

JOURNAL OF THE SENATE

Tuesday, May 1, 1945

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Monday, April 30, 1945.

The President in the Chair.

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

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

—31.

A quorum present.

Senators Perdue, McKenzie, Lindler, Black, Baynard and King (27th Dist.) were excused from attendance upon the session.

The following prayer was offered by the Chaplain:

"Keep us, O blessed Savior, from the folly of trying to hide our sins from Thy pure eyes. Help us to search our hearts and lay bare before Thee our sickness of soul. Touch us with deepest sorrow, and rouse us to beg for Thy mercy. Then cleanse us, O great Physician, and heal us of all our ills. Give us the joy of forgiveness and health and new life with Thee. Amen."

The reading of the Journal was dispensed with.

The Journal of April 27, 1945, was further corrected as follows:

Page 6, column 1, strike out lines 12 and 13 and insert in lieu thereof the following:

"Senator Brackin moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 231 passed the Senate on April 23, 1945.

"Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which Senate Bill No. 231 passed the Senate on April 23, 1945.

"The question recurred on the passage of Senate Bill No. 231.

"Pending roll call, Senator Brackin moved that the further consideration of Senate Bill No. 231 be informally passed.

"Which was agreed to and it was so ordered."

And as further corrected was approved.

"The Journal of Monday, April 30, 1945, was corrected as follows:

Page 8, column 1, in line 30, counting from the bottom of the column, strike out the period and insert in lieu thereof: "pending roll call".

Also,

Page 8, column 1, strike out lines 25 to 29 inclusive, counting from the bottom of the column.

Also,

Page 8, column 1, line 24, counting from the bottom of the column, immediately preceding "Senator" insert "By unanimous consent".

Also, Page 8, column 1, strike out lines 11 to 16 inclusive, counting from bottom of column.

And as corrected was approved.

REPORTS OF COMMITTEES

Your Committee on Agriculture and Livestock, to whom was referred:

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

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

Very respectfully,

A. L. WILSON,

Chairman of Committee.

And House Bill No. 24, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Agriculture and Livestock, to whom was referred:

H. B. No. 195—A bill to be entitled An Act to amend Section 585.10, Florida Statutes, 1941, relating to the State Livestock Sanitary Board; authorizing said Board to indemnify the owners of animals that have reacted to the tuberculin test or the agglutination blood test for brucellosis (Bang's disease), and have been condemned and destroyed; and providing for limitation on payment to owner.

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

Very respectfully,

A. L. WILSON,

Chairman of Committee.

And House Bill No. 195, contained in the above report, was referred to the Committee on Appropriations.

Your Committee on Banking and Building and Loans, to whom was referred:

H. B. No. 69—A bill to be entitled An Act relating to moneys deposited in any bank or trust company in this state in the name of a minor not under guardianship and the withdrawal thereof.

Also—

H. B. No. 63—A bill to be entitled An Act to amend Section 652.06 of Florida Statutes, 1941, relating to banks and the capital stock thereof.

Also—

H. B. No. 61—A bill to be entitled An Act relating to checks or drafts received for collection or deposit by solvent drawer or payor banks, defining the acts or event constituting payment or acceptance of such items.

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

Very respectfully,

S. D. CLARKE,

Chairman of Committee.

And House Bills Nos. 69, 63 and 61, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

S. B. No. 241—A bill entitled An Act amending Section 205.63, Florida Statutes 1941, relating to license taxes to be imposed upon coin operated machines operated for amusement, and coin operated vending machines.

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

Very respectfully,

W. A. SHANDS,

Chairman of Committee.

And Senate Bill No. 241, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Insurance, to whom was referred:

H. B. No. 209—A bill to be entitled An Act to permit a fraternal benefit society to sell, assign and transfer all of its assets, property and reserves to a duly incorporated, authorized legal reserve life insurance company, and providing for the transfer of said assets, property and reserves of a fraternal benefit society to such purchaser and assignee, and

providing for the assumption by such legal reserve life insurance company of all the obligations and liabilities of said society to its members, and provided for the reinsurance of the contracts, policies and membership certificates of the members of such fraternal benefit society by such authorized legal reserve life insurance company and to do everything necessary to give said members the same benefits and protection they were entitled to of and from said society, and providing for the repeal of any law or part of law in conflict with the provisions of this act.

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

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

And House Bill No. 209, 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. 196—A bill to be entitled An Act to amend Section 460.07, Florida Statutes, 1941, relating to requirements to practice chiropractic, and to applicants for license to practice chiropractic and their qualifications, the form and contents of applications for examination to practice chiropractic, and to other required information and evidence as to applicant's educational preparation.

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. 196, contained in the above report, 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 after Third Reading:

S. B. No. 72—A bill to be entitled An Act providing a method for the establishment of voting trusts by stockholders of corporations, the provisions which may be contained therein and the term of years for which such agreement may be effective.

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

Very respectfully,
 K. GRINER,
 Chairman of Committee.

And Senate Bill No. 72, contained in the above report, was certified to the House of Representatives.

Your Committee on Engrossed Bills, to whom was referred after Third Reading:

S. B. No. 152—A bill to be entitled An Act authorizing and empowering corporations for profit engaged solely in carrying out the purposes and objects for which corporations not for profit are authorized under the Laws of Florida to engage in, to become a corporation not for profit with all the powers prescribed under the Laws of Florida relating to such corporations, and prescribing the procedure therefor.

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

Very respectfully,
 K. GRINER,
 Chairman of Committee.

And Senate Bill No. 152, contained in the above report, was certified to the House of Representatives.

Your Committee on Engrossed Bills, to whom was referred after Second Reading:

S. B. No. 231—A bill to be entitled An Act providing for the distribution of all monies accruing and allocated to Okaloosa County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, or any Act amendatory or supplemental thereto, or any other Race Track Acts; authorizing and directing the payment of three thousand dollars of such fund to a health unit in said county; forty per cent of the balance of said funds after deducting the three thousand dollars for said health unit to be paid to the Board of County Commissioners of Okaloosa County,

Florida, to be held by them for the sole purpose of constructing and repairing a jail and a courthouse in Crestview, Okaloosa County, Florida; sixty per cent of the balance of said fund after deducting the three thousand dollars for said health unit to be paid to the Board of County Commissioners of Okaloosa County, Florida; providing for the distribution of the unused or unexpended portion of the three thousand dollars if the said health unit is not operated; repealing Chapter 20601, Laws of Florida, Acts of 1941, being An Act authorizing and requiring the Board of County Commissioners of Okaloosa County, Florida, to apportion and distribute one-half of all monies and funds received by such Board of County Commissioners under the provisions of and resulting from Chapter 14832, Laws of Florida, Acts of 1931, and any amendments thereto, for the current construction and maintenance, and repairing of the public free schools of such county; repealing Chapter 21035, Laws of Florida, Acts of 1941, being An Act providing for the distribution and use of race track funds allocated to Okaloosa County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, or any Act amendatory or supplementary thereto, of any other Race Track Acts; and providing that the State Treasurer, the State Comptroller or other official having the authority to disburse said funds shall pay such funds to the County Board of Public Instruction for Okaloosa County, Florida; repealing Chapter 21719, Laws of Florida, Acts of 1943, being An Act to appropriate \$3,000 of racing revenue to the support of the local health unit in all counties of the State having a population of not less than 12,890 and not more than 12,910, according to the Federal Census of 1940; and repealing all laws or parts of laws in conflict herewith.

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

Very respectfully,
 K. GRINER,
 Chairman of Committee.

And Senate Bill No. 231, 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. 50—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 nomination shall be by the county at large; and repealing laws and parts of laws in conflict.

Also—

H. B. No. 152—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.

Also—

H. B. No. 153—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.

Also—

H. B. No. 155—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.

Also—

H. B. No. 156—An Act creating the 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 the salary therefor and the funds out of which same shall be paid.

Also—

H. B. No. 162—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.

Also—

H. B. No. 163—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 fund of said county; and repealing laws in conflict therewith.

Also—

H. B. No. 206—An Act to amend Section 36.04 of Chapter 36 of Florida Statutes 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 (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.

Also—

H. B. No. 207—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.

Also—

H. B. No. 208—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.

Also—

H. B. No. 49—An Act to guarantee payment of all expenses of the office of the Tax Collector, plus a guarantee 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.

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.

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

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

H. B. No. 157—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.

Also—

H. B. No. 218—An Act appropriating certain funds to the State Welfare Board to be used for old age assistance payments.

Also—

H. B. No. 273—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.

Also—

H. B. No. 297—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.

Also—

H. B. No. 304—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.

Also—

H. B. No. 305—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.

Also—

H. B. No. 354—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.

Also—

House Concurrent Resolution No. 9:

Relating to the expenses of the Committee which is to investigate the several State Institutions.

Also—

H. B. No. 223—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.

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.

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

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By the Committee on Temperance—

S. B. No. 324—A bill to be entitled An Act to punish the sale, gift, barter or exchange of intoxicating liquors to any person addicted to the use of said intoxicating drinks, after written notice has been given that said intoxicating drinks are harmful to a member or members of the family of person so addicted, or person so using.

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

By the Committee on Temperance—

S. B. No. 325—A bill to be entitled An Act to amend Section 562.13, Florida Statutes, 1941, prohibiting employment of minors or certain other persons by certain vendors; to amend Section 562.15, Florida Statutes, 1941, relating to possession of unstamped beverages; to amend Section 562.16, Florida Statutes, 1941, relating to possession of beverages upon which tax is unpaid; to amend Section 562.27, Florida Statutes, 1941, relating to seizures and forfeitures; to amend Section 562.31, Florida Statutes, 1941, making possession of raw materials prima facie evidence with exception; to amend Section 562.37, Florida Statutes, 1941, making absence of stamp on container prima facie evidence that tax not paid; to amend Section 562.39, Florida Statutes, 1941, relating to forfeiture proceedings; to amend Section 562.44, Florida Statutes, 1941, providing for donation and sale of forfeited beverages; prohibiting possession of mash, wort, wash or any alcoholic beverage unless made or manufactured in accordance with regulatory provisions of the State of Florida and making possession thereof prima facie evidence that same was not made or manufactured in accordance with said regulatory provisions, prescribing penalty; and to repeal all laws or parts of laws in conflict with this Act.

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

By the Committee on Temperance—

S. B. No. 326—A bill to be entitled An Act to amend Section 2, of Chapter 21944, Laws of Florida, Acts of 1943, prohibiting the sale of intoxicating beverages between certain hours of the day and on Sunday.

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

By the Committee on Temperance—

S. B. No. 327—A bill to be entitled An Act to repeal Sections 561.03, 561.10 and 561.61, Florida Statutes 1941, relating to officers, employees, auditors, and supervisors of the State Beverage Department, salaries and other expenditures; to amend Section 561.06, Florida Statutes 1941, as amended by Section 2, of Chapter 21839, Laws of Florida, Acts of 1943, providing for the appointment and discharge of supervisors, their salaries and bonds; to amend Section 561.07, Florida Statutes 1941, granting to supervisors powers and duties under the Beverage Act and under the Cigarette Tax Act; to amend Section 561.11, Florida Statutes 1941, providing for the employment of employees and assistants of the State Beverage Department and making appropriation for salaries and expenses with limitation; to amend Section 561.17, Florida Statutes 1941, providing for applications for license, form and contents of application and qualifications required; to amend Section 561.25, Florida Statutes 1941, prohibiting officers or employees of Beverage Department and officers with state police power from being employed by or engaging in beverage business with penalties; to amend Section 561.29, Florida Statutes 1941, as amended by Section 4, of Chapter 21839, Laws of Florida, Acts of 1943, granting to beverage director or any assistant designat-

ed by Director, power of subpoena and right to enforce the attendance of witnesses, to administer oaths and to hold hearings upon revocation of licenses and granting to beverage director right to revoke licenses; to amend Section 561.43, Florida Statutes 1941, prohibiting manufacturer's or distributor's license in dry counties with exceptions; to amend Section 561.47, Florida Statutes 1941, as amended by Section 3, of Chapter 22026, Laws of Florida, Acts of 1943, relating to the sale of stamps and providing for a discount and granting to beverage director authority to promulgate rules and regulations; to amend Section 561.52, Florida Statutes 1941, granting to all white male employees of the State Beverage Department the authority and power that is conferred on supervisors; to amend Section 561.54, Florida Statutes 1941, prohibiting common, permit or privately owned carriers from delivering alcoholic beverages in Florida except to certain persons, firms, or corporations; and to repeal all laws or parts of laws in conflict with this Act.

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

By Senator Mathews—

S. B. No. 328—A bill to be entitled An Act amending Chapter 22263, Special Laws of Florida 1943, entitled "An Act to provide civil service for the employees of Duval County, and creating a Civil Service Board for said County," so as to provide that the County Attorney shall be ex officio Attorney for the Civil Service Board in and for Duval County, Florida: fixing a limit to its compensation, and prohibiting the Civil Service Board from employing any special attorney other than the said County Attorney.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 328 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. 328 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Mathews moved that the rules be further waived and Senate 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 Senate Bill No. 328 was read the third time in full.

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

Yeas—31.

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

Nays—None.

So Senate Bill No. 328 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator's Beacham and Coleman (13th Dist.)—

S. B. No. 329—A bill to be entitled An Act to repeal Section 208.05 Florida Statutes 1941, under which aviation motor fuel is exempt from taxes on gasoline and like products.

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

By Senator Coleman (28th Dist.)—

S. B. No. 330—A bill to be entitled An Act providing that it shall not be necessary for the County Tax Assessors to file with the Comptroller of the State of Florida, or secure his approval thereof, any real or tangible personal property tax assessment roll and fixing the time within which the recapitulatory tables now required by law shall be filed and for what purpose.

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

By Senator Gray—

S. B. No. 331—A bill to be entitled An Act for the relief of the estate of C. T. Porter, former Tax Collector of Bay County, State of Florida, providing there shall be paid to the personal representative of the estate of said C. T. Porter the sum of \$1,059.73 by the Board of County Commissioners of Bay County, Florida, for commissions earned by the said C. T. Porter as Tax Collector in the years 1929, 1930, 1931 and 1932. The provisions of this Act shall apply only in counties of the State of Florida having a population of more than 20,586, and not less than 20,786 according to the State Census of 1940.

Which was read the first time by title only.

Senator Gray moved that the rules be waived and Senate Bill No. 331 be read the second time by title only.

Which was agreed to by two-thirds vote.

And Senate Bill No. 331 was read the second time by title only.

Senator Gray moved that the rules be further waived and Senate Bill No. 331 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. 331 was read the third time in full.

Upon the passage of Senate Bill No. 331 the roll was called and the vote was:

Yeas—31.

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

Nays—None.

So Senate Bill No. 331 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, April 30, 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 Baskin of Marion—

H. B. No. 254—A bill to be entitled An Act amending Section 205.41, Florida Statutes 1941, relating to licensing of fortune tellers, clairvoyants, etc.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 254, contained in the above Message, was read the first time by title only and referred to the Committee on Finance and Taxation and the Committee on Judiciary "C", in the order named.

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

Tallahassee, Florida, April 30, 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 concurred in Senate amendments Nos. 1 and 2 to:

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.

Which amendments read as follows:

Amendment No. 1:

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

Amendment No. 2:

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

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

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

Tallahassee, Florida, April 30, 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 concurred in Senate amendment to:

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

Which amendment is as follows:

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

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

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

Tallahassee, Florida, May 1, 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. 338—A bill to be entitled An Act to amend Section 562.11, Florida Statutes, 1941, prohibiting selling or serving alcoholic beverages to minors; to amend Section 562.13, Florida Statutes 1941, prohibiting employment of minor or certain other persons by certain vendors; to amend Section 562.15, Florida Statutes 1941, relating to possession of unstamped beverages; to amend Section 562.16, Florida Statutes 1941, relating to possession of beverages upon which tax is unpaid; to amend Section 562.27, Florida Statutes 1941, relating to seizures and forfeitures; to amend Section 562.31, Florida

Statutes 1941, making possession of raw materials prima facie evidence with exception; to amend Section 562.37, Florida Statutes 1941, making absence of stamp on container prima facie evidence that tax not paid; to amend Section 562.39, Florida Statutes 1941, relating to forfeiture proceedings; to amend Section 562.44, Florida Statutes 1941, providing for donation and sale of forfeited beverages; prohibiting possession of mash, wort, wash or any alcoholic beverage unless made or manufactured in accordance with regulatory provisions of the State of Florida and making possession thereof prima facie evidence that same was not made or manufactured in accordance with said regulatory provisions, prescribing penalty; and to repeal all laws or parts of laws in conflict with this Act.

By Mr. Jenkins of Alachua—

H. B. No. 53—A bill to be entitled An Act to amend section 1 of Chapter 22054, Laws of Florida, Acts of 1943, entitled: "An Act relating to entrance and graduation requirements of certain colleges and universities, providing for the waiver of certain entrance and graduation requirements for certain persons inducted into the armed forces during and after January, 1940, prescribing the rights of such persons with reference thereto, and repealing all laws in conflict herewith.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 338, contained in the above Message, was read the first time by title only.

Senator King (7th Dist.) moved that the rules be waived and House Bill No. 338 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. 53, contained in the above Message, was read the first time by title only and referred to the Committee on Education.

RECONSIDERATIONS

The motion made by Senator Moon on April 30, 1945, to reconsider the vote by which Senate Bill No. 207 passed the Senate on April 30, 1945, was taken up.

The question was put.

Which was agreed to, and the Senate reconsidered the vote by which Senate Bill No. 207 passed the Senate on April 30, 1945.

The question recurred on the passage of Senate Bill No. 207.

Pending roll call on the passage of Senate Bill No. 207, Senator King (7th Dist.) moved that the further consideration of Senate Bill No. 207 be informally passed.

Which was agreed to and it was so ordered.

SENATE BILLS ON THIRD READING

Senate Bill No. 225 was taken up in its order and the consideration thereof was informally passed.

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 employees 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.

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

Upon the passage of Senate Bill No. 149 the roll was called and the vote was:

Yeas—30.

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

Nays—None.

So Senate Bill No. 149 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

SENATE BILLS ON SECOND READING

S. B. No. 153—A bill to be entitled An Act relating to time for persons proceeded against by constructive service to appear and providing for decrees pro confesso and default judgments and amending Chapter 21791, Laws of Florida, Acts of 1943, and Sections 63.06 and 63.32, Florida Statutes, 1941.

Was taken up in its order.

Senator Mathews moved that the rules be waived and Senate Bill No. 153 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Mathews moved that the rules be further waived and Senate 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 Senate Bill No. 153 was read the third time in full.

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

Yeas—27.

Mr. President	Bryant	Gray	Moon
Ausley	Carroll	Griner	Riddle
Barringer	Clarke	Johns	Shands
Beacham	Coleman 28th	Johnson	Sturgis
Boyle	Davis	King 7th	Thomas
Brackin	Fraser 29th	Mathews	Wilson
Branch	Fraser 31st	McArthur	

Nays—1.

Lewis

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

Senate Bills Nos. 39, 38, 37, 219, 65 and 63 were taken up in their order and the consideration thereof was informally passed.

By unanimous consent Senator Griner withdrew Senate Bill No. 61.

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.

Was taken up in its order.

Senator Ausley moved that the rules be waived and Senate Bill No. 240 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 240 was read the second time by title only.

Senator Ausley moved that the rules be further waived and Senate Bill No. 240 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. 240 was read the third time in full.

Upon the passage of Senate Bill No. 240 the roll was called and the vote was:

Yeas—27.

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

Nays—None.

So Senate Bill No. 240 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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 payment of benefits, benefit eligibility conditions, and disqualifications for benefits by providing for a revision of the base period; by clarifying the definition of employment; by defining casual labor; by defining other employing units as employers; by clarifying the definition of wages; by revising the duration of benefits; by extending the rights of persons called into the military service; by clarifying the definition of seasonal employment and including canning of fresh citrus fruits as seasonal employment; by revising the definition of seasonal worker; by revising earning requirements for eligibility; by excepting claims filed prior to July 1, 1943, until the expiration of the benefit year, and by revising the disqualification provisions and repealing all laws in conflict herewith and making this Amendatory Act effective July 1, 1943.

Was taken up in its order.

Senator Sheldon moved that the rules be waived and Senate Bill No. 94 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 94 was read the second time by title only.

The Committee on Labor and Industry offered the following amendment to Senate Bill No. 94:

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.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 94, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 94, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 94, as amended, the roll was called and the vote was:

Yeas—5.

Gray	Riddle	Thomas
Johns	Sheldon	

Nays—23.

Mr. President	Branch	Fraser 29th	Mathews
Ausley	Bryant	Fraser 31st	Moon
Barringer	Clarke	Griner	Shands
Beacham	Coleman 13th	Johnson	Sturgis
Boyle	Coleman 28th	King 7th	Wilson
Brackin	Davis	Lewis	

So Senate Bill No. 94 failed to pass.

~~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.

Was taken up in its order.

Senator Beacham moved that the rules be waived and Senate Bill No. 50 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

The Committee on Labor and Industry offered the following amendment to Senate Bill No. 50:

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.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sturgis offered the following amendment to Senate Bill No. 50:

At the end of Section 1 add the following:

Provided, however, that this Act shall not apply to any municipality located in whole or in part in Marion County.

Senator Sturgis moved the adoption of the amendment.

Pending adoption of the amendment offered by Senator Sturgis to Senate Bill No. 50, Senator Beacham moved that the further consideration of Senate Bill No. 50 be informally passed.

Which was agreed to and it was so ordered.

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.

Was taken up in its order.

Senator Lewis moved that the rules be waived and Senate Bill No. 286 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 286 was read the second time by title only.

Senator Lewis moved that the rules be further waived and Senate Bill No. 286 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. 286 was read the third time in full.

Pending roll call on the passage of Senate Bill No. 286, Senator Sanchez moved that the further consideration thereof be informally passed.

Which was agreed to and it was so ordered.

Senator Clarke moved that Senate Bill No. 278 be referred to the Committee on Corporations.

Which was agreed to and it was so ordered.

Senate Bill No. 249 was taken up in its order and the consideration thereof was informally passed.

S. B. No. 76—A bill to be entitled An Act creating Florida Forestry Compact Commission: Providing for the appointment, term of office and duties of the Commissioners: Providing for the authority of the Commission and authorizing it to negotiate with certain states with reference to the cultivation, protection, production, cutting, processing and marketing of timber and forest products, and for the establishment of such economic regulations as may be necessary to preserve and protect the forests and timber farming: providing that no compact shall be entered into which shall be binding upon the State of Florida until approved by the Legislature of Florida and Congress of the United States: providing for the submission to the Governor and the Legislature of recommendations of such Commission with reference to such proposed compacts.

Was taken up in its order.

Senator Thomas moved that the rules be waived and Senate Bill No. 76 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 76 was read the second time by title only.

The Committee on Forestry and Parks offered the following amendment to Senate Bill No. 76:

In Section 1, sub-section (a) (typewritten bill) strike out the period, substitute a comma, and add the following:

"one of which shall be from the membership of the Florida Board of Forestry and Parks."

Senator Thomas moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

And Senate Bill No. 76, as amended, was referred to the Committee on Engrossed Bills.

Pursuant to the motion made by Senator Davis on April 18, 1945, the President referred Senate Bill No. 76 to the Committee on Appropriations upon its being reported out by the Committee on Engrossed Bills.

HOUSE BILLS ON SECOND READING

H. B. No. 178—A bill to be entitled An Act authorizing the State Road Department of Florida to purchase from the United States of America or from any government agency, department or bureau of the United States of America any supplies, material, equipment or other property regardless of value, without advertisement for bids.

Was taken up in its order.

Senator Sheldon moved that the rules be waived and House Bill No. 178 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 178 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 178 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. 178 was read the third time in full.

Upon the passage of House Bill No. 178 the roll was called and the vote was:

Yeas—28.

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

Nays—None.

So House Bill No. 178 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Was taken up in its order.

Senator Mathews moved that the rules be waived and House Bill No. 19 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 19 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 19 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. 19 was read the third time in full.

Upon the passage of House Bill No. 19 the roll was called and the vote was:

Yeas—30.

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

Nays—None.

So House Bill No. 19 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Was taken up in its order.

Senator Sanchez moved that the rules be waived and House Bill No. 48 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 48 was read the second time by title only.

Senator Sanchez moved that the rules be further waived and House Bill No. 48 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. 48 was read the third time in full.

Upon the passage of House Bill No. 48 the roll was called and the vote was:

Yeas—31.

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

Nays—None.

So House Bill No. 48 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

H. B. No. 95—A bill to be entitled An Act to provide for the distribution of anti-hog cholera serum and hog cholera virus to bona fide farmers by the State Live Stock Sanitary Board.

Was taken up in its order.

Senator Johns moved that the rules be waived and House Bill No. 95 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 95 was read the second time by title only.

Senator Johns moved that the rules be further waived and House Bill No. 95 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. 95 was read the third time in full.

Upon the passage of House Bill No. 95 the roll was called and the vote was:

Yeas—29.

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

Nays—1.

Wilson

So House Bill No. 95 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Mathews moved that Senate Bill No. 241 be recommended to the Committee on Finance and Taxation and the Committee on Judiciary "B", in the order named.

Which was agreed to and it was so ordered.

House Bill No. 9 was taken up in its order and the consideration thereof was informally passed.

H. B. No. 17—A bill to be entitled An Act amending Section 125.29, Florida Statutes 1941, as amended by Section 3 of Chapter 21997, Laws of Florida, Acts of 1943 relating to the establishment of County Fire Control Units; confirming and validating all fire control unit referendum elections and all fire control agreements heretofore entered into between the Florida Board of Forestry and Parks and any county.

Was taken up in its order.

Senator Thomas moved that the rules be waived and House Bill No. 17 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 17 was read the second time by title only.

Senator Thomas moved that the rules be further waived and House Bill No. 17 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. 17 was read the third time in full.

Pending roll call on the passage of House Bill No. 17, Senator McArthur moved that the further consideration thereof be informally passed.

Which was agreed to and it was so ordered.

House Bill No. 210 was taken up in its order and the consideration thereof was informally passed.

H. B. No. 44—A bill to be entitled An Act designating and establishing certain roads in Collier County, Florida as State Roads.

Was taken up in its order.

Senator Griner moved that the rules be waived and House Bill No. 44 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 44 was read the second time by title only.

Senator Griner moved that the rules be further waived and House Bill No. 44 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. 44 was read the third time in full.

Upon the passage of House Bill No. 44 the roll was called and the vote was:

Yeas—27.

Mr. President	Bryant	Griner	Riddle
Ausley	Carroll	Johns	Sanchez
Barringer	Clarke	Johnson	Shands
Beacham	Coleman 28th	Lewis	Sheldon
Boyle	Fraser 29th	Mathews	Thomas
Brackin	Fraser 31st	McArthur	Wilson
Branch	Gray	Moon	

Nays—None.

So House Bill No. 44 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

H. B. No. 175—A bill to be entitled An Act transferring all balances in the state road license fund appropriated and allocated to the said fund for the construction of first, second and third preferential state roads, to the state road license fund to be used in the construction, in those counties wherein such balances exist, of any state roads in like manner as now provided by law directing the expenditure of the eighty per cent second provision fund of the second gas tax.

Was taken up in its order.

Senator Griner moved that the rules be waived and House Bill No. 175 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 175 was read the second time by title only.

Senator Griner moved that the rules be further waived and House Bill No. 175 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. 175 was read the third time in full.

Upon the passage of House Bill No. 175 the roll was called and the vote was:

Yeas—28.

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

Nays—None.

So House Bill No. 175 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sheldon moved that the rules be waived and the time of adjournment be extended fifteen (15) minutes.

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

H. B. No. 193—A bill to be entitled An Act to amend Section 341.47, Florida Statutes 1941, defining and granting to the State Road Department of Florida powers and authority with reference to location and construction of State roads; empowering the State Road Department to alter, change and relocate the location of state roads and to abandon portions thereof when necessary for the best interest of the State; and empowering the State Road Department, through its representatives, to enter upon private property for the purpose of surveying or examining such property for the location or relocation of state roads or the determination of the boundaries thereof.

Was taken up in its order.

Senator Mathews moved that the rules be waived and House Bill No. 193 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 193 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 193 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. 193 was read the third time in full.

Pending roll call on the passage of House Bill No. 193, Senator Griner moved that House Bill No. 193 be recommitted to the Committee on Public Roads and Highways.

Which was agreed to and it was so ordered.

Senator Sheldon moved that the rules be waived and the hour of adjournment be further extended ten (10) minutes.

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

By permission the following Bills were introduced:

By Senator Sheldon—

S. B. No. 332—A bill to be entitled An Act relating to the salaries of the Judges of the Circuit Court residing in a county having a population of more than one hundred eighty thousand inhabitants, according to the latest Federal Census, and providing for a portion of such salaries to be paid from the general revenue of such counties and making same a county purpose.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 332 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 332 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 332 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. 332 was read the third time in full.

Upon the passage of Senate Bill No. 332 the roll was called and the vote was:

Yeas—31.

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

Nays—None.

So Senate Bill No. 332 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sheldon—

S. B. No. 333—A bill to be entitled An Act "Prohibiting the owner or person having the custody and control of cattle, hogs, horses, mules, goats, sheep or other live stock from permitting the running at large of such cattle, hogs, horses, mules, goats, sheep, or other live stock within the following described boundaries in Hillsborough County, Florida, to-wit: Beginning at the Northeast corner of Hillsborough County, which is the Northeast corner of Section 1, Township 27 South, Range 22 East, and run thence South along the Hillsborough-Polk County Line to the Southeast corner of Section 36, Township 29 South, Range 22 East; thence West approximately 3,500 feet to the center line of the Alafia River (sometimes known as Howell's Creek), as shown in U. S. Department of Agriculture Bureau of Soils map of Hillsborough County, Florida, published in 1916; thence Westerly along the center line of the said Alafia River to Hillsborough Bay; thence Northwesterly along the shore line of Hillsborough Bay and old Tampa Bay to the Range Line dividing Ranges 16 and 17 East, which is also the West boundary of Hillsborough County; thence North to the Northwest corner of Hillsborough County; thence East along County line to the Northeast corner of Hillsborough County, which is the point of beginning, and to provide for the enforcement of this Act by the impounding and sale of such cattle, hogs, horses, mules, goats, sheep or other live-stock which may be found running at large in said territory."

Which was read the first time by title only.

Proof of Publication of Notice was attached to Senate Bill No. 333 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Sheldon moved that the rules be waived and Senate Bill No. 333 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 333 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 333 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. 333 was read the third time in full.

Upon the passage of Senate Bill No. 333 the roll was called and the vote was:

Yeas—31.

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

Nays—None.

So Senate Bill No. 333 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (28th Dist.)—

S. B. No. 334—A bill to be entitled An Act to provide for the cancellation and release of all unpaid state and county and special district taxes and tax liens due and owing to or held by the State of Florida and/or the County of Volusia, on certain lands in Ormond, Volusia County, Florida, as in this Act described, and now owned by the Board of Public Instruction of Volusia County, Florida, and providing for the payment in cash of all taxes due the State of Florida by reason thereof.

Which was read the first time by title only.

Proof of Publication of Notice was attached to Senate Bill No. 334 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 Coleman (28th Dist.) moved that the rules be waived and Senate Bill No. 334 to read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 334 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 334 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. 334 was read the third time in full.

Upon the passage of Senate Bill No. 334 the roll was called and the vote was:

Yeas—31.

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

Nays—None.

So Senate Bill No. 334 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (28th Dist.)—

S. B. No. 335—A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments, valuations of properties and levies of taxes made by the City of Deland, Volusia County, Florida, for the years of 1941, 1942, 1943 and 1944, and authorizing the collection of said taxes in the manner provided by law.

Which was read the first time by title only.

Proof of Publication of Notice was attached to Senate Bill No. 335 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 Coleman (28th Dist.) moved that the rules be waived and Senate Bill No. 335 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 335 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 335 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. 335 was read the third time in full.

Upon the passage of Senate Bill No. 335 the roll was called and the vote was:

Yeas—31.

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

Nays—None.

So Senate Bill No. 335 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (28th Dist.)—

S. B. No. 336—A bill to be entitled An Act cancelling all municipal taxes held by and due and owing to the City of Daytona Beach, Florida, for unpaid taxes upon certain real estate in the City of Daytona Beach, Florida, and now owned by the Board of Public Instruction of Volusia County, Florida, and in this Act described, and exempting said real estate from municipal taxes so long as the same is owned by the Board of Public Instruction of Volusia County, Florida.

Which was read the first time by title only.

Proof of Publication of Notice was attached to Senate Bill No. 336 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 Coleman (28th Dist.) moved that the rules be waived and Senate Bill No. 336 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 336 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 336 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. 336 was read the third time in full.

Upon the passage of Senate Bill No. 336 the roll was called and the vote was:

Yeas—31.

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

Nays—None.

So Senate Bill No. 336 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 337—A bill to be entitled An Act amending Section 3 of Chapter 8281 Laws of Florida, Acts of 1919, entitled 'An Act creating the office of mayor of the City of Jacksonville, prescribing his jurisdiction, powers and duties, fixing his compensation and providing for the submission of this Act to the qualified electors of said City for ratification or rejection' so as to provide that all suspensions of members or officers of the police department of the City of Jacksonville by the mayor shall be reported within 5 days to the city commission for such action as the city commission may deem advisable, and in passing upon such suspensions the city commission may suspend such officers from office without pay, reduce them in work or rank, may enlarge or shorten the time of suspension, and may, if in their judgment the facts warrant, remove them from office."

Which was read the first time by title only.

Proof of Publication of Notice was attached to Senate Bill No. 337 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. 337 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 337 was read the second time by title vote.

Senator Mathews offered the following amendment to Senate Bill No. 337:

At the end of Section 1, add the following:

"The Mayor shall have the exclusive authority to appoint an Executive Secretary, at a salary not to exceed \$3900.00 per annum, and such Executive Secretary shall be solely responsible to the Mayor, and the Mayor may remove him at any time without the consent or approval of any other municipal body. In the selection of such Executive Secretary it shall not be necessary for the Mayor to consult with or obtain the approval of any other municipal authority."

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Mathews moved that the rules be further waived and Senate Bill No. 337, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 337, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 337, as amended, the roll was called and the vote was:

Yeas—31.

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

Nays—None.

So Senate Bill No. 337 passed, as amended, and was referred to the Committee on Engrossed Bills.

By Senators Ausley, Moon, Sturgis, Brackin, Carroll, Boyle, Fraser (31st Dist.), Barringer, Rose, King (7th Dist.), Coleman (13th Dist.), Mathews and McArthur—

S. B. No. 338—A bill to be entitled An Act relating to the construction of additional Tuberculosis Sanatoria in the State of Florida and making appropriation for the construction and equipment of such Sanatoria.

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

By Senator Coleman (28th Dist.)—

S. B. No. 339—A bill to be entitled An Act placing under the jurisdiction of the Railroad Commission all motor vehicles operated on a "U-Drive-It" basis; defining "U-Drive-It" operation; requiring securance of certificates of public convenience and necessity for such operation; prescribing the manner in which such operations shall be regulated and the powers and duties of the Commission in connection therewith.

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

By Senator Coleman (28th Dist.), By Request—

S. B. No. 340—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.

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

By Senators Sheldon, Mathews and Coleman (13th Dist.)—

S. B. No. 341—A bill to be entitled An Act providing for travel and other expense allowance for members of the Boards of Public Instruction in Counties having a population of more than 180,000 according to the last State or Federal Census; providing the manner and method of authorizing and auditing such expense allowances and making appropriation therefor out of the County Current School Fund.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 341 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 341 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 341 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. 341 was read the third time in full.

Upon the passage of Senate Bill No. 341 the roll was called and the vote was:

Yeas—31.

Mr. President	Branch	Davis	Johnson
Ausley	Bryant	Fraser 29th	King 7th
Barringer	Carroll	Fraser 31st	Lewis
Beacham	Clarke	Gray	Mathews
Boyle	Coleman 13th	Griner	McArthur
Brackin	Coleman 28th	Johns	Moon

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Riddle
Sanchez

Shands
Sheldon

Sturgis
Thomas

Wilson

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

Nays—None.

So Senate Bill No. 341 passed, title as stated, and the action

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:26 o'clock P. M., until 11:00 o'clock A. M., Wednesday, May 2, 1945.