. 550 was read the third time in full.

Upon the passage of House Bill No. 550 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 550 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Franklin moved that the rules be waived and the Senate take up and consider House Bill No. 534, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 534:

A bill to be entitled An Act to amend Section 2 of Chapter 16598 Laws of Florida Special Acts of 1933, entitled: "An Act creating and establishing a special district in Monroe County, Florida, to be known as 'Overseas Road and Toll Bridge District,' defining the territory included therein; providing for its government and administration and for the appointment of a Board of Commissioners therefor; defining the purposes and powers of said district; defining the powers, duties, privileges and liabilities of the Board of Commissioners thereof; authorizing the establishment of rules and regulations and providing penalties for the violation thereof; authorizing the establishment, construction, maintenance and operation of toll bridges and toll highways therein; to complete a highway extending from Miami to Key West via Key Largo; authorizing said district to borrow money and issue evidence of indebtedness: providing for the repayment of such borrowed money and the interest thereon out of tolls and charges for the use of said toll bridges and toll highways; providing for the validating of said evidences of indebtedness; conferring the right of eminent domain on said district; granting to said district a right-of-way over any land, waters or submerged lands belonging to the State of Florida in said district; authorizing the doing of all other acts and things necessary, incident and proper in furtherance of the purposes and objects aforesaid, including the levy of an annual ad valorem tax for the maintenance, repair, and operation of said toll bridges and toll highways and repealing all laws or parts of laws in conflict herewith." To provide that members of the Board of Commissioners of Overseas Road and Toll Bridge District be qualified registered voters of Monroe County, State of Florida.

Was taken up.

Senator Franklin moved that the rules be further waived and House Bill No. 534 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 534 was read the second time by title only.

Senator Franklin offered the following amendment to House Bill No. 534:

Strike out Sub-section B of Section 1, and insert in lieu thereof the following:

(b) That a governing body for said district is hereby created which shall be known and designated as the "Board of Commissioners of Overseas Road and Toll Bridge District," which shall be composed of five (5) members, who shall be qualified registered voters of Monroe County, State of Florida, and who shall serve for a term of four (4) years. The first Board of Commissioners hereunder shall be appointed by the Governor, by and with the consent of the Senate, for a term to commence at the expiration of the terms of office of the present Board of Commissioners of said district. Subsequent Boards of Commissioners shall be appointed by the Governor, by and with the consent of the Senate, for like terms of four (4) years.

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin moved that the rules be further waived and House Bill No. 534, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 534, as amended, was read the third time in full.

Upon the passage of House Bill No. 534, as amended, the roll was called and the vote was:

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

Nays—None.

So House Bill No. 534 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

The motion made by Senator King on May 17, 1943, that the Senate recede from its amendment to:

House Bill No. 411:

A bill to be entitled An Act giving consent by the State of Florida to be sued and made a party defendant in suits in

equity brought by any city, village or town of this State to enforce and satisfy its tax or assessment liens on property located therein the title to which vested in and is held by the State of Florida under Chapter 18296, Laws of Florida, Acts of 1937; providing that the former owner of said property, or anyone claiming by, through or under him, or anyone claiming lien thereon, may be made parties to such suits for the purpose of barring the assertion of any rights or claims therein; providing that taxing districts may be made parties to such suits; establishing and providing the manner and method of adjudicating and discharging the interests of the State of Florida and the tax and assessment liens of the city, village or town, and taxing districts, in and on said property in said proceedings; providing for the sale of said property and for the distribution of the proceeds thereof, after payment of certain costs and attorneys fees; providing that such suits shall be cognizable only in the courts of the State of Florida, and for the venue of such suits and the service of process therein, and providing that the Attorney General of the State of Florida shall represent the State in such suits.

Which amendment reads as follows:

In Section 3, line 8 (typewritten bill), strike out "and third, of the balance then remaining, forty per centum shall be distributed and paid to the State of Florida and sixty per centum shall be distributed and paid to the plaintiff," and insert in lieu thereof the following: "and third, of the balance then remaining, ten per centum shall be distributed and paid to the State of Florida and the balance of ninety per centum shall be distributed equally between the plaintiff and the county in which the land so sold is located."

Was taken up.

The President put the question.

Which was agreed to and the Senate receded from the foregoing amendment to House Bill No. 411 and the action of the Senate was ordered certified to the House of Representatives.

VETO MESSAGES

House Bill No. 40 (1941 Session):

"An Act for the relief of J. A. McKeithen and directing the payment of same by the Department of the Game and Fresh Water Fish of the State of Florida."

Was taken up and read by title, together with the following objections thereto of the Honorable Spessard L. Holland, Governor of Florida:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

June 14, 1941.

Honorable R. A. Gray,
Secretary of State,
Tallahassee, Florida.

Dear Mr. Gray:

Pursuant to authority vested in me as Governor of Florida under the provisions of Section 28, Article III of the Constitution of this State, I transmit to you, with my objections thereto, House Bill 40, entitled:

"An Act for the relief of J. A. McKeithen and directing payment of same by the Department of Game and Fresh Water Fish of the State of Florida."

The reasons for disapproval of the bill are as follows:

First: I am informed that the terms of employment with the Department of Game and Fresh Water Fish for the period covered by the bill did not include the \$25.00 per month for necessary expenses.

Second: The Department of Game and Fresh Water Fish recommends that this bill be vetoed.

I therefore, veto the bill.

Respectfully,

SPESSARD L. HOLLAND,
Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

Upon the passage of House Bill No. 40 (1941 Session) the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Beacham, Clarke, Cliett, Collins, Davis, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—26.

Nays—Senators Brewton, Carroll, Coleman, Graham, Griner
—5.

So House Bill No. 40 (1941 Session) passed by the required Constitutional two-thirds vote of all members present, the Governor's objections to the contrary notwithstanding, and the action of the Senate was ordered certified to the House of Representatives.

SENATE BILLS ON SECOND READING

Senate Joint Resolution No. 429 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 403 was taken up in its order and the consideration thereof was informally passed.

Senator Sturgis moved that a committee be appointed to escort Honorable C. A. Savage, former member of the Senate from the 20th Senatorial District, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Sturgis, Collins and Franklin as the committee.

Senate Bill No. 351:

A bill to be entitled An Act to forever prohibit the ownership, inheritance disposition, possession and enjoyment of real estate in the State of Florida by persons of Japanese nativity; divesting the interests of all such persons of all rights in real property in this State and declaring the escheat of such interests to the State of Florida, such interest to be held and administered by the Trustees of the Internal Improvement Fund of the State of Florida.

Was taken up in its order.

Senator Sheldon moved that the rules be waived and Senate Bill No. 351 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 351 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 351 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. 351 was read the third time in full.

Pending roll call on the passage of Senate Bill No. 351, Senator Franklin moved that the further consideration thereof be informally passed.

Which was agreed to and it was so ordered.

Senator Beacham moved that the hour of adjournment be extended thirty (30) minutes.

Which was agreed to and it was so ordered.

By permission the following Resolution was introduced:

By Senate Committee—

Senate Resolution No. 10:

A RESOLUTION CENSORING AND CONDEMNING THE CONDUCT OF MR. J. COLIN ENGLISH, THE STATE SUPERINTENDENT OF PUBLIC INSTRUCTION.

WHEREAS, THE SENATE OF THE STATE OF FLORIDA FINDS:

1. That at about 5 o'clock P. M. on Friday, May 14, A. D. 1943, Mr. J. Colin English, the State Superintendent of Public Instruction, twice, once by messenger and once by telephone, requested Honorable Raymond Sheldon, a member of the Senate, to come to his office for a conference on a matter which he did not disclose but represented to be of public importance.

2. That acting on such invitation Senator Sheldon proceeded to Mr. English's office in the State Capitol and found assembled there, Mr. English, Mr. Thomas V. Conway, member of the School Board of Highlands County, Florida, Mr. Carl Widell, member of the School Board of Palm Beach County, Florida, Mr. James S. Rickards, Secretary of the Florida State Education Association, and Mr. T. George Walker, manager of the State Text Book Service.

3. That very shortly after the conference commenced Mr. English remonstrated in an angry manner about statements the Senator had made in debate on the floor of the Senate and called him a liar, which remark precipitated a personal encounter between Mr. English and Senator Sheldon, during which Mr. Robert D. Dolley, a State employee and a subordinate of Mr. English, rushed in and seized Senator Sheldon by the throat and some other member of the conference seized Senator Sheldon by the arm and such parties used a great

deal more force than was reasonably necessary to stop the fight.

4. That the conference was arranged by Mr. English for the purpose of trying to challenge debate in the Senate. That Mr. English was surrounded by subordinates and intimates and Senator Sheldon was drawn into the conference and was insulted and attacked.

5. That Senator Sheldon was free from fault and the insult, assault and battery on the part of Mr. English was unprovoked and wholly unworthy of one holding high public office.

6. That the conduct of Mr. English in insulting and attacking one of its members, was an unwarranted interference with the business of the Senate and, under the circumstances, was a studied attempt to interfere with the orderly and democratic process of representative government and as such was an insult to, and interference with the rights of the people of the State of Florida and should be brought to their attention.

7. That the account of the occurrence which Mr. English is alleged to have given to the press was grossly misleading.

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

(a) That the conduct of Mr. J. Colin English, the State Superintendent of Public Instruction, be and the same is hereby censured and condemned.

(b) That Senator Raymond Sheldon be and he is hereby exonerated from all fault in connection with the occurrence.

(c) That Mr. J. Colin English, the State Superintendent of Public Instruction, be and he is hereby denied the privilege of the floor and the gallery of the Senate for the remainder of this session.

(d) That the freedom of debate by the members of the Senate and the House of Representatives is necessary to the preservation of our government and must, therefore, be forever defended.

(e) That a copy of this Resolution together with a copy of the signed statements of Mr. James S. Rickards, Mr. Robert D. Dolley, Mr. Carl Widell, Mr. Thomas V. Conway and Mr. T. George Walker, which were taken by the President of the Senate and by him reported to the Senate be certified to the House of Representatives, as information.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 10 was adopted.

Senator Mathews moved the following letter from Mr. Colin English be spread upon the Journal:

STATE OF FLORIDA
DEPARTMENT OF EDUCATION
TALLAHASSEE
May 18, 1943

Honorable Philip D. Beall, President
Florida State Senate,
and All Members of the Senate.
Dear Mr President and Senators:

Again I wish to say that I regret exceedingly the difficulty which arose between Senator Sheldon and me last Friday afternoon.

He and other Senators were invited to my office that afternoon to discuss matters vital to the proper operation of the schools, and, of course, there was no desire on my part other than to consider with them honest differences of opinion which may have existed.

I trust that you and the members of the Senate will accept my apologies for any reflection which you feel may have been cast upon your body as the result of that incident.

Cordially yours,

COLIN ENGLISH.

Which was agreed to and it was so ordered.

Senator Hinely moved that the rules be waived and the Senate take up and consider House Bill No. 725, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 725:

A bill to be entitled An Act amending Chapter 21361, Laws of Florida, Acts of 1941, the same being "An Act to abolish the present municipal government of the City of Live Oak, Suwannee County, Florida, and to create, establish and or-

ganize a municipality to be known and designated as City of Live Oak, and to define its territorial boundaries, and to provide for its government, jurisdiction, powers, privileges, franchises and immunities and confirm its title to all city property and validating all tax assessments and levies heretofore made and prescribing the general powers to be exercised by said city."

Was taken up.

Senator Hinely moved that the rules be further waived and House Bill No. 725 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Hinely moved that the rules be further waived and House Bill No. 725 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 725 was read the third time in full.

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

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

Nays—None.

So House Bill No. 725 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 417:

A bill to be entitled An Act to amend Chapter 11914, Laws of Florida, 1927, the same being Section 125.16 of Florida Statutes, relating to compensation of County Commissioners.

Was taken up in its order.

Senator Johnson moved that the rules be waived and Senate Bill No. 417 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 417 was read the second time by title only.

Senator Maines offered the following amendment to Senate Bill No. 417:

At the end of Section 1, insert a comma and insert the following: provided further that this Act shall not apply to counties having a population of not less than 7,050 nor more than 7,500 according to the Federal census of 1940; and providing further that this Act shall not apply to counties having a population of not less than 8,500 nor more than 8,900 according to Federal census of 1940.

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

Senator Johnson moved that the rules be further waived and Senate Bill No. 417, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 417, as amended, was read the third time in full.

By unanimous consent, Senator Beall offered the following amendment to Senate Bill No. 417:

At the end of Section One add: "Provided this shall not apply to the County of Escambia."

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent, Senator Franklin offered the following amendment to Senate Bill No. 417:

In Section 1, line 23, (typewritten bill), strike out the word: "valid".

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent, Senator Wilson offered the following amendment to Senate Bill No. 417:

At the end of Section 1 insert a comma and insert the following: "provided further this shall not apply to the County of Gadsden."

Senator Wilson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Davis offered the following amendment to Senate Bill No. 417:

Provided that this shall not apply to the County of Madison. Senator Davis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent, Senator Lewis offered the following amendment to Senate Bill No. 417:

At the end of Section 1 insert a comma and insert the following: "provided further that this Act shall not apply to Jackson County."

Senator Lewis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent, Senator Lindler offered the following amendment to Senate Bill No. 417:

Provided this Act shall not apply to Columbia County.

Senator Lindler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent, Senator Shands offered the following amendment to Senate Bill No. 417:

Add the following: "Provided that this Act shall not apply to counties having a population of not less than 35,000 and or more than 39,000 according to the last Federal census."

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent, Senator Shuler offered the following amendment to Senate Bill No. 417:

At end of Section 1, add the following: "Provided this shall not apply to the Counties of Franklin, Liberty, and Wakulla."

Senator Shuler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent, Senator Sturgis offered the following amendment to Senate Bill No. 417:

Add the following:

"Provided that this Act shall not apply to counties having a population of not less than 31,000 or more than 33,000, according to the last Federal census."

Senator Sturgis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent, Senator Shands offered the following amendment to Senate Bill No. 417:

"Provided, this Act shall not apply to Gilchrist County."

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending roll call on the passage thereof, Senator Johnson moved that Senate Bill No. 417, as amended, be recommitted to the Committee on Judiciary "C."

Which was agreed to and it was so ordered.

Senate Bills Nos. 311, 321 and 457 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 135:

A bill to be entitled An Act to amend Section 2 of Chapter 20678, Laws of Florida, Acts of 1941, relating to the licensing, bonding and regulation of certain dealers in agricultural products, etc.

Was taken up in its order.

Senator Wilson moved that the rules be waived and Senate Bill No. 135 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 135 was read the second time by title only.

Senator Wilson moved that the rules be further waived and Senate Bill No. 135 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. 135 was read the third time in full.

Upon the passage of Senate Bill No. 135 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Housholder, Johnson, King, Lewis, Lindler, Sturgis, Taylor, Upchurch, Wilson—29.

Nays—None.

So Senate Bill No. 135 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Bill No. 364:

A bill to be entitled An Act amending Section 374.31, Florida Statutes, 1941, relating to and defining wholesale and retail seafood dealers.

Was taken up in its order.

Senator Griner moved that the rules be waived and Senate Bill No. 364 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 364 was read the second time by title only.

Senator Griner moved that the rules be further waived and Senate Bill No. 364 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. 364 was read the third time in full.

Upon the passage of Senate Bill No. 364 the roll was called and the vote was:

Yeas—Mr. President; Senators Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—30.

Nays—None.

So Senate Bill No. 364 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 456:

A bill to be entitled An Act to amend Section 443.05, of Chapter 443, Florida Statutes, 1941, as amended by Chapter 20,685, Laws of Florida, Acts of 1941, and known as the "Florida Unemployment Compensation Law," relating to definitions, payment of benefits, benefit eligibility conditions, and disqualifications for benefits by providing for a revision of the base period; by clarifying the definition of employment; by defining casual labor; by defining other employing units as employers; by clarifying the definition of wages; by revising the duration of benefits; by extending the rights of persons called into the military service; by clarifying the definition of seasonal employment and including canning of fresh citrus fruits as seasonal employment; by revising the definition of seasonal worker; by revising earning requirements for eligibility; by excepting claims filed prior to July 1, 1943, until the expiration of the benefit year, and by revising the disqualification provisions and repealing all laws in conflict herewith and making this amendatory Act effective July 1, 1943.

Was taken up in its order.

Senator Sheldon moved that the rules be waived and Senate Bill No. 456 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 456 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 456 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. 456 was read the third time in full.

Upon the passage of Senate Bill No. 456 the roll was called and the vote was:

Yeas—Mr. President; Senators Barringer, Beacham, Brewton, Collins, Davis, Griner, Maddox, Maines, Rose, Sheldon, Sturgis, Upchurch—13.

Nays—Senators Carroll, Clarke, Cliett, Coleman, Franklin, Graham, Housholder, Johnson, King, Lewis, Lindler, Mathews, McArthur, Shuler, Taylor, Wilson—16.

So Senate Bill No. 456 failed to pass.

Senate Bills Nos. 308, 164 and 361 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 382:

A bill to be entitled An Act relating to statements of account rendered by banks or trust companies to depositors; prescribing that such statements shall be conclusively presumed

correct unless written objection is made by the depositor within three years; defining the term rendered from which the three year period shall commence to run; authorizing banks and trust companies to destroy statements of account and debit vouchers of depositors who fail to demand them within three years.

Was taken up in its order.

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

Which was agreed to by a two-thirds vote.

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

Senator Clarke moved that the rules be further waived and Senate Bill No. 382 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 382 was read the third time in full.

Upon the passage of Senate Bill No. 382 the roll was called and the vote was:

Yeas—Mr. President; Senators Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Rose, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—29.

Nays—None.

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

Senate Bill No. 411:

A bill to be entitled An Act to amend Paragraph or Section 653.03 of Florida Statutes of 1941 in reference to limit of indebtedness that may be incurred by any bank or banking company incorporated under the Laws of the State of Florida so as to authorize such bank or banking company to borrow money in excess of its capital stock provided that such excess borrowed shall be secured by government bonds.

Was taken up in its order.

Senator Clarke moved that the rules be waived and Senate Bill No. 411 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 411 was read the second time by title only.

Senator Clarke moved that the rules be further waived and Senate Bill No. 411 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. 411 was read the third time in full.

Upon the passage of Senate Bill No. 411 the roll was called and the vote was:

Yeas—Mr. President; Senators Barringer, Beacham, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, Rose, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—29.

Nays—None.

So Senate Bill No. 411 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bills Nos. 365 and 460 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 463:

A bill to be entitled An Act providing for the nomination of Presidential Electors by the State Executive Committee of certain political parties and methods of placing such names on general election ballots.

Was taken up in its order.

Senator Franklin moved that the rules be waived and Senate Bill No. 463 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 463 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 463 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. 463 was read the third time in full. Upon the passage of Senate Bill No. 463 the roll was called and the vote was:

Yeas—Mr. President; Senators Barringer, Carroll, Clarke, Coleman, Collins, Franklin, Graham, King, Lewis, Mathews, McArthur, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—18.

Nays—Senators Beacham, Brewton, Cliett, Davis, Housholder, Johnson, Lindler, Maddox, Maines, Rose—10.

So Senate Bill No. 463 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 490 was taken up in its order and the consideration thereof was informally passed.

Senator Beacham moved that the Senate meet tomorrow afternoon, May 19, 1943, from 2:30 o'clock P. M., until 5:00 o'clock P. M., in addition to the regular morning session.

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 1:33 o'clock P. M., until 11:00 o'clock A. M., Wednesday, May 19, 1943.