

JOURNAL OF THE SENATE

Thursday, April 29, 1943

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Wednesday, April 28, 1943.

The President in the Chair.

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

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

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, April 28, 1943, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

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

Senate Bill No. 281:

A bill to be entitled An Act to require the approval of the State Budget Commission for the payment or agreement to pay any expenses or costs, by any State Officer, or Board under any law heretofore enacted or hereafter enacted, whereby a tax is imposed and authority is given for the expenditure of any portion of the revenue derived from such tax in the enforcement and collection thereof.

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

Very respectfully,

LEROY ROLLINS,
Chairman of Committee.

And Senate Bill No. 281, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Labor and Industry, to whom was referred:

House Joint Resolution No. 13:

Proposing an amendment to Section 12 of the Declaration of Rights in the Constitution of the State of Florida, relating to double jeopardy, self-incrimination, due process of law, and the taking of private property without just compensation, by providing the right of citizens to work shall not be denied or abridged on account of membership or non-membership in any labor union, or labor organization.

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

Very respectfully,

RAYMOND SHELDON,
Chairman of Committee.

And House Joint Resolution No. 13, contained in the above report, was laid on the table pursuant to the ruling of the President.

Senator Housholder, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following bill and recommends that the same pass, with Committee amendments:

Senate Concurrent Resolution No. 6:

Proposing the appointment of a committee to investigate the damage caused by the high water in Levy County, Florida, in 1941 and 1942 and to make a report to the Legislature concerning the same.

Which amendment reads as follows:

In Section 3 line 9 (typewritten bill) strike out the words: and the actual and necessary expenses of the committee in

performing its duties, as herein outlined, shall be paid out of the General Revenue Fund upon requisition therefor by said members.

Very respectfully,

E. F. HOUSHOLDER,
Chairman of Committee.

And Senate Concurrent Resolution No. 6, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on Second Reading.

Your Committee on Game and Fisheries, to whom was referred:

Senate Bill No. 261:

A bill to be entitled An Act limiting the license tax which may be required of a citizen for the privilege of noncommercial fishing with poles and lines in the county of his or her residence.

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

Very respectfully,

JOHN S. TAYLOR, Jr.,
Chairman of Committee.

And Senate Bill No. 261, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Bill No. 71:

A bill to be entitled An Act to provide that cities, towns and villages owning, maintaining or operating certain services or facilities may make provision for the establishment and collection of reasonable charges from the users of such services or facilities.

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

Very respectfully,

W. H. BREWTON,
Chairman of Committee.

And Senate Bill No. 71, contained in the above report, was referred to the Committee on Judiciary "A," under the joint reference.

Your Committee on Judiciary "A," to whom was referred:
Senate Bill No. 71:

A bill to be entitled An Act to provide that cities, towns and villages owning, maintaining or operating certain services or facilities may make provision for the establishment and collection of reasonable charges from the users of such services or facilities.

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

Very respectfully,

AMOS LEWIS,
Chairman of Committee.

And Senate Bill No. 71, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Bill No. 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 for the reason thereof.

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

Very Respectfully,

J. A. FRANKLIN,
Chairman of Committee.

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And Senate Bill No. 25, contained in the above report, was laid on the table.

Your Committee on Judiciary "A", to whom was referred: Senate Bill No. 82:

A bill to be entitled An Act making unlawful the sale, offer for sale or advertising for sale of cemetery lots or mausoleum space for speculative or financial investment purposes or the guarantee, promise, representation, or inducement to purchaser of financial profits; providing for penalties for the violation thereof and repealing all laws in conflict herewith.

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

Very Respectfully,

AMOS LEWIS,
Chairman of Committee.

And Senate Bill No. 82, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "A", to whom was referred: Senate Bill No. 185:

A bill to be entitled An Act to authorize and provide for the appointment, within and under the purview of Chapter 20519, Laws of Florida, Acts of 1941, the Parole and Probation Act, of one or more parole and probation supervisors in each judicial circuit of the State of Florida; providing the duties and compensation of such supervisors; and making an appropriation for carrying into effect the provisions of this Act.

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

Very Respectfully,

AMOS LEWIS,
Chairman of Committee.

And Senate Bill No. 185, contained in the above report, was laid on the table.

Your Committee on Judiciary "A", to whom was referred: 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 had the same under consideration, and recommend that the same pass.

Very Respectfully,

AMOS LEWIS,
Chairman of Committee.

And Senate Bill No. 275, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Judiciary "A", to whom was referred: Senate Bill No. 192:

A bill to be entitled An Act to provide for the investigation of crime by the Sheriff upon the direction of the State Attorney, County Solicitor, or other prosecuting officer; providing fees of Sheriff for such investigation; and repealing all laws in conflict therewith.

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

Very respectfully,

AMOS LEWIS,
Chairman of Committee.

And Senate Bill No. 192, contained in the above report, was laid on the table.

Your Committee on Judiciary "A", to whom was referred: Senate Bill No. 187:

A bill to be entitled An Act relating to common law marriages, declaring such marriages invalid unless and until a certificate thereof shall be filed in the office of the County Judge of the county where such marriages are entered into, prescribing a form of such certificate and the legal effect thereof, and to provide for the filing and recordation of such certificate by the County Judge in the records of his office and to fix his fees and charges therefor.

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

Very respectfully,
AMOS LEWIS,

Chairman of Committee.

And Senate Bill No. 187, contained in the above report, was laid on the table.

Your Committee on Judiciary "A", to whom was referred: Senate Bill No. 188:

A bill to be entitled An Act relating to certain personal contracts providing that no contract, promise or agreement to make a will, not to make a will, to make a codicil to a will, not to make a codicil to a will, to revoke or alter a will or codicil already made, not to revoke or alter a will or codicil already made, to leave money or property at death by will or otherwise in a particular manner or to a particular person, or not to leave money or property at death by will or otherwise in a particular manner or to a particular person, shall be valid and binding upon a person or his estate, and prohibiting the bringing of any action thereof, unless such contract, promise or agreement, or some memorandum thereof in writing be signed by the party to be charged thereof or by some other person by him thereunto lawfully authorized.

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

Very respectfully,
AMOS LEWIS,

Chairman of Committee.

And Senate Bill No. 188, contained in the above report, was laid on the table.

Senator Carroll moved that House Joint Resolution No. 13, reported unfavorably by the Committee on Labor and Industry, be placed on the Calendar.

Which was agreed to and it was so ordered.

Senator Carroll moved that the rules be waived and the Senate take up and consider House Joint Resolution No. 13, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Joint Resolution No. 13:

A Joint Resolution proposing an amendment to Section 12 of the Declaration of Rights in the Constitution of the State of Florida, relating to double jeopardy, self-incrimination, due process of law, and the taking of private property without just compensation, by providing the right of citizens to work shall not be denied or abridged on account of membership or non-membership in any labor union, or labor organization.

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

That the following amendment to the Constitution of the State of Florida, Section 12 of the Declaration of Rights of said Constitution, be and the same is hereby agreed to, and the same shall be submitted to the qualified electors of the State of Florida for ratification or rejection at the next ensuing General Election, that is to say, that Section 12 of the Declaration of Rights of the Constitution of the State of Florida, be amended so as to read as follows:

"Section 12. No person shall be subject to be twice put in jeopardy for the same offense, nor compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property without due process of law; nor shall private property be taken without just compensation. The right of citizens to work shall not be denied or abridged on account of membership or non-membership in any labor union, or labor organization."

Was taken up and read the second time in full.

Senator Upchurch offered the following amendment to House Joint Resolution No. 13:

In Section 12, line 7, strike out the word "citizens" and insert the following: "persons".

Senator Sheldon moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Upchurch also offered the following amendment to House Joint Resolution No. 13:

In Title, line 7 (printed bill), strike out the word "citizens" and insert the following: "persons".

Which was agreed to and the amendment was adopted.

Senator Upchurch moved the adoption of the amendment.

Senators Sturgis, Beacham and Upchurch offered the following amendment to House Joint Resolution No. 13:

Strike out the period at the end of the Title, then add a semi-colon and insert the following: "and providing that the right of employees to collectively bargain shall be preserved."

Senator Upchurch moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Sturgis, Beacham and Upchurch also offered the following amendment to House Joint Resolution No. 13:

Strike out the period at the end of Section 12, then add a semi-colon and add the following: "provided, that this clause shall not be construed to deny or abridge the right of employees by and through a labor organization or labor union to bargain collectively with their employer."

Senator Upchurch moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Carroll moved that the rules be further waived and House Joint Resolution No. 13, 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 Joint Resolution No. 13, as amended, which reads as follows, was read the third time in full:

House Joint Resolution No. 13:

Proposing an amendment to Section 12 of the Declaration of Rights in the Constitution of the State of Florida, relating to double jeopardy, self-incrimination, due process of law, and the taking of private property without just compensation, by providing the right of persons to work shall not be denied or abridged on account of membership or non-membership in any labor union, or labor organization; and providing that the right of employees to collectively bargain shall be preserved.

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

That the following amendment to the Constitution of the State of Florida, Section 12 of the Declaration of Rights of said Constitution be and the same is hereby agreed to, and the same shall be submitted to the qualified electors of the State of Florida for ratification or rejection at the next ensuing General Election, that is to say, that Section 12 of the Declaration of Rights of the Constitution of the State of Florida, be amended so as to read as follows:

"Section 12. No person shall be subject to be twice put in jeopardy for the same offense, nor compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property without due process of law; nor shall private property be taken without just compensation. The right of persons to work shall not be denied or abridged on account of membership or non-membership in any labor union, or labor organization; provided, that this clause shall not be construed to deny or abridge the right of employees by and through a labor organization or labor union to bargain collectively with their employer.

Following the Third Reading in full of House Joint Resolution No. 13, as amended, and pending roll call on the passage thereof, Senator Franklin moved that the rules be waived and the hour of adjournment be extended until such time as the roll is called on the passage of House Joint Resolution No. 13, as amended.

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

Upon the passage of House Joint Resolution No. 13, as amended, the roll was called and the vote was:

Yeas—Senators Baker, Barringer, Carroll, Clarke, Coleman, Collins, Davis, Franklin, Graham, Griner, King, Lewis, Lindler, Maines, Mathews, McArthur, McKenzie, Rose, Shands, Sturgis, Taylor, Upchurch, Wilson—23.

Nays—Mr. President; Senators Adams, Black, Brewton, Clett, Housholder, Johnson, Maddox, Perdue, Sheldon, Shuler—11.

So House Joint Resolution No. 13 passed, as amended, by the required Constitutional three-fifths vote of all members elected to the Senate for the 1943 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

The following pair was announced:

I am paired with Senator Hinely on the passage of House Joint Resolution No. 13. If he were here he would vote "Aye" and I would vote "Nay."

JNO. R. BEACHAM.

Senator Upchurch moved that when the Senate adjourns it adjourn to reconvene at 3:00 o'clock P. M., this day.

Which was agreed to and it was so ordered.

Senator Taylor moved that a committee be appointed to escort Lieutenant Sam W. Harris, United States Marine Corps, of St. Petersburg, Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Taylor, Upchurch and Mathews as the committee.

Senator Taylor moved that a committee be appointed to escort Major William M. Myers, United States Army, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Taylor, Lewis and Mathews as the committee.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator King—

Senate Bill No. 310:

A bill to be entitled An Act to provide how persons who have registered or who may hereafter register under the provisions of Chapter 20797, Laws of Florida of 1941, may register change of party affiliation.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 310 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator King moved that the rules be waived and Senate Bill No. 310 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 310 was read the second time by title only:

Senator King moved that the rules be further waived and Senate Bill No. 310 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. 310 was read the third time in full.

Upon the passage of Senate Bill No. 310 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 310 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baker—

Senate Bill No. 311:

A bill to be entitled An Act for the relief of Pearl L. Cullen, individually and as tax collector of Lake County, Florida.

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

By Senator Sheldon—

Senate Bill No. 312:

A bill to be entitled An Act providing that the real and personal property of public utilities owned, operated or controlled by any municipality in the State of Florida situated, lying and being in a county other than the county in which such municipality is located, shall be subject to ad valorem taxes in such county.

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

By Senator Sheldon—

Senate Bill No. 313:

A bill to be entitled An Act authorizing and requiring the City of Tampa to pay a pension to Ruy H. Cason.

Which was read the first time by title only.

Proof of Publication of Notice was attached to Senate Bill No. 313 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Sheldon moved that the rules be waived and Senate Bill No. 313 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 313 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 313 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. 313 was read the third time in full.

Upon the passage of Senate Bill No. 313 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 313 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Shands—

Senate Joint Resolution No. 314:

A JOINT RESOLUTION PROPOSING TO AMEND SECTION 5, ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF FLORIDA RELATING TO COUNTY COMMISSIONERS.

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

That Section 5, of Article VIII of the Constitution of the State of Florida, relating to County Commissioners be and the same is hereby amended, and as amended is agreed to and shall be submitted to the electors of the State of Florida at the general election of Representatives to be held in 1944 for approval or rejection. That Section 5, of Article VIII, as amended, shall read as follows:

"Section 5. There shall be one County Commissioner in each of the five County Commissioner's districts in each county, which districts shall be numbered one to five inclusive, and shall be as nearly as possible equal in proportion to population. The Board of County Commissioners in the respective counties shall from time to time fix the boundaries of such districts. Said County Commissioners shall be elected by the qualified electors of said county at the time and place of voting for other county officers, and shall hold office for four years. Provided: that the County Commissioner elected from the even numbered districts in 1944 shall serve for two years, those elected in 1944 from the odd numbered districts shall serve for four years, and thereafter the terms shall be for four years."

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Sheldon:

Senate Bill No. 315:

A bill to be entitled An Act to amend Section 1, of Chapter 20998, Laws of Florida, 1941, the same being An Act providing for the employment of two stenographers for the County Solicitor for the Criminal Court of Record, and to provide for the purchase of supplies and payment of rent and other expenses for such County Solicitor, and fixing the compensation of such stenographers in counties of the State of Florida having a population of not less than 125,000 and not more than 200,000 according to the last preceding Federal census; and repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 315 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 315 was read the second time by title only.

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

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

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

Nays—None.

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

By Senators Beacham and Baker—

Senate Joint Resolution No. 316:

A JOINT RESOLUTION PROPOSING THE AMENDMENT OF SECTION 1 OF ARTICLE IX OF THE CONSTITUTION OF FLORIDA RELATING TO TAXATION.

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

That the following amendment to Section 1 of Article IX of the Constitution of Florida relating to taxation 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 next General Election to be held in 1944, as follows:

Section 1. The Legislature shall provide for a uniform and equal rate of taxation, except that it may provide for special rate or rates on intangible property, but such special rate or rates shall not exceed one (1) mill on the dollar of the assessed valuation of such intangible property, which special rate or rates, or the taxes collected therefrom, may be apportioned by the Legislature, and shall be exclusive of all other State, County, District and municipal taxes; and shall prescribe such regulations as shall secure a just valuation of all property, both real and personal, excepting such property as may be exempted by law for municipal, education, literary, scientific, religious or charitable purposes.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Shuler—

Senate Bill No. 317:

A bill to be entitled An Act to amend Section 373.09, Florida Statutes, 1941, relating to searches and seizures by the Board of Conservation and its Supervisor of Conservation and Agents, and to the interference with the exercise of such powers by any person.

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

By Senator Cliett—

Senate Bill No. 318:

A bill to be entitled An Act fixing the salaries of Members of Boards of County Commissioners of the State of Florida in Counties 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 last Federal census.

Which was read the first time by title only.

Senator Cliett moved that the rules be waived and Senate Bill No. 318 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 318 was read the second time by title only.

Senator Cliett moved that the rules be further waived and Senate Bill No. 318 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. 318 was read the third time in full.

Upon the passage of Senate Bill No. 318 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 318 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cliett—
Senate Bill No. 319:

A bill to be entitled An Act to provide for the compensation of 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 last preceding Federal census.

Which was read the first time by title only.

Senator Cliett moved that the rules be waived and Senate Bill No. 319 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 319 was read the second time by title only.

Senator Cliett moved that the rules be further waived and Senate Bill No. 319 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. 319 was read the third time in full.

Upon the passage of Senate Bill No. 319 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 319 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Perdue—
Senate Bill No. 320:

A bill to be entitled An Act making it unlawful for any person driving a truck or other vehicle not for hire to transport and unload into the State of Florida any person commonly known as a hitch-hiker, and to provide the penalty for the violation of this Act.

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

By Senator Upchurch—
Senate Resolution No. 3:

CONGRATULATING SENATOR HENRY S. MCKENZIE OF THE 26TH DISTRICT.

WHEREAS, when Senator Henry S. McKenzie of the 26th District completes the term for which he was last elected he will have served sixteen (16) sessions and had a longer career of legislative service than any other person in the history of Florida, and

WHEREAS, during this long and honorable career Senator McKenzie has not only proved himself worthy of the trust his people have reposed in him, but shown himself to be a man of outstanding ability, and

WHEREAS, it is fitting that the recognition Senator McKenzie has received should be noted by his colleagues and held up to the people of Florida as a worthy example of the appreciation of fine public service, and

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

That Senator Henry S. McKenzie be congratulated on his long, able and distinguished career, and

BE IT FURTHER RESOLVED:

That the people of Senator McKenzie's district be congratulated for their recognition of ability and fine public service.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was unanimously agreed to and Senate Resolution No. 3 was adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida,
April 28, 1943

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

I am directed by the House of Representatives to inform the Senate that the Speaker of the House of Representatives has appointed Messrs. Papy, Leedy and Collins as a Conference Committee on the part of the House to confer with a like committee on the part of the Senate to adjust the differences existing between the Senate and the House of Representatives on Senate Amendments to:

By Committee on Finance and Taxation—
House Bill No. 108:

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

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

Senator Collins moved that the President appoint a committee on the part of the Senate to confer with the committee appointed by the Speaker of the House of Representatives to adjust the differences between the two Houses on Senate Amendments to House Bill No. 108.

Which was agreed to.

And the President appointed Senators Collins, Griner and Baker as the committee on the part of the Senate.

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

Tallahassee, Florida,
April 28, 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 two-thirds vote of all members of the House of Representatives present, the Governor's objections to the contrary notwithstanding:

By Messrs. Gray and Bailey of Bay—
House Bill No. 40 (1941 Session):

A bill 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.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Bill No. 40 (1941 Session), contained in the above Message, was read 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,
April 28, 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 granted

the request of the Senate and returns herewith, for the purpose of further consideration—

Committee Substitute for 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, and causeways in the State of Florida.

By Senator King—
Senate Bill No. 70:

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

Respectfully,
WALTER P. FULLER,
Chief Clerk House of Representatives.

And Committee Substitute for Senate Bill No. 13, contained in the above Message, was ordered placed on the Calendar.

Senator King moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 70 passed the Senate on April 26, 1943.

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which Senate Bill No. 70 passed the Senate on April 26, 1943.

By unanimous consent Senator King withdrew Senate Bill No. 70.

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

Tallahassee, Florida,
April 29, 1943.

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

Sir:

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

By Senator Mathews—
Senate Bill No. 242:

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

Respectfully,
WALTER P. FULLER,
Chief Clerk House of Representatives.

And Senate Bill No. 242, contained in the above Message, was referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida,
April 29, 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:

Committee Substitute for House Bill No. 6:

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.

And House Bill No. 6, contained in the above report, together with Committee Substitute thereto, was placed on the Calendar of Bills on Second Reading.

By Messrs. Wiseheart, Peters and Gautier of Dade—
House Bill No. 112:

A bill to be entitled An Act authorizing any county having a population of 250,000 or more inhabitants according to the latest Federal or State census to procure, construct, loan and furnish to the hospital for the insane of the State of Florida buildings, structures and land to be used for those committed to said hospital and making same a county purpose and pre-

scribing the duties of the Commissioners of State Institutions relative thereto.

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. 6, contained in the above Message, was read the first time by title only.

Senator Collins moved that the rules be waived and Committee Substitute for House Bill No. 6 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote.

And House Bill No. 112, contained in the above Message, was read the first time by title only and referred to the Committees on Judiciary "C" and Appropriations, jointly.

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

Tallahassee, Florida,
April 29, 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. Leedy of Orange—
House Memorial No. 9:

A Memorial to the Congress of the United States of America, petitioning the immediate passage of the Boren Bill now pending before Congress, known and designated as House Resolution 1502, amending the Securities and Exchange Act of 1934, and introduced by Congressman Lyle H. Boren of Oklahoma.

And respectfully requests the concurrence of the Senate therein.

Respectfully,
WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Memorial No. 9, contained in the above Message, was read the first time in full and referred to the Committee on Judiciary "B".

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

Tallahassee, Florida,
April 29, 1943.

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

Sir:

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

By Mr. Byrd of Duval—
House Concurrent Resolution No. 8:

A RESOLUTION TO ENCOURAGE RECORDATION OF MARRIAGES PERFORMED WITHIN THE STATE, AND TO DISCOURAGE COMMON LAW MARRIAGES.

WHEREAS, there is a great need in the State of Florida, and especially at this time, for a record of all marriages contracted and agreed upon and consummated within the State; and

WHEREAS, it is for the benefit of, and right and justice to, the children and heirs of parents who have not obtained a legal marriage license from the County Judge in the State, or who have failed to have record of marriage ceremony filed in the County Judge's Court, to have said marriage of record in the County Judge's Courts of this State; and

WHEREAS, the good morale of the marriage relation, and recorded marriages as observed by the majority of the people of this State urge that all marriages in this State be placed on record at the proper office and Court:

THEREFORE

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA, THE SENATE CONCURRING, that legal recording of marriages in this State be encouraged and that marriages known as common law marriages, that is, what is commonly known as the living

together of man and woman openly as husband and wife without marriage license and without ceremony be and is hereby discouraged, and that this Resolution be spread upon the minutes of this session, and that copies be furnished to the press with request thereto to publish this said Resolution in as many papers in the State as it is possible to do so in order to acquaint the people with this expression of the Florida Legislature.

And respectfully requests the concurrence of the Senate therein.

Respectfully,
WALTER P. FULLER,
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 8, contained in the above Message, was read the first time in full and referred to the Committee on Judiciary "B".

The hour of adjournment having arrived a point of order was called and the Senate recessed at 1:07 o'clock P. M., until 3:00 o'clock P. M., this day.

AFTERNOON SESSION

The Senate reconvened at 3:00 o'clock P. M., pursuant to recess order.

The President in the Chair.

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

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

A quorum present.

REPORTS OF COMMITTEES

Your Committee on County Organizations, 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 of 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 for recording transcripts of judgment in judgment lien record as required by Section 55.10 Florida Statutes 1941.

Senate Bill No. 107:

A bill to be entitled An Act to amend Section 5, of Chapter 17060, Laws of Florida, Acts 1935, Legislature, entitled "An Act regulating the allowance of the exemption of homesteads from taxation, and prescribing the duties of county and city officials with reference thereto," being Section 192.16, Florida Statutes, 1941, by providing for the execution and delivery of a receipt to each applicant for homestead exemption.

Senate Bill No. 214:

A bill to be entitled An Act authorizing the Governor of the State of Florida, upon the request of the Board of County Commissioners of any county in the State of Florida, to appoint and detail to service in such county one additional assistant state auditor for the purpose of continuously examining and auditing the offices, records and accounts of all the county officials, boards and other public institutions of said county, except municipalities; the county in such cases paying the compensation of such additional assistant state auditors so appointed and detailed, and authorizing the State Auditor to employ additional assistant state auditors so appointed.

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

Very Respectfully,
THOS. S. MADDOX,
Chairman of Committee.

And Senate Bills Nos. 64, 107, and 214, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Your Committee on County Organizations, to whom was referred:

House Bill No. 96:

A bill to be entitled An Act amending Section 10 of Chapter 12489, Laws of Florida, 1927, relating to the annexing of certain territory in the State of Florida to Putnam County by providing that the annexed territory shall become a part of any special tax school district in the county of annexation to which said annexed territory is contiguous.

House Bill No. 199:

A bill to be entitled An Act empowering the Boards of County Commissioners of the several counties to invest and reinvest surplus public funds; requiring all securities so purchased to be earmarked and placed in a safety deposit box in some bank or institution carrying adequate safety deposit box insurance; providing for methods of withdrawal of such securities; and authorizing said boards to sell the same and to pay proceeds of sale into the proper account or fund of said county; and defining such surplus funds.

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

Very Respectfully,
THOS. S. MADDOX,
Chairman of Committee.

And House Bills Nos. 96 and 199, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Your Committee on Public Health, to whom was referred:

Senate Bill No. 286:

A bill to be entitled "An Act requiring a health certificate to be obtained by any male or female person applying for a marriage license."

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

Very respectfully,
JOHN R. BEACHAM,
Chairman of Committee.

And Senate Bill No. 286, contained in the above report, was laid on the table.

Your Committee on Public Health, to whom was referred:

Senate Bill No. 218:

A bill to be entitled An Act to provide for the protection of hotels, apartment houses, tourist camps, motor courts, restaurants, rooming houses and trailer courts, and for the ejection therefrom of persons or guests who are intoxicated, or immoral, or profane, or lewd, or brawling, or quarrelsome or who shall indulge in language or conduct either such as to disturb the peace and comfort of other hotel, apartment house, tourist camp, motor court, restaurant, rooming house or trailer court guests or such as to be injurious to the reputation, dignity or standing of any hotel, apartment house, tourist camp, motor court, restaurant, rooming house or trailer court, or who, in the opinion of the management is a person whom it would be detrimental to such hotel, apartment house, tourist camp, motor court, restaurant, rooming house or trailer court for it any longer to entertain, and to provide for oral and written requests to depart from such hotel, apartment house, tourist camp, motor court, restaurant, rooming house or trailer court and to make it illegal and a misdemeanor for any such guest to remain on the hotel, apartment house, tourist camp, motor court, restaurant, rooming house or trailer court premises after being requested to depart and to provide rights and remedies in such cases.

And—

Senate Bill No. 263:

A bill to be entitled An Act to repeal Section 502.05, Florida Statutes, 1941, relating to the coloring of imitation butter and filled cheese, and to repeal Section 502.07, Florida Statutes 1941, relating to the serving of imitation butter and filled cheese by places where food or drink is sold, and displaying placards relative thereto.

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

Very respectfully,
JOHN R. BEACHAM,
Chairman of Committee.

And Senate Bill No. 218 and 263, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Your Committee on Public Health, to whom was referred:

Senate Bill No. 84:

A bill to be entitled An Act relating to hospitals that have

been or may be established under the provisions of Chapter 20905, Laws of Florida, Acts of 1941, and public county hospitals generally, providing for an appropriation therefor and the method of paying the same and the manner in which it shall be expended.

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

Very respectfully,

JOHN R. BEACHAM,
Chairman of Committee.

And Senate Bill No. 84, contained in the above report, was referred to the Committee on Appropriations, under the joint

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

House Bill No. 38:

A bill to be entitled An Act providing that Section 98.27 Florida Statutes, 1941, relating to publication of a certified list of qualified electors before any General Election shall be applicable to all counties of the State having a population of not less than 6,750 and not more than 100, according to the United States census of 1940.

Also—

House Bill No. 63:

An bill to be entitled An Act referring to corporations and the restoration of the corporate privileges and corporate entity of corporations dissolved by operation of law for failure to pay the Capital Stock Tax, and prescribing conditions for such restoration.

Also—

House Bill No. 277:

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

Also—

House Concurrent Resolution No. 7:

A Concurrent Resolution memorializing Colin Purdie Kelly, jr. 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 and Resolution 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 Committee on Enrolled Bills, to whom was referred:

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.

Also—

Senate Bill No. 30:

A bill to be entitled An Act for the Relief of Dale B. Brown, individually and as Clerk of the Circuit Court of Flagler County, Florida, and the sureties of his official bond.

Also—

Senate Bill No. 40:

A bill to be entitled An Act to provide for participation by the State of Florida, while cooperating in the practical war

effort, and thereafter in concerted action with other states, or independently, to preserve the constitutional integrity of the State governments, against Federal legislative encroachments upon the same.

Also—

Senate Bill No. 72:

A bill to be entitled An Act cancelling certain tax sale certificates owned and held by the State of Florida covering certain lands owned by the Town of Largo, a municipality of Pinellas County, Florida.

Also—

Senate Bill No. 96:

A bill to be entitled An Act providing for the payment of office expenses of the Judges of all Constitutional Courts of Record in the State of Florida, and of the Judge of the Court of Record of Escambia County, Florida.

Also—

Senate Bill No. 130:

A bill to be entitled An Act relating to newspapers and providing that any newspaper that on December 7, 1941, was qualified as such under Section 49.03, Florida Statutes, 1941, that has been forced to suspend publication on or after December 7, 1941, shall be fully reinstated provided that such newspaper resumes publication within six months after the present war with the Axis powers has been officially terminated, and provided further that any newspaper that was being published on December 7, 1941, that had not been published a sufficient length of time to come within the definition of Section 49.03, Florida Statutes, 1941, shall not because of such suspension lose that status that it occupied on said date provided that such newspaper resumes publication within the six months period above set forth.

Also—

Senate Bill No. 139:

A bill to be entitled An Act to amend Section 384.06, Florida Statutes, 1941, relating to reports of venereal disease cases to the State Board of Health by requiring subsequent reports concerning treatment and care.

Also—

Senate Bill No. 140:

A bill to be entitled An Act to amend Section 384.10, Florida Statutes of 1941, relating to reports of venereal disease cases to State Board of Health, by providing that such reports shall be used by State Board of Health in enforcing compulsory treatment laws.

Also—

Senate Bill No. 141:

A bill to be entitled An Act requiring all persons rejected or deferred for military service who are infected with venereal disease to report to venereal disease clinics operated by the State Board of Health and take treatment from private physician or at public expense, prescribing prima facie evidence of such infection, and providing penalties for violations of this Act.

Also—

Senate Bill No. 142:

A bill to be entitled An Act to amend Section 511.05, Florida Statutes, 1941, relating to revocation of license of hotels, apartment houses, rooming houses and restaurants, by adding as an additional ground for such revocation, any violation of the law against prostitution, lewdness or assignation.

Also—

Senate Bill No. 144:

A bill to be entitled An Act prohibiting compulsory prostitution, prescribing penalties for violations of this Act, and repealing all laws in conflict herewith.

Also—

Senate Bill No. 145:

A bill to be entitled An Act making it unlawful to live off the earnings of a prostitute, providing penalties for violations of this Act, and repealing all laws in conflict herewith.

Also—

Senate Bill No. 153:

A bill to be entitled An Act cancelling and discharging the 1942 county taxes assessed against the hereinafter described property, also to cancel the 1943 taxes against the hereinafter described property, and to provide in the event either have been paid for the repayment thereof by Escambia County, Florida, to the person having paid same, upon the following described property in the City of Pensacola, Escambia County, State of Florida, to-wit: Lots 17 to 24 both inclusive and in south 30 feet of lot 12, all in block 18 Belmont Tract, according to map of said city copyrighted by Thomas C. Watson in 1906.

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

Very respectfully,

S. A. HINELY,

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

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

House Bill No. 38:

A bill to be entitled An Act providing that Section 98.27 Florida Statutes, 1941, relating to publication of a certified list of qualified electors before any General Election shall be inapplicable to all counties of the State having a population of not less than 6,750 and not more than 7,000, according to the United States census of 1940.

Also—

House Bill No. 63:

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

Also—

House Bill No. 277:

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

Also—

House Concurrent Resolution No. 7:
Memorializing Colin Purdie Kelly, Jr.

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.

Senator Shands moved that Senate Bill No. 299 be referred to the Committee on Judiciary "B".

Which was agreed to and it was so ordered.

SENATE BILLS ON THIRD READING

Senate Bill No. 217:

A bill to be entitled An Act amending Section 10 of Chapter 20955, Laws of Florida, 1941, entitled, "An Act to amend Sections 1, 2, 3, 4, 5, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 20, 22 and 24, and to repeal Sections 7 and 8 of Chapter 6488, Laws of Florida, Acts of 1913, as amended by Chapter 6918, Laws of Florida, Acts of 1915, being An Act to regulate the employment of minor children in the State of Florida, and to provide penalties for the violations thereof; creating the Office of State Labor Inspector and defining the duties and compensation of such office."

Was taken up in its order and read the third time in full. Upon the passage of Senate Bill No. 217 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman,

Collins, Davis, Franklin, Griner, Housholder, Johnson, Lewis, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch. Wilson—32.

Nays—None.

So Senate Bill No. 217 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

SENATE BILLS ON SECOND READING

Senate Bill No. 216:

A bill to be entitled An Act to define the powers and duties of certain officers, to provide regulations to be observed and enforced in connection with the drilling, the use of and the disposition of deep wells in the State to the end that the general welfare of the State may be subserved and the natural resources of the State shall be developed and protected; and to provide for the promulgation and enforcement of such regulations and to provide penalties for the violation thereof.

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

Senator Sheldon moved that the rules be waived and Senate Bill No. 216 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. 216 was read the third time in full.

By unanimous consent Senator Franklin offered the following amendment to Senate Bill No. 216:

In Section 10, line 6 (typewritten bill) strike out the figure "\$1000.00" and insert in lieu thereof the following: "\$100.00".

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 216, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Beacham, Clarke, Cliett, Coleman, Collins, Davis, Griner, Housholder, King, Lindler, Maddox, Maines, Rose, Shands, Sheldon, Shuler—19.

Nays—Senators Baker, Black, Brewton, Carroll, Franklin, Graham, McArthur, McKenzie, Perdue, Sturgis, Taylor, Wilson—12.

So Senate Bill No. 216 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 228:

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

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

Senator Johnson moved that the rules be waived and Senate Bill No. 228 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. 228 was read the third time in full.

Upon the passage of Senate Bill No. 228 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Carroll, Clarke, Coleman, Collins, Davis, Franklin, Griner, Housholder, Johnson, King, Lindler, Maddox, Maines, Mathews, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch—30.

Nays—Senators Graham, Wilson—2.

So Senate Bill No. 228 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Shands moved that the rules be waived and House Joint Resolution No. 13 be immediately certified to the House of Representatives.

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 13 was immediately certified to the House of Representatives.

Senate Bill No. 229:

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

Was taken up in its order and read the second time in full. Senator Johnson moved that the rules be waived and Senate Bill No. 229 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. 229 was read the third time in full.

Upon the passage of Senate Bill No. 229 the roll was called and the vote was:

Yeas—Senators Adams, Baker, Barringer, Beacham, Black, Carroll, Cliett, Coleman, Davis, Griner, Housholder, Johnson, Lindler, Maddox, Maines, McKenzie, Sheldon, Shuler, Taylor, Wilson—20.

Nays—Mr. President; Senators Brewton, Franklin, Graham, McArthur, Perdue, Rose, Shands, Sturgis—9.

So Senate Bill No. 229 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 198:

A bill to be entitled An Act to repeal Sections 446.01 to 446.05, inclusive, Florida Statutes, 1941, the same being Chapter 446, Florida Statutes 1941 relating to apprentices.

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

Senator Baker moved that the rules be waived and Senate Bill No. 198 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. 198 was read the third time in full.

Upon the passage of Senate Bill No. 198 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 198 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bills Nos. 165 and 34 were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 207:

A bill to be entitled An Act to amend Section 3191, Revised General Statutes of Florida, 1920, the same being Section 4983; Compiled General Laws of Florida, 1927, the same being Section 65.04, Florida Statutes, 1941, relating to divorce and stating the grounds therefore.

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

Senator Johnson offered the following amendment to Senate Bill No. 207:

In Section 1 after line 11 insert the following: If it shall appear to the court that the adultery complained of was occasioned by collusion of the parties, and done with the intent to procure a divorce, or that both parties have been guilty of adultery, no divorce shall be decreed.

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johnson moved that the rules be waived and Senate Bill No. 207, 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. 207, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 207, as amended, the roll was called and the vote was:

Yeas—Senators Adams, Barringer, Beacham, Black, Carroll, Clarke, Cliett, Graham, Griner, Housholder, Johnson, Lindler, Maddox, Maines, McArthur, Sheldon, Shuler, Taylor, Wilson—19.

Nays—Mr. President; Senators Brewton, Coleman, Collins, Davis, Franklin, King, McKenzie, Perdue, Rose, Shands, Sturgis—12.

So Senate Bill No. 207, passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 234:

A bill to be entitled An Act providing that in every proceeding by a wife or a former wife, or by a child or children,

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

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

The Committee on Judiciary "C," offered the following amendment to Senate Bill No. 234:

In Section 1, line 4 (typewritten bill), insert after the words "or any other allowance," the following: "and in every proceeding by a husband for modification of any decree awarding alimony, suit money, support, attorney's fees, or any other allowance."

Senator Sheldon moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sheldon moved that the rules be waived and Senate Bill No. 234, 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. 234, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 234, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Cliett, Coleman, Collins, Franklin, Graham, Housholder, Johnson, King, Maddox, Maines, McArthur, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Wilson—29.

Nays—Senators Davis, Griner, Lindler—3.

So Senate Bill No. 234 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 91:

A bill to be entitled An Act to provide for the relief of the Palmer National Bank & Trust Company of Sarasota, Florida, by providing for the reimbursement to it of payments made by said bank to the Tax Collector of Sarasota County, Florida, under assessments levied for the years 1930 to 1940, both inclusive, upon the tangible personal property of said bank.

Was taken up in its order and read the second time in full and placed on the Calendar of Bills on Third Reading.

Senator Taylor moved that Senate Bill No. 48 be recalled from the Committee on Judiciary "A" and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

By unanimous consent Senator Taylor withdrew Senate Bill No. 48.

Senate Bills Nos. 174, 232, 116 and 161 were taken up in their order and consideration thereof was informally passed.

Senate Bill No. 211:

A bill to be entitled An Act amending Section 257.05 of Florida Statutes, 1941, relative to copies of reports of State Departments or other publications of the state furnished State Library Board.

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

Senator Davis moved that the rules be waived and Senate Bill No. 211 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. 211 was read the third time in full.

Upon the passage of Senate Bill No. 211 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 211 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 227:

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

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 227 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 227 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 227 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. 227 was read the third time in full.

Pending roll call on the passage of Senate Bill No. 227, Senator Sturgis moved that the further consideration thereof be informally passed.

Which was agreed to and it was so ordered.

Senate Bill No. 201:

A bill to be entitled An Act to confer certain powers upon the State Board of Control including the powers to purchase, lease, construct, better and equip buildings for, and to make other improvements to institutions under its jurisdiction, and for such purpose and upon certain conditions to borrow money and accept grants from any Federal agency, private agency, corporation or individual; to provide for the re-payment of such loans from the proceeds of the projects constructed with the money borrowed, and to provide for the issuance of revenue certificates for the re-payment of the money borrowed, and protecting the State of Florida against the incurring of indebtedness in such manner inconsistent with the Constitution of Florida and conferring upon said Board of Control and members thereof, the powers to carry out the provisions of this Act; and to provide for the repeal of all laws inconsistent herewith.

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

Senator Collins moved that the rules be waived and Senate Bill No. 201 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. 201 was read the third time in full.

Upon the passage of Senate Bill No. 201 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 201 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 243 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 162:

A bill to be entitled An Act to amend Section 375.20, Florida Statutes, 1941, relating to severance taxes on oysters and clams, and providing that an additional tax of three cents per barrel be imposed on clams.

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

Senator Franklin offered the following amendment to Senate Bill No. 162:

In Title, line 2 (typewritten bill), strike out the words: "and clams," and strike the word "clams" at the end of Title.

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Game and Fisheries offered the following amendment to Senate Bill No. 162:

In Section 1 (typewritten bill), strike out Paragraphs three and four (3) and (4), and insert in lieu thereof the following:

(3) An additional three cents per barrel on all oysters gathered for what is known as raw stock trade. All the pro-

ceeds of this additional tax shall be paid into a Special Fund of the Conservation Department of the State of Florida, and shall be spent and used solely for the purpose of improving and rehabilitating the public oyster reefs or bars within each county according to and in a proportional amount of such tax as paid or collected within that particular county.

(4) An additional three cents per barrel on all oysters gathered for what is known as can stock trade. All the proceeds of this additional tax shall be paid into a Special Fund of the Conservation Department of the State of Florida, and shall be spent and used solely for the purpose of improving and rehabilitating the public oyster reefs or bars within each county according to and in a proportional amount of such tax as paid or collected within that particular county.

Senator Shuler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shuler moved that the rules be waived and Senate Bill No. 162, 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. 162, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 162, as amended, the roll was called and the vote was:

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

Nays—Senator Perdue—1.

So Senate Bill No. 162 passed, as amended, and was referred to the Committee on Engrossed Bills.

HOUSE BILLS ON SECOND READING

House Bill No. 222 was taken up in its order and the consideration thereof was informally passed.

Senator Collins moved that the rules be waived and the Senate take up and consider Senate Bill No. 281, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 281:

A bill to be entitled An Act to require the approval of the State Budget Commission for the payment or agreement to pay any expenses or costs, by any State officer, or board under any law heretofore enacted or hereafter enacted, whereby a tax is imposed and authority is given for the expenditure of any portion of the revenue derived from such tax in the enforcement and collection thereof.

Was taken up and read the second time in full.

Senator Collins moved that the rules be further waived and Senate Bill No. 281 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 281 was read the third time in full.

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

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

Nays—None.

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

Senator Sturgis moved that the rules be waived and the Senate take up and consider Senate Bill 261, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 261:

A bill to be entitled An Act limiting the license tax which may be required of a citizen for the privilege of non-commercial fishing with poles and lines in the county of his or her residence

Was taken up and read the second time in full.

Senator Sturgis moved that the rules be further waived and Senate Bill No. 261 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. 261 was read the third time in full.

Upon the passage of Senate Bill No. 261 the roll was called and the vote was:

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

Nays—Senator Carroll—1.

So Senate Bill No. 261 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator McKenzie moved that the rules be waived and the Senate take up and consider House Bill No. 96, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 96:

A bill to be entitled An Act amending Section 10 of Chapter 12489, Laws of Florida, 1927, relating to the annexing of certain territory in the State of Florida to Putnam County by providing that the annexed territory shall become a part of any special tax school district in the county of annexation to which said annexed territory is contiguous.

Was taken up and read the second time in full.

Senator McKenzie moved that the rules be further waived and House Bill No. 96 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. 96 was read the third time in full.

Upon the passage of House Bill No. 96 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 96 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Graham moved that the rules be waived and the Senate take up and consider House Bill No. 199, out of its order, at this time.

Which was agreed to by a two-thirds vote.

House Bill No. 199:

A bill to be entitled An Act empowering the Boards of County Commissioners of the several counties to invest and reinvest surplus public funds requiring all securities so purchased to be earmarked and placed in a safety deposit box in some bank or institution carrying adequate safety deposit box insurance; providing for methods of withdrawal of such securities; and authorizing said boards to sell the same and to pay proceeds of sale into the proper account or fund of said county; and defining such surplus funds.

Was taken up and read the second time in full.

Senator Graham moved that the rules be further waived and House Bill No. 199 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. 199 was read the third time in full.

Upon the passage of House Bill No. 199 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Baker, Barringer, Beacham, Black, Brewton, Carroll, Clarke, Coleman, Collins, Davis, Franklin, Graham, Griner, Housholder, Johnson, King, Lindler, Maddox, Maines, Mathews, McKenzie, Perdue, Shands, Sheldon, Shuler, Sturgis, Taylor, Wilson—30.

Nays—None.

So House Bill No. 199 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Cliett moved that the rules be waived and the Senate take up and consider Senate Bill No. 218, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 218:

A bill to be entitled An Act to provide for the protection of hotels, apartment houses, tourist camps, motor courts, restaurants, rooming houses and trailer courts, and for the ejection therefrom of persons or guests who are intoxicated, or immoral, or profane, or lewd, or brawling, or quarrelsome or who shall indulge in language or conduct either such as to disturb the peace and comfort of other hotel, apartment house, tourist camp, motor court, restaurant, rooming house or trailer court guests or such as to be injurious to the reputation, dignity or standing of any hotel, apartment house, tourist camp, motor court, restaurant, rooming house or trailer court, or who, in the opinion of the management is a person whom it would be detrimental to such hotel, apartment house, tourist camp, motor court, restaurant, rooming house or trailer court for it any longer to entertain, and to provide for oral and written requests to depart from such hotel, apartment house, tourist camp, motor court, restaurant, rooming house or trailer court and to make it illegal and a misdemeanor for any such guest to remain on the hotel, apartment house, tourist camp, motor court, restaurant, rooming house or trailer court premises after being requested to depart and to provide rights and remedies in such cases.

Was taken up and read the second time in full.

Senator Cliett moved that the rules be further waived and Senate Bill No. 218 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. 218 was read the third time in full.

Upon the passage of Senate Bill No. 218 the roll was called and the vote was:

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

Nays—Senator Griner—1.

So Senate Bill No. 218 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator McArthur moved that the rules be waived and the Senate take up and consider Senate Bill No. 275, out of its order, at this time.

Which was agreed to by a two-thirds vote.

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.

Was taken up and read the second time in full.

Senator McArthur moved that the rules be further waived and Senate Bill No. 275 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. 275 was read the third time in full.

Upon the passage of Senate Bill No. 275 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 275 passed, title as stated, and the action

of the Senate was ordered certified to the House of Representatives.

Senator Johnson moved that the rules be waived and the Senate take up and consider Senate Bill No. 82, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 82:

A bill to be entitled An Act making unlawful the sale, offer for sale or advertising for sale of cemetery lots or mausoleum space for speculative or financial investment purposes or the guarantee, promise, representation, or inducement to purchaser of financial profits; providing for penalties for the violation thereof and repealing all laws in conflict herewith.

Was taken up and read the second time in full.

Senator Johnson moved that the rules be further waived and Senate Bill No. 82 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. 82 was read the third time in full.

Upon the passage of Senate Bill No. 82 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 82 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Perdue moved that the rules be waived and the Senate take up and consider Senate Concurrent Resolution No. 6, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Concurrent Resolution No. 6:

A CONCURRENT RESOLUTION proposing the appointment of a committee to investigate the damage caused by the high water in Levy County, Florida, in 1941 and 1942 and to make a report to the Legislature concerning the same.

WHEREAS in 1941 and 1942 great damage was caused to the people and property in Levy County, Florida, by the overflow of rivers, lakes, and streams in Levy County, and

WHEREAS, the amount of such damage has never been estimated.

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

SECTION 1 That a committee of five (5) be appointed, three (3) of which shall be appointed by the President of the Senate and two (2) of which shall be appointed by the Speaker of the House to make an investigation of the damage that was done by the overflow of rivers, lakes, and streams in Levy County, Florida, in 1941 and 1942 to the people and property in said county.

SECTION 2. Said committee is hereby directed to make this report to this Legislature as early as possible.

SECTION 3. In the event that the committee finds it impossible to assemble and acquire the necessary data and information upon which to base its report to this Legislature, the committee named herein shall continue to function after adjournment of said Legislature and shall make whatever investigations it may deem necessary and report back to the Legislature of 1945, or a special session of the Legislature if the same be called, all of the data, information and facts it may have in its possession together with its findings and recommendations pertaining to the same, and the actual and necessary expenses of the committee in performing its duties, as herein outlined, shall be paid out of the General Revenue Fund upon requisition therefor by said members.

Was taken up, having been read the second time in full on April 15, 1943.

Senator Perdue offered the following amendment to Senate Concurrent Resolution No. 6:

In Section 3, line 9 (typewritten bill) strike out the words: and the actual and necessary expenses of the committee in performing its duties, as herein outlined, shall be paid out of the General Revenue Fund upon requisition therefor by said members.

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

The question was put on the adoption of the Concurrent Resolution, as amended.

Which was agreed to and Senate Concurrent Resolution No. 6 was adopted, as amended, and was referred to the Committee on Engrossed Bills.

The President appointed Senators Shuler, Shands and Perdue as the committee on the part of the Senate pursuant to the provisions of Senate Concurrent Resolution No. 6.

Senator Sheldon moved that the rules be waived and the Senate take up and consider Senate Bill No. 107, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 107:

A bill to be entitled An Act to amend Section 5 of Chapter 17060, Laws of Florida, Acts of 1935 Legislature, entitled "An Act regulating the allowance of the exemption of homesteads from taxation, and prescribing the duties of county and city officials with reference thereto," being Section 192.16, Florida Statutes, 1941, by providing for the execution and delivery of a receipt to each applicant for homestead exemption.

Was taken up and read the second time in full.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 107 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. 107 was read the third time in full

Upon the passage of Senate Bill No. 107 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 107 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. 64, out of its order, at this time.

Which was agreed to by a two-thirds vote.

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 for recording transcripts of judgment in judgment lien record as required by Section 55.10 Florida Statutes, 1941.

Was taken up and read the second time in full.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 64 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. 64 was read the third time in full.

Upon the passage of Senate Bill No. 64 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Barringer, Black, Brewton, Carroll, Clarke, Cliett, Davis, Franklin, Graham, Griner, Housholder, Johnson, King, Lindler, Maddox, Maines, Mathews, McKenzie, Perdue, Rose, Shands, Sheldon, Shuler, Sturgis, Taylor, Upchurch, Wilson—29.

Nays—None.

So Senate Bill No. 64 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Shuler moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 162 passed the Senate, this day.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which Senate Bill No. 162 passed the Senate, this day.

The question recurred on the passage of Senate Bill No. 162.

Pending roll call on the passage of Senate Bill No. 162, Senator Shuler moved that the further consideration thereof be informally passed.

Which was agreed to and it was so ordered.

Senator King moved that the rules be waived and the Senate take up and consider Senate Bill No. 71, out of its order at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 71:

A bill to be entitled An Act to provide that cities, towns and villages owning, maintaining or operating certain services or facilities may make provision for the establishment and collection of reasonable charges from the users of such services or facilities.

Was taken up and read the second time in full.

Senator King moved that the rules be further waived and Senate Bill No. 71 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. 71 was read the third time in full.

Upon the passage of Senate Bill No. 71 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 71 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By permission the following Bills were introduced:

By Senator Beacham—

Senate Bill No. 321:

A bill to be entitled An Act for the voluntary resignation and retirement of Criminal Court reporters under certain conditions; establishing a fund to be known as "the Criminal Court Reporters Retirement Fund", and providing for contribution thereto by Criminal Court reporters under certain conditions; providing for the pay of such retired Criminal Court reporters; authorizing appropriations to carry out the provisions of this Act, and prohibiting such retired Criminal Court reporters from practicing court reporting.

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

By the Committee on Temperance—

Senate Bill No. 322:

A bill to be entitled An Act amending Sections 562.20, 562.21, 562.43, Florida Statutes, 1941, providing for reports of all persons, firms or corporations who transport alcoholic beverages; providing for the payment out of funds of the Department of Liens or Retain Title amounts on seized property and granting the right to the Director to compromise as respects seized property.

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

By the Committee on Temperance—

Senate Bill No. 323:

A bill to be entitled An Act amending Sections 561.01, 561.06, 561.09, 561.29 and 561.35, Florida Statutes, 1941, providing for definitions of terms in the Beverage Act; providing for salaries; prohibiting the re-use of bottles for distilled spirits and prohibiting misrepresentation; granting to

the Beverage Director power of subpoena and the right to enforce the attendance of witnesses and to revoke licenses; providing for importers license and regulations of importation.

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

By Senators Sturgis and Baker—

Senate Bill No. 324:

A bill to be entitled An Act making an annual appropriation for the biennium beginning the first day of July, A. D. 1943 and ending June 30, A. D. 1945 for the purpose of carrying out, administering and enforcing the provisions of Chapter 579 of the Florida Statutes 1941, the same being a law to promote the planting and production of Sea Island cotton and to provide protection for growers and producers thereof and for the administration and enforcement of said law.

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

By Senators King and Taylor—

Senate Bill No. 325:

A bill to be entitled An Act to amend Section 3 of Chapter 40 of Florida Statutes, 1941, relating to the number of jurors the County Commissioners in each County which has or may have a population exceeding eighty-five thousand according to the last preceding State or Federal Census shall select in making up the lists of persons to serve as jurors, as provided by law.

Which was read the first time by title only.

Senator Taylor moved that the rules be waived and Senate Bill No. 325 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 325 was read the second time by title only.

Senator Taylor moved that the rules be further waived and Senate Bill No. 325 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. 325 was read the third time in full.

Upon the passage of Senate Bill No. 325 the roll was called and the vote was:

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

Nays—None.

So Senate Bill No. 325 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

Senate Bill No. 326:

A bill to be entitled An Act to make it unlawful for any person on a public street, roadway, highway or sidewalk, in the State of Florida to throw in, or attempt to throw in, or offer to, or attempt to offer to any occupant of, any motor vehicle, whether standing or moving, or to place in or throw in, any motor vehicle, any advertising matter relating to hotels, restaurants, apartment houses, tourist homes, tourist camps, motor courts, trailer parks or other lodging facilities, or accommodations, or the rates in connection therewith, or solicit patronage for any of such places from any occupant of any motor vehicle, excepting from automobiles and vehicles parked within one hundred feet of his place of business, or to procure any person to do such acts, declaring such act or acts to be a public nuisance, or traffic hazard, and providing penalties for the violation hereof

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

Senator Barringer moved that the Senate do now adjourn.

Which was agreed to and the Senate stood adjourned at 5:08 o'clock P. M. until 11:00 o'clock A. M., Friday, April 30, 1943.