

# JOURNAL OF THE SENATE

Wednesday, April 18, 1945

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, April 17, 1945.

The President in the Chair.

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

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

—35.

A quorum present.

Senators Branch and McKenzie were excused from attendance upon the session.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Monday, April 16, 1945, was further corrected as follows:

Page 6, column 1, strike out lines 32 to 35 inclusive. Also, Page 6, column 2, at the end of line 40, add the following:

"by bond or cash deposit under rules and regulations to be promulgated by the Florida Citrus Commission.

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

And as further corrected was approved.

The Journal of Tuesday, April 17, 1945, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

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

S. B. No. 145—A bill to be entitled An Act to provide a period of limitations on actions to enforce or foreclose certain mortgages or other instruments encumbering real estate, to provide for the extension of the lien of such instruments by extension agreement, to provide for the filing and recording of such extension agreements, to provide for the entry on the margin of the record of such instruments of a reference to the filing for record of the extension agreements, and to fix the fee of the Clerk of the Court for filing and recording such extension agreements, and for the entry on the record of such instruments of a reference to the extension agreements.

S. B. No. 158—A bill to be entitled An Act relating to the compensation of the Clerk of the Supreme Court of Florida and of his assistants, the fees required to be collected by him and to provide for their disposition and to appropriate funds.

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

Very respectfully,  
CHAS. S. AUSLEY,  
Chairman of Committee.

And Senate Bills Nos. 145 and 158, contained in the above report, were placed on the Calendar of Bills on second reading.

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

S. B. No. 69.—A bill to be entitled An Act to amend Section 205.09 Florida Statutes, 1941, relating to reports of county judges and providing for the publication of a list of business and occupational licenses issued during the preceding year.

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

Very respectfully,  
CHAS. S. AUSLEY,  
Chairman of Committee.

And Senate Bill No. 69, contained in the above report, was laid on the table.

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

S. B. No. 119—A bill to be entitled An Act providing that incorporated cities and towns may regulate the number of licenses which may be granted for the sale of intoxicating beverages within their corporate limits by certain vendors, as defined in the Beverage Law of the State of Florida.

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

Very respectfully,  
G. WARREN SANCHEZ,  
Chairman of Committee.

And Senate Bill No. 119, 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:

S. B. No. 112—A bill to be entitled An Act relating to Bond elections for municipalities, providing for the calling of the same, providing the method of determining the number of qualified freeholder electors by a special registration of all qualified freeholder electors, defining a qualified freeholder elector, prescribing the applicability of this Act, and repealing provisions of laws in conflict herewith, except as herein provided.

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

Very respectfully,  
G. WARREN SANCHEZ,  
Chairman of Committee.

And Senate Bill No. 112, contained in the above report, was laid on the table.

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

S. B. No. 74—A bill to be entitled An Act granting additional authority and power to Escambia River Bridge Authority created by Chapter 16991, Laws of Florida, 1935: Authorizing and permitting the construction of bridges and approaches thereto, over Escambia River, at such locations and places as may be deemed proper, in addition to the places specified by the above cited law, and making all provisions of the above cited law applicable to any additional bridges or approaches thereto which may be owned, constructed, maintained or operated under the provisions of this act.

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

Very respectfully,  
K. GRINER,  
Chairman of Committee.

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

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

S. B. No. 60—A bill to be entitled An Act authorizing and requiring the State Road Department of the State of Florida to pave and maintain the necessary roads or driveways adjacent to or running through all state institutions and other property owned or operated by any state department, commission, or agency when and as recommended or required by the duly constituted authority having control over such state institutions or property.

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

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 60, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 157—A bill to be entitled An Act to require Rail-

road Companies to install automatic signals at certain highway crossings; conferring certain powers with reference thereto upon the State Road Department; prescribing penalties for violations of this Act; and repealing all laws in conflict herewith.

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

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 157, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 156—A bill to be entitled An Act to designate and establish a State road to become a part of the system of State roads for the State of Florida.

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

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 156, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 70—A bill to be entitled An Act to declare, designate and establish a certain state road in Fort Walton, Okaloosa County, Florida.

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

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 70, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Committee House Bill No. 178—

Authorizing the State Road Department of Florida to purchase from the United States of America or from any Government agency, department or bureau of the United States of America any supplies, material, equipment or other property regardless of value without advertisement for bids.

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

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And House Bill No. 178, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

H. B. No. 19—A bill to be entitled An Act to amend Section 32.14, Statutes of 1941, providing therein fees for indexing, docketing, and filing certain papers.

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

Very respectfully,  
AMOS LEWIS,  
Chairman of Committee.

And House Bill No. 19, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

H. B. No. 48—A bill to be entitled An Act to amend Section 683.01, Florida Statutes, 1941, relating to legal holidays.

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

Very respectfully,  
AMOS LEWIS,  
Chairman of Committee.

And House Bill No. 48, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 126—A bill to be entitled An Act to amend Sections 922.10 and 922.11, Florida Statutes, 1941, relating to the manner and means of inflicting punishment of death, so as to provide for the infliction of such punishment of death by electrocution in the jail yard of the county in which the person to be put to death commits the crime for which such punishment is to be inflicted, and so as to provide that executions in capital cases shall be open to the public; repealing all laws and parts of laws in conflict therewith; and providing an effective date therefor.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In Section 1, line 21 insert the following before the word executioner: "ex-officio"

Amendment No. 2:

In Section 1, line 11 (typewritten bill) strike out the period, and insert the following: "unless the sheriff of said County reports to the Governor or Warden or both in writing that for good and sufficient reasons it is advisable to hold the execution in said County, in which case the execution shall be held at the State Prison."

Very respectfully,  
AMOS LEWIS,  
Chairman of Committee.

And Senate Bill No. 126, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on Second Reading.

Your Committee on Constitutional Amendments, to whom was referred:

S. J. R. No. 21, entitled a Joint Resolution proposing an amendment to the Constitution of the State of Florida by repealing Section 30, Article IV, relating to the Executive Department, creating a Game and Fresh Water Fish Commission.

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

Very respectfully,  
WALLACE E. STURGIS,  
Chairman of Committee.

And Senate Joint Resolution No. 21, contained in the above report, was laid on the table.

Your Committee on Appropriations, to whom was referred:

S. B. No. 103—A bill to be entitled An Act to appropriate certain funds to the State Welfare Board to be used for old age assistance payments.

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

Very respectfully,  
W. T. DAVIS,  
Chairman of Committee.

And Senate Bill No. 103, contained in the above report, was referred to the Committee on Welfare.

Your Committee on Appropriations, to whom was referred:

S. B. No. 100—A bill to be entitled An Act appropriating certain unexpended funds to State Welfare Fund to be used for Old Age Assistance payments, assistance payments to the needy blind, and assistance payments for aid to dependent children.

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

Very respectfully,  
W. T. DAVIS,  
Chairman of Committee.

And Senate Bill No. 100, contained in the above report, was referred to the Committee on Welfare.

Your Committee on Engrossed Bills, to whom was referred (with amendments), after second reading.

S. B. No. 36—A bill to be entitled An Act amending Section 1 of Chapter 20675, Laws of Florida, Acts 1941 Legislature, being Section 409.16 Florida Statutes 1941, entitled: "An Act to amend Section 17, Chapter 18285, Laws of Florida, 1937, as amended, same being entitled: "An Act creating a State Welfare Board and District Welfare Boards and providing for their appointment, qualifications, powers and duties:

providing that said State Board shall be the agent for the United States, State, County and Municipal government in the administration of funds for the relief of unfortunates; and authorizing the said Board to act as agent for the United States, State, County and Municipal governments in the administration of any funds for investigation, social welfare work, or any other work incident to the public welfare of the United States, State, County and Municipal Governments; authorizing the State Welfare Board to formulate rules and regulations necessary to carry out the intent and purposes of this Act; providing for the supervision of State and Local institutions for destitute or dependent children and providing for the disposition, care, protection, support and maintenance of dependent children; authorizing the State Welfare Board to establish minimum standard of care for all local public and private institutions or agencies, creating the office of State Welfare Commissioner and providing for his appointment, providing that this Act shall not affect the enforcement of Chapter 9274, Acts of 1923, of Chapter 11834 and 13384, Acts of 1927, of Chapter 13620, Acts of 1929, and Acts amendatory thereof; repealing all other laws or parts of laws in conflict herewith; and making appropriations to carry out the purposes of said Act; and fixing the qualifications of persons entitled to monetary benefits or assistance under this Act. "By raising the maximum monthly old age assistance benefits payable under said Act from forty (\$40.00) dollars, to fifty (\$50.00) dollars per month; repealing all laws in conflict therewith; and providing for an effective date." By providing that for the duration of the present war, persons eligible to receive monthly old age assistance may engage in certain agricultural pursuits without prejudice to enjoyment of the benefits of such assistance and providing minimum property allowances and limiting administrative costs.

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

Very respectfully,  
**K. GRINER**  
 Chairman of Committee.

And Senate Bill No. 36, contained in the above report, was placed on the Calendar of Bills on Third Reading.

Your Committee on Engrossed Bills, to whom was referred (with amendments), after second reading.

S. B. No. 25—A bill to be entitled An Act amending Section 111.01, Florida Statutes 1941, with reference to salaries of the Governor and certain other State Administrative Officials, and matters in connection therewith.

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

Very respectfully,  
**K. GRINER**  
 Chairman of Committee.

And Senate Bill No. 25, contained in the above report, was placed on the Calendar of Bills on Third Reading.

Your Committee on Welfare, to whom was referred:

By Senator Brackin—

S. B. No. 104—A bill to be entitled An Act to amend Section 409.10, Florida Statutes, 1941, relating to employees of the State Welfare Board and their salaries.

Have had the same under consideration and recommend that the same pass, with the following amendment:

Amendment No. 1:

Provided however, that this Act shall be effective for a period of only two years from the date it becomes a law.

Very respectfully,  
**NEWMAN C. BRACKIN**  
 Chairman of Committee.

And Senate Bill No. 104, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on Second Reading.

Your Committee on Welfare, to whom was referred:

By Senator Brackin—

S. B. No. 100—A bill to be entitled An Act appropriating certain unexpended funds to State Welfare Fund to be used for Old Age Assistance payments, assistance payments to the needy

blind, and assistance payments for aid to dependent children.

By Senator Brackin—

S. B. No. 103—A bill to be entitled An Act to appropriate certain funds to the State Welfare Board to be used for old age assistance payments.

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

Very respectfully,  
**NEWMAN C. BRACKIN**  
 Chairman of Committee.

And Senate Bill Nos. 100 and 103, contained in the above report, were placed on the Calendar of Bills on Second Reading.

INTRODUCTION OF RESOLUTIONS

By Senator Mathews—

Senate Resolution No. 8:

BE IT RESOLVED BY THE SENATE:

That the pay of all attaches of the Senate, except pages, be and the same is hereby fixed at \$8.50 per day, from this date.

Which was read the first time in full and referred to the Committee on Control of Legislative Expenditures.

Senator Mathews moved that the rules be waived and the Senate take up and consider Senate Resolution No. 8 at this time.

Upon which a roll call was demanded.

Upon call of the roll on the adoption of the motion made by Senator Mathews the vote was:

Yeas—15.

Ausley	Coleman 13th	King 7th	Riddle
Barringer	Coleman 28th	Lewis	Sheldon
Brackin	Gray	Mathews	Thomas
Clarke	Johns	Moon	

Nays—17.

Mr. President	Davis	Johnson	Perdue
Baynard	Fraser 29th	King 27th	Shands
Black	Fraser 31st	Lindler	Sturgis
Boyle	Griner	McArthur	Wilson
Carroll			

So the motion failed of adoption and Senate Resolution No. 8 was referred to the Committee on Control of Legislative Expenditures.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Boyle—

S. B. No. 191—A bill to be entitled An Act fixing the compensation of the Prosecuting Attorney for County Courts in all of the counties of the State of Florida having a population of not less than 22,000 and not more than 22,500 according to the official Florida State Census for 1940.

Which was read the first time by title only.

Senator Boyle moved that the rules be waived and Senate Bill No. 191 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 191 was read the second time by title only.

Senator Boyle moved that the rules be further waived and Senate Bill No. 191 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. 191 was read the third time in full.

Upon the passage of Senate Bill No. 191 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So Senate Bill No. 191 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Citrus Fruits—

S. B. No. 192—A bill to be entitled An Act to amend Section 599.05, Florida Statutes 1941, as amended by Chapter 21,809, Acts of 1943, relating to the imposition of excise tax upon citrus fruit by increasing said excise tax on oranges from one cent to two cents upon each standard packed box and changing the method for computing such tax on grapefruit and oranges when purchased, acquired or handled on a weight basis.

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

By Senator Brackin—

S. B. No. 193—A bill to be entitled An Act appropriating from the General Revenue Fund of the State of Florida annually for old age assistance a sum to supplement old age assistance funds derived from horse and dog racing, jai alai, pari mutuels and "breaks" therefrom, and repealing Chapter 21899, Laws of Florida, Acts of 1943.

Which was read the first time by title only and referred to the Committee on Welfare and the Committee on Appropriations, in the order named.

By the Committee on Cities and Towns—

S. B. No. 194—A bill to be entitled An Act to authorize Housing Authorities to clear blighted areas and prevent blight; to acquire by purchase or eminent domain real property in blighted areas and make it available under certain conditions for redevelopment by private enterprise or by public agencies in accordance with approved redevelopment plans; to confer necessary powers on housing authorities, cities, towns and other public bodies in connection with redevelopment projects; to make obligations issued by housing authorities in connection with redevelopment projects legal investments and security for deposits; to enable the advance preparation of projects so they can provide jobs and stimulate industry when necessary in the period of reconversion; and to authorize the creation of an Advisory Board to Housing Authorities composed of representatives of business, real estate, home financing and other interests.

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 Cities and Towns—

S. B. No. 195—A bill to be entitled An Act relating to Housing Authorities; providing for additional powers of County and Regional Housing Authorities in connection with Rural Housing; and authorizing Housing Authorities to enter into certain agreements to secure Federal contributions.

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

By Senator Baynard—

S. B. No. 196—A bill to be entitled An Act authorizing Pinellas County, Florida, through its governing body, to aid and assist veterans who have been honorably discharged from the Military, Naval and Marine forces of the United States of America, or any auxiliary branch thereof, to rehabilitate themselves in the economy of American life; setting forth the rights, powers and duties of the Board of County Commissioners in relation thereto and setting forth a procedure in connection therewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 196 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 Baynard moved that the rules be waived and Senate Bill No. 196 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 196 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 196 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. 196 was read the third time in full.

Upon the passage of Senate Bill No. 196 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So Senate Bill No. 196 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 197—A bill to be entitled An Act designating and establishing State Road 15, commonly known as the Gulf Coast Highway, in Pinellas County, Florida.

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

By Senators McArthur and Fraser (29th Dist.)—

S. B. No. 198—A bill to be entitled An Act to amend Section 550.16, Florida Statutes 1941 as amended by Chapter 21744, Acts of 1943, Laws of Florida, and Section 550.26, Florida Statutes 1941, relating to the operation of race tracks in this state, regulating pari-mutuel pools and fixing the commission thereon, defining the "breaks", levying a tax upon horse race tracks, and the conducting of pari-mutuel pools and appropriating and providing for the distribution of such tax.

Which was read the first time by title only and referred to the Committee on Miscellaneous Legislation and the Committee on Finance and Taxation, in the order named.

By Senator Griner—

S. B. No. 199—A bill to be entitled An Act abandoning and closing to public use a certain portion of State Road No. 279.

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

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, April 16, 1945.

Hon. Walter W. Rose,  
President of the Senate.

Sir:

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

By Messrs. Bollinger and Elliott of Palm Beach—

H. B. No. 46—A bill to be entitled An Act providing for the payment by Palm Beach County, Florida, of the salary of a secretary for each Judge of the Circuit Court of the Fifteenth Judicial Circuit residing in Palm Beach County, Florida, and for the payment by said County of all the necessary and incidental expenses of the office of said Judge.

Proof of publication attached.

By Mr. Cobb of Orange—

H. B. No. 62—A bill to be entitled An Act to amend Section 2 of Chapter 10980, Laws of Florida, Special Acts of 1925, entitled "An Act authorizing the City of Orlando, Florida, to grant an exclusive franchise to any person, persons, firm or corporation for the use of the streets of said city for operation of automobile buses."

Proof of publication attached.

By Messrs. Carlton and Crews of Duval—

H. B. No. 78—A bill to be entitled An Act to amend Section 2 of Chapter 19786, Laws of Florida, Acts of 1939, the same being relative to salaries of the Secretaries of the Circuit Judges in and for Duval County, and of the Judge of the Civil Court of Record in and for Duval County, Florida.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk,  
House of Representatives.

And House Bill No. 46, contained in the above message, was read the first time by title only and referred to the Committee on Labor and Industry.

And House Bill No. 62, contained in the above message, was read the first time by title only.

Senator McArthur moved that the rules be waived and House Bill No. 62 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 62 was read the second time by title only.

Senator McArthur moved that the rules be further waived and House Bill No. 62 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. 62 was read the third time in full.

Upon the passage of House Bill No. 62 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So House Bill No. 62 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 78, contained in the above message, was read the first time by title only.

Senator Mathews moved that the rules be waived and House Bill No. 78 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 78 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 78 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. 78 was read the third time in full.

Upon the passage of House Bill No. 78 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So House Bill No. 78 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, April 16, 1945.

Hon. Walter W. Rose,  
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. Crary of Martin—

H. B. No. 204—A bill to be entitled An Act to validate and legalize in the purchaser, or purchasers, and their successors and assigns in title, the title to all property acquired at any master's sale through foreclosure of delinquent city taxes, or special assessments or improvement liens, by the city of Stuart, Florida, under the provisions of Chapter 15,038, Acts of 1931, Laws of Florida, or any supplemental or amendatory acts.

Proof of publication attached.

By Mr. Crary of Martin—

H. B. No. 205—A bill to be entitled An Act to amend Section 7 of Chapter 16,692 Special Acts of 1933, Laws of Florida, relating to additional powers to be given to the City Commission of the City of Stuart, Florida, enabling said City Commission, by proper ordinance, to impose a tax on all sales of goods, wares, merchandise, services or property, real, personal, or mixed, tangible or intangible, within said city, the said act being entitled "An Act to abolish the present municipal government of the City of Stuart, in Martin County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Stuart, and to define its territorial boundaries and provide for its government, jurisdiction, powers, franchises and privileges."

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk,  
House of Representatives.

And House Bill No. 204, contained in the above message, was read the first time by title only.

Senator Carroll moved that the rules be waived and House Bill No. 204 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 204 was read the second time by title only.

Senator Carroll moved that the rules be further waived and House Bill No. 204 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. 204 was read the third time in full.

Upon the passage of House Bill No. 204 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So House Bill No. 204 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 205, contained in the above message, was read the first time by title only.

Senator Carroll moved that the rules be waived and House Bill No. 205 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 205 was read the second time by title only.

Senator Carroll moved that the rules be further waived and House Bill No. 205 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. 205 was read the third time in full.

Upon the passage of House Bill No. 205 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So House Bill No. 205 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, April 16, 1945.

*Hon. Walter W. Rose,*  
*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 Committee on Education "B"—

House Concurrent Resolution No. 7:

A resolution authorizing and requesting the Florida citizens' committee on education to make a survey and study designed to provide a program for the future development of the system of higher education for the State of Florida and to report to the Legislature the findings and results of such survey and study, together with their recommendations in regard to said program.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk,  
House of Representatives.

And House Concurrent Resolution No. 7, contained in the above message, was read the first time in full and referred to the Committee on Education and the Committee on Appropriations, in the order named.

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

Tallahassee, Florida, April 16, 1945.

*Hon. Walter W. Rose,*  
*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. Beasley of Walton—

H. B. No. 92—A bill to be entitled An Act providing for an additional Circuit Judge for the First Judicial Circuit of Florida, designating his place of residence; providing that his term of office shall expire on Tuesday after the first Monday in January, A. D. 1949.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk,  
House of Representatives.

And House Bill No. 92, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C" and the Committee on Appropriations, in the order named.

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

Tallahassee, Florida, April 16, 1945.

*Hon. Walter W. Rose,*  
*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. Rivers of Clay—

H. B. No. 116—A bill to be entitled An Act to validate and confirm the assessment and levy of taxes made by the City of Green Cove Springs, Florida, for the years 1939, 1940, 1941, 1942, 1943 and 1944.

Proof of publication attached.

By Messrs. Dowda and Middleton of Putnam—

H. B. No. 117—A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Putnam County, State of Florida, to annually appraise and fix the value of all County lands acquired for delinquent taxes, without regard to last assessed value.

Proof of publication attached.

By Mr. McMullen of Hillsborough—

H. B. No. 122—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to compromise, adjust, settle and cancel any outstanding and unpaid Bayshore Seawall Assessments together with any and all penalties interest and fees thereon, made under Chapter 9470, Laws of Florida, Acts 1923 Legislature as amended by Chapter 12851, Laws of Florida, Acts 1927 Legislature and Chapter 14107, Laws of Florida, Acts 1929 Legislature, upon terms and conditions to be fixed and determined by said Board of County Commissioners in their discretion.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk,  
House of Representatives.

And House Bill No. 116, contained in the above message, was read the first time by title only.

Senator Fraser (29th Dist.) moved that the rules be waived and House Bill No. 116 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 116 was read the second time by title only.

Senator Fraser (29th Dist.) moved that the rules be further waived and House Bill No. 116 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. 116 was read the third time in full.

Upon the passage of House Bill No. 116 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So House Bill No. 116 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 117, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 122, contained in the above message, was read the first time by title only.

Senator Sheldon moved that the rules be waived and House Bill No. 122 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 122 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 122 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. 122 was read the third time in full.

Upon the passage of House Bill No. 122 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So House Bill No. 122 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, April 17, 1945.

Hon. Walter W. Rose,  
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. Simpson of Jefferson—

H. B. No. 24—A bill to be entitled An Act to regulate the sale, offering for sale, and transportation of agricultural and vegetable seeds and providing for inspection and testing thereof; to prevent misrepresentation and fraud in the advertisement and sale thereof; providing for the enforcement hereof and repealing Chapter 21942, Laws of Florida, Acts of 1943, and all laws in conflict herewith.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk,  
House of Representatives.

And House Bill No. 24, contained in the above message, was read the first time by title only and referred to the Committee on Agriculture and Livestock.

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

Tallahassee, Florida, April 17, 1945

Hon. Walter W. Rose,  
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 Messrs. Leedy and Cobb of Orange, Jenkins of Alachua, Holland and Poston of Bay, Wainwright of Bradford, Roberts of Brevard, Burwell and Stirling of Broward, Clark of Calhoun, Yeomans of Citrus, Rivers of Clay, Kelly of Collier, Bedenbaugh of Columbia, Okell, Oelkers and Peters of Dade, Barber of Dixie, Jernigan and Darby of Escambia, Cook of Flagler, Floyd of Franklin, Davis and MacGowan of Gadsden, Ayers of Gilchrist, Peoples of Glades, Wilson of Gulf, McAlpin of Hamilton, Taylor of Hardee, Stewart of Hendry, Johnson of Hernando, Lanier of Highlands, McMullen and MacDonald of Hillsborough, Williams of Holmes, MacWilliam of Indian River, Simpson of Jefferson, Melton of Lafayette, Sellar of Lake, Stewart of Lee, Carraway and Midyette of Leon, Harrell of Liberty, Ray of Manatee, Curtis of Marion, Papy of Monroe, McKendree of Nassau, Hendry of Okeechobee, Bollinger and Elliott of Palm Beach, Harris, Baker and Clement of Pinellas, Hardin, Smith and Murray of Polk, Turner and Shepperd of St. Johns, Saunders of St. Lucie, Amos of Santa Rosa, Collins of Sarasota, Smith and Mann of Seminole, Getzen of Sumter, Gilmore and Delegal of Suwannee, Scales of Taylor, Andrews of Union, Walker and Nilsson of Volusia, Nesmith

of Wakulla, Beasley of Walton and Carswell of Washington—  
House Concurrent Resolution No. 8:

A resolution to invite the Honorable Charles O. Andrews, United States Senator from Florida, to address a joint session of the Florida Legislature.

WHEREAS, Senator Charles O. Andrews is at this time in the State of Florida and might be available to address a joint session of the Senate and House of Representatives, and

WHEREAS, a message from Florida's senior Senator is bound to be of benefit to the members of the Legislature due to his direct knowledge of national and international affairs, and

WHEREAS, Senator Andrews might find it possible to appear before a joint session of the Senate and the House of Representatives,

THEREFORE, BE IT RESOLVED, by the House of Representatives, the Senate concurring, that the Honorable Charles O. Andrews, United States Senator from Florida, be and he is hereby invited to address a joint session of the Florida Legislature; that a committee from the House of Representatives and from the Senate be appointed to make arrangements with Senator Andrews as to a time convenient to him when address will be delivered, and the carrying out of the provisions of this Resolution; and that a copy of this Resolution be forwarded to Senator Andrews.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 8, contained in the above message, was read the first time in full.

Senator Sheldon moved that the rules be waived and House Concurrent Resolution No. 8 be read the second time in full.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 8 was read the second time in full.

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

Which was agreed to and House Concurrent Resolution No. 8 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, April 16, 1945

Hon. Walter W. Rose,  
President of the Senate.  
Sir:

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

By Messrs. Murray, Hardin and Smith of Polk—

H. B. No. 102—A bill to be entitled An Act providing that the Board of County Commissioners of Polk County, Florida, may create a post war construction fund; prescribing the public purposes for which such fund shall be used; providing the methods for raising revenue to be credited to such fund; and prescribing the time and manner when such fund shall be used.

Proof of Publication attached.

By Mr. Dowda of Putnam—

H. B. No. 111—A bill to be entitled An Act authorizing and empowering the Clerk of the Circuit Court of Putnam County, State of Florida, to remove from said office and turn over all duplicate tax rolls without binders for the year 1940, and all prior years, to the paper salvage campaign for the benefit of the Red Cross.

Proof of Publication attached.

By Messrs. Dowda and Middleton of Putnam—

H. B. No. 112—A bill to be entitled An Act authorizing and empowering Putnam County, Florida, by, and through the board of county commissioners of said county to grant, bargain, sell, exchange and convey certain described lands, the property of said county.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk House of Representatives.

And House Bill No. 102, contained in the above message, was read the first time by title only.

Senator King (7th Dist.) moved that the rules be waived and House Bill No. 102 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 102 was read the second time by title only.

Senator King (7th Dist.) moved that the rules be further waived and House Bill No. 102 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. 102 was read the third time in full.

Upon the passage of House Bill No. 102 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So House Bill No. 102 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 111, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 112, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

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

Tallahassee, Florida, April 16, 1945.

Hon. Walter W. Rose,  
President of the Senate.

Sir:

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

By Messrs. Darby and Jernigan of Escambia—

H. B. No. 159—A bill to be entitled An Act to exempt Fair Associations operating in Escambia County, Florida from certain provisions of Section 616.12 Florida Statutes 1941, relating to the method of obtaining exemption from license taxes upon amusements at Fairs: And to exempt such amusements operated at fairs in said County from the requirements of Section 205.31 of said Statute relating to permits.

Proof of Publication Attached.

By Mr. Crews, of Duval—

H. B. No. 177—A bill to be entitled An Act to discontinue the use as a Cemetery of that certain tract of land in E. I. Hendricks grant owned by the First Baptist Church of Jacksonville located at the Northwest corner of Myrtle Avenue and Adams Street in Jacksonville, Florida; and to authorize the First Baptist Church of Jacksonville to remove from said land the bodies buried therein and to reinter them in the Edgewood Cemetery in Duval County, Florida; to remove and reset the present stones, markers and monuments and to provide for perpetual care of said graves, at the expense of said church.

Proof of Publication Attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk House of Representatives.

And House Bill No. 159, contained in the above Message, was read the first time by title only and referred to the Committee on Finance and Taxation.

And House Bill No. 177, contained in the above Message, was read the first time by title only.

Senator Mathews moved that the rules be waived and House Bill No. 177 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 177 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 177 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. 177 was read the third time in full.

Upon the passage of House Bill No. 177 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johnson	Riddle
Ausley	Clarke	King 7th	Sanchez
Barringer	Coleman 13th	King 27th	Shands
Baynard	Coleman 28th	Lewis	Sheldon
Beacham	Davis	Lindler	Sturgis
Black	Fraser 29th	Gray	Mathews
Boyle	Fraser 31st	McArthur	Thomas
Brackin	Griner	Moon	Wilson
Bryant	Johns	Perdue	

Nays—None.

So House Bill No. 177 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, April 17, 1945.

Hon. Walter W. Rose,  
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. Ingraham of DeSoto—

H. B. No. 118—A bill to be entitled An Act to make it unlawful for hogs, cattle, horses, mules, sheep and goats to run at large in DeSoto County, Florida, and to provide for the impounding and sale of such animals when found at large in violation of this Act, and to provide punishment for the owners of such animals who willfully permit the same to run at large in violation of this Act, and for prosecution of such persons, and to provide and to determine what is due process of law in the making of such sale, and to provide for the disposition of funds arising from the sale of such animals and to provide for the payment of the costs, charges and expenses of the administration of this Act.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Bill No. 118, contained in the above Message, was read the first time by title only.

Senator King (27th Dist.) moved that the rules be waived and House Bill No. 118 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 118 was read the second time by title only.

Senator King (27th Dist.) offered the following amendment to House Bill No. 118:

In title, after the word "act" in line 10, change period to comma and add the following: "and providing for a referendum thereon."

Senator King (27th Dist.) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King (27th Dist.) moved that the rules be further

waived and House Bill No. 118, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 118, as amended, was read the third time in full.

Upon the passage of House Bill No. 118, as amended, the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So House Bill No. 118 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator McArthur now presiding.

Senator Davis moved that all bills which have been referred to, or which may hereafter be referred to, the Appropriations Committee, be withheld by said Committee until the General Appropriations Bill has been reported to the Senate, and that all bills which have been reported out favorably and not acted upon by the Senate be re-referred to said Committee under the same instructions.

Which was agreed to and it was so ordered.

Senator Moon, as Chairman of the Committee on Public Health, moved that Senate Bills Nos. 144 and 146 be informally passed when reached on the Calendar, the bills retaining their places on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

The President now presiding.

SENATE BILLS ON THIRD READING

S. J. R. No. 55—A joint resolution determining that a revision of the Constitution of this state is necessary.

BE IT RESOLVED that this Legislature does hereby determine that a revision of the Constitution of this State is necessary.

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

Upon the passage of Senate Joint Resolution No. 55 the roll was called and the vote was:

Yeas—15.

Mr. President	Carroll	King 7th	Shands
Barringer	Coleman 13th	King 27th	Sheldon
Baynard	Coleman 28th	Lewis	Sturgis
Beacham	Johnson	Moon	

Nays—20.

Ausley	Clarke	Griner	Perdue
Black	Davis	Johns	Riddle
Boyle	Fraser 29th	Lindler	Sanchez
Brackin	Fraser 31st	Mathews	Thomas
Bryant	Gray	McArthur	Wilson

So Senate Joint Resolution No. 55 failed to pass.

Senate Bill No. 45 was taken up in its order.

Pursuant to the motion made by Senator Davis this day, the President referred Senate Bill No. 45 to the Committee on Appropriations.

Senate Bill No. 44 was taken up in its order.

Pursuant to the motion made by Senator Davis this day, the President referred Senate Bill No. 44 to the Committee on Appropriations.

S. B. No. 40—A bill to be entitled An Act relative to the recordation of an instrument which affects title or interest in civil aircraft (based on the Civil Aeronautics Act, Section 503, 49 U. S. C. Section 523).

Was taken up in its order.

Senator Ausley moved that the rules be waived and Senate Bill No. 40 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 40 was read the second time by title only.

Senator Ausley offered the following amendment to Senate Bill No. 40:

Amendment No. 1:

Immediately following the enacting clause and preceding the word "No" insert the following; "Section 1."

Senator Ausley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ausley also offered the following amendment to Senate Bill No. 40:

Amendment No. 2:

Immediately following Section 1 insert the following:

"Section 2. This Act shall become effective immediately upon its passage and approval by the Governor, or upon its becoming a law without such approval."

Senator Ausley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ausley moved that the rules be further waived and Senate Bill No. 40, 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. 40, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 40, as amended, the roll was called and the vote was:

Yeas—32.

Mr. President	Carroll	Griner	McArthur
Ausley	Clarke	Johns	Moon
Barringer	Coleman 13th	Johnson	Riddle
Baynard	Coleman 28th	King 7th	Sanchez
Black	Davis	King 27th	Shands
Boyle	Fraser 29th	Lewis	Sheldon
Brackin	Fraser 31st	Lindler	Sturgis
Bryant	Gray	Mathews	Wilson

Nays—None.

So Senate Bill No. 40 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Bill No. 28 was taken up in its order.

Pursuant to the motion made by Senator Davis this day the President referred Senate Bill No. 28 to the Committee on Appropriations.

S. B. No. 54—A Bill to be entitled An Act providing for the abatement of actions and suits not prosecuted for one year; providing for their reinstatement; prescribing the result of failure to reinstate; and repealing Section 45.19, Florida Statutes 1941.

Was taken up in its order.

Senator Mathews moved that the rules be waived and Senate Bill No. 54 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 54 was read the second time by title only.

Senator Boyle offered the following amendment to Senate Bill No. 54:

In Section 2, line 3, (typewritten bill) strike out the words: one month, and insert in lieu thereof the following: three months.

Senator Boyle moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

And Senate Bill No. 54, as amended, was referred to the Committee on Engrossed Bills.

S. B. No. 98—A bill to be entitled An Act for the amendment of Section 382.43 of the Florida Statutes 1941, and the 1943 Cumulative Supplement to Volume I relating to the form for delayed birth certificates to be established by County Judge.

Was taken up in its order.

Senator Mathews moved that the rules be waived and Senate Bill No. 98 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 98 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 98 be read the third time in full and put upon its passage.

And Senate Bill No. 98 was read the third time in full. Which was agreed to by a two-thirds vote.

Upon the passage of Senate Bill No. 98 the roll was called and the vote was:

Yeas—29.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Shands
Baynard	Coleman 28th	King 27th	Sheldon
Beacham	Davis	Lewis	Sturgis
Black	Fraser 29th	Lindler	
Boyle	Fraser 31st	Mathews	
Brackin	Griner	Moon	

Nays—None.

So Senate Bill No. 98 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 hour of adjournment be extended thirty (30) minutes.

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

~~S. B. No. 99~~—A bill to be entitled An Act to authorize the State Board of Health to destroy card indices of births and deaths registered, as required by Section 382.32, Florida Statutes, 1941, relating to the duties of the State Registrar of Vital Statistics, after the information thereon has been transferred to permanent bound index volumes.

Was taken up in its order.

Senator Mathews moved that the rules be waived and Senate Bill No. 99 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 99 was read the second time by title only.

Senator Mathews offered the following amendment to Senate Bill No. 99:

By adding at the end of Section 1, the words "AND VERIFIED."

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

And Senate Bill No. 99, as amended, was referred to the Committee on Engrossed Bills.

S. B. No. 101—A bill to be entitled an Act for the amendment of Section 382.41 of the Florida Statutes, 1941 and the 1943 Cumulative Supplement to Volume I relating to contents of petition for delayed birth certificates to be established by county judge.

Was taken up in its order.

Senator Mathews moved that the rules be waived and Senate Bill No. 101 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 101 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 101 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. 101 was read the third time in full.

Upon the passage of Senate Bill No. 101 the roll was called and the vote was:

Yeas—30.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Shands
Baynard	Coleman 28th	King 27th	Sheldon
Beacham	Davis	Lewis	Sturgis
Black	Fraser 31st	Lindler	Thomas
Boyle	Gray	Mathews	
Brackin	Griner	Moon	

Nays—None.

So Senate Bill No. 101 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 102—A bill to be entitled An Act for the amendment of Section 382.40 of the Florida Statutes 1941, and the 1943 Cumulative Supplement to Volume I relating to the jurisdiction of County Judge in establishment of delayed Birth Certificates.

Was taken up in its order.

Senator Mathews moved that the rules be waived and Senate Bill No. 102 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 102 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 102 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. 102 was read the third time in full.

Upon the passage of Senate Bill No. 102 the roll was called and the vote was:

Yeas—30.

Mr. President	Carroll	Griner	Perdue
Ausley	Clarke	Johns	Riddle
Barringer	Coleman 13th	Johnson	Shands
Baynard	Coleman 28th	King 27th	Sheldon
Beacham	Davis	Lewis	Sturgis
Black	Fraser 29th	Lindler	Thomas
Boyle	Fraser 31st	Mathews	
Brackin	Gray	Moon	

Nays—None.

So Senate Bill No. 102 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Brackin moved that Senate Bills Nos. 44 and 45 be recalled from the Committee on Appropriations and placed on the Calendar of Bills on Third Reading for the purpose of amendment.

Which was agreed to and it was so ordered.

S. B. No. 2—A bill to be entitled An Act—amending Section 768.06, Florida Statutes 1941, relating to recovery of damages from railroad companies and providing a rule of comparative negligence in actions for recovery of such damages; by providing that this amendment shall extend said rule to all common carriers of passengers and/or freight for hire.

Was taken up in its order.

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

Which was agreed to by a two-thirds vote.

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

Senator Lewis moved that the rules be further waived and Senate Bill No. 2 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 2 was read the third time in full.

Upon the passage of Senate Bill No. 2 the roll was called and the vote was:

Yeas—11.

Barringer	Carroll	Lewis	Sheldon
Baynard	Davis	Mathews	Sturgis
Beacham	Gray	Moon	

Nays—24.

Mr. President	Clarke	Johns	Perdue
Ausley	Coleman 13th	Johnson	Riddle
Black	Coleman 28th	King 7th	Sanchez
Boyle	Fraser 29th	King 27th	Shands
Brackin	Fraser 31st	Lindler	Thomas
Bryant	Griner	McArthur	Wilson

So Senate Bill No. 2 failed to pass.

S. B. No. 147—A bill to be entitled An Act to amend Section 465.06, Florida Statutes, 1941, relating to the withholding and revocation by the Board of Pharmacy of the State of Florida of licenses to practice pharmacy.

Was taken up in its order.

Senator Moon moved that the rules be waived and Senate Bill No. 147 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 147 was read the second time by title only.

Senator Moon moved that the rules be further waived and Senate Bill No. 147 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. 147 was read the third time in full.

Upon the passage of Senate Bill No. 147 the roll was called and the vote was.

Yeas—33.

Mr. President	Clarke	Johnson	Riddle
Ausley	Coleman 13th	King 7th	Sanchez
Barringer	Coleman 28th	King 27th	Shands
Baynard	Davis	Lewis	Sheldon
Beacham	Fraser 29th	Lindler	Sturgis
Black	Fraser 31st	Mathews	Thomas
Boyle	Gray	McArthur	Wilson
Brackin	Griner	Moon	
Carroll	Johns		

Nays—None.

So Senate Bill No. 147 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 148—A bill to be entitled An Act to amend Section 500.15, Florida Statutes, 1941, relating to and defining mis-branded drugs.

Was taken up in its order.

Senator Brackin moved that the rules be waived and Senate Bill No. 148 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 148 was read the second time by title only.

Senator Brackin moved that the rules be further waived and Senate Bill No. 148 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. 148 was read the third time in full.

Upon the passage of Senate Bill No. 148 the roll was called and the vote was:

Yeas—33.

Mr. President	Carroll	Johnson	Sanchez
Ausley	Clarke	King 7th	Shands
Barringer	Coleman 13th	King 27th	Sheldon
Baynard	Coleman 28th	Lewis	Sturgis
Beacham	Davis	Lindler	Thomas
Black	Fraser 29th	McArthur	Wilson
Boyle	Fraser 31st	Moon	
Brackin	Gray	Perdue	
Bryant	Johns	Riddle	

Nays—None.

So Senate Bill No. 148 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 174—A bill to be entitled An Act relating to attorney's fees, suit money and costs in divorce, alimony and support proceedings, and providing that the court allowing such fees, suit money and costs may direct that they be paid to the attorneys or other persons for whose ultimate benefit such allowances are made.

Was taken up in its order.

Senator Ausley moved that the rules be waived and Senate Bill No. 174 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 174 was read the second time by title only.

Senator Ausley moved that the rules be further waived and Senate Bill No. 174 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. 174 was read the third time in full.

Upon the passage of Senate Bill No. 174 the roll was called and the vote was:

Yeas—31.

Mr. President	Bryant	Gray	Perdue
Ausley	Carroll	Johns	Riddle
Barringer	Clarke	Johnson	Sanchez
Baynard	Coleman 13th	King 7th	Shands
Beacham	Coleman 28th	King 27th	Sheldon
Black	Davis	Lewis	Wilson
Boyle	Fraser 29th	Lindler	Thomas
Brackin	Fraser 31st	McArthur	

Nays—1:  
Sturgis

So Senate Bill No. 174 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bills Nos. 175, 176, and 177 were taken up in their order and the consideration thereof was informally passed.

HOUSE BILLS ON SECOND READING

H. B. No. 71—A bill to be entitled An Act authorizing benevolent mutual benefit associations, with the consent of the Insurance Commissioner to transform into legal reserve or level premium companies and to incur the obligations and enjoy the benefits thereof; providing that all members shall have the privilege of converting their certificates; providing for deposits and providing that such change shall not affect existing suits, rights or contracts.

Was taken up in its order.

Senator Sanchez moved that the rules be waived and House Bill No. 71 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 71 was read the second time by title only.

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

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

Yeas—30.

Mr. President	Bryant	Griner	Moon
Ausley	Carroll	Johns	Perdue
Barringer	Clarke	Johnson	Sanchez
Baynard	Coleman 13th	King 7th	Shands
Beacham	Coleman 28th	King 27th	Sturgis
Black	Davis	Lewis	Thomas
Boyle	Fraser 29th	Lindler	
Brackin	Fraser 31st	McArthur	

Nays—3.

Riddle Sheldon Wilson

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

HOUSE LOCAL BILLS ON SECOND READING

H. B. No. 123—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to convey gratuitously without advertisement sale or consideration to Carmichael Legree Post of Colored Veterans of the World Wars, Lots Three and Four, of Block Seven, of John B. Spencer's Subdivision, per plat recorded in Deed Book "K", Page 788, Public Records of said County, for the purpose of building a home thereon for said veterans, and likewise empowering and directing the proper officials of the City of Tampa, Florida, a municipal corporation, to take all necessary actions to accomplish the cancellation and discharge of record of any and all taxes and liens claimed or held by said municipality upon said real estate.

Was taken up in its order.

Senator Sheldon moved that the rules be waived and House Bill No. 123 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 123 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 123 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. 123 was read the third time in full.

Upon the passage of House Bill No. 123 the roll was called and the vote was:

Yeas—35.

Mr. President	Carroll	Johns	Perdue
Ausley	Clarke	Johnson	Riddle
Barringer	Coleman 13th	King 7th	Sanchez
Baynard	Coleman 28th	King 27th	Shands
Beacham	Davis	Lewis	Sheldon
Black	Fraser 29th	Lindler	Sturgis
Boyle	Fraser 31st	Mathews	Thomas
Brackin	Gray	McArthur	Wilson
Bryant	Griner	Moon	

Nays—None.

So House Bill No. 123 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 151 was taken up in its order and the consideration thereof was informally passed.

#### PETITIONS AND MEMORIALS

By Senator Black—

Senate Memorial No. 1:

WHEREAS, the Federal Government in honorably discharging certain members of the Armed Services of the United States because they were over the age of 38 years, made no provision for discharge benefits for them similarly as in the case of younger members of the Armed Services honorably discharged;

WHEREAS, men discharged because they were 38 years of age or older when called into service left their homes, families and occupations and suffered the same deprivations and dislocations as other members of the Armed Forces and upon

their discharge should have been accorded the same discharge benefits and considerations as other dischargees, and thereby placed on a basis of equality with other dischargees from the Armed Services.

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

Section 1. That the Legislature of the State of Florida does hereby memorialize and petition the Congress of the United States to accord to all men who were granted honorable discharges from the Armed Services because they were 38 years or older the same benefits and treatment which the Congress has provided for men discharged from the Armed Services who were under the age of 38 years.

Section 2. That copies of this Resolution be forthwith transmitted to Florida's Senators and Representatives in the National Congress.

Which was read the first time in full.

Senator Black moved that the rules be waived and Senate Memorial No. 1 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Memorial No. 1 was read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to.

And Senate Memorial No. 1 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:37 o'clock P. M. until 11:00 o'clock A. M., Thursday, April 19, 1945.