

JOURNAL OF THE SENATE

Tuesday, May 8, 1945

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Monday, May 7, 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:

"All Powerful God: Thou who didst deliver the enemies of Thy people and of Thyself into the hands of Thy representative armies through the ages, and hast recently brought victory and honor to Thy cause, hear us, O Mighty Father, in our supplications for the continued leadership of Thyself, as we are forced to pursue and dethrone the remaining foes of those who would enjoy the privileges Thou hast granted unto us through our fathers in their sacrifices. We thank Thee for present victories and lean on Thee for ultimate triumph. Amen."

The reading of the Journal was dispensed with.

The Journal of Friday, April 20, 1945, was further corrected as follows:

Page 5, column 1, lines 23 and 24, strike out the following: "and the Committee on Appropriations, in the order named", and insert in lieu thereof a period.

And as further corrected was approved.

The Journal of Monday, May 7, 1945, was corrected as follows:

Page 2, columns 1 and 2 strike out the entire report of the Joint Committee on Enrolled Bills regarding House Bills Nos. 370, 117, 112, 111 and House Memorials Nos. 4 and 3.

And as corrected was approved.

REPORTS OF COMMITTEES

Your Committee on Education, to whom was referred:

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.

And—

S. B. No. 228—A bill to be entitled An Act to create and establish a College of Medicine and Dentistry as a part of the University of Florida, to be managed and operated by the State Board of Control under the supervision of the State Board of Education; providing for its location; providing that such institution may also include a School Pharmacy; empowering said institution to acquire, use and dispose of cadavers for educational and scientific purposes; authorizing acceptance of gifts of property of any nature whatsoever, and providing for its use; making appropriation for survey as to location and costs; and repealing all laws in conflict therewith.

Have had the same under consideration and recommend that the following Committee Substitute for Senate Bills Nos. 80 and 228 do pass:

Committee Substitute for Senate Bills Nos. 80 and 228:

A bill to be entitled an act to create and establish a college of medicine and dentistry as a part of the University of Florida, to be managed and operated by the State Board of Control under the supervision of the State Board of Education; providing that such institution may also include a school of pharmacy; empowering said institution to acquire, use and dispose of cadavers for educational and scientific purposes; authorizing acceptance of gifts of property of any nature whatsoever, and providing for its use; making appropriation for survey as to location and costs; making an appropriation for the Board of Control to make the necessary studies and surveys and report to the next Session of the Legislature of the State of Florida; and repealing all laws in conflict therewith.

And Senate Bills Nos. 80 and 228, contained in the above report, together with the Committee Substitute therefor, were placed on the Calendar of Bills on Second Reading.

Your Committee on Education, to whom was referred:

S. B. No. 322—A bill to be entitled An Act relating to education: Amending Sections 238.01, 238.05 and 238.06, Florida Statutes 1941 as amended by Chapter 22062, Laws of Florida, Acts of 1943, and amending Sections 238.07 and 238.09, Florida Statutes 1941, concerning: Definitions; membership application and creditable service; regular benefits and method of financing, of the Teacher Retirement System of the State of Florida.

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

And Senate Bill No. 322, contained in the above report, was referred to the Committee on Appropriations.

Your Committee on Public Health, to whom was referred:

S. B. No. 361—A bill to be entitled An Act to amend Section 398.02 and 398.18 Florida Statutes of 1941, relating to narcotic drugs, defining such drugs and habitual users, manufacturers and wholesalers, prescribing commitment, treatment and confinement of habitual users, duties of prosecuting attorneys, judges, narcotic officers, superintendent of state prison, providing for certain reports, rules and regulations, authorizing narcotic officers to administer oaths, providing penalties for falsely representing or interfering with narcotic officers, repealing all laws in conflict with same.

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

And Senate Bill No. 361, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 273—A bill to be entitled An Act authorizing and empowering the State Road Department of Florida in its discretion to cancel, discharge and charge off accounts receivable from counties and municipalities in the State of Florida, which accounts accrued prior to January 1, 1941.

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

And Senate Bill No. 273, 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. 87—A bill to be entitled 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 de-

rived 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.

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

And Senate Bill No. 87, 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. 302—A bill to be entitled 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.

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

And Senate Bill No. 302, contained in the above report, was referred to the Committee on Enrolled Bills.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

H. B. No. 370—An Act fixing the compensation and commissions of assessors of taxes in counties of the State having a population according to the last, preceding Federal Census of not more than 12,500 and not less than 12,100.

Also—

H. B. No. 117—An Act to authorize and empower the Board of County Commissioners of Putnam County, State of Florida, to annually appraise and fix the value of all County lands acquired for delinquent taxes, without regard to last assessed value.

Also—

H. B. No. 112—An Act authorizing and empowering Putnam County, Florida, by, and through the Board of County Commissioners of said County to grant, bargain, sell, exchange and convey certain described lands, the property of said County.

Also—

H. B. No. 111—An Act authorizing and empowering the Clerk of the Circuit Court of Putnam County, State of Florida, to remove from said office and turn over all duplicate tax rolls without binders for the year 1940, and all prior years, to the paper salvage campaign for the benefit of the Red Cross.

Also—

House Memorial No. 4:

Requesting Congress to pass House Resolution 2071, the purpose of which Resolution is to reclassify the salaries of postmasters, officers, and employees of the Postal Service.

Also—

House Memorial No. 3:

A Memorial to petition Congress to investigate the Veterans Administration by Special Committee.

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

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Beacham—

Senate Joint Resolution No. 399:

A JOINT RESOLUTION PROPOSING THE AMENDMENT OF SECTION 8 OF ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF FLORIDA RELATING TO ESTABLISHING AND ABOLISHING MUNICIPALITIES.

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

That the following amendment to Section 8 of Article VIII of the Constitution of the State of Florida relating to establishing and abolishing municipalities be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the next General Election to be held in 1946, as follows:

Section 8. The Legislature shall have the power to establish and abolish municipalities, to provide for their government, to prescribe jurisdiction and powers, and to alter or amend the same at any time. When any municipality shall be abolished, provision shall be made for the protection of its creditors, but no abolition of any municipality shall take effect until the same shall have been approved by a majority of the votes cast in an election in which qualified electors in such municipality shall be entitled to participate.

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

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 the 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.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 400 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Coleman (28th Dist.) moved that the rules be waived and Senate Bill No. 400 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 400 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 400 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. 400 was read the third time in full.

Upon the passage of Senate Bill No. 400 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. 400 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (28th Dist.)—

S. B. No. 401—A bill to be entitled An Act to amend Section 2 of Chapter 11,272, 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; authorizing 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.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 401 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Coleman (28th Dist.) moved that the rules be waived and Senate Bill No. 401 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 401 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 401 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. 401 was read the third time in full.

Upon the passage of Senate Bill No. 401 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. 401 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (28th Dist.)—

S. B. No. 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.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 402 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Coleman (28th Dist.) moved that the rules be waived and Senate Bill No. 402 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 402 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 402 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. 402 was read the third time in full.

Upon the passage of Senate Bill No. 402 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. 402 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (28th Dist.)—

S. B. No. 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.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 403 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Coleman (28th Dist.) moved that the rules be waived and Senate Bill No. 403 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 403 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 403 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. 403 was read the third time in full.

Upon the passage of Senate Bill No. 403 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. 403 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (28th Dist.)—

S. B. No. 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.

Which was read the first time by title only.

Proof of Publication of Notice was attached to Senate Bill No. 404 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Coleman (28th Dist.) moved that the rules be waived and Senate Bill No. 404 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 404 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 404 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. 404 was read the third time in full.

Upon the passage of Senate Bill No. 404 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. 404 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman (28th Dist.)—

S. B. No. 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.

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

By Senator Coleman (28th Dist.)—

S. B. No. 406—A bill to be entitled An Act fixing the compensation of county commissioners in counties in the State of Florida, having a population of not less than fifty-three thousand and not more than fifty-four thousand, according to the last preceding Federal or State Census, and not less than five special road and bridge districts.

Which was read the first time by title only.

Senator Coleman (28th Dist.) moved that the rules be waived and Senate Bill No. 406 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 406 was read the second time by title only.

Senator Coleman (28th Dist.) moved that the rules be further waived and Senate Bill No. 406 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. 406 was read the third time in full.

Upon the passage of Senate Bill No. 406 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. 406 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sheldon—

S. B. No. 407—A bill to be entitled An Act to amend Section 205.63, Florida Statutes 1941, imposing license taxes on certain vending machines, and to provide for the exemption of certain machines from the payment of state, county, and municipal licenses.

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

By Senator Sheldon—

S. B. No. 408—A bill to be entitled An Act amending Section 6 (3) Section 6 (5) and Section 8 of Chapter 22195, Laws of Florida, Acts of 1943, entitled: "An Act relating to primaries and election in and creating county election boards in all counties of the State of Florida having a population of not less than one hundred and five thousand (105,000) and not more than two hundred and five thousand (205,000) according to the last preceding Federal Census to conduct all primaries and elections except municipal primaries and elections; prescribing the qualifications, terms of office and methods of appointment and election of the members of said boards and fixing their compensation, and providing for the payment of all expenses incurred by said boards; prescribing the powers, duties, and functions of such county election boards; making the county supervisors of registration ex officio clerks, and the State attorneys, attorneys for said boards, and prescribing their respective powers, duties, and functions; making said county election board, the supervisor of registration, and the county judge the canvassing board of each of said counties; providing penalties for wilfully interfering with said county election boards in the performance of their duties and for the wilful violation of this Act and repealing all laws and parts of laws in conflict herewith," relating to the appointment of inspectors and clerks of election, and division of registration books; the checking of voting machines and to authorize the election board to perform all administrative acts relating to elections which are now by general law vested in the board of County Commissioners of said Counties; and to amend the title of said act so as to eliminate from said title the following words: "And the State Attorneys, Attorneys."

Which was read the first time by title only.

Senator Sheldon moved that the rules be waived and Senate Bill No. 408 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 408 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 408 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. 408 was read the third time in full.

Upon the passage of Senate Bill No. 408 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. 408 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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.

Which was read the first time by title only.

Proof of Publication of Notice was attached to Senate Bill No. 409 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Sheldon moved that the rules be waived and Senate Bill No. 409 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 409 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 409 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. 409 was read the third time in full.

Upon the passage of Senate Bill No. 409 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. 409 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 410—A bill to be entitled An Act authorizing M. B. Monson and his associates, assignee and transferee of interest, to construct a causeway, fill, bridge, and the approaches thereto, from a point in the vicinity of Twenty-second Street, on Pass-a-Grille Island, also known as Long Key, in, over, under and across the waters of Boca Ciega Bay to a point in Mud Key opposite Long Key, all in Pinellas County, Florida; to provide for the taking and charging of tolls for all persons using such facility; to provide for the disposition of such fill, causeway and bridge and the approaches thereto, upon completion thereof, to some public authority in Pinellas County and providing for other matters and things necessary and incidental to effect the purposes herein.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 410 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 410 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 410 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. 410 was read the third time in full.

Upon the passage of Senate Bill No. 410 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. 410 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 411—A bill to be entitled An Act creating Pinellas Utility Board for the County of Pinellas, Florida; prescribing the powers, duties and authority thereof; regulating the sale and service of electricity within Pinellas County, Florida; fixing the number, terms and compensation of the members of the Pinellas Utility Board and the method of naming the first members thereof; giving said Board power to employ an attorney, rate experts and engineers; providing for the filing of reports and the furnishing of information to said Pinellas Utility Board by all of the utilities operating in Pinellas County, Florida, as defined in this Act; giving certain powers and rights to members of Pinellas Utility Board; prescribing the procedure for investigations and giving said Board the power, after hearings, to fix rates within Pinellas County, Florida, for the sale by persons, firms or corporations, of electricity; defining certain violations of this Act as misdemeanors and prescribing the punishment therefor upon conviction thereof; giving Pinellas Utility Board power to prescribe rules and regulations affecting the sale of electricity within Pinellas County, Florida; prohibiting the charging of excessive rates, tolls or charges for the sale of electricity within Pinellas County, Florida; prohibiting discrimination in rates, charges and tolls for the sale of electricity within Pinellas County, Florida, as between different purchasers or users thereof; prohibiting refunds and rebates by utilities in Pinellas County, Florida; giving the Pinellas Utility Board, its members and employees, power to inspect accounts, books, records and papers of the utilities doing business in Pinellas County, Florida, and conferring upon said Pinellas Utility Board the same powers of investigation and examination, under oath, of officers, agents and employees of utilities as is now given under the laws of this State to the State Railroad Commission, in the exercise of such powers over railroads, railroad companies, common carriers and telephone and telegraph companies; requiring said Pinellas Utility Board to keep proper minutes; providing for the payment of salaries and expenses of said Pinellas Utility Board; giving said Pinellas Utility Board full power to act within the authority conferred by this Act, independent of any department or agency of the State of Florida; providing the procedure and prescribing the limitations of said Pinellas Utility Board in ascertaining and promulgating just and reasonable rates, tolls and charges governing the users of electricity within Pinellas County, Florida, and making it unlawful for any utility, as defined in this Act, to charge more than the rates fixed and promulgated by said Pinellas Utility Board; giving Pinellas Utility Board power to prescribe rules and regulations affecting the sale of electricity within Pinellas County, Florida; prescribing a method of determining the investment of any utility under the terms hereof and limiting the return on such investment; prescribing certain powers and duties of the Board of County Commissioners of Pinellas County in relation to the subject matter hereof; and prescribing other duties, powers and rights incident thereto.

Which was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

By Senator Sheldon—

S. B. No. 412—A bill to be entitled An Act for the relief of Central Surety and Insurance Corporation on account of loss and damage by it sustained through the negligence of an employee of the State Road Department.

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

By Senator Gray—By Request—

S. B. No. 413—A bill to be entitled An Act relating to the exploitation of natural phenomena; requiring the restoration of natural wonders and beauty spots; providing for inspectors and penalties.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation.

By Senator Sturgis—

S. B. No. 414—A bill to be entitled An Act to amend Sections 443.08 and 443.11 of Chapter 443, Florida Statutes 1941, as amended by Chapters 21,981, and 21,982, Laws of Florida.

Acts of 1943, and known as "The Florida Unemployment Compensation Law," relating to contributions and administrative organization, by allowing an employer credit for wages paid to one individual in any State; by allowing employers subject to the expanded pay roll provisions twelve months of experience; providing for the appointment of a legal adviser to the Commission; by authorizing the destruction of obsolete records; by authorizing the acquisition and acceptance of additional monies to be deposited in the unemployment compensation fund; by repealing all laws in conflict herewith and making this Act effective upon its becoming a law.

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

By Senators Mathews and Johns—

S. B. No. 415—A bill to be entitled An Act amending Section 112.05, Florida Statutes 1941, relating to the Retirement of State Officers and Employees so as to provide additional alternative service requirements for the retirement of such officers or employees.

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

By Senator Fraser (29th Dist.)—

S. B. No. 416—A bill to be entitled An Act to repeal Chapter 21717, Acts of 1941, being entitled: "An Act providing that Section 98.27, Florida Statutes 1941, relating to publication of a certified list of qualified electors before any general election shall be inapplicable to all Counties of the State having a population of not less than 6,500 and not more than 6,750, according to the United States Census of 1940."

Which was read the first time by title only.

Senator Fraser (29th Dist.) moved that the rules be waived and Senate Bill No. 416 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 416 was read the second time by title only.

Senator Fraser (29th Dist.) moved that the rules be further waived and Senate Bill No. 416 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. 416 was read the third time in full.

Upon the passage of Senate Bill No. 416 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	Sheldon
Black	Davis	Lewis	Shands
Boyle	Fraser 29th	Lindler	Sturgis
Brackin	Fraser 31st	Mathews	Thomas
Branch	Gray	McArthur	Wilson

Nays—None.

So Senate Bill No. 416 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, May 7, 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 Mr. Stewart of Lee—

H. B. No. 477—A bill to be entitled An Act regulating the use of nets and seines in the waters of Lee County, Florida; regulating the size of twine, size of mesh, length and depth of nets and seines used in the waters of said county; prohibiting stop-netting and dragging and hauling nets and seines in said county; prohibiting the use of nets and seines in certain

ways and manners in the waters of said County; prohibiting the possession of certain nets and seines in said county and providing for the destruction thereof and of nets and seines used in violation of this Act; pertaining to fishing and catching fish with nets and seines in said County; defining words and terms used in this Act; providing penalties of the violation of this Act; repealing all laws in conflict therewith and specifying the time this Act shall take effect.

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.

Senator Barringer 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. 477 was ordered returned to the House of Representatives.

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

Tallahassee, Florida, May 4, 1945

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

Sir:

I am directed by the House of Representatives to inform the Senate that the Speaker of the House of Representatives has appointed Messrs. Fuqua, Floyd, Melton and Morgan members of the committee in accordance with the provision of House Concurrent Resolution No. 9.

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

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

Tallahassee, Florida, May 7, 1945

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith, for the purpose of further consideration.

By Senator Mathews—

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

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives

Senator Mathews moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill 337 passed the Senate on May 1, 1945.

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which Senate Bill No. 337 passed the Senate on May 1, 1945.

The question recurred on the passage of Senate Bill 337.

Pending roll call on the passage of Senate Bill No. 337

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

In Section 1, line 59 (typewritten bill) strike out the words: "The Mayor shall have the exclusive authority to appoint an Executive Secretary, at a salary not to exceed \$3900.00 per annum, and such Executive Secretary shall be solely responsible to the Mayor, and the Mayor may remove him at any time without the consent or approval of any other municipal body. In the selection of such Executive Secretary it shall not be necessary for the Mayor to consult with or obtain the approval of any other municipal authority."

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

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

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

Tallahassee, Florida, May 7, 1945.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith, for the purpose of further consideration.

By Senator 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 Park areas in the State of Florida.

By Senator Mathews—

S. B. No. 319—A bill to be entitled An Act amending Section 7 of Chapter 15269, Laws of Florida, Acts of 1931, entitled "An Act amending Sections 7 and 8 of Chapter 7657, Acts of 1917, entitled 'An Act relating to the police pension and relief fund of the City of Jacksonville'", so as to provide that all members of the Police Department affected by said Act shall receive 2% additional of their salaries for each year of service over 20 years with the Department, until the same reaches a maximum of 60% of the average salary received by them for the last three years.

By Senator Mathews—

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

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

Senator Johnson moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 284 passed the Senate on April 26, 1945.

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which Senate Bill No. 284 passed the Senate on April 26, 1945.

The question recurred on the passage of Senate Bill No. 284.

Pending roll call on the passage of Senate Bill No. 284, by unanimous consent Senator Johnson offered the following amendment to Senate Bill No. 284:

In the Title, (typewritten bill) strike out the words: Park and insert in lieu thereof the following: Forest.

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Johnson also offered the following amendment to Senate Bill No. 284:

In Section 1, line 11, (typewritten bill) placed the word "or" in front of the word "Baker" and strike out the words "or Lake".

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Johnson also offered the following amendment to Senate Bill No. 284:

In Section 1, line 11, (typewritten bill) after the word "Counties" place a semi-colon in place of the period and add the following: "and further provided that none of the provisions of Sections 790.11 to 790.14 shall apply to that part of the Ocala National Forest situate in Lake County and lying outside and east of the boundary of the Ocala Wildlife Management Area, which east boundary is described as follows:

Beginning on the boundary line between Marion and Lake Counties at the NW corner of Section 6, T 17 S, R 27 E; Thence East along said County Line to a corner at which point said County Line turns North; Thence North along said County Line to the NW corner of Lot 3, Sec. 5, T 17-S, R 27 E; Thence East to the south line of the 'Levy Grant'; Thence southeasterly along the south line of the 'Levy Grant' to State Road 55; Thence northeasterly along State Road 55 to a point due South of Alexander Springs; Thence northerly around the west side of Alexander Springs to Nine Mile Branch; Thence easterly and southerly along Nine Mile Branch and Alexander Springs Creek to State Road 55; Thence northerly along State Road 55 to the south line of the Moses E. Levy Grant; Thence westerly and northerly along south and west lines of the Moses E. Levy Grant to State Road 500; Thence westerly along State Road 500 to the Marion-Lake County Line; Thence along said County Line to the point of beginning."

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 284, as amended, the roll was called and the vote was:

Yeas—31.

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

Nays—1.

Sturgis

So Senate Bill No. 284 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Mathews moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 319 passed the Senate on May 1, 1945.

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which Senate Bill No. 319 passed the Senate on April 30, 1945.

The question recurred on the passage of Senate Bill No. 319.

Pending roll call on the passage of Senate Bill No. 319, by unanimous consent Senator Mathews offered the following amendment to Senate Bill No. 319:

(Typewritten bill) strike out all of Section 3 and insert in lieu thereof the following "Section 3. This Act shall take effect on May 1, A. D. 1945"

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 319, 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. 319 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Mathews moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 328 passed the Senate on May 1, 1945.

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which Senate Bill No. 328 passed the Senate on May 1, 1945.

The question recurred on the passage of Senate Bill No. 328.

Pending roll call on the passage of Senate Bill No. 328 Senator Mathews moved that Senate Bill No. 328 be indefinitely postponed.

Which was agreed to and Senate Bill No. 328 was indefinitely postponed.

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

Tallahassee, Florida, May 7, 1945.

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

Sir:

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

By Senator Mathews—

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

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 152, 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 7, 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 required Constitutional three-fifths vote of all members elected to the House of Representatives for the 1945 Session of the Florida Legislature.

By the Committee on Constitutional Amendments—

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.

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

Section 1. That in accordance with Article 5 of the Constitution of the United States of America the Legislature of the State of Florida does hereby make application to the Con-

gress of the United States to call a Constitutional Convention for proposing an amendment to the Constitution of the United States by adding thereto an article providing substantially as follows:

Article.....

"Hereafter treaties shall be made by the President by and with the advice and consent of both Houses of the Congress."

Section 2. That a duly authenticated copy of this Resolution be transmitted by the Secretary of State of the State of Florida to the President Pro-Tempore of the United States Senate, and to the Speaker of the House of Representatives of the United States.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Joint Resolution No. 347, 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 7, 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 Corporations:

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

Which amendment reads as follows:

In Section 1, line 9, of the Section, after the words "all" and before the word "the" insert the following "and be limited to".

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Bill No. 278, 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. 278.

Which was agreed to.

And the Senate concurred in the House Amendment to Senate Bill No. 278.

And Senate Bill No. 278, 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 7, 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. Jernigan and Darby of Escambia—

H. B. No. 286—A bill to be entitled An Act providing that the time within which candidates for nomination in primary elections may file their sworn statement as required by Section 102.29 Florida Statutes 1941, shall expire at twelve o'clock noon on the last day of the period within which such sworn statement may be filed.

By the Committee on Statutory Revisions—

H. B. No. 420—A bill to be entitled An Act revising and amending Chapters 744, 745, and 746, Florida Statutes, 1941, relating to guardians and wards; and repealing Sections 689.16 and 693.06 to 693.12, inclusive, Florida Statutes, 1941, and all other laws and parts of laws in conflict herewith.

By the Committee on Military & Veterans Affairs—

H. B. No. 421—A bill to be entitled An Act granting to disabled veterans of World War Number Two the same benefits, rights, exemptions and privileges as now enjoyed by disabled veterans of World War Number One, relating to the exemption from the payment of occupational license tax.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 286, contained in the above Message, was read the first time by title only and referred to the Committee on Privileges and Elections.

And House Bill No. 420, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A".

And House Bill No. 421, contained in the above Message, was read the first time by title only and referred to the Committee on Military Affairs.

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

Tallahassee, Florida, May 7, 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 Statutory Revisions—

H. B. No. 450—A bill to be entitled An Act amending Section 40.23, Florida Statutes 1941, relating to summoning jurors.

By the Committee on Statutory Revisions—

H. B. No. 451—A bill to be entitled An Act to amend Sections 732.05 and 732.15, Florida Statutes 1941, relating to the disqualification, absence, sickness or other disability of the County Judge, and to the substitution of the Circuit Judge in his stead, and providing for appeals from orders entered by such Circuit Judge.

By Messrs. Darby and Jernigan of Escambia—

H. B. No. 278—A bill to be entitled An Act amending Section 98.13 Florida Statutes 1941, relating to "Supervisor of Registration: Appointment:—" and Section 98.14 Florida Statutes of 1941, relating to "Supervisor of Registration: Term of Office:—" making said office elective and prescribing the term of office.

And respectfully requests the concurrence of the Senate therein.

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

And House Bills Nos. 450 and 451, contained in the above Message, were read the first time by titles only and referred to the Committee on Judiciary "A".

And House Bill No. 278, contained in the above Message, was read the first time by title only and referred to the Committee on Privileges and Elections.

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

Tallahassee, Florida, May 7, 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. Wotitzky of Charlotte, Simpson of Jefferson, Burwell of Broward and Clement of Pinellas—

H. B. No. 443—A bill to be entitled An Act relating to education: amending Sections 238.01, 238.05 and 238.06, Florida Statutes 1941 as amended by Chapter 22062 Laws of Florida, Acts of 1943, and amending Sections 238.07 and 238.09, Florida Statutes, 1941, concerning: definitions; membership application and creditable service; regular benefits and method of

financing, of the teacher retirement system of the State of Florida.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 443, contained in the above Message, was read the first time by title only and referred to the Committee on Education

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

Tallahassee, Florida, May 7, 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. Leedy of Orange—

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

By Messrs. Leedy of Orange, Burwell of Broward, Carlton of Duval, McDonald of Hillsborough, Darby and Jernigan of Escambia, Clement of Pinellas, Simpson of Jefferson, Carraway and Midyette of Leon, and Bollinger of Palm Beach—

H. B. No. 374—A bill to be entitled An Act authorizing the State Tuberculosis Board in its discretion to receive for hospitalization care and treatment in any Tuberculosis Sanatorium operated by it, any tuberculosis ward or charge of the Federal Government, or any agency thereof, under such rules and regulations and upon such terms and conditions as said Board may prescribe; and authorizing said Board to enter into such contracts as it may deem advisable with the Federal Government, or any agency thereof, to carry out the objects and purposes hereof.

By Messrs. Cobb of Orange and Stirling of Broward—

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

And respectfully requests the concurrence of the Senate therein.

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

And House Bills Nos. 373 and 374, contained in the above Message, were read the first times by titles only and referred to the Committee on State Institutions.

And House Bill No. 329, contained in the above Message, was read the first time by title only and referred to the Committee on Citrus Fruits.

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

Tallahassee, Florida, May 7, 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 required Constitutional two-thirds vote of all members elected to the House of Representatives for the 1945 Session of the Florida Legislature—

By Messrs. Middleton and Dowda of Putnam—

H. B. No. 394—A bill to be entitled An Act granting a pension to Mrs. Hattie Mayo, formerly a public school teacher in Florida.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 394, contained in the above Message was read the first time by title only and referred to the Committee on Pensions and Claims.

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

Tallahassee, Fla., May 7, 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 Public Roads & Highways—

Committee Substitute for House Bill No. 331—A bill to be entitled An Act amending Section 341.03, Florida Statutes 1941 relating to salaries and allowances for expenses of the members and chairman of the State Road Department of the State of Florida.

By Messrs. Smith and Mann of Seminole—

H. B. No. 388—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 at large in Election Precincts Nos. 6 and 7 of Seminole County, Florida; providing impounding of live stock found running or roaming at large in violation of this Act; providing impounding fees and for the collection thereof; providing for the sale of impounded livestock; making it a misdemeanor to allow such livestock to run or roam at large in violation of this Act; making the owners of live stock running or roaming at large in violation of this Act liable in damages for all injuries and damages caused, either directly or indirectly, by such livestock while running or roaming at large in violation of this Act and providing a lien against such live stock for damages sustained by owners of property injured and damages by live stock while running or roaming at large in violation of this Act.

And respectfully requests the concurrence of the Senate therein.

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

And Committee Substitute for House Bill No. 331, contained in the above Message, was read the first time by title only and referred to the Committee on Appropriations.

And House Bill No. 388, contained in the above Message, was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

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

Yeas—36.

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

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

Nays—None.

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

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

Tallahassee, Fla., May 7, 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. Cobb of Orange—

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

By Messrs. Harris of Pinellas and Dowda of Putnam—

H. B. No. 288—A bill to be entitled An Act amending Section 746.13, Florida Statutes, 1941, relating to costs and the final account of the curator having charge of a mentally or physically incapacitated person, so as to provide that the final account of the curator shall set forth all obligations of the curatorship, including the fees, costs, expenses and compensation of the curator, and conferring upon the circuit court power to approve or disapprove such account and any of the obligations listed therein and also the power to provide for the payment of such obligations as may be approved, and for the enforcement of such payment.

By Messrs. Floyd of Franklin, Carlton of Duval, Darby of Escambia, and Hendry of Okeechobee—

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

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 214, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A" and the Committee on Banking and Building and Loans, in the order named.

And House Bills Nos. 288 and 330, contained in the above Message, were read the first time by titles only and referred to the Committee on Judiciary "B".

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

Tallahassee, Fla., May 7, 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. Peters of Dade—

H. B. No. 197—A bill to be entitled An Act to regulate public utilities in the furnishing to others of private wire service and other similar service for the dissemination of information, to regulate the use of such services and prohibit the use of same for gambling purposes, and to provide remedies and penalties for the enforcement thereof.

By Messrs. Johnson of Hernando, Cook of Flagler, Carlton and Crews of Duval, Yeomans of Citrus, Papy of Monroe, Peoples of Glades, Getzen of Sumter, Sellar of Lake, and Okell of Dade—

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

By Messrs. Wainwright of Bradford, Lanier of Highlands, Smith of Polk, Burnsed of Baker, McAlpin of Hamilton, Amos and MacGowan of Gadsden, Peters of Dade, Andrews of Union, Barnhill of Okaloosa, Walker of Volusia, Nesmith of Wakulla, Crawford of Calhoun, and Bedenbaugh of Columbia—

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

And respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 197, contained in the above Message, was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

And House Bills Nos. 272 and 315, contained in the above Message, were read the first time by titles only and referred to the Committee on Judiciary "C".

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

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

Senator Boyle asked unanimous consent of the Senate to take up and consider Senate Bill No. 170, out of its order, at this time.

Which was agreed to.

S. B. No. 170—A bill to be entitled An Act to authorize the boards of county commissioners in the several counties of the State of Florida to aid and assist veterans of any war who have been honorably discharged from the armed forces of the United States and their dependents; to provide and maintain a service office in said county; to provide for office space, clerical assistance and expenses of said office; authorizing the employment of a county service officer and setting forth the duties and qualifications of said county service officer; authorizing any two or more counties to employ a service officer jointly; setting forth the rights, powers and duties of the several boards of county commissioners in relation thereto, and authorizing the levy of a tax not to exceed one-half mill to carry out the purposes of this act.

Was taken up.

Senator Boyle moved that the rules be waived and Senate Bill No. 170 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 170 was read the second time by title only.

Senator Boyle moved that the rules be further waived and Senate Bill No. 170 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. 170 was read the third time in full.

Upon the passage of Senate Bill No. 170 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. 170 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Mathews asked unanimous consent of the Senate to take up and consider Senate Bills Nos. 80 and 228, out of their order, at this time.

Which was agreed to.

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.

Was taken up.

Senator Mathews moved that the rules be waived and Senate Bill No. 80 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 80 was read the second time by title only.

S. B. No. 228—A bill to be entitled An Act to create and establish a College of Medicine and Dentistry as a part of the University of Florida, to be managed and operated by the State Board of Control under the supervision of the State Board of Education; providing for its location; providing that such institution may also include a School Pharmacy; empowering said institution to acquire, use and dispose of cadavers for educational and scientific purposes; authorizing acceptance of gifts of property of any nature whatsoever, and providing for its use; making appropriation for survey as to location and costs; and repealing all laws in conflict therewith.

Was taken up.

Senator Mathews moved that the rules be waived and Senate Bill No. 228 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 228 was read the second time by title only.

The following Committee Substitute for Senate Bills Nos. 80 and 228:

A bill to be entitled An Act to create and establish a College of Medicine and Dentistry as a part of the University of Florida, to be managed and operated by the State Board of Control under the supervision of the State Board of Education; providing that such institution may also include a School of Pharmacy; empowering said institution to acquire, use and dispose of cadavers for educational and scientific purposes; authorizing acceptance of gifts of property of any nature whatsoever, and providing for its use; making appropriation for the Board of Control to make the necessary studies and surveys and report to the next session of the Legislature of the State of Florida; and repealing all laws in conflict therewith.

Was taken up and read the first time by title only.

Senator Mathews moved that the rules be waived and the Committee Substitute for Senate Bills Nos. 80 and 228 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bills Nos. 80 and 228 was read the second time by title only.

Senator Mathews moved the adoption of the Committee Substitute for Senate Bills Nos. 80 and 228.

Which was agreed to and the Committee Substitute for Senate Bills Nos. 80 and 228 was adopted.

Senator Mathews moved that the rules be further waived and Committee Substitute for Senate Bills Nos. 80 and 228 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bills Nos. 80 and 228 was read the third time in full.

Upon the passage of Committee Substitute for Senate Bills Nos. 80 and 228 the roll was called and the vote was:

Yeas—34.

Mr. President	Bryant	Griner	Moon
Ausley	Carrall	Johnson	Perdue
Barringer	Clarke	King 7th	Riddle
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		

Nays—None.

So Committee Substitute for Senate Bills Nos. 80 and 228 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Sheldon asked unanimous consent of the Senate to take up and consider House Joint Resolution No. 23, out of its order, at this time.

Which was agreed to.

H. J. R. 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 re-numbering 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 Section 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.

Be It Resolved By the Legislature of the State of Florida:

That the following amendment of Article VIII of the Constitution of the State of Florida relative to the Assessment and collection of all taxes in the County of Hillsborough, State of Florida, by re-numbering Section 11 as adopted at the General Election of 1944 so as to make it read Section 12 of Article VIII of the Constitution of the State of Florida, and by amending Section 12 of Article VIII of the Constitution of the State of Florida as adopted at the General Election in November, of 1944 so as to make it read Section 13 of Article VIII of the Constitution of the State of Florida, and to exclude the City of Plant City from said Amendment; Be and the same is hereby agreed to and shall be submitted to the Electors of the State of Florida for Ratification or Rejection at the General Election to be held on the first Tuesday after the first Monday in November, 1946:

Section 12. 1. From and after January 1, 1948, the County Tax Assessor of Hillsborough County shall assess all property for all State, County, School and Municipal Taxes to be levied in Hillsborough County by the State, County, County School Board, School Districts, Special Tax School Districts and Municipalities except in the City of Plant City, Florida, which city shall be exempt from the provisions of this Section.

2. The Legislature shall, at the Legislative Session in 1947 and from time to time thereafter, enact laws specifying the powers, functions, duties and compensation of the County Tax Assessor designated in Paragraph 1 of Section 12, and shall likewise provide by law for the extension on the Assessment Roll of the County Tax Assessor of all taxes levied by the State, County, County School Board, School Districts, Special Tax School Districts and Municipalities located in the County of Hillsborough, State of Florida, with the exceptions of the City of Plant City, which is hereby exempt from the provisions of this Amendment.

Section 13. 1. From and after January 1, 1948, the County Tax Collector in the County of Hillsborough, State of Florida, shall collect all taxes levied in the County by the State, County, County School Board, School Districts, Special Tax School Districts and Municipalities of Hillsborough County, Florida, except in the City of Plant City, it being exempt from the provisions of this Amendment.

2. The Legislature shall at the Legislative Session of 1947 and from time to time thereafter, enact laws specifying the powers, functions, duties and compensation of County Tax Collector designated in Paragraph 1 of Section 13, and shall likewise provide for the collection, care, custody, reporting and disbursement of all taxes collected by the County Tax Collector.

Was taken up and read the second time in full.

Senator Sheldon moved that the rules be waived and House Joint Resolution No. 23 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 23 was read the third time in full.

Upon the passage of House Joint Resolution No. 23 the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So House Joint Resolution No. 23 passed by the required Constitutional three-fifths vote of all members elected to the Senate for the 1945 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

Senator Johnson moved that House Bill No. 447 be recalled from the Committee on Public Roads and Highways and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Davis asked unanimous consent of the Senate to take up and consider Senate Bill No. 258 out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Davis moved that the rules be waived and Senate Bill No. 258 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 258 was read the second time by title only.

Senator Beacham offered the following amendment to Senate Bill No. 258:

Immediately following the enacting clause strike out Section 1 and insert in lieu thereof the following:

(1) As to beverages containing fourteen per cent or more of alcohol by weight, and not more than forty-eight per cent of alcohol by weight, except wines, there shall be paid by all manufacturers and distributors a tax at the rate of one dollar and twenty cents per gallon, said tax to be evidenced by stamps as hereinafter provided.

(2) As to beverages containing more than forty-eight per cent of alcohol by weight, there shall be paid by all manufacturers and distributors a tax at the rate of two dollars and forty cents per gallon, said tax to be evidenced by stamps as hereinafter provided. Provided, however, the excise taxes provided to be paid by this section upon malt beverages containing alcohol of not more than three and two-tenths per cent by weight, shall not be required to be paid upon such beverages, where the same are sold to post exchanges and ship service stores, organized and existing under the regulations of the United States army and navy, located in military or naval reservations within the State of Florida.

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

Upon adoption of the amendment offered by Senator Beacham to Senate Bill No. 258, the roll was called and the vote was:

Yeas—15.

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

Nays—21.

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

So the amendment failed of adoption.

Senator Thomas offered the following amendment to Senate Bill No. 258:

In Section 3, line 2 strike out the period and insert "and will expire June 30, 1947."

Senator Thomas moved the adoption of the amendment.

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

Senator Davis moved that the rules be further waived and Senate Bill No. 258 be read the third time in full and put upon its passage.

Which was not agreed to, and Senate Bill No. 258 was placed on the Calendar of Bills on Third Reading.

VETO BILLS OF 1943 SESSION

S. B. No. 603 (1943 Session):

"An Act authorizing Boards of County Commissioners in all counties of the State of Florida having a population of not less than ten thousand, one hundred twenty-five (10,125), and not more than ten thousand, five hundred (10,500), according to the last Federal Census, to use for any lawful county purposes any moneys which have been collected in said counties as proceeds from special earmarked ad valorem tax levies made to pay bonds, interest coupons, judgments, or other obligations of such county, where the bonds, interest coupons, judgments, or other obligations for which the levy was made, has been paid, or refunded prior to the collection of the proceeds of such levy, and said money has not otherwise been appropriated, or used."

Was taken up in its order, together with the Governor's objections thereto.

The President put the question: "Shall the bill pass, the Governor's objection to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 603 (1943 Session) the roll was called and the vote was:

Yeas—None.

Nays—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	

So Senate Bill No. 603 (1943 Session) failed to pass over the Governor's veto.

Senate Bill No. 648 (1943 Session):

"An Act to declare, designate and establish a certain State road in Seminole county."

Was taken up in its order, together with the Governor's objections thereto.

The President put the question: "Shall the bill pass, the Governor's objection to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 648 (1943 Session) the roll was called and the vote was:

Yeas—None.

Nays—33.

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

So Senate Bill No. 648 (1943 Session) failed to pass over the Governor's veto.

HOUSE BILLS ON THIRD READING

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

Was taken up, pending roll call, having been read the third time in full on May 1, 1945, and read in full for the information of the Senate.

Upon the passage of House Bill No. 17 the roll was called and the vote was:

Yeas—29.

Ausley	Clarke	Johnson	Sanchez
Barringer	Coleman 13th	King 7th	Shands
Baynard	Coleman 28th	Lindler	Sheldon
Beacham	Fraser 29th	Mathews	Sturgis
Brackin	Fraser 31st	McArthur	Thomas
Branch	Gray	Moon	
Bryant	Griner	Perdue	
Carroll	Johns	Riddle	

Nays—4.

Mr. President	Boyle	Davis	Wilson
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So House Bill No. 17 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Johnson asked unanimous consent of the Senate to take up and consider House Bill No. 447 out of its order, at this time.

Which was agreed to.

H. B. No. 447—A bill to be entitled An Act authorizing and empowering the State Road Department of Florida in its discretion to cancel, discharge and charge off accounts receivable from counties and municipalities in the State of Florida, which accounts accrued prior to January 1, 1941.

Was taken up.

Senator Johnson moved that the rules be waived and House Bill No. 447 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 447 was read the second time by title only.

Senator Johnson moved that the rules be further waived and House Bill No. 447 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. 447 was read the third time in full.

Upon the passage of House Bill No. 447 the roll was called and the vote was:

Yeas—32.

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

Nays—None.

So House Bill No. 447 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Johnson withdrew Senate Bill No. 273.

H. B. No. 100—A bill to be entitled 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.

Was taken up, pending roll call, having been read the third time in full on May 2, 1945, and read in full for the information of the Senate.

Upon the passage of House Bill No. 100 the roll was called and the vote was:

Yeas—29.

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

Nays—1.

Sanchez

So House Bill No. 100 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

SENATE BILLS ON SECOND READING

S. B. No. 65—A bill to be entitled An Act authorizing service of process without the State of Florida upon natural persons, whether they are domiciled in Florida or not, and private corporations, and providing for the manner of issuing the process and of making such service and returns thereof, the effect of such service, the persons authorized to make such service; fixing the time and manner of entering 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.

Was taken up in its order.

Senator Baynard moved that the rules be waived and Senate Bill No. 65 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 65 was read the second time by title only.

Senator Ausley offered the following amendment to Senate Bill No. 65:

In Section 1, lines 10, 11, 12 (typewritten bill), strike out the words: "or by an attorney or counselor at law duly admitted to practice in the state or political subdivision where such service is made,

Senator Ausley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ausley also offered the following amendment to Senate Bill No. 65:

In Section 7, sub-paragraph 5, lines 4, 5, 6, and 7 (typewritten bill), strike out the words: "or by an attorney or counselor at law duly qualified to practice in the state or political subdivision where such service is made".

Senator Ausley 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. 65, as amended, be read the third time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 65, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 65, as amended, the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So Senate Bill No. 65 passed, as amended, and was referred to the Committee on Engrossed Bills.

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.

Was taken up in its order.

Senator Baynard moved that the rules be waived and Senate Bill No. 63 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 63 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 63 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. 63 was read the third time in full.

Upon the passage of Senate Bill No. 63 the roll was called and the vote was:

Yeas—33.

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

Nays—None.

So Senate Bill No. 63 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 336, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 336 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Baynard moved that the rules be further waived and House Bill No. 336 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 336 was read the third time in full.

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

Yeas—34.

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

Nays—None.

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

By unanimous consent Senator Baynard withdrew Senate Bill No. 324.

Senator Beacham asked unanimous consent of the Senate to take up and consider Senate Bill No. 282, out of its order, at this time.

Which was agreed to.

S. B. No. 282—A bill to be entitled An Act amending Section 127.01, Florida Statutes 1941, relating to the exercise of the power of eminent domain by counties, and restricting the exercise of such power to lands within the boundaries of such county and providing that in all proceedings for condemning lands for park, playground, recreation center, and other recreational purposes, the court shall decide the issue as to whether the purpose or the necessity for taking is a county purpose and for the best interests of the county and providing for right of appeal.

Was taken up.

Senator Beacham moved that the rules be waived and Senate Bill No. 282 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 282 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 282:

A Bill to be entitled An Act amending Section 127.01, Florida Statutes, 1941, relating to the exercise of the power of eminent domain by counties, and restricting the exercise of such power to lands within the boundaries of such county and restricting the exercise of such power, so far as actions, now pending or hereafter instituted, to condemn lands for parks, playgrounds, recreational centers and other recreational purposes are concerned, to land for the taking of which there is a public necessity as determined by the court in accordance with the provisions of this Act, and providing for right of appeal with supersedeas.

Was taken up and read the first time by title only.

Senator Beacham moved that the rules be waived and the Committee Substitute for Senate Bill No. 282 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 282 was read the second time by title only.

Senator Beacham moved the adoption of the Committee Substitute for Senate Bill No. 282.

Which was agreed to and the Committee Substitute for Senate Bill No. 282 was adopted.

Senator Beacham offered the following amendment to Committee Substitute for Senate Bill No. 282:

In Section 1, sub-section (2), line 25, (typewritten bill) strike out the words: "or any intervening taxpayer,".

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham also offered the following amendment to Committee Substitute for Senate Bill No. 282:

In Section 1, sub-section (2) line 9, (typewritten bill) strike out the words: , and any tax payer of the county, whether a resident or non-resident of said county, shall, on intervening in such condemnation suit (which intervention shall be a matter of right),"

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham moved that the rules be further waived and Committee Substitute for Senate Bill No. 282, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 282, as amended, was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 282, as amended, the roll was called and the vote was:

Yeas—32.

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

Nays—1.

Boyle

So Committee Substitute for Senate Bill No. 282 passed, as amended, and was referred to the Committee on Engrossed Bills.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 1:02 o'clock, P. M., until 11:00 o'clock A. M. Wednesday, May 9, 1945.