

# JOURNAL OF THE SENATE

Thursday, April 8, 1943

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Wednesday, April 7, 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, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, April 7, 1943, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

Sir:

Your Committee on Miscellaneous Legislation, to whom was referred—

House Bill No. 2:

A bill to be entitled An Act to amend Sections 550.04 and 550.08 of Chapter 550 of Florida Statutes, 1941, providing for the operation of dog tracks located in each County for a period not to exceed ninety days; and authorizing dog racing to be conducted from the fifteenth day of November of each year to and including the thirty-first day of May of each year, and designating race season.

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

Very respectfully,

G. C. PERDUE,

Chairman of Committee.

And House Bill No. 2, contained in the above report, was placed on the Calendar of Bills on second reading.

## INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senators McArthur and Collins—

Senate Concurrent Resolution No. 3:

PROVIDING FOR THE APPOINTMENT OF A SPECIAL JOINT COMMITTEE TO CONSIDER, STUDY AND APPROVE PROPOSED LEGISLATION ON STATUTORY REVISION, ANNOTATIONS OF THE FLORIDA STATUTES, AND OTHER RELATED MATTERS.

WHEREAS, the Legislature of the State of Florida provided for the complete revision and compilation of the General Statutes of Florida as Florida Statutes, 1941, and adopted a program calling for the continuous revision and supplementing of said Florida Statutes 1941, and

WHEREAS the Legislature of the State of Florida authorized and directed the Attorney General to prepare and compile annotations to Florida Statutes and submit the same to the 1943 session of the Legislature for approval, and such annotations have been so prepared, and

WHEREAS, there are various other matters relating to the revision, compilation and consolidation of the Statutes and Laws of this State which should be considered by a special committee appointed for that purpose, Now, Therefore,

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

That a special joint committee composed of four members of the Senate and four members of the House of Representa-

tives of this Legislature, be appointed by the President of the Senate and the Speaker of the House of Representatives to consider, study and approve all bills, resolutions and other matters and things relating to statutory revision, annotations to Florida Statutes and other kindred subjects, all of which shall be referred to such joint committee.

That said joint committee shall confer with the Attorney General of the State of Florida and the Legislative Advisory Committee on statutory revision provided by Section 7, Chapter 20719, Acts of 1941, on all such matters relating to statutory revision.

Which was read the first time in full.

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

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 3 was read the second time in full.

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

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

## INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Maines—

Senate Bill No. 2:

A bill to be entitled An Act to amend Section 28.18, of the Florida Statutes, 1941, relating to recording discharges of veterans.

Which was read the first time by title only and referred to the Committee on Military Affairs and Civilian Defense.

By Senator Cliett—

Senate Bill No. 3:

A bill to be entitled An Act for the relief of Perry Raines and L. L. Raines.

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

By Senator Cliett—

Senate Bill No. 4:

A bill to be entitled An Act authorizing Board of County Commissioners in all counties in the State of Florida having populations of not less than ten thousand, one hundred twenty-five (10,125), and not more than ten thousand, five hundred (10,500), according to the last Federal Census to transfer and use for county purposes, all moneys paid to, or received by said Boards of County Commissioners, or said counties, as proceeds of special earmarked tax levies made for the payment of bonds, and/or interest coupons, and/or any judgment entered thereon, where such bonds, and/or interest coupons, or any judgment thereon have been exchanged for refunding bonds issued to refund such bonds, coupons, or judgments, or the issue of bonds of which said bonds, coupons, or judgments are a part, or otherwise accruing to the said Board of County Commissioners, or counties as the result of any tax levies, where the proceeds of such levies cannot be applied to the original purposes for which the same was levied and to empower said Boards of County Commissioners to transfer said funds into any fund, or account of said board, and/or county, and use and expend the same for county purposes.

Which was read the first time by title only.

Senator Cliett moved that the rules be waived and Senate Bill No. 4 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 4 was read the second time by title only.

Senator Cliett moved that the rules be further waived and Senate Bill No. 4 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. 4 was read the third time in full.

Upon the passage of Senate Bill No. 4 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, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 4 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Cliett—

Senate Bill No. 5:

A bill to be entitled An Act to establish at or near Avon Park, Florida, a unit of the Florida State Hospital for the care, treatment, etc. of insane persons, and for the construction of the necessary buildings, equipment, etc., of such unit, and to provide for the management of such institution.

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

By Senator Cliett—

Senate Bill No. 6:

A bill to be entitled An Act providing for the members of the Board of Public Instruction in all counties of the State of Florida having a population of not more than ten thousand, five hundred (10,500) and not less than ten thousand, one hundred twenty-five (10,125), according to the preceding Federal census.

Which was read the first time by title only.

Senator Cliett moved that the rules be waived and Senate Bill No. 6 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 6 was read the second time by title only.

Senator Cliett moved that the rules be further waived and Senate Bill No. 6 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. 6 was read the third time in full.

Upon the passage of Senate Bill No. 6 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, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 6 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Sheldon—

Senate Bill No. 7:

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

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

By Senator Sheldon—

Senate Bill No. 8:

A bill to be entitled An Act to amend Chapter 20890, Laws of Florida 1941, same being: "An Act providing for payments to the General Revenue Fund from certain State funds; providing periods of payment, accounting for such payments and disbursements therefrom; providing in reference to Federal and other funds not subject to the provisions of this Act; authorizing the Comptroller and the State Treasurer to make rules and regulations, subject to the approval of the Budget Commission, for the administration of this Act."

Which was read the first time by title only and referred to the Committees on Judiciary "C" and Finance and Taxation, jointly.

By the Committee on Finance and Taxation—

Senate Bill No. 9:

A bill to be entitled An Act imposing an additional tax upon gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes, and the apportionment thereof to the general revenue fund of the state, and to the County School Fund; providing that the gasoline inspection laws of the State of Florida shall apply to this Act; prohibiting the levy and collection by municipalities and other political subdivisions of gasoline taxes; providing for the enforcement of this Act, and penalties for violation hereof and providing that this Act is an emergency revenue measure and shall be of no force and effect from and after July 1, 1945.

Which was read the first time by title only.

Senator Collins moved that the rules be waived and Senate Bill No. 9 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 9 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No. 9 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. 9 was read the third time in full.

Upon the passage of Senate Bill No. 9 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, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 9 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By the Committee on Insurance—

Senate Bill No. 10:

A bill to be entitled An Act relating to the operation and licensing of mutual insurance companies, other than life, and to the licensing of agents who represent such companies; requiring all policies of such companies to be issued through and countersigned by resident agents and providing for the basis of compensation of such agents.

Which was read the first time by title only.

Senator Shands moved that the rules be waived and Senate Bill No. 10 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 10 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 10 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. 10 was read the third time in full.

Upon the passage of Senate Bill No. 10 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer,

Beacham, Brewton, Carroll, Clarke, Clett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 10 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By the Committee on Insurance—

Senate Bill No. 11:

A bill to be entitled An Act requiring that when, by the laws of any other State, any tax, fine, penalty, license fee, deposit of money, or of security or other obligation or prohibition, is imposed upon resident insurance agents of Florida, doing business in such other State, then, so long as such laws continue in force, the same requirements, obligations and prohibitions, of whatever kind, shall be imposed upon every insurance agent of such other State doing business in Florida, and providing for the administration and enforcement of this Act and penalties for violation hereof.

Which was read the first time by title only.

Senator Shands moved that the rules be waived and Senate Bill No. 11 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 11 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 11 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. 11 was read the third time in full.

Upon the passage of Senate Bill No. 11 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 11 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Lewis:

Senate Bill No. 12:

A bill to be entitled An Act permitting certain persons, who have heretofore or may hereafter pay or cause to be paid certain fees or amounts into the proper account or fund, to elect to come under the provisions of statutes and laws providing for the retirement of State officers and employees, upon the performance of certain conditions and things by such persons.

Which was read the first time by title only.

Senator Lewis moved that the rules be waived and Senate Bill No. 12 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 12 was read the second time by title only.

Senator Lewis moved that the rules be further waived and Senate Bill No. 12 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. 12 was read the third time in full.

Upon the passage of Senate Bill No. 12 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 12 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Collins—

Senate Bill No. 13:

A bill to be entitled An Act to amend Section 347.08 of the "Florida Statutes, 1941," authorizing the State Railroad Commission to regulate the operation of and fix tolls for certain toll bridges, toll roads and causeways in the State of Florida.

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

By Senator Sheldon—

Senate Bill No. 14:

A bill to be entitled An Act amending Chapter 18285, Section 10, Laws of Florida, 1937, entitled: "An Act creating a State Welfare Board and District Welfare Boards and providing for their appointment, qualifications, powers and duties; providing that said State Board shall be the agent for the United States, State, county and municipal governments in the administration of funds for the relief of unfortunates; and authorizing the said boards to act as agent for the United States, State, county and municipal governments in the administration of any funds for investigations, social welfare work, or any work incident to the public welfare of the United States, State, county and municipal governments; authorizing the State Welfare Board to promulgate rules and regulations necessary to carry out the intent and purposes of this Act; providing for the supervision of State and local institutions for destitute or dependent children and providing for the disposition, care, protection, support and maintenance of dependent children; authorizing the State Welfare Board to establish minimum standards of care for all local public and private institutions or agencies; creating the Office of State Welfare Commissioner and providing for his appointment, providing that this Act shall not affect the enforcement of Chapter 9274 Acts of 1923, of Chapter 11834, and 13384, Acts of 1927, of Chapter 13620, Acts of 1929, and Acts amendatory thereof; repealing all other laws or parts of laws in conflict herewith; and making appropriations to carry out the purposes of said Act; and fixing the qualifications of persons entitled to monetary benefits or assistance under this Act."

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

By Senator Sheldon—

Senate Bill No. 15:

A bill to be entitled An Act amending Chapter 18285, Section 17, Laws of Florida, 1937, entitled, "An Act creating a State Welfare Board and District Welfare Boards and providing for their appointment, qualifications, powers and duties; providing that said State Board shall be the agent for the United States, State, county and municipal governments in the administration of funds for the relief of unfortunates; and authorizing the said boards to act as agent for the United States, State, county and municipal governments in the administration of any funds for investigations, social welfare work, or any other work incident to the public welfare of the United States, State, county and municipal governments authorizing the State Welfare Board to promulgate rules and regulations necessary to carry out the intent and purposes of this Act; providing for the supervision of State and local institutions for destitute or dependent children and providing for the disposition, care, protection, support and maintenance of dependent children; authorizing the State Welfare Board to establish minimum standards of care for all local public and private institutions or agencies; creating the Office of State Welfare Commissioner and providing for his appointment, providing that this Act shall not affect the enforcement of Chapter 9274, Acts of 1923, of Chapter 11834, and 13384, Acts of 1927, of Chapter 13620, Acts of 1929 and Acts amendatory thereof; repealing all other laws or parts of laws in conflict herewith; and making appropriations to carry out the purposes of said Act; and fixing the qualifications of persons entitled to monetary benefits or assistance under this Act."

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

By Senator Clarke—

Senate Bill No. 16:

A bill to be entitled An Act to amend Section 653.18 Florida Statutes, 1941, as amended by Section 1, Chapter 20939

Acts of 1941, relating to a limitation on loans to officers, directors, employees and others, made by State banks and trust companies.

Which was read the first time by title only and referred to the Committee on Banking and Building and Loans.

By Senator Clarke—

Senate Bill No. 17:

A bill to be entitled An Act granting all banks, trust companies, Morris Plan banks and building and loan associations now or hereafter chartered under the laws of the State of Florida the same immunity from State and local taxation that National Banking Associations have under the statutes of the United States.

Which was read the first time by title only and referred to the Committees on Finance and Taxation and Banking and Building and Loans, jointly.

By Senator Clarke—

Senate Bill No. 18:

A bill to be entitled An Act to provide for the recovery by garnishees of costs and expenses, including attorneys' fees, in all actions wherein writs of garnishment are issued.

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

By Senator Clarke—

Senate Bill No. 19:

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

Which was read the first time by title only and referred to the Committee on Banking and Building and Loans.

By Senator Sturgis—

Senate Bill No. 20:

A bill to be entitled An Act repealing Chapter 18129 from the Laws of Florida, Acts of 1937 relating to re-registration and the registration of voters for primary and general elections in counties of the State of Florida having a population of not less than thirty thousand seven hundred and not more than thirty thousand eight hundred inhabitants according to the 1935 State census.

Which was read the first time by title only.

Senator Sturgis moved that the rules be waived and Senate Bill No. 20 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 20 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and Senate Bill No. 20 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. 20 was read the third time in full.

Upon the passage of Senate Bill No. 20 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, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 20 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Sturgis—

Senate Bill No. 21:

A bill to be entitled An Act to provide for re-registration of all voters for primary and general elections to be held in the year A. D. 1946 and every six years thereafter in counties of the State of Florida having a population of not less than thirty-one thousand and not more than thirty-one thousand four hundred inhabitants according to the 1940 Federal Census fixing the time when registration books in each of said counties shall be kept open for purpose of

such re-registration and prescribing the duties and compensation of registration officers in connection therewith.

Which was read the first time by title only.

Senator Sturgis moved that the rules be waived and Senate Bill No. 21 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 21 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and Senate Bill No. 21 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. 21 was read the third time in full.

Upon the passage of Senate Bill No. 21 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, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 21 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Cliett—

Senate Bill No. 22:

A bill to be entitled An Act to amend Section 1 of Chapter 19338, Acts of the Legislature of the State of Florida 1939 Session, the same being entitled, "An Act fixing the compensation of members of the County Board of Public Instruction and Boards of County Commissioners in counties having a population between nine thousand, nine hundred (9,900) and ten thousand, nine hundred (10,900) persons, according to the last State or Federal census"; and to fix the salary of members of the Board of County Commissioners of certain counties falling within the population limits fixed by the said Act.

Which was read the first time by title only.

Senator Cliett moved that the rules be waived and Senate Bill No. 22 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 22 was read the second time by title only.

Senator Cliett moved that the rules be further waived and Senate Bill No. 22 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. 22 was read the third time in full.

Upon the passage of Senate Bill No. 22 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, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

Nays—None.

So Senate Bill No. 22 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Shuler—

Senate Bill No. 23:

A bill to be entitled An Act to ratify, confirm, validate and legalize all acts and proceedings of Franklin County, Florida, its County Commissioners, officers and agents relative to the purchase of land for the construction of a Federal Gunnery School and air field, within Franklin County, Florida, and the issuance of \$12,000.00 of promissory notes therefor dated April 15, 1942, authorizing the same; and ratifying, confirming, validating and legalizing said proceedings.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 23 when it was introduced in the Senate:

THE APALACHICOLA TIMES

(Published Weekly)

Apalachicola, Franklin County, Florida

STATE OF FLORIDA, )  
COUNTY OF FRANKLIN. )

Before the undersigned authority personally appeared Fred B. Fitzgerald, who on oath says that he is publisher of the Apalachicola Times, a weekly newspaper published at Apalachicola in Franklin County, Florida; that the attached copy of advertisement, being a notice in the matter of passing special bill to purchase lands for Gunnery School, was published in said newspaper in the issues of February 19, 26, March 5, 12, 19, 1943.

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

FRED B. FITZGERALD,

Sworn to and subscribed before me this 26th day of March, A. D. 1943.

JAY A. SHULER,  
Notary Public.

(SEAL)

Notary Public, State of Florida at Large.  
My commission expires March 4, 1945.  
Bonded by American Surety Co. of N. Y.

NOTICE

Notice is hereby given that Jay A. Shuler, of Apalachicola, Florida, will introduce and attempt to pass during the 1943 Session of the Florida Legislature the following Special Bill or Law, to-wit:

An Act to ratify, confirm, validate and legalize all acts and proceedings of Franklin County, Florida, its County Commissioners, officers and agents relative to the purchase of the land for the construction of a Federal Gunnery School and air field, within Franklin County, Florida, and the issuance of \$12,000.00 of promissory notes therefor, dated April 15, 1942, authorizing the same; and ratifying, confirming, validating and legalizing said proceedings. Feb. 19, 26; Mar. 5, 12, 19.

Senator Shuler moved that the rules be waived and Senate Bill No. 23 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 23 was read the second time by title only.

Senator Shuler moved that the rules be further waived and Senate Bill No. 23 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. 23 was read the third time in full. Upon the passage of Senate Bill No. 23 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 23 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Franklin—

Senate Bill No. 24:

A bill to be entitled An Act to provide for absentee voting of registered qualified electors of the State of Florida who are in the armed forces of the United States of America and absent from the State of Florida by reason thereof.

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

By Senator Franklin—

Senate Bill No. 25:

A bill to be entitled An Act to provide for absentee voting in municipal elections of registered qualified electors of the State of Florida who are in the armed forces of the United States of America and absent from the State of Florida by reason thereof.

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

Senator Maines moved that Senate Bill No. 2 be recalled from the Committee on Military Affairs and Civilian Defense and placed on the Calendar of Bills on second reading, without reference.

Which was agreed to and it was so ordered.

Senator Maines moved that the rules be waived and the Senate take up and consider Senate Bill No. 2, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 2:

A bill to be entitled An Act to amend Section 28.18 of the Florida Statutes, 1941, relating to recording discharges of veterans.

Was taken up.

Senator Maines moved that the rules be waived and Senate Bill No. 2 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 2 was read the second time by title only.

Senator Maines moved that the rules be further waived and Senate Bill No. 2 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. 2 was read the third time in full.

Pending roll call on Senate Bill No. 2, Senator Upchurch moved that the further consideration of Senate Bill No. 2 be informally passed.

Which was agreed to and it was so ordered.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida,  
April 8, 1943.

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

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

Senate Concurrent Resolution No. 2:

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING:

That the ladies of the American Legion Post located at Tallahassee, Florida, be and they are hereby granted the concession to operate, at a place in the lobby to be designated by the President of the Senate jointly with the Speaker of the House of Representatives, for the uses and purposes of their organization a cold drink stand and other concessions incidental thereto, upon the same terms and conditions and with the same limitations as the same was operated during the 1941 session of the Legislature, the authority hereby granted to take effect immediately and to continue for the entire length of the biennial session of 1943, as well as for any subsequent special session of the Legislature which may be called prior to the convening of the 1945 session of the Legislature.

Respectfully,  
WALTER P. FULLER,

Chief Clerk House of Representatives.

And Senate Concurrent Resolution No. 2, contained in the above message, was referred to the Committee on Enrolled Bills.

Senator Perdue moved that the rules be waived and the Senate take up and consider House Bill No. 2, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 2:

A bill to be entitled An Act to amend Sections 550.04, and

550.08 of Chapter 550 of Florida Statutes, 1941, providing for the operation of dog tracks located in each county for a period not to exceed ninety days; and authorizing dog racing to be conducted from the fifteenth day of November of each year to and including the thirty-first day of May of each year; and designating race season.

Was taken up.

Senator Perdue moved that the rules be waived and House Bill No. 2 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 2 was read the second time by title only.

Senator Perdue moved that the rules be further waived and House Bill No. 2 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. 2 was read the third time in full.

Upon the passage of House Bill No. 2 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, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Wilson—32.

Nays—Senator Upchurch—1.

So House Bill No. 2 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 the rules be waived and the Senate take up and consider Senate Bill No. 2, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 2:

A bill to be entitled An Act to amend Section 28.18 of the Florida Statutes, 1941, relating to recording discharges of veterans.

Was taken up, pending roll call.

By unanimous consent Senator Maines offered the following amendment to Senate Bill No. 2:

In Section 1, line 7, (typewritten bill) strike out the words: "Army or Navy" and insert in lieu thereof the following: "Army, Navy, Coast Guard or any other branch of the armed forces."

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

By unanimous consent Senator Rose offered the following amendment to Senate Bill No. 2:

In Section 1, line 13, (typewritten bill) strike out the words: "1.00" and insert in lieu thereof the following: "50c".

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 2, 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, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maines, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—31.

Nays—Senator Maddox—1.

So Senate Bill No. 2 passed as amended, and was referred to the Committee on Engrossed Bills.

Senator King 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 12:15 o'clock P. M.

The Senate emerged from Executive Session at 12:41 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, Cliett, Coleman, Collins, Davis, Franklin, Graham, Griner, Hinely, Housholder, Johnson, King, Lewis, Lindler, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—34.

A quorum present.

Senator Beacham moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:44 o'clock P. M., until 11:00 o'clock A. M., Friday, April 9, 1943.

#### EXECUTIVE SESSION ANNOUNCEMENTS

The Senate in Executive Session on April 8, 1943, advised and consented to the following appointments by the Governor:

Paul L. Archer, Pilot Commissioner for the Port of Key West, Monroe County, Florida, for a term expiring June 19, 1945.

Harry M. Baker, Pilot Commissioner for the Port of Key West, Monroe County, Florida, for a term expiring June 19, 1945.

Thomas Moore, Pilot Commissioner for the Port of Key West, Monroe County, Florida, for a term expiring June 19, 1945.

Edward H. Gato, III, Pilot Commissioner for the Port of Key West, Monroe County, Florida, for a term expiring June 19, 1945.

Warren Sawyer, Pilot Commissioner for the Port of Key West, Monroe County, Florida, for a term expiring June 19, 1945.

Sebren Jackson, Harbor Master for the Port of Apalachicola, Franklin County, Florida, for a term expiring June 10, 1943.

H. L. Mattair, Pilot Commissioner for the Port of Apalachicola, Franklin County, Florida, for a term expiring June 20, 1943.

G. H. Schoelles, Pilot Commissioner for the Port of Apalachicola, Franklin County, Florida, for a term expiring June 20, 1943.

W. H. Marks, Pilot Commissioner for the Port of Apalachicola, Franklin County, Florida, for a term expiring June 20, 1943.

C. T. Lanier, Pilot Commissioner for the Port of Apalachicola, Franklin County, Florida, for a term expiring June 20, 1943.

Alva Bragdon, Pilot Commissioner for the Port of Apalachicola, Franklin County, Florida, for a term expiring June 20, 1943.

Ernest E. Mason, Judge of the Court of Record of Escambia County, Florida, for a term expiring August 16, 1943.

The Senate in Executive Session on April 8, 1943, consented to the suspension and removal from office by the Governor of:

Samuel Rubin, Notary Public in and for the State of Florida.

Victor Mell, Notary Public in and for the State at Large, Dade County, Florida.