

# JOURNAL OF THE SENATE

Monday, April 9, 1945

The Senate convened at 4:00 o'clock P. M., pursuant to adjournment on Friday, April 6, 1945.

The President in the Chair.

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

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

A quorum present.

Senator McKenzie was excused from attendance upon the session.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Thursday, April 5, was further corrected as follows:

Page 6, column 2, strike out lines 24 to 31 inclusive from bottom of the page and insert in lieu thereof the following:

"Ausley	Davis	Sanchez
Barringer	Lewis	Sturgis"

Also,

Page 6, column 2, strike out lines 21 and 22 inclusive from bottom of the page and insert in lieu thereof the following:

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

Also,

Page 11, column 1, strike out line 17 and insert the following:

"Committees on Constitutional Amendments and Privileges and Elections, jointly."

Also,

Page 8, column 2, strike out lines 33 to 37 inclusive from the bottom of the page.

And as further corrected was approved.

The Journal of Friday, April 6, was corrected, and as corrected, was approved.

## REPORTS OF COMMITTEES

Your Committee on Publicity and Advertising, to whom was referred:

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

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

Very Respectfully,  
WALTER B. FRASER,  
Chairman of Committee.

And Senate Bill No. 51, contained in the above report, was referred to the Committee on Appropriations by the President.

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

S. B. No. 10—A Bill to be entitled an Act providing for the consolidation of the Cities of New Smyrna Beach and Coronado Beach, in the County of Volusia, State of Florida, by abolishing the present existing municipality of Coronado Beach and incorporating its territory within the limits of the City of New Smyrna Beach, Florida, and by amending Sections 6, 76, and 199 of Chapter 22408 of the Laws of Florida of 1943, entitled "An Act to abolish the present Municipality of the City of New Smyrna Beach, in Volusia County, Florida, and to create, establish and organize a Municipality to be known and designated as the City of New Smyrna Beach, in Volusia County, Florida; to define its territorial boundaries, and to provide for its government, jurisdiction, powers, franchises and privileges; and to designate the first members of the City Commission to serve until the next General Municipal Election", being the present Charter of the City of New Smyrna Beach, Florida, so as to carry out the purposes of this act; and providing for a referendum hereon.

Have examined the same and find same correctly enrolled.

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

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

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

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

S. B. No. 10—An Act providing for the consolidation of the Cities of New Smyrna Beach and Coronada Beach, in the County of Volusia, State of Florida, by abolishing the present existing municipality of Coronada Beach and incorporating its territory within the limits of the City of New Smyrna Beach, Florida, and by amending sections 6, 76, and 199 of Chapter 22408 of the Laws of Florida of 1943, entitled "An Act to abolish the present municipality of the City of New Smyrna Beach, in Volusia County, Florida, and to create, establish and organize a municipality to be known and designated as the City of New Smyrna Beach, in Volusia County, Florida; to define its territorial boundaries, and to provide for its government, jurisdiction, powers, franchises and privileges; and to designate the first members of the City Commission to serve until the next general municipal election" being the present charter of the City of New Smyrna Beach, Florida, so as to carry out the purposes of this act; and providing for a referendum hereon.

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

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

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

Senate Concurrent Resolution No. 2—

Be it Resolved by the Senate, the House of Representatives Concurring: That the American Legion Auxiliary to the Claude L. Sauls Post No. 13 located at Tallahassee, Florida, be and is hereby granted permission to operate a cold drink stand and other concessions incidental thereto, for the uses and purposes of their organization during the 1945 session as well as any special session which may be called prior to convening of the 1947 session of the Legislature.

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

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

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senators Wilson and Baynard—

Senate Resolution No. 2—

Whereas the present railway class rates on all rail shipments of freight within the Southern Railway Freight Rate Territory are on an average more than 35 per cent higher than comparable class rates in Northern or Official Territory, and

Whereas the South's onerous and unfair class rates are borne mainly by highly refined and finished manufactured goods; they tend to retard industrialization of the South, to subject southern shippers and receivers of class traffic to unreasonable discrimination and are prejudicial to the economic welfare of the nation, and

Whereas the relatively low commodity rates on certain selected commodities produced in the South, instead of compensating for the high class rates southern shippers must pay, tend to restrict and bind the South to the production of raw materials and crude manufacturers and to impede the normal transition of the Southern Region to a mature economy, and

Whereas in the case of railway freight traffic moving on class rates between the Florida peninsula and almost the entire United States charges known as arbitraries are added to the regular southern class rate scale to determine the total class rate, and

Whereas the economy of the entire State of Florida is seriously handicapped by both the present high level of class rates in the South and the Florida arbitrary adjustment; now therefore

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

Section 1. That we deplore and condemn the present oppressive and prejudicial class rate level in the South and the outworn system of class rate arbitraries applicable to the Florida peninsula

Section 2. That we strongly urge the railroad corporations, the Interstate Commerce Commission, and the Congress to bring an immediate end to the class rate discrimination against the South as compared with the North or Official Territory and to establish for the Florida Peninsula the same level of class rates as that for the remainder of the South.

Section 3. That we commend and encourage to further effort all individuals and organizations who have fought for justice in freight rates for the South and for Florida, especially the Southern Governors' Conference, the Southern Traffic League, the Tennessee Valley Authority, and the traffic associations of Jacksonville, Tampa, Miami and other Florida cities.

Section 4. That the Secretary of State is hereby directed to send a copy of this resolution to each of the Senators and Members of the House of Representatives of the Florida delegation of the Congress of the United States of America.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 2 was adopted.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Mathews—

S. B. No. 52—A bill to be entitled An Act providing that all motor vehicles operated for hire upon the public roads and highways of Duval County, Florida, within a radius of fifteen (15) miles of the present city limits of the City of Jacksonville,

Florida, be exempted from the jurisdiction and control of the Florida Railroad Commission.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 52 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. 52 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 52 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 52 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. 52 was read the third time in full.

Upon the passage of Senate Bill No. 52 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Senate Bill No. 52 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 53—A bill to be entitled An Act amending Section 440.39, Laws of Florida, 1941 Statutes, generally known as Workmen's Compensation Law, the particular Section being with reference to compensation for injuries where third persons are liable, so as to make the acceptance of compensation or the acceptance of any payment of such compensation act as an assignment to the employer of all rights of the person entitled to compensation to recover damages against such third persons, and other matters in connection therewith.

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

By Senator Mathews—

S. B. No. 54—A bill to be entitled An Act providing for the abatement of actions and suits not prosecuted for one year; providing for their reinstatement; prescribing the result of failure to reinstate; and repealing Section 45.19, Florida Statutes 1941.

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

By Senator Lewis—

S. J. R. No. 55—A joint resolution determining that a revision of the Constitution of this State is necessary.

BE IT RESOLVED that this Legislature does hereby determine that a revision of the Constitution of this State is necessary.

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

By Senator King (7th Dist.)—

S. B. No. 56—A bill to be entitled An Act providing for regulation of the manufacture and distribution and the sale other than at retail of bread and other bakery products for human consumption; providing standards of sanitation and quality; providing a system of licenses; requiring posting of terms and prices; conferring certain duties on the Commissioner of Agriculture and State Board of Health; defining certain offenses and providing penalties therefor; imposing certain taxes and appropriating the funds derived therefrom; providing a saving clause.

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

By Senator King (7th Dist.)—

S. B. No. 57—A bill to be entitled An Act for the relief of Francis Cecil Buchanan and his wife, Marion Hunt Buchanan and children, Betty F. Buchanan, Francis Cecil Buchanan, Jr., and Jay Walton Buchanan growing out of an automobile accident on State Road No. 29 on the 26th day of December, 1940, and making an appropriation therefor.

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

By Senator Sturgis—

S. B. No. 58—A bill to be entitled An Act amending Section 689.11, Florida Statutes, 1941, relating to conveyances of real property between husband and wife direct, by enabling an estate by entireties to be created by such conveyances; and repealing all laws in conflict herewith.

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

By Senator Mathews—

S. B. No. 59—A bill to be entitled An Act fixing the salaries of the Circuit Judges of the State of Florida.

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

By Senators King (27th Dist.), Wilson, Sheldon, Beacham, Johns, Boyle, Brackin, Carroll, Sturgis, Lindler, Thomas, Riddle, Barringer, and Bryant—

S. B. No. 60—A bill to be entitled An Act authorizing and requiring the State Road Department of the State of Florida to pave and maintain the necessary roads or driveways adjacent to or running through all state institutions and other property owned or operated by any state department, commission, or agency when and as recommended or required by the duly constituted authority having control over such state institutions or property.

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

By Senator Griner—

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

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

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.

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

By Senator Baynard—By Request—

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

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

By Senator Baynard—By Request—

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

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

By Senator Baynard—By Request—

S. B. No. 65—A bill to be entitled An Act authorizing ser-

vice of process without the State of Florida upon natural private corporations, and providing for the manner of issuing the process and of making such service and returns thereof, the effect of such service, the persons authorized to make such service; fixing the time and manner of entering defaults and decrees pro confesso after such service and fixing the time of pleading after an appearance is filed after such service; and providing that service of process under this Act is a cumulative and additional method to that afforded under existing laws.

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

By Senator Baynard—By Request—

S. B. No. 66—A bill to be entitled An Act providing for the release in whole or in part of powers of appointment, the manner and form of accomplishing such releases, the legal effect of such releases, the validation of certain of such releases executed prior to the effective date of this Act; and defining powers of appointment referred to in this Act.

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

By Senators Sturgis, Beacham, Boyle, Carroll, Coleman (13th Dist.), Coleman (28th Dist.), Fraser (29th Dist.), Fraser (31st Dist.), Johns, McArthur, Moon, Perdue, Shands and Sheldon—

S. B. No. 67—A bill to be entitled An Act amending Section 241.04 Florida Statutes, 1941, relating to admission of female students at the University of Florida, by providing the qualifications under which females may enroll and be admitted as students at the University of Florida, and repealing all laws in conflict herewith.

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

By Senator Beacham—

S. B. No. 68—A bill to be entitled An Act relating to the City of Lake Worth, Florida: creating a Light and Water Board and defining its powers and duties.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 68 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 68 was read the second time by title only. Senator Beacham moved that the rules be further waived and Senate Bill No. 68 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. 68 was read the third time in full.

Upon the passage of Senate Bill No. 68 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Senate Bill No. 68 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Brackin—

S. B. No. 69—A bill to be entitled An Act to amend Section 205.09 Florida Statutes, 1941, relating to reports of county judges and providing for the publication of a list of business and occupational licenses issued during the preceding year.

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

By Senator Brackin—

S. B. No. 70—A bill to be entitled An Act to declare, designate and establish a certain State Road in Fort Walton, Okaloosa County, Florida.

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

By Senator Thomas—

S. B. No. 71—A bill to be entitled An Act to amend Section 242.42 and 242.44 Statutes of Florida 1941, relating to Junior Colleges: creating a Board of Governors for such institution: providing for their appointment and term of office: providing for the duties and authority of such Board of Governors: authorizing the charging of a tuition fee for attendance at the College: providing that said Board of Governors shall prescribe courses of instruction, employ and discharge officers and instructors and fix the compensation for such officers and instructors and authorizing the county to support and maintain said College as a part of the county system of education.

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

By Senator Thomas—

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

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

By Senator Thomas—

S. B. No. 73—A bill to be entitled An Act authorizing the issuance of promissory notes, debentures, revenue certificates, certificates of indebtedness, time warrants, revenue bonds and other obligations by any State Board, Commission, or Authority and any special road and bridge district, bridge district, port district, port authority, bridge authority, airport authority, road and bridge commission, bridge commission, or any other commission, district or authority created by or under any general or special law to do, perform or accomplish any municipal or public purpose: providing the terms to be included in such obligations and the sources of revenue for the retirement thereof: providing remedies for the holders of such obligations in event of default and authorizing the waiver of exemption from forced sale under execution under certain circumstances.

Which was read the first time by title only and referred to the Committee on Cities and Towns, the Committee on County Organizations, and the Committee on Finance and Taxation, in the order named.

By Senator Thomas—

S. B. No. 74—A bill to be entitled An Act granting additional authority and power to Escambia River Bridge Authority created by Chapter 16991, Laws of Florida, 1935: Authorizing and permitting the construction of bridges and approaches thereto, over Escambia River, at such locations and places as may be deemed proper, in addition to the places specified by the above cited law, and making all provisions of the above cited law applicable to any additional bridges or approaches thereto which may be owned, constructed, maintained or operated under the provisions of this act.

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

By Senator Thomas—

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

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

By Senator Thomas—

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

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

By Senators King (7th Dist.), Baynard, Boyle, King (27th Dist.), and Moon—

S. B. No. 77—A bill to be entitled An Act revising, amending and modernizing the Statutes and Laws of this state relating to child welfare, protection and reformation and to juvenile courts; revising, amending and modernizing Chapter 415, Florida Statutes, 1941, as amended and added to by Chapters 21895, 21978 and 22033, Laws of Florida, Acts of 1943; providing for the establishment of juvenile courts and defining their jurisdiction, powers, duties and procedure; providing for the selection and appointment of probation officers and agents for such juvenile courts and defining their jurisdiction, powers, duties and authority; providing for child welfare, protection and reformation; and repealing all laws and parts of laws in conflict with this law.

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

By Senator Sanchez—

S. B. No. 78—A bill to be entitled An Act authorizing benevolent mutual benefit associations, with the consent of the insurance commissioner to transform into legal reserve or level premium companies and to incur the obligations and enjoy the benefits thereof; providing that all members shall have the privilege of converting their certificates; providing for deposits; and providing that such change shall not affect existing suits, rights or contracts.

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

By Senators Baynard, King (7th Dist.), Carroll, Thomas, Black, Coleman (13th), Johnson, Brackin, Sanchez, Ausley, and Wilson—

S. B. No. 79—A bill to be entitled An Act relating to the admission of female students who are the wives of servicemen as described in Chapter 4, title two, of the "Servicemen's Readjustment Act of 1944" as passed by the Congress of the United States of America, at the University of Florida; and to the admission of male students who are the husbands of service women as described in said "Servicemen's Readjustment Act of 1944" at the Florida State College for Women: and providing the qualifications and conditions under which such students may enroll at said institutions.

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

By Senator Mathews—

S. B. No. 80—A bill to be entitled An Act to create a co-educational college of medicine as a part of the University of Florida, to be managed and operated by the State Board of Control, under supervision of the State Board of Education of Florida, giving power to said boards to accept donations, making appropriation for surveys, and repealing laws in conflict herewith.

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

By Senator Sanchez—

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

Which was read the first time by title only.

Senator Sanchez moved that the rules be waived and Senate Bill No. 81 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 81 was read the second time by title only.

Senator Sanchez moved that the rules be further waived and Senate Bill No. 81 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. 81 was read the third time in full.

Upon the passage of Senate Bill No. 81 the roll was called and the vote was:

Yeas—36

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

Nays—None.

So Senate Bill No. 81 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

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

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

By Senator Sheldon—

S. B. No. 83—A bill to be entitled An Act relating to education: to amend Section 242.05 Florida Statutes of 1941, by increasing the value of the instruction unit; from \$800.00 to \$1000.00; making appropriation therefor, and providing for the distribution thereof.

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

By Senator Sheldon—

S. B. No. 84—A bill to be entitled An Act to amend Section 2 of Chapter 20998, Laws of Florida, Act of 1941, the same being an Act entitled, "An Act providing for the employment of two stenographers for the County Solicitor for the Criminal Court of Record, and to provide for the purchase of supplies and payment of rent and other expenses for such County Solicitor, and fixing the compensation of such stenographers in Counties of the State of Florida having a population of not less than 125,000 and not more than 200,000 according to the last preceding federal census; and repealing all laws and parts of laws in conflict herewith," by authorizing the County Solicitor of the Criminal Court of Record of such Counties to expend for office rent, supplies and expenses to be used in his offices, a sum not exceeding twenty-four hundred dollars (\$2400.00) per annum, and payment therefor; said payment to be made out of the general fund of such Counties.

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 84 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 84 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 84 be read the third time in full and put upon its passage.

Which was agreed by a two-thirds vote.

And Senate Bill No. 84 was read the third time in full.

Upon the passage of Senate Bill No. 84 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Senate Bill No. 84 passed, title as stated, and the action

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

Senator Beacham moved that the cost of the flowers sent to Senator Henry S. McKenzie at St. Vincents Hospital, Jacksonville, be defrayed by the Senate.

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

Yeas—36.

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

Nays—None.

So the motion made by Senator Beacham was adopted.

Senator Mathews moved that a committee be appointed to escort Captain James Henry Taylor, United States Army, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Mathews, Lewis and Barringer as the Committee.

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, April 6, 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 Clarke, Coleman (13th Dist.), Sheldon, Thomas, Shands, Beacham, Mathews and Ausley—

S. B. No. 1—A bill to be entitled An Act to provide for the taking of the population census of the State of Florida in the Year 1945 and making appropriation therefor.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And Senate Bill No. 1, 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, April 9, 1945.

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

Sir:

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

By Mr. Okell of Dade—

H. B. No. 9—A bill to be entitled An Act to amend Section 551.12 of the Florida Statutes of 1941, with respect to frontons, the powers, duties and liabilities of the State Racing Commission and of the operators of frontons, the location thereof and the issuance and granting of permits and licenses for the operation thereof, and the number of operation days.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk House of Representatives.

And House Bill No. 9, contained in the above message, was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

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

Tallahassee, Florida, April 9, 1945.

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

Sir:

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

By Mr. Carlton of Duval—

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

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk House of Representatives.

And House Bill No. 19, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A".

Senator King (7th Dist.) moved that the Senate do now proceed to the consideration of Executive Communications.

Which was agreed to.

And the Senate went into Executive Session at 4:49 o'clock P. M.

The Senate emerged from Executive Session at 5:45 o'clock P. M. and resumed its Session.

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

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

A quorum present.

Senator King (7th Dist.) moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 5:47 o'clock P. M., until 11:00 o'clock A. M., Tuesday, April 10, 1945.

EXECUTIVE SESSION ANNOUNCEMENT

The Senate in Executive Session on April 9, 1945, advised and consented to the following appointments made by the Governor:

Don Register, Circuit Judge in and for the Tenth Judicial Circuit of the State of Florida, for the term expiring the first Tuesday after the first Monday in January, 1949.

J. Edwin Holsberry, State Attorney in and for the First Judicial Circuit of the State of Florida, for the term expiring the first Tuesday after the first Monday in January, 1949.

A. K. Black, State Attorney in and for the Third Judicial Circuit of the State of Florida, for the term expiring the first Tuesday after the first Monday in January, 1949.

William A. Hallows, III, State Attorney in and for the Fourth Judicial Circuit of the State of Florida, for the term expiring the first Tuesday after the first Monday in January, 1949.

Murray Sams, State Attorney in and for the Seventh Judi-

cial Circuit of the State of Florida, for the term expiring the first Tuesday after the first Monday in January, 1949.

Nathan Schevitz, Assistant State Attorney in and for the Fourth Judicial Circuit of the State of Florida, for the term expiring the first Tuesday after the first Monday in January, 1949.

George A. DeCottes, Assistant State Attorney in and for the Ninth Judicial Circuit of the State of Florida, for the term expiring July 31, 1947.

John R. Himes, Judge of the Criminal Court of Record of Hillsborough County, Florida, for the term expiring the first Tuesday after the first Monday in January, 1949.

Luther W. Cobbey, Solicitor of the Criminal Court of Record of Hillsborough County, Florida, for the term expiring the first Tuesday after the first Monday in January, 1949.

David J. Heffernan, Judge of the Civil Court of Record of Dade County, Florida, for the term expiring January 15, 1950.

Norman Hendry, Additional Judge of the Civil Court of Record of Dade County, Florida, for the term expiring August 5, 1949.

Burton Barrs, Judge of the Civil Court of Record of Duval County, Florida, for the term expiring May 5, 1949.

R. K. Lewis, Commissioner, Uniformity of Legislation, State of Florida, for the term expiring June 5, 1947.

Tom B. Swann, Member of the State Racing Commission, in and for the First Congressional District of the State of Florida, for the term ending the first Monday in January, 1947.

Wm. B. Watson, Jr., Member of the State Racing Commission, in and for the Second Congressional District of the State of Florida, for the term ending the first Monday in January, 1947.

J. D. Johnson, Member of the State Racing Commission, in and for the Third Congressional District of the State of Florida, for the term ending the first Monday in January, 1947.

Charles F. Baldwin, Member of the State Racing Commission, in and for the Fourth Congressional District of the State of Florida, for the term ending the first Monday in January, 1947.

Emil Yde, Member of the State Racing Commission, in and for the Fifth Congressional District of the State of Florida, for the term ending the first Monday in January, 1947.

Thomas A. Johnson, Pilot Commissioner in and for the Port of Pensacola, Escambia County, Florida, for the term expiring June 6, 1949.

Morris Levy, Pilot Commissioner in and for the Port of Pensacola, Escambia County, Florida, for the term expiring June 6, 1949.

Vincent A. Bruno, Pilot Commissioner in and for the Port of Pensacola, Escambia County, Florida, for the term expiring June 6, 1949.

Wm. V. Fauria, Pilot Commissioner in and for the Port of Pensacola, Escambia County, Florida, for the term expiring June 6, 1949.

M. A. Touart, Pilot Commissioner in and for the Port of Pensacola, Escambia County, Florida, for the term expiring June 6, 1949.

J. N. Arnold, Harbor Master in and for the Port of Panama City, Bay County, Florida, for the term expiring July 1, 1947.

P. Bedford Wright, Probation and Parole Officer in and for Duval County, Florida, for the term expiring June 15, 1947.

W. E. Brown, Harbor Master in and for the Port of Pensacola, Escambia County, Florida, for the term expiring April 20, 1947.

The Senate, in Executive Session on April 9, 1945, upon recommendation of the Governor, removed the following named officer:

O. A. Thomas, Constable in and for Justice of the Peace District No. 15, Jackson County, Florida.