

JOURNAL OF THE SENATE

Friday, May 11, 1945

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Thursday, May 10, 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:

"O Christ, our Captain and our Saviour, help us to bear Thee always in our hearts and to follow Thy commandments in our lives, that, as we meet the onslaughts of evil men and their denials of Thy truth, we may not fight against them in our puny strength alone but may draw on Thine eternal might and power and win all victories with Thee. Amen."

The reading of the Journal was dispensed with.

The Journal of Thursday, May 10, 1945, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Your Committee on Appropriations, to whom was referred:

S. B. No. 169—A bill to be entitled An Act to provide for a retirement system for state officers and employees of the State of Florida.

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

Committee Substitute for Senate Bill No. 169:

A bill to be entitled An Act to provide for a retirement system for State officers and employees of the State of Florida, and making appropriations therefor.

And Senate Bill No. 169, contained in the above report, together with the Committee Substitute therefor, was placed on the Calendar of Bills on Second Reading.

Your Committee on Appropriations, to whom was referred:

Committee Substitute for House Bill No. 26:

A bill to be entitled An Act authorizing the establishment, construction, equipment, maintenance, operation, and management of the South Florida State Hospital and fixing the location thereof; authorizing and directing the Board of State Institutions of the State of Florida to accept as a donation or gift lands described herein as a location for said South Florida State Hospital; authorizing and directing cooperation between the said hospital and the United States and its agencies; providing for the management, control and operation of said hospital, and making an appropriation for said hospital.

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

And Committee Substitute for House Bill No. 26, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Citrus Fruits, to whom was referred:

H. B. No. 329—A bill to be entitled An Act requiring nurserymen, dealers or agents to guarantee the variety of citrus nursery stock sold by them; relating to duties of the State Plant Board; and providing for violations.

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

And House Bill No. 329, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 125—A bill to be entitled An Act relating to the issuance of bonds or other evidences of indebtedness by any county, municipality, or other taxing district within the State of Florida and repealing all laws or parts of laws in conflict with this Act.

Have had the same under consideration and recommend that the same do pass with the following Committee Amendment thereto:

Which Amendment is as follows:

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

Section 1. Bonds, certificates of indebtedness or other evidence of indebtedness other than current loans to be paid from properly anticipated revenue within the current year and loans under Section 237.27, Florida Statutes 1941, issued by any county, municipality, or other taxing district within the State of Florida shall be construed as coming within the purview and subject to the conditions prescribed in Section six (6) of Article IX of the Constitution of the State of Florida, and no such evidence of indebtedness shall be issued unless or until approved by a majority of votes cast in an election in which a majority of the freeholders who are qualified electors residing in such county, municipality, or other taxing district, shall have participated as herein and otherwise provided by law, provided, however, that certificates of indebtedness against self liquidating improvements which shall not become a lien against the general taxing powers may be approved by a majority vote of the electors participating.

Section 2. The provisions of this act shall not be construed to affect certificates of indebtedness in process of validation prior to the effective date of this act.

Section 3. All laws or parts of laws in conflict with this act are hereby repealed in so far as they conflict with the provisions of this act.

Section 4. This act shall take effect immediately upon becoming a law.

And Senate Bill No. 125, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 383—A bill to be entitled An Act to amend Sections 201.02 and 201.08, Florida Statutes 1941, relating to the imposition of an excise tax on documents to raise revenue for the support of the State Government.

Have had the same under consideration and recommend that the same do pass with the following Committee Amendments thereto:

Which amendments are as follows:

Amendment No. 1:

In the title thereof, line 1, typewritten bill, strike out the word "and" together with the figures 201.08.

Amendment No. 2:

In Section 2, typewritten bill, strike out the entire section 2, and then renumber 3, 4, 5, and sections 2, 3, 4, respectively.

And Senate Bill No. 383, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 457—A bill to be entitled An Act relating to general drainage: to amend Sections 298.39, 298.41, 298.42, 298.45, 298.54 and 298.55, Florida Statutes 1941; all of said Sections relating to general drainage: excepting certain drainage districts.

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

And Senate Bill No. 457, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 456—A bill to be entitled An Act repealing Section 550.10, Florida Statutes 1941, relating to occupational license tax to be paid by employees connected with race tracks.

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

And Senate Bill No. 456, contained in the above report, was referred to the Committee on Miscellaneous Legislation.

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

S. B. No. 49—A bill to be entitled An Act amending Sections 561.02, 561.11, 561.12, 561.47 and 561.54, Florida Statutes, 1941; providing for creation of State Beverage Department and defining its duties; appropriating money for expenses of State Beverage Department; appropriating profits and taxes realized from State Beverage Law; providing for stamps evidencing payment of excise tax on alcoholic beverages and prescribing rules for their issuance; levying a floor tax against certain alcoholic beverages as of midnight, September 30th, 1945; prescribing regulations for transportation of alcoholic beverages in the State of Florida; prohibiting the sale of more than one gallon of alcoholic beverage containing fourteen per cent, or more of alcohol by weight except wines regardless of alcoholic content and providing punishment for violation; providing an effective date of this Act; repealing all laws and parts of laws in conflict herewith.

Have had the same under consideration and report the bill without recommendation.

And Senate Bill No. 49, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 357—A bill to be entitled An Act amending Chapter 15991, General Laws of Florida, 1935, by adding Section 2½, authorizing the issuance of promissory notes, debentures, revenue certificates, certificates of indebtedness, revenue bonds, and other obligations by the Escambia River Bridge Authority; providing the terms to be included in such obligations and the sources of revenue for the retirement thereof; providing remedies for the holders of such obligations in event of default.

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

And Senate Bill No. 357, contained in the above report, was laid on the table.

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

S. B. No. 95—A bill to be entitled An Act relating to the operation and regulation of plants for the processing, preservation and cold storage of food and providing remedies and penalties for violation hereof.

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

And Senate Bill No. 95, contained in the above report, was referred to the Committee on Agriculture and Livestock.

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

H. B. No. 82—A bill to be entitled An Act relating to the Operation and regulation of Plants for the Processing, Preservation and Cold Storage of food and providing remedies and penalties for violation hereof.

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

And House Bill No. 82, contained in the above report, was laid on the table.

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

S. B. No. 311—A bill to be entitled An Act to provide that any person, firm or corporation who shall purchase and use gasoline for agricultural purposes as defined in the Act shall be entitled to a refund of a portion of the tax thereon; to provide a method for securing the refund and authorizing the Comptroller to pay such refund; to provide penalties for violation for fraudulently obtaining such refund by false claims or otherwise; providing that the provisions of the Act may be suspended by proclamation of the Governor under certain conditions 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 Bill No. 311, contained in the above report, was laid on the table.

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

S. B. No. 385—A bill to be entitled An Act defining, licensing and regulating the aviation industry in this State; creating the Florida Aeronautical Commission and prescribing its jurisdiction, powers and duties; fixing the procedure for the grant, suspension or revocation of licenses required hereunder; authorizing the establishment and operation of State airports, a State system of airways and the acquisition, ownership, sale or lease of real and personal property necessary therefor; transferring to the commission certain lands owned or held by the State Road Department under the provisions of Chapter 14643, Laws of Florida, 1931; permitting cancellation of taxes and assessments upon lands owned by the Commission; establishing a mode of judicial review of all orders of the commission and providing penalties for violations of this Act or of rules promulgated by the commission under the authority thereof.

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

And Senate Bill No. 385, contained in the above report, was referred to the Committee on Aviation.

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

H. B. No. 330—A bill to be entitled An Act fixing the time within which certain applicants already registered may take State Bar examinations and making special provision for extensions applicable to members of the armed forces and auxiliary branches thereof.

Have had the same under consideration and recommend that the same do pass with the following Committee Amendment thereto:

Which amendment is as follows:

Amendment No. 1:

After Section 1 add the following: "That any resident of the State of Florida, who, prior to April 1, 1945, shall have studied law in a resident college or university for a period of two years prior thereto or shall have studied law in a law office in this State for a period of two years prior thereto, and who is of good moral character and has had a high school education or its equivalent and who, prior to April 1, 1945 shall have filed an application to take the State Bar Examination with the Secretary of the State Board of Law Examiners, shall be qualified and permitted to take the State Bar Examination on or before June 18, 1945, and for a period of two years thereafter."

And House Bill No. 330, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on Second Reading.

Your Committee on Miscellaneous Legislation, to whom was referred: :

S. B. No. 163—A bill to be entitled An Act amending Section 551.09, Laws of Florida, 1941, relating to pari-mutuel pools conducted within the enclosure of any Jai Alai Fronton, the distribution thereof, the "breaks" and defining said "breaks", the commission of the licensee to be deducted from pari-mutuel pools, regulating the purchase and sale of an interest in any such pari-mutuel pools and making it a crime to violate such regulations; levying a tax upon every licensee conducting a Fronton for the exhibition of the Spanish ball game called Jai Alai or Pelota equal to five per cent of the total contributions to

all pari-mutuel pools or point wagers won, conducted or made on any game played at any such fronton; also levying a further tax upon such pari-mutuel pools equal to the amount of said pool neither paid as a commission nor actually redistributed to the contributors, otherwise known as the "breaks", in addition to all other taxes otherwise levied or assessed; and providing when and where said taxes shall be paid, making an appropriation thereof and designating said taxes as the "Old Age Assistance Tax" and providing a penalty for wilful or wanton non-payment of such taxes.

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

And Senate Bill No. 163, contained in the above report, was referred to the Committee on Finance and Taxation.

Your Committee on Miscellaneous Legislation, to whom was referred:

S. B. No. 315—A bill to be entitled An Act amending Section 550.04, Florida Statutes 1941, as amended by Chapters 21636 and 22072, Laws of Florida, Acts of 1943, relating to race track meetings.

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

And Senate Bill No. 315, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Miscellaneous Legislation, to whom was referred:

S. B. No. 161—A bill to be entitled An Act amending Section 550.16, Laws of Florida 1941, as amended by Chapter 21744, Laws of Florida, Acts of 1943; relating to pari-mutuel pools at horse race tracks and dog race tracks, the distribution thereof, the "breaks" and defining said "breaks", commission of the licensee to be deducted from pari-mutuel pools, regulating the purchase and sale of an interest in any such pari-mutuel pools and making it a crime to violate such regulations; levying a tax upon every licensee conducting a horse race meet, dog race meet or operating a race track for horse racing or dog racing equal to five per cent of the total contributions to all pari-mutuel pools on horse races and dog races in addition to all other taxes otherwise levied or assessed; and providing when and where said taxes shall be paid, making an appropriation thereof and designating said tax as the "Old Age Assistance Tax" and providing deductions from said tax to be paid in equal amounts to the counties of this state, according to law should the amounts payable to said counties from horse and dog race meets be less than the total amount distributed to the said counties therefrom in and for the racing season 1940-1941, and providing a penalty for wilful or wanton non-payment of such tax.

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

And Senate Bill No. 161, contained in the above report, was referred to the Committee on Finance and Taxation.

Your Committee on Miscellaneous Legislation, to whom was referred:

S. B. No. 162—A bill to be entitled An Act amending Section 550.26, Laws of Florida 1941; levying a tax upon horse track and dog track pari-mutuel pools equal to the amount of said pool neither paid as a commission nor redistributed to the contributors, otherwise known as the "breaks"; prescribing the duty and liability of horse race track or dog race track licensees relative thereto and making same a part of the "Old Age Assistance Fund" when collected, providing when and where said taxes shall be paid and making an appropriation thereof.

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

And Senate Bill No. 162, contained in the above report, was referred to the Committee on Finance and Taxation.

Your Committee on State Institutions, to whom was referred:

H. B. No. 374—A bill to be entitled An Act authorizing the State Tuberculosis Board in its discretion to receive for hospitalization care and treatment in any Tuberculosis Sanatorium operated by it, any tuberculosis ward or charge of the Federal Government, or any agency thereof, under such rules and regulations and upon such terms and conditions as said Board

may prescribe; and authorizing said Board to enter into such contracts as it may deem advisable with the Federal Government, or any agency thereof, to carry out the objects and purposes hereof.

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

And House Bill No. 374, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on State Institutions, to whom was referred:

H. B. No. 373—A bill to be entitled An Act amending Sections 392.04, 392.07, 392.09, and 392.10, Florida Statutes 1941, relating to the creation of the Florida State Tuberculosis Board prescribing its powers and duties and authorizing said board to establish and maintain district tuberculosis sanatoria; to accept gifts, grants, or loans from the Federal Government, or any agency thereof, or from any other available source, for the establishment of such sanatoria; authorizing said tuberculosis board to provide for the securing and repayment of such loans; and providing for the admission of patients to such sanatoria and authorizing said board to prescribe the conditions under which patients may be admitted to said sanatoria and fixing the maximum charges for indigent and semi-indigent patients; and repealing all laws in conflict herewith.

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

And House Bill No. 373, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Transportation and Traffic, to whom referred:

S. B. No. 340—A bill to be entitled An Act amending Section 323.24, Florida Statutes 1941, relating to auto transportation companies under the jurisdiction of the Railroad Commission so as to provide that the Railroad Commission may proceed in equity for an accounting against any such company which has failed to pay mileage taxes.

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

And Senate Bill No. 340, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Transportation and Traffic, to whom was referred:

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

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

And House Bill No. 142, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Transportation and Traffic, to whom was referred:

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

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

And Senate Bill No. 339, contained in the above report, was laid on the table.

Your Committee on Transportation and Traffic, to whom was re-referred:

S. B. No. 225—A bill to be entitled An Act recognizing the existence of an emergency in this state as to transportation of petroleum products and requiring the State Railroad Commission to issue certificates of public convenience and necessity, as common carriers, without limitation as to route, to certain applicants herein described.

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

And Senate Bill No. 225, contained in the above report, was laid on the table.

Your Committee on Transportation and Traffic, to whom was referred:

S. B. No. 298—A bill to be entitled An Act for the promotion of safety for employees and travelers upon railroads by compelling common carriers by railroad to limit the length of trains not to exceed a certain number of cars or length, prescribing the duties, rights and powers of the Railroad Commission and the Attorney General in connection thereof, to provide a penalty for the violation thereof, and repealing all laws and parts of laws in conflict therewith.

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

And Senate Bill No. 298, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Welfare, to whom was referred:

H. B. No. 321—A bill to be entitled An Act to amend Section 409.15, Florida Statutes, 1941, relating to establishment and operation of certain institutions by the State Welfare Board, by providing for the licensing of boarding homes for the care of aged and blind persons and imposing certain duties upon the State Board of Health and State Welfare Board in connection therewith.

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

And House Bill No. 321, contained in the above report, was placed on the Calendar of Bills on Second Reading.

REPORT OF ENROLLING COMMITTEE

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

House Joint Resolution No. 23:

A Joint Resolution proposing an amendment to Article VIII of the Constitution of the State of Florida relative to assessment of property for taxes and the collection of taxes, by amending Sections 11 and 12 of Article VIII of the Constitution of the State of Florida as adopted at the General Election of November, 1944, said amendment to provide for the renumbering of Sections 11 and 12 of Article VIII of the Constitution of the State of Florida as adopted at the general election in November, 1944, and to Amend Sections 11 and 12 of Article VIII of the Constitution of the State of Florida, and to provide that in the County of Hillsborough, State of Florida, the County Tax Assessor shall assess the property of the County for the purpose of levying State, County, Schools and Municipalities in the County of Hillsborough except the City of Plant City, Florida, which shall be exempt from the provisions of this amendment, taxes levied by the State, County, County School Board, School District, Special Tax School Districts and the Municipalities of the County except the City of Plant City, Florida.

Also—

H. B. No. 17—An Act amending Section 125.29, Florida Statutes, 1941, as amended by Section 3 of Chapter 21997, Laws of Florida, Acts of 1943, relating to the establishment of County Fire Control Units; confirming and validating all Fire Control Unit Referendum Elections and all Fire Control Agreements heretofore entered into between the Florida Board of Forestry and Parks and any County.

Also—

H. B. No. 100—An Act to amend Section 27.04 Florida Statutes 1941 relating to the summoning, the administration of oaths in the examination of witnesses by the State's Attorney.

Also—

H. B. No. 336—An Act to punish the sale, gift, barter or exchange of intoxicating liquors to any person addicted to the use of said intoxicating drinks, after written notice has been given that said intoxicating drinks are harmful to a member or members of the family of person so addicted, or person so using.

House Memorial No. 5:

A Memorial to the President and the Congress of the United

States urging the immediate activating of the provisions of the Surplus Property Act of 1944, to secure the benefits as intended in said Act to states and political subdivisions and their instrumentalities.

Also—

House Concurrent Resolution No. 11:

A Resolution expressing the sincere appreciation of the Florida State Legislature, 1945, to Mr. Fred Mahan of Monticello, Florida, for his hospitality to the members of the Legislature; and for his generous gift of nursery plants for use in highway beautification; and requesting Mr. Elgin Bayless, Charman of the State Road Department, to lend the facilities of his department in the transplanting of the nursery plants.

Also—

H. B. No. 479—An Act creating the office of County Attorney in and for Charlotte County, Florida; providing that the present County Attorney elected in November, 1944, shall hold office until the first Tuesday in January, 1949; providing for the election of a County Attorney, fixing the term of office of said officer and the compensation to be paid said officer, repealing all laws and parts of laws in conflict herewith.

Also—

H. B. No. 498—An Act affecting the Government of the Town of Orange Park and providing for the sale of real property for delinquent taxes; providing for the issuance, sale, redemption and foreclosure of tax certificates and issuance of tax deeds.

Also—

H. B. No. 500—An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to make an annual appropriation not exceeding five thousand dollars (\$5,000.00) in its budget each year for contribution on the part of said County toward the expense of providing and maintaining a service officer or service office in said county to aid and serve discharged veterans who served in the armed forces of the United States in the World Wars; and authorizing and empowering said Board of County Commissioners to pay from its 1944-1945 budget not to exceed the sum of twenty-eight hundred dollars (\$2800.00) budgeted therein toward the expense of such service officer or 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. 511—An Act authorizing the Board of Supervisors of Southwest Tampa Storm Sewer Drainage District, for such consideration as shall appear to said Board advantageous to said District, to compromise and settle all delinquent Drainage Taxes with accrued penalties for the nonpayment thereof which theretofore shall have been levied and assessed upon the annual tax rolls of said District, where the amount due for such Delinquent Taxes, with accrued penalties, is ascertained and determined by said Board of Supervisors to exceed the value of all existing liens in favor of said District for such taxes with accrued penalties for the nonpayment thereof.

Also—

H. B. No. 474—An Act prohibiting and making it unlawful for horses, asses, mules, cattle, hogs, sheep, goats and all other grazing domestic animals to run or roam at large within Hardee County, Florida; providing for the impounding of all such live stock found running or roaming at large and for fees for said impounding and the collection thereof; providing for the sale or other disposition of all live stock impounded; making it a misdemeanor to allow such live stock to run or roam at large in violation of this act and making the owner of such live stock running or roaming at large in Hardee County, Florida, liable for all damages caused by said live stock and providing a lien therefor.

Also—

H. B. No. 475—An Act prohibiting and making it unlawful for horses, asses, mules, cattle, swine, sheep, goats and other grazing animals to run or roam at large within Charlotte County, Florida; providing for impounding of live stock found running or roaming at large in violation of this act; providing impounding fees and for the collection thereof; providing for

the sale or other disposition of impounded live stock; making it a misdemeanor to allow such live stock to run or roam at large in violation of this act; and making the owner of live stock running or roaming at large in violation of this act liable in damages for all injuries caused, either directly or indirectly, by such live stock while running or roaming at large in violation of this act and providing a lien therefor.

Also—

H. B. No. 486—An Act to permit the freeholders owning real estate situate in the City of Sebring, Highlands County, Florida, and who are also qualified to vote at any General City Election of said city, at an election to be held on the date of the next General Election of said city, to decide whether or not a Public Utilities Commission be created and made a part of the Government of said City of Sebring; to provide for the holding of said election, the form of Ballot to be used and the canvassing of the returns thereof and certifying the same to the Governor of the State of Florida; to provide for the Election of Members of said Commission, in the event this Act becomes a law; to fix and prescribe the qualifications of Members of said Utilities Commission and the salary to be paid members of said Utilities Commission; to provide for the removal for cause of any member of said Utilities Commission; to prescribe the duties, powers and responsibilities of said Public Utilities Commission; to authorize said Utilities Commission, within limits specified under this act, to borrow moneys for operating expenses or repairs and for replacements, machinery and equipment and/or for enlargement and extension of said Utilities; to authorize said Utilities Commission to fix rates and charges for electricity, gas, water, or other products furnished by said Utilities Commission; to provide for reports and accountings by said Utilities Commission to the City Council of the City of Sebring and the annual payment of earnings from Utilities, less reserve to be established by said Commission, into the General Fund of said City of Sebring.

Also—

H. B. No. 388—An Act prohibiting and making it unlawful for horses, asses, mules, cattle, swine, sheep, goats and other grazing animals to run at large in election precincts Nos. 6 and 7 of Seminole County, Florida; providing for impounding of live stock found running or roaming at large in violation of this Act; providing impounding fees and for the collection thereof; providing for the sale of impounded live stock; making it a misdemeanor to allow such live stock to run or roam at large in violation of this Act, making the owners of live stock running or roaming at large in violation of this Act liable in damages for all injuries and damages caused, either directly or indirectly, by such live stock while running or roaming at large in violation of this Act and providing a lien against such live stock for damages sustained by owners of property injured and damaged by live stock while running and roaming at large in violation of this Act and providing for the holding of a referendum election in said area of Seminole County to determine the question whether livestock shall be prohibited from running and roaming at large in said area.

Has 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, Joint Resolution, Concurrent Resolution and Memorial, 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:

Senate Concurrent Resolution No. 5:

WHEREAS, the Legislature of the State of Florida by Chapter 12261, Laws of Florida, Acts of 1927, established one scholarship for men at the University of Florida and one scholarship for women at Florida State College for Women for each Senatorial District in the State.

Also—

Senate Concurrent Resolution No. 8:

WHEREAS, the Scott's Ferry Bridge over the Chipola River on State Road 6, is at present unnamed, and,

WHEREAS, a fitting expression of respect and confidence to Honorable J. H. Dowling for his valued work as Chief State Highway Engineer of the State Road Department and the fine efforts that he is making for advancement of the public road system of the State, could be done by naming the aforementioned bridge the "J. H. Dowling Bridge."

Also—

S. B. No. 32—An Act amending Sections 75.05 and 75.06 Florida Statutes 1941, relating to the issuance, service and publication of rules nisi in proceedings for the validation of bonds of Counties, Municipalities, Taxing Districts or other Political Districts or Subdivisions of this State.

Also—

S. B. No. 42—An Act to Amend Section 632.07, Florida Statutes 1941, Relating to Conditions Precedent to License being granted Domestic Mutual Fire Insurance Associations.

Also—

S. B. No. 46—An Act amending Section 284.07 Florida Statutes 1941, Relating to the State Fire Insurance Fund and particularly with respects to the employment by the State Treasurer of certain persons, and providing for salaries of such persons, and other expenses, in connection with the Administration of such Fund.

Also—

S. B. No. 99—An Act to authorize the State Board of Health to destroy Card Indices of Births and Deaths Registered, as required by Section 382.32, Florida Statutes, 1941, relating to the duties of the State Registrar of Vital Statistics, after the Information thereon has been transferred to Permanent Bond Index Volumes.

Also—

S. B. No. 100—An Act appropriating certain unexpended funds to State Welfare Fund to be used for Old Age Assistance Payments, Assistance Payments to the Needy Blind, and Assistance Payments for Aid to Dependent Children.

Also—

S. B. No. 203—An Act to amend Section 99.16, the same being Section 318 Compiled General Laws of 1927, relating to the manner in which the substance of proposed Constitutional Amendments shall appear on the ballot; and to provide that the Secretary of State shall furnish to the Counties the phraseology of the substance of said amendments for Printing on the Ballots, and authorizing him to give such designating numbers.

Also—

S. B. No. 204—An Act providing that candidates for nomination in primary elections shall file expense statements required by law with the officer with whom his qualification affidavits are filed, and providing that candidates for nomination in primaries who are automatically nominated because of not having opposition shall not be required to file further expense statements in such primary.

Also—

S. B. No. 265—An Act to repeal Chapter 14686, Laws of Florida, Acts of 1931 Legislature, Entitled: "An Act relating to the Compensation of County Commissioners of each County in the State of Florida having a population of more than one hundred and fifty-five thousand according to the last Federal Census and prescribing the time when this Act shall become a law."

Also—

S. B. No. 266—An Act relating to the nomination and election of County Commissioners in each County of the State of Florida having a population according to the last Federal Census of more than 210,000, 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.

Also—

S. B. No. 267—An Act repealing Chapter 14689, Laws of Florida, Acts 1931, entitled "An Act relating to the Nomination and Election of County Commissioners in each County of the

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."

Also—

S. B. No. 312—An Act fixing the compensation and mileage allowance of members of the Boards of Public Instruction in all Counties of the State of Florida having a population of not less than 15,000 and not more than 16,000 according to the Federal Census of 1940.

Also—

S. B. No. 318—An Act amending Section 5, Chapter 7175, Laws of Florida, Special Acts of 1915, entitled "An Act providing a pension for members of the Fire Department of the City of Jacksonville, who shall become permanently incapacitated to perform their duties in said department, or who have served for a number of years, and for other relief, and certain persons dependent upon them for support and providing a fund for said purposes."

Also—

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

Also—

S. B. No. 333—An Act to amend Section 1 of Chapter 16463, Laws of Florida, Acts of 1933, entitled: "An Act prohibiting the owner or person having the custody and control of cattle, hogs, horses, mules, goats, sheep or other livestock from permitting the running at large of such cattle, hogs, horses, mules, goats, sheep, or other livestock within the following described boundaries of Hillsborough County, Florida, to-wit: Beginning at the northeast corner of Hillsborough County, which is the northeast corner of section 1, township 27 South, range 22 East, and run thence South along the Hillsborough-Polk County line to the Southeast corner of section 36, township 29 South, range 22 East; thence West approximately 3,500 feet to the center line of the Alafia River (sometimes known as Howell's Creek), as shown in U. S. Department of Agriculture Bureau of soils map of Hillsborough County, Florida, published in 1916; thence Westerly along the center line of the said Alafia River to Hillsborough Bay; thence Northwesterly along the shore line of Hillsborough Bay and Old Tampa Bay to the range line dividing ranges 16 and 17 East, which is also the West boundary of Hillsborough County; thence North to the Northwest corner of Hillsborough County; thence East along County line to the Northeast corner of Hillsborough County, which is the point of beginning, and to provide for the enforcement of this Act by the impounding and sale of such cattle, hogs, horses, mules, goats, sheep or other livestock which may be found running at large in said territory," by including in said Section 1 of said Act, all of the territory lying and being within the boundaries of Hillsborough County, Florida.

Also—

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

Also—

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

Also—

S. B. No. 336—An Act cancelling all municipal taxes held by and due and owing to the City of Daytona Beach, Florida, for unpaid taxes upon certain real estate in the City of Daytona Beach, Florida, and now owned by the Board of Public In-

struction of Volusia County, Florida, and in this Act described, and exempting said real estate from municipal taxes so long as the same is owned by the Board of Public Instruction of Volusia County, Florida.

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

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

S. B. No. 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.

Also—

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 Court.

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:

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

Beg leave to report that the same has this day been presented 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 of 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; repealing all Acts in conflict herewith and providing when this Act shall be effective.

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:

Senate Concurrent Resolution No. 5:

WHEREAS, the Legislature of the State of Florida by Chapter 12261, Laws of Florida, Acts of 1927, established one scholarship for men at the University of Florida and one scholarship for women at the Florida State College for Women for each senatorial district in the State.

Also—

Senate Concurrent Resolution No. 8:

WHEREAS, the Scott's Ferry Bridge over the Chipola River on State Road 6, is at present unnamed, and,

WHEREAS, a fitting expression of respect and confidence to Honorable J. H. Dowling for his valued work as Chief State Highway Engineer of the State Road Department and the fine efforts that he is making for advancement of the public road system of the State, could be done by naming the aforementioned bridge the "J. H. Dowling Bridge."

Also—

S. B. No. 32—An Act amending Sections 75.05 and 76.06 Florida Statutes 1941, Relating to the Issuance, Service and Publication of Rules Nisi in Proceedings for the Validation of Bonds of Counties, Municipalities, Taxing Districts or other Political Districts or Subdivisions of this State.

Also—

S. B. No. 42—An Act to Amend Section 632.07, Florida Statutes 1941, Relating to Conditions Precedent to License being granted Domestic Mutual Fire Insurance Associations.

Also—

S. B. No. 46—An Act amending Section 284.07 Florida Statutes 1941, Relating to the State Fire Insurance Fund and particularly with respects to the employment by the State Treasurer of certain persons, and providing for salaries of such persons, and other expenses, in connection with the Administration of such Fund.

Also—

S. B. No. 99—An Act to authorize the State Board of Health to destroy Card Indices of Births and Deaths Registered, as required by Section 382.32, Florida Statutes, 1941, relating to the duties of the State Registrar of Vital Statistics, after the Information thereon has been transferred to Permanent Bond Index Volumes.

Also—

S. B. No. 100—An Act appropriating certain unexpended funds to State Welfare Fund to be used for Old Age Assistance Payments, Assistance Payments to the Needy Blind, and Assistance Payments for Aid to Dependent Children.

Also—

S. B. No. 203—An Act to amend Section 99.16, the same being Section 318 compiled General Laws of 1927, relating to the manner in which the substance of proposed Constitutional Amendments shall appear on the ballot; and to provide that the Secretary of State shall furnish to the Counties the phraseology of the substance of said amendments for Printing on the Ballots, and authorizing him to give such designating numbers.

Also—

S. B. No. 204—An Act providing that candidates for nomination in primary elections shall file expense statements required by law with the officers with whom his qualification affidavits are filed, and providing that candidates for nomination in primaries who are automatically nominated because of not having opposition shall not be required to file further expense statements in such primary.

Also—

S. B. No. 265—An Act to repeal Chapter 14686, Laws of Florida, Acts of 1931 Legislature, Entitled: "An Act relating to the Compensation of County Commissioners of each County in the State of Florida having a population of more than one hundred and fifty-five thousand according to the last Federal Census and prescribing the time when this Act shall become a law."

Also—

S. B. No. 266—An Act relating to the nomination and election of County Commissioners in each County of the State of Florida having a population according to the last Federal Census of more than 210,000, 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.

S. B. No. 267—An Act repealing Chapter 14689, Laws of Florida, Acts 1931, entitled "An Act relating to the Nomination and Election of County Commissioners in each County of the 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."

Also—

S. B. No. 312—An Act fixing the compensation and mileage allowance of members of the Boards of Public Instruction in all Counties of the State of Florida having a population of not less than 15,000 and not more than 16,000 according to the Federal Census of 1940.

Also—

S. B. No. 318—An Act amending Section 5, Chapter 7175, Laws of Florida, Special Acts of 1915, entitled "An Act providing a pension for members of the Fire Department of the City of Jacksonville, who shall become permanently incapacitated to perform their duties in said department, or who have served for a number of years, and for other relief, and certain persons dependent upon them for support, and providing a fund for said purposes."

Also—

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

Also—

S. B. No. 333—An Act to amend Section 1 of Chapter 16463, Laws of Florida, Acts of 1933 entitled: "An Act prohibiting the owner or person having the custody and control of cattle, hogs, horses, mules, goats, sheep or other livestock from permitting the running at large of such cattle, hogs, horses, mules, goats, sheep, or other livestock within the following described boundaries of Hillsborough County, Florida, to-wit: Beginning at the northeast corner of Hillsborough County, which is the northeast corner of section 1, township 27 South, range 22 East, and run thence South along the Hillsborough-Polk County line to the Southeast corner of section 36, township 29 South, range 22 East; thence West approximately 3,500 feet to the center line of the Alafia River (sometimes known as Howell's Creek), as shown in U. S. Department of Agriculture Bureau of soils map of Hillsborough County, Florida, published in 1916; thence Westerly along the center line of the said Alafia River to Hillsborough Bay; thence Northwesterly along the shore line of Hillsborough Bay and Old Tampa Bay to the range line dividing ranges 16 and 17 East, which is also the West boundary of Hillsborough County; thence North to the Northwest corner of Hillsborough County; thence East along County line to the Northeast corner of Hillsborough County, which is the point of beginning, and to provide for the enforcement of this Act by the impounding and sale of such cattle, hogs, horses, mules, goats, sheep or other livestock which may be found running at large in said territory," by including in said Section 1 of said Act, all of the territory lying and being within the boundaries of Hillsborough County, Florida.

Also—

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

Also—

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

Also—

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

as the same is owned by the Board of Public Instruction of Volusia County, Florida.

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

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Fraser (31st Dist.)—

Senate Concurrent Resolution No. 11:

Authorizing and requesting the Governor of the State of Florida to appoint a Committee to take appropriate action to secure the establishment of motion picture studios in the State of Florida.

Which was read the first time in full.

Senator Fraser (31st Dist.) moved that the rules be waived and Senate Concurrent Resolution No. 11 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 11 was read the second time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Concurrent Resolution No. 11 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Mathews—

S. B. No. 460—A bill to be entitled An Act requiring that the Attorney General of Florida shall be attorney for state officers, boards, bureaus, commissions and agencies in all litigation, with certain exceptions and provisos.

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

By Senator Beacham—

S. B. No. 461—A bill to be entitled An Act authorizing and empowering governmental or political units, or agencies of the State of Florida embracing an area located wholly or in part within Palm Beach County, including but not being limited to, cities, towns, villages, irrigation, drainage, harbor, port, inlet, and all other types and kinds of improvement districts, to enter into cooperation agreements, providing for the joint exercise of any power, duty or function common to them, authorizing any such unit to contribute financial, material, or other aid to another such unit; providing for the appropriation and disbursements of funds under such agreements and the appointment of committees, commissions and agencies for the administration thereof; and for other purposes.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 461 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 Beacham moved that the rules be waived and Senate Bill No. 461 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 461 was read the second time by title only.

Senator Beacham offered the following amendment to Senate Bill No. 461:

In Section 7, (typewritten bill) strike out the entire section and insert in lieu thereof the following: "Section 7. This Act not applicable to County of Palm Beach or the Town of Palm Beach—this Act shall not apply to the County of Palm Beach or the Town of Palm Beach, but nothing contained in this Act shall in any way take away or detract from the powers and duties of the County Commissioners or Palm Beach Town Council under existing laws.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham moved that the rules be further waived and Senate Bill No. 461, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 461, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 461, 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 Senate Bill No. 461 passed, as amended, and was referred to the Committee on Engrossed Bills.

By Senator Beacham—

S. B. No. 462—A bill to be entitled An Act relating to relief and pension funds, insurance of such funds, benefits of social insurance legislation for certain of the officers and employees of the City of West Palm Beach in Palm Beach County, Florida; providing for the appropriation, levy, assessment and collection of excise and ad valorem taxes for such purposes; giving the city commission of said city certain additional rights, powers, duties and functions; providing for a liberal interpretation of this act; repealing certain laws in conflict herewith; and for other purposes.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 462 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 Beacham moved that the rules be waived and Senate Bill No. 462 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 462 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 462 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. 462 was read the third time in full.

Upon the passage of Senate Bill No. 462 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. 462 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Shands, Wilson, McArthur and Beacham—

S. B. No. 463—A bill to be entitled An Act relating to education: to amend Sections 233.13; 233.14; 233.16; 233.17; 233.34; 233.39, Florida Statutes, 1941.

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

By the Committee on Judiciary "B"—

S. B. No. 464—A bill to be entitled An Act to define larceny; to define and describe personal property which may be the subject of larceny; to define, prescribe, establish and describe

the method, manner and means whereby and by which a person shall be deemed guilty of larceny; to prescribe the sufficiency and essentials of a warrant, indictment, and information charging larceny; to provide for a bill of particulars; to provide for and prescribe the punishment which may be imposed for the commission of the offense of larceny; to provide that nothing in this Act shall be construed as repealing certain specifically enumerated existing laws; to repeal all laws and parts of laws inconsistent or in conflict herewith and to provide for a date upon which this Act shall be in force and effect.

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

By the Committee on Judiciary "B"—

S. B. No. 465—A bill to be entitled An Act amending Section 38.22, Florida Statutes 1941, relating to the power of courts to punish for contempt against it.

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

By the Committee on Judiciary "B"—

S. B. No. 466—A bill to be entitled An Act requiring notice in advance of trial before evidence may be offered upon the defense of alibi, and fixing the procedure therefor in criminal cases.

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

By the Committee on Oil and Natural Resources—

S. B. No. 467—A bill to be entitled An Act to conserve, control, regulate, protect, and develop the natural resources of oil and gas and the products made therefrom within the State of Florida; to protect and preserve the co-equal and correlative rights of the owners thereof; to provide for the drilling, spacing and abandonment of wells; to provide for the cycling of gas, repressuring, pressure maintenance or secondary recovery operations; to provide for pooling or unitization and integration of interests and expenses in connection therewith; to provide for limitation of production and allocation thereof; to vest in the State Board of Conservation the administration and enforcement of the provisions of this act and to prescribe its powers and jurisdiction; to authorize said board to incur indebtedness; to provide for the payment thereof; to authorize said board to determine the number, qualification, duties, and compensation of employees and for their employment, or appointment, by the Governor; to prohibit the employment of certain persons; to authorize said board to make, adopt, promulgate, amend and repeal rules and regulations and orders; to authorize said board to hold hearings and make inquiries and investigations; to provide for the summoning of witnesses, the administration of oaths, their testimony, and the production of documentary evidence; to provide for punishment for contempt; to provide for relief in the courts of persons adversely affected by action of said board; to provide for suits by and against said board and relief therein; to provide for limitations within which suits may be prosecuted; to provide for appeals; to provide for seizure and sale of illegal oil, illegal gas and illegal products; to prohibit the sale, purchase or acquisition or transportation, refining, processing or handling of illegal oil, illegal gas, or illegal products; to prohibit violations of the provisions of this act and of the rules, regulations and orders thereunder; to declare certain violations of this act and of the rules, regulations and orders thereunder misdemeanors and upon conviction punishable by fine or imprisonment or both; to provide for the payment of liquidated damages and penalties for other violations thereof and suit for their recovery by said board; to prohibit as unlawful negligent allowance of gas or oil well to become uncontrollable and providing for proceedings to control the same and payment of the cost thereof.

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

By the Committee on Welfare—

S. B. No. 468—A bill to be entitled An Act creating the Florida Children's Code Commission; providing for appointment and terms of members; authorizing expenses thereof; defining duties of the Commission; authorizing appointment of secretary; providing for reports to regular sessions of the Legislature; and providing for annual appropriation.

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

By Senator Moon—

S. B. No. 469—A bill to be entitled An Act to declare, establish and designate a certain State Road.

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

By Senator Mathews—

S. B. No. 470—A bill to be entitled An Act with reference to and concerning "Pan-American Day" in the State of Florida.

Which was read the first time by title only.

Senator Mathews moved that the rules be waived and Senate Bill No. 470 be placed on the Calendar of Bills on Second Reading, without reference.

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

By Senator Mathews—

S. B. No. 471—A bill to be entitled An Act to amend Sections 477.06, 477.20 and 477.21, Florida Statutes 1941, all as amended by Chapter 21984, Laws of Florida, Acts of 1943, relating to the practice and teaching of beauty culture and the control and regulation thereof: defining persons qualified to receive certificates to practice beauty culture as beautician, manicurist or pedicurist, providing for the organization, compensation, powers and duties of the State Board of Beauty Culture and providing for the disposition of money received by said board and to authorize said board to provide for special courses in beauty culture and to promote and aid said educational programs in beauty culture.

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

By Senator Wilson—

S. B. No. 472—A bill to be entitled An Act to declare, establish and designate a certain State Road.

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

By Senator Wilson—

S. B. No. 473—A bill to be entitled An Act authorizing and directing Gadsden County, Florida, to convey to Mrs. W. H. Dawkins, widow of W. H. Dawkins, deceased, certain lands in said county formerly owned by the said W. H. Dawkins.

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

By Senator Wilson—

S. B. No. 474—A bill to be entitled An Act authorizing and directing Gadsden County, Florida, to convey to R. W. Pearce certain lands in said county formerly owned by the said R. W. Pearce.

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

By Senator Ausley—

S. B. No. 475—A bill to be entitled An Act relating to the compensation of the County Judge for services performed in suits or proceedings and in criminal cases before the County Judge's Court in all Counties of the State having a population of more than 31,500 and less than 34,400 according to the last or any future official Federal Census.

Which was read the first time by title only.

Senator Ausley moved that the rules be waived and Senate Bill No. 475 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 475 was read the second time by title only.

Senator Ausley moved that the rules be further waived and Senate Bill No. 475 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. 475 was read the third time in full.

Upon the passage of Senate Bill No. 475 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. 475 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Barringer—

S. B. No. 476—A bill to be entitled An Act to create and establish an institution to be known as the Institute of Governmental Research of the State of Florida; to provide for its control; to provide for its location, organization, functions and duties; to declare the policy of the Legislature; to appropriate funds for carrying out the provisions of this Act; and making this Act effective immediately.

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

By Senator Coleman (13th Dist.)—

S. B. No. 477—A bill to be entitled An Act to amend Section 1 of Chapter 17861, Laws of Florida, Acts 1937, entitled, "An Act providing for the employment of assistants to County Solicitors of Criminal Courts of Record in all counties in the State of Florida having a population of one hundred and eighty thousand (180,000) or more, according to the last State Census."; providing that said Act shall apply only to all counties having a population of two hundred and sixty thousand (260,000) or more according to the last Federal Census.

Which was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and Senate Bill No. 477 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 477 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and Senate Bill No. 477 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. 477 was read the third time in full.

Upon the passage of Senate Bill No. 477 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. 477 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (13th Dist.)—

S. B. No. 478—A bill to be entitled An Act relating to and providing for the appointment of a probation and parole officer in counties having a population of 260,000 or more inhabitants according to the latest Federal Census and having a Criminal Court of Record or a Court of Crimes, authorizing such officer to employ a secretary and providing for their compensation; providing for audit of books and records, and amending Chapter 19245, Acts of 1939, as amended by Chapter 20321, Acts of 1941; and repealing Section 6 of Chapter 19245, Laws of Florida 1939.

Which was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and Senate Bill No. 478 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 478 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and Senate Bill No. 478 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. 478 was read the third time in full.

Upon the passage of Senate Bill No. 478 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. 478 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (13th Dist.)—

S. B. No. 479—A bill to be entitled An Act to amend Section 1 of Chapter 17833, Laws of Florida, Acts of 1937, entitled, "An Act to empower the Board of County Commissioners in any county having a population of not less than 180,000 according to the last preceding State census to regulate and restrict within territory in said counties, not included in any municipality, the height, number of stories and size of buildings and other structures on land and water, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, the use of land for junk yards and automobile trailer camps and the location and use of buildings, structures and land for trade, industry, residence or other specific use of the premises; providing for the division of such counties into districts and within such districts, to regulate and restrict the erection and construction, alteration, repair or use of buildings; providing for method of procedure; providing for the appointment of a zoning commission and a board of adjustment; providing for remedies and penalties for violation of this Act or any order or resolution made under authority conferred hereby and conferring upon the county commissioners of such county so far as may be lawfully conferred the power to prescribe and enforce regulations to effectuate the purposes of this Act."; by providing that said Act shall apply only to all counties having a population of two hundred and sixty thousand (260,000) or more, according to the last Federal Census.

Which was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and Senate Bill No. 479 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 479 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and Senate Bill No. 479 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. 479 was read the third time in full.

Upon the passage of Senate Bill No. 479 the roll was called and the vote was:

Yeas—35.

Mr. President	Beacham	Branch	Coleman 28th
Ausley	Black	Carroll	Davis
Barringer	Boyle	Clarke	Fraser 29th
Baynard	Brackin	Coleman 13th	Fraser 31st

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

Nays—None.

So Senate Bill No. 479 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (13th Dist.)—

S. B. No. 480—A bill to be entitled An Act to amend Section 1 of Chapter 17885, Laws of Florida, Acts of 1937, entitled, "An Act providing for the employment, duties and compensation of special investigators for the Criminal Courts of Record, in all counties in the State of Florida having a population of one hundred and eighty thousand (180,000) or more, according to the last State Census, to assist the County Solicitors in said Counties in the investigation, detection and punishment of crimes committed within said counties"; providing that said Act shall apply only to all Counties having a population of two hundred and sixty thousand (260,000) or more, according to the last Federal Census.

Which was read the first time by title only.

Senator Coleman (13th Dist.) moved that the rules be waived and Senate Bill No. 480 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 480 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and Senate Bill No. 480 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. 480 was read the third time in full.

Upon the passage of Senate Bill No. 480 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. 480 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator King (7th Dist.)—

S. B. No. 481—A bill to be entitled An Act to amend Section 118 of Chapter 9683, Laws of Florida, as passed at the 1923 regular session of the Legislature of the State of Florida, entitled: "An Act to validate and legalize an election held in and for the City of Bartow on the 13th day of December, A. D., 1921; to validate and legalize the charter of the City of Bartow, which was adopted by the electors of said city at said election held on the 13th day of December, A. D. 1921; and to validate and legalize all contracts, municipal assessments, ordinances and resolutions, appointments and election of officers and all other acts which have been done under and by virtue of said charter and providing a form and method of government for said City of Bartow."

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 481 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator King (7th Dist.) moved that the rules be waived and Senate Bill No. 481 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 481 was read the second time by title only.

Senator King (7th Dist.) moved that the rules be further waived and Senate Bill No. 481 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. 481 was read the third time in full.

Upon the passage of Senate Bill No. 481 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. 481 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Riddle—

S. B. No. 482—A bill to be entitled An Act to amend Section 562.11, Florida Statutes, 1941, relating to alcoholic beverages; to be enacted by the Legislature of the State of Florida; relating to the sale and serving of alcoholic beverages.

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

By Senator Johnson—

S. B. No. 483—A bill to be entitled An Act relating to and defining liquefied petroleum gases; providing for the enforcement of the provisions hereof by Florida Industrial Commission, its inspectors and agents; providing that all containers, equipment and appurtenances to equipment for the storage, transportation and distribution of liquefied petroleum gases be inspected and approved and specifying the requirements under which containers and equipment may be installed and maintained; fixing and assessing bonds and license fees to be furnished and paid by manufacturers, jobbers, owners and users of such containers and equipment and fixing penalties for the violation of the provisions contained herein; repealing all laws or parts of laws in conflict herewith and providing when such Act shall become effective.

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

By Senator Black—

S. B. No. 484—A bill to be entitled An Act declaring, designating and establishing a certain State Road in Hamilton County, Florida.

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

By Senator Black—

S. B. No. 485—A bill to be entitled An Act declaring, designating and establishing a certain State Road in Hamilton County, Florida.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, May 10, 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 Carroll—

S. B. No. 48—A bill to be entitled An Act to Regulate the

Making, Filing and Use of Rates for Certain Casualty Insurance and for Fidelity, Guaranty and Surety Bonds; to Regulate Rating Organizations; to Provide Fees and to Provide Penalties for the Violation of this Act; and to Repeal All Laws or Parts of Laws in Conflict with this Act.

Which amendments read as follows:

Amendment No. 1:

In Section 1, lines 6, 7, 8, of the section, strike out the words "This act applies to any casualty insurance company or life insurance company in so far as its writings of accident or health insurance is concerned," and insert the following in lieu thereof: "This act applies to any casualty insurance company, or life or accident and health insurance company in so far as its writing of accident and health insurance is concerned where such coverage is not associated with a life contract."

Amendment No. 2:

In Section 2, Sub-Section 1, of the bill, strike out all of Sub-Section 1 of said Section 2, and insert the following in lieu thereof: "Due consideration shall be given to past and prospective loss experience and all other relevant factors within the State and, if necessary in order to establish a reasonable, adequate, and not unfairly discriminatory rate shall be given to past and prospective loss experience and all other relevant factors outside the State. Due consideration shall be given to catastrophe hazards, if any, to a reasonable margin for profit and contingencies, and to dividends, savings or unabsorbed premium deposits allowed or refunded by insurers to their policyholders, members or subscribers."

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 48, contained in the above Message, was read by title, together with the House amendments thereto.

Senator Carroll moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 48.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 48.

Senator Carroll moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 48.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 48.

And Senate Bill No. 48, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, May 10, 1945.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with amendment.

By Senator Carroll—

S. B. No. 164—A bill to be entitled An Act to amend Section 635.17, Florida Statutes 1941, being Section 1 of Chapter 20856, Acts of 1941, relating to life insurance companies, mutual aid associations or fraternal benefit societies, companies or associations.

Which amendment reads as follows:

Amendment No. 1:

In Section 1, Sub-Section (D), line 6, of the Sub-Section, after the word "by" strike out the words: "the 15th day of January and again on."

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 164, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator Carroll moved that the Senate do concur in the House Amendment to Senate Bill No. 164.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 164.

And Senate Bill No. 164, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, May 10, 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 Beacham—

S. B. No. 295—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 between thirty-nine thousand and eighty-five thousand inhabitants, according to the latest Federal Census, and in a Circuit composed of not more than three 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.

Which amendments read as follows:

Amendment No. 1:

In Section 1, line 7, of the bill, strike out the word "shall" and insert the following in lieu thereof: "may".

Amendment No. 2:

In the sixth line of the title of the bill, strike out everything after the comma following the word "counties" and insert the following in lieu thereof: "and providing that a portion of such salaries may be paid from the general revenue of such counties and making same a county purpose".

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 295, contained in the above Message, was read by title, together with House Amendments thereto.

Senator Beacham moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 295.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 295.

Senator Beacham moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 295.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 295.

And Senate Bill No. 295, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, May 10, 1945.

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

Sir:

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

By Messrs. Jenkins and Carter of Alachua—

H. B. No. 382—A bill to be entitled An Act authorizing the Board of County Commissioners of Alachua County to pay a monthly pension of one hundred (\$100.00) dollars to Warren McRae Torlay, of Gainesville, Florida, in recognition of his faithful service for many years as jailer at the County Jail of Alachua County, and providing that such pension be paid out

of the General Revenue Fund of Alachua County.

By Mr. Ray of Manatee—

H. B. No. 506—A bill to be entitled An Act amending Section 843.01, Florida Statutes, 1941, which makes it a crime to resist an officer with violence to his person, by enlarging such section to include municipal police officers.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 382, contained in the above Message, was read the first time by title only.

Senator Shands moved that the rules be waived and House Bill No. 382 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 382 was read the second time by title only.

Senator Shands moved that the rules be further waived and House Bill No. 382 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. 382 was read the third time in full.

Upon the passage of House Bill No. 382 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. 382 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 506, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "C".

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

Tallahassee, Florida, May 10, 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 Committee on Appropriations—

H. B. No. 584—A bill to be entitled An Act providing for the manner of accounting for all funds disbursed by the State and requiring that these classifications be used in the Comptroller's annual report; and repealing all laws or parts of laws in conflict with this Act.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 584, contained in the above Message, was read the first time by title only and referred to the Committee on Appropriations.

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

Tallahassee, Florida, May 10, 1945.

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

Sir:

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

By Mr. McMullen of Hillsborough—

H. B. No. 244—A bill to be entitled An Act to authorize, in suits hereafter instituted by any drainage district organized and existing under and by virtue of Chapter 6458 of the Acts of 1913, Laws of Florida, and other acts amendatory thereof and supplemental thereto, for the foreclosure of any lien or liens in favor of such district for delinquent drainage taxes upon any sale of the premises therein decreed to be sold, the immediate confirmation of such sale by the court and the issuance to the purchaser, upon compliance with the terms of his bid, of a deed of conveyance for the premises so sold by the master appointed to make such sale.

By Messrs. Carraway and Midyette of Leon—

H. B. No. 380—A bill to be entitled An Act authorizing the State Treasurer to make photographs, microphotographs, or reproductions on film of warrants drawn against State Teacher's Salary Fund, and of vouchers or checks drawn against funds deposited with the State Treasurer by the court officials of the several counties of Florida in pursuance of Section 54.04, Florida Statutes 1941; providing for the filing and preservation of such photographs, microphotographs or reproductions on film, and the return of such warrants, checks or vouchers to the offices of the respective County Officials who drew the same; providing that such photographs, microphotographs or reproductions on film shall be deemed original records, and providing a rule of evidence with respect to certified or exemplified copies thereof; repealing all laws and parts of laws in conflict herewith; and providing the effective date of this Act.

By Mr. Melton of Lafayette—

H. B. No. 493—A bill to be entitled An Act apportioning the last fifteen thousand dollars of funds payable for the fiscal year ending June 30, 1945, from revenue provided by Chapters 550 and 551, Florida Statutes 1941, and Chapter 22136, Laws of Florida, Acts of 1943, in counties of the State having a population of not less than 4,300 and not more than 4,500, according to the last Federal Census.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 244, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A".

And House Bill No. 380, contained in the above Message, was read the first time by title only.

Senator Ausley moved that the rules be waived and House Bill No. 380 be placed on the Calendar of Bills on Second Reading, without reference.

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

And House Bill No. 493, contained in the above message, was read the first time by title only.

Senator Griner moved that the rules be waived and House Bill No. 493 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 493 was read the second time by title only.

Senator Griner moved that the rules be further waived and House Bill No. 493 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. 493 was read the third time in full.

Upon the passage of House Bill No. 493 the roll was called and the vote was:

Yeas—35.

Mr. President	Boyle	Coleman 28th	Johns
Ausley	Brackin	Davis	Johnson
Barringer	Branch	Fraser 29th	King 7th
Baynard	Carroll	Fraser 31st	King 27th
Beacham	Clarke	Gray	Lewis
Black	Coleman 13th	Griner	Lindler

Mathews	Perdue	Shands	Thomas
McArthur	Riddle	Sheldon	Wilson
Moon	Sanchez	Sturgis	

Nays—None.

So House Bill No. 493 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Fla., May 10, 1945.

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

Sir:

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

By Messrs. Okell and Oelkers of Dade—

House Concurrent Resolution No. 14:

A resolution urging the counties and municipalities of the State to take action to commemorate the Centennial of Florida's Statehood through appropriate displays and other means to the end that the history and advantages of the State will be fully publicized.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 14, contained in the above Message, was read the first time in full and referred to the Committee on Publicity and Advertising.

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

Tallahassee, Florida, May 11, 1945.

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

Sir:

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

By Mr. Carlton of Duval—

H. B. No. 643—A bill to be entitled An Act to amend Section 550.04 of Chapter 550 of the Florida Statutes, 1941, as amended by Chapter 21,636, Laws of Florida, Acts of 1943, relating to race meetings and fixing the time or times at which race meetings may be conducted.

By Mr. Carlton of Duval—

H. B. No. 644—A bill to be entitled An Act amending Section 550.16, Florida Statutes 1941, as amended by Chapter 21744, Laws of Florida, Acts of 1943; relating to pari-mutuel pools at horse race tracks and dog race tracks, the distribution thereof, the "breaks" and defining said "breaks", the commission of the licensee to be deducted from such pari-mutuel pools, regulating the purchase and sale of an interest in any such pari-mutuel pools and making it a crime to violate such regulations; levying a tax upon every licensee conducting a horse race meet equal to five per cent of the total contributions to all pari-mutuel pools on horse races and levying a tax upon every licensee conducting a dog race meet or operating a race track for dog racing equal to two per cent of the total contributions to all pari-mutuel pools on dog races in addition to all other taxes otherwise levied or assessed; and providing when and where said taxes shall be paid, making an appropriation thereof and designating said tax as the "Old Age Assistance Tax" and providing deductions from said tax to be paid in equal amounts to the counties of this State, according to law should the amounts payable to said counties from horse and dog race meets be less than the total amount distributed to the said counties therefrom in and for the racing season 1940-1941, and providing a penalty for wilful or wanton non-payment of such tax.

By Mr. Carlton of Duval—

H. B. No. 645—A bill to be entitled An Act amending Sec-

tion 550.26, Florida Statutes 1941; levying a tax upon horse track parimutuel pools equal to the amount of said pool neither paid as a commission nor redistributed to the contributors and levying a tax upon dog track pari-mutuel pools equal to fifty per cent of the amount of said pool neither paid as a commission nor redistributed to the contributors, which amounts are otherwise known as the "breaks"; prescribing the duty and liability of horse race track or dog race track licenses relative thereto and making same a part of the "old age assistance tax fund" when collected, providing when and where said taxes shall be paid and making an appropriation thereof.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bills Nos. 643, 644 and 645, contained in the above Message, were read the first time by titles only and referred to the Committee on Miscellaneous Legislation.

Senator Baynard moved that the rules be waived and House Bills Nos. 643, 644 and 645 be recalled from the Committee on Miscellaneous Legislation and placed on the Calendar of Bills on Second Reading, without reference.

Upon which a roll call was demanded.

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

Yeas—26.

Mr. President	Coleman 28th	King 27th	Sanchez
Ausley	Davis	Lewis	Shands
Barringer	Fraser 29th	Lindler	Sheldon
Baynard	Fraser 31st	Mathews	Sturgis
Beacham	Gray	Moon	Thomas
Carroll	Johnson	Perdue	
Coleman 13th	King 7th	Riddle	

Nays—6.

Brackin	Griner	McArthur
Clarke	Johns	Wilson

Which was agreed to by a two-thirds vote and House Bills Nos. 643, 644 and 645 were placed on the Calendar of Bills on Second Reading, without reference.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 643, out of its order, at this time.

Which was agreed to.

H. B. No. 643—A bill to be entitled An Act to amend Section 550.04 of Chapter 550 of the Florida Statutes, 1941, as amended by Chapter 21,636, Laws of Florida, Acts of 1943, relating to race meetings and fixing the time or times at which race meetings may be conducted.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 643 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 643 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 643 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. 643 was read the third time in full.

Upon the passage of House Bill No. 643 the roll was called and the vote was:

Yeas—35.

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

Riddle	Shands	Sturgis	Wilson
Sanchez	Sheldon	Thomas	

Nays—None.

So House Bill No. 643 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Shands moved that the rules be waived and when the Senate adjourns today it adjourn to reconvene at 4:00 o'clock P. M., Monday, May 14, 1945.

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

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 644, out of its order, at this time.

Which was agreed to.

H. B. No. 644—A bill to be entitled An Act amending Section 550.16, Florida Statutes 1941, as amended by Chapter 21744, Laws of Florida, Acts of 1943; relating to pari-mutuel pools at horse race tracks and dog race tracks, the distribution thereof, the "breaks" and defining said "breaks", the commission of the licensee to be deducted from such pari-mutuel pools, regulating the purchase and sale of an interest in any such pari-mutuel pools and making it a crime to violate such regulations; levying a tax upon every licensee conducting a horse race meet equal to five per cent of the total contributions to all pari-mutuel pools on horse races and levying a tax upon every licensee conducting a dog race meet or operating a race track for dog racing equal to two per cent of the total contributions to all pari-mutuel pools on dog races in addition to all other taxes otherwise levied or assessed; and providing when and where said taxes shall be paid, making an appropriation thereof and designating said tax as the "Old Age Assistance Tax" and providing deductions from said tax to be paid in equal amounts to the counties of this State, according to law should the amounts payable to said counties from horse and dog race meets be less than the total amount distributed to the said counties therefrom in and for the racing season 1940-1941, and providing a penalty for wilful or wanton non-payment of such tax.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 644 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 644 was read the second time by title only.

Senators Wilson, Davis and Brackin offered the following amendment to House Bill No. 644:

In Section, sub-section 2, line 4, strike out the word "seventeen" and insert in lieu thereof the following: "twenty".

Senator Wilson moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senators Wilson, Davis and Brackin to House Bill No. 644, the roll was called and the vote was:

Yeas—8.

Brackin	Davis	Johns	Sanchez
Branch	Griner	Riddle	Wilson

Nays—27.

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

So the amendment failed of adoption.

Senators Wilson, Davis and Brackin also offered the following amendment to House Bill No. 644:

In Section 1, sub-section 3, line 2, strike out the words "to the contributors" and insert in lieu thereof the following: "Old Age Assistance Fund".

Senator Wilson moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senators Brackin and Sheldon offered the following amendment to House Bill No. 644:

In Lines 10 and 11 of the Title, strike out the words "five per cent" and insert in lieu thereof the following: "Two per cent."

Senator Brackin moved the adoption of the amendment. Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senators Brackin and Sheldon to House Bill No. 644, the roll was called and the vote was:

Yeas—9.

Mr. President	Fraser 29th	McArthur
Brackin	Griner	Sheldon
Clarke	Johns	Thomas

Nays—26.

Ausley	Carroll	King 7th	Riddle
Barringer	Coleman 13th	King 27th	Sanchez
Baynard	Coleman 28th	Lewis	Shands
Beacham	Davis	Lindler	Sturgis
Black	Fraser 31st	Mathews	Wilson
Boyle	Gray	Moon	
Branch	Johnson	Perdue	

So the amendment failed of adoption.

Senator Baynard moved that the rules be further waived and House Bill No. 644 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. 644 was read the third time in full.

Upon the passage of House Bill No. 644 the roll was called and the vote was:

Yeas—33.

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

Nays—None.

So House Bill No. 644 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 645, out of its order, at this time.

Which was agreed to.

H. B. No. 645—A bill to be entitled An Act amending Section 550.26, Florida Statutes 1941; levying a tax upon horse track parimutuel pools equal to the amount of said pool neither paid as a commission nor redistributed to the contributors and levying a tax upon dog track pari-mutuel pools equal to fifty per cent of the amount of said pool neither paid as a commission nor redistributed to the contributors, which amounts are otherwise known as the "breaks"; prescribing the duty and liability of horse race track or dog race track licensees relative thereto and making same a part of the "old age assistance tax fund" when collected, providing when and where said taxes shall be paid and making an appropriation thereof.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 645 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 645 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 645 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. 645 was read the third time in full.

Upon the passage of House Bill No. 645 the roll was called and the vote was:

Yeas—34.

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	Wilson
Brackin	Gray	McArthur	
Branch	Griner	Moon	

Nays—None.

So House Bill No. 645 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Mathews moved that Senate Bill No. 151 be recalled from the Committee on Appropriations and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Mathews asked unanimous consent of the Senate to take up and consider Senate Bill No. 151, out of its order, at this time.

Which was agreed to.

S. B. No. 151—A bill to be entitled An Act to amend Chapter 13579, Laws of Florida, Acts of 1929, being "An Act to provide for the assistance of poor mothers or other poor women having children dependent upon them for support and care under the age of sixteen years and to provide the necessary means of carrying this law into effect; and to repeal Chapter 7920, Acts of 1919, as amended by Chapter 12000, Acts of 1927, relating to the provision for the assistance of poor mothers or other poor women having children dependent upon them for support and care under the age of sixteen years; and providing the necessary means for carrying the said law into effect; and also repealing all other laws inconsistent with this Act." By adding Section 12, to provide that in Counties having County Welfare Boards the County Commissioners may designate such boards to make investigations of cases, pass upon applications and pay benefits from funds supplied by County Commissioners.

Was taken up.

Senator Mathews moved that the rules be waived and Senate Bill No. 151 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 151 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 151 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. 151 was read the third time in full.

Upon the passage of Senate Bill No. 151 the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So Senate Bill No. 151 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Mathews moved that House Bill No. 379, reported unfavorably by the Committee on Judiciary "B", be recommended to the Committee on Judiciary "B".

Which was agreed to and it was so ordered.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 298, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 298 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 298 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 298 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. 298 was read the third time in full.

Upon the passage of House Bill No. 298 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. 298 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 299, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 299 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 299 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 299 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. 299 was read the third time in full.

Upon the passage of House Bill No. 299 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. 299 passed, title as stated, and the action

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

Senator Branch moved that a committee be appointed to escort Honorable H. N. Walker, former member of the Senate from the 5th Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

The President appointed Senator Branch as the committee.

Senator Coleman (13th Dist.) asked unanimous consent of the Senate to take up and consider House Bill No. 356, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Coleman (13th Dist.) moved that the rules be waived and House Bill No. 356 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 356 was read the second time by title only.

Senator Coleman (13th Dist.) moved that the rules be further waived and House Bill No. 356 be read the third time in full and put upon its passage.

Which was agreed to by two-thirds vote.

And House Bill No. 356 was read the third time in full.

Upon the passage of House Bill No. 356 the roll was called and the vote was:

Yeas—26.

Beacham	Coleman 28th	Lewis	Sanchez
Black	Fraser 29th	Lindler	Shands
Boyle	Gray	Mathews	Sturgis
Brackin	Johns	McArthur	Thomas
Branch	Johnson	Moon	Wilson
Clarke	King 7th	Perdue	
Coleman 13th	King 27th	Riddle	

Nays—8.

Mr. President	Barringer	Carroll	Fraser 31st
Ausley	Baynard	Davis	Sheldon

So House Bill No. 356 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Baynard moved that Senate Bill No. 288 be recalled from the Committee on Enrolled Bills.

Which was agreed to and it was so ordered.

Senator Baynard moved that the rules be waived and the Senate do now reconsider the vote by which the Senate refused to grant the request of the House of Representatives on May 9, 1945, to return Senate Bill No. 288 to the House of Representatives for further consideration.

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which it refused to return Senate Bill No. 288 to the House of Representatives.

Senator Baynard moved that the request of the House of Representatives for the return of Senate Bill No. 288 be granted.

Which was agreed to and Senate Bill No. 288 was ordered returned to the House of Representatives for further consideration.

Senator Mathews asked unanimous consent of the Senate to take up and consider House Bill No. 501, out of its order, at this time.

Which was agreed to.

H. B. No. 501—A bill to be entitled An Act to amend Chapter 27941, Laws of Florida, Acts of 1937, relating to Florahome Drainage District.

Was taken up.

Senator Mathews moved that the rules be waived and House Bill No. 501 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 501 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 501 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. 501 was read the third time in full.

Upon the passage of House Bill No. 501 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. 501 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Mathews asked unanimous consent of the Senate to take up and consider House Bill No. 605, out of its order, at this time.

Which was agreed to.

H. B. No. 605—A bill to be entitled An Act to amend Section 67 of Chapter 9875, Acts of the Legislature of 1923, same being the City Charter of the City of Palatka, relating to taxation.

Was taken up.

Senator Mathews moved that the rules be waived and House Bill No. 605 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 605 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 605 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. 605 was read the third time in full.

Upon the passage of House Bill No. 605 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. 605 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Fraser (29th Dist.) withdrew Senate Bill No. 320.

By permission the following Committee Report was filed:

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

H. B. No. 644—An Act amending Section 550.16, Florida Statutes 1941, as amended by Chapter 21744, Laws of Florida, Acts of 1943; relating to pari-mutuel pools at horse race tracks and dog race tracks, the distribution thereof, the "breaks" and defining said "breaks", the commission of the licensee to be deducted from such pari-mutuel pools, regulating the purchase and sale of an interest in any such pari-mutuel pools and making it a crime to violate such regulations; levying a tax upon every licensee conducting a horse race meet equal to five per cent of the total contributions to all pari-mutuel pools on horse races and levying a tax upon every licensee conducting a dog race meet or operating a race track for dog racing equal to two per cent of the total contributions to all pari-mutuel pools on dog races in addition to all other taxes otherwise levied or assessed; and providing when and where said taxes shall be paid, making an appropriation thereof and designating said tax as the "Old Age Assistance Tax" and providing deductions from said tax to be paid in equal amounts to the counties of this State, according to law should the amounts payable to said counties from horse and dog race meets be less than the total amount distributed to the said counties therefrom in and for the racing season 1940-1941, and providing a penalty for wilful or wanton non-payment of such tax.

Also—

H. B. No. 645—An Act amending Section 550.26, Florida Statutes 1941; levying a tax upon horse track pari-mutuel pools equal to the amount of said pool neither paid as a commission nor redistributed to the contributors and levying a tax upon dog track pari-mutuel pools equal to fifty per cent of the amount of said pool neither paid as a commission nor redistributed to the contributors, which amounts are otherwise known as the "Breaks"; prescribing the duty and liability of horse race track or dog race track licensees relative thereto and making same a part of the "Old Age Assistance Tax Fund" when collected, providing when and where said taxes shall be paid and making an appropriation thereof.

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.

Senator Beacham moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:58 o'clock P. M., until 4:00 o'clock P. M., Monday, May 14, 1945.