

JOURNAL OF THE SENATE

Tuesday, April 22, 1947

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The Senate convened at 11:00 o'clock, A. M., pursuant to adjournment on Monday, April 21, 1947.

The President in the Chair.

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

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

—37.

A quorum present.

Senator McArthur was excused from attendance upon the session today on account of illness.

The following prayer was offered by the Chaplain:

"O God, our Father, Thou Searcher of men's hearts, help us to draw near to Thee in sincerity and truth. Strengthen and increase our admiration for honest dealing and clean thinking. Encourage us in our endeavour to live above the common level of life. Endow us with courage that is born of loyalty to all that is noble and worthy, that scorns to compromise with vice and injustice and knows no fear when truth and right are in jeopardy. Guard us against flippancy and irreverence in the sacred things of life. Kindle our hearts in fellowship with those of a cheerful countenance, and soften our hearts with sympathy for those who sorrow and suffer. Help us, in our work and in our play, to keep ourselves physically strong, mentally awake and morally straight. All of which we ask in the name of our Lord and Saviour Jesus Christ. Amen."

(Excerpts from the Prayer of Cadets at West Point).

The reading of the Journal was dispensed with.

The Journal of Friday, April 18, 1947, was further corrected as follows:

Page 12, column 2, between lines 30 and 31, counting from the top of the column, insert the following:

"Proof of Publication attached."

Also—

Page 12, column 2, between lines 23 and 24, counting from the bottom of the column, insert the following:

"Proof of publication of Notice was attached to House Bill No. 116 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."

And as further corrected was approved.

The Journal of Monday, April 21, 1947, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

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

H. B. No. 101—A bill to be entitled An Act providing for the application of gasoline and other fuel tax funds accruing to Flagler County under Section 16 of Article IX of the Constitution of this State, to Flagler County's proportionate share of the cost of construction of the brick road originally

constructed by St. Johns County.

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

Very Respectfully,
LLOYD F. BOYLE
Chairman of Committee.

And House Bill No. 101, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Banking and Building and Loans, to whom was referred:

S. B. No. 185—A bill to be entitled An Act to require notice of a post dated check to be given the bank upon which same is drawn and to relieve such bank of liability for paying same through error without such notice.

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

Very Respectfully,
N. RAY CARROLL,
Chairman of Committee.

And Senate Bill No. 185, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Banking and Building and Loans, to whom was referred:

S. B. No. 125—A bill to be entitled An Act to amend Section 653.05, Florida Statutes, 1941, relating to Dividends of Banking Companies.

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

Very Respectfully,
N. RAY CARROLL,
Chairman of Committee.

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

Your Committee on Banking and Building and Loans, to whom was referred:

S. B. No. 57—A bill to be entitled An Act to amend Section 657.06, Florida Statutes, 1941, relating to Credit Union reports to Comptroller; examinations; fees; revocation of Certificate of Approval.

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

Very Respectfully,
N. RAY CARROLL,
Chairman of Committee.

And Senate Bill No. 57, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Banking and Building and Loans, to whom was referred:

S. B. No. 14—A bill to be entitled An Act to amend Section 655.01, Florida Statutes, 1941, relating to Trust Company organization.

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

Very Respectfully,
N. RAY CARROLL,
Chairman of Committee.

And Senate Bill No. 14, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Banking and Building and Loans, to whom was referred:

S. B. No. 73—A bill to be entitled An Act authorizing the Treasurer of the State Board of Administration, as County Treasurer ex officio, to accept from any Federal Reserve Bank, or member bank thereof, or from any bank incorporated under the Laws of the United States of America, trust or safe-keeping receipts issued by them or either of them, in lieu of the actual depositing with him of the securities required by Section 344.17, Florida Statutes, 1941, or any law supplementary thereto or amendatory thereof.

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

Very respectfully,
N. RAY CARROLL,
Chairman of Committee.

And Senate Bill No. 73, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Banking and Building and Loans, to whom was referred:

S. B. No. 121—A bill to be entitled An Act to amend Section 652.18, Florida Statutes, 1941, relating to qualifications of directors of State banks and trust companies.

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

Very respectfully,
N. RAY CARROLL,
Chairman of Committee.

And Senate Bill No. 121, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Banking and Building and Loans, to whom was referred:

S. B. No. 122—A bill to be entitled An Act amending Section 685.02, Florida Statutes, 1941, relating to the sale of collateral securities and providing that notice of the sale thereof may be waived by the pledgor with respect to any stocks, bonds or other securities which are listed upon the New York Stock Exchange, the New York Curb Exchange, the Boston Stock Exchange, the Chicago Stock Exchange, the Philadelphia Stock Exchange, the Pittsburgh Stock Exchange, and the San Francisco Stock Exchange.

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

Very respectfully,
N. RAY CARROLL,
Chairman of Committee.

And Senate Bill No. 122, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Banking and Building and Loans, to whom was referred:

S. B. No. 123—A bill to be entitled An Act to amend Section 653.18, Florida Statutes, 1941, as amended by Section 1, Chapter 23092, Acts of 1945, relating to limitations on making loans made by State banks and trust companies.

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

Very respectfully,
N. RAY CARROLL,
Chairman of Committee.

And Senate Bill No. 123, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Banking and Building and Loans, to whom was referred:

S. B. No. 124—A bill to be entitled An Act to amend Section 683.01 Florida Statutes 1941, to provide for the permissive closing of banks, trust companies and other banking organizations, on Saturdays, to amend Section 675.03, Florida Statutes, 1941, and to fix the time negotiable instruments may be presented when payable at a bank which is closed on a Saturday.

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

Very respectfully,
N. RAY CARROLL,
Chairman of Committee.

And Senate Bill No. 124, contained in the above report, was laid on the table.

Senator Riddle, Chairman of the Committee on Pensions and Claims, reported that the Committee has carefully considered the following bill and recommends that the same do pass, with Committee amendments:

S. B. No. 13—A bill to be entitled An Act for the relief of Howard William Bartlett and Loretto Bartlett and making an appropriation to compensate them for the loss of their son, Howard William Bartlett, Jr., who died in the Infirmary at the University of Florida while enrolled as a student at said University.

Which amendment is as follows:

No. 1. In Sections 1 and 2, lines 1 and 2, strike out the word \$10,000 and insert in lieu thereof the word \$7,500.

Very respectfully,
E. BERT RIDDLE,
Chairman.

And Senate Bill No. 13, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on Second Reading.

Your Committee on Engrossed Bills, to whom was referred (with amendments), after 2nd reading:

S. B. No. 53—A bill to be entitled An Act authorizing boards of county commissioners, with respect to property located without the corporate limits of any municipality, to vacate, abandon, discontinue and close streets, roads and highways other than state and federal highways; to renounce and disclaim any right of the county and public in and to any land or interest therein acquired for street, road and highway purposes, other than lands acquired for state and federal highways; to renounce and disclaim any right of the county and public in and to any lands delineated on any recorded map or plat as a street, road or highway; to convey title to lands constituting such streets, roads or highways which are no longer required for such purposes; providing for the duties of county officers and prescribing procedure to be followed in such matters.

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. 53, contained in the above report, was placed on the Calendar of Bills on Third Reading.

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

S. B. No. 162—A bill to be entitled An Act providing for the distribution and use of race track funds allocated to Escambia County, Florida, under Section 550.13, Florida Statutes, 1941, and Acts amendatory and supplementary thereto; and providing for the payment of fifty (50%) percent of all monies received from such source by the Board of County Commissioners of Escambia County, Florida, to the Board of Public Instruction of Escambia County, Florida, for the payment of teachers' salaries.

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. 162, contained in the above report, was certified to the House of Representatives.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Sheldon—

S. B. No. 187—A bill to be entitled An Act authorizing and

directing the Board of County Commissioners for Hillsborough County to execute and deliver to and in favor of Liberty Grove Number Two Association, Incorporated, a corporation not for profit under the laws of the State of Florida, a good and sufficient deed conveying to such corporation certain real property in Tampa, Hillsborough County, Florida, previously owned by said corporation, the title to which became vested in the county for non-payment of a State and County tax against said property for the year 1939; and authorizing and directing the proper officers of the State and County to cancel the said State and County tax for the year 1939 against said property; and authorizing and directing the proper officers of the City of Tampa; a municipal corporation of the State of Florida, to cancel a City of Tampa tax against said property for the year 1939.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 187 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. 187 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 187 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 187 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. 187 was read the third time in full.

Upon the passage of Senate Bill No. 187 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 187 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Shands—

S. B. No. 188—A bill to be entitled An Act to amend Section 320.10, Florida Statutes, 1941, relating to exemptions of motor vehicles owned by the Federal Government, counties and municipalities of the State of Florida, including public school authorities.

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

By Senator Pearce—

S. B. 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.

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

By Senator Baynard—

S. B. No. 190—A bill to be entitled An Act requiring certain testamentary trustees to qualify and give bond in the Circuit Courts, providing for the filing of annual accountings by such

testamentary trustees and the trial of objections thereto, and prescribing the procedure for the final discharge of such trustees.

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

By Senators King and Sanchez—

S. B. No. 191—A bill to be entitled An Act to amend Section 4 of Chapter 20,519, Laws of Florida, Acts of 1941, being Section 947.06, Florida Statutes, 1941, relating to meetings of the Parole Commission, the number of commissioners required to constitute a quorum of said Commission, and the number of Parole Commissioners whose affirmative vote is required to place a prisoner on parole.

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

By Senator Rose—

S. B. No. 192—A bill to be entitled An Act to amend Section 201.02, Florida Statutes, 1941, relating to Excise Taxes on Documents which convey or contract to convey, real estate and certain interests therein and excepting certain transactions from the operation of Chapter 201, Florida Statutes, 1941.

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

By Senator Sheldon—

S. B. No. 193—A bill to be entitled An Act providing for the recordation of congenital deformities on the certificate of birth of each and every child born in the State of Florida; providing that such information shall not be published, and providing that a record thereof be kept by the State Board of Health.

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

By Senator Beacham—

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.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 194 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 194 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 194 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 194 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. 194 was read the third time in full.

Upon the passage of Senate Bill No. 194 the roll was called and the vote was:

Yeas—37

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

Nays—None.

So Senate Bill No. 194 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beacham—

S. J. R. No. 195—A Joint Resolution proposing the amendment of Paragraph 7 of Section 30 of Article IV of the Constitution of the State of Florida relating to the powers of the Game and Fresh Water Fish Commission of the State of Florida:

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

That the following amendment of Paragraph 7 of Section 30 of Article 4 of the Constitution of the State of Florida, relating to the powers of the Game and Fresh Water Fish Commission 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 November, A. D. 1948; that is to say that said Paragraph 7 of Section 30 of Article IV of the Constitution of the State of Florida shall be amended, and as amended shall read as follows:

7. The Game and Fresh Water Fish Commission of the State of Florida may adopt and promulgate rules not inconsistent with the provisions of this amendment or with the laws of the Florida Legislature; and all laws fixing penalties for the violation of the provisions of this amendment and all laws imposing license taxes shall be enacted by the Legislature from time to time.

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

By Senator Coleman—

S. B. No. 196—A bill to be entitled An Act relating to the handling of motor vehicle applications by the tax collectors of all counties in the State of Florida now or hereafter having a population of more than three hundred thousand, according to the last preceding Federal or State Census; providing that such tax collectors be empowered to establish a department of their office for the handling of such applications, and to operate such department at one or more locations in such counties; providing the fee or service charge and the manner of collecting same and the disposition thereof by the said tax collectors; providing for the filing of semi-annual reports with the Board of County Commissioners of such counties and penalty for failure to file the same; and providing for the disposition of all excess fees of such departments.

Which was read the first time by title only.

Senator Coleman moved that the rules be waived and Senate Bill No. 196 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 196 was read the second time by title only.

Senator Coleman moved that the rules be further waived and Senate Bill No. 196 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. 196 was read the third time in full.

Upon the passage of Senate Bill No. 196 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 196 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Coleman—

S. B. No. 197—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of all counties in the State of Florida, now or hereafter having a population of more than three hundred thousand, according to the last preceding Federal or State Census, to transfer monies from any unappropriated balances in the special excess fee funds of such counties into a special building fund.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

Senator Coleman moved that the rules be further waived and Senate Bill No. 197 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 197 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 197 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Wilson—

S. B. No. 198—A bill to be entitled An Act authorizing the City Commission of the City of Quincy, Florida to establish and create by ordinance a pension, annuity, and retirement system for any and all groups of officers and employees employed by said city, to provide for disability and death benefits, to provide for contribution to the cost thereof on an actuarial basis; to provide for the manner in which officers and employees may come under the operation of said system to provide for repayment to members leaving the service of the city; to provide for contributions into said system by

City of Quincy in an amount not exceeding the contributions of officers and employees; to provide for the investment of funds of said city and to provide for the administration of said system.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 198 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 Wilson moved that the rules be waived and Senate Bill No. 198 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 198 was read the second time by title only.

Senator Wilson moved that the rules be further waived and Senate Bill No. 198 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. 198 was read the third time in full.

Upon the passage of Senate Bill No. 198 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 198 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sheldon—

S. B. No. 199—A bill to be entitled An Act amending Section 734.01, Florida Statutes, 1941, relating to the expenses and compensation of personal representatives in the administration of estates of decedents and of their attorneys and for the allowance of expenses of the administration of estates of decedents.

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

By Senator Sheldon—

S. B. No. 200—A bill to be entitled An Act relating to chattel mortgages and the provisions that may be contained therein, and permitting the mortgagee to acquire possession of mortgaged personal property and to sell the same upon giving notice.

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

By Senator Sheldon—

S. B. No. 201—A bill to be entitled An Act relating to the assignment of, and liens upon accounts receivable particularly to promote trade and commerce by facilitating the sale and pledge of accounts receivable and to eliminate fraud in connection with secret assignments.

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

By Senators Collins and Shands—

S. B. No. 202—A bill to be entitled An Act to amend Section 240.10, Florida Statutes of 1941, relating to disbursements for institutions made on written vouchers by the Board of Con-

trol, or by or through the Board of Commissioners of State Institutions, by providing for including in the same law the State Plant Board and the State Soil Conservation Board, providing for the prompt payment of all vouchers as soon as received, providing for revolving funds to be set up by certain institutions, branches or departments thereof, to pay wages of laborers and any other legitimate emergency expenses, providing for disbursements from such revolving funds and reimbursement to such funds, providing for protection of such funds and repealing all laws and parts of laws in conflict herewith.

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

The following Message from the Secretary of State was received and read:

Tallahassee, Fla., April 9, 1947.

Hon. S. D. Clarke,
President of the Senate,
Tallahassee, Florida.
Sir:

In conformity with the requirements of the Constitution of the State of Florida, I herewith transmit to you, for the consideration of the Senate, the following vetoed acts with the Governor's objections attached thereto, viz:

(Senate Bill No. 219)

"An Act relating to the sale of certain lands and the reservations for phosphate, mineral, metals and petroleum that are or may be in, on, or under such lands by Trustees of the Internal Improvement Fund of the State of Florida and the State Board of Education, title to which was vested in the Trustees of the Internal Improvement Fund of the State of Florida, as provided by Section 24 (Section 1003-L) of Chapter 14572, Laws of Florida 1929."

(Senate Bill No. 247)

"An Act to exempt from ad valorem taxation certain classes of real estate of religious or charitable institutions now engaged in the support, maintenance and care of orphan and dependent children and to cancel tax certificates and ad valorem taxes outstanding against such real estate."

(Senate Bill No. 523)

"An Act fixing the fees to be charged and collected for hunting and fishing licenses in Liberty County, Florida, and the use and disposition of such fees; providing the duties of the Game and Fresh Water Fish Commission in carrying out the provisions of this Act; providing penalties for the violation of this Act, and repealing all laws in conflict herewith."

(Senate Bill No. 538)

"An Act relating to vendors of alcoholic beverages in unincorporated villages and towns in all counties having a population of more than 10,500 and not more than 11,000 according to the last Federal Census and providing that such vendors now licensed to do business not nearer than 600 feet to a church shall be permitted and licensed to continue to do business at such locations."

(Senate Bill No. 688)

"An Act to amend Section 550.06, Florida Statutes 1941, relating to elections for ratification of permits issued by the State Racing Commission to applicants to conduct Race Meetings and Racing under Chapter 550, Florida Statutes, 1941, as amended, by providing that in the event such a permit has been ratified by election, and the holder thereof is unable to construct a track suitable for racing within twelve months after such ratification of said permit because of inability to secure material, equipment or supplies essential to the construction of such track, the Commission may extend such permit not to exceed an additional twelve months, upon application and under the conditions set forth; repealing all laws and parts of laws in conflict herewith; and fixing the effective date of this act."

(Senate Bill No. 802.)

"An Act authorizing the operation of a dog race track in

Bay County, Florida, providing for the holding of race meeting for said track; repealing all laws in conflict herewith."

(Senate Bill No. 737)

"An Act authorizing and directing the Trustees of the Internal Improvement Fund of the State of Florida to grant sand bars, islands, shallow banks and lands submerged and partly submerged in Halifax River in the Corporate Limits of the City of Daytona Beach, Volusia County, Florida, to said City of Daytona Beach, a municipal corporation, for public purposes."

Yours very truly,
R. A. GRAY,
Secretary of State.

Senate Bills Nos. 219 (1945 Session), 247 (1945 Session), 523 (1945 Session), 538 (1945 Session), 688 (1945 Session), 802 (1945 Session), and 737 (1945 Session), contained in the above Message, were read by titles, and referred to the Committee on Executive Communications.

SENATE BILLS ON SECOND READING

Senate Bills Nos. 56, 65 and 34, were taken up in their order and the consideration thereof was informally passed.

S. B. No. 45—A bill to be entitled An Act to prohibit the writing of contingent mortality endowment contracts or so called contingent mortality endowment contracts by life insurers; defining "Life Insurers" as used herein; prescribing penalties for violation of this act; repealing all laws and parts of laws in conflict herewith.

Was taken up in its order.

Senator Franklin moved that the rules be waived and Senate Bill No. 45 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 45 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 45 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. 45 was read the third time in full.

Upon the passage of Senate Bill No. 45 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 45 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 46—A bill to be entitled An Act to prohibit the issuance of certificates of authority under the provisions of Chapter 640, Florida Statutes of 1941, to any domestic or foreign benevolent mutual benefit associations or societies, except renewal certificates to associations or societies qualified before the passage of this act.

Was taken up in its order.

Senator Franklin moved that the rules be waived and Senate Bill No. 46 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 46 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 46 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. 46 was read the third time in full.

Upon the passage of Senate Bill No. 46 the roll was called and the vote was:

Yeas—32.

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

Nays—1.

Riddle

So Senate Bill No. 46 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 51—A bill to be entitled An Act to amend Section 638.02, Florida Statutes of 1941, relating to the capital required to engage in the sick and funeral benefit business, by providing that in the future the minimum capital required of domestic and foreign sick and funeral benefit companies shall be fifty thousand dollars; and providing that insurers now qualified with a capital of less than fifty thousand dollars shall have a period of one year to increase their capital to fifty thousand dollars.

Was taken up in its order.

Senator Franklin moved that the rules be waived and Senate Bill No. 51 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 51 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 51:

A bill to be entitled An Act to amend Section 638.02, Florida Statutes of 1941, relating to the capital required to engage in the sick and funeral benefit business, by providing that in the future the minimum capital required of domestic and foreign sick and funeral benefit companies shall be fifty thousand dollars; and providing that insurers now qualified with a capital of less than fifty thousand dollars shall have a period of one year to increase their capital to fifty thousand dollars.

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

Senator Franklin moved that the rules be further waived and the Committee Substitute for Senate Bill No. 51 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. 51 was read the second time by title only.

Senator Franklin moved the adoption of the Committee Substitute for Senate Bill No. 51.

Which was agreed to and the Committee Substitute for Senate Bill No. 51 was adopted.

Senator Franklin moved that the rules be further waived and Committee Substitute for Senate Bill No. 51 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. 51 was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 51 the roll was called and the vote was:

Yeas—34

Mr. President Coleman
Alford Collins
Baynard Crary
Beacham Davis
Beall Flake
Boyle Franklin
Brackin Fraser (29th)
Branch Fraser (31st)
Carroll Gray

Johns Johnson
King King
Leaird Leaird
Lindler Lindler
Mathews Mathews
Moon Moon
Pearce Pearce
Perdue Perdue

Ray Rose
Sanchez Sanchez
Shands Shands
Sturgis Sturgis
Walker Walker
Wilson Wilson

Alford Davis Riddle Wilson

So Committee Substitute for Senate Bill No. 55 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Johns moved that a committee of three be appointed to escort Mr. Don Hoover of Starke, Florida, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Johns, Fraser (29th) and Brackin as the committee.

Senator Sheldon moved that a committee of three be appointed to escort Honorable H. J. Hanks, Mayor of Port Tampa, Florida, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Sheldon, Ray and Beall as the committee.

HOUSE BILLS ON SECOND READING

House Bill No. 7 was taken up in its order and the consideration thereof was informally passed.

HOUSE LOCAL BILLS ON THIRD READING

House Bills Nos. 122 and 119 were taken up in their order and the consideration thereof was informally passed.

HOUSE LOCAL BILLS ON SECOND READING

House Bills Nos. 49 and 108 were taken up in their order and the consideration thereof was informally passed.

H. B. No. 116—A bill to be entitled An Act providing for teachers successive contracts in the public schools of Orange County, Florida, and the school districts therein, defining who are "contract teachers" within the meaning of the act and how teachers may qualify to become "contract teachers" within the meaning of the act and how such "contract teachers" may lose their status as "contract teachers," and providing with regard to reemployment of "contract teachers" for the school year 1947-1948 and by what procedure, upon whose action and under what circumstances such a "contract teacher" need not be reemployed for the school year 1947-1948, and providing for the contracts of "contract teachers" each year to contain provisions regarding reemployment and providing by what procedure, upon whose action and under what circumstances a "contract teacher" holding a contract for reemployment under the act need not be reemployed, and also setting out rights of "contract teachers" in event of failure of reemployment for the school year 1947-1948 and also in event of failure of contracts each year to contain provisions required by the act and also in event of breach of contract for reemployment inserted in contracts pursuant to act, also setting out powers of Board of Public Instruction of Orange County, Florida, the County Superintendent thereof and the trustees of the school districts therein, notwithstanding provisions for reemployment in teachers' contracts, also repealing Chapter 18743, Laws of Florida, Acts of 1937, entitled "An act providing for tenure of employment of teachers in the public schools of Orange County, Florida; defining terms used in said act: Providing when teachers are entitled to tenure of employment and the causes for which such teachers may be discharged or demoted and prescribing the procedure thereof; and conferring jurisdiction upon the Circuit Court to issue writs of mandamus and certiorari in order to give effect to the provisions of said act"

Was taken up in its order.

Senator Rose moved that the rules be waived and House Bill No. 116 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 116 was read the second time by title only.

Senator Rose moved that the rules be further waived and House Bill No. 116 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

Nays—1

Riddle

So Committee Substitute for Senate Bill No. 51 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 55—A bill to be entitled An Act amending Section 638.16, Florida Statutes, 1941, which prohibits certain contracts, agreements, relationships and practices between insurers doing a sick and funeral benefit insurance business and funeral directors and undertakers, and prescribing penalties for violations thereof, by adding the further prohibition to such section that such insurers shall not permit funeral directors and undertakers to solicit, negotiate or effect any such contracts of insurance; and fixing the effective date of this act.

Was taken up in its order.

Senator Franklin moved that the rules be waived and Senate Bill No. 55 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 55 was read the second time by title only.

The following Committee Substitute for S. B. No. 55:

A bill to be entitled An Act amending Section 638.16, Florida Statutes, 1941, which prohibits certain contracts, agreements, relationships and practices between insurers doing a sick and funeral benefit insurance business and funeral directors and undertakers, and prescribing penalties for violations thereof, by adding the further prohibition to such section that such insurers shall not permit funeral directors and undertakers to solicit, negotiate or effect any such contracts of insurance; and fixing the effective date of this Act.

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

Senator Franklin moved that the rules be further waived and the Committee Substitute for Senate Bill No. 55 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 55 was read the second time by title only.

Senator Franklin moved the adoption of the Committee Substitute for Senate Bill No. 55.

Which was agreed to and the Committee Substitute for Senate Bill No. 55 was adopted.

Senator Franklin moved that the rules be further waived and Committee Substitute for Senate Bill No. 55 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. 55 was read the third time in full.

Upon passage of Committee Substitute for Senate Bill No. 55 the roll was called and the vote was:

Yeas—31.

Mr. President Coleman
Baynard Collins
Beacham Crary
Beall Flake
Boyle Franklin
Brackin Fraser (29th)
Branch Fraser (31st)
Carroll Gray

Johns Johnson
King King
Lindler Lindler
Mathews Mathews
Moon Moon
Pearce Pearce
Perdue Perdue

Ray Rose
Sanchez Sanchez
Shands Shands
Sheldon Sheldon
Sturgis Sturgis
Walker Walker

Nays—4.

And House Bill No. 116 was read the third time in full.

Upon the passage of House Bill No. 116 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 116 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 51 was taken up in its order and the consideration thereof was informally passed.

Senator Beacham moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 11:53 o'clock A. M. until 11:00 o'clock, A. M., Wednesday, April 23, 1947.