

# JOURNAL OF THE SENATE

Thursday, April 26, 1945

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Wednesday, April 25, 1945.

The President in the Chair.

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

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

—35.

A quorum present.

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

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, April 25, 1945, was corrected as follows:

Page 5, column 2, between lines 26 and 27, counting from the bottom of the column, insert the following:

Proof of publication of Notice was attached to Senate Bill No. 263 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.

Also,

Page 6, column 1, between lines 6 and 7, insert the following:

Proof of publication of Notice was attached to Senate Bill No. 264 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.

And as corrected was approved.

## REPORTS OF COMMITTEES

Your Committee on Insurance, to whom was referred:

S. B. No. 251—A bill to be entitled An Act providing it shall be usury and unlawful for those doing a life insurance business in this State to charge a greater rate of interest than 3% per annum on loans to residents of this state made mainly upon the security of life insurance contracts or of the loan values or cash surrender values thereof; excepting loan agreements now in effect.

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

Very respectfully,  
N. RAY CARROLL,  
Chairman of Committee.

And Senate Bill No. 251, contained in the above report, was laid on the table.

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

S. B. No. 88—A bill to be entitled An Act providing for an additional Assistant State Attorney for the Fourteenth Judicial Circuit who shall reside in Bay County.

Have had the same under consideration, and recommend that the following Committee Substitute therefor do pass:

Enabling the counties to procure an additional Assistant State Attorney; providing the pay to be received by such official; authorizing the counties to provide funds therefor; and repealing all laws in conflict herewith.

Very respectfully,  
AMOS LEWIS,  
Chairman of Committee.

And Senate Bill No. 88, contained in the above report, was referred to the Committee on Appropriations.

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

H. B. No. 100—A bill to be entitled An Act to amend Section 27.04, Florida Statutes 1941, relating to the summoning, the administration of oaths in the examination of witnesses by the state's attorney.

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

Very respectfully,  
AMOS LEWIS,  
Chairman of Committee.

And House Bill No. 100, 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. 101—A bill to be entitled An Act to amend Section 32.22, Florida Statutes 1941, relating to the summoning, the administration of oaths in the examination of witnesses by the county solicitor.

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

Very respectfully,  
AMOS LEWIS,  
Chairman of Committee.

And House Bill No. 101, 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. 188—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.

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

Very respectfully,  
AMOS LEWIS,  
Chairman of Committee.

And House Bill No. 188, 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. 118—A bill to be entitled An Act to repeal Chapter 19317, Laws of Florida, Acts of 1939, also being Chapter 478, Florida Statutes, 1941, being an act to regulate and control the practice of Photography, and defining the same and requiring the certificate of registration as a condition precedent to any party practicing Photography, and prescribing the terms and conditions upon which certificates may be issued to any party to practice Photography in the State of Florida, creating the State Board of Photographic Examiners, and defining and declaring its powers and duties, prescribing a course of study and requirements, imposing certain fees upon persons applying for certificates to practice Photography in Florida, imposing certain annual license fees upon employers and Photographers practicing Photography in Florida, and appropriating the proceeds thereof to accomplish the purposes of this act; and prescribing penalties for the violation of the provisions of this act and regulations hereunder.

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

Very respectfully,  
AMOS LEWIS,  
Chairman of Committee.

And Senate Bill No. 118, 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. 61—A bill to be entitled An Act to amend Section 525.07, Florida Statutes 1941 as amended by Chapter 21883, Laws of Florida, Acts of 1943, relating to the inspection of measuring devices used in the sale or distribution of gasoline and kerosene.

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

Very respectfully,  
 AMOS LEWIS,  
 Chairman of Committee.

And Senate Bill No. 61, 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. 63—A bill to be entitled An Act authorizing under certain conditions suit money, including a reasonable attorney's fee to a divorced wife or husband in proceedings subsequent to the rendition of a final decree of divorce by the courts of this state; defining the nature of such allowance and the class of cases in which such allowances may be imposed; providing for the method of enforcement of orders made hereunder; and repealing all laws in conflict herewith.

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

Very respectfully,  
 AMOS LEWIS,  
 Chairman of Committee.

And Senate Bill No. 63, 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. 64—A bill to be entitled An Act providing that an undivided one-half interest in an estate by the entirety may be sold under execution issued on a judgment against either spouse and providing that the right of survivorship shall be terminated by any such sale.

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

Very respectfully,  
 AMOS LEWIS,  
 Chairman of Committee.

And Senate Bill No. 64, contained in the above report, was laid on the table.

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

S. B. No. 65—A bill to be entitled An Act authorizing service of process without the State of Florida upon natural persons, whether they are domiciled in Florida or not, and private corporations, and providing for the manner of issuing the process and of making such service and returns thereof, the effect of such service, the persons authorized to make such service; fixing the time and manner of entering defaults and decrees pro confesso after such service and fixing the time of pleading after an appearance is filed after such service; and providing that service of process under this Act is a cumulative and additional method to that afforded under existing laws.

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

Very respectfully,  
 AMOS LEWIS,  
 Chairman of Committee.

And Senate Bill No. 65, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 201—A bill to be entitled An Act to authorize the State of Florida and other state and county political entities and officers and municipalities of the State of Florida to enter into contract or contracts with the United States, or any agency thereof, for the lease, purchase, or other acquisition, of surplus property under the provisions of the Act of Congress known as the Surplus Property Act of 1944, and amendments or similar act for the disposal of such property.

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

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

And Senate Bill No. 201, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

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.

H. B. No. 139—A bill to be entitled An Act to authorize the State of Florida and other State and County political entities and officers and municipalities of the State of Florida to enter into contract or contracts with the United States, or any agency thereof, for the lease, purchase, or other acquisition, of surplus property under the provisions of the Act of Congress known as the Surplus Property Act of 1944, and amendments or similar act for the disposal of such property.

H. B. No. 141—A bill to be entitled An Act amending Sections 813.01 and 813.02, Florida Statutes 1941, defining robbery by a person armed with a dangerous weapon with the intent if resisted to kill or maim the person robbed, and prescribing a penalty therefor; and defining robbery by a person whether armed with a dangerous weapon or not, not having the intent if resisted to kill or maim the person robbed, and prescribing a penalty therefor.

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

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

And House Bill No. 92, contained in the above report, was referred to the Committee on Appropriations.

And, House Bills Nos. 139 and 141, 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. 178—A bill to be entitled An Act to provide for the seizure and forfeiture of all vehicles, boats and aircraft, used for or in the violation of the uniform Narcotic Drug Laws of Florida, prescribing duties of officers and courts and providing for the storage, use, sale and disposition of funds and the issue of title certificate by the State of Florida. Providing certain exceptions and repealing all laws in conflict with same.

S. B. No. 179—A bill to be entitled An Act relating to the enforcement of laws relating to public health and the practice of medicine, surgery, chiropractic, naturopathy, nursing and midwifery, and providing for such enforcement by law enforcement officers of the State of Florida and the counties thereof and the State Board of Health.

S. B. No. 232—A bill to be entitled An Act to amend Section 7.46, Florida Statutes 1941, the same relating to the boundary lines of Okaloosa County, Florida.

S. B. No. 240—A bill to be entitled An Act to re-assert and proclaim the title of the State of Florida to all and every part of all lands beneath tide waters and navigable waters within the boundaries of said State.

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. 178, 179, 232, and 240, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

S. B. No. 53—A bill to be entitled An Act amending Section 440.39, Laws of Florida, 1941 Statutes, generally known as Workmen's Compensation Law, the particular Section being with reference to compensation for injuries where third persons are liable, so as to make the acceptance of compensation or the acceptance of any payment of such compensation act

as an assignment to the employer of all rights of the person entitled to compensation to recover damages against such third persons, and other matters in connection therewith.

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

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

And Senate Bill No. 53, contained in the above report, was laid on the table.

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

S. B. No. 149—A bill to be entitled An Act to amend Section 440.39, Florida Statutes, 1941, relating to the Workmen's Compensation Law and compensation for injuries where third persons are liable, by providing an election by employee either to pursue his remedy against a third person or to accept compensation under the act; to add a new subdivision (6) specifying the time within which employee may bring such action; and other matters in connection therewith.

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

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

And Senate Bill No. 149, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Committee on Labor and Industry reported that the Committee had carefully considered the following bill and recommends that the same do pass, with Committee amendment:

S. B. No. 50—A bill to be entitled An Act providing for a seventy-two hour work week for firemen, and repealing Chapters 167.62 and 167.63, Florida Statutes 1941, and any and all other laws or parts of laws in conflict therewith.

Which amendment is as follows:

No. 1. After Section II insert a new section:

Section III. This Act shall become effective six (6) months after the President or Congress have decided that World War II has ended.

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

And Senate Bill No. 50, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on Second Reading.

Committee on Labor and Industry reported that the Committee had carefully considered the following bill and recommends that the same do pass, with Committee amendment:

S. B. No. 94—A bill to be entitled An Act to amend Section 443.05, of Chapter 443, Florida Statutes, 1941, as amended by Chapter 20,685, Laws of Florida, Acts of 1941, and known as the "Florida Unemployment Compensation Law", relating to definitions, payments of benefits, benefit eligibility conditions, and disqualifications for benefits by providing for a revision of the base period; by clarifying the definition of employment; by defining casual labor; by defining other employing units as employers; by clarifying the definition of wages; by revising the duration of benefits; by extending the rights of persons called into the military service; by clarifying the definition of seasonal employment and including canning of fresh citrus fruits as seasonal employment; by revising the definition of seasonal worker; by revising earning requirements for eligibility; by excepting claims filed prior to July 1, 1943, until the expiration of the benefit year, and by revising the disqualification provisions and repealing all laws in conflict herewith and making this Amendatory Act effective July 1, 1943.

Which amendment is as follows:

Amendment No. 1:

Section 1 sub-section (3) page 2 line five after the words "period of" strike out the figure 60 and insert in lieu thereof the figure 30.

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

And Senate Bill No. 94, contained in the above report, to-

gether with Committee Amendment thereto, was placed on the Calendar of Bills on Second Reading.

Report of Committee on Engrossed Bills.

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

S. B. No. 8—A bill to be entitled An Act to amend Section 352.34, Florida Statutes 1941, relating to the care of livestock in transit by transportation companies.

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

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 8, contained in the above report, was certified to the House of Representatives.

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

S. B. No. 82—A bill to be entitled An Act amending Section 561.46, Florida Statutes, 1941, providing excise tax upon beverages; prohibiting sale of mixed drinks by beer and wine vendors; repealing Chapter 20829, Laws of Florida, Acts of 1941; and repealing Chapter 22026, Laws of Florida, Acts of 1943; all pertaining to the beverage laws.

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

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 82, 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 third reading:

S. B. No. 155—A bill to be entitled An Act to amend Sections 30.23 and 30.25, Florida Statutes 1941, entitled "An Act fixing the fees to be charged by the sheriffs of the several counties of the State of Florida and to repeal all laws in conflict herewith."

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

Very respectfully,  
K. GRINER,  
Chairman of Committee.

And Senate Bill No. 155, contained in the above report, was certified to the House of Representatives.

#### REPORT OF ENROLLING COMMITTEE

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

H. B. No. 5—An Act relating to education: To amend Section 242.05, Florida Statutes of 1941, by increasing the value of the instruction unit; by providing for the establishment of a state supervisory fund, and a state foundation program fund for the public schools of Florida; by making appropriations therefor, and by providing for the apportionment and distribution and expenditure thereof.

Also—

House Concurrent Resolution No. 3:

A resolution to invite the Honorable Claude Pepper, United States Senator from Florida, to address a joint session of the Florida Legislature.

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,  
T. DREW BRANCH,  
Chairman of the Joint Committee on Enrolled Bills on the part of the Senate.

House Bill No. 5 and House Concurrent Resolution No. 3, contained in the above report, were thereupon duly signed by the President and Secretary of the Senate in open session

and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

S. B. No. 14—An Act authorizing and empowering the Board of County Commissioners in and for Duval County, Florida, and the Budget Commission of said County, to levy taxes and appropriate funds for the erection, equipment and maintenance of a Juvenile Detention and Court Building, to be erected on any lands owned or hereafter acquired by Duval County, as the County Commissioners may determine; and to provide offices for the Juvenile Court and Probation Officers, and such assistants as may be authorized by law; and authorizing the employment of personnel, including matrons and attendants for the care and supervision of juvenile delinquents detained by the Probation Officers and the Judge of the Juvenile Court, as may be provided by law.

Have examined the same and find same 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,

T. DREW BRANCH,  
Chairman of the Joint Committee on Enrolled  
Bills on the Part of the Senate.

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

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

H. B. No. 118—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 wilfully 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 providing for a referendum thereon.

Have examined the same and find same 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,

T. DREW BRANCH,  
Chairman of the Joint Committee on Enrolled  
Bills on the part of the Senate.

House Bill 118, contained in the above report, was thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

S. B. No. 30—An Act to provide for re-registration of all voters for primary and general elections to be held in the year A. D. 1948 in the Counties of the State of Florida having a population of not less than thirty-one thousand (31,000) and not more than thirty-one thousand four hundred (31,400) inhabitants according to the 1940 Federal Census, fixing the date when registration books in each of said counties shall be kept open for purposes of such re-registration, and prescribing the duties and compensation of registration offices in connection therewith.

Also—

S. B. No. 75—An Act to fix the compensation of the Judge of the Court of Record in and for Escambia County, to be paid by the County of Escambia.

Also—

S. B. No. 84—An Act to amend Section 2 of Chapter 20998, Laws of Florida, Acts of 1941, the same being An Act entitled, "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, "by authorizing the County Solicitor of the Criminal Court of Record of such counties to expend for office rent, supplies and expenses to be used in his offices, a sum not exceeding twenty-four hundred dollars (\$2400.00) per annum, and payment therefor; said payment to be made out of the General Fund of such counties.

Also—

S. B. No. 108—An Act providing for the appointment a Deputy Constable and a Bookkeeper for the First Justice of the Peace District of Hillsborough County, Florida; fixing their powers, duties, responsibilities, salaries and expenses, and the manner and source from which to be paid.

Also—

S. B. No. 123—An Act providing for pensions for employees of the County of Duval.

Also—

S. B. No. 159—An Act providing for a reregistration of all voters for all elections to be held in the year 1946, in Lake County, Florida; and providing that the reregistration for the year 1946 shall be a permanent registration for all subsequent elections and providing for notice to voters by the Supervisor of Registration of their registration as shown on the registration books and requesting information pertinent thereto in the year 1948 and every two years thereafter and the return thereof by the voters and the penalty for failure to return said notice with the information requested and providing for the compensation of the supervisor of registration.

Also—

S. B. No. 184—An Act fixing the compensation of the members of the Board of Public Instruction of Levy County, Florida, at the same rate per annum as that now provided by law for the members of the Board of County Commissioners of said Levy County, Florida, and providing that such payments be made out of the General School Fund of said County.

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

Very respectfully,

T. DREW BRANCH,  
Chairman of the Joint Committee on Enrolled Bills  
on the Part of the Senate.

Senator Mathews arose to a point of personal privilege to pay tribute to the fighting men of America of World War II, on this the 26th day of April, 1945, Confederate Memorial Day.

#### INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Gray—

Senate Concurrent Resolution No. 7:

A Concurrent Resolution relative to naming the White City bridge on State Road No. 6 the "Elgin Bayless Bridge".

Which was read the first time in full.

Senator Gray moved that the rules be waived and Senate Concurrent Resolution No. 7 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 7 was read the second time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Concurrent Resolution No. 7 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

Senator Mathews moved that a committee be appointed to

escort Honorable C. Frank Whitehead, newly-elected Mayor of the City of Jacksonville, Florida, to a seat on the rostrum.

Which was agreed to.

And the President appointed Senator Mathews as the Committee.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Black—

S. B. No. 277—A bill to be entitled An Act fixing and providing for the payment of salaries of Supervisors of Registration in Counties of the State of Florida having a population of not less than nine thousand five hundred (9,500) and not more than ten thousand (10,000) according to the last Federal Census.

Which was read the first time by title only.

Senator Black moved that the rules be waived and Senate Bill No. 277 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 277 was read the second time by title only.

Senator Black moved that the rules be further waived and Senate Bill No. 277 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. 277 was read the third time in full.

Upon the passage of Senate Bill No. 277 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Bill No. 277 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Corporations:

S. B. No. 278—A bill to be entitled An Act to amend Section 613.02, Florida Statutes 1941, relating to issuing permits to foreign corporations to transact business in this State and prescribing the effect thereof and declaring the law of this State.

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

By Senator Clarke—

S. B. No. 279—A bill to be entitled An Act to provide that an act of an agent, constituted by a power of attorney or other authority, for his principal, shall be valid and binding, though the principal be dead at the time of such act, where the party treating with such agent dealt bona fide not knowing at the time of the doing of such act of the death of the principal and where the act would be lawful if the principal were living; to provide for an affidavit by the agent or attorney in fact of the want of actual knowledge or notice of the death of the principal, or notice of any facts indicating his death at the time of performing any act under the power of attorney, for the effect of such affidavit, and for the recordation of such affidavit; and further to provide what shall not constitute or be interpreted as constituting actual knowledge or notice of death of the principal, or notice of any facts indicating his death, and what shall not operate to revoke the agency.

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

By Senator Davis—

S. B. No. 280—A bill to be entitled An Act providing additional appropriation for the office of the Treasurer of the State of Florida for the biennium beginning July 1, 1945, and ending June 30, 1947, in addition to all other appropriations

made for such office, for salaries of additional employees, expert and otherwise, and other necessary and regular expenses incident to his administration as Insurance Commissioner of a law or laws enacted or to be enacted at this session of the Legislature relating to the regulation of the making, filing, use and applying of certain insurance rates in this State.

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

By Senator Shands—

S. B. No. 281—A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments, valuations of properties and levies of taxes by the City of Hawthorne, Alachua County, Florida, for the years 1933, 1934, 1935, 1936, 1937, 1938, 1939, 1940, 1941, 1942, 1943, and 1944 and authorizing the collection of said taxes in manner provided by law.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 281 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 Shands moved that the rules be waived and Senate Bill No. 281 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Shands 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—35.

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

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.

By Senator Beacham—

S. B. No. 282—A bill to be entitled An Act amending Section 127.01, Florida Statutes 1941, relating to the exercise of the power of eminent domain by counties, and restricting the exercise of such power to lands within the boundaries of such county and providing that in all proceedings for condemning lands for park, playground, recreation center, and other recreational purposes, the court shall decide the issue as to whether the purpose or the necessity for taking is a county purpose and for the best interests of the county and providing for right of appeal.

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

By Senator Barringer—

S. B. No. 283—A bill to be entitled An Act to authorize the County of Sarasota to contribute a sum not exceeding seven thousand five hundred dollars for repairs to the "Siesta Bridge" in the City of Sarasota; to require an appropriation therefor in said County's 1945-46 fiscal year's budget; and to direct the levy of a special millage to pay said appropriation.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 283 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 Barringer moved that the rules be waived and Senate Bill No. 283 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Barringer moved that the rules be further waived and Senate Bill No. 283 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 283 was read the third time in full.

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

Yeas—35.

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

Nays—None.

So Senate Bill No. 283 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johnson—

S. B. No. 284—A bill to be entitled An Act to amend Section 790.13, Florida Statutes, 1941, to except Lake County from the provisions of Sections 790.11 to 790.14, inclusive, relating to carrying firearms within National Park areas in the State of Florida.

Which was read the first time by title only.

Senator Johnson moved that the rules be waived and Senate Bill No. 284 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 284 was read the second time by title only.

Senator Johnson moved that the rules be further waived and Senate Bill No. 284 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

Senate Bill No. 284 was read the third time in full.

Upon the passage of Senate Bill No. 284 the roll was called and the vote was:

Yeas—34.

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

Nays—1.

Sturgis

So Senate Bill No. 284 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 285—A bill to be entitled An Act to amend Section 6 of Chapter 8277, Laws of Florida, Acts of 1919, as amended by Section 1 of Chapter 19905, Laws of Florida, Acts of 1939, entitled "An Act providing for pensions for employees of the City of Jacksonville," said amendment providing for retirement after 20 years regardless of age at 50% of average salary, and an additional 2% for each additional year up to 60% of average salary.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 285 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 Mathews moved that the rules be waived and Senate Bill No. 285 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 285 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 285 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. 285 was read the third time in full.

Upon the passage of Senate Bill No. 285 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Bill No. 285 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Judiciary "A"—

S. B. No. 286—A bill to be entitled An Act enabling the counties to procure an additional assistant state attorney; providing the pay to be received by such official; authorizing the counties to provide funds therefor; and repealing all laws in conflict herewith.

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

By Senator Barringer—

S. B. No. 287—A bill to be entitled An Act to assist in financing the operation of a central veterans' service office in Sarasota County to the end of said County's 1945 fiscal year; to provide funds by county taxation for such purpose; and to support a pledge of such funds made by the Board of County Commissioners of said County.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 287 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 Barringer moved that the rules be waived and Senate Bill No. 287 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 287 was read the second time by title only.

Senator Barringer moved that the rules be further waived and Senate Bill No. 287 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. 287 was read the third time in full.

Upon the passage of Senate Bill No. 287 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Bill No. 287 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### MESSAGE FROM THE GOVERNOR

The following Message from the Governor was received and read:

April 24, 1945.

Honorable Walter W. Rose,  
President of the Senate,  
Capitol Building.

Sir:

Pursuant to authority vested in me as Governor of Florida under the provisions of Section 28, Article 3, of the Constitution of Florida, I herewith transmit to you with my objections Senate Bill No. 111 enacted by the Legislature of 1945 and entitled:

"An Act authorizing and directing the Trustees of the Internal Improvement Fund to convey to the Florida Board of Forestry and Parks certain lands in Bay County, Florida, for State Forest, State Park and Recreational purposes."

This is a general bill for the purpose stated in the title and directing the trustees of the Internal Improvement Fund to convey certain lands described in the bill to the Florida Board of Forestry and Parks for its purposes.

The land described in the bill is held by the Trustees of the Internal Improvement Fund. It lies on each side of the new Government Cut providing the entrance channel into Saint Andrews Bay opposite Panama City.

My objections to the bill are as follows:

1. The greater portion of the land adjacent to the entrance is under lease to the United States for National Defense purposes; another part is under lease to the United States in connection with navigation; all is under a third lease to Magnolia Petroleum Corporation for oil explorations, subject to lease rights of the United States.

2. On December 19, 1944, the Florida Board of Forestry and Parks requested the Trustees to convey the said land to it for park purposes. By reason of outstanding leases referred to in "1" and the uses to which the land is thereby obligated, and Trustees believed that the land should not at this time be conveyed to the Florida Board of Forestry and Parks and deferred action on the request.

3. The trustees were not consulted in the matter of title transfer by Legislative Act. There is now ample statutory authority for transfer or for dedication in the discretion of the Trustees as to any land held by them which may be necessary for forest and park purposes, and in pursuance of such authority the Trustees have on many occasions cooperated with the Forest and Park Service in the establishment of state forests and parks, and will continue so to do timely for the needs of said Service when the same does not interfere with the use of the land for other important purposes.

The provisions of the bill are neither timely nor necessary, and for the reasons stated, I withhold my approval from Senate Bill No. 111 and veto the same.

Respectfully,  
MILLARD F. CALDWELL,  
Governor.

Senate Bill No. 111, contained in the above Message, together with the Governor's objections thereto, was taken up and read by title.

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

Upon the passage of Senate Bill No. 111 the roll was called and the vote was:

Yeas—None.

Nays—33.

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

So Senate Bill No. 111 failed to pass over the Governor's veto.

#### MESSAGE FROM THE SECRETARY OF STATE

The following Message from the Secretary of State was received and read:

Tallahassee, Florida, April 12, 1945.

Honorable Walter W. Rose,  
President of the Senate,  
Tallahassee, Florida.

Sir:

In conformity with the requirements of the Constitution of the State of Florida, I herewith transmit to you, for the consideration of the Senate, the following vetoed acts with the Governor's objections attached thereto, viz:

#### Senate Bill No. 201:

"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 repayment 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."

#### Senate Bill No. 350:

"An Act to amend Section 1 of Chapter 18285, Laws of Florida, Acts of 1937, entitled 'An Act creating a State Welfare Board and District Welfare Board and providing for their appointment, qualifications, powers and duties: Providing that said State Board shall be the agent for the United States, State, county, and municipal governments in the administration of funds for the relief of unfortunates: and authorizing the said boards to act as agents 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 standards of care for all local public and private institutions or agencies; creating the office of State Welfare Commissioner and providing for his appointment, providing that this act shall not affect the enforcement of Chapter 9274, Acts of 1923, of Chapter 11834, and 13384, Acts of 1927, of Chapter 13620, Acts of 1929, and acts amendatory thereof; repealing all other laws or parts of laws in conflict herewith; and making appropriations to carry out the purposes of said act; and fixing the qualifications of persons entitled to monetary benefits or assistance under this act."

#### Senate Bill No. 578:

"An Act authorizing the Boards of County Commissioners of counties in the State of Florida, having a population of not less than 5,500, and not more than 5,700 population, according to the 1940 Federal Census, to levy an ad valorem tax for the purpose of purchasing road construction and maintenance equipment and fixing the maximum amount of such millage."

#### Senate Bill No. 603:

"An Act authorizing Boards of County Commissioners in all counties of the State of Florida having a population of not less than ten thousand, one hundred twenty-five (10,125), and not more than ten thousand, five hundred (10,500), according to the last Federal Census, to use for any lawful county purposes any moneys which have been collected in said counties as proceeds from special earmarked ad valorem tax levies made to pay bonds, interest coupons, judgments, or other obligations of such county, where the bonds, interest coupons, judgments, or other obligations for which the levy was made, has been

paid, or refunded prior to the collection of the proceeds of such levy, and said money has not otherwise been appropriated, or used."

Senate Bill No. 614:

"An Act amending Section 374.29, Florida Statutes 1941, prohibiting the taking or the possession of commercial sponges less than six inches in diameter within this state."

Senate Bill No. 648:

"An Act to declare, designate and establish a certain State road in Seminole County."

Senate Bill No. 649:

"An Act providing for the creation of a delinquent tax adjustment board for Citrus County, Florida, prescribing the powers and duties of such board; Providing for the compromise, sale and adjustment or cancellation of tax sale certificates held by the State of Florida or by the county of Citrus upon certain conditions; providing for the fees to be paid to certain officers."

Senate Bill No. 672:

"An Act relating to public performing rights in copyrighted musical compositions and dramatico-musical compositions; defining the same; regulating licensing of same; prescribing filing fees; making provisions for a resident agent in the state; levying a tax on the gross receipts from the licensing of such rights within the State of Florida; providing for the enforcement of this act; the promulgation of rules and regulations governing the enforcement of this act; appropriating the proceeds of the tax and fees levied herein; prohibiting radio networks from making certain contracts; allowing combinations of authors, composers and publishers to do business in this state when the right to deal directly with the owner of copyrighted music is preserved to the public; and repealing Sections 543.08, 543.09, 543.16, 543.17, 543.26, 543.28 and 543.34 of Florida Statutes 1941, relating to musical compositions and combinations restricting the use thereof."

Senate Bill No. 705:

"An Act authorizing the State Board of Administration to return to the Board of County Commissioners of Bay County, Florida, certain ad valorem tax funds for use by the general road and bridge fund of Bay County, Florida."

Yours very truly,  
R. A. GRAY,  
Secretary of State.

Senate Bill No. 201 (1943 Session), contained in the above Message, was read by title, together with the following objections thereto of the Honorable Spessard L. Holland, former Governor of Florida:

State of Florida  
EXECUTIVE DEPARTMENT  
Tallahassee

June 14, 1943.

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

Sir:

Pursuant to authority vested in me as Governor of Florida, under the provisions of Section 28, Article 3, of the Constitution of this State, I herewith transmit to you with my objections, Senate Bill No. 201, 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 there-

of, the powers to carry out the provisions of this Act; and to provide for the repeal of all laws inconsistent herewith."

This is a general bill conferring certain powers upon the State Board of Control. House Bill No. 282 of the Legislature of 1943 has already become a law and is designated as Chapter 21788. House Bill No. 282 and Senate Bill No. 201 are identical. At the request of Senator Leroy Collins, who introduced Senate Bill No. 201, and in order to avoid a duplication of legislation on the same subject, I, therefore, veto Senate Bill No. 201, passed by the Legislature of 1943 in regular session.

Yours faithfully,  
SPESSARD L. HOLLAND,  
Governor.

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

Upon the passage of Senate Bill No. 201 (1943 Session) the roll was called and the vote was:

Yeas—None.

Nays—32.

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

So Senate Bill No. 201 (1943 Session) failed to pass over the Governor's veto.

Senate Bill No. 350 (1943 Session), contained in the above message, was read by title, together with the following objections thereto of the Honorable Spessard L. Holland, former Governor of Florida:

State of Florida  
EXECUTIVE DEPARTMENT  
Tallahassee

June 14, 1943.

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

Dear Sir:

Pursuant to authority vested in me as Governor of Florida, under the provisions of Section 28, Article 3, of the Constitution of this State, I herewith transmit to you with my objections, Senate Bill No. 350, enacted by the Legislature of 1943, and entitled:

"An Act to Amend Section 1 of Chapter 18285, Laws of Florida, Acts of 1937, entitled 'An Act creating a State Welfare Board and District Welfare Board and providing for their appointment, qualifications, powers and duties; providing that said state board shall be the agent for the United States, State, County, and Municipal Governments in the administration of funds for the relief of unfortunates; and authorizing the said boards to act as agent for the United States, State, County and Municipal Governments in the administration of any funds for 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 standards of care for all local public and private institutions or agencies; creating the office of State Welfare Commissioner and providing for his appointment, providing that this Act shall not affect the enforcement of Chapter 9274, Acts of 1923, of Chapter 11834 and 13384, Acts of 1927, of Chapter 13620, Acts of 1929, and Acts amendatory thereof; repealing all other laws or parts of laws in conflict herewith; and making appropriations to carry

out the purpose of said Act; and fixing the qualifications of persons entitled to monetary benefits or assistance under this Act."

This is a general bill limiting the administrative cost of the State Welfare Board to an amount not to exceed eight (8) per cent of any and all State money appropriated for the purpose of carrying out the provisions of the Act creating the State Welfare Board. My objections to this Bill are as follows:

1. In amending Section 1 of Chapter 18285, Laws of Florida, 1937, three lines pertaining to the terms of office of the members of the State Welfare Board were dropped from the provisions of the original Act. This omission of an essential provision of the Act leaves considerable confusion in the administrative setup of the State Welfare Board.

2. The limitation of administrative cost provided by Senate Bill 350 is too drastic to permit of proper performance by the Welfare Board of its various functions.

For the foregoing reasons, I, therefore, veto Senate Bill 350.

Yours faithfully,  
SPESSARD L. HOLLAND,  
Governor.

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

Upon the passage of Senate Bill No. 350 (1943 Session) the roll was called and the vote was:

Yeas—None.

Nays—30.

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

So Senate Bill No. 350 (1943 Session) failed to pass over the Governor's veto.

Senate Bill No. 578 (1943 Session), contained in the above Message, was read by title, together with the following objections thereto of the Honorable Spessard L. Holland, former Governor of Florida:

State of Florida  
EXECUTIVE DEPARTMENT  
Tallahassee

June 12, 1943.

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

Dear Sir:

Pursuant to authority vested in me as Governor of Florida, under the provisions of Section 28, Article 3, of the Constitution of this State, I herewith transmit to you with my objections, Senate Bill 578, enacted by the Legislature of 1943, and entitled:

"An Act authorizing the Boards of County Commissioners of Counties in the State of Florida, having a population of not less than 5,500, and not more than 5,700 population, according to the 1940 Federal Census, to Levy an Ad Valorem Tax for the purpose of purchasing road construction and maintenance equipment and fixing the maximum amount of such millage."

This is a population bill of local application, applicable only to Hernando County. The bill would authorize County Commissioners of this County to levy up to five (5) mills per annum for the next two years to raise funds for the purpose of purchasing road construction and maintenance equipment. My objections to this Bill are as follows:

1. The classification on the basis of population is static in that it applies to counties having a population of not less than 5,500 nor more than 5,700, ac-

ording to the 1940 Federal Census. The effect of this classification is that the Bill could never apply to any County other than Hernando, and inasmuch as no proof of publication of notice of intention to introduce the bill is attached thereto, pursuant to the requirements of Article 3, Section 21 of the Constitution, the bill is unconstitutional.

2. The records in the office of the State Comptroller reveal that the County Commissioners of Hernando County levied 11.2 mills for general operations for 1942. Senate Bill 578 would authorize an additional levy of five (5) mills for a limited purpose. This would involve an increase of approximately 45% in the total levy for operations for this County. Such an increase does not appear to be justified by the objectives sought to be accomplished by the additional levy, in view of the present well-known difficulties of obtaining road construction and maintenance equipment.

Further, inasmuch as the recitals of Senate Bill 578 indicate clearly that it is not immediately necessary that such equipment be acquired at the present time, or in the reasonably near future, it appears unjustifiable to permit an increase of 45% in the County operating millage for each of the next two years when it is highly improbable that the equipment can be purchased, and it is apparent from the bill itself that such purchase is not contemplated or necessary within the reasonably near future.

3. It is my judgment that to allow an increase in the millage levy of Hernando County to the extent permitted by Senate Bill 578 would be to disrupt the entire tax structure of this County to the extent that there would be a grave danger that valuations for taxing purposes would be reduced to avoid unreasonable increases in tax bills, thereby conflicting with the policy established by the Legislatures of 1941 and 1943, requiring 100 per cent valuations of all property for ad valorem tax purposes.

For the foregoing reasons, I, therefore, veto Senate Bill 578.

Yours faithfully,  
SPESSARD L. HOLLAND,  
Governor.

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

Upon the passage of Senate Bill No. 578 (1943 Session) the roll was called and the vote was:

Yeas—None.

Nays—33.

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

So Senate Bill No. 578 (1943 Session) failed to pass over the Governor's veto.

Senate Bill No. 603 (1943 Session), contained in the above Message, was read by title, and referred to the Committee on Executive Communications.

Senate Bill No. 614 (1943 Session), contained in the above Message, was read by title, together with the following objections thereto of the Honorable Spessard L. Holland, former Governor of Florida.

State of Florida  
EXECUTIVE DEPARTMENT  
Tallahassee

June 12, 1943.

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

Dear Sir:

Pursuant to authority vested in me as Governor of Florida,

under the provisions of Section 28, Article 3, of the Constitution of this State, I herewith transmit to you, with my objections, Senate Bill 614, enacted by the Legislature of 1943, and entitled:

"An Act amending Section 374.29 Florida Statutes 1941, prohibiting the taking or the possession of Commercial sponges less than six inches in diameter within this state".

This is a general Bill which increases from five to six inches in diameter the minimum size of sponges which can be legally taken from the territorial waters of Florida. My objections to the Bill are as follows:

This Bill was introduced in its original form as a courtesy to the State Conservation Department, which had drafted the original measure at the request of the sponge industry. The original draft of the Bill made no change in the minimum size of sponges that could be legally taken. It now appears that due to an amendment, which was inserted in the original Bill, the bill in its present form would be injurious to the sponge industry of Florida and would prevent the industry from supplying sponges that are much needed in the war effort. With the approval of the introducer, and likewise with the approval of the State Conservation Department, I, therefore, withhold my approval of Senate Bill 614 and veto the same.

Yours faithfully,  
SPESSARD L. HOLLAND,  
Governor.

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

Upon the passage of Senate Bill No. 614 (1943 Session) the roll was called and the vote was:

Yeas—None.  
Nays—32.

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

So Senate Bill No. 614 (1943 Session) failed to pass over the Governor's veto.

Senate Bill No. 648 (1943 Session), contained in the above Message, was read by title, and referred to the Committee on Executive Communications.

Senate Bill No. 649 (1943 Session), contained in the above message, was read by title, together with the following objections thereto of the Honorable Spessard L. Holland, former Governor of Florida:

State of Florida  
EXECUTIVE DEPARTMENT  
Tallahassee

June 10, 1943.

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

Dear Sir:

Pursuant to authority vested in me as Governor of Florida, under the provisions of Section 28, Article 3, of the Constitution of this State, I herewith transmit to you, with my objections, Senate Bill 649, enacted by the Legislature of 1943, and entitled:

"An Act providing for the creation of a Delinquent Tax Adjustment Board for Citrus County, Florida, prescribing the powers and duties of such board; providing for the compromise, sale and adjustment or cancellation of tax sale certificates held by the State of Florida or by the County of Citrus upon certain conditions; providing for the fees to be paid to certain officers."

This is a Local Bill, providing for the creation of a De-

linquent Tax Adjustment Board for Citrus County. My objections to the Bill are as follows:

1. Section 13 provides that all General Laws with reference to the sale or redemption of Tax Sale Certificates, or the vesting of title to lands heretofore sold for taxes in Citrus County, shall be suspended and inoperative until July 1, 1944. This provision is in direct conflict with the letter and spirit of Chapter 20722, Acts of 1941, and also conflicts with the policy established by the Legislature of 1943 in the enactment of Senate Bill 547, pertaining to the vesting of title to lands sold for taxes under the 1941 Law.

2. Senate Bill 649 is in conflict with the policy established by the Legislatures of 1941 and 1943 in that Section 13 thereof provides in substance for an extension of time for the payment of delinquent taxes in Citrus County, whereas both legislative sessions above mentioned established a state-wide policy to the effect that all delinquent taxes should be paid in accordance with the prevailing general laws applicable to the assessment levying and collection of ad valorem taxes on real estate.

3. The title of Senate Bill 649 contains no reference whatever to the far-reaching provisions contained in Section 13.

For the foregoing reasons, I, therefore, veto Senate Bill 649 of the Legislature of 1943.

Yours faithfully,  
SPESSARD L. HOLLAND,  
Governor.

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

Upon the passage of Senate Bill No. 649 (1943 Session) the roll was called and the vote was:

Yeas—None.  
Nays—33.

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

So Senate Bill No. 649 (1943 Session) failed to pass over the Governor's veto.

And Senate Bill No. 672 (1943 Session), contained in the above Message, was read by title, and referred to the Committee on Executive Communications.

Senate Bill No. 705 (1943 Session), contained in the above Message, was read by title, together with the following objections thereto of the Honorable Spessard L. Holland, former Governor of Florida:

State of Florida  
EXECUTIVE DEPARTMENT  
Tallahassee

June 10, 1943.

Honorable R. A. Gray,  
Secretary of State,  
Capitol.

Dear Mr. Gray:

Pursuant to authority vested in me as Governor of Florida, under the provisions of Section 28, Article 3, of the Constitution of this State, I transmit to you with my objections thereto, Senate Bill No. 705, Session of 1943, entitled "An Act authorizing the State Board of Administration to return to the Board of County Commissioners of Bay County, Florida, certain ad valorem tax funds for use by the General Road and Bridge Fund of Bay County, Florida."

The provisions of this Bill are in conflict with Senate Bill No. 44, of the same Session, which is a general bill under which all excess funds created for the purpose of servicing road and bridge bonds being administered by the State Board of Admin-

istration, by ad valorem taxation, tax redemptions based thereon, or profits realized from investments of such funds by the State Board of Administration, shall be transferred and used to service the indebtedness of each respective taxing unit of like nature, that is to say, that if the excess occurs in a countywide account, the same shall be transferred to apply to other outstanding countywide bonds of the same nature, and if District funds, to the retirement of other outstanding road and bridge bonds of the District, or if there are no such other outstanding bonds of the District, to the countywide road and bridge bond fund.

Senate Bill 44 was drafted and proposed for the purpose of making available all ad valorem tax funds, and other funds, originally raised and appropriated to specific purposes, to purposes of like nature and within the spirit, and in order to carry out the intent, of Section 16 of Article IX of the Constitution, an amendment adopted at the general election of 1942, and which became effective January 1, 1943.

By Section 16 of Article IX of the Constitution, above mentioned, the State Board of Administration is charged with the duty of administering the bonded debts of all counties of this State outstanding on July 1, 1931, and representing contributions to the State road system, or any refunding issue thereof. The only funds available to the State Board of Administration, for the purpose of said constitutional provision, will be Bay County's distributive share of two cents of the gasoline or other fuel taxes provided for in said constitutional provision. Bay County now has outstanding obligations of the nature indicated, three and a half million dollars, and will need to have applied, certainly during the present curtailment of gasoline tax revenue, all available funds. The funds sought to be transferred by Senate Bill 705 are now in the interest and sinking fund of said county, and will be needed in order to enable the State Board of Administration to effectively carry out the spirit and intent of said constitutional provision.

A further reason for my disapproval of this Act is that I would regard it as particularly unfortunate to weaken the force and effect of said constitutional provision by local legislation.

I, therefore, veto Senate Bill 705, 1943 Session.

Very truly yours,

SPESSARD L. HOLLAND,  
Governor.

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

Upon the passage of Senate Bill No. 705 (1943 Session) the roll was called and the vote was:

Yeas—None.

Nays—33.

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

So Senate Bill No. 705 (1943 Session) failed to pass over the Governor's veto.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, April 26, 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, with amendment—

By Senators Fraser (41st Dist.), Beacham, Davis, Coleman (13th Dist.), Coleman (28th Dist.), King (7th Dist.), King (27th Dist.), Johns, McKenzie, Lewis, Ausley, Black, Fraser (29th Dist.) Baynard, Sturgis, Moon, Gray, Brackin, Clarke,

Boyle, Perdue, Sanchez, Carroll, Mathews, Sheldon, Johnson, and Thomas—

S. B. No. 51—A bill to be entitled An Act creating the Florida State Advertising Commission; defining its powers and duties; and providing an appropriation for its operation and for advertising purposes.

Which amendment reads as follows:

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

Section 1. There is hereby created and established a Commission to be known as the Florida State Advertising Commission.

Section 2. The Florida State Advertising Commission shall be composed of the Governor of the State of Florida, who is hereby designated as Chairman thereof, the Commissioner of Agriculture of the State of Florida, and the Secretary of State of the State of Florida, and six additional members to be appointed by the Governor, one from each of the six Congressional Districts of the State of Florida, of which the appointee shall be a bona fide citizen and resident. Each appointive member shall be confirmed by the Senate. Permanent removal of any appointive member from the Congressional District from which such member shall have been appointed, shall operate as a resignation from such Commission.

Section 3. The appointive member from each of the Congressional Districts numbered One and Two, shall be appointed for a first term of two years; the appointive member from each of Congressional Districts numbered Three and Four shall be appointed for a first term of three years, and the appointive member from each of Congressional Districts numbered Five and Six, shall be appointed for a term of four year; and thereafter the appointive member from each Congressional District shall be appointed for a term of four years; provided, however, in the event of a vacancy in any of such appointive memberships for any reason whatsoever, the Governor shall appoint a person qualified as herein specified, to fill the unexpired term as the same is herein set forth.

Section 4. Each of the appointive members of such Commission shall be chosen by the Governor of the State of Florida from among those citizens of the respective Congressional Districts of the State qualified by training, experience and occupation, to serve upon such Commission to the end that the composite of the entire Commission shall fairly and equally represent the Agricultural, Industrial, Recreational and all other interests within the entire State of Florida.

Section 5. All members of such Commission shall serve without compensation as members of such Commission; provided, however, the members of such Commission shall be paid from the funds hereinafter appropriated as a part of the operating expense of such Commission, actual expense, including travel expense, in attendance at meetings of the Commission and actual expense in the performance of any other duty authorized by the Commission.

Section 6. It shall be the primary responsibility of the Commission to create and build Florida industries, to promote commerce and the sale of Florida products, to encourage employment for Florida citizens, to encourage visitors from other states and countries to come to Florida, and to raise the earning level of Florida residents.

Section 7. In the performing of its duties, the Commission is hereby empowered and authorized to make and enter into contracts and to generally do all such things as in its judgment may be necessary, proper and expedient in accomplishing its duties herein enumerated.

Section 8. The Governor and other constitutional officers of the State shall direct that assistance, information and advice be given the Commission upon its request, in the performance of its duties and functions by officers, agents or employees under their authority. The head of any State Department, Commission, Agency, Bureau, Board or Institution shall assign temporarily, upon request of the Commission, experts and employees of his department or shall direct any division or agency under his supervision and control to make any special study or survey requested by the Commission.

Section 9. The Commission, in order to promote and develop business, agriculture, industry, commerce and employment for the citizens of the State, shall have the power, and its duty shall be, to plan and conduct a program of information, advertising and publicity relating to the business, industrial,

commercial, agricultural, educational, recreational, scenic, historic, transportation, and residential facilities, advantages, products and attractions of the State and all parts thereof. The Commission shall encourage and so far as it is practicable to do so, coordinate the activities of persons, firms, associations, corporations, organizations and other governmental units and agencies engaged in publicizing and promoting such facilities, advantages, products and attractions of the State or of any part thereof.

Section 10. The Commission shall employ a State Advertising Director qualified by successful experience in publicity and advertising work for the responsibilities of the office. He shall not be directly or indirectly employed by any person, firm or corporation, nor be interested directly or indirectly in any firm or corporation, having any contractual relations with the Commission. Said State Advertising Director shall not be interested directly or indirectly in any contract entered into by the Commission. The Commission shall employ such other employees as may be necessary to carry out the purposes of this Act, at salaries and with duties, to be fixed by the Commission.

Section 11. The Advertising Commission shall limit its dissemination of information pertaining to Florida to the following media:

- (1) Newspaper advertising outside of the State of Florida.
- (2) Magazine advertising in magazines of national circulation.
- (3) Outdoor advertising outside of the State of Florida.
- (4) Radio advertising over out-of-state networks.
- (5) Preparing and circulating moving pictures.
- (6) Preparing, purchasing and distributing by mail, or by other means of advertising, literature and other material.

Section 12. The Commission is authorized and empowered to accept gifts and donations and to receive and administer funds turned over to it for advertising and publicity.

Section 13. There is hereby appropriated from the General Revenue Fund of the State the sum of 500,000 annually to be expended under the direction of the Commission for the purposes set forth in this Act; provided that no funds so appropriated shall be expended until the Commission shall have submitted to, and obtained approval by the State Budget Board of a detailed schedule of expenditures.

Section 14. The Act shall be construed as supplementary to existing statutes and not as repealing any of such Laws or parts thereof.

Section 15. In the event that any section, paragraph, sentence or phrase of this Act shall be declared unconstitutional, it shall not affect the other provisions of this Act, it being the intent of the Legislature to approve and endorse such provisions irrespective of any provisions which may be held unconstitutional.

Section 16. This Act shall take effect immediately upon its passage by the Legislature and its approval by the Governor, or upon its becoming a Law without such approval.

And Senate Bill No. 51, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator Fraser (31st Dist.) moved that the Senate do concur in House Amendment to Senate Bill No. 51.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 51.

And Senate Bill No. 51, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, April 25, 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 Senator Sheldon—

S. B. No. 216—A bill to be entitled An Act authorizing and

requiring the City of Tampa to pay a pension to B. J. Finman. Proof of Publication attached.

By Senators Rose, Johnson, Moon and Bryant—

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.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And Senate Bills Nos. 216 and 156, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, April 25, 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 indefinitely postponed—

By Senator Lindler—

S. B. No. 116—A bill to be entitled An Act to declare, establish and designate a certain state road.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

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

Tallahassee, Florida, April 26, 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 indefinitely postponed—

By Senator Coleman (13th Dist.)—

S. B. No. 224—A bill to be entitled An Act to authorize and empower the City of Miami Beach, Florida, to acquire, and thereafter own, operate, add to, extend and improve a municipal gas works and transmission and distribution system in and surrounding said city and in connection therewith to issue gas revenue certificates payable solely from the revenues of said works and system and to validate all proceedings and action heretofore had or taken with respect thereto.

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

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

Tallahassee, Florida, April 25, 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 Senator Mathews—

S. B. No. 18—A bill to be entitled An Act validating Chapter 16866, Acts of 1935, entitled "An Act providing Civil Service for employees of cities having a population of more than one hundred thirty thousand according to the last preceding State Census, which cities are hereby designated as belonging to class 'J,'" and Chapter 17786, Acts of 1937, entitled "An Act amending Section 1 of Chapter 16866, Laws of 1935 entitled An Act providing Civil Service for employees of cities having a population of more than one hundred thirty thousand according to the last preceding State Census which cities are hereby designated as belonging to class 'J'."

By Senator Johns—

S. B. No. 113—A bill to be entitled An Act fixing the compensation of members of the Board of County Commissioners in Counties of the State of Florida having a population of not less than eighty-seven hundred (8,700) and not more than eighty-seven hundred and twenty-five (8,725) according to the 1940 Federal Census; and repealing all laws in conflict herewith.

By Senator Coleman (13th Dist.)—

S. B. No. 171—A bill to be entitled An Act amending Section 3 of Chapter 20476, Laws of Florida, 1941, relating to taxation for hospitals and homes for the poor and indigent in any County having a population of more than 250,000 according to the last preceding Federal Census, by providing that a part of the funds realized under said Act be used for salaries and wages of county physicians and welfare workers, insanity inquiries and other welfare expenses, and other direct relief.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And Senate Bills Nos. 18, 113 and 171, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Fla., April 25, 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 Senator Brackin—

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.

By Senator Sanchez—

S. B. No. 81—A bill to be entitled An Act to designate that part of State Road No. 69 extending from Live Oak to Mayo as the Hinely-Parker Highway; and to designate the bridge to be constructed across the Suwannee River on said road as the Hal W. Adams bridge.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk House of  
Representatives.

And Senate Bills Nos. 70 and 81, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Fla., April 25, 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 with amendments—

By Senator Mathews—

S. B. No. 15—A bill to be entitled An Act authorizing the City of Jacksonville to accept payment of principal only on all delinquent taxes upon lands owned by the State of Florida under the Murphy Law.

Which amendment read as follows:

In Section 1 of the bill, strike out Section One and insert the following in lieu thereof:

"Section 1: That City of Jacksonville shall accept payment of the principal sum due on delinquent taxes, without interest, from the purchaser from the State of Florida on all lands the title to which has become vested in the State of Florida under the Murphy Law."

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk House of  
Representatives.

Senate Bill No. 15, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator Mathews moved that the Senate do concur in the House Amendment to Senate Bill No. 15.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 15.

And Senate Bill No. 15, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Fla., April 25, 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 Senator Coleman (13th Dist.)—

S. B. No. 172—A bill to be entitled "An Act to amend Section 2 of Chapter 21388, Special Laws of Florida, 1941, entitled: 'An Act to amend Chapter 10847, Special Laws of Florida, 1925, and all laws supplemental thereto and amendatory thereof, the same being the Charter of the City of Miami, by amending Section 20 thereof to provide for the exemption of the Department of Water and Sewers from the provisions of said Section; and further amending said Chapter 10847, as amended, by inserting immediately following Section 22 thereof a new Section to be known as Section 22-A, creating and establishing a new Department to be known as the Department of Water and Sewers of the City of Miami and providing for the appointment of the director thereof; creating and establishing a Board to be known as the Water and Sewer Board of the City of Miami; prescribing the number of members of said Board, their qualifications, initial members of said Board, respective terms of office, compensation and the method of selecting their successors; prescribing the powers, functions and duties of said Department, of said director and of said Board; transferring to said department and said Board the control, management and operation of all waterworks and sanitary sewer properties of the City of Miami; and providing for the segregation of all budgets, funds and accounts pertaining to said waterworks and said sanitary sewer properties from all other budgets, funds and accounts of the City' for the purpose of providing (A) that the Director of the Department of Water and Sewers shall be appointed by and shall hold office at the will of said Water and Sewer Board and (B) that the Department of Water and Sewers shall have full power and authority to acquire, construct, produce, manufacture, utilize, sell or otherwise dispose of any and all products and facilities, and byproducts of such products and facilities, used or useful in the production or treatment of water or in the treatment or disposal of sewage; and repealing all laws and parts of laws in so far as they are in conflict or inconsistent with the provisions of this Act."

Proof of publication attached.

By Senator Coleman (13th Dist.)—

S. B. No. 173—A bill to be entitled An Act authorizing the Board of County Commissioners in each county having a population of 250,000 or more according to the last preceding Federal Census to establish and maintain a special revolving fund designated as "Special Pay Roll Fund", defining the purpose of said fund, providing for the method of establishing and reimbursing said fund and providing that such funds heretofore established be ratified and approved.

By Senator Ausley—

S. B. No. 213—A bill to be entitled An Act abolishing Justice of the Peace Districts in Leon County, Florida, and providing that this Act shall not become effective unless approved by a majority of the qualified electors of said county at the next ensuing general election.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk House of  
Representatives.

And Senate Bills Nos. 172, 173 and 213, contained in the

above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, April 25, 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. Bollinger of Palm Beach—

H. B. No. 299—A bill to be entitled An Act to extend the corporate limits of the City of Delray Beach, Palm Beach County, Florida, and to provide for exemption of said annexed territory from taxation for payment of existing municipal indebtedness of the city of Delray Beach, Florida.

Proof of publication of notice attached to the above bill.

By Messrs. Clement, Baker and Harris of Pinellas—

H. B. No. 304—A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments, valuations of properties and levies of taxes by the City of Dunedin, Pinellas County, Florida, for the years 1944 and 1945, and authorizing the collection of said taxes in manner provided by law.

Proof of publication of notice attached to the above bill.

By Messrs. Clement, Baker and Harris of Pinellas—

H. B. No. 305—A bill to be entitled An Act for the relief of the City of Dunedin, a municipal corporation, in Pinellas County, authorizing and directing the Comptroller of the State of Florida and the Clerk of the Circuit Court of Pinellas County, Florida, to cancel all state and county tax certificates outstanding, together with subsequent and omitted taxes, against certain municipally owned property.

Proof of publication of notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 299, 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. 304 contained in the above Message, was read the first time by title only.

Senator Baynard moved that the rules be waived and House Bill No. 304 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 304 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 304 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. 304 was read the third time in full.

Upon the passage of House Bill No. 304 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 304 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 305, contained in the above Message, was read the first time by title only.

Senator Baynard moved that the rules be waived and House Bill No. 305 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 305 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 305 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. 305 was read the third time in full.

Upon the passage of House Bill No. 305 the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So House Bill No. 305 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 25, 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. Peeples of Glades—

H. B. No. 235—A bill to be entitled An Act to declare, establish and designate a certain State road.

By Mr. Carlton of Duval—

H. B. No. 270—A bill to be entitled An Act to extend the corporate limits of the City of Jacksonville, a municipal corporation in Duval County, Florida, and granting unto said City certain property in the territory embraced in said extension.

Proof of Publication of Notice attached to the above bill.

By Messrs. Burwell and Stirling of Broward—

H. B. No. 273—A bill to be entitled An Act providing for the payment by Broward County, Florida, of the salary of a secretary for the Judge of the Circuit Court of the Fifteenth Judicial Circuit, residing in Broward 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 of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Bill No. 235, contained in the above Message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

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

Senator Mathews moved that House Bill No. 270 be indefinitely postponed.

Which was agreed to and House Bill No. 270 was indefinitely postponed.

And House Bill No. 273, contained in the above Message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 273 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 273 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 273 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. 273 was read the third time in full.

Upon the passage of House Bill No. 273 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 273 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 25, 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. Johnson of Hernando and Getzen of Sumter—

H. B. No. 168—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.

By Mr. Johnson of Hernando—

H. B. No. 182—A bill to be entitled An Act to declare, establish and designate a certain state road.

By Messrs. Bollinger and Elliot of Palm Beach—

H. B. No. 296—A bill to be entitled An Act amending Section 1 of Chapter 18216, Laws of Florida, 1837, declaring, designating and establishing a certain state road in Palm Beach County as amended by Chapter 19448, Laws of Florida, 1939.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Bill No. 168, contained in the above Message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

And House Bill No. 182, contained in the above Message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

And House Bill No. 296, contained in the above Message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

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

Tallahassee, Florida, April 25, 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—

House Concurrent Resolution No. 10:

A concurrent resolution providing for a declaration of the federation of the world.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 10, contained in the above Message, was read the first time in full.

Senator Mathews moved that the rules be waived and House Concurrent Resolution No. 10 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 10 was read the second time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and House Concurrent Resolution No. 10 was adopted.

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

Senator Brackin moved that House Bill No. 218 be recalled from the Committee on Appropriations and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Mathews moved that a committee be appointed to escort Lieut. Fuller Warren, U.S.N.R., to a seat on the rostrum.

Which was agreed to.

And the President appointed Senator Mathews as the committee.

The Sergeant at Arms announced that a delegation of members of the Senate and House of Representatives of the State of Georgia was in the corridor of the capitol.

Whereupon the President appointed Senators Baynard, Barringer and Thomas as a committee to escort the members of the delegation to seats within the bar of the Senate.

Senator William "Bill" Freeman, member of the Georgia State Senate from the 22nd Senatorial District, and Chairman of the delegation from Georgia, was seated on the rostrum.

Senator Freeman addressed the Senate.

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

Tallahassee, Florida, April 25, 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. Carlton of Duval—

H. B. No. 74—A bill to be entitled An Act amending Section 48.14, Florida Statutes 1941, as amended, and Section 63.06 and 63.32, Florida Statutes 1941, relating to appearances and defaults and decrees pro confesso in actions at law and suits in equity and to the time for filing answer, reply and other pleadings in equity.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 74, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "B".

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

Tallahassee, Florida, April 26, 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. Jenkins of Alachua, Simpson of Jefferson and Murray of Polk—

House Concurrent Resolution No. 9:

A CONCURRENT RESOLUTION PERTAINING TO CERTAIN STATE INSTITUTIONS:

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 9, contained in the above Message, was read the first time in full.

Senator Thomas moved that the rules be waived and House Concurrent Resolution No. 9 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 9 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. 9 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 25, 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 the Committee on Citrus Fruits—

H. B. No. 249—A bill to be entitled An Act to amend Section 599.14, Florida Statutes 1941, by providing that no common carrier or other carrier or person shall accept for shipment or ship or transport any citrus fruit unless the grade certificate covering said fruit bears evidence of the payment, as provided by law, of the excise taxes mentioned in Section 599.08.

By Mr. Darby of Escambia—

H. B. No. 27—A bill to be entitled An Act providing for the maintenance and working of prisoners convicted for violation of city ordinances in city, recorders and municipal courts of the several cities of the State of Florida and authorizing the cities and municipalities of the State of Florida to place such persons in the custody of the Board of County Commissioners of the several counties of the State of Florida, and in the county convict camps of such counties for custody and keeping and work while under sentence of the city, municipal and recorder's court, and authorizing the several cities and counties of the State of Florida to enter into agreements and contracts with the Board of County Commissioners and counties wherein such cities are located, for the maintenance, keeping and working of person under sentence for violation of such city ordinances, and providing generally for the keeping and working of persons under sentence by municipal and city courts for violation of ordinances.

By Miss Baker of Pinellas and Mr. Jenkins of Alachua—

H. B. No. 142—A bill to be entitled An Act amending Section 323.24, Florida Statutes, 1941, relating to auto transportation companies under the jurisdiction of the Railroad Commission, so as to provide that the Railroad Commission may proceed in equity for an accounting against any such company which has failed to pay mileage taxes.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Bill No. 249, contained in the above Message was read the first time by title only.

Senator Johnson moved that the rules be waived and House Bill No. 249 be placed on the Calendar of Bills on Second Reading without reference.

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

And House Bill No. 27, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "C".

And House Bill No. 142, contained in the above Message, was read the first time by title only and referred to the Committee on Transportation and Traffic.

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

Tallahassee, Florida, April 25, 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. 274—A bill to be entitled An Act relating to Walton County, Florida, authorizing the Board of County Commissioners of said county to amend its budget to include any funds not anticipated by said board at the time of making up its budget or approval by the Comptroller of the State of Florida.

Proof of Publication of Notice attached to the above bill.

By Messrs. Bollinger and Elliot of Palm Beach—

H. B. No. 297—A bill to be entitled An Act fixing the Filing Fee of the Clerk of the Circuit Court of Palm Beach County, Florida, for the filing of the Delinquent Tax suit required by law to be instituted by the County and repealing all laws in conflict.

Proof of Publication of Notice attached to the above bill.

By Mr. Bollinger of Palm Beach—

H. B. No. 298—A bill to be entitled An Act to extend the corporate limits of the City of Delray Beach, Palm Beach County, Florida, and to provide for exemption of said annexed territory from taxation for payment of existing municipal indebtedness of the City of Delray Beach, Florida.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Bill No. 274, 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. 297, contained in the above Message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 297 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 297 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 297 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. 297 was read the third time in full.

Upon the passage of House Bill No. 297 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 297 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 298, 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 25, 1945.

Honorable 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. Jenkins of Alachua—

H. B. No. 312—A bill to be entitled An Act authorizing the issuance of search warrants by the Municipal Judge of the City of Gainesville, Florida, the service of same, and for the giving of bond by the administrative officer serving such warrants.

Proof of Publication of Notice attached to above bill.

By Messrs. Okell, Oelkers and Peters of Dade—

H. B. No. 314—A bill to be entitled An Act to amend Section 5 of Chapter 12635-(830) of the Acts of the Legislature of the State of Florida for the year of 1927, being an act entitled: 'An Act to abolish the present municipal government of the town of Country Club Estates (now known as Miami Springs) in the County of Dade, and State of Florida, and to organize and establish a town government for the town of Country Club Estates (now known as Miami Springs) in the County of Dade, in the State of Florida; to prescribe its jurisdiction and power, and to authorize the imposition of penalties for the violation of its ordinances.'

Proof of Publication of Notice attached to above bill.

By Messrs. Holland and Poston of Bay—

H. B. No. 317—A bill to be entitled An Act authorizing the Board of County Commissioners of Bay County, Florida, to cause appraisements of properties in said Bay County, outside the city limits of Panama City, to be made by some company or board of appraisers, to be selected by said Board of County Commissioners, and at intervals of five (5) years; said appraisements to comprehend and include the valuation of each piece of property within the boundaries of Bay County, Florida, outside the city limits of said Panama City; said appraisements to be made in duplicate, one copy to be deposited in the office of the Tax Assessor of said Bay County, and the other copy to be deposited in the office of the Board of County Commissioners of said Bay County, for reference and information of said Tax Assessor and said Board of County Commissioners and the public; and said appraisements to be made at a cost not to exceed \$5,000 for the first of said appraisements, and at a cost of not exceeding \$4,000 for any succeeding appraisal; and authorizing the levy of taxes to pay the cost thereof.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk,  
House of Representatives.

And House Bill No. 312, contained in the above Message, was read the first time by title only.

Senator Shands moved that the rules be waived and House Bill No. 312 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 312 was read the second time by title only.

Senator Shands moved that the rules be further waived and House Bill No. 312 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. 312 was read the third time in full.

Upon the passage of House Bill No. 312 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 312 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 314, contained in the above Message, was read the first time by title only.

Senator Coleman (13th Dist.), moved that the rules be waived and House Bill No. 314 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 314 was read the second time by title only.

Senator Coleman (13th Dist.), moved that the rules be further waived and House Bill No. 314 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. 314 was read the third time in full.

Upon the passage of House Bill No. 314 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 314 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 317, contained in the above Message, was read the first time by title only.

Senator Gray moved that the rules be waived and House Bill No. 317 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 317 was read the second time by title only.

Senator Gray moved that the rules be further waived and House Bill No. 317 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. 317 was read the third time in full.

Upon the passage of House Bill No. 317 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 317 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 25, 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. 323—A bill to be entitled An Act making the term of office of each the Mayor, Councilman, Marshall and City Recorder of the City of Arcadia, DeSoto County, Florida, for a period of four years, and providing for a referendum thereof.

By Mr. Ingraham of DeSoto—

H. B. No. 324—A bill to be entitled An Act providing for the distribution and use of race track funds allocated to DeSoto County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, or any act amendatory or supplementary thereto, or any other race track acts.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 323, 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. 323 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 323 was read the second time by title only.

Senator King (27th Dist.) moved that the rules be further waived and House Bill No. 323 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. 323 was read the third time in full.

Upon the passage of House Bill No. 323 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 323 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 324, 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 25, 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. 292—A bill to be entitled An Act authorizing the Board of County Commissioners of Palm Beach County, Florida, to budget and to levy a jail building tax not exceeding

one mill per annum for not more than five consecutive years beginning with the fiscal year 1945-1946; providing how and when such tax shall be assessed and collected; providing that the tax authorized shall be in addition to the tax authorized by Section 135.01, Florida Statutes 1941, and to supplement funds already accumulated.

Proof of Publication of Notice attached to the above bill.

By Messrs. Bollinger and Elliott of Palm Beach—

H. B. No. 293—A bill to be entitled An Act fixing the minimum and maximum amounts of bonds to be furnished by the Clerk of the Circuit Court, the Sheriff, the Deputy Sheriffs, the Tax Collector, the Tax Assessor, the County Judge, the Members of the Board of Public Instruction, the Superintendent of Registration, the County Commissioners, the County Superintendent of Public Instruction, the Clerk of the Criminal Court of Record and the Justices of the Peace in Palm Beach County, providing the amounts thereof to be fixed by the Board of County Commissioners of Palm Beach County, the approval thereof by such Board of County Commissioners and the Comptroller, the filing of such bonds, the number, obligation and justification of sureties thereon, and providing when this Act shall become effective.

Proof of Publication of Notice attached to the above bill.

By Messrs. Bollinger and Elliott of Palm Beach—

H. B. No. 294—A bill to be entitled An Act to extend the corporate limits of the City of Delray Beach, Palm Beach County, Florida; to provide for the creation of certain zones in said annexed territory regulating the construction and/or use of buildings and other structures; to provide for the furnishing of city water to said annexed territory and other territories outside of the city limits; to provide for a plan of taxation of said annexed territory; to provide for the regulation of the construction of streets, sewers and water mains; and to provide for exemption of said annexed territory from taxation for payment of existing municipal indebtedness of the city of Delray Beach, Florida.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 292, contained in the above Message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 292 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 292 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 292 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. 292 was read the third time in full.

Upon the passage of House Bill No. 292 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 292 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 293, contained in the above Message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 293 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 293 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 293 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. 293 was read the third time in full.

Upon the passage of House Bill No. 293 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 293 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 294, 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 25, 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. Peters, Okell, Oelkers of Dade—

H. B. No. 208—A bill to be entitled An Act relating to sand flies in anti-mosquito districts created under Chapter 388, Florida Statutes 1941, in counties having populations of not less than 265,000 according to the last preceding Federal Census, and providing for appropriation and expenditure of funds for control or eradication of sand flies out of the tax monies collected for such anti-mosquito districts.

By Messrs. Peters, Okell, Oelkers of Dade—

H. B. No. 223—A bill to be entitled An Act relating to the appointment and compensation and fund out of which compensation shall be paid, of chief traffic officer and deputy traffic officers in counties having a population of more than 265,000 according to the last preceding federal census, wherein such officers are in existence in accordance with Chapter 18396, Laws of Florida, Acts of 1937.

By Messrs. Peters, Okell, Oelkers of Dade—

H. B. No. 224—A bill to be entitled An Act amending Section 5 of Chapter 21721, Laws of Florida, Acts of 1943, relating to the collection, removal and disposal of garbage and waste in counties of not less than 260,000 according to last preceding State or Federal Census, providing for the payment of fees therefor and the placing of such fees into a special fund and for expenditures from such fund; providing for the collection of such garbage and waste and contracts with reference thereto; excluding such special fund from county budget, and providing that no budget law shall apply to said section of said act without specific reference thereto.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Bill No. 208, contained in the above Message, was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 208 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 208 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 208 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. 208 was read the third time in full.

Upon the passage of House Bill No. 208 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 208 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 223, contained in the above Message, was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 223 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 223 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 223 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. 223 was read the third time in full.

Upon the passage of House Bill No. 223 the roll was called and the vote was.

Yeas—35.

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

Nays—None.

So House Bill No. 223 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 224, contained in the above Message, was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 224 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 224 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 224 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. 224 was read the third time in full.

Upon the passage of House Bill No. 224 the roll was called and the vote was:

Yeas—35.

Mr. President	Beacham	Branch	Coleman 13th
Ausley	Black	Bryant	Coleman 28th
Barringer	Boyle	Carroll	Davis
Baynard	Brackin	Clarke	Fraser 29th

Fraser 31st	King 7th	McArthur	Sheldon
Gray	King 27th	Moon	Sturgis
Griner	Lewis	Perdue	Thomas
Johns	Lindler	Sanchez	Wilson
Johnson	Mathews	Shands	

Nays—None.

So House Bill No. 224 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 25, 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. Midyette and Carraway of Leon—

H. B. No. 318—A bill to be entitled An Act authorizing the City Commission of the City of Tallahassee, Florida, to establish and create by ordinance a pension, annuity and retirement system for the members of the Fire Department of said City, to provide for disability benefits; to provide for contribution to the costs thereof by members of said Department; to provide for contributions into said system by the City of Tallahassee from the funds which shall be payable to said City under and pursuant to the provisions of Sections 175.04, 175.05, 175.06, 175.07 and 175.08 of Florida Statutes 1941, and funds of the City; to provide for the investment of funds of said system and to provide for the administration of said system.

Proof of Publication of Notice attached to the above bill.

By Messrs. Midyette and Carraway of Leon—

H. B. No. 319—A bill to be entitled An Act to amend Section 7 of Chapter 8374, Laws of Florida, Acts of 1919, the same being an act entitled "An Act to abolish the present municipal government of the City of Tallahassee, in the County of Leon, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Tallahassee, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges," as amended by Chapter 13437, Laws of Florida, Acts of 1927, relating to the powers of the City of Tallahassee, by authorizing said City to provide by ordinance for the forfeiture to the City by the Municipal Court of any intoxicating liquor and any gambling equipment, devices or apparatus and any moneys or other valuable thing used in connection with the illegal possession or operation of any such gambling equipment, devices or apparatus, whenever any such intoxicating liquor and any gambling equipment, devices or apparatus shall be in the possession of any person, firm or corporation contrary to any ordinance of said City.

Proof of Publication of Notice attached to the above bill.

By Messrs. Midyette and Carraway of Leon—

H. B. No. 320—A bill to be entitled An Act to amend Section 123 of Chapter 8374, Laws of Florida, Acts of 1919, the same being an act entitled "An Act to abolish the present municipal government of the City of Tallahassee, in the County of Leon, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Tallahassee, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges," relating to municipal elections and the canvass of returns thereof, by providing that the polls in municipal elections shall open at nine o'clock A. M. and close at six o'clock P. M.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And House Bill No. 318, contained in the above Message, was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

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

Yeas—35.

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

Nays—None.

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

And House Bill No. 319, contained in the above Message, was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

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

Yeas—35.

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

Nays—None.

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

And House Bill No. 320, contained in the above Message, was read the first time by title only.

Senator Ausley moved that the rules be waived and House Bill No. 320 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 320 was read the second time by title only.

Senator Ausley offered the following amendment to House Bill No. 320.

In Section 1, line 11, strike out the words six o'clock P. M. and insert the following: seven o'clock P. M.

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 House Bill No. 320:

In line 13 of the title strike out the words six o'clock P. M. and insert the following: seven o'clock P. M.

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 House Bill No. 320, 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. 320, as amended, was read the third time in full.

Upon the passage of House Bill No. 320, as amended, the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 320 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sheldon moved that a committee be appointed to escort Lieut. Hugh McArthur, U.S.N.R., former member of the Hillsborough County Bar, and lately returned from the Pacific area, to a seat on the rostrum.

Which was agreed to.

And the President appointed Senator Sheldon as the committee.

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

Tallahassee, Florida, April 25, 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. Stewart of Lee—

H. B. No. 350—A bill to be entitled An Act empowering the City of Fort Myers, a municipal corporation, and preserving to said city its power and authority to levy and collect an excise tax of not to exceed one cent per package on the sale, purchase, distribution, use, consumption or other disposition of cigarettes.

Proof of Publication of notice attached to the above bill.

By Mr. Stewart of Lee—

H. B. No. 351—A bill to be entitled An Act to grant to the City of Fort Myers, Florida, the authority to exercise the right and power of eminent domain for acquiring lands for water works, pumping stations, water mains, well fields and all other installations and operations necessary and incident to securing an adequate water supply for said City, and authorizing the use of said power of eminent domain outside and beyond the territorial limits of said City.

Proof of Publication of notice attached to the above bill.

By Mr. Stewart of Lee—

H. B. No. 352—A bill to be entitled An Act placing the Chief of Police of the City of Fort Myers, Florida, under civil service as heretofore established for the City of Fort Myers, Florida, Police and Fire Departments, pursuant to the general authorization under Chapter 174, Florida Statutes of 1941.

Proof of Publication of notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Bill No. 350, contained in the above Message, was read the first time by title only.

Senator Barringer moved that the rules be waived and House Bill No. 350 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 350 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 350 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. 350 was read the third time in full.

Upon the passage of House Bill No. 350 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 350 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 351, contained in the above Message, was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

Senator Barringer moved that the rules be further waived and House Bill No. 351 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 351 was read the third time in full.

Upon the passage of House Bill No. 351 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 351 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 352, contained in the above Message, was read the first time by title only.

Senator Barringer moved that the rules be waived and House Bill No. 352 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 352 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 352 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. 352 was read the third time in full.

Upon the passage of House Bill No. 352 the roll was called and the vote was:

Yeas—35.

Mr. President	Beacham	Branch	Coleman 13th
Ausley	Black	Bryant	Coleman 28th
Barringer	Boyle	Carroll	Davis
Baynard	Brackin	Clarke	Fraser 29th

Fraser 31st	King 7th	McArthur	Sheldon
Gray	King 27th	Moon	Sturgis
Griner	Lewis	Perdue	Thomas
Johns	Lindler	Sanchez	Wilson
Johnson	Mathews	Shands	

Nays—None.

So House Bill No. 352 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 25, 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. Stewart of Lee—

H. B. No. 345—A bill to be entitled An Act to confer additional powers upon the City of Fort Myers, a municipal corporation in Lee County, Florida, in relation to the collection, treatment and disposal of sewage, including industrial wastes; to authorize and empower said City to construct, improve, extend, enlarge, reconstruct, maintain, equip, repair and operate a sewage disposal system or systems, either within or without, or partly within and partly without, the corporate limits of the City, and to construct sanitary sewer improvements within the corporate limits of the City; to provide for the issuance of revenue bonds, payable solely from revenues, to pay all or a part of the cost of such construction, without incurring any debt of the City and without pledging its faith and credit; to provide for the imposition and collection of charges for making connections with the sewer system of the City, for the imposition and collection of rates, fees and charges for the use of the services and facilities of such sewage disposal system or systems, for the imposition and collection of rates, fees and charges for the use of the services and facilities of any such sanitary sewer improvements, and for the application of such revenues; to authorize and empower the City to require connection with sanitary sewers served or which may be served by any sewage disposal system of the City; to grant to the City power to acquire necessary real and personal property, and to exercise the power of eminent domain; to give the consent of the State of Florida to the use of all State lands lying under water which are necessary for the accomplishment of the purposes of this Act; to exempt from taxes and assessments any sewage disposal system of the City; to authorize acceptance by the City of grants and contributions in aid of the purposes of this Act; to authorize the pledge of surplus water revenues; to authorize the issuance of sewer revenue refunding bonds; to authorize the combination of the water and sewer systems of the City for financing purposes and the issuance of water and sewer revenue bonds; and to prescribe the powers and duties of the City in connection with the foregoing and the rights and remedies of the holders of any bonds pursuant to the provisions of this Act.

Proof of Publication of Notice attached to above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And House Bill No. 345, contained in the above Message, was read the first time by title only.

Senator Barringer moved that the rules be waived and House Bill No. 345 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 345 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 345 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. 345 was read the third time in full.

Upon the passage of House Bill No. 345 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 345 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 25, 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. Papy of Monroe—

H. B. No. 191—A bill to be entitled An Act providing that in counties of the State of Florida having a population of not less than fourteen thousand (14,000) and not more than fourteen thousand two hundred (14,200), according to the last or any future official federal census, and in which there is a criminal court of record, the judge of said court may appoint bailiffs who need not be a sheriff or deputy sheriff, and providing for their duties and compensation.

By Messrs. Okell and Oelkers of Dade—

H. B. No. 206—A bill to be entitled An Act to amend Section 36.04 of Chapter 36 of Florida Statute, 1941, and being as follows: "Clerk.—Every county judge shall have power to appoint a clerk of his court, and the said clerk shall be paid by the said judge and may exercise all non-judicial functions which the judge may perform, and in every county where there are more than one hundred thousand inhabitants the county judge of such county shall have the power to appoint two clerks of his court, and the said clerks shall be paid by the said judge and each may exercise all non-judicial functions which the judge may perform", by providing that every county judge shall have power to appoint a clerk of his court, and in every county where there are more than one hundred thousand population according to the last or any future official state or federal census, for the appointment of more than one and not more than four (4) clerks of his court, and providing how said clerk or clerks shall be paid and what functions they shall exercise, and their term of appointment.

By Messrs. Oelkers, Okell and Peters of Dade—

H. B. No. 207—A bill to be entitled An Act amending Section 388.17, Florida Statutes, 1941, relating to tax levies for anti-mosquito districts in counties created as such by providing additional classifications for such tax purposes.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And House Bill No. 191, 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. 206, contained in the above Message, was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 206 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 206 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be

further waived and House Bill No. 206 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. 206 was read the third time in full.

Upon the passage of House Bill No. 206 the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So House Bill No. 206 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 207, contained in the above Message, was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 207 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 207 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 207 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. 207 was read the third time in full.

Upon the passage of House Bill No. 207 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 207 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 25, 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. Stewart of Lee—

H. B. No. 354—A bill to be entitled An Act ratifying, confirming, validating and legalizing all the assessments and valuations of property and levies of taxes made by the City of Fort Myers, Florida, a municipality in Lee County, Florida.

Proof of Publication of Notice attached to the above bill.

By Mr. Papy of Monroe—

H. B. No. 356—A bill to be entitled An Act to abolish the present municipal government of the City of Key West, in the County of Monroe and State of Florida, and to establish, organize and incorporate a city government for the City of Key West, Florida, to define its territorial boundaries, to prescribe its jurisdiction, powers and privileges, and for the exercise of same, and to authorize the imposition of penalties for the violation of its ordinances.

Proof of Publication of Notice attached to the above bill,

By Mr. Stewart of Lee—

H. B. No. 346—A bill to be entitled An Act empowering the City of Fort Myers, Florida, a municipal corporation, to levy and collect a utilities retail or consumers bills tax, and preserving to said City its power and authority to levy and collect such taxes, any other general or special law to the contrary, notwithstanding.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And House Bill No. 354, contained in the above Message, was read the first time by title only.

Senator Barringer moved that the rules be waived and House Bill No. 354 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 354 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 354 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. 354 was read the third time in full.

Upon the passage of House Bill No. 354 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 354 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 356, 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. 346, contained in the above Message, was read the first time by title only.

Senator Barringer moved that the rules be waived and House Bill No. 346 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 346 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 346 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. 346 was read the third time in full.

Upon the passage of House Bill No. 346 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 346 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 25, 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. Stewart of Lee—

H. B. No. 347—A bill to be entitled An Act to authorize the City of Fort Myers to provide for the acquisition upon, and enforcement of liens against, also custody, sale or other disposition of, lost, captured or stolen property.

Proof of Publication of Notice attached to the above bill.

By Mr. Stewart of Lee—

H. B. No. 348—A bill to be entitled An Act to amend Section 32 of Chapter 22295 Laws of Florida, Acts of 1943 reenacting said section and providing in addition thereto that purchases made by the City of Fort Myers from the United States of America or any agencies or bureaus be excepted from the purchases of said section.

Proof of Publication of Notice attached to the above bill.

By Mr. Stewart of Lee—

H. B. No. 349—A bill to be entitled An Act making occupational, license or privilege taxes levied by the City of Fort Myers, Florida, a municipal corporation, a lien upon the property of the business or profession licensed or taxed; and declaring such liens to be of equal dignity with ad valorem tax liens of said City of Lee County, Florida; and providing for the enforcement and collection of such taxes by issuance of distress warrants and by public sale of all personal property levied by distress warrant, and otherwise providing for the enforcement and collection of such taxes.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And House Bill No. 347, contained in the above Message, was read the first time by title only.

Senator Barringer moved that the rules be waived and House Bill No. 347 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 347 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 347 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. 347 was read the third time in full.

Upon the passage of House Bill No. 347 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 347 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 348, contained in the above message, was read the first time by title only.

Senator Barringer moved that the rules be waived and House Bill No. 348 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 348 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 348 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. 348 was read the third time in full.

Upon the passage of House Bill No. 348 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 348 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 349, contained in the above Message, was read the first time by title only.

Senator Barringer moved that the rules be waived and House Bill No. 349 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 349 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 349 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. 349 was read the third time in full.

Upon the passage of House Bill No. 349 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 349 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, Fla., April 25, 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. Smith and Mann of Seminole—

H. B. No. 236—A bill to be entitled An Act relating to jurisdiction of justices of the peace in criminal cases; the effect of this Act being to vest jurisdiction in justices of the peace to hold a court to try and determine misdemeanor cases arising in their respective districts; and providing that the provisions of this Act shall only apply in counties having a population of not less than twenty-two thousand and not more than twenty-three thousand according to the federal census of 1940.

By Mr. Papy of Monroe—

H. B. No. 240—A bill to be entitled An Act to guarantee payment of all expenses of the office of the Clerk of the Circuit

Court, plus a guaranteed remuneration or net compensation for the Clerk of the Circuit Court of not less than six thousand dollars (\$6000.00) per annum, in counties of the State of Florida, having a population of not less than fourteen thousand (14,000) and not more than fourteen thousand two hundred (14,200) according to the last or any future official federal census.

By Mr. Beasley of Walton—

H. B. No. 252—A bill to be entitled An Act repealing Chapter 21938, Acts of 1943, entitled An Act creating the office of Motor Vehicle Tag Agent in all counties of this State having a population of not less than 14,240 nor more than 14,260 according to the last preceding State or Federal Census.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of  
Representatives.

And House Bill No. 236, 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. 240, 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. 252, 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, Fla., April 25, 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. Peters, Okell and Oelkers of Dade—

H. B. No. 326—A bill to be entitled An Act to amend Section 1 of Chapter 21394, Special Acts of 1941, and entitled: "An Act to amend the Charter of the City of Miami, Florida, by authorizing said City to levy a special tax, not exceeding one mill, upon real and personal property therein, for the purpose of maintaining a Public Library and Public Library system in said City", by authorizing the City of Miami, Florida, by and through its governing body to levy an annual tax, not exceeding one mill and a half on the dollar of the assessed value of all property in said City, both real and personal, for the purpose of establishing, operating and maintaining a Public Library and Public Library system therein.

Proof of Publication of Notice attached to the above bill.

By Messrs. Peters, Okell and Oelkers of Dade—

H. B. No. 327—A bill to be entitled An Act to amend Chapter 10847, Laws of Florida, passed at the 1925 Regular Session, approved May 9, 1925, entitled: An Act to amend and re-enact the charter of the City of Miami, in the County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said City and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances; and to ratify certain Acts and proceedings of the commission and of the officers of the city; by adding a new section to follow Section 59 and to precede Section 60 of said charter to be numbered Section 59 (g), which new section authorizes and empowers the judges of the municipal court of the City of Miami, Florida, to issue search warrants.

Proof of Publication of Notice attached to the above bill.

By Messrs. Peters, Okell and Oelkers of Dade—

H. B. No. 328—A bill to be entitled An Act "to amend Chapter 10847, Laws of Florida, passed at the 1925 Regular Session, approved May 9, 1925, entitled: An Act to amend and re-enact the charter of the City of Miami, in the County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said city and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances and to ratify certain Acts and proceedings of the commission and of the officers of the city, by adding thereto a new section to follow Section 91 and to precede Section 92, which new section shall be numbered 91

(a) and which authorizes and empowers the city clerk to administer oaths."

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk House of  
Representatives.

And House Bill No. 326, contained in the above Message, was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 326 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 326 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 326 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. 326 was read the third time in full.

Upon the passage of House Bill No. 326 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 326 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 327, contained in the above Message, was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 327 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 327 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 327 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. 327 was read the third time in full.

Upon the passage of House Bill No. 327 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 327 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 328, contained in the above Message, was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 328 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 328 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 328 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. 328 was read the third time in full.

Upon the passage of House Bill No. 328 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 328 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 25, 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. McMullen of Hillsborough—

H. B. No. 121—A bill to be entitled An Act providing for the assessment and collection in Hillsborough County, Florida, of all taxes levied by the state, county, county school board, school districts, special tax school districts and municipalities in said county, pursuant to Sections 11 and 12 of Article VIII of the Constitution of the State of Florida; to provide for the assessment of all such taxes by the county tax assessor; to provide for the collection, care custody, reporting and disbursement of all such taxes collected, by the county tax collector; to provide for additional bond to be posted by the county tax collector; to prescribe the powers, functions, duties and additional commissions of said county tax assessor and said county tax collector in connection therewith; to provide that the tax assessment roll of said county shall be prepared, reviewed, equalized and completed and all taxes collected thereon shall be in accordance with the general laws of Florida governing county taxation; to provide that the county budget commission of Hillsborough County, Florida, shall have no jurisdiction or power over the annual budgets of or the millages determined and fixed by any municipality in said county; and to provide for the furnishing of audits made of the tax collector's office to each municipality in Hillsborough County, Florida.

Proof of publication of notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 121, 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 25, 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. Stewart of Lee—

H. B. No. 342—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 Fort Myers, Florida, under the provisions of Chapter 15,038, Acts of 1931, Laws of Florida, or any supplemental or amendatory acts.

Proof of publication of notice attached to the above bill.

By Mr. Stewart of Lee—

H. B. No. 344—A bill to be entitled An Act amending Section 2 of Chapter 22295, Laws of Florida, Acts of 1943, entitled "An Act to abolish the charter of the City of Fort Myers, in Lee County, Florida, and to grant a new charter for the 'City of Fort Myers' created under this Act; to define its boundaries, jurisdiction, powers, privileges and immunities: to confirm the title to all city property including all riparian and foreshore rights, the title to all the tide water and other lands and river bottoms heretofore granted by the State of Florida, or otherwise acquired, to validate all taxes and other assessments and levies heretofore made: to preserve the validity and binding force of all debts, obligations and liabilities of the former City of Fort Myers, and to continue the same as the debts and liabilities of the City of Fort Myers created by this Act, and to preserve the validity and binding force of all credits and assets of the former City of Fort Myers and to continue the same as the credits and assets of the City of Fort Myers created by this Act; fixing the date when this Act shall take effect; and to provide for the election and fixing of salaries of the city officials created by this Act; creating a municipal court and defining its powers and jurisdiction; dividing the City of Fort Myers, created by this Act, into wards and defining the boundaries of each such ward; creating a municipal corporation in the State of Florida to be known as the City of Fort Myers, and granting unto it specific and general power and authority incident and necessary to the running and operation of a municipal corporation" by describing, defining and establishing the territorial limits of the City of Fort Myers, Florida, and preserving the lien of said City of Fort Myers, Florida, upon real and personal property for unpaid taxes and special assessments heretofore levied and assessed by said city thereon.

Proof of publication of notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 342, contained in the above Message, was read the first time by title only.

Senator Barringer moved that the rules be waived and House Bill No. 342 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 342 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 342 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. 342 was read the third time in full.

Upon the passage of House Bill No. 342 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 342 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 344, contained in the above Message, was read the first time by title only.

Senator Barringer moved that the rules be waived and House Bill No. 344 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 344 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 344 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. 344 was read the third time in full.

Upon the passage of House Bill No. 344 the roll was called and the vote was:

Yeas—35.			
Mr. President	Bryant	Griner	Moon
Ausley	Carroll	Johns	Perdue
Barringer	Clarke	Johnson	Sanchez
Baynard	Coleman 13th	King 7th	Shands
Beacham	Coleman 28th	King 27th	Sheldon
Black	Davis	Lewis	Sturgis
Boyle	Fraser 29th	Lindler	Thomas
Brackin	Fraser 31st	Mathews	Wilson
Branch	Gray	McArthur	

Nays—None.

So House Bill No. 344 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Carroll moved that House Bill No. 218 be recalled from the Committee on Appropriations and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Carroll asked unanimous consent of the Senate to take up and consider House Bill No. 218 out of its order, at this time.

Which was agreed to.

H. B. No. 218—A bill to be entitled An Act to appropriate certain funds to the State Welfare Board to be used for Old Age assistance payments.

Was taken up.

Senator Carroll moved that the rules be waived and House Bill No. 218 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 218 was read the second time by title only.

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

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

Yeas—32.			
Mr. President	Branch	Fraser 31st	Moon
Ausley	Bryant	Gray	Perdue
Barringer	Carroll	Johns	Sanchez
Baynard	Clarke	Johnson	Shands
Beacham	Coleman 13th	King 7th	Sheldon
Black	Coleman 28th	King 27th	Sturgis
Boyle	Davis	Lindler	Thomas
Brackin	Fraser 29th	McArthur	Wilson

Nays—None.

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

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 162, out of its order, at this time.

Which was agreed to.

H. B. No. 162—A bill to be entitled An Act fixing the salary of the judge of the criminal court of record in counties of

the State of Florida having a population of not less than fourteen thousand (14,000) and not more than fourteen thousand two hundred (14,200) according to the last or any future official Federal Census; and providing the fund out of which said salary shall be paid.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 162 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 162 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 162 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. 162 was read the third time in full.

Upon the passage of House Bill No. 162 the roll was called and the vote was:

Yeas—35.			
Mr. President	Bryant	Griner	Moon
Ausley	Carroll	Johns	Perdue
Barringer	Clarke	Johnson	Sanchez
Baynard	Coleman 13th	King 7th	Shands
Beacham	Coleman 28th	King 27th	Sheldon
Black	Davis	Lewis	Sturgis
Boyle	Fraser 29th	Lindler	Thomas
Brackin	Fraser 31st	Mathews	Wilson
Branch	Gray	McArthur	

Nays—None.

So House Bill No. 162 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 163, out of its order, at this time.

Which was agreed to.

H. B. No. 163—A bill to be entitled An Act fixing the salary of the County Solicitor in each County of the State of Florida having a population of not less than fourteen thousand (14,000) and not more than fourteen thousand two hundred (14,200) according to the last or any future official Federal Census, and in which there is a Criminal Court of Record; providing that said salary shall be in lieu of all other compensation; providing that same shall be paid by said County out of the General Funds of said County; and repealing laws in conflict therewith.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 163 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 163 as read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 163 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. 163 was read the third time in full.

Upon the passage of House Bill No. 163 the roll was called and the vote was:

Yeas—35.			
Mr. President	Bryant	Griner	Moon
Ausley	Carroll	Johns	Perdue
Barringer	Clarke	Johnson	Sanchez
Baynard	Coleman 13th	King 7th	Shands
Beacham	Coleman 28th	King 27th	Sheldon
Black	Davis	Lewis	Sturgis
Boyle	Fraser 29th	Lindler	Thomas
Brackin	Fraser 31st	Mathews	Wilson
Branch	Gray	McArthur	

Nays—None.

So House Bill No. 163 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 153, out of its order, at this time.

Which was agreed to.

H. B. No. 153—A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for services performed in civil actions, suits or proceedings in law and in Chancery before the Circuit Court in all counties of the State of Florida having a population of not less than 14,000 and not more than 14,200, according to the last or any future official Federal census.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 153 be read the second time by title only.

Which was agreed by a two-thirds vote.

And House Bill No. 153 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 153 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. 153 was read the third time in full.

Upon the passage of House Bill No. 153 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 153 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 155, out of its order, at this time.

Which was agreed to.

H. B. No. 155—A bill to be entitled An Act providing for the payment of thirty-five hundred dollars per annum, beginning July 1, 1945, to the County Assessor of Taxes for the expenses of said office in Counties of the State of Florida having a population of not less than fourteen thousand (14,000) and not more than fourteen thousand two hundred (14,200) according to the last or any future official Federal Census; requiring the Board of County Commissioners for said County to make such payment, and prescribing the method of payment of such expenses and the fund from which same shall be paid; further that the provisions of such Act shall be cumulative and shall not repeal any existing laws on the subject, except Chapter 22406, Laws of Florida, Acts of the Legislature year 1943, which is repealed, and said provisions are declared to be intended to provide a certain expense fund for the operation of said office in addition to all other provisions of law.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 155 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 155 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 155 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. 155 was read the third time in full.

Upon the passage of House Bill No. 155 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 155 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 49, out of its order, at this time.

Which was agreed to.

H. B. No. 49—A bill to be entitled An Act to guarantee payment of all expenses of the office of Tax Collector, plus a guaranteed remuneration or net compensation for the Tax Collector of not less than six thousand dollars (\$6,000) per annum, in counties of the State of Florida having a population of not less than fourteen thousand (14,000) and not more than fourteen thousand two hundred (14,200) according to the last or any future official Federal Census.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 49 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 49 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 49 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. 49 was read the third time in full.

Upon the passage of House Bill No. 49 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 49 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 269, out of its order, at this time.

Which was agreed to.

H. B. No. 269—A bill to be entitled An Act for the relief and release of Frank H. Ladd, individually, and as former Tax Collector of Monroe County, Florida, from all liability with respect to overpayments of commissions to said former Tax Collector, which is disclosed by audit report No. 2636 of the State Auditing Department of the State of Florida, and validating and confirming all such overpayments and providing that the said Frank H. Ladd shall not be required to refund or repay same, or any part thereof, and shall be entitled to have and retain all of said commissions in full notwithstanding the provisions of Section 145.01, Florida Statutes 1941.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 269 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 269 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 269 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. 269 was read the third time in full.

Upon the passage of House Bill No. 269 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 269 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 50, out of its order, at this time.

Which was agreed to.

H. B. No. 50—A bill to be entitled An Act providing that in Counties of the State of Florida having a population of not less than fourteen thousand (14,000) and not more than fourteen thousand two hundred (14,200) according to the last or any future official Federal Census, each candidate for nomination in Primary Elections for County Commissioner shall be a resident of such County Commissioner's District and said nominations shall be by the county at large; and repealing laws and parts of laws in conflict.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 50 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 50 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 50 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. 50 was read the third time in full.

Upon the passage of House Bill No. 50 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 50 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 152, out of its order, at this time.

Which was agreed to.

H. B. No. 152—A bill to be entitled An Act fixing the

monthly compensation of the Chairman of the Board of Public Instruction (County Board) in each County of the State of Florida having a population of not less than fourteen thousand (14,000) and not more than fourteen thousand two hundred (14,200), according to the last or any future official Federal Census, and designating the fund out of which said compensation shall be paid; and providing that said compensation shall be effective on, from and after July 1, A. D. 1944.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 152 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 152 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 152 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. 152 was read the third time in full.

Upon the passage of House Bill No. 152 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 152 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 156, out of its order, at this time.

Which was agreed to.

H. B. No. 156—A bill to be entitled An Act creating an elective office of County Attorney in and for each county of the State of Florida having a population of not less than fourteen thousand (14,000) and not more than fourteen thousand two hundred (14,200) according to the last or any future official Federal Census; fixing the term of said office and the method of filling same; prescribing the duties of said county attorney and fixing and prescribing his salary therefor and the fund out of which same shall be paid.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 156 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 156 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 156 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. 156 was read the third time in full.

Upon the passage of House Bill No. 156 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 156 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 157, out of its order, at this time.

Which was agreed to.

H. B. No. 157—A bill to be entitled An Act to guarantee payment of all expenses of the office of the county assessor of taxes, plus a guaranteed remuneration or net compensation for the county assessor of taxes of not less than six thousand dollars (\$6,000.) per annum, in counties of the State of Florida having a population of not less than fourteen thousand (14,000) and not more than fourteen thousand two hundred (14,200) according to the last or any future official federal census.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 157 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 157 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 157 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. 157 was read the third time in full.

Upon the passage of House Bill No. 157 the roll was called and the vote was:

Yeas—35

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

Nays—None.

So House Bill No. 157 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 239, out of its order, at this time.

Which was agreed to.

H. B. No. 239—A bill to be entitled An Act for the relief and release of Claude A. Gandolfo, individually and as assessor of taxes of Monroe County, Florida, from all liability with respect to overpayments of commissions to said assessor of taxes and payments to him on account of traveling expenses and clerical help, which is disclosed by audit report No. 2636 of the State Auditing Department of the State of Florida and validating and confirming all such overpayments and payments and providing that the said Claude A. Gandolfo shall not be required to refund or repay same, or any part thereof, and shall be entitled to have and retain all of said commissions in full notwithstanding the provisions of Section 145.01, Florida Statutes, 1941.

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 239 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 239 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 239 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. 239 was read the third time in full.

Upon the passage of House Bill No. 239 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 239 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

MOTION TO RECONSIDER

The motion made by Senator King (7th Dist.) to reconsider the vote by which the motion made by Senator Gray to place House Bill No. 90, reported unfavorably by the Committee on Finance and Taxation, on the Calendar of Bills on Second Reading, failed of adoption, was taken up.

Pending consideration thereof, Senator Brackin moved that the rules be waived and the hour of adjournment be extended until such time as final disposition may be made of the motion made by Senator King (7th Dist.).

Pending consideration of the motion made by Senator Brackin, Senator Beacham moved as a substitute motion that the rules be waived and the hour of adjournment be extended thirty (30) minutes.

The question was put on the substitute motion.

Which was not agreed to.

The question recurred on the motion made by Senator Brackin that the rules be waived and the hour of adjournment be extended until such time as final disposition may be made of the motion made by Senator King (7th Dist.).

Which was agreed to by a two-thirds vote and the hour of adjournment was extended until such time as final disposition is made of the motion made by Senator King (7th).

The question was put on the adoption of the motion made by Senator King (7th Dist.) to reconsider the vote by which the motion made by Senator Gray to place House Bill No. 90, reported unfavorably by the Committee on Finance and Taxation, on the Calendar of Bills on Second Reading.

Upon which a roll call was demanded.

Upon adoption of the motion made by Senator King (7th Dist.) the roll was called and the vote was:

Yeas—35.

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

Nays—None.

Which was agreed to and the Senate reconsidered the vote by which the motion made by Senator Gray to place House Bill No. 90 on the Calendar of Bills on Second Reading, failed of adoption.

The question recurred on the motion made by Senator Gray.

Pending consideration thereof, a point of order was called and the Senate stood adjourned at 1:16 o'clock P. M., until 11:00 o'clock A. M., Friday, April 26, 1945.