

JOURNAL OF THE SENATE

Tuesday, May 6, 1947

The Senate convened at 11:00 o'clock, A. M., pursuant to adjournment on Monday, May 5, 1947.

The President in the Chair.

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

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

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A quorum present.

The following Prayer was offered by the Chaplain:

"Our Father, help us to place Christ Jesus really and truly on the throne of our lives. Help us to look away from circumstances to Him. Help us to submit our wills to His will, to take His plans for our plans, and, confident in His love and wisdom and power, to face life unafraid. Help us to wait on Thee for renewed strength from day to day. Help us to feel and know that the best of life is bound up in Thee. We faint, and languish, and die without Thee. Without Thee we can do nothing. With Thee is the fountain of life. Be Thou our Guide, and help us in all the ways of life. . . . In Jesus' name we pray. Amen."

The reading of the Journal was dispensed with by waiver of the rules.

The Journal of April 30, 1947, was further corrected as follows:

Page 2, column 1, strike lines 16 to 18 inclusive, counting from the top of the column, and insert in lieu thereof the following:

"And Senate Bill No. 189, contained in the above report, together with the Committee Substitute therefor, was placed on the Calendar of Bills on Second Reading."

And as further corrected was approved.

The Journal of Monday, May 5, was corrected as follows:

Page 1, column 2, in lines 6 and 7, counting from the top of the column, strike out "a period of 14 days from the date of reference" and insert in lieu thereof the following:

"a further period of fourteen (14) days from this date"

Also—

Page 7, column 2, in line 33, counting from the top of the column, between "1946," and the word "and" insert the following:

"and to provide for approval and payment of same,"

Also—

Page 19, column 2, in line 32, counting from the bottom of the column, strike the initials "H. B." and insert in lieu thereof the initials "S. B."

Also—

Page 31, column 2, in line 18, counting from the bottom of the column, strike out "It is further provided that the" and insert in lieu thereof the following: "The"

And as corrected was approved.

REPORTS OF COMMITTEES

Your Committee on Insurance, to whom was referred:

S. B. No. 114—A bill to be entitled An Act to provide for the examination, licensing and regulation of Insurance Adjusters under the supervision of the Insurance Commissioner; fixing the annual license tax payable by adjusters; providing for the issuance, renewal, suspension or revocation of such licenses by the Insurance Commissioner under conditions and circumstances stated, and for court review of the orders of such official related thereto; providing that certain Insurance Agents, certain officers of insurers, the designated attorney or representative of subscribers in inter-insurance or reciprocal agreements, and Attorneys At Law licensed to practice in this State are not required to be licensed hereunder to adjust insurance losses; declaring unlawful certain practices in connection with adjusting claims, loss or damage under insurance contracts; prescribing penalties for violation of this Act; defining certain terms used herein; and fixing the effective date of this Act.

Have had the same under consideration and herewith submit Committee Substitute for said Senate Bill No. 114 and recommend that the Committee Substitute do pass.

Very respectfully,
J. A. FRANKLIN,
Chairman of Committee.

And Senate Bill No. 114, contained in the above report, together with the Committee Substitute therefor, was placed on the Calendar of Bills on Second Reading.

Your Committee on Cities and Towns, to whom was referred:

H. B. No. 98—A bill to be entitled An Act relating to investment of surplus funds by municipalities, and defining surplus funds.

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

Very respectfully,
RAYMOND SHELDON,
Chairman of Committee.

And House Bill No. 98, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Insurance, to whom was referred:

H. B. No. 106—A bill to be entitled An Act to provide that Fraternal Benefit Societies doing business in this State under the provisions of Chapter 637, Florida Statutes, 1941, as amended, shall not pay Commission or Salary to any person for services in obtaining new insurance contracts in this State, until that person shall have qualified as a Fraternal Insurance Agent under the provisions of this Act; to provide for the qualifying, regulation, suspension or revocation of certificates of qualification of Fraternal Insurance Agents by the Insurance Commissioner; to prohibit anyone acting as a Fraternal Insurance Agent until qualified by the Commissioner; to provide for hearings by the Commissioner and appeal from rulings of the Commissioner; to provide penalties for the violation of this Act.

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

Very respectfully,
J. A. FRANKLIN,
Chairman of Committee.

And House Bill No. 106, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Insurance, to whom was referred:

H. B. No. 107—A bill to be entitled An Act to amend Section 637.60, Florida Statutes, 1941, relating to the exemption from taxes of Fraternal Benefit Societies, by providing that societies having certain qualifications shall be exempt and further exempting such societies from all taxes under Sub-Section 2, but not Sub-Section 1, of Section 205.43, Florida Statutes, 1941, as amended by Chapter 22671, Florida Laws of 1945.

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

Very respectfully,
J. A. FRANKLIN,
Chairman of Committee.

And House Bill No. 107, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Insurance, to whom was referred:

S. B. No. 96—A bill to be entitled An Act amending Section 649.06, Florida Statutes, 1941, relating to deposit required of limited surety companies and the circumstances under which same may be released, by adding thereto provisions setting forth the duty of the Insurance Commissioner with respect to request for release of such deposit and the procedure to be followed pursuant to such request; and fixing the effective date of this Act.

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

Very respectfully,
J. A. FRANKLIN,
Chairman of Committee.

And Senate Bill No. 96, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Pensions and Claims, to whom was referred:

S. B. No. 360—A bill to be entitled An Act for the relief severally of Elizabeth P. Stark and Helen Munro Philip and jointly of Philip Thomas Bache and Vera Ann Bache, for losses to them occasioned by their inability to repurchase from the Trustees of the Internal Improvement Fund certain of their lands forfeited to the State under Section 9 of Chapter 18296, Acts of 1937, by reason of the grant of such lands to the Duval County Air Base Authority, under Section 10 of Chapter 19784, Acts of 1939, and by reason of the unconstitutionality of Chapter 21205, Acts of 1941, under which Act they would otherwise have had the relief in this Act granted; providing for the payment of such losses from any funds in the Treasury of the State of Florida to the credit of the Trustees of the Internal Improvement Fund not otherwise appropriated.

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

Very respectfully,
E. BERT RIDDLE,
Chairman of Committee.

And Senate Bill No. 360, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Pensions and Claims, to whom was referred:

S. B. No. 237—A bill to be entitled An Act for the relief of S. H. Brower of Polk County, Florida, for his necessary and actual expenses incurred because of serious bodily injuries sustained by his wife, Amie Lucille Brower, from which she later died, as a result of the negligence of an escaped prisoner of the State of Florida.

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

Very respectfully,
E. BERT RIDDLE,
Chairman of Committee.

And Senate Bill No. 237, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Pensions and Claims, to whom was referred:

S. B. No. 396—A bill to be entitled An Act for the relief of Mrs. Eliza McKinney.

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

Very respectfully,
E. BERT RIDDLE,
Chairman of Committee.

And Senate Bill No. 396, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Pensions and Claims, to whom was referred:

H. B. No. 132—A bill to be entitled An Act for the relief of the widow and minor children of Clark Gourley, deceased, late of Alachua County, Florida.

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

Very respectfully,
E. BERT RIDDLE,
Chairman of Committee.

And House Bill No. 132, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Pensions and Claims, to whom was referred:

S. B. No. 243—A bill to be entitled An Act granting a school pension to Joseph Custis Brown of Holmes County, Florida.

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

Very respectfully,
E. BERT RIDDLE,
Chairman of Committee.

And Senate Bill No. 243, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Pensions and Claims, to whom was referred:

S. B. No. 238—A bill to be entitled An Act for the relief of F. E. Rhodes of Polk County, Florida, for his necessary and actual expenses incurred because of serious bodily injuries sustained by his wife and son and damages to his car without any fault of either of them as a result of the negligence of an escaped prisoner of the State of Florida.

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

Very respectfully,
E. BERT RIDDLE,
Chairman of Committee.

And Senate Bill No. 238, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Committee Substitute for Senate Bill No. 189—

A bill to be entitled An Act amending Section 321.05, Florida Statutes, 1941, relating to the duties, functions and powers of the Director and Members of the Florida Highway Patrol: Broadening their powers of arrest and providing protection, and immunity to them in the discharge of their duties as conservators of the peace.

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

Very respectfully,
G. C. PERDUE,
Chairman of Committee.

And Committee Substitute for Senate Bill No. 189, contained in the above report, was ordered certified to the House of Representatives.

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

S. B. No. 194—A bill to be entitled An Act to provide for a permanent registration of qualified electors in Palm Beach County; to provide for the Board of County Commissioners to take from the General Fund of Palm Beach County all funds to carry out this Act; to define and prescribe the powers and duties of the Supervisor of Registration in relation to such permanent registration; to provide for the compensation of the Supervisor of Registration and expenses; to provide for a Chief Deputy Supervisor of Registration and compensation thereof; to provide for the establishment and maintenance of files and records pertaining thereto and the appointment of Deputy Supervisors of Registration; to provide for official registration cards, registration certificates, registration books and records and for the use, maintenance, and preservation thereof; to provide for the registration of electors at the office of the Supervisor of Registration and in sub-offices; to provide for the transfer of registration upon removal from one precinct to another, and for recording changes in party affiliations; to provide for the cancellation of registration in the event of an electors failure to return notice or removal from Palm Beach County, or his death or other disqualifications; to prescribe the effective date of said new registration; to adopt General State Laws not inconsistent herewith and to repeal conflicting and inconsistent laws; and to provide that the provisions hereof shall be severable.

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

Very respectfully,
G. C. PERDUE,
Chairman of Committee.

And Senate Bill No. 194, 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. 290—A bill to be entitled An Act to amend Chapter 23390, Laws of Florida, 1945, being "An Act to abolish the present Municipal Government of the Town of Madison, in the County of Madison in the State of Florida, and to create, establish and organize a Municipality to be known and designated as the City of Madison, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges" by amending Sections 32, 33, 36 and 123 thereof, relating to Municipal Judges.

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

Very respectfully,
G. C. PERDUE,
Chairman of Committee.

And Senate Bill No. 290, 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. 90—A bill to be entitled An Act fixing the salaries of the Judges of the Criminal Courts of Record in Counties having a population of not less than 260,000, according to the last preceding State Census, and prohibiting such Judges from practicing law.

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

Very respectfully,
G. C. PERDUE,
Chairman of Committee.

And Senate Bill No. 90, 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. 88—A bill to be entitled An Act amending Section 33.01, Florida Statutes, 1941, as amended by Chapter 21819, Acts of 1943, relating to the Counties in which Civil Courts of

Record shall be established; and excepting Duval County from the provisions thereof.

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

Very respectfully,
G. C. PERDUE,
Chairman of Committee.

And Senate Bill No. 88, contained in the above report, was referred to the Committee on Enrolled Bills.

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

S. B. No. 110—A bill to be entitled An Act providing for the licensing of persons, firms and corporations dealing in trailer coaches and vehicles not self-propelled, used for housing accommodations and providing qualifications, license fee, bond, and other provisions of the protection of general public, providing certain liabilities for violations of this Act requiring that records be kept and that same be made available to the Motor Vehicle Commissioners, providing penalties and for the enforcement of this Act.

Also—

S. B. No. 289—A bill to be entitled An Act to amend Section 11.12, 1945 Supplement Florida Statutes, 1941, relative to per diem, mileage and expenses of members of the Legislature, and making an appropriation therefor; and to amend Section 11.14, 1945 Supplement Florida Statutes, 1941, relative to compensation of officers and attaches of the Senate and the House of Representatives.

Have examined the same and find them correctly enrolled.

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

Very respectfully,
J. W. LINDLER,
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

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

H. B. No. 403—A bill to be entitled An Act amending Section 13 and repealing Section 21 of Chapter 20198, Special Acts of Legislature of Florida, of 1939, entitled: "An Act to abolish the present municipality of the Town of Wewahitchka, Gulf County, Florida, and to create and establish a municipality to be known as the City of Wewahitchka, in Gulf County, Florida; to legalize and validate the ordinances of said town of Wewahitchka and official acts thereunder; and to adopt the same as the ordinances of said City of Wewahitchka; to validate the contracts of the said Town of Wewahitchka and official acts thereunder; and to adopt all of said ordinances and official acts of said Town of Wewahitchka, which are not in conflict with this Act; to provide charter for said City of Wewahitchka; to define its territorial limits; provide for its government; to regulate the bringing of suits against said city and providing for notice thereof; to prescribe the jurisdiction and powers of the said City of Wewahitchka; and repealing Chapter 11297 of the Special Acts of 1925, Laws of the State of Florida."

Also—

H. B. No. 404—A bill to be entitled An Act affecting the government of the City of Wewahitchka, Florida, by authorizing and empowering the City of Wewahitchka, a municipality of the State of Florida, to create a City Planning and Zoning Board; providing for the appointment of members of said board, defining the power and authority of said board, and the terms of office of the members thereof; and providing for the procedure for the functioning of said City Planning and Zoning Board.

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

Very respectfully,
J. W. LINDLER,
 Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator Alford requested that House Joint Resolution No. 72 be recalled from the Committee on Constitutional Amendments and the Committee on Privileges and Elections to which it was referred, jointly, having been in said Committees more than ten days, and placed on the Calendar of Bills on Second Reading.

And it was so ordered, under the rules.

Senator Rose, Chairman of the Committee on Rules and Calendar, moved that the Senate reconvene for an afternoon session on Wednesday, May 7, 1947, from 3:00 o'clock, P. M. until 5:00 o'clock, P. M.

Which was agreed to and it was so ordered.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Sheldon—
 Senate Resolution No. 7:

A RESOLUTION INVITING SUMTER L. LOWRY, MAJOR GENERAL OF THE LINE, FLORIDA NATIONAL GUARD, STATE OF FLORIDA, TO APPEAR BEFORE AND TO BE PRESENTED TO THE SENATE OF THE STATE OF FLORIDA.

WHEREAS, on April 28, 1947 the Senate of the State of Florida, advised and consented to the appointment by the Governor of Sumter L. Lowry, Major General of the Line, Florida National Guard, State of Florida, appointed August 19, 1946, and

WHEREAS, General Lowry has for many years distinguished and devoted himself in the service of the State of Florida, and has been commended and decorated for his exceptional ability and meritorious service in such activities, and

WHEREAS, at Maffin Bay, New Guinea, from 18 July to 10 September, 1944, he conducted eminently successful artillery employment against the Japanese. In this operation his command was more than doubled in fire power by attachments. Again on the Island of Morotai at about H Plus 1, he landed with great skill and aggressiveness the 31st Division Artillery; this could only be done by overcoming great physical obstacles. General Lowry's brilliant record as an unusually capable leader, organizer and tactician was a material contribution to the combat readiness of his division and was a substantial factor in the success of military operations, and for which General Lowry was awarded the Distinguished Service Medal; and he has further distinguished himself by exceptionally meritorious and distinguished service to the United States Government in positions of great responsibilities, and has been commended and decorated many times therefor, and

WHEREAS, General Lowry's continued outstanding devotion to the duties and responsibilities assigned and undertaken in behalf of the State of Florida, and his exceptional leadership and ability are in keeping with the finest traditions of the citizens and Government of the State of Florida,

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

That Major General Sumter L. Lowry is hereby cordially invited to appear before the Senate of the State of Florida in order to be presented to this body, and that a copy hereof be certified to General Lowry upon adoption.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 7 was adopted.

By Senator Gray—
 Senate Resolution No. 8:

A Resolution providing for the additional purchase of postage stamps and for other necessary and incidental expenses, not now supplied by the Legislature.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA IN SESSION ASSEMBLED.

Section 1. That each member of the Senate be paid individually and in addition to all other remuneration the sum of six dollars (\$6.00) per day for the additional purchase of postage stamps and for other necessary and incidental expenses, not now supplied by the Legislature.

Which was read the first time in full.

Senator Davis moved that Senate Resolution No. 8 be referred to the Committee on Control of Legislative Expenditures.

Which was agreed to and it was so ordered.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senators Sheldon and Beacham—

S. B. No. 467—A bill to be entitled An Act to provide for artificial lighting and illumination in all public school buildings, new and old, in the State of Florida and to repeal Section 235.26 (11), Florida Statutes, 1941, relating to artificial lighting in school rooms.

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

By Senator Alford—

S. B. No. 468—A bill to be entitled An Act to repeal Section (3) of Chapter 22517, Acts of 1945, being an act to consolidate Section 585.43, Florida Statutes, 1941, as amended by Chapter 21741, Laws of Florida, Acts of 1943, with Section 585.32, Florida Statutes, 1941, as amended by Chapter 21638, Laws of Florida, Acts of 1943.

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

By the Committee on Miscellaneous Legislation—

S. B. No. 469—A bill to be entitled An Act to amend Section 550.02, Florida Statutes, 1941, as amended, relating to the powers and duties of the Florida State Racing Commission in connection with the making and supervising of pari-mutuel pools, fixing and setting dates for horse racing and dog racing, and the control, supervision and direction of applicants, permittees and licensees for the holding, conducting and operating of all race tracks, race meets or races held in the State of Florida, providing for the vesting of discretion to grant or refuse applications for permits to conduct horse racing and dog racing in the State of Florida, in Florida State Racing Commission and repealing all laws and parts of laws in conflict herewith, and fixing the effective date of this Act.

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

By the Committee on Miscellaneous Legislation—

S. B. No. 470—A bill to be entitled An Act to amend Section 550.05, Florida Statutes, 1941, as amended, relating to applications for permits to conduct race meetings and racing with authority to sell pari-mutuel pools at such meetings, by providing that no such permit shall be issued for the conduct of race meetings and racing with pari-mutuel pools to an applicant at a location within one hundred air miles of an existing location for which a permit has been issued and a racing plant located. Excepting permits heretofore issued, repealing all laws in conflict herewith and fixing the effective date of this Act.

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

By Senator Riddle—

S. B. No. 471—A bill to be entitled An Act amending paragraph (11) of Section 561.34 of Florida Statutes, 1941 said paragraph relating to the granting of licenses to clubs for the sale of beverages containing alcohol.

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

By Senators Crary and Laird—

S. B. No. 472—A bill to be entitled An Act amending Sections 27.23 and 27.26, Florida Statutes, 1941, and repealing Section 27.27, Florida Statutes, 1941, relating to the salaries of State Attorneys and Assistant State Attorneys.

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

By Senator Shands—

S. B. No. 473—A bill to be entitled An Act to empower the Board of County Commissioners of Alachua County to regulate and restrict within territory in said county not included in any municipality, the height, number of stories and size of buildings and other structures on land and water, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, the use of land for junk yards and automobile trailer camps, location and use of building structures and land for trade, industry, residence or other specific use of the premises, and to establish setback building lines; providing for the division of such county into districts and within such districts to regulate and restrict the erection and construction, alteration, repair or use of buildings; providing for a method of procedure; providing for the appointment of a Zoning Commission and a Board of Adjustment; providing for remedies and penalties for the violation of this Act or of any order or resolution made under authority conferred hereby and conferring upon the Board of County Commissioners of Alachua County the power to prescribe and enforce regulations to effectuate the purposes of this Act.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 473 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 Shands moved that the rules be waived and Senate Bill No. 473 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 473 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 473 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. 473 was read the third time in full.

Upon the passage of Senate Bill No. 473 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 473 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Baynard, Davis and Boyle—

S. B. No. 474—A bill to be entitled An Act amending Section 550.16, Florida Statutes, 1941, relating to pari-mutuel pools and providing certain additional taxes on racing.

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

By Senators Baynard, Davis and Leaird—

Senate Joint Resolution No. 475—

Senate Joint Resolution proposing an amendment to Article 4 of the Constitution of the State of Florida by adding thereto an additional section to be known as Section 31, Article 4 of the Constitution of Florida creating a State Tax Commission; prescribing its powers and duties and providing for the appointment of members thereof; fixing their terms of office; providing for their compensation; and making an appropriation for the operation of the said Commission.

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

That the following amendment to Article 4 of the Constitution of the State of Florida 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 1948.

SECTION 31, ARTICLE 4—

(1) From and after January 1, 1949, there is created a commission to be known as the Florida State Tax Commission.

(2) The said Commission shall consist of seven members, one from each congressional district as existing on January 1, 1947, and one, who shall be the chairman, selected without reference to congressional districts. The members of said Commission shall be appointed by the Governor, who shall designate one of said members as chairman, subject to confirmation by the Senate, and such appointments may be made without regard to the provisions of Section 15, Article 16 of the Constitution. The chairman of said Commission shall be appointed for a term of six years and the other members of said Commission shall be appointed for respective terms of one, two, three, four, five and six years; at the expiration of each of said terms a successor shall be appointed to serve for six years. Each member shall be subject to removal under the provisions of Section 15, Article 5 of the Constitution.

(3) The chairman of said Commission shall receive a salary of Eighty-five Hundred (\$8,500.00) dollars per annum and his necessary expenses. The other members of said Commission shall receive no compensation for their services except their necessary expenses, provided, however, that the chairman and other members of the Commission may receive such additional compensation as may from time to time be fixed by the legislature.

(4) The Commission shall have sole authority to value for taxation the property of all public utilities, including railroad, street car, sleeping or parlor car, express, private car, telegraph, telephone, electric light and power, gas, pipe line, and water companies, either owned, leased or operated by individuals or corporations or the trustees thereof; provided, that this power shall not apply to utilities municipally or cooperatively owned and exempt from taxation under the laws of this State.

The Commission shall have final authority to equalize, by individual properties, areas, classifications or political subdivisions, the valuation of all property for taxation, upon appeal to it or by its own motion; provided, however, that the Commission may not equalize the valuation of property for municipal taxation unless so authorized by an act of the legislature.

(5) The Commission shall employ and fix the compensation of such personnel, issue such rules, regulations, and orders, hold such hearings and investigations and summon such witnesses thereto, and take such other actions, as may be necessary for its organization and governance and exercise of its powers and the performance of its duties. The orders, summons, and regulations of the Commission respecting the valuation of property for taxation shall be binding upon all persons, firms, corporations, public officials and employees, and State and local units, agencies, and departments of government and shall be enforceable in the courts of the state but subject to review thereby. Failure or refusal to comply with any order, summons, or regulation of the Commission shall be a misdemeanor, punishable upon conviction thereof by a fine not exceeding one thousand (\$1,000.00) dollars and imprisonment not exceeding twelve months.

(6) The Legislature may enact any laws in aid of, but

not inconsistent with the provisions of this amendment, and all existing laws inconsistent herewith shall no longer remain in force and effect. It may prescribe more detailed reasonable procedures and definitions for carrying out the duties of the Commission, and may from time to time vest additional duties and powers in the Commission.

(7) There is hereby appropriated to the Commission the sum of One Hundred Fifty Thousand (\$150,000.00) dollars annually, or so much thereof as may be necessary, from the General Revenue Fund of the State, to carry out the purposes of this amendment.

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

By Senators Baynard and Davis—

S. B. No. 476—A bill to be entitled An Act repealing Sections 208.01, 208.02, 208.03, Florida Statutes, 1941, relating to the license tax on gasoline dealers; amending Sections 208.04, 208.06, 208.07, 208.08, 208.23, Florida Statutes, relating to the gasoline tax and providing for its collection and distribution and for a discount to gasoline dealers; all relating to the gasoline tax.

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

By Senators Baynard and Davis—

S. B. No. 477—A bill to be entitled An Act amending Section 3, Chapter 22645, Laws of 1945, providing for preparation and sale of stamps and discounts to dealers of such stamps, all respecting the cigarette tax.

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

By Senators Baynard and Davis—

S. B. No. 478—A bill to be entitled An Act amending Section 561.34, Florida Statutes, 1941, relating to license taxes of vendors of alcoholic beverages.

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

By Senators Baynard and Davis—

S. B. No. 479—A bill to be entitled An Act amending Section 550.07, Florida Statutes, 1941, providing for issuance of licenses by the Racing Commission and the revocation of license and permit.

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

By Senator Johnson—

S. B. No. 480—A bill to be entitled An Act to amend Section 1, of Chapter 9764, Laws of Florida, 1923, (Special Acts) as amended by Chapter 18555, Laws of Florida, 1937, (Special Acts), enlarging the corporate limits of the Town of Groveland, Lake County, Florida, upon ratification and approval by referendum election of the qualified electors within the boundaries of said Town as in this Act established and under the provisions of this Act.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 480 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 Johnson moved that the rules be waived and Senate Bill No. 480 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Johnson moved that the rules be further waived and Senate Bill No. 480 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 480 was read the third time in full.

Upon the passage of Senate Bill No. 480 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

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

By Senator Johnson—

S. B. No. 481—A bill to be entitled An Act to amend Section 19 of Chapter 9764 of Special Acts of the Legislature of the State of Florida of 1923 to provide for the creation of the Office of Judge of the Municipal Court of the Town of Groveland, Lake County, Florida, and prescribing the powers of such office.

Which was read the first time by title only.

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

Senator Johnson moved that the rules be waived and Senate Bill No. 481 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Johnson moved that the rules be further waived and Senate Bill No. 481 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 481 was read the third time in full.

Upon the passage of Senate Bill No. 481 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

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

By Senator Coleman—

S. B. No. 482—A bill to be entitled An Act to amend Chapter 10847, Special Laws of Florida, 1925, and all laws supplemental thereto and amendatory thereof, the same being the Charter of the City of Miami, by amending Section 51 thereof for the purpose of enabling said City to levy annually ad valorem taxes not to exceed twelve (12) mills on the dollar of the assessed value of all property in said City, both real and personal, for carrying on the government of said City, in

addition to ad valorem taxes leviable for debt service, for the lighting of said city and hydrant rental, for the operation of such public utilities as the City may construct or acquire, and for a Publicity Fund, all as in said Section 51 provided; to repeal all laws and parts of laws inconsistent or in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 482 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 moved that the rules be waived and Senate Bill No. 482 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 482 was read the second time by title only.

Senator Coleman moved that the rules be further waived and Senate Bill No. 482 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. 482 was read the third time in full.

Upon the passage of Senate Bill No. 482 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 482 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman—

S. B. No. 483—A bill to be entitled An Act to amend Section 1 of Chapter 21394, Special Laws of Florida, 1941, and entitled "An Act to amend the Charter of the City of Miami, Florida, by authorizing said City to levy a Special Tax, not exceeding one mill, upon real and personal property therein, for the purpose of maintaining a Public Library and Public Library System in said City," as amended by Chapter 23402, Special Laws of Florida, 1945, to authorize the City of Miami, Florida, to levy an annual tax not to exceed two and one half (2½) mills on each dollar of the assessed taxable value of all property in said City, both real and personal, for the purpose of establishing, operating and maintaining a Public Library and Public Library System in said City.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 483 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 moved that the rules be waived and Senate Bill No. 483 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 483 was read the second time by title only.

Senator Coleman moved that the rules be further waived and Senate Bill No. 483 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. 483 was read the third time in full.

Upon the passage of Senate Bill No. 483 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 483 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman—

S. B. No. 484—A bill to be entitled An Act affecting the Government of the City of Coral Gables, Florida and providing for the election of the Mayor of the City of Coral Gables, Florida in the event no candidate for the office of Mayor at any election of said city shall receive sufficient votes at such election to become a City Commissioner and such candidate is not a hold-over commissioner in which event the office of Mayor of said city shall be filled by a majority vote of the Commissioners of said city as elected and constituted after such election; repealing all laws or parts of laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 484 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 moved that the rules be waived and Senate Bill No. 484 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 484 was read the second time by title only.

Senator Coleman moved that the rules be further waived and Senate Bill No. 484 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. 484 was read the third time in full.

Upon the passage of Senate Bill No. 484 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 484 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman—

S. B. No. 485—A bill to be entitled An Act relating only to

those counties in this state which now have or may hereafter have, a population of more than three hundred thousand people according to any last preceding State or Federal Census and shall now have, or may hereafter have, established therein a Juvenile and Domestic Relations Court presided over by a judge required by law to be admitted to the practice of law in this State, but not permitted to engage in private practice of law while acting as such judge, and to which court certain matters under the law may be referred by the Circuit Court; to provide for the salary and expenses of the Judge of the Juvenile and Domestic Relations Court in any such county and that the same shall be paid from the General Funds of such county; for all purposes reasonably incidental; and repealing all laws in conflict.

Which was read the first time by title only.

Senator Coleman moved that the rules be waived and Senate Bill No. 485 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 485 was read the second time by title only.

Senator Coleman moved that the rules be further waived and Senate Bill No. 485 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. 485 was read the third time in full.

Upon the passage of Senate Bill No. 485 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So Senate Bill No. 485 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Sheldon and Ray—

S. B. No. 486—A bill to be entitled An Act to amend Section 233.13, Florida Statutes, 1941, entitled "State to furnish textbooks in public schools," by providing that State shall furnish all textbooks, workbooks, and books of similar import at the expense of the State.

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

By Senators Sheldon and Fraser (29th)—

S. B. No. 487—A bill to be entitled An Act to amend Section 211.18, Florida Statutes, 1941, relating to recording sub-surface ownerships in oil and gas where owned separately from land surface ownership, by amending and fixing the recording fee for each such description of such ownership or interest.

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

By Senator Crary—

S. B. No. 488—A bill to be entitled An Act amending Section 210.01, 1945 Cumulative Supplement, Florida Statutes, 1941, also designated as Section 1, Chapter 22645, Laws of Florida, Acts of 1945, and Section 210.02, 1945 Cumulative Supplement, Florida Statutes, 1941, also designated as Section 2, Chapter 22645, Laws of Florida, Acts of 1945, and Section 210.04, 1945 Cumulative Supplement, Florida Statutes, 1941, also designated as Section 4, Chapter 22645, Laws of Florida, Acts of 1945, all relating to taxation, levying and imposing a tax on

cigarettes and the collection and payment thereof; defining terms used in Chapter 22645, Laws of Florida, Acts of 1945, and in this Act; providing for affixing of stamps as evidence of payment of said tax; providing certain exemptions from payment of said tax; and providing that the presumption shall be that cigarettes possessed without stamps affixed are kept in violation of the provisions of Chapter 22645, Laws of Florida, Acts of 1945, and of this Act.

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

By Senators Shands, Collins, Rose, Flake, Riddle, Sheldon, Walker, Wilson, Perdue, Ray, Franklin, Johnson, Carroll, Fraser (31st), Pearce, Baynard, Beacham, Coleman, Moon, King, Alford, Johns, Boyle, Beall, Brackin, Crary, Lindler, Sturgis, Mathews, Gray, Fraser (29th), Branch and Leaird—

S. B. No. 489—A bill to be entitled An Act relating to education; amending Sections 238.01, 238.05, 238.06, 238.07, 238.09, and 238.11, as amended, concerning: definitions; membership; membership application and creditable service; regular benefits and method of financing; collection of contributions, of the Teachers' Retirement System of the State of Florida, and Adding to Chapter 238, Florida Statutes, 1941, as amended, Section 238.17 on the Intent of the Act.

Which was read the first time by title only.

Senator Shands moved that the rules be waived and Senate Bill No. 489 be placed on the Calendar of Bills on Second Reading, without reference.

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

By Senator Wilson—

S. B. No. 490—A bill to be entitled An Act designating and establishing a State Road in Gadsden County.

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

By Senators Beacham and Crary—

S. B. No. 491—A bill to be entitled An Act conferring jurisdiction upon the Circuit Court in equity to grant divorces upon the ground of insanity, where the other party has been continuously confined by reason of insanity, and adjudicated insane for seven years, and is incurably insane and authorizing the court to make orders touching upon the support of such insane person and otherwise protecting the interests of such insane spouse, and providing for service of process.

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

By Senator Wilson—

S. B. No. 492—A bill to be entitled An Act making an annual appropriation for salaries and expenses of the officers and employees of the State Marketing Bureau for the periods beginning July 1, 1947, and ending June 30, 1949, in addition to the appropriations made for the State Marketing Bureau contained in the general appropriation bill for the biennium beginning July 1, 1947.

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

Senator Leaird asked unanimous consent of the Senate to take up and consider House Bill No. 119, out of its order, at this time.

Which was agreed to.

H. B. No. 119—A bill to be entitled An Act to abolish the present municipality of the Town of Hallandale, and to create, establish and organize a municipality to be known and designated as the City of Hallandale, Broward County, Florida, to define its territorial boundaries, which boundaries will be identical with the boundaries of the existing municipality; to provide for its government, jurisdiction, powers, franchises, immunities, privileges and means for exercising the same; confirming its title to all city property and validating all taxes, assessments and levies heretofore made; and prescribing the general powers to be exercised by said city.

Was taken up pending roll call, having been read the third time in full on April 18, 1947.

Upon the passage of House Bill No. 119 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So House Bill No. 119 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Leaird asked unanimous consent of the Senate to take up and consider House Bill No. 122, out of its order, at this time.

Which was agreed to.

H. B. No. 122—A bill to be entitled An Act to amend Section 7 of the Charter of the City of Hallandale, Florida, to redefine the boundaries of the City of Hallandale and providing for a referendum.

Was taken up pending roll call, having been read the third time in full, on April 18, 1947.

By unanimous consent Senator Leaird offered the following amendment to House Bill No. 122:

Strike out Section 1 and insert in lieu thereof the following:

Section 1. That Section 7 of the Charter of the City of Hallandale, Florida, be and the same is hereby amended to read as follows, to-wit: "Section 7. Boundaries.—The territorial boundaries of the City of Hallandale shall be as follows: "The Southeast Quarter (SE $\frac{1}{4}$) of Section 21; the South Half (S $\frac{1}{2}$) of Section 22; that part of the South Half (S $\frac{1}{2}$) of Section 23 lying west of the west right-of-way line of the Intracoastal Waterway; that part of the North One-Quarter (N $\frac{1}{4}$) of Section 26 lying west of said Intracoastal Waterway line; that part of Government Lot 1 in Section 25 lying south of the north line of Block 3 of Seminole Beach subdivision, when said north line is extended easterly and westerly, according to the plat of Seminole Beach as recorded in Plat Book 3, page 179, of the public records of Dade County, Florida; the South three-quarters (S $\frac{3}{4}$) of Section 26; all of Section 27; and the East Half (E $\frac{1}{2}$) of Section 28; all the foregoing described lands being located in Township 51 South, Range 42 East, Broward County, Florida; and containing 2300 acres, more or less; and more particularly described as follows:

Beginning at the Northwest corner of the Southeast Quarter (SE $\frac{1}{4}$) of Section 21, run east along the north line of said Southeast Quarter (SE $\frac{1}{4}$) of Section 21, and continue east along the north line of South Half (S $\frac{1}{2}$) of Section 22, and continue east along the north line of the South Half (S $\frac{1}{2}$) of Section 23, to the westerly right-of-way line of the Intracoastal Waterway; thence, run southerly along said west line of waterway to the south line of the North One-quarter (N $\frac{1}{4}$) of Section 26; thence, run east along said south line to the west line of Government Lot 1 in Section 25; thence, run north along said west line of Government Lot 1 in Section 25; thence, run north along said west line of Government Lot 1 to a point where the north line of Block 3, of Seminole Beach subdivision extended in a westerly direction intersects the said west line of Government Lot 1; thence, run easterly, along said north line of Block 3 extended, to the Mean Low Water line of the Atlantic Ocean; thence run south along the meanders of said Mean Low Water line 2,000 feet, more or less, to the south line of Section 26, being also described as the south line of Broward County, Florida; thence, run west along the south line of said Section 26 and continue west along the south line of Section 27 and continue west

along the south line of Section 28 to the southwest corner of the southeast Quarter (SE $\frac{1}{4}$) of said Section 28; then run north along the west line of the East Half (E $\frac{1}{2}$) of said Section 28 and continue north along the west line of the Southeast Quarter (SE $\frac{1}{4}$) of said Section 21 to the point of beginning; all the above described lands, being a part of Township 51 South, Range 42 East, Broward County, Florida."

Senator Leaird moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of House Bill No. 122, as amended, the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So House Bill No. 122 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Moon asked unanimous consent of the Senate to take up and consider House Bill No. 328, out of its order, at this time.

Which was agreed to.

H. B. No. 328—A bill to be entitled An Act to provide for the registration and reregistration of all qualified electors in each county in the State of Florida having a population of not more than five thousand four hundred and fifty (5,450) and not less than five thousand four hundred (5,400) according to the 1945 State Census, in order to qualify such electors to participate in elections in the year 1948 and subsequent years; providing for the making of a new set of registration books in such counties, the form of such books, and the furnishing of such books by the Board of County Commissioners in such counties; providing for the compensation to be allowed the Supervisor of Registration for such reregistration; repealing all laws and parts of laws in conflict herewith; and fixing the effective date of this act.

Was taken up.

Senator Moon moved that the rules be waived and House Bill No. 328 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 328 was read the second time by title only.

Senator Moon moved that the rules be further waived and House Bill No. 328 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. 328 was read the third time in full.

Upon the passage of House Bill No. 328 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

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So House Bill No. 328 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida,
May 6, 1947

Hon. S. D. Clarke,
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 Appropriations—

H. B. No. 444—A bill to be entitled An Act Making an Emergency Appropriation for the State Tuberculosis Board for Use in the Current Biennium.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 444, contained in the above Message, was read the first time by title only and referred to the Committee on Appropriations.

SENATE BILLS ON SECOND READING

Senator Collins asked unanimous consent of the Senate to take up and consider House Bill No. 60, out of its order, at this time.

Which was agreed to.

H. B. No. 60—A bill to be entitled An Act relating to the adoption of minors, and amending Sections 72.11, 72.14, 72.15, and 72.24, Florida Statutes of 1941.

Was taken up.

Senator Collins moved that the rules be waived and House Bill No. 60 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 60 was read the second time by title only.

Senator Sanchez offered the following amendment to House Bill No. 60:

In Section 2, line 21 (typewritten bill) strike out the words: "and the licensed child-placing agency shall in all such cases file with its consent a certified copy of the court order by which the child was permanently committed to the agency."

Senator Sanchez moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins moved that the rules be further waived and House Bill No. 60, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 60, as amended, was read the third time in full.

Upon the passage of House Bill No. 60, as amended, the roll was called and the vote was:

Yeas—35.

Mr. President Branch Franklin King
Alford Carroll Fraser (29th) Leaird
Baynard Colemam Fraser (31st) Lindler
Beacham Collins Getzen McArthur
Beall Cray Gray Pearce
Boyle Davis Johns Perdue
Brackin Flake Johnson Ray

Riddle Sanchez Sturgis Wilson
Rose Shands Walker

Nays—None.

So House Bill No. 60 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Collins withdrew Senate Bill No. 34.

Senator Beall asked unanimous consent of the Senate to take up and consider House Bill No. 325, out of its order, at this time.

Which was agreed to.

H. B. No. 325—A bill to be entitled An Act providing for the resignation and retirement of Justices of the Supreme Court under certain conditions: Establishing a fund to be known as the Justices of the Supreme Court Retirement Fund, and providing for contribution thereto by Justices of the Supreme Court under certain conditions; providing for the pay of such retired Justices of the Supreme Court; making appropriations to carry out the provisions of this act; prohibiting retired Justices of the Supreme Court from practicing law; and preserving Section 25.12, Florida Statutes, 1941, in full force and effect.

Was taken up.

Senator Beall moved that the rules be waived and House Bill No. 325 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 325 was read the second time by title only.

Senator Beall moved that the rules be further waived and House Bill No. 325 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. 325 was read the third time in full.

Upon the passage of House Bill No. 325 the roll was called and the vote was:

Yeas—33

Mr. President Coleman Johnson Sanchez
Alford Collins King Shands
Baynard Cray Leaird Sheldon
Beacham Flake Lindler Sturgis
Beall Franklin Mathews Walker
Boyle Fraser (29th) Moon Wilson
Brackin Fraser (31st) Ray
Branch Getzen Riddle
Carroll Gray Rose

Nays—3

Davis McArthur Perdue

So House Bill No. 325 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Beall withdrew Senate Bill No. 149.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 120, out of its order, at this time.

Which was agreed to.

H. B. No. 120—A bill to be entitled An Act amending Section 733.32, Florida Statutes, 1941, as amended by Section 3, Chapter 22783, Laws of Florida, Acts of 1945, relating to the Probate Laws of Florida and to conveyances pursuant to contracts of the decedent.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 120 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 120 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 120 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. 120 was read the third time in full.

Upon the passage of House Bill No. 120 the roll was called and the vote was:

Yeas—36.

Mr. President	Coleman	Johns	Ray
Alford	Collins	Johnson	Riddle
Baynard	Crary	King	Rose
Beacham	Davis	Leaird	Sanchez
Beall	Flake	Lindler	Shands
Boyle	Franklin	Mathews	Sheldon
Brackin	Fraser (29th)	McArthur	Sturgis
Branch	Fraser (31st)	Pearce	Walker
Carroll	Getzen	Perdue	Wilson

Nays—None.

So House Bill No. 120 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. 26.

Senator Baynard asked unanimous consent of the Senate to take up and consider Committee Substitute for House Bill No. 124, out of its order, at this time.

Which was agreed to.

Committee Substitute for H. B. No. 124—A bill to be entitled An Act amending Sections 735.01 and 735.04, Florida Statutes, 1941, as set out in Section 15, Chapter 22847, Laws of Florida, Acts of 1945, relating to the probate laws of Florida, to small estates and to proceedings when administration unnecessary.

Was taken up.

Senator Baynard moved that the rules be waived and Committee Substitute for House Bill No. 124 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 124 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Committee Substitute for House Bill No. 124 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 House Bill No. 124 was read the third time in full.

Upon the passage of Committee Substitute for House Bill No. 124 the roll was called and the vote was:

Yeas—37.

Mr. President	Collins	King	Rose
Alford	Crary	Leaird	Sanchez
Baynard	Davis	Lindler	Shands
Beacham	Flake	Mathews	Sheldon
Beall	Franklin	McArthur	Sturgis
Boyle	Fraser (29th)	Moon	Walker
Brackin	Fraser (31st)	Pearce	Wilson
Branch	Getzen	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None.

So Committee Substitute for House Bill No. 124 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. 27.

S. B. No. 38—A bill to be entitled An Act to amend Chapter 741.07, Florida Statutes, 1941, being an Act authorizing the solemnizing of matrimony and eliminating from the provisions of said Act and Notaries Public and for other purposes.

Was taken up in its order.

Senator Sheldon moved that the rules be waived and Senate Bill No. 38 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 38 was read the second time by title only.

The Committee on Judiciary "A" offered the following amendment to Senate Bill No. 38:

In Section 1, line 3, (typewritten bill) strike out the words: Section 1. That Chapter 741.07 Florida Statutes, 1941 is hereby amended to read as follows: 741.07 Person authorized to solemnize matrimony. All regularly ordained ministers of the Gospel in communion with some church, and all judicial officers of this state may solemnize the rights of the matrimonial contract, under the regulations prescribed by law. And insert in lieu thereof the following:

Section 1. That Chapter 741.07 Florida Statutes, 1941, is hereby amended to read as follows: 741.07 Person authorized to solemnize matrimony. All regularly ordained ministers of the Gospel in communion with some church, and all judicial officers of this state and their duly elected or appointed clerks may solemnize the rights of the matrimonial contract, under the regulations prescribed by law.

Senator Sheldon moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Judiciary "A" also offered the following amendment to Senate Bill No. 38:

(Typewritten bill) strike out the title thereto and insert in lieu thereof the following:

A bill to be entitled An Act to amend Chapter 741.07 Florida Statutes, 1941, relating to the solemnizing of matrimony, by authorizing all regularly ordained ministers of the Gospel, and all judicial officers of this State and their duly elected or appointed clerks to solemnize the rights of the matrimonial contract, and excluding notaries public from the provisions thereof.

Senator Sheldon moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 38, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 38, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 38, as amended, the roll was called and the vote was:

Yeas—22

Baynard	Flake	Perdue	Sheldon
Boyle	Fraser (29th)	Ray	Sturgis
Brackin	Fraser (31st)	Riddle	Walker
Collins	Leaird	Rose	Wilson
Crary	Mathews	Sanchez	
Davis	Pearce	Shands	

Nays—14

Mr. President	Branch	Johns	McArthur
Alford	Carroll	Johnson	Moon
Beacham	Franklin	King	
Beall	Getzen	Lindler	

So Senate Bill No. 38 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senator Sheldon asked unanimous consent of the Senate to take up and consider House Bill No. 83, out of its order, at this time.

Which was agreed to.

H. B. No. 83—A bill to be entitled An Act authorizing and providing for the issuance of certificates of titles on motor vehicles upon transfer of ownership by operation of law and in other cases; empowering Motor Vehicle Commissioner to determine proof of ownership and right of possession; and providing that this Act shall not repeal any other law or part of law but shall be supplemental thereto.

Was taken up.

Senator Sheldon moved that the rules be waived and House Bill No. 83 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 83 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 83 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. 83 was read the third time in full.

Upon the passage of House Bill No. 83 the roll was called and the vote was:

Yeas—35

Mr. President	Coleman	Johnson	Riddle
Alford	Collins	King	Rose
Baynard	Crary	Lindler	Sanchez
Beacham	Davis	Mathews	Shands
Beall	Flake	McArthur	Sheldon
Boyle	Franklin	Moon	Sturgis
Brackin	Fraser (31st)	Pearce	Walker
Branch	Getzen	Perdue	Wilson
Carroll	Johns	Ray	

Nays—None

So House Bill No. 83 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Sheldon withdrew Senate Bill No. 109.

S. B. No. 103—A bill to be entitled An Act providing for the abatement of actions and suits not prosecuted for one year; providing for their reinstatement; prescribing the result of failure to reinstate; and repealing Section 45.19, Florida Statutes, 1941.

Was taken up in its order.

Senator Mathews moved that the rules be waived and Senate Bill No. 103 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 103 was read the second time by title only.

Senator Mathews offered the following amendment to Senate Bill No. 103:

At the end of Section 1 (typewritten bill), add the words:

Provided that a copy of the Order of Dismissal shall be served upon the attorney for the opposite party in person or by registered mail within three (3) days after the entry of such order.

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Mathews moved that the rules be further waived and Senate Bill No. 103, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 103, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 103, as amended, the roll was called and the vote was:

Yeas—34.

Mr. President	Collins	King	Rose
Alford	Crary	Leaird	Sanchez
Baynard	Davis	Lindler	Shands
Beacham	Flake	Mathews	Sheldon
Boyle	Franklin	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johnson	Ray	

Nays—None.

So Senate Bill No. 103 passed, as amended, and was referred to the Committee on Engrossed Bills.

Senate Joint Resolution No. 24, and Senate Bills Nos. 17 and 29 were taken up in their order and the consideration thereof was informally passed.

S. B. No. 36—A bill to be entitled An Act amending Section 7 of Chapter 22847, Acts of 1945, relating to the probate laws of Florida, and prescribing the class of persons, non-resident of the State of Florida, who may qualify as a personal representative of an estate in Florida.

Was taken up in its order.

Senator Baynard moved that the rules be waived and Senate Bill No. 36 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 36 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 36 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. 36 was read the third time in full.

Upon the passage of Senate Bill No. 36 the roll was called and the vote was:

Yeas—36.

Mr. President	Collins	Johns	Perdue
Alford	Crary	Johnson	Ray
Baynard	Davis	King	Rose
Beacham	Flake	Leaird	Sanchez
Beall	Franklin	Lindler	Shands
Boyle	Fraser (29th)	Mathews	Sheldon
Brackin	Fraser (31st)	McArthur	Sturgis
Carroll	Getzen	Moon	Walker
Coleman	Gray	Pearce	Wilson

Nays—None.

So Senate Bill No. 36 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 161—A bill to be entitled An Act amending Section 733.16, Florida Statutes, 1941, as amended by Chapter 22783, Laws of Florida, Acts of 1945, and by Chapter 22889, Laws of Florida, Acts of 1945, the same relating to the form and manner of presenting claims against estates of decedents, and fixing a limitation of time for the filing and enforcement thereof.

Was taken up in its order.

Senator Sturgis moved that the rules be waived and Senate Bill No. 161 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 161 was read the second time by title only.

Senator Beall offered the following amendment to Senate Bill No. 161:

In Section 1, line 7, (typewritten bill) after the word "damages" place a comma (,) and insert the following: including

but not limited to actions founded upon fraud or other wrongful act or omission of the decedent.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall also offered the following amendment to Senate Bill No. 161:

In Section 1, line 17, (typewritten bill) after the comma (,) following the word "accruing" insert the following: including but not limited to actions founded upon fraud or other wrongful act or omission.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sturgis moved that the rules be further waived and Senate Bill No. 161, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 161, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 161, as amended, the roll was called and the vote was:

Yeas—34

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	McArthur	Sheldon
Boyle	Fraser (29th)	Moon	Sturgis
Brackin	Fraser (31st)	Pearce	Wilson
Carroll	Getzen	Perdue	
Coleman	Gray	Ray	

Nays—1

Walker

So Senate Bill No. 161 passed, as amended, and was referred to the Committee on Engrossed Bills.

S. B. No. 78—A bill to be entitled An Act amending Sections 689.11, Florida Statutes, 1941, relating to conveyances of real property between husband and wife direct, by enabling an estate by entireties to be created by such conveyances; and repealing all laws in conflict herewith.

Was taken up in its order.

Senator Sturgis moved that the rules be waived and Senate Bill No. 78 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 78 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and Senate Bill No. 78 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. 78 was read the third time in full.

Upon the passage of Senate Bill No. 78 the roll was called and the vote was:

Yeas—35

Mr. President	Crary	Johnson	Riddle
Alford	Davis	King	Rose
Baynard	Flake	Leaird	Sanchez
Beacham	Franklin	Lindler	Shands
Beall	Fraser (29th)	McArthur	Sheldon
Brackin	Fraser (31st)	Moon	Sturgis
Carroll	Getzen	Pearce	Walker
Coleman	Gray	Perdue	Wilson
Collins	Johns	Ray	

Nays—None

So Senate Bill No. 78 passed, title as stated, and the action

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

Senator Wilson moved that the rules be waived and House Bills Nos. 89 and 90 be recalled from the Committee on Agriculture and Livestock and placed on the Calendar of Bills on Second Reading.

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

S. B. No. 151—A bill to be entitled An Act amending Sections 2 (a), 3 (a), 3 (c), 3 (d), 7, 8, 10, 12 and 16 of Chapter 22034, Laws of Florida, Acts of 1943, entitled an Act to Protect the Health, Safety and Welfare of the People of the State of Florida; defining terms used in this Act; prescribing regulations for the practice of massage and the conduct of massage establishments; providing for the creation of a board of masseurs and defining the powers and duties of such board; providing for the inspection of all massage establishments and schools and requiring the registration of all who practice or teach massage; appropriating the proceeds thereof to accomplish the purposes of this act; and providing penalties for the violation of any provisions of this act.

Was taken up in its order.

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

Which was agreed to by a two-thirds vote.

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

Senator Beacham offered the following amendment to Senate Bill No. 151:

In Section 1, line 4 (typewritten bill), after the words "Masseur and Masseuse" strike out all the rest of this section and insert in lieu thereof the following: As the following subjects and methods of treatments besides study of underlying principles of anatomy and physiology are generally included in a regular course of study by a recognized and accredited school of massage or like institution, viz: The art of body massage, either by hand or with any mechanical or electrical apparatus for the purpose of body massaging, reducing or contouring, the use of oil rubs, salt glows, hot and cold packs, tub, shower, sitz and similar baths, cabinet baths, excluding fever therapy. Therefore under the meaning of this Act the term "Masseur" or "Masseuse" shall be deemed to be a person who practices, administers or teaches all or any one or more of the above named subjects and methods of treatments.

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 Senate Bill No. 151:

In Section 2, line 8 (typewritten bill) strike out the words: Junior Masseur and Junior Masseuses shall be issued a certificate for a minimum of one calendar year, which said certificate shall not be subject to renewal.

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 Senate Bill No. 151:

(Typewritten bill) strike out the entire Section 4 and insert in lieu thereof the following:

"Section 4. That section 3 of Chapter 22034, Laws of Florida, Acts of 1943, be and the same is hereby amended to read as follows: Add Subsection (e) "Not more than one (1) apprentice shall be employed by any massage establishment employing full time from one (1) or more registered masseurs or masseuses."

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 Senate Bill No. 151:

In Section 5, line 27 (typewritten bill) strike out the words: or use of hydrotherapy oil rubs, excluding fever therapy and insert in lieu thereof the following, the use of oil rubs, salt glows, hot and cold packs, tub, shower, sitz and similar baths, cabinet bath, excluding fever therapy.

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 Senate Bill No. 151:

In Section 5, line 55, (typewritten bill): Strike out the entire last paragraph beginning with the words, A Junior Masseur.

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 Senate Bill No. 151:

In Section 6, lines 4 and 19 (typewritten bill) strike out the entire subsection (a). Line 19 of subsection (c) strike out the following words, Certificates issued to Junior Masseurs and Junior Masseuses shall not be subject to renewal, and insert in lieu thereof the following: (a) For Masseur, Masseuse and Apprentice. The fee to be paid by an applicant to determine his or her fitness to receive a certificate of registration to practice as a registered Masseur or Masseuse, as classified and defined in this Act, and excepting a Massage School shall be Thirty-five (\$35.00) dollars and as an Apprentice as classified in this Act the sum of Twenty-five (\$25.00) dollars.

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 Senate Bill No. 151:

In Section 8, lines 4 and 5 (typewritten bill): In subsection (1) strike out the words, The license of any Junior Masseuse or Junior Masseur and insert in lieu thereof the following: The certificate of an Apprentice.

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 Senate Bill No. 151:

Add the following: "Section 10. This Act shall take effect immediately upon its becoming a law."

Senator Beacham moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Beacham moved that the rules be further waived and Senate Bill No. 151, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 151, as amended, was read the third time in full.

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

Yeas—32.

Mr. President	Carroll	Getzen	Moon
Alford	Coleman	Gray	Pearce
Baynard	Collins	Johns	Perdue
Beacham	Crary	Johnson	Riddle
Beall	Flake	King	Rose
Boyle	Franklin	Leaird	Shands
Brackin	Fraser (29th)	Lindler	Sheldon
Branch	Fraser (31st)	McArthur	Wilson

Nays—2.

Davis
Sturgis

So Senate Bill No. 151 passed, as amended, and was referred to the Committee on Engrossed Bills.

By unanimous consent Senator Johns withdrew Senate Bill No. 146.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 393, out of its order, at this time.

Which was agreed to.

H. B. No. 393—A bill to be entitled An Act fixing the salary of the Judge of the Criminal Court of Record for Monroe County, Florida, and providing the fund out of which said salary shall be paid.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 393 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 393 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 393 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. 393 was read the third time in full.

Upon the passage of House Bill No. 393 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So House Bill No. 393 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 463, out of its order, at this time.

Which was agreed to.

H. B. No. 463—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Monroe County, Florida, to transfer the surplus unexpended balance of money now in the County of Monroe Airport Fund to the bathing beach bonds account of said county and authorizing the use of said money for the purposes for which moneys now in said bathing beach bonds account may be used.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 463 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 463 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 463 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. 463 was read the third time in full.

Upon the passage of House Bill No. 463 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So House Bill No. 463 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 464, out of its order, at this time.

Which was agreed to.

H. B. No. 464—A bill to be entitled An Act fixing the monthly compensation for the members of the Board of County Commissioners of Monroe County, Florida, designating the fund out of which said compensation shall be paid; authorizing additional compensation for mileage actually traveled within Monroe County while attending to business of the county but excluding mileage for traveling to and from court house to attend meetings of board; authorizing additional compensation for actual expenses, including travel incurred in attending to business for the county beyond the limits of Monroe County; repealing all laws or parts of laws, whether general or special, in conflict with this Act.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 464 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 464 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 464 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. 464 was read the third time in full.

Upon the passage of House Bill No. 464 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So House Bill No. 464 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Wilson asked unanimous consent of the Senate to take up and consider House Bill No. 326, out of its order, at this time.

Which was agreed to.

H. B. No. 326—A bill to be entitled An Act prescribing the compensation of county judges as judges of the County Courts and Juvenile Courts of their respective counties in counties in the State of Florida having a population of not more than 32,000, and not less than 30,000, according to the last preceding State census.

Was taken up.

Senator Wilson moved that the rules be waived and House Bill No. 326 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 326 was read the second time by title only.

Senator Wilson moved that the rules be further waived and House Bill No. 326 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. 326 was read the third time in full.

Upon the passage of House Bill No. 326 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

Nays—None.

So House Bill No. 326 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Branch moved that a committee of three be appointed to escort Honorable Jay Shuler, former member of the Senate from the Fifth Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Branch, Rose and King as the committee.

Senator Gray moved that the Senate do now proceed to the consideration of Executive Communications.

Which was agreed to.

And the Senate went into Executive Session at 1:03 o'clock, P. M.

The Senate emerged from Executive Session at 1:14 o'clock, P. M., and resumed its session.

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

Mr. President	Collins	Johnson	Riddle
Alford	Crary	King	Rose
Baynard	Davis	Leaird	Sanchez
Beacham	Flake	Lindler	Shands
Beall	Franklin	Mathews	Sheldon
Boyle	Fraser (29th)	McArthur	Sturgis
Brackin	Fraser (31st)	Moon	Walker
Branch	Getzen	Pearce	Wilson
Carroll	Gray	Perdue	
Coleman	Johns	Ray	

—38

A quorum present.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 1:15 o'clock, P. M., until 11:00 o'clock, A. M., Wednesday, May 7, 1947.

EXECUTIVE SESSION ANNOUNCEMENTS

The Senate, in Executive Session on May 6, 1947, advised and consented to the following appointment made by the Governor, which supersedes and corrects the appointment previously made by the Governor and confirmed by the Senate on April 16, 1947:

J. N. Arnold, Harbor Master in and for the Port of Panama City, for the term ending July 1, 1951.