

JOURNAL OF THE SENATE

Wednesday, May 9, 1945

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, May 8, 1945.

The President in the Chair.

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

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

—35.

A quorum present.

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

The following prayer was offered by the Chaplain:

"All powerful God, make us creators and artists in living. May we take the formless material of each day as it comes to our hands and so mold it in goodness and shape it in truth and adorn it with love that it becomes a gift worthy of Thy receiving. May each day be our finished work of art to show Thy glory in the world and to lead our fellowmen unto Thee. Amen."

The reading of the Journal was dispensed with.

The Journal of Tuesday, May 8, 1945, was corrected as follows:

Page 14, column 2, in lines 1 to 22 inclusive counting from the bottom of the column, strike out "Senate Bill No. 336", wherever it appears, and insert in lieu thereof: "House Bill No. 336".

Also,

Page 15, column 1, line 12 from the top of the column strike out "Senate Bill No. 336", and insert in lieu thereof: "House Bill No. 336".

And as corrected was approved.

The President announced the appointment of Senators McArthur, Clarke and Johns as the Committee to draft and present suitable Resolutions commemorating the life and public service of Honorable Samuel J. Hilburn, late a Senator from the 26th Senatorial District, pursuant to Senate Resolution No. 10.

The President announced the appointment of Senators Thomas, Fraser (31st Dist.) and King (27th Dist.) as the members of the Committee on the part of the Senate, pursuant to House Concurrent Resolution No. 9.

Your Committee on Drainage and Water Conservation, to whom was referred:

S. B. No. 299—A bill to be entitled An Act vesting title to all Islands, sand bars, shallow banks, small Islands and submerged lands in the tidal waters of the State of Florida, the title to which is not now vested in private ownership, in the Trustees of the Internal Improvement Fund of the State of Florida and empowering said Trustees to dispose of, sell and convey the same and repealing all laws in conflict herewith.

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

And Senate Bill No. 299, contained in the above report, was laid on the table.

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

H. B. No. 89—A bill to be entitled An Act to cancel and discharge tax sales certificates and tax liens for state and county taxes, now outstanding and unpaid on the following described real estate in Palmetto, Manatee County, Florida: The W $\frac{1}{2}$ of NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 15, Township 34 South, Range 17 East, and

begin 35 ft. South of NE corner of Block "G" Lamb's I Thence West 100 feet, South 35 feet, East 100 feet, North feet to beginning, in Section 14, Township 34 South, Range East,

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

And House Bill No. 89, contained in the above report, placed on the Calendar of Bills on Second Reading.

Your Committee on Finance and Taxation, to whom referred:

H. B. No. 145—A bill to be entitled An Act providing 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 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 budget of or the millages determined and fixed by any Municipality in said County; and to provide for the furnishing of a copy made of the Tax Collector's office to each Municipality in Hillsborough County, Florida.

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

And House Bill No. 145, contained in the above report, placed on the Calendar of Bills on Second Reading.

Your Committee on Finance and Taxation, to whom referred:

H. B. No. 454—A bill to be entitled An Act providing the cancellation of, and cancelling tax sale certificates, assessments and tax liens of the City of Tampa, the County of Hillsborough and the State of Florida, upon certain real estate owned or leased by the Trustees of Consolidated Special Tax School District No. 4 in Hillsborough County, Florida and prescribing the duties of tax collection officials in connection therewith.

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

And House Bill No. 454, contained in the above report, placed on the Calendar of Bills on Second Reading.

Your Committee on Finance and Taxation, to whom referred:

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.

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

And Senate Bill No. 329, contained in the above report, laid on the table.

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

H. B. No. 2—A bill to be entitled An Act Amending Section 194.55, Florida Statutes, 1941, as amended by Section Chapter 22079, Laws of Florida, Acts of 1943, relating to sale of lands acquired by counties through foreclosure of tax liens, by providing that the notice shall be directed to all concerned that lands within the corporate limits

municipality will be offered for sale at the city or town hall door or at the court house door as the Board of County Commissioners may designate by resolution.

H. B. No. 214—A bill to be entitled An Act to amend Section 687.01, Florida Statutes, 1941, relating to interest accruing without special contract for the rate thereof, by substituting "six per cent" for "eight per cent" therein.

H. B. No. 232—A bill to be entitled An Act making it unlawful to print or publish any publication or printed matter which tends to expose any individual or religious group to hatred, contempt or ridicule, unless the true name and address of the person causing the same to be printed or published, be printed or written thereon.

H. B. No. 272—A bill to be entitled An Act providing for an additional ground for a divorce.

H. B. No. 311—A bill to be entitled An Act to declare the public policy of this state regarding divorce decrees rendered by courts of other jurisdictions affecting citizens or residents of this state.

H. B. No. 315—A bill to be entitled An Act making it unlawful for any person to commit any act under color of authority as an officer, agent or employee of the United States Government, State of Florida, or any political subdivision thereof, when such act is not authorized by law, and making such person civilly liable and responsible under such circumstances; and providing penalties for the violation hereof.

H. B. No. 400—A bill to be entitled An Act to require Chiropractors to register annually with the State Board of Health.

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

And House Bills Nos. 2, 232, 272, 311, 315, and 400, contained in the above report, were placed on the Calendar of Bills on Second Reading, and House Bill No. 214 was referred to the Committee on Banking, Building and Loans.

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

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.

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

And House Bill No. 254, contained in the above report, was laid on the table.

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

S. B. No. 243—A bill to be entitled An Act amending Section 470.08, Florida Statutes 1941, relating to the qualifications of funeral directors and embalmers, so as to provide that the period of apprenticeship of embalmers shall be eighteen months.

S. B. No. 292—A bill to be entitled An Act relating to safety upon the public highways of the State of Florida; providing that funds derived from this Act be credited to the various Counties of the State of Florida and to the Old Age Assistance Fund; abolishing the State Highway Patrol; placing certain duties in connection therewith upon the Sheriffs of the several Counties of the State; providing for licensing of chauffeurs and other operators of motor vehicles; to provide for the suspension, cancellation and revocation of such licenses; to provide for certain liabilities, penalties and punishment for the violation of this Act; to provide for examination for licenses and providing generally that the powers heretofore exercised by the Department of Public Safety under Chapter 20451, Laws of Florida, Acts of 1941, shall be performed and exercised by the several Sheriffs of the respective Counties of the State of Florida; providing for the disposition of all property held by the Department of Public Safety and repealing Chapter 20451, Laws of Florida, Acts of 1941, establishing the State Department of Public Safety and providing for its duties and powers.

S. B. No. 308—A bill to be entitled An Act to abolish the Hotel Commission in the State of Florida, and the office of Hotel Commissioner and vesting their powers and duties in the State Board of Health; amending Sections 509.01, 509.02, 509.03, 509.04 and 509.05, all relating to the Hotel Commission and the Hotel Commissioner; amending Sections 511.01, 511.04, 511.05, as amended by Chapter 21660, Laws of Florida 1943, 511.06, 511.08, 511.10, 511.11, 511.12, 511.14, 511.15, 511.16,

511.18, 511.21, 511.22, 511.23, 511.28, 511.29, 511.31, 511.32, 511.33, 511.34, 511.41, all relating to the powers and duties of the Hotel Commission and Hotel Commissioner with respect to hotels, apartment houses, rooming houses and restaurants; providing for the transfer of all moneys in the Hotel Commission funds to the account of the State Old Age Pension fund; and transferring all office furniture, furnishings, equipment and supplies purchased out of said funds to said State Board of Health and State Old Age Pension fund; and repealing all laws or parts of laws in conflict herewith.

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

And Senate Bills Nos. 243, 292 and 308, contained in the above report, were laid on the table.

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

S. B. No. 380—A bill to be entitled An Act to give honorably discharged veterans preference in employment by civil service boards of all political subdivisions, including municipal corporations, affected by civil service laws.

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

And Senate Bill No. 380, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Oil and Natural Resources, to whom was referred:

S. B. No. 107—A bill to be entitled An Act regulating the leasing of phosphate, shell, timber, minerals, metal, petroleum oil or natural gas owned by the State; regulating the sale of any public or sovereignty lands belonging to the State by the Trustees of the Internal Improvement Fund, State Board of Education or any other department, agency, board or official of the State; requiring public notice and competitive bidding for such leases and sale; restricting the acreage in such leases; requiring reservations of said interests in realty in case of the sale in fee simple of any of said lands; regulating speculation in petroleum oil and natural gas leases executed by the State or any of its officials; protecting the interests of cities and counties in such sales and leases; protecting the rights of riparian owners in such sales and leases; providing that three-fourths of the proceeds of said leases and sales shall be paid into the County School Fund; providing no State official or employee who shall perform any official or ministerial duty in executing any such lease or sale shall have any pecuniary interest therein; and providing penalties for the violation of this Act.

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

And Senate Bill No. 107, contained in the above report, was laid on the table.

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

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.

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

And House Bill No. 193, contained in the above report, was laid on the table.

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

S. B. No. 405—A bill to be entitled An Act to designate and establish a certain State road and highway in Volusia County, Florida, declaring the same to be a part of the system of State highways and providing for the survey, location and numbering thereof by the State Road Department of Florida.

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

And Senate Bill No. 405, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 314—A bill to be entitled An Act to designate and establish a State Road in Palm Beach County, Florida.

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

And Senate Bill No. 314, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 351—A bill to be entitled An Act to establish a certain state road beginning at a point where State Road No. 383 now ends at the Village of Maxwell in Duval County, Florida, where said State Road No. 383 intersects with State Road No. 13, and following the most direct southeasterly course to a point on State Highway No. 550 in the Village of Middleburg, Clay County, Florida: To authorize and direct the State Road Department to cause said road to be surveyed and located as a state road and to designate same by an appropriate number.

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

And Senate Bill No. 351, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 382—A bill to be entitled An Act to declare, establish and designate a certain state road.

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

And Senate Bill No. 382, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

H. B. No. 383—A bill to be entitled An Act to declare, establish and designate a certain State road in Manatee County, Florida.

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

And House Bill No. 383, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 388—A bill to be entitled An Act to declare, designate and establish a certain State road in Crestview, Okaloosa County, Florida.

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

And Senate Bill No. 388, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 397—A bill to be entitled An Act to declare, designate, and establish a State Road in Escambia County.

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

And Senate Bill No. 397, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 390—A bill to be entitled An Act to declare, designate and establish a certain State road in Crestview, Okaloosa County, Florida.

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

And Senate Bill No. 390, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

H. B. No. 413—A bill to be entitled An Act to declare, designate and establish certain roads in Palm Beach County a State Roads.

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

And House Bill No. 413, 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 (with amendments), after third reading:

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

And Senate Bill No. 65, contained in the above report, was certified to the House of Representatives.

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

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.

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

And Senate Bill No. 278, contained in the above report, was referred to the Committee on Enrolled Bills.

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

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 Forest areas in the State of Florida.

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

And Senate Bill No. 284, contained in the above report, was certified to the House of Representatives.

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

Committee Substitute for Senate Bill 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 restricting the exercise of such power, so far as actions, now pending or hereafter instituted, to condemn lands for parks, playgrounds, recreational centers and other recreational purposes are concerned, to land for the taking of which there is a public necessity as determined by the court in accordance with the provisions of this Act, and providing for right of appeal with supersedeas.

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

And Senate Bill No. 282, contained in the above report, was certified to the House of Representatives.

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

S. B. No. 319—A bill to be entitled An Act amending Section 7 of Chapter 15269, Laws of Florida, Acts of 1931, entitled "An Act amending Sections 7 and 8 of Chapter 765 Acts of 1917, entitled 'An Act relating to the police pension and relief fund of the City of Jacksonville'", so as to provide that all members of the Police Department affected by said

Act shall receive 2% additional of their salaries for each year of service over 20 years with the Department, until the same reaches a maximum of 60% of the average salary received by them for the last three years.

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

And Senate Bill No. 319, contained in the above report, was certified to the House of Representatives.

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

S. B. No. 337—An 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, in their judgment the facts warrant, remove them from office."

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

And Senate Bill No. 337, 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:

S. B. No. 29—An Act to provide for an additional circuit judge for the Fourth Judicial Circuit of Florida as authorized by Florida Constitution on basis of population thereof; and fixing his powers, duties and compensation.

Also—

S. B. No. 160—An Act to designate and declare the name of the State Chemistry Building in Tallahassee, Florida, to be "The Nathan Mayo Building", in tribute to the Honorable Nathan Mayo, Commissioner of Agriculture of the State of Florida.

S. B. No. 186—An Act to amend Sections 470.01, 470.02, 470.04, 470.08, 470.10, 470.13, 470.23 and 470.28, Florida Statutes 1941, all relating to the State Board of Funeral Directors and Embalmers for the State of Florida, and to the Practice of the Professions of Funeral Directing and Embalming; to amend Section 470, Florida Statutes 1941, by adding an Additional Section to be known as Section 470.29, providing a supplemental and additional method of procedure for revocation or suspension of licenses by direct application to Circuit Courts.

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.

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. 430—An Act relating to the purchase, sale, lease, exchange, dedication, transfer, and conveyance of real property by the County of Seminole, in the State of Florida.

Also—

H. B. No. 433—An Act relating to public roads and bridges in Washington County, Florida; providing that the State Road Department of Florida shall take over the construction, reconstruction, maintenance, supervision and control of all graded public roads and bridges in said County other than roads designated as State Roads and maintained by said Department

under the General Laws of said State; providing that the Board of County Commissioners of said Washington County shall have prepared and filed in the Office of the Clerk of the Circuit Court of said County a map of said graded public roads and bridges to be so taken over by said Department, and that newly created and established roads and bridges may be added to said map from time to time; providing that said Board of County Commissioners shall make available to said State Road Department all funds received by said Board under Section 16 of Article 9 of the Constitution of said State, and that said Board of County Commissioners may make available to said State Road Department from the General Road and Bridge Fund of said County such additional funds as might be required for the adequate aforesaid construction, reconstruction and maintenance of said graded public roads and bridges, and that said State Road Department shall use said Funds for said purposes; providing that said State Road Department shall use all surplus funds received by it under said Section 16 of Article 9 as its eighty per cent share of surplus funds referred to therein and distributed for use in said Washington County for the construction, reconstruction and maintenance of the aforesaid graded public roads and bridges and also State Roads and Bridges within said Washington County; providing that the aforesaid graded public roads and bridges to be so taken over by said State Road Department are State projects and undertakings; providing that said State Road Department and said Board of County Commissioners may enter into agreements for the employment by said Department of all able-bodied, male convicts of said County for public road work in said County on an hourly rental basis to be paid out of the surplus funds received by said Board under said Constitutional provisions; providing that said State Road Department shall take over, maintain and use the road equipment, machinery and supplies of said County; providing, should any part of said Act be held invalid by a court of competent jurisdiction, that the remaining portions of said Act shall remain in effect; providing when said Act shall expire; and providing when said Act shall take effect.

Also—

H. B. No. 438—An Act authorizing and empowering the Board of County Commissioners of Palm Beach County, Florida, to levy an annual tax not exceeding two-tenths of a mill each year for contribution on the part of said County toward the expense of providing and maintaining a Service Officer or Service Officers or Service Office in said County to aid and serve Discharged Veterans who served in the Armed Forces of the United States in the second world war; authorizing and empowering said Board of County Commissioners to pay from its 1944-1945 budget not to exceed the sum of four thousand dollars (\$4,000.00) budgeted therein toward the expense of such Service Officer or Service Officers or Service Office during the calendar year 1945 according to terms and conditions to be provided by Resolution of said Board of County Commissioners.

Also—

H. B. No. 508—An Act cancelling and discharging the 1944 County Taxes assessed against the hereinafter described property, also to cancel the 1945 Taxes against the hereinafter described property, and to provide in the event either have been paid for the repayment thereof by Escambia County, Florida, to the person having paid same, upon the following described property in the City of Pensacola, Escambia County, State of Florida, to-wit: Lots 17 to 24 both inclusive and the South 30 feet of Lot 12, all in Block 18 Belmont Tract, according to Map of said City Copyrighted by Thomas C. Watson in 1906.

Also—

H. B. No. 509—An Act providing for the distribution of all monies accruing and allocated to Okeechobee County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, or any Act amendatory or supplemental thereto or any other Race Track Acts or under Chapter 21946, Laws of Florida, Acts of 1943 or any Act amendatory or supplemental thereto; authorizing and directing the payment of \$11,000 of such Funds to the Board of Public Instruction of Okeechobee County, Florida, and the remainder of such Funds to the Board of County Commissioners of Okeechobee County, Florida; providing the manner in which said Fund shall be paid to said Board of Public Instruction and how the same shall be expended; re-

pealing all Acts in conflict herewith and providing when this Act shall be effective.

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.

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. 19—An Act to amend Section 32.14, Statutes of 1941, providing therein fees for indexing, docketing, and filing certain papers.

Also—

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

Also—

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

Also—

H. B. No. 95—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.

Also—

H. B. No. 322—An Act fixing the compensation of the County Commissioners of counties of the State of Florida which now have or may hereafter have a population of more than eighty thousand and not more than ninety thousand inhabitants according to the last preceding Federal Census.

Also—

H. B. No. 339—An Act to authorize the employment and appointment of deputy constables in all counties having a population of not less than 260,000 according to the last Federal census, by the constables of the various justice of the peace districts in said counties.

Also—

H. B. No. 341—An Act authorizing the Boards of County Commissioners of all counties in the State of Florida, which now have or may hereafter have a population of more than eighty thousand and not more than ninety thousand inhabitants according to the last preceding Federal Census, upon the approval of the State Comptroller, or upon the approval of the county budget commission in such counties having a budget commission, to transfer surplus funds from one item of a fund to another item, or a new item, of the same fund or to another item, or a new item, of a different fund.

Also—

H. B. No. 249—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.

Also—

H. B. No. 291—An Act fixing the compensation of members of the School Board 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.

Also—

H. B. No. 362—An Act fixing the annual salary of the members of the board of county commissioners for all counties having a population of not less than 5,400 or more than 5,500 according to the last Federal Census, providing

for the payment of such compensation and repealing all laws in conflict herewith.

Also—

H. B. No. 369—An Act to amend Section 1, Chapter 21043, Laws of Florida, Acts of 1941, entitled: "An Act to amend Section 1, of Chapter 11935, Laws of Florida, Acts of 1927, entitled: 'An Act fixing the compensation of County Commissioners of Counties of the State of Florida having a population of more than 12,000, and not more than 12,400, according to the last State Census, repealing all laws in conflict herewith and fixing the date for the Act to become a law'. Repealing all laws in conflict herewith and fixing a date for the Act to become a law.

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

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

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

Also—

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

Also—

H. B. No. 69—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. 141—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.

Also—

H. B. No. 187—An Act amending Section 374.20, Florida Statutes 1941, relating to fishing in Lake Okeechobee, by providing a closed season annually, further regulating fishing in said Lake and providing penalties for violation hereof.

Also—

H. B. No. 335—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.

Also—

H. B. No. 387—An Act providing for the cancellation of all delinquent county and municipal taxes and all delinquent special assessments, except State taxes, against all lands situated within the boundaries of North St. Lucie River Drainage District and owned by North St. Lucie River Drainage District, St. Lucie County, Florida, and providing for the distribution of the proceeds of any sale of such lands.

Also—

H. B. No. 401—An Act to authorize and empower the City of Fort Lauderdale, a municipal corporation of Broward County, Florida, to require property therein to be cleared and cleaned, and weeds, undergrowth, rubbish, debris, brush and unsightly and unsanitary matters located thereon to be removed; to require unsanitary excavations or depressions to be filled, and upon the failure thereof by the property owners or persons interested therein, said city may cause the same to be done, and make the cost thereof a charge and lien against such property, of the same extent and character as the lien provided for special assessments authorized by law to be made by said city for the cost of local improvements.

Also—

H. B. No. 416—An Act to amend Section 31 of Chapter 18759, Laws of Florida, Special Acts of 1937, being "An Act to abolish the present municipality and municipal government of the Town of Pahokee in Palm Beach County, Florida, as created by Chapter 9872, Special Acts of 1923, and to establish a new

municipality to be known as the City of Pahokee in Palm Beach County, Florida; to define its territorial boundaries and to provide for its government and to prescribe its jurisdiction and powers and the jurisdiction and powers of its officers; to legalize and validate the ordinances of said town and official acts thereunder, and to adopt the same as the ordinances of said City of Pahokee; to prescribe the time within which suits can be brought against said city and for notice thereof, and providing a negative referendum to decide the question of incorporating said city". By providing for the appointment of the city marshal, and providing for the removal of any and all appointive officers, and further providing for a referendum vote of this act, and fixing the effective date of this act.

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

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

H. B. No. 345—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 issued pursuant to the provisions of this Act.

Also—

H. B. No. 366—An Act to authorize the clerk of the circuit court and Board of Public Instruction of Bay County, Florida, to pay to the tax assessor of Bay County, Florida, commissions on money paid to the County of Bay in lieu of taxes on property assessed by the tax assessor, valued and recapped as other taxable property but denied authority to actually extend the amounts.

Also—

H. B. No. 368—An Act validating, ratifying, confirming and legalizing all proceedings, heretofore taken, done or performed by the taxing officials, in assessing, selling for delinquent taxes and issuing tax deeds, upon, to or against lands in Bay County, Florida; confirming, validating, ratifying and legalizing all tax rolls, tax sale certificates, and tax deeds heretofore made or issued upon, or to lands in Bay County, Florida; relieving the taxing officials of said county of all liability in connection with the taxation of lands in said county for the years 1933 to 1944, inclusive; and repealing all laws and parts of laws in conflict with this Act.

Also—

H. B. No. 412—A Special Act supplementing Chapter 18759, Laws of Florida, Special Acts of 1937, entitled "An Act to abolish the present municipality and municipal government of the town of Pahokee in Palm Beach County, Florida, as cre-

ated by Chapter 9872, Special Acts of 1923 and to establish a new municipality to be known as the City of Pahokee in Palm Beach County, Florida; and to define its territorial boundaries and to provide for its government and prescribe the time within which suits can be brought against said City and for notice thereof, and providing a negative referendum to decide the question of incorporating said City." And by this Act to authorize and empower the City Council of the City of Pahokee, Florida, to employ a City Manager and setting forth his powers and duties and fixing the effective date of this Act, and providing for a referendum vote on this Act.

Also—

H. B. No. 151—An Act to authorize the County of Putnam, State of Florida, to establish, maintain and operate a County Nursing Home; to authorize the Board of County Commissioners of said County to expend public funds therefor; to authorize manner of operation and maintenance; to establish fees and charges for all citizens other than charity cases; to lease the same; to employ the necessary personnel for its operation; to levy tax for the establishment, operation, maintenance and to issue and sell time warrants for building or repairing and facilities of said county nursing home; to ratify the Acts and Proceedings of the Board of County Commissioners in the establishment, maintenance and operation of said county nursing home.

Also—

H. B. No. 175—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.

Also—

H. B. No. 178—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.

Also—

H. B. No. 365—An Act to authorize and empower the Board of County Commissioners of Bay County, Florida, to issue time warrants, revenue certificates or bonds as determined by said board of said county in the amount not to exceed two hundred and eighty thousand dollars for the purpose of the designing, constructing, equipping and furnishing of a general county hospital; and authorizing said county by and through its County Commissioners to operate and maintain said hospital and levy not to exceed two mills on the dollar for such purposes.

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

Senator Ausley moved that Senate Bill No. 299, reported unfavorably by the Committee on Drainage and Water Conservation, be placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senators King (27th Dist.), Barringer, Gray, Beacham, King (7th Dist.), Brackin and Ausley—

S. B. No. 417—A bill to be entitled An Act creating a State Public School Plant Fire Insurance Fund: authorizing the County Boards of Public Instruction of the respective counties of Florida either to continue their present plan of insurance or to insure all school plants of the county in such State Public School Plant Fire Insurance Fund: authorizing and directing the State Treasurer to administer and carry out the provisions of the Act subject, in certain matters, to approval of the State Board of Education.

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

By Senator Coleman (28th Dist.)—

S. B. No. 418—A bill to be entitled An Act to authorize and

empower each county official of Volusia County, Florida, whose compensation for his official duties is paid wholly or partly by fees or commissions, or fees and commissions, to purchase out of the fees and commissions of his office received and collected by him, necessary supplies and equipment of the value of less than \$300.00, as often as may be necessary for the purpose of equipping and maintaining his office, and providing for the purchase by the Board of County Commissioners of Volusia County, Florida, of all supplies and equipment of the value of \$300.00 or more for such county official, after advertising for bids for the same, and providing that all such supplies and equipment bought by or for each such county official out of the fees and commissions of his office as aforesaid shall be deemed county property, and providing for the filing of annual reports of all such purchases by each such county official with the said Board of County Commissioners, and providing for the sale of all such supplies and equipment when no longer needed or suitable for the purposes for which the same were acquired by said Board of County Commissioners, after advertising for bids for the same, and providing for penalties for the violation thereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 418 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. 418 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 418 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 418 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. 418 was read the third time in full.

Upon the passage of Senate Bill No. 418 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Bill No. 418 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. 419—A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Volusia County, Florida, to establish a fund to be known as "Publicity Fund of Volusia County, Florida" and to place unexpended, surplus, and unencumbered balances of appropriations therein.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 419 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. 419 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 419 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 419 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. 419 was read the third time in full.

Upon the passage of Senate Bill No. 419 the roll was called and the vote was.

Yeas—35.

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

Nays—None.

So Senate Bill No. 419 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. 420—A bill to be entitled An Act to ratify, confirm and validate all acts and proceedings of the Board of County Commissioners of Volusia County, Florida, and the Clerk of said Board, heretofore done and taken in connection with the payment of bills for the furnishing of electric lighting of the public roads of Volusia County located in the former town of Osteen, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 420 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. 420 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 420 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 420 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. 420 was read the third time in full.

Upon the passage of Senate Bill No. 420 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Bill No. 420 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. 421—A bill to be entitled An Act providing the budget of the Board of County Commissioners of Volusia County, Florida, when adopted by the Board of County Commissioners of Volusia County, Florida, shall become final without the approval of the Comptroller of the State of Florida or the State Budget Commission or any other budget authority or commission.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 421 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. 421 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 421 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 421 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. 421 was read the third time in full.

Upon the passage of Senate Bill No. 421 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Bill No. 421 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. 422—A bill to be entitled An Act to fix the compensation of the County Commissioners of Volusia County, Florida, and to ratify, confirm, validate, and legalize the compensation heretofore paid to the County Commissioners of Volusia County, Florida, and to provide for the repealing of all laws in conflict therewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 422 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. 422 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 422 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 422 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. 422 was read the third time in full.

Upon the passage of Senate Bill No. 422 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Bill No. 422 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. 423—A bill to be entitled An Act to authorize the Board of County Commissioners of Volusia County, Florida, to lease, sell and convey real or personal property belonging to said county no longer needed for county purposes and providing for the advertisement of notice of sale of real property, and ratifying and confirming all conveyances of real and personal property heretofore made by such board.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 423 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. 423 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 423 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 423 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. 423 was read the third time in full.

Upon the passage of Senate Bill No. 423 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Bill No. 423 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. 424—A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Volusia County, Florida, to adopt zoning regulations and a building code governing the use of property outside of city limits bordering upon, adjacent to and adjoining state and county roads in Volusia County, Florida, and the construction of buildings upon such property and providing for penalties for the violation thereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 424 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. 424 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 424 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 424 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. 424 was read the third time in full.

Upon the passage of Senate Bill No. 424 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Bill No. 424 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Beacham, Sheldon and Brackin—

S. B. No. 425—A bill to be entitled An Act to amend Section 463.01 Florida Statutes 1941, relating to optometry.

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

By Senator Wilson—

S. B. No. 426—A bill to be entitled An Act authorizing any county of the state, acting by and through its Board of County Commissioners, to convey lands acquired by the county for delinquent taxes and described in the book designated "County lands acquired for delinquent taxes," on file in the office of the Clerk of the Circuit Court, of the former owner of such lands and providing for the terms and procedure in making conveyance; disbursing of funds; validating, ratifying and confirming previous Acts relating to hardship cases; repealing laws in conflict.

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

By Senator Barringer—

S. B. No. 427—A bill to be entitled An Act to amend Section 317.21, Florida Statutes 1941, relating to reckless driving.

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

By Senator King (27th Dist.)—

S. B. No. 428—A bill to be entitled An Act to prevent the pollution of the waters of rivers and streams in the State of Florida; prescribing a penalty for the violation thereof; vesting in the Circuit Courts of Florida jurisdiction to enjoin the pollution of the waters of rivers and streams; providing the venue in actions for injunction under this Act and vesting in the State Board of Health certain powers to investigate the pollution of such rivers and streams, and to abate such pollution as a nuisance, and other powers incidental thereto.

Which was read the first time by title only and referred to the Committee on Judiciary "B" and the Committee on Public Health, in the order named.

By Senator Barringer—

S. B. No. 429—A bill to be entitled An Act to amend Section 317.62, Florida Statutes 1941, relating to horns and warning devices on motor vehicles.

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

By Senator Lindler—

S. B. No. 430—A bill to be entitled An Act for the relief of W. G. Brooks and providing a pension for him for an injury which he received rendering services to the Government during the Spanish American War.

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

By Senator Lewis—

S. B. No. 431—A bill to be entitled An Act granting parolees the right to return to and reside and work in any county in this State.

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

By Senators Baynard and Sheldon—

S. B. No. 432—A bill to be entitled An Act declaring and carrying into effect the public policy of the State of Florida with respect to causes of action for alienation of affections, criminal conversation, seduction, and breach of contract to marry, actions thereon, contracts with respect thereto and acts and proceedings in connection therewith.

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

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

S. B. No. 433—A bill to be entitled An Act authorizing the Boards of County Commissioners of all counties of the State of Florida having a population of not less than 150,000 inhabitants by the last preceding State or Federal Census, upon

approval of the County Budget Commission of such county, to transfer funds or surplus funds from one item of a fund to another item, or to a new item of the same fund, or to another item or to a new item of a different fund, or to a new fund, and repealing all conflicting laws including those requiring approval by State Comptroller.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 433 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 433 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 433 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. 433 was read the third time in full.

Upon the passage of Senate Bill No. 433 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Bill No. 433 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By permission the following Memorial was introduced:

By Senator Sheldon—

Senate Memorial No. 4:

Memorializing Congress to enact House Resolution No. 2229 or 2230, the same being identical proposals now pending before Congress to establish a uniform system of old age pensions and aid to widows and dependent children.

Which was read the first time in full.

Senator Sheldon asked unanimous consent of the Senate to take up and consider Senate Memorial No. 4, out of its order, at this time.

Which was agreed to.

And Senate Memorial No. 4 was read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to and Senate Memorial No. 4 was adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, May 4, 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. 268—A bill to be entitled An Act repealing Chapter 17815, Laws of Florida, Acts 1937, entitled "An Act relating to the nomination and election of County Commissioners in each County of State of Florida having a population according to the last Federal Census of more than 155,000, and to provide for their nomination and election by the voters of such counties at large and not by districts, and to prescribe where they shall reside, and to repeal all laws in conflict herewith."

By Senators Baynard, Beacham and Coleman (13th Dist.)—

S. B. No. 288—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 thirty-nine thousand inhabitants, according to the latest Federal Census, and in a Circuit composed of two Counties, and providing for a portion of such salaries to be paid from the general revenue of such Counties and making same a County purpose.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 268 and 288, 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, May 8, 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 respectfully requests the return of—

By Senators Baynard, Beacham and Coleman (13th Dist.)—

S. B. No. 288—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 thirty-nine thousand inhabitants, according to the latest Federal Census, and in a Circuit composed of two Counties, and providing for a portion of such salaries to be paid from the general revenue of such Counties and making same a County purpose.

For the purpose of further consideration.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

Senator Baynard moved that the request of the House of Representatives, as contained in the above Message, not be granted.

Which was agreed to and the Senate refused to grant the request of the House of Representatives.

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

Tallahassee, Florida, May 8, 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. 106—A bill to be entitled An Act amending Section 323.09, Florida Statutes 1941, relating to auto transportation companies; providing procedures for the Railroad Commission to cite said companies for violations of the provisions of the said laws; authorizing the Railroad Commission to hold hearings on such citations; and prescribing penalties to be imposed for such violations, with power in the Commission to revoke or suspend certificates or permits held by said companies because of such violations.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 106, contained in the above Message, was referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 8, 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 Mr. Simpson of Jefferson—
House Concurrent Resolution No. 13:

A RESOLUTION IN REGARD TO EXCHANGE OF NEWS

The Legislature of the State of Florida, being advised of the unanimous action of the Congress of the United States in adopting Senate Resolution No. 53, September 21, 1944, which reads as follows:

'That the Congress of the United States expresses its belief in the world-wide right of interchange of news by news gathering and distributing agencies, individual or associate, by any means, without discrimination as to sources, distribution, rates or charges; and this right should be perfected by international compact; and

The Legislature of the State of Florida, fully subscribing to the principles enunciated by said resolution; therefore,

BE IT RESOLVED by the House of Representatives, the Senate concurring therein:

That the Legislature of the State of Florida hereby extends its commendation to the Congress of the United States for its affirmance of the principles of the freedom of speech and press as guaranteed in this country by the Constitution of the United States of America, advocates the adoption of the same principles upon a world-wide basis, in freedom and equality of access to the truth and the facts, and urges upon the delegates of this country to the peace conference the adoption of an international compact in accordance with the mandate from the Congress of the United States; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Secretary of State of the United States, to the Chairman of the Committee on Foreign Affairs of the United States Senate and to the Chairman of the Committee on Foreign Affairs of the House of Representatives of the United States.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 13, contained in the above Message, was read the first time in full and went over under the rule.

Senator Mathews moved that House Bill No. 307 be recalled from the Committee on Judiciary "B" and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Mathews asked unanimous consent of the Senate to take up and consider House Bill No. 307, out of its order, at this time.

Which was agreed to.

H. B. No. 307—A bill to be entitled An Act repealing Chapter 12704, Laws of Florida, Acts of 1927, as amended by Chapter 15675, laws of Florida, Acts of 1931; and providing for the employment, duties and compensation of special investigators for the State Attorney of all judicial Circuits in the State of Florida containing a county having a population of 200,000 or more, according to the latest Federal Census, to assist the said State Attorney of such Circuits in the detection and investigation of crimes within such County of such Circuit: which Special Investigator provided for and authorized by this Act shall not operate or conduct investigations in any county in said Circuit other than in such County having a population of 200,000 or more, according to the latest Federal Census; and providing for the compensation of such Special Investigators and how it shall be paid.

Was taken up.

Senator Mathews moved that the rules be waived and House Bill No. 307 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 307 was read the second time by title only.

Senator Mathews offered the following amendment to House Bill No. 307:

In Section 6, line 5, (typewritten bill) after the last word in Section 6, add the following:

"This Act shall not affect any county with a population in excess of 280,000 by the last preceding State or Federal Census."

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 House Bill No. 307, 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. 307, as amended, was read the third time in full.

Upon the passage of House Bill No. 307, as amended, the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 307 passed, as amended, 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, May 9, 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. 377—A bill to be entitled An Act to amend Section one (1) of Chapter 21915, Laws of Florida, Acts of the Legislature 1943, entitled, "An Act creating a Small Claims Court in each County in the State of Florida having a population of 260,000 or more, according to the last State or Federal census whichever may be the later; prescribing the jurisdiction of said court; providing for the Justice of the Peace to be the judges of said court; prescribing for the pleading, practice and service of notice of proceedings therein; providing for a clerk and prescribing their duties"; and providing that the provisions of said Act shall be applicable to each County in the State of Florida having a population of 267,000 inhabitants or more, according to the last Federal Census.

By Senator Mathews—

S. B. No. 344—A bill to be entitled An Act to require and empower the Duval County Welfare Board to erect, equip, furnish and maintain a hospital for the temporary detention, observation, and treatment of the mentally sick, both indigent, semi-pay, and full pay; to provide for the temporary commitment thereto in lieu of the county jail of persons against whom insanity proceedings have been instituted and who are in need of mechanical restraint; to provide for the erection thereof on property of the Duval County Hospital in the City of Jacksonville, Duval County, Florida, and adjacent to the present hospital; and to require and empower the Board of County Commissioners of Duval County, Florida, and the Budget Commission of Duval County, Florida, to levy and appropriate funds for the erection, equipping, and furnishing of said hospital not in excess of one mill per annum for two years; to authorize the Duval County Welfare Board to accept assistance or grants which may be made by the Government of the United States therefor, and that the cost of such building, equipment and furnishings, insofar as same shall be borne by said advalorem tax, shall not exceed the amount provided by said tax, and that said hospital shall be erected, equipped and furnished on contract or contracts entered into and let upon competitive bidding.

By Senator Beacham—

S. B. No. 371—A bill to be entitled An Act to change the name of the municipal corporation known as the Town of

Belle Glade, in Palm Beach County, Florida, which was created and established in Palm Beach County, Florida, by Chapter 15082, Laws of Florida, Acts of 1931, and as amended by subsequent Acts, to the name, City of Belle Glade; repealing all Acts or parts of Acts in so far as they conflict with this Act; providing for a referendum.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 377, 344 and 371, 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, May 9, 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 (28th Dist.)—

S. B. No. 363—A bill to be entitled An Act authorizing the Town Council of the Town of Edgewater, Florida, to compromise, settle and adjust delinquent taxes which are or may become unpaid for a period of over three years, and prescribing the method whereby such adjustments may be made.

By Senator Coleman (28th Dist.)—

S. B. No. 364—A bill to be entitled An Act authorizing the Town Council of the Town of Edgewater, Florida to assess costs of lot cleaning, and trash and brush removal against the lands from which such trash or brush shall be cleaned, or removed, and providing a method for the collection of the cost thereof by adding the same to the taxes assessed against said land in each year and the sale of such land for non-payment thereof.

By Senator McArthur—

S. B. No. 378—A bill to be entitled An Act to provide for the equal division between and payment to the Board of County Commissioners and Board of Public Instruction of Nassau County, Florida, of all monies apportionable and distributable to said County under the provisions of Chapter 550, Florida Statutes 1941, relating to dog racing and horse racing, or any amendments thereto.

Proof of Publication of Notice of attached to the above bill.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 363, 364 and 378, 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, May 9, 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. 346—A bill to be entitled An Act validating Chapter 9274, Laws of Florida, Acts of 1923, entitled "An Act creating a county welfare board for each county having a population of over 100,000; prescribing its powers and duties; providing for its financial support and providing for the qualifications of its members, and repealing Chapters 7336 and 8335, Laws of Florida."

By Senator Coleman (28th Dist.)—

S. B. No. 353—A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings in law and in chancery before the Circuit Court in all Counties of the State of Flor-

ida having a population of not less than 40,000 and not more than 70,000 according to the last preceding Federal Census.

By Senator Mathews—

S. B. No. 376—A bill to be entitled An Act to amend Section fifteen (15) of Chapter 22169, Laws of Florida, Acts of the Legislature 1943, entitled, "An Act relating to the justices of the peace and inquests of the dead in all counties of the state having a population of two hundred sixty thousand (260,000) or more, according to the last preceding State or Federal Census, whichever may be the later; abolishing coroner's juries and abolishing coroner's fees in such counties; providing that justices of the peace shall hold inquests of the dead and to be deemed coroner without compensation other than their fixed salary as justices of the peace; providing the testimony be reduced to writing without compensation other than fixed per annum salary of the clerk or stenographer of the justice of the peace; providing for clerk to be a stenographer; providing for the county health officer, the county physician or any of their assistants or deputies to examine the dead or make an autopsy without fee, compensation or reward other than their fixed salary as such county health officer, county physician, assistant or deputy; to repeal all other laws or parts of laws in conflict herewith; to determine, find and declare that the classification of counties as specified in this Act is reasonably justifiable, and not based solely on population but also upon other facts, considerations and circumstances"; and providing that the provisions of said Act shall be applicable and relate to each county in the State of Florida having a population of two hundred sixty-seven thousand (267,000) inhabitants or more, according to the last Federal Census.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 346, 353 and 376, 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, May 9, 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 Boyle—

S. B. No. 5—A bill to be entitled An Act to amend Section 741.04 of Florida Statutes, 1941, said Section dealing with the matter of the issuance of marriage licenses in the State of Florida.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 5, contained in the above Message, was referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 9, 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 Senators Baynard and Sanchez—

Senate Concurrent Resolution No. 3:

A RESOLUTION AUTHORIZING AND REQUESTING THE STATE BOARD OF EDUCATION OF FLORIDA AND THE STATE BOARD OF CONTROL TO MAKE A JOINT SURVEY AND STUDY DESIGNED TO PROVIDE A PROGRAM FOR THE FUTURE DEVELOPMENT OF THE SYSTEM OF HIGHER EDUCATION FOR THE STATE OF FLORIDA AND TO REPORT TO THE LEGISLATURE THE FINDINGS AND RESULTS OF SUCH SURVEY AND STUDY, TOGETHER

WITH THE RECOMMENDATIONS IN REGARD TO SAID PROGRAM.

WHEREAS, the State of Florida, after the termination of the present war will experience tremendous growth and development not only in population, construction, transportation and industry but also in its natural resources; and,

WHEREAS, there will be in the State a large number of Veterans of World War II, eligible and desirous of participating in the various State and Federal programs offering them opportunities to obtain a higher education; and,

WHEREAS, the institutions of higher learning of the State, by reason of the growth and development of the State, will of necessity be called upon to provide for substantially increased enrollments, more and enlarged facilities and expansion of their respective educational programs; and,

WHEREAS, it is necessary, in order for those institutions to make plans and prepare for their proper growth and the expansion and development of their respective educational programs, and for the Legislature to make provision for the necessary and proper support thereof, that a thorough and competent analysis, survey and study be made by some competent authority of this State, and that the findings and results of such analysis, study and survey, together with the recommendations of such authorities, be reported to the Legislature in order that the program for the future development of higher education in the State and the support therefor be provided upon a basis of efficiency, economy and coordination; Now, therefore,

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

Section 1. That the State Board of Education of Florida and the State Board of Control be authorized and requested to make a joint analysis, survey and study designed to provide a sound program for the future development of the system of higher education for the State of Florida with the purpose to determine and fulfill the obligation of the State to its citizens with reference to post high school education; such study to include among the subjects thereof, the advisability of the establishment and supply by the State of junior colleges, and vocational training schools, coeducation in the institutions of higher learning, the establishment of the State medical and dental school, the location of the various professional and vocational colleges and schools and the proper allocation of functions to given institutions.

Section 2. That the necessary expenses incurred in connection with such survey and study shall be paid from any funds specifically appropriated therefor or any other funds available for such purpose.

Section 3. That the State Board of Education of Florida and the State Board of Control are requested to report to the Legislature, as soon as possible, the findings and results of such analysis, study and survey, together with their recommendations, to the end that a program for the future development of higher education in the State and support therefor be based and provided upon principles of efficiency, economy and coordination.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Concurrent Resolution No. 3, contained in the above Message, was referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 9, 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 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.

By Senator King (7th Dist.)—

S. B. No. 294—A bill to be entitled An Act amending Chapter 20737, Laws of Florida, Acts of 1941, being an Act entitled "An Act fixing the salaries of the Judges of Criminal Courts of Record in counties having a population of not less than 55,000 nor more than 85,000 according to the last preceding Federal Census" by making said Chapter applicable to all Counties having a population of not less than 55,000 nor more than 90,000 according to the last preceding Federal Census.

By Senator Boyle—

S. B. No. 342—A bill to be entitled An Act authorizing payment of expenses of County Commissioners in Counties in the State of Florida, having a population of not less than 22,000 and not more than 23,000, according to the Federal Census of 1940.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 277, 294 and 342, 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, May 9, 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. 374—A bill to be entitled An Act to validate, legalize and confirm the assessment, levy and collection of taxes and assessments for the years 1932 to 1944, both inclusive, by the town of Neptune Beach, Florida.

Proof of Publication attached.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 374, contained in the above Message, was referred to the Committee on Enrolled Bills.

Senator Barringer moved that House Bill No. 443 be recalled from the Committee on Education and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Barringer moved that Senate Bill No. 322 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 Riddle moved that a committee be appointed to escort Honorable D. Stuart Gillis, former President of the Senate from the 3rd Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senator Riddle as the Committee.

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

Tallahassee, Florida, May 8, 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 granted the request of the Senate and returns herewith, for the purpose of further consideration—

By Senator Mathews—

S. B. No. 154—A bill to be entitled An Act to amend Section

47.12, Florida Statutes 1941, entitled: "An Act relating to the service of process and the return of prisoners."

By Senator Fraser (31st Dist.)—

S. B. No. 227—A bill to be entitled An Act to prescribe and provide for the right of way and progress of State Road Number 4, (Highway Number 1) into, through and out of the City of St. Augustine, in the County of St. Johns and State of Florida.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

Senator Gray moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 154 passed the Senate on April 25, 1945.

Upon which a roll call was demanded.

Upon the adoption of the motion made by Senator Gray the roll was called and the vote was:

Yeas—26.

Mr. President	Branch	Gray	Perdue
Ausley	Carroll	Johns	Shands
Barringer	Clarke	Johnson	Sheldon
Baynard	Coleman 28th	King 7th	Sturgis
Beacham	Davis	King 27th	Thomas
Boyle	Fraser 29th	Lewis	
Brackin	Fraser 31st	Moon	

Nays—5.

Coleman 13th	Mathews	Riddle
Griner	McArthur	

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which Senate Bill No. 154 passed the Senate on April 25, 1945.

The question recurred on the passage of Senate Bill No. 154.

Pending roll call on the passage of Senate Bill No. 154, Senator Gray moved that the rules be waived and Senate Bill No. 154 be placed back on the Calendar of Bills on Second Reading for the purpose of amendment.

Which was agreed to by a two-thirds vote and Senate Bill No. 154 was placed back on the Calendar of Bills on Second Reading.

Senators Gray and Perdue offered the following amendment to Senate Bill No. 154:

After Section 3, add:

"Section 4. The provisions of this Act shall not apply to Counties of the State of Florida having a population of more than 10,001 according to the Federal Census of 1940."

Senator Gray moved the adoption of the amendment.

Pending adoption of the amendment offered by Senators Gray and Perdue to Senate Bill No. 154, Senator Branch offered the following substitute amendment for the amendment offered by Senators Gray and Perdue to Senate Bill No. 154:

Immediately preceding Section 2, insert new section as follows: "This Act shall not apply to counties with a population of more than 3500."

Senator Branch moved the adoption of the substitute amendment.

Which was agreed to and the substitute amendment was adopted.

Senator Shands offered the following amendment to Senate Bill No. 154:

Immediately following new section, insert by amendment offered by Senator Branch, and as a continuation thereof, insert: "and this Act shall not apply to Alachua, Gadsden, Marion, Madison, or Volusia Counties.", and renumber the sections of the bill accordingly.

Senator Shands 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. 154, as amended, be read the third time in full and put upon its passage.

Which was not agreed to.

And Senate Bill No. 154, as amended, was referred to the Committee on Engrossed Bills.

Senator Fraser (31st Dist.) moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 227 passed the Senate on April 30, 1945.

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which Senate Bill No. 227 passed the Senate on April 30, 1945.

The question recurred on the passage of Senate Bill No. 227.

Pending roll call on the passage of Senate Bill No. 227, by unanimous consent, Senator Fraser (31st Dist.) offered the following amendment to Senate Bill No. 227:

In Section 2, line 33, of the bill, after the period immediately following the word "location" insert the following: Provided, however, that the State Road Department shall locate, acquire, construct and maintain only those branches of State Road No. 4 (U. S. Highway No 1) as hereinabove designated, which are approved by the Federal Works Agency, Public Roads Administration, and the cost of which is approved by said Public Roads Administration for Federal-Aid participation.

Senator Fraser (31st Dist.) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 227, as amended, the roll was called and the vote was:

Yeas—31.

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

Nays—None.

So Senate Bill No. 227 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Mathews moved that Senate Bill No. 154 be referred to the Committee on Judiciary "B", after being reported out of the Committee on Engrossed Bills.

Which was agreed to and it was so ordered.

Senator Fraser (29th Dist.) moved that a committee be appointed to escort Lieutenant John J. Crews, USMCR, of Macclenny, Florida, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senator Fraser (29th Dist.) as the Committee.

SENATE BILLS ON THIRD READING

S. B. No. 258—A bill to be entitled An Act imposing an additional tax upon beverages containing fourteen per cent or more of alcohol by weight, except all wines, natural sparkling wines and malt beverages, and providing for affixing of stamps as evidence of payment of said tax.

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

Senator Ausley moved that the rules be waived and the Senate do not adjourn until final disposition is made of Senate Bill No. 258.

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

The question recurred upon the passage of Senate Bill No. 258.

Upon the passage of Senate Bill No. 258 the roll was called and the vote was:

Yeas—20.

Ausley	Branch	Johnson	Mathews
Barringer	Carroll	King 7th	Moon
Baynard	Coleman 28th	King 27th	Riddle
Black	Davis	Lewis	Sanchez
Brackin	Fraser 31st	Lindler	Wilson

Nays—15.

Mr. President	Coleman 13th	Johns	Sheldon
Beacham	Fraser 29th	McArthur	Sturgis
Boyle	Gray	Perdue	Thomas
Clarke	Griner	Shands	

So Senate Bill No. 258 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By permission, the following Message from the House of Representatives was received and read:

Tallahassee, Florida, May 9, 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. 155—A bill to be entitled An Act to amend Section 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".

Which amendments read as follows:

Amendment No. 1:

In Section 1, line 4, of the Section after the word "payment" insert the following:

"The fees to be charged by the Sheriffs and constables of the State of Florida shall be as follows."

Amendment No. 2:

In Section 1, line 23, of 2nd page of the bill, after the figures "12½" add the following: "provided transportation is not furnished by the State or State Institution to which the prisoner is to be conveyed".

Amendment No. 3:

In the Title at end of "charged by the Sheriffs" add "and Constables."

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 155, contained in the above Message, was read by title, together with House Amendments thereto.

Senator Mathews moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 155.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 155.

Senator Mathews moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 155.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 155.

Senator Mathews moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 155.

Which was agreed to and the Senate concurred in House Amendment No. 3 to Senate Bill No. 155.

And Senate Bill No. 155, 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 letter from Chief Petty Officer George H. Inman, C.B., U. S. Navy, was read to the Senate by Senator Johns:

U. S. S. Argonne,
April 1, 1945.

"Honorable N. D. Wainwright, Jr.,
House of Representatives, Tallahassee, Florida.

"Dear Noon:

"Enclosed you will find two gavels. One is for the House of Representatives and the other is for the Senate.

May 9, 1945

JOURNAL OF THE SENATE

305

"The wood used in making these gavels came from the liberated islands in the Pacific and not so very far from Japan. I cannot tell you the kind of wood due to censorship regulations, but I assure you it is some of the finest in the world. One peculiarity of the gavels, you need no polish to shine them; they furnish their own oily surface. Just rub with a cloth.

"I will appreciate it if you will present one to the House and let Charley have the other to present to the Senate, with my compliments, and know that they will exemplify the same American spirit that it took to liberate these islands.

"These gavels were made in my department aboard ship.

"I hope you will have a successful session and do our people all the good that is possible considering wartime conditions.

"I assure each and everyone of you that their sons, brothers

and fathers are doing their level best to end this conflict out here.

"I remain,

Your friend,

GEORGE H. INMAN, CCM

U. S. S. Argonne
c/o Fleet Post Office
San Francisco, Calif.

"P. S.—I would like to hear from some of the fellows."

Senator Johns presented the gavel to the President of the Senate.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 1:10 o'clock P. M., until 11:00 o'clock A. M. Thursday, May 10, 1945.