

JOURNAL OF THE SENATE

Monday, May 14, 1945

The Senate convened at 4:00 o'clock P. M., pursuant to adjournment on Friday, May 11, 1945.

The President in the Chair.

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

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

—36.

A quorum present.

Senator McKenzie was excused from attendance upon the session.

The following prayer was offered by the Chaplain:

"Dear Heavenly Father, Thou who art so kind and generous, grant unto us Thy forgiveness and a continuance of Thy mercies. We acknowledge our dependency upon Thy strength in our weakness. May Thy power of leadership be very pronounced in our feeble efforts to carry out Thy will for the advancement of Thy cause and for the welfare and justice of Thy people of this state. Wilt Thou bless this day to the good of the families of the personnel of this body. In Jesus name, we ask it. Amen."

The reading of the Journal was dispensed with.

The Journal of Thursday, May 10, 1945, was further corrected as follows:

Page 2, column 2, strike out lines 1 and 2, counting from bottom of column.

Also,

Page 3, column 1, strike out lines 1 to 6 inclusive, counting from top of column.

Also,

Page 16, column 1, line 27, counting from top of column, strike out the figures "559" and insert in lieu thereof the figures "569".

And as further corrected was approved.

The Journal of Friday, May 11, 1945, was corrected as follows:

Page 1, column 2, between lines 11 and 12, counting from top of column, insert the following:

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

Also,

Page 1, column 2, between lines 17 and 18, counting from bottom of column, insert the following:

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

Also,

Page 2, column 2, between lines 36 and 37, counting from bottom of column, insert the following:

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

Also,

Page 3, column 2, line 22, counting from top of column, strike out the word "Senate" and insert in lieu thereof the word "House".

Also,

Page 6, column 2, strike out lines 6 to 54, inclusive, counting from top of column, same being the Report of the Joint Committee on Enrolled Bills relative to House Bills Nos. 644 and 645.

Also,

Page 10, column 2, line 9, counting from bottom of column, strike out the figures "417" and insert in lieu thereof the figures "477".

Also,

Page 18, column 2, between lines 4 and 5, counting from bottom of column, insert the following:

"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.

And as corrected was approved.

REPORTS OF COMMITTEES

Your Committee on Cities and Towns to whom was referred:

S. B. No. 194—A bill to be entitled An Act to authorize housing authorities to clear blighted areas and prevent blight;

to acquire by purchase or eminent domain real property in blighted areas and make it available under certain conditions for redevelopment by private enterprise or by public agencies in accordance with approved redevelopment plans; to confer necessary powers on housing authorities, cities, towns and other public bodies in connection with redevelopment projects; to make obligations issued by housing authorities in connection with redevelopment projects legal investments and security for deposits; to enable the advance preparation of projects so they can provide jobs and stimulate industry when necessary in the period of reconversion; and to authorize the creation of an Advisory Board to Housing Authorities composed of representatives of business, real estate, home financing and other interests.

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

And Senate Bill No. 194, contained in the above report, was referred to the Committee on Judiciary "B".

Your Committee on Cities and Towns to whom was referred:

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

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

And Senate Bill No. 195, contained in the above report was referred to the Committee on Judiciary "B".

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

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

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

And Senate Bill No. 195, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

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

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

And Senate Bill No. 194, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Public Health, to whom was referred:

S. B. No. 144—A bill to be entitled An Act authorizing and directing the State Board of Health to make a survey of all hospitals and similar institutions, of auxiliary diagnostic facilities and of local health unit facilities within the State of Florida; to apply for and accept any grant by the United States or agency thereof for the purposes of this act and to cooperate with other agencies in the administration of such grants; to provide for a hospital advisory board and its duties and for an executive secretary thereof; to provide for the nomination, appointment, terms of office, qualifications, and compensation of members of the hospital advisory board; and making an appropriation to carry out the provisions of this act.

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

Committee Substitute for Senate Bill No. 144:

A bill to be entitled An Act to authorize the Governor of the State of Florida to designate a state agency and appoint a state advisory council, for the purpose of making a survey of existing hospitals and ancillary facilities and the need for construction of hospitals and ancillary facilities in Florida and to comply with the provisions of Federal Legislation whereby Federal funds are available for such purposes; and making an appropriation to carry out the provisions of this Act.

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

And Senate Bill No. 144, contained in the above report, together with Committee Substitute therefor, was placed on the Calendar of Bills on Second Reading.

Your Committee on Public Health, to whom was referred:

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

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

And Senate Bill No. 425, contained in the above report, was laid on the table.

Your Committee on State Institutions, to whom was referred:

H. B. No. 437—A bill to be entitled An Act authorizing the Board of Commissioners of State Institutions of Florida to permit or require the use of State convicts at certain State institutions and agencies.

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

And House Bill No. 437, contained in the above report, was placed on the Calendar of Bills on Second Reading.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

S. B. No. 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.

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

And Senate Bill No. 48, contained in the above report, was referred to the Committee on Enrolled Bills.

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

S. B. No. 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.

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

And Senate Bill No. 164, contained in the above report, was referred to the Committee on Enrolled Bills.

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

S. B. No. 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 that a portion of such salaries may be paid from the general revenue of such counties, and making same a county purpose.

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

And Senate Bill No. 295, contained in the above report, was referred to the Committee on Enrolled Bills.

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

S. B. No. 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.

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

And Senate Bill No. 461, contained in the above report, was certified to the House of Representatives.

REPORT OF ENROLLING COMMITTEES

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

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

Also—

H. B. No. 643—An Act to amend Section 550.04 of Chapter 550 of the Florida Statutes 1941, as amended by Chapter 21636, Laws of Florida, Acts of 1943, relating to race meetings and fixing the time or times at which race meetings may be conducted.

Also—

H. B. No. 568—An Act amending Section 2, Chapter 22528, Laws of Florida, Acts of 1945, relating to the handling and disbursement of excise tax levied on oranges, grapefruit, and tangerines by creating a fund to be known as "Florida Citrus Advertising Fund" providing that the Florida Citrus Commission shall keep records showing the amount of money held for each type of citrus fruit, by providing that Act shall take effect July 1, 1945.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

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

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

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

Have examined the same and find same correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

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

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

H. B. No. 149—An Act authorizing and empowering the Boards of County Commissioners of all counties of the State of Florida having a population of not less than 53,000 and not more than 200,000 inhabitants, according to the last preceding Federal Census, to require by Resolution that any junk yards, and premises used for storage or storage and sale of old automobiles and motor vehicles and parts thereof, shall be enclosed by substantial fence, and to provide penalties for the violation thereof.

Also—

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

Also—

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

Also—

H. B. No. 274—A bill to be entitled An Act relating to Walton County, Florida, authorizing the Board of County Commissioners of said county to amend its budget to include any funds not anticipated by said board at the time of making up its budget or approval by the Comptroller of the State of Florida.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

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

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

S. B. No. 5—An Act amending Section 741.04 of Florida Statutes 1941, said section dealing with the matter of the issuance of Marriage Licenses in the State of Florida.

Also—

S. B. No. 87—An Act relating to taxation, levying and imposing a tax on cigarettes; defining cigarettes; requiring all cigarette dealers as herein defined to obtain a cigarette permit and exacting a fee therefor in addition to other taxes imposed by law; providing for the report of sale or other disposition of cigarettes, and the collection and payment of cigarette taxes; providing for the deposit, appropriation and disposition of the proceeds derived from such taxes and fees, and prescribing the duties and powers of the Director of the State Beverage Department and other officers and employees under this Act and providing for payment of their salaries and other expenses of the administration of this Act; providing for bonds by agents and dealers; providing for the enforcement of this Act and penalties for violation hereof.

Also—

S. B. No. 47—An Act to regulate the making and applying of rates of fire and all other kinds of insurance which fire insurance companies are authorized to write in this State, "Inland Marine Insurance," to provide for the licensing of rating organizations, to provide for the supervision of such rating organizations by the Insurance Commissioners, to prohibit discrimination between risks of the same class and hazard, to provide for filing of rates with the Insurance Commissioner, the approval or the disapproval by the Insurance Commissioner of all rating systems, to make provision for a hearing thereon at the instance of any interested person with the right of appeal to the Circuit Court of Leon

County, Florida, to make the wilful violation of the provisions of this Act a misdemeanor as provided therein and for other purposes.

Also—

S. B. No. 106—An Act amending Section 323.09, Florida Statutes 1941, relating to auto transportation companies; providing procedures for the Railroad Commission to cite said companies for violations of the provisions of the said laws; authorizing the Railroad Commission to hold hearings on such citations; and prescribing penalties to be imposed for such violations, with power in the Commission to revoke or suspend certificates or permits held by said companies because of such violations.

Also—

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

Also—

S. B. No. 268—An Act repealing Chapter 17815, Laws of Florida, Acts of 1937, 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. 277—An Act fixing and providing for the payment of salaries of Supervisors of Registration in counties of the State of Florida having a population of not less than nine thousand five hundred (9500) and not more than ten thousand (10,000), according to the last Federal Census.

Also—

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

Also—

S. B. No. 302—An Act authorizing the County Commissioners of Sarasota County, Florida, to use, budget, appropriate for and sustain by levy of county taxes a Continuing Special Fund for the rental or purchase of machinery and equipment for county purposes, and fixing the millage therefor.

Also—

S. B. No. 343—An Act authorizing the City of Jacksonville to acquire air rights, aviation easements or other estates or interests in or over lands located near airports in Duval County.

Also—

S. J. R. No. 347—A Joint Resolution of the Legislature of the State of Florida in Regular Session assembled, A. D., 1945, applying to the Congress of the United States to call a Constitutional convention to propose an amendment to the Constitution of the United States relating to the making of treaties.

Also—

S. B. No. 354—An Act to authorize the Board of Public Instruction of Volusia County, Florida, to borrow the sum not to exceed sixteen thousand dollars for the exclusive use of erecting and equipping a gymnasium or other similar school building at New Smyrna Beach, Florida, in Special Tax School District No. 8, of Volusia County, Florida, and to authorize the execution and issuance of a note or notes to evidence said indebtedness and to provide for the levy and collection of an annual tax of two mills on the dollar for a period of three years on all taxable property in Special Tax School District No. 8, of Volusia County, Florida, for erecting and equipping the building as provided for herein and the payment of the indebtedness incurred by reason thereof.

Also—

S. B. No. 363—An Act authorizing the town council of the

Town of Edgewater, Florida, to compromise, settle and adjust delinquent taxes which are or may become unpaid for a period of over three years, and prescribing the method whereby such adjustments may be made.

Also—

S. B. No. 371—An Act to change the name of the municipal corporation known as Town of Belle Glade, in Palm Beach County, Florida, which was created and established in Palm Beach County, Florida, by Chapter 15082, Laws of Florida, Acts of 1931, and as amended by subsequent acts, to the name, City of Belle Glade; repealing all acts or parts of acts in so far as they conflict with this act; providing for a referendum.

Also—

S. B. No. 374—An Act to validate, legalize and confirm the assessment, levy and collection of taxes and assessments for the years 1932 to 1944, both inclusive, by the Town of Neptune Beach, Florida.

Also—

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

Also—

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

Also—

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

Also—

S. B. No. 346—An Act validating Chapter 9274, Laws of Florida, Acts of 1923, entitled "An Act creating County Welfare Board for each County having a population of over 100,000; prescribing its powers and duties; providing for its financial support and providing for the qualifications of its members, and repealing Chapters 7336 and 8535, Laws of Florida."

Also—

S. B. No. 353—An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings in Law and in Chancery before the Circuit Court in all counties of the State of Florida having a population of not less than 40,000 and not more than 70,000 according to the last preceding Federal Census.

Also—

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

Also—

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

Also—

S. B. No. 377—An Act to amend Section One (1) of Chapter 21915, Laws of Florida, Acts of the Legislature 1943, entitled, "An Act creating a Small Claims Court in each County in the State of Florida having a population of 260,000 or more, according to the last State or Federal Census whichever may be the later; prescribing the jurisdiction of said Court; providing for the Justice of the Peace to be the Judges of said Court; prescribing for the pleading, practice and service of notice of proceeding therein; providing for a clerk and prescribing their duties"; and providing that the provisions of said Act shall be applicable to each County in the State of Florida having a population of 267,000 inhabitants or more, according to the last Federal census.

Also—

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

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 Resolution 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:

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, Chairman 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 livestock to run or roam at large in violation of this act and making the owner of such livestock 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 livestock; making it a misdemeanor to allow such livestock 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 livestock while running or roaming at large in violation of this act and providing a lien therefor.

Also—

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.

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 provide for the organization 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 livestock 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 livestock; making it a misdemeanor to allow such livestock to run or roam at large in violation of this Act, making the owners of livestock 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 livestock while running or roaming at large in violation of this Act and providing a lien against such livestock for damages sustained by owners of property injured and damaged by livestock 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.

Also—

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 license 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.

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

Senator Shands moved that Senate Bills Nos. 161, 162, 348, 360, 391, and 426 be recalled from the Committee on Finance and Taxation and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Shands moved that Senate Bills Nos. 161, 162, 348, 360, 391, and 426 be withdrawn from the further consideration of the Senate.

Which was agreed to and it was so ordered.

Senator Gray moved that the rules be waived and Senate Bill No. 49 be made a Special and Continuing Order of Business for consideration by the Senate at 12:00 o'clock, Noon, on Wednesday, May 16, 1945.

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

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By the Committee on Finance and Taxation—

S. B. No. 486—A bill to be entitled An Act to amend Sections 194.47, 194.53, and 194.55, Florida Statutes 1941, as amended, respectively, by Sections 13, 19, and 21, Chapter 22079, Laws of Florida, Acts of 1943, relating to title to lands vesting in counties for delinquent taxes, proceedings therefor, and to fixing of price and sale of said lands acquired by counties, by providing after entry of decree for period of redemption by former owner, for limitation, for additional period before rights terminated by entry of decree and before county commissioners fix price of land, and providing for dis-

tribution to former owner of proceeds of sale remaining after participation of general taxes and special improvement liens.

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

By Senator Rose—

S. B. No. 487—A bill to be entitled An Act to authorize the Boards of County Commissioners of each county to close, vacate and abandon any private or public street, road, alley, way or other place used for travel, or any portion thereof, within said county, and to prescribe the method therefor, and validating and confirming the closing, vacation and abandonment of such roads and streets heretofore ordered by such boards.

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

By Senator Fraser (29th Dist.)—

S. B. No. 488—A bill to be entitled An Act to amend Chapter 21985, Laws of Florida, Acts of 1943, also known as Section 192.52, 1943 Cumulative Supplement to Florida Statutes 1941, said Act being entitled: "An Act providing that the real and personal property of public utilities owned, operated or controlled by any municipality in the State of Florida, situate, lying and being in a county other than the county in which such municipality is located, shall not be subject to ad valorem or personal taxes in such county." So as to provide that such tax exemption shall not apply where the public utilities serves customers in any county.

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

By Senator Branch—

S. B. No. 489—A bill to be entitled An Act amending Section 320.04, Laws of Florida, Acts of 1941, entitled: "License Plates; service charge."

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

By Senators Wilson, Carroll, Beacham, Clarke, Coleman (28th Dist.), Johnson, King (27th Dist.), Sanchez, Mathews and Griner—

S. B. No. 490—A bill to be entitled An Act to amend Section 443.08 of Chapter 443, Florida Statutes 1941, as amended by Chapter 21981, Laws of Florida, Acts of 1943, and known as "The Florida Unemployment Compensation Law", relating to contributions; by providing for additional reductions in contribution rates; by providing for the transfer of employment records under specified conditions; by raising minimum per capita reserve; by increasing the percentage of pay roll on which reduced rates may be computed; by repealing all laws in conflict herewith and making this act effective July 1, 1945.

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

By Senator Mathews—

S. B. No. 491—A bill to be entitled An Act relating to salt water fish, and to permit the catching and taking, and buying and selling of mullet in all Counties of the State of Florida having a population in excess of 160,000 according to the last State and Federal Census, during the open season; provided such mullet shall measure eight inches or more from tip of nose to fork of tail; with a proviso with reference to Counties having a population in excess of 280,000.

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

By Senators Coleman (28th Dist.) and Mathews—

S. B. No. 492—A bill to be entitled An Act to provide for a retirement system for County Officers and employees of the State of Florida; providing a fund for such purpose, and providing for contributions to such fund by such County Officers and employees; and making an appropriation therefor.

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

By Senator Mathews—

S. B. No. 493—A bill to be entitled An Act requiring all owners of motor vehicles operated in the State of Florida to present their vehicles for annual inspection of certain vehicular

equipment and requiring the owner of said motor vehicle to comply with the requirements set forth in this Act.

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

By Senator Baynard—

S. B. No. 494—A bill to be entitled An Act declaring certain bodies of water within the City of St. Petersburg to be salt water; prohibiting the use of nets or seines, excepting hand cast nets, for the purpose of taking fish within said bodies of water; repealing all laws or parts of laws in conflict herewith and providing that said act shall not become effective until approved by referendum election.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 494 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 494 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 494 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. 494 was read the third time in full.

Upon the passage of Senate Bill No. 494 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Senate Bill No. 494 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 495—A bill to be entitled An Act defining "Title Insurance"; forbidding others than corporations qualified hereunder from engaging in such business; providing for the qualification, licensing, regulation, control, taxation and liquidation of title insurance corporations doing business in the State of Florida; prescribing rights, privileges, duties and qualifications of such corporations; imposing inhibitions and restraints upon such corporations; providing for the appointment and licensing of title insurance agents and the regulation and control thereof; imposing inhibitions and restraints upon such agents; imposing powers and duties upon the State Treasurer as ex officio Insurance Commissioner in connection therewith; providing for filing policy forms and rates; prohibiting rebates, commissions and discounts; and providing penalties and liabilities for the violation of this act; providing for the exclusive applicability of this act and pronouncing a rule of construction with respect thereto; repealing all laws and parts of laws not consistent or in conflict with the provisions hereof.

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

By Senator Baynard—

S. B. No. 496—A bill to be entitled an Act amending Section 374.29 Florida Statutes 1941, prohibiting the taking or the possession of Commercial sponges less than five inches in diameter within this State.

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

By Senator Mathews—

S. B. No. 497—A bill to be entitled An Act affecting the Government of the City of Jacksonville; fixing the salary of the City Recorder, and providing for terms of payment thereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 497 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Mathews moved that the rules be waived and Senate Bill No. 497 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 497 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 497 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. 497 was read the third time in full.

Upon the passage of Senate Bill No. 497 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Senate Bill No. 497 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. J. R. No. 498—A Joint Resolution proposing an amendment to the Constitution of the United States relative to taxes on incomes, inheritances and gifts.

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

That application be and it hereby is made to the Congress of the United States of America to call a convention for the purpose of proposing the following Article as an amendment to the Constitution of the United States:

"ARTICLE....."

"SECTION 1. The Sixteenth Article of Amendment to the Constitution of the United States is hereby repealed.

"SECTION 2. The Congress shall have power to lay and collect taxes on incomes, from whatever source derived, without apportionment among the several States, and without regard to any census of enumeration. The maximum aggregate rate of all taxes, duties and excises which the Congress may lay or collect on, with respect to, or measured by, income, however, shall not exceed 25 per centum. In the event that the United States shall be engaged in a war which creates a national emergency so grave as to necessitate such action to avoid national disaster, the Congress by a vote of three-fourths of the total membership of each House, on a roll call, may while the United States is so engaged, suspend, for periods not exceeding one year each, such limitation with respect to income subsequently accruing or received.

"SECTION 3. The maximum aggregate rate of all taxes, duties and excises which the Congress may lay or collect with respect to the devolution or transfer of property, or any interest therein, upon or in contemplation of or intended to take effect in possession or enjoyment at or after death, or by way of gift, shall not exceed 25 per centum.

"SECTION 4. Sections 1 and 2 shall take effect at midnight on the 31st day of December following the ratification of this Article. Nothing contained in this Article shall affect the power of the United States after said date to collect any tax on, with respect to, or measured by, income for any period ending on or prior to said 31st day of December laid in accordance with the terms of any law then in effect.

"SECTION 5. Section 3 shall take effect at midnight on the last day of the sixth month following ratification of this Article. Nothing contained in this Article shall affect the power of the United States after said date to collect any tax with respect to any devolution or transfer occurring prior to the taking effect of Section 3, laid in accordance with the terms of any law then in effect."

AND BE IT FURTHER

RESOLVED, that the Congress of the United States be, and it hereby is, requested to provide as the mode of ratification that said Amendment shall be valid to all intents and purposes, as part of the Constitution of the United States when ratified by the Legislature of three-fourths of the several States; and

BE IT FURTHER RESOLVED, that the Secretary of State be, and he hereby is, directed to send a duly certified copy of this Resolution to the Senate of the United States and one to the House of Representatives in the Congress of the United States, and copies to the members of said Senate and House of Representatives from this State.

Was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Clarke—

S. B. No. 499—A bill to be entitled An Act to provide for absentee voting for electors of the State of Florida, who are temporarily absent from the State of Florida as a result of their employment or livelihood or by reason of military or civil necessity; to prescribe rules and regulations for such absentee voting and for the payment of expenses thereof.

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

By Senator Clarke—

S. B. No. 500—A bill to be entitled An Act providing for the registration of electors who are native-born or naturalized citizens of the United States and who have resided and had their habitation, domicile, home and permanent place of abode in Florida for one year and who may temporarily reside outside the State of Florida during the period provided by law for the registration of electors in this state.

-Which was read the first time by title only and referred to the Committee on Privileges and Elections.

Senator Mathews moved that House Bill No. 302 be recalled from the Committee on Judiciary "B" and re-referred to the Committee on Public Health.

Which was agreed to and it was so ordered.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, May 14, 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 Sheldon—

S. B. No. 45—A bill to be entitled An Act to prevent the occurrence of congenital syphilis; requiring a serological test for discovery of syphilis in pregnant women; designating standard serological tests and approved laboratories; provided for statement regarding tests to be made on birth or stillbirth certificates; providing manner in which laboratory reports are to be made; providing tests shall be made free of charge; authorizing use of reports for protection of the public health.

Which amendments read as follows:

Amendment No. 1:

In Section 1, line 11, of the section after the word "Licensed", insert a period and strike out the words "To Practice Medicine".

Amendment No. 2:

In Section 2, line 5, of the bill, strike out the period and add the following: "; provided, however, that the serological test or tests shall be such as will exclude the possibility that the disease as shown by said test or tests is some other disease than syphilis."

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 45, contained in the above Message, was read by title, together with House Amendments thereto.

Senator Sheldon moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 45.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 45.

Senator Sheldon moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 45.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 45.

And Senate Bill No. 45, 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 14, 1945.

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

Sir:

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

By Senator Wilson (By Request)—

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

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

And Senate Bill No. 201, contained in the above Message, was referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 14, 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 Gray—

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

Which amendments read as follows:

Amendment No. 1:

In Section 1, line 3, of the section, strike out the word "shall" and insert the following in lieu thereof: "is authorized".

Amendment No. 2:

In the title, line 3, of the bill, strike out the words: "There shall be paid", and insert the following in lieu thereof: "authority to pay".

Amendment No. 3:

In the title, line 11, of the bill, strike out the word "State", and insert the following in lieu thereof: "Federal".

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 331, contained in the above Message was read by title, together with House amendments thereto.

Senator Gray moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 331.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 331.

Senator Gray moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 331.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 331.

Senator Gray moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 331.

Which was agreed to and the Senate concurred in House Amendment No. 3 to Senate Bill No. 331.

And Senate Bill No. 331, 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 14, 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 Fraser (29th Dist.)—

S. B. No. 167—A bill to be entitled An Act fixing the compensation of the County Assessor of Taxes and the County Tax Collector in counties having a total population of not less than 6,510 and not more than 6,600 according to the Federal Census of 1940.

Which amendments read as follows:

Amendment No. 1:

In Section 1, Subsection B, lines 5 and 6, of the Subsection, strike out the figures: "\$5,000.00", and insert the following in lieu thereof the figures: "15,000.00".

Amendment No. 2:

In Section 1, Subsection A, lines 5 and 6, of the Subsection, strike out the figures "\$5,000.00", and insert the following in lieu thereof the figures: "\$15,000.00".

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 167, contained in the above Message, was read by title, together with House amendments thereto.

Senator Fraser (29th Dist.) moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 167.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 167.

Senator Fraser (29th Dist.) moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 167.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 167.

And Senate Bill No. 167, 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 14, 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 Mathews—

S. B. No. 253—A bill to be entitled An Act fixing a rule for computing the amount of the pension of members of the Fire Department of the City of Jacksonville, Florida, upon their retirement, and matters relating to the pension fund of the Fire Department of said City.

Proof of Publication of Notice attached to above bill.

Which amendment reads as follows:

In Section 1, line 8, of the bill, just before the comma following the word "salary" insert the following "And from which deductions were made for the pension fund".

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 253, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator Mathews moved that the Senate do concur in the House Amendment to Senate Bill No. 253.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 253.

And Senate Bill No. 253, 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 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 Senator Coleman (28th Dist.)—

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

Proof of Publication of Notice attached to above bill.

By Senator Coleman (28th Dist.)—

S. B. No. 421—A bill to be entitled An Act providing that the budget of the Board of County Commissioners of Volusia County, Florida, when adopted by the Board of County Com-

missioners of Volusia County, Florida, shall become final without the approval of the Comptroller of the State of Florida or the State Budget Commission or any other budget authority or commission.

Proof of Publication of Notice attached to above bill.

By Senator Coleman (28th Dist.)—

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

Proof of Publication of Notice attached to above bill.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 420, 421 and 422, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 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 indefinitely postponed—

By Senator Wilson—By Request—

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

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

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 with amendment—

By Senator Sturgis—

S. B. No. 31—A bill to be entitled An Act prescribing a method by which judgments and decrees for the payment of money which have become final may be satisfied; prescribing the duties of Clerks and Judges in connection therewith.

Which amendment reads as follows:

Amendment No. 1:

In Section 2, at the end of section 2 change period to comma and add "Together with the fees of the clerk for receiving into and paying such money out of the registry of the court."

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 31, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator Sturgis moved that the Senate do concur in the House Amendment to Senate Bill No. 31.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 31.

And Senate Bill No. 31, 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 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 Senators King (7th Dist.) and Johnson—

S. B. No. 453—A bill to be entitled An Act to designate that part of State Road No. 2, that lies between the City of Lakeland, in Polk County, and the City of Leesburg, in Lake County, as the Thomas W. Bryant Highway.

By Senator Mathews—

S. B. No. 454—A bill to be entitled An Act affecting the government of the City of Jacksonville by abolishing the offices of Councilmen at Large and fixing the salary of City Ward Councilmen, and other matters in connection therewith.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 453 and 454, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 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 the Committee on Privileges and Elections—

S. B. No. 205—A bill to be entitled An Act to amend Section 102.71, Florida Statutes of 1941, the same being Chapter 22039, Acts of 1943, referring to the nominations by minority political parties.

By the Committee on Privileges & Elections—

S. B. No. 206—A bill to be entitled An Act requiring candidates for the nomination of any recognized political party under the primary laws of Florida for the nomination for the office of Presidential Elector to pay a filing fee of twenty-five dollars when qualifying as such candidate.

By Senator Thomas—

S. B. No. 238—A bill to be entitled An Act providing for the placement of needy blind persons in vending stands on public property; authorizing any board, council, commission or officials in charge of such property to permit such operation when the same does not unduly interfere with the use of the property for public purposes and when such operators are licensed by Florida Council for the Blind and said stands are operated by or under the supervision and direction of said council; and authorizing Florida Council for the Blind to cooperate with any agency of the Federal Government in the furtherance of any Act of Congress providing for the rehabilitation of the blind.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills No. 205, 206, and 238, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 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 with amendment.

By the Committee on Privileges and Elections—

S. B. No. 208—A bill to be entitled An Act providing that whenever it is necessary to call a Primary to fill a vacancy in nomination for any office to be voted for in more than one county but in less than all the counties of this State, such Primary may be called by the members of the political party State Executive Committee from the counties affected by such vacancy and in which counties the primary is necessary to be held to fill such vacancy in any nomination.

Which amendment reads as follows:

Amendment No. 1:

Add to Section 1 the following: Whenever it is necessary to call a primary to fill a vacancy in nomination for any office to be voted for in one county, then and in that event the County Executive Committee of the political party may call such primary.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 208, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator King (7th Dist.) moved that the Senate do concur in the House Amendment to Senate Bill No. 208.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 208.

And Senate Bill No. 208, 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 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, with amendment—

By Senator King (7th Dist.)—

S. B. No. 17—A bill to be entitled An Act referring to corporations and the restoration of the corporate privileges and corporate entity of corporations dissolved by operation of law for failure to pay the capital stock tax, and prescribing conditions for such restoration.

Which amendment reads as follows:

Amendment No. 1:

After Section 1 insert the following:

"Section 1-a. The owner or owners of a majority of the capital stock of a corporation heretofore dissolved for failure to make reports and pay capital stock taxes, or their successors in interest in such dissolved corporation or its assets, may have said corporation revived, and its corporate entity, franchises and privileges restored, by filing an application therefor, signed by said owner or owners, in the office of the Secretary of State, accompanied by an amount of money equal to the filing fees and taxes imposed by law for the formation of the new corporation, provided said application shall be filed and payment made prior to July 1, 1946."

"Section 1-b. Should the name of said corporation have been lawfully appropriated by some other existing corporation, the applicant or applicants shall be permitted to amend the application by adopting a name that is available, and thereafter said corporation shall continue under said name so adopted."

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 17, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator King (7th Dist.) moved that the Senate do concur in the House Amendment to Senate Bill No. 17.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 17.

And Senate Bill No. 17, 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 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 Senator Sheldon—

S. B. No. 409—A bill to be entitled An Act to amend Section 2, Chapter 22324, Laws of Florida, Acts of 1943, entitled: "An Act providing that the Board of County Commissioners of Hillsborough County, Florida, may create a post war construction fund; prescribing the public purposes for which such fund shall be used; providing the methods for raising revenue to be credited to such fund; prescribing the time and manner when such fund shall be used". So as to provide for a tax levy upon taxable real and personal property in Hillsborough County, Florida, not to exceed 1 mill for each year commencing with the year 1945, and each year thereafter, for the duration of the war and six months thereafter, and to provide for the transfer of any surplus funds of Hillsborough County, at the end of any fiscal year, to the post war construction fund; and to provide that the provisions of this law shall be cumulative with other laws of Florida authorizing tax levies for post war construction purposes.

Proof of Publication of Notice attached to above bill.

By Senator Coleman (28th Dist.)—

S. B. No. 418—A bill to be entitled An Act to authorize and empower each county official of Volusia County, Florida, whose compensation for his official duties is paid wholly or partly by fees or commissions, or fees and commissions, to purchase out of the fees and commissions of his office received and collected by him, necessary supplies and equipment of the value of less than \$300.00, as often as may be necessary for the purpose of equipping and maintaining his office, and providing for the purchase by the Board of County Commissioners of Volusia County, Florida, of all supplies and equipment of the value of \$300.00 or more for such county official, after advertising for bids for the same, and providing that all such supplies and equipment bought by or for each such county official out of the fees and commissions of his office as aforesaid shall be deemed county property, and providing for the filing of annual reports of all such purchases by each such county official with the said Board of County Commissioners, and providing for the sale of all such supplies and equipment when no longer needed or suitable for the purposes for which the same were acquired by said Board of County Commissioners, after advertising for bids for the same, and providing for penalties for the violation thereof.

Proof of Publication of Notice attached to above bill.

By Senator Coleman (28th Dist.)—

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

Proof of Publication of Notice attached to above bill.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 409, 418 and 419, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 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 Senator Brackin—

S. B. No. 231—A bill to be entitled An Act providing for the distribution of all moneys accruing and allocated to Okaloosa County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, or any act amendatory or supplemental thereto, or any other race track acts; authorizing and directing the payment of three thousand dollars of such fund to a health unit in said county; forty percent of the balance of said funds after deducting the three thousand dollars for said health unit to be paid to the Board of County Commissioners of Okaloosa County, Florida, to be held by them for the sole purpose of constructing and repairing a jail and a court house in Crestview, Okaloosa County, Florida; sixty percent of the balance of said fund after deducting the three thousand dollars for said health unit to be paid to the Board of County Commissioners of Okaloosa County, Florida; providing for the distribution of the unused or unexpended portion of the three thousand dollars if the said health unit is not operated; repealing Chapter 20601, Laws of Florida, Acts of 1941, being An Act authorizing and requiring the Board of County Commissioners of Okaloosa County, Florida, to apportion and distribute one-half of all moneys and funds received by such Board of County Commissioners under the provisions of and resulting from Chapter 14832, Laws of Florida, Acts of 1931, and any amendments thereto, for the current construction and maintenance, and repairing of the public free schools of such county; repealing Chapter 21035, Laws of Florida, Acts of 1941, being An Act providing for the distribution and use of race track funds allocated to Okaloosa County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931, or any Act amendatory or supplementary thereto, of any other race track acts; and providing that the State Treasurer, the State Comptroller or other official having the authority to disburse said funds shall pay such funds to the County Board of Public Instruction for Okaloosa County, Florida; repealing Chapter 21719, Laws of Florida, Acts of 1943, being An Act to appropriate \$3000 of racing revenue to the support of the local health unit in all counties of the State having a population of not less than 12,890 and not more than 12,910, according to the Federal Census of 1940; and repealing all laws or parts of laws in conflict herewith.

By Senator Johnson—

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

By Senator King (7th Dist.)—

S. B. No. 310—A bill to be entitled An Act providing for the employment and compensation of secretaries to each of the Circuit Judges on active duty residing in the County of the largest population according to the last preceding Federal Census in each of the Judicial Circuits of the State of Florida having a population of more than one hundred thousand and not more than two hundred thousand inhabitants according to the last preceding Federal Census and which such Judicial Circuits are comprised of three counties, and providing that the compensation of such secretaries shall be paid by the county of such residence out of the general fund of such County.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 231, 284 and 310, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 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 Senators Ausley and Clarke—

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

By Senator King (7th Dist.)—

S. B. No. 62—A bill to be entitled An Act to amend Section 323.22, Florida Statutes, 1941, relating to distinguishing number plates for motor vehicles transporting persons or property for compensation over the public highways and certificated by or registered with the Florida Railroad Commission, so as to require such number plates, or stickers, to be displayed at all times on such motor vehicles.

By the Committee on Judiciary "C"—

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

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 40, 62 and 174, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 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 Senator Beacham—

S. B. No. 372—A bill to be entitled An Act to authorize and empower the City of Lake Worth, Florida, by and through the City Commission, to levy a tax for the purpose of augmentation of the Firemen's Relief and Pension Fund of such City of Lake Worth, Florida.

Proof of Publication of Notice attached to the above bill.

By Senator Coleman (28th Dist.)—

S. B. No. 400—A bill to be entitled An Act to authorize and empower the Board of Commissioners of Halifax Hospital District, a special tax district in Volusia County, Florida, to establish and maintain a post-war building and repair fund and to transfer to such fund all surplus and unexpended balances and revenues received from sales and rentals, and to formulate, develop and revise capital budgets and schedules for a long range, post-war program of building and repair projects and to make preliminary plans and surveys therefor.

Proof of Publication of Notice attached to the above bill.

By Senator Coleman (28th Dist.)—

S. B. No. 401—A bill to be entitled An Act to amend Section 2 of Chapter 11272, Laws of Florida, Acts of 1925, entitled "An Act creating and incorporating a special tax district in Volusia County, Florida, to be known as the 'Halifax Hospital District'; fixing and prescribing the boundaries of said District; providing for the governing and administration of the same; providing and defining the powers and purposes of said District and of the Board of Commissioners thereof; authorizing and empowering such Board to establish, contract, operate and maintain such Hospital or Hospitals as may be established and constructed by said Board in said district; authorizing and providing for the issuance and sale of bonds of said district; authorizing and empowering such board to borrow money on the note or notes of said district; author-

izing and providing for the levy and collection of taxes for the payment of the said bonds and the interest thereon, and for the payment of said notes or the interest thereon, and authorizing and providing for the levy and collection of additional taxes for the repair and maintenance of said hospital or hospitals authorizing and providing generally the powers and duties of said board on its behalf" so as to provide for the appointment of the Commissioners of the Halifax Hospital District to represent sub-districts numbered 1 and 3 thereof for a term of two years and to represent sub-districts numbered 2 and 4 thereof for a term of four years; so as to provide that all of the commissioners shall be appointed for a term of four years thereafter.

Proof of Publication of Notice attached to the above bill.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 372, 400 and 401, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 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 Senator Coleman (28th Dist.)—

S. B. No. 402—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Volusia County, Florida, to establish and maintain postwar public works reserve fund, to formulate, develop and revise capital budgets and schedules for a long range postwar program of public works projects and to make preliminary plans and surveys therefor.

Proof of Publication of Notice attached to the above bill.

By Senator Coleman (28th Dist.)—

S. B. No. 403—A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Volusia County, Florida to provide for the lighting of the public roads and bridges of said County whenever the public safety requires the same.

Proof of Publication of Notice attached to the above bill.

By Senator Coleman (28th Dist.)—

S. B. No. 404—A bill to be entitled An Act to ratify, confirm and validate all acts and proceedings of the Board of County Commissioners of the County of Volusia, State of Florida, and the Clerk of said Board, heretofore done and taken in connection with the affairs of said County and to provide for the repealing of all laws in conflict therewith.

Proof of Publication of Notice attached to the above bill.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bills Nos. 402, 403 and 404, contained in the above Message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Florida, May 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. McDonald of Hillsborough—

H. B. No. 630—A bill to be entitled An Act to provide for the incorporation of all lands in Hillsborough County, Florida, included in and platted as Maryland Manor subdivision, ac-

ording to the plat thereof recorded in Plat Book 14, Page 7, and Plat Book 14, Page 23, and Plat Book 12, Page 74, public records of Hillsborough County, Florida, as a special sanitary district, to provide for the incorporation of all of said lands and territory into and as a special sanitary district; to provide for and limit the powers, duties, and liabilities of said district in and about obtaining the collection and disposition of sewerage and garbage in said district; to provide for the installation, operation, maintenance, supervision and regulation of sanitary sewers, and systems now or hereafter installed in said district; to provide for the exercise and administration of the powers of said district by a Board of Commissioners to be named and appointed by the Governor; to provide for raising all necessary funds for financing said district and all of its purposes; to provide for the levy, collection and enforcement of special assessments against, and creating liens upon lands in said districts, in order to raise funds for the purposes of said district and to determine the benefits of such assessments and the priority and dignity of such liens in raising revenues for the purposes of said district; to provide that all dwelling and other buildings in said district be required to make connection and be connected with such sewer system and to provide for penalties and criminal liability for failing or refusal to make such sewer connections; to provide for limitation of liability of said district and commissioners and for regulation of claims, demands, and suits against said district; to authorize and empower such district to make and enter into contracts with other sanitary districts, schools district, or other corporation, firms or individuals, or the City of Tampa, a municipal corporation, relating to any or all of the purposes of said district; and to provide for and establish the proceedings by which said special sanitary district shall become incorporated as a public municipal corporation to be known as Maryland Manor Special Sanitary District.

Proof of Publication of Notice attached to the above bill.

By Mr. Melton of Lafayette—

H. B. No. 633—A bill to be entitled An Act apportioning funds payable subsequent to July 1, 1945, from revenue provided by Chapters 550 and 551, Florida Statutes 1941, and Chapter 22136, Laws of Florida, Acts of 1943, in Lafayette County, Florida.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 630, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 633, 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. 633 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 633 was read the second time by title only.

Senator Griner moved that the rules be further waived and House Bill No. 633 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. 633 was read the third time in full.

Upon the passage of House Bill No. 633 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So House Bill No. 633 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, 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. 617—A bill to be entitled An Act to amend Chapter 18623, Laws of Florida, Acts of 1937, being "An Act relating to the Government of the City of Jacksonville Beach and prescribing the jurisdiction, powers, duties and functions of the City of Jacksonville Beach and all its officers and prescribing a system of taxation for said city and repealing pre-existing laws relating to the government thereof."

Proof of Publication of Notice attached to the above bill.

By Messrs. Dowda and Middleton of Putnam—

H. B. No. 618—A bill to be entitled 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 that portion of Putnam County, Florida, as bounded and described in this Act; providing for the impounding of such livestock 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 livestock; making it a misdemeanor to allow such livestock to run or roam at large in violation of this Act; making the owner of such livestock running or roaming at large in violation of this Act liable in damages for all injuries caused, either directly or indirectly, by such livestock while running or roaming at large in violation of this Act and providing a lien therefor; and providing for a referendum.

By Mr. Clement and Miss Baker of Pinellas—

H. B. No. 622—A bill to be entitled An Act to provide for the incorporation of all of Clearwater Beach Island in Clearwater, Pinellas County, Florida, as a special seawall district; providing for the powers and duties of said district in constructing seawalls around Clearwater Beach Island or any part thereof, assessing the cost thereof against abutting property, and issuing improvement certificates that will constitute a first lien, except for taxes, against the property so improved; providing for the exercise of said powers and duties by a Board of Commissioners to be appointed by the City Commission of the City of Clearwater; and other matters in connection therewith or relating thereto.

Proof of Publication of Notice attached to the above bill.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 617, contained in the above Message, was read the first time by title only.

Senator Mathews moved that the rules be waived and House Bill No. 617 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 617 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 617 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. 617 was read the third time in full.

Upon the passage of House Bill No. 617 the roll was called and the vote was:

Yeas—36.

Mr. President	Baynard	Boyle	Bryant
Ausley	Beacham	Brackin	Carroll
Barringer	Black	Branch	Clarke

Coleman 13th	Griner	Lindler	Sanchez
Coleman 28th	Johns	Mathews	Shands
Davis	Johnson	McArthur	Sheldon
Fraser 29th	King 7th	Moon	Sturgis
Fraser 31st	King 27th	Perdue	Thomas
Gray	Lewis	Riddle	Wilson

Nays—None.

So House Bill No. 617 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 618, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 622, contained in the above message, was read the first time by title only.

Senator Baynard moved that the rules be waived and House Bill No. 622 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 622 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 622 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. 622 was read the third time in full.

Upon the passage of House Bill No. 622 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So House Bill No. 622 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, 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. Papy of Monroe—

H. B. No. 657—A bill to be entitled An Act creating the Utility Board of the City of Key West, Florida, to manage, operate, maintain, extend, improve and control the Municipal Electric Utility owned by the City of Key West; appointing the first members of said board and fixing their terms of office; providing for the appointment and terms of office of subsequent members of said board, providing that the mayor shall be a member of said board; prescribing its jurisdiction, powers, functions, authority, franchises, duties and privileges; and declaring the legislative intention that said Act shall not be deemed repealed by any Act passed at the regular session of the Legislature in 1945 unless specific reference is made to said Act for such purpose.

Proof of Publication of Notice attached to the above bill.

By Messrs. Morgan, Crews and Carlton of Duval—

H. B. No. 662—A bill to be entitled An Act affecting the government of the City of Jacksonville, by providing that any person who is on the effective date of this law in the service of said city and a member of any of its pension funds and entitled to participate in any of the benefits, rights or privileges conferred by the pension fund or law of which such a person is a member, shall receive full credit for each and every period of time that such person was in the service of the

said city, regardless of whether such service was intermittent or otherwise.

Proof of Publication of Notice attached to the above bill.

By Mr. Rivers of Clay—

H. B. No. 670—A bill to be entitled An Act authorizing resumption of dog racing at race tracks where dog racing was heretofore discontinued and providing for issuance annually of licenses to conduct dog racing at such tracks.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And House Bill No. 657, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 662, contained in the above Message, was read the first time by title only.

Senator Mathews moved that House Bill No. 662 be indefinitely postponed.

Which was agreed to and House Bill No. 662 was indefinitely postponed and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 670, contained in the above Message, was read the first time by title only.

Senator Fraser (29th Dist.) moved that the rules be waived and House Bill No. 670 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 670 was read the second time by title only.

Senator Fraser (29th Dist.) moved that the rules be further waived and House Bill No. 670 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. 670 was read the third time in full.

Upon the passage of House Bill No. 670 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 670 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Shands moved that the Senate reconvene for afternoon sessions on Wednesday, May 16, 1945, and Thursday, May 17, 1945, at 2:30 o'clock P. M.

Which was agreed to and it was so ordered.

Senator Sheldon asked unanimous consent of the Senate to take up and consider House Bill No. 547, out of its order, at this time.

Which was agreed to.

H. B. No. 547—A bill to be entitled An Act to provide for the incorporation of that certain area in Hillsborough County, Florida, included within the boundaries as set forth below according to the public records of Hillsborough County, Florida, as a special Fire Control District, to provide for the incorporation of all of said lands and territory into and as a special Fire Control District to provide for and limit the powers, duties and liabilities of said District in and about obtaining the purchase and acquiring of fire-fighting equipment, fire stations, fire hydrants and water supply, in prevention of all types of fires, to provide for inspection of places of business, apartment houses, theatres and buildings where large groups of persons might congregate, to provide for the

exercise and administration of the powers of said District by a Board of Commissioners to be named and appointed by the Governor of the State of Florida, to provide for raising all necessary funds for financing said District and all of its purposes. To provide for the levy, collection and enforcement of special assessments against and creating liens upon lands in said District; in order to raise funds for the purpose of said District and to determine the benefits of such assessments and the priority and dignity of such liens in raising revenues for the purpose of said District; to provide for limitations of claims, demands and suits against said District, to authorize and empower such District to make and enter into contracts with firms and individuals or the City of Tampa, a municipal corporation, relating to any and all of the purposes of said District, and to provide for and establish the proceedings by which said Special Fire Control District shall become incorporated as a public municipal corporation to be known as: "South Interbay Special Fire Control District".

Was taken up.

Senator Sheldon moved that the rules be waived and House Bill No. 547 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 547 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 547 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. 547 was read the third time in full.

Upon the passage of House Bill No. 547 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So House Bill No. 547 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, 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 adopted—

By Mr. Hancock of Madison—

House Concurrent Resolution No. 15:

A Concurrent Resolution requesting the Commissioner of Internal Revenue of the United States of America to observe that Section 208.04, Florida Statutes 1941, providing for and imposing taxes on gasoline, provides that said tax is a tax upon the consumer, and requesting conformity thereto in the administration of his office.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 15, contained in the above Message, was read the first time in full.

Senator Sheldon moved that the rules be waived and House Concurrent Resolution No. 15 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 15 was read the second time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and House Concurrent Resolution No. 15 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Florida, 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 Messrs. Yeomans of Citrus, Hendry of Okeechobee, Nesmith of Wakulla—

H. B. No. 542—A bill to be entitled An Act to amend Section 374.23, Florida Statutes, 1941, relating to a closed season on mullet and mullet roe, by changing dates of such closed season and requiring certain reports and statements to be made to the State Board of Conservation by holders of frozen or salted mullet or mullet roe; to amend Section 374.24, Florida Statutes, 1941, relating to carriers of mullet and mullet roe, by enlarging the application of said Section; to provide for searches and seizures in connection with mullet and mullet roe, for disposition thereof after seizure and for disposition of proceeds from the sale of such seized mullet or mullet roe; to prescribe penalties for violations and to repeal all laws and parts of laws, whether of general or local character, in conflict with this Act.

By Mr. Carswell of Washington—

H. B. No. 615—A bill to be entitled An Act relating to the City of Chipley, Florida; annexing certain territory to said City; providing certain privileges and immunities to be enjoyed by the owners of the lands annexed and of personal property in good faith located thereon; and providing for a referendum election to determine whether this Act shall become a Law.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 542, contained in the above Message, was read the first time by title only and referred to the Committee on Game and Fisheries.

And House Bill No. 615, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

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

Tallahassee, Florida, May 14, 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 Miss Baker and Mr. Harris of Pinellas—

H. B. No. 614—A bill to be entitled An Act to confer upon the Council of the City of St. Petersburg, Florida, the power to regulate water, gas, electric light and electric power rates and services; and to repeal all laws or parts of laws in conflict herewith.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 614, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

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

Tallahassee, Florida, 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 respectfully requested the return of—

By Senators Baynard and Sanchez—

Senate Concurrent Resolution No. 3:

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

For the purpose of further consideration.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

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

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

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

Tallahassee, Florida, May 14, 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 respectfully requested the return of—

By Messrs. Okell, Peters and Oelkers of Dade—

H. B. No. 442—A bill to be entitled An Act creating in the City of Miami Beach a system of pensions for disability and retirement from service of members of police and fire departments employed by appointment or otherwise in said department in said City, and to provide a fund in said City to be known as the City Pension Fund for Firemen and Policemen and providing further for the creation of a board of trustees in said City, prescribing the powers and duties of such board, providing for the payment of certain sums to all persons employed in the fire and police departments in said City as shall have retired and have been retired and their dependents, to further prescribe the qualifications as to who shall be eligible and who shall receive a pension under this Act; providing for the investment and the safekeeping of the funds created under this Act; providing for the regulation of the subject of pensions to all persons entitled to receive the same and to provide rules and regulations for the administration of the fund created hereunder; providing for the levy of ad valorem and excise taxes for said pension fund; and providing for the enforcement of this Act, and providing for the submission of said Act to a referendum of the qualified voters of said city.

Proof of Publication of Notice attached to the above bill.

For the purpose of further consideration.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

Senator Coleman (13th Dist.) moved that the request of the House of Representatives, as contained in the foregoing Message, be granted.

Which was agreed to and House Bill No. 442 was ordered returned to the House of Representatives.

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 concurred in Senate Amendment to—

By Mr. Crews of Duval—

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

Which amendment is as follows:

In Section 6, line 5 (typewritten bill), after the last word in Section 6, add the following: "This Act shall not affect any county with a population in excess of 280,000 by the last preceding State or Federal Census."

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

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

Tallahassee, Florida, May 14, 1945.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives respectfully requests the return of—

By Mr. Dowda of Putnam—

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.

Proof of Publication of Notice attached to above bill.

For the purpose of further consideration.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

The Secretary announced that House Bill No. 605, passed by the Senate on May 11, 1945, had been certified to the House of Representatives on this date prior to receipt of the foregoing Message.

SENATE BILLS ON THIRD READING

S. B. No. 215—A bill to be entitled An Act prescribing, in any action by any drainage district created or organized under Chapter 6458, Laws of Florida, or Acts amendatory thereof or supplemental thereto, for the foreclosure of liens in favor of such district, the maximum amount required to be bid on behalf of such district by the Board of Supervisors at any sale therein decreed, for the lands so ordered sold.

Which was pending roll call, having been read the third time in full on May 10, 1945, was taken up in its order.

Upon the passage of Senate Bill No. 215 the roll was called and the vote was:

Yeas—32.

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

Nays—None.

So Senate Bill No. 215 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 260 was taken up in its order and the consideration thereof was informally passed.

Senator Riddle moved that Senate Bill No. 311, reported unfavorably by the Committee on Finance and Taxation, be placed on the Calendar of Bills on Second Reading.

Upon which a roll call was demanded.

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

Yeas—14.

Black	Gray	King 7th	Sanchez
Brackin	Griner	Lewis	Thomas
Branch	Johns	McArthur	
Davis	Johnson	Riddle	

Nays—20.

Mr. President	Bryant	Fraser 29th	Perdue
Ausley	Carroll	King 27th	Shands
Barringer	Clarke	Lindler	Sheldon
Baynard	Coleman 13th	Mathews	Sturgis
Beacham	Coleman 28th	Moon	Wilson

So the motion failed of adoption.

SENATE BILLS ON SECOND READING

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

Was taken up in its order.

Senator Baynard moved that the rules be waived and Senate Bill No. 197 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 197 was read the second time by title only.

Senator Baynard offered the following amendment to Senate Bill No. 197:

In Section 1 (typewritten bill), strike out the entire section and insert in lieu thereof the following:

Section 1. That there is hereby designated and established a certain road to be known as State Road 15, also known as Gulf Coast Highway, in Pinellas County, Florida. The center line of which is to be and extend as follows:

FROM A POINT ON THE SECTION LINE 444 FEET SOUTH OF TARPON AVENUE, NORTH TO PASCO COUNTY LINE—

Beginning at a point 1.88 feet West of the Southeast corner of the Southwest quarter of Section 7, Township 27 South, Range 16 East and run thence North 0 degrees, 11 minutes West 5278.88 feet to the North line of said Section 7 which point is 2344.94 feet West of the Northeast corner of said Section 7 and 310.32 feet East of the Northwest corner of the Northeast quarter of the said Section 7, thence continue North 0 degrees, 11 minutes West 4983.50 feet to a point on the North line of Section 6, Township 27 South, Range 16 East which point is 214.4 feet East of the Northwest corner of the Northeast quarter of said Section 6. Also—

FROM A POINT ON THE SECTION LINE 444 FEET SOUTH OF TARPON AVENUE, SOUTH TO BOCA CIEGA BAY—

Beginning at a point 1.88 feet West of the Southeast corner of the Southwest quarter of Section 7, Township 27 South, Range 16 East and run thence South along the North and South center line of Sections 18, 19, 30 and 31, Township 27

South, Range 16 East, and Sections 6, 7, 18, 19 and 30, Township 28 South, Range 16 East to the center of said Section 30, thence by the proper curves to the East quarter corner of Section 31, said Township and Range, thence continuing South along the section line between Sections 31 and 32, Township 28, South, Range 16 East, and Sections 5, 6, 7, 8, 17, 18, 19, 20, 29, 30, 31, and 32, Township 29 South, Range 16 East, to the Southwest corner of said Section 32; thence in a Southeasterly direction through Sections 5, 8, 9, 16, 21, 22, 27, 34 and 35, Township 30 South, Range 16 East to intersection with the North and South 40 acre line through the West Half of said Section 35, being the line of 31st Street North, St. Petersburg; thence South along the 40 acre line through Section 35, Township 30 South, Range 16 East, and Sections 2, 11, 14, 23, 26, and 35, Township 31 South, Range 16 East, and Sections 2 and 11, Township 32 South, Range 16 East, to the shore line of Boca Ciega Bay.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and Senate Bill No. 197, 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. 197, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 197, as amended, the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Senate Bill No. 197 passed, as amended, and was referred to the Committee on Engrossed Bills.

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

Was taken up in its order.

Senator Coleman (28th Dist.) moved that the rules be waived and Senate Bill No. 330 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 330 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 330 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. 330 was read the third time in full.

Upon the passage of Senate Bill No. 330 the roll was called and the vote was:

Yeas—27.

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

Nays—8.

Ausley	Carroll	Lewis	Moon
Barringer	King 7th	McArthur	Riddle

So Senate Bill No. 330 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Baynard moved that the Senate reconsider the vote by which Senate Bill No. 330 passed the Senate, this day.

Senator Beacham moved as a substitute motion that the rules be waived and that the Senate do now reconsider the vote by which Senate Bill No. 330 passed the Senate, this day.

The question was put on the adoption of the substitute motion made by Senator Beacham.

Upon which a roll call was demanded.

Upon the adoption of the substitute motion made by Senator Beacham, the roll was called and the vote was:

Yeas—20.

Mr. President	Bryant	Gray	Perdue
Beacham	Coleman 13th	Griner	Sanchez
Black	Coleman 28th	Johns	Sheldon
Boyle	Davis	Lindler	Thomas
Branch	Fraser 31st	Mathews	Wilson

Nays—15.

Ausley	Clarke	King 27th	Riddle
Barringer	Fraser 29th	Lewis	Shands
Baynard	Johnson	McArthur	Sturgis
Carroll	King 7th	Moon	

So the substitute motion failed of adoption by the required two-thirds vote.

The question recurred on the motion made by Senator Baynard, and the motion went over under the rule.

Senator Barringer asked unanimous consent of the Senate to take up and consider Senate Bill No. 314, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Barringer moved that the rules be waived and Senate Bill No. 314 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Barringer moved that the rules be further waived and Senate Bill No. 314 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 314 was read the third time in full.

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

Yeas—36.

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

Nays—None.

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

Senator Barringer asked unanimous consent of the Senate to take up and consider Senate Bill No. 351, out of its order, at this time.

Which was agreed to.

S. B. No. 351—A bill to be entitled An Act to establish a certain state road beginning at a point where State Road No. 383 now ends at the Village of Maxwell in Duval County, Florida, where said State Road No. 383 intersects with State Road No. 13, and following the most direct southeasterly course to

a point on State Highway No. 550 in the Village of Middleburg, Clay County, Florida: To authorize and direct the State Road Department to cause said road to be surveyed and located as a state road and to designate same by an appropriate number.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

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

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

Yeas—36.

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

Nays—None.

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

Senator Barringer asked unanimous consent of the Senate to take up and consider Senate Bill No. 382, out of its order, at this time.

Which was agreed to.

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

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

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

Upon the passage of Senate Bill No. 382 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

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

Senator Barringer asked unanimous consent of the Senate to take up and consider Senate Bill No. 388, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Barringer moved that the rules be waived and Senate Bill No. 388 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 388 was read the second time by title only.

Senator Barringer moved that the rules be further waived and Senate Bill No. 388 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. 388 was read the third time in full.

Upon the passage of Senate Bill No. 388 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Senate Bill No. 388 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Barringer asked unanimous consent of the Senate to take up and consider Senate Bill No. 390, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Barringer moved that the rules be waived and Senate Bill No. 390 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 390 was read the second time by title only.

Senator Barringer moved that the rules be further waived and Senate Bill No. 390 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. 390 was read the third time in full.

Upon the passage of Senate Bill No. 390 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Senate Bill No. 390 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Barringer asked unanimous consent of the Senate to take up and consider Senate Bill No. 397, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Barringer moved that the rules be waived and Senate Bill No. 397 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 397 was read the second time by title only.

Senator Barringer moved that the rules be further waived and Senate Bill No. 397 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. 397 was read the third time in full.

Upon the passage of Senate Bill No. 397 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Senate Bill No. 397 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Barringer asked unanimous consent of the Senate to take up and consider Senate Bill No. 405, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Barringer moved that the rules be waived and Senate Bill No. 405 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 405 was read the second time by title only.

Senator Barringer moved that the rules be further waived and Senate Bill No. 405 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. 405 was read the third time in full.

Upon the passage of Senate Bill No. 405 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Senate Bill No. 405 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Barringer asked unanimous consent of the Senate to take up and consider House Bill No. 168, out of its order, at this time.

Which was agreed to.

H. B. No. 168—A bill to be entitled An Act to designate and establish a state road to become a part of the system of state roads for the State of Florida.

Was taken up.

Senator Barringer moved that the rules be waived and House Bill No. 168 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 168 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 168 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. 168 was read the third time in full.

Upon the passage of House Bill No. 168 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So House Bill No. 168 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Barringer asked unanimous consent of the Senate to take up and consider House Bill No. 182, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Barringer moved that the rules be waived and House Bill No. 182 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 182 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 182 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. 182 was read the third time in full.

Upon the passage of House Bill No. 182 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So House Bill No. 182 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Barringer asked unanimous consent of the Senate to take up and consider House Bill No. 235, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Barringer moved that the rules be waived and House Bill No. 235 be read the second time by title only.

Which was agreed to by a two-third vote.

And House Bill No. 235 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 235 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. 235 was read the third time in full.

Upon the passage of House Bill No. 235 the roll was called and the vote was.

Yeas—36.

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

Nays—None.

So House Bill No. 235 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Barringer asked unanimous consent of the Senate to take up and consider House Bill No. 296, out of its order, at this time.

Which was agreed to.

H. B. No. 296—A bill to be entitled An Act amending Section 1 of Chapter 18216 Laws of Florida, 1937, declaring, designating and establishing a certain state road in Palm Beach County as amended by Chapter 19448, Laws of Florida, 1939.

Was taken up.

Senator Barringer moved that the rules be waived and House Bill No. 296 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 296 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 296 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. 296 was read the third time in full.

Upon the passage of House Bill No. 296 the roll was called and the vote was

Yeas—36.

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

Nays—None.

So House Bill No. 296 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Barringer asked unanimous consent of the Senate to take up and consider House Bill No. 383, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Barringer moved that the rules be waived and House Bill No. 383 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 383 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 383 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. 383 was read the third time in full.

Upon the passage of House Bill No. 383 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So House Bill No. 383 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Barringer asked unanimous consent of the Senate to take up and consider House Bill No. 413, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Barringer moved that the rules be waived and House Bill No. 413 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 413 was read the second time by title only.

Senator Barringer moved that the rules be further waived and House Bill No. 413 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. 413 was read the third time in full.

Upon the passage of House Bill No. 413 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So House Bill No. 413 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Fraser (29th Dist.) moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 5:45 o'clock P. M., until 11:00 o'clock A. M., Tuesday, May 15, 1945.