

JOURNAL OF THE SENATE

Thursday, May 8, 1947

The Senate convened at 11:00 o'clock, A. M., pursuant to adjournment on Wednesday, May 7, 1947.

The President in the Chair.

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

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

—47

A quorum present.

Senator Fraser (29th) was excused from attendance upon the session today on account of illness.

The following prayer was offered by the Chaplain:

"Dear Lord, give us true charity of heart. Help us to live in good will with those who least appeal to us. Make us patient with the ignorant and the stubborn, the complaining and the quitting, the insincere and the malicious, the fault-finding and the tale-bearing. Keep us from meeting them with anger or avoiding them by aloofness. Teach us to display a readiness to believe in the possibility of the best in every person. May we search out and draw forth hidden beauties of character in others. May the Christ in us change fear to trust, evil to goodness, and self-righteousness to brotherhood. May Thy love, through us, make others lovable. Amen."

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

The Journal of Thursday, May 1, 1947, was further corrected as follows:

Page 25, column 2, line 9, counting from the bottom of the column, following the word "that," insert the following: "the rules be waived and".

Also—

Page 25, column 2, line 6, counting from the bottom of the column, following the word "to", insert the following: "by a two-thirds vote".

And as further corrected was approved.

The Journal of May 6, 1947, was further corrected as follows:

Page 4, column 1, between lines 4 and 5, counting from the bottom of the column, insert the following:

"By Senator Gray—"

Also—

Page 11, column 2, between lines 9 and 10, insert the following:

"Which was agreed to by a two-thirds vote.

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

only."

And as further corrected was approved.

The Journal of Wednesday, May 7, 1947, was corrected as follows:

Page 1, column 2, lines 1 and 2, counting from the top of the column, strike the words "placed on the Calendar of Bills on Second Reading." and insert in lieu thereof the following: "and re-referred to the Committee on Judiciary "B"."

Also—

Page 6, column 1, line 20, counting from the bottom of the column, strike the figures "87" and insert in lieu thereof the figures, "57".

And as corrected was approved.

Senator Coleman moved that delivery of Senate Bill No. 351 to the Enrolling Committee be indefinitely postponed, and that the bill be held by the Secretary of the Senate.

Which was agreed to and it was so ordered.

REPORTS OF COMMITTEES

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

S. B. No. 407—A bill to be entitled An Act changing the name of the Railroad Commission of the State of Florida to Florida Railroad and Public Service Commission; preserving and vesting in said commission and the members thereof, all of the appropriations, rights, powers, duties, responsibilities, jurisdiction and judicial powers now vested in said Railroad Commission and Railroad Commissioners; making all laws pertaining to said Railroad Commission and Railroad Commissioners, applicable to the Florida Railroad and Public Service Commission and the Commissioners thereof; and repealing all laws in conflict herewith.

S. B. No. 421—A bill to be entitled An Act defining and recognizing the occupation of public bookkeeper in the State of Florida; providing for the rights of public bookkeepers; providing that public bookkeepers shall pay an occupational license tax; and providing that violation of this Act shall constitute a misdemeanor.

S. B. No. 423—A bill to be entitled An Act to fix the liability of a bailor of a motor vehicle for hire for injury caused in the operation thereof.

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

Very respectfully,
LLOYD F. BOYLE,
Chairman of Committee.

And Senate Bills Nos. 407, 421 and 423, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

S. B. No. 424—A bill to be entitled An Act to amend Section 47.29 Florida Statutes 1941 relating to the service of process upon non-resident motor vehicle owners, drivers and operators.

S. B. No. 102—A bill to be entitled An Act to provide for safety to life and person in places of assembly in which provision is made for the seating of one hundred or more persons for religious, recreational, educational, political, social or amusement purposes or for the consumption of food or drink, and to owners, tenants and operators of same. Providing for the enforcement hereof by certain State or local officials; providing an appropriation for necessary expense of the State Fire Marshal to discharge his duties under this Act; providing

penalties for the violation hereof; and modifying or repealing all laws and parts of laws in conflict herewith, with certain exceptions.

S. B. No. 223—A bill to be entitled An Act relating to depositions in chancery cases.

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

Very respectfully,
LLOYD F. BOYLE,
Chairman of Committee.

And Senate Bills Nos. 424, 102 and 223, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

S. B. No. 357—A bill to be entitled An Act for the conservation of the archaeological resources of the State of Florida; to provide for applications for investigation, exploration or excavation of such archaeological resources to be made therefor; providing for fees for such permits; providing for reports of the State Archaeologist; providing for the collection of archaeological information by the State Archaeologist; and providing penalties for violation of this Act.

Have had the same under consideration, and report the same without recommendation.

Very respectfully,
LLOYD F. BOYLE,
Chairman of Committee.

And Senate Bill No. 357, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

S. B. No. 444—A bill to be entitled An Act relating to liens for attorneys' fees in the Courts of this State and providing that where a dispute has arisen between attorney and client as to the amount or payment of attorney's fees and expenses, the same may be determined and a lien therefor imposed by judgment of the Court in summary proceedings ancillary to the litigation giving rise to such fees and lien therefor.

S. B. No. 400—A bill to be entitled An Act providing for the disposition by the State Treasurer of warrants drawn prior to July 1, 1942, by appropriate county school officials of the several counties upon the State Teachers' Salary Fund and paid prior to July 1, 1942, by the State Treasurer as ex officio treasurer of such fund.

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

Very respectfully,
LLOYD F. BOYLE,
Chairman of Committee.

And Senate Bills Nos. 444 and 400, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

S. B. 340—A bill to be entitled An Act to amend Chapter 23114, being an Act relating to recordation of instruments affecting title to real property, except mortgages, providing for the furnishing of data respecting grantees to the recording official, providing for schedules thereof to be given by such official to the County Tax Assessor, providing a fee to be paid to the recording official for his services, specifying the effective date hereof, and repealing all laws in conflict herewith.

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

Very respectfully,
LLOYD F. BOYLE,
Chairman of Committee.

And Senate Bill No. 340, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

H. B. No. 48—A bill to be entitled An Act to amend Section 95.11, Florida Statutes of 1941, relating to limitations upon actions other than real actions.

H. B. No. 199—A bill to be entitled An Act relating to the taking of testimony of expert witnesses, in civil actions; providing for the taking of their depositions de bene esse and for their witness fees.

H. B. No. 371—A bill to be entitled An Act to authorize the State Comptroller to destroy certain correspondence and other files; to reproduce by photographic or microphotographic process and then destroy certain financial records and other documents and records; and making such photographs and microphotographs and reproductions therefrom admissible in evidence.

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

Very respectfully,
LLOYD F. BOYLE,
Chairman of Committee.

And House Bills Nos. 48, 199, and 371, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

S. B. No. 277—A bill to be entitled An Act to amend Section 40.34, Florida Statutes, 1941, relating to the pay roll for Jurors in Circuit Court, Criminal Courts of Record, Civil Courts of Record and County Courts.

Have had the same under consideration and recommend that the same do pass, with the following amendment:

Amendment No. 1:

Section 1, lines 16 and 17, strike out the words "Shall examine and approve same if found correct" and in lieu thereof insert the following: "Shall certify to the correctness thereof."

Very respectfully,
PHILIP D. BEALL, JR.,
Chairman of Committee.

And Senate Bill No. 277, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on Second Reading.

Your Committee on Finance and Taxation, to whom was referred:

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.

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

Committee Substitute for Senate Bill 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.

Very respectfully,
A. G. McARTHUR,
Chairman of Committee.

And Senate Bill No. 192, contained in the above report, together with the Committee Substitute therefor, was placed on the Calendar of Bills on Second Reading.

Your Committee on Population, to whom was referred the following bill, has examined the same and certify that said bill only applies to the counties hereinafter indicated:

S. B. No. 515—Hillsborough, Duval and Dade.

Very respectfully,
LLOYD F. BOYLE,
Chairman of Committee.

And Senate Bill No. 515, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Your Committee on Public Utilities, to whom was referred:

S. B. No. 80—A bill to be entitled An Act creating the Florida Service Commission and providing for its composition, duties, powers and jurisdiction and transferring and vesting all the rights, powers, duties, responsibilities and jurisdiction now vested in the Florida Railroad Commission to said Florida Public Service Commission; dividing the State into Commissioners' Districts and provided for the election and term of office of the commissioners; providing that the present Railroad Commissioners shall remain in office until the expiration of their respective terms and providing for the appointment of two additional commissioners; defining the terms used in this Act; providing that all present and future franchises shall be indeterminate; providing for the acquisition of any public utility operating in a municipality and the manner of determining the compensation to be paid therefor; providing for the regulation, supervision and control of mergers, consolidations and reorganizations of public utility companies and for the approval of certain securities issued by said companies; providing for fees for inspection and control of public utility companies in addition to other fees and taxes imposed by law; providing for penalties for the violation of this Act and the procedure for its enforcement and for suits to recover such penalties; providing for the eligibility and oath of office for the members of said commission and the manner in which vacancies shall be filled and fixing the salaries and expenses of the commissioners; providing for the manner in which the compensation of the employees of said commission shall be determined; providing for the location of the principal office of the commission and the time of holding the meetings there and elsewhere in the State; providing for a seal; providing that said Act shall not apply to utilities owned and operated by municipalities or cooperatives and repealing all laws and parts of laws in conflict herewith and providing for the severability of this Act and its effective date.

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

Very respectfully,
GEORGE W. LEAIRD,
Chairman of Committee.

And Senate Bill No. 80, contained in the above report, was laid on the table.

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

S. B. No. 147—A bill to be entitled An Act to amend Section 856.01, Florida Statutes, 1941, relating to drunkenness.

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

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

And Senate Bill No. 147, 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. 208—A bill to be entitled An Act to amend Sections 318.01 and 318.05, Florida Statutes, 1941, relating to the salary of the State Motor Vehicle Commissioner and auditors by providing that the salary of the State Motor Vehicle Commissioner be governed by the appropriation of the Legislature and further providing for an auditor instead of auditors, and increasing the salary of the auditor.

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

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

And Senate Bill No. 208, contained in the above report was ordered certified to the House of Representatives.

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

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.

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

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

H. B. No. 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.

Have examined the same and find same correctly enrolled.

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

Very respectfully,

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

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

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

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.

Begin leave to report that the same has 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.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Davis—

Senate Resolution No. 9:

A RESOLUTION CONCERNING THE PAY OF OFFICERS AND ATTACHES OF THE SENATE.

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA THAT: EFFECTING THE PAY PERIOD BEGINNING APRIL 25, 1947, THE FOLLOWING SALARIES ARE TO BE PAID TO THE OFFICERS AND ATTACHES OF THE SENATE:

Section 1. Attaches to receive ten (\$10) dollars per diem:

(a) The President and all Senators from the six largest senatorial districts, according to population, will be authorized to place upon the pay roll, at ten (\$10) dollars per diem, two secretaries.

(b) All other Senators will be authorized to place upon the pay roll, at ten (\$10) dollars per diem, one secretary.

(c) The Secretary of the Senate and the employees of his staff are to receive ten (\$10) dollars per diem, each.

(d) The Head of the following departments are to receive ten (\$10) dollars per diem, each:

- Enrolling room
- Engrossing room
- Journal room
- Stenographic Department

(e) All elective officers of the Senate will receive ten (\$10) dollars per diem.

(f) The following employees will receive ten (\$10) dollars per diem each:

- Deputy Sergeant-at-arms
- Custodian of equipment and supplies
- Legislative expense auditor
- Pay roll clerk

Section 2. All typists and qualified stenographers to receive eight (\$8) dollars per diem.

Section 3. All other attaches to receive seven (\$7) dollars per diem, except pages, who are to receive five (\$5) dollars per diem.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Pending consideration of Senate Resolution No. 9, Senator Lindler offered the following amendment to Senate Resolution No. 9:

(Typewritten bill) strike out:

All of Section 2 and Section 3 and insert in lieu thereof the following: Section 2. All other attaches are to receive \$8 per diem except pages who are to receive \$5 per diem.

Senator Lindler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending consideration of Senate Resolution No. 9, Senator McArthur offered the following amendment to Senate Resolution No. 9:

In Section F (typewritten bill) add: Secretary of Senate Finance and Taxation Committee.

Senator McArthur moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending consideration of Senate Resolution No. 9, Senator Brackin offered the following amendment to Senate Resolution No. 9:

(Typewritten bill):

Add Section 3: The Sergeant-at-Arms shall receive additional pay of \$10.00 per day, not to exceed sixty days.

Senator Brackin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending consideration of Senate Resolution No. 9, Senator King offered the following amendment to Senate Resolution No. 9:

In Section 2 (typewritten bill) strike the words: \$5 and

insert in lieu thereof the following: \$6.

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question recurred on the adoption of Senate Resolution No. 9, as amended.

Upon which a roll call was demanded.

Upon call of the roll on the adoption of Senate Resolution No. 9, as amended, the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So Senate Resolution No. 9, as amended, was adopted and was referred to the Committee on Engrossed Bills.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Walker—

S. B. No. 516—A bill to be entitled An Act relating to and fixing the salary of the Supervisor of Registration of Volusia County, Florida, and to amend Section Four of Chapter 22099, Laws of Florida, Acts of 1943, by providing that the Supervisor of Registration shall, in addition to the compensation provided for therein be paid a certain mileage in connection with the performance of his duties as Supervisor of Registration and custodian of the voting machines used for State and County elections in Volusia County, Florida, and repealing all laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 516 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 Walker moved that the rules be waived and Senate Bill No. 516 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 516 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 516 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. 516 was read the third time in full.

Upon the passage of Senate Bill No. 516 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 516 passed, title as stated, and the action of the Senate was ordered certified to the House of Repre-

sentatives.

By Senator Walker—

S. B. No. 517—A bill to be entitled An Act to amend Section 6 of Chapter 15197, Laws of Florida, Special Acts of 1931, pertaining to the form of government of the Town of Edgewater, Florida; abolishing the office of Town Clerk and providing for appointment of a Town Clerk by the Town Council.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 517 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 Walker moved that the rules be waived and Senate Bill No. 517 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 517 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 517 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. 517 was read the third time in full.

Upon the passage of Senate Bill No. 517 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 517 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Walker—

S. B. No. 518—A bill to be entitled An Act regulating the sale and service of electricity within the Town of Edgewater, Florida; authorizing the Town of Edgewater to fix reasonable rates for the sale of electricity within the Town of Edgewater, Florida; regulating the placing and maintenance of poles, electric wires and other material in or over streets and public places; and requiring the posting of bond in the event of litigation.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 518 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 Walker moved that the rules be waived and Senate Bill No. 518 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 518 was read the second time by title only.

Senator Walker offered the following amendment to Senate Bill No. 518:

In Section 2, line 13 (typewritten bill), strike out the words: "(including the City of New Smyrna Beach)."

Senator Walker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Walker also offered the following amendment to Senate Bill No. 518:

In Section 5, line 1 (typewritten bill), strike out the words: "(including the City of New Smyrna Beach)."

Senator Walker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Walker moved that the rules be further waived and Senate Bill No. 518, 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. 518, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 518, as amended, 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 518 passed, as amended, and was referred to the Committee on Engrossed Bills.

By Senator Walker—

S. B. No. 519—A bill to be entitled An Act to confer additional powers upon the Town of Edgewater, a municipal corporation in Volusia County, Florida, in relation to the generation, production, transmission and distribution of electricity; to authorize and empower said Town to acquire, construct, reconstruct, improve, extend, enlarge, equip, repair, maintain and operate electric light and power facilities, either within or without or partly within and partly without the corporate limits of the Town; to provide for the issuance of revenue bonds, payable solely from the revenues of such electric light and power facilities, without incurring any debt of the Town and without pledging its faith and credit; to pay the cost of electric facilities out of funds in Town treasury or by borrowing money and issuing bonds, notes or other evidences of indebtedness and levying taxes to pay same; to provide for the imposition and collection of rates, fees and charges for the services furnished by such facilities, and for the application of such revenues; to authorize the execution of a trust agreement or trust agreements to secure the payment of revenue bonds issued pursuant to the provisions of this Act without mortgaging or encumbering such electric light and power facilities; to grant to the Town power to acquire necessary real and personal property, including any existing electric light and power facilities located in the Town, and to exercise the power of eminent domain; to authorize acceptance by the Town of grants and contributions in aid of the purposes of this Act; to authorize the issuance of revenue refunding bonds; to prescribe the powers and duties of the Town in connection with the foregoing and the rights and remedies of the holders of any bonds issued pursuant to the provisions of this Act; and to exempt electric light and power facilities and such bonds from taxes and assessments.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 519 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 Walker moved that the rules be waived and Senate Bill No. 519 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 519 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 519 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. 519 was read the third time in full.

Upon the passage of Senate Bill No. 519 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 519 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Insurance—

S. B. No. 520—A bill to be entitled An Act to provide for the licensing and regulating of dealers in liquefied petroleum gas, manufacturers of appliances and equipment for the use of such gas, and persons installing such appliances on the premises of the ultimate consumer of such gas; defining certain terms used herein; providing for security required of such dealers, manufacturers, and persons; prescribing the duties of the State Fire Marshal with respect to the administration of this Act; and authorizing him to prescribe uniform regulations in this state for safety of design, construction, location, installation and operation of equipment for storing, handling, transporting by tank truck or tank trailer and utilizing liquefied petroleum gases for fuel purposes; and for the odorization of said gases used therewith; to provide for the marking of liquefied petroleum gas containers and to prohibit the refilling or use of such containers without authorization of the owner thereof; making a violation of this Act a misdemeanor and prescribing the penalty therefor; providing funds for the administration of this Act; and prohibiting the adoption by municipalities or other political subdivisions of ordinances or regulations in conflict with this Act; and setting 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 Baynard—

S. B. No. 521—A bill to be entitled An Act to amend Section One of Chapter 21558, Special Laws of Florida, 1941, being "An Act to authorize the Council of the City of St. Petersburg, Florida, to establish a retirement fund on account of persons in the classified and unclassified service of said city, excepting members of the police and fire departments; providing the conditions for contributions and benefits under such fund; providing for the power to raise by taxation amounts needed for the purpose; providing for the receiving of gifts, devises and bequests of money or property for the benefit of such fund; providing the membership conditions of such fund; and providing that this Act shall not be construed to repeal or alter police or fire pension acts heretofore or hereafter passed and adopted; providing that this Act shall not become effective until ratified at a referendum election and providing further that the pension plan if adopted under the provisions of this Act shall not become effective unless approved at a referendum election; repealing all laws or parts of laws in conflict herewith," by providing years of service or service as an additional ground or basis for retirement; providing that this Act shall not become effective until ratified at a referendum election and providing further that any amendment to the present retirement or pension plan if adopted under the provisions of this Act shall not become effective unless

approved at a referendum election held for that purpose and repealing all laws or parts of laws in conflict herewith.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 521 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 521 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 521 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. 521 was read the third time in full.

Upon the passage of Senate Bill No. 521 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 521 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Brackin—

S. B. No. 522—A bill to be entitled An Act to amend Section 7.17, Florida Statutes, 1941, which said Section fixes the boundaries of Escambia County, and also to amend Section 7.46, Florida Statutes, 1941, which said Section fixes the boundaries of Okaloosa County; and to make certain provisions with respect to the territory transferred from the previous boundaries of Escambia County to the territory included in Okaloosa County.

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

Proof of publication of Notice was attached to Senate Bill No. 522 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.

By Senator Brackin—

S. B. No. 523—A bill to be entitled An Act to designate and establish a certain State Road in Santa Rosa County, Florida.

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

By the Committee on Public Health—

S. B. No. 524—A bill to be entitled An Act to amend Section 5 of Chapter 15,911, Laws of Florida 1933, entitled "An Act defining and regulating the practice of chiropody, providing for the examination and licensing of chiropodists, providing for exemptions from this act, creating a Board of Chiropody Examiners, providing penalties for the violation of this act, repealing laws in conflict herewith and fixing the date upon which this act becomes effective", as amended by Chapter 19,304, Laws of Florida, 1939, and amending said act so as to provide for compensation and expenses of members of the State Board of Chiropody Examiners; provide eligibility for board membership; provide for disposition of fees and annual treasury statement; provide for procedure for injunction; provide for procedure to revoke licenses; provide right of board to employ counsel; prohibit unauthorized peddling of remedies.

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

By Senator Johns—

S. B. No. 525—A bill to be entitled An Act defining and regulating the operation of taxicabs; prescribing the jurisdiction of the Railroad Commission with reference thereto; levying an annual tax for such operations and providing for the disposition thereof; prescribing penalties for violations of this Act and repealing all laws in conflict herewith.

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

By the Committee on Motor Vehicles—

S. B. No. 526—A bill to be entitled An Act requiring the owner of certain motor trucks, trailers and semi-trailers to display upon such trucks or vehicles, the true name and street address of the owner thereof; providing certain exemptions hereto; and prescribing penalties for violations 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 Senators Branch and Gray—

S. B. No. 527—A bill to be entitled An Act further designating and extending State Road 22 from Wewahitchka, in Gulf County, in a general east-southeast direction to Sumatra, in Liberty County, thence along Eighth Street in Sumatra, thence in a general eastward direction through Liberty County to the Ochlockonee River, crossing the Ochlockonee River in the vicinity of Silver Lake, thence in a northeastward direction to or near Sanborn's Fire Tower in Wakulla County, where State Road No. 22 will intersect with State Road No. 375.

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

By Senator Davis—

S. B. No. 528—A bill to be entitled An Act for the relief of Henry Burt Dinkins, to compensate for damages received through negligence on the part of a game warden, acting in the line of duty.

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

By Senator Brackin—

S. B. No. 529—A bill to be entitled An Act to amend Section 477.20 Florida Statutes, 1941, as amended by Chapter 21984, Laws of Florida, Acts of 1943, relating to the "Florida Beauty Culture Law", providing for the organization, compensation, powers and duties of the State Board of Beauty Culture, selection, appointment and employing of inspectors, secretaries, and other persons required in the proper performance of the duties of said board to employ regular and special counsel, clerks, and other assistants deemed necessary to carry out the provisions of the Florida Beauty Culture Law.

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

By Senator Sturgis—

S. B. No. 530—A bill to be entitled An Act relating to the State Soil Conservation Board and Soil Conservation Districts; to provide for purchase of necessary equipment to carry out soil conservation program; and making an appropriation therefor.

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

By Senator Beacham—

S. B. No. 531—A bill to be entitled An Act to amend Sections 1 and 12 of Article III of an Act of the Legislature of Florida entitled "An Act to abolish the municipality created by Chapter 10348, of the Acts of the Legislature of the State of Florida, approved May 26, 1925, known as the Town of Boca Raton, and to establish a municipality to be known as the Town of Boca Raton; and to define its territorial boundaries and to provide for its government and to prescribe its

jurisdiction and powers; and to provide for the protection of the creditors of the municipality hereby abolished; and to validate bonds and notes issued and taxes and special assessments levied and made by the municipality hereby abolished; and to prescribe what notice shall be given before any suit or action be commenced against the municipality hereby created for damage arising out of tort", and also to amend the second paragraph of Section 3 and Section 6 of Article VIII of an Act entitled "An Act to amend Section 1 of Article I; Sections 6, 42, and 44 of Article II; Sections 1 and 2 of Article III; Sections 14, 16, and 19 of Article V; paragraph (j) of Section 1 and Sections 4, 5 and 7 of Article VI; and all of Article VIII of an Act of the Legislature of Florida, entitled "An Act to abolish the municipality created by Chapter 10348, of the Acts of the Legislature of the State of Florida, approved May 26, 1925, known as the Town of Boca Raton, and to establish a municipality to be known as the Town of Boca Raton; and to define its territorial boundaries and to provide for its government and to prescribe its jurisdiction and powers; and to provide for the protection of the creditors of the municipality hereby abolished; and to validate bonds and notes issued and taxes and special assessments levied and made by the municipality hereby abolished; and to prescribe what notice shall be given before any suit or action be commenced against the municipality hereby created for damage arising out of tort"; which is Chapter 13922, Acts of the Legislature of Florida, approved May 24, A. D. 1929; defining the boundaries of the Town of Boca Raton, Palm Beach County, Florida; prescribing and relating to the powers and government of said Town and the duties and powers of its officers", which later Act is Chapter 13922, Acts of the Legislature of Florida of 1931, approved June 15, 1931, prescribing and relating to the powers and government of the said Town of Boca Raton, Palm Beach County, Florida, and the duties, powers and election of its officers.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 531 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. 531 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 531 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 531 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. 531 was read the third time in full.

Upon the passage of Senate Bill No. 531 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 531 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 532—A bill to be entitled An Act granting the City of St. Petersburg power of eminent domain over the right-of-way or other lands including buildings or structures of any railroad company, firm or corporation operating in the

City of St. Petersburg, whether such lands be occupied and used or not; providing that this power shall be in addition to the power of eminent domain already held by said city; repealing all laws in conflict herewith, and providing that this Act shall not become effective unless approved by a referendum election.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 532 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 532 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 532 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. 532 was read the third time in full.

Upon passage of Senate Bill No. 532 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 532 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sturgis—

S. B. No. 533—A bill to be entitled An Act to amend Section 954.02, Florida Statutes, 1941, relating to the establishment of a State Prison Farm.

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

By Senator Crary—

S. B. No. 534—A bill to be entitled An Act relating to taxation, levying and imposing an additional tax on gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller of the State of Florida; providing that the gasoline inspection laws of the State of Florida shall apply to this Act; prohibiting the levy and collection by municipalities and other political subdivisions of gasoline taxes; providing for the purposes of such tax and appropriating the same for the construction and maintenance of public highways designated state roads in the several counties; prescribing the duties of the State Board of Administration, the several Boards of County Commissioners and the State Road Department; and allocating said taxes for public highway use in the several counties according to the formula of gasoline tax distribution prescribed in Section 16, Article IX of the State Constitution; providing for the enforcement of this Act and penalties for violation hereof. Repealing all laws in conflict with this Act, and providing that this Act shall become effective July 1st, 1947.

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

By Senator Crary—

S. B. No. 535—A bill to be entitled An Act designating and declaring all public roads and bridges being constructed or built, or which will be hereafter constructed or built by the several counties of the State of Florida to be constructed and built as general public projects and undertakings and as State Roads for the purpose of receiving and participating in the

benefits of the Act passed at this present session of the Legislature, imposing an additional tax on gasoline or other like products of petroleum and designated "Secondary Roads Assistance Act of 1947."

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

By the Committee on Aviation and Radio—

S. B. No. 536—A bill to be entitled An Act relating to the registration of aircraft as motor vehicles, providing for registration; license tax for operation of such motor vehicles, fees, exemptions, appropriation of license tax funds from aircraft to aeronautical purposes, penalties, and administration of registration.

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

By Senator Brackin—

S. B. No. 537—A bill to be entitled An Act to amend Section 17.13, Florida Statutes 1941, relative to Issuing Duplicate Warrants Lost or Destroyed.

Senator Brackin moved that the rules be waived and Senate Bill No. 537 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 Perdue—

S. B. No. 538—A bill to be entitled An Act designating and establishing a certain State Road.

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

By Senator Sheldon—

Senate Joint Resolution No. 539—

A Joint Resolution amending Section 5 of Article VIII of the Constitution of the State of Florida relating to County Commissioners and County Commissioner's Districts.

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

That Section 5 of Article VIII of the Constitution of the State of Florida, relating to county commissioners and commissioner's districts be and the same is hereby amended, and as amended is agreed to and shall be submitted to the electors of the State of Florida at the general election of representatives to be held in 1948, for approval or rejection. That Section 5 of Article VIII, as amended, shall read as follows:

"SECTION 5. There shall be one County Commissioner in each of the five County Commissioners districts in each county, which districts shall be numbered one to five inclusive, and shall be as nearly equal as possible in proportion to population or territorial area. The Board of County Commissioners in the respective counties shall from time to time fix the boundaries of such districts. Said County Commissioners shall be elected by the qualified electors of said county at the time and place of voting for other county officers, and shall hold office for four years; provided, that the County Commissioners elected from the even numbered districts in 1944 shall serve for two years, those elected in 1944 from the odd numbered districts shall serve for four years, and thereafter, the terms shall be for four years; provided, that Section 11 of Article VIII of this Constitution shall not be affected hereby."

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

By Senator Brackin—

S. B. No. 540—A bill to be entitled An Act to amend Section 1, Chapter 22680, Laws of Florida, 1945, relating to the distribution of all monies accruing and allocated to Okaloosa County,

Florida, under Chapter 14832, Laws of Florida, Acts of 1931, or any act amendatory or supplemental thereto, or any other race track acts, so as to authorize use not to exceed \$10,000.00 from such funds for the purchase of Santa Rosa Island, Florida, or any part thereof or interest therein.

Which was read the first time by title only.

Senator Brackin moved that the rules be waived and Senate Bill No. 540 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 540 was read the second time by title only.

Senator Brackin moved that the rules be further waived and Senate Bill No. 540 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. 540 was read the third time in full.

Upon the passage of Senate Bill No. 540 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 540 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Motor Vehicles—

S. B. No. 541—A bill to be entitled An Act amending Sections 322.18 and 322.21, Florida Statutes, 1941, as amended by Chapter 22858, Laws of Florida, 1945, by providing for issuance of drivers licenses for more than one year; fixing fees therefor; providing for applications for licenses and renewal thereof to be made by mail; fixing effective date of this Act and repealing all laws in conflict herewith.

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 Motor Vehicles—

S. B. No. 542—A bill to be entitled An Act to amend Section 322.28, Florida Statutes, 1941, relating to the period of suspension or revocation of drivers' licenses.

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. 543—A bill to be entitled An Act to empower the Board of County Commissioners of Holmes County, Florida, to execute releases or quit-claim deeds to certain lands in said county to S. B. Riddle, erroneously foreclosed, November 4, 1944, for delinquent taxes, under the provisions of Chapter 22079, Laws of Florida, Acts of 1943.

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

By Senator Riddle—

S. B. No. 544—A bill to be entitled An Act amending Section 562.03 of Florida Statutes, 1941, relating to the storage of beverages containing more than one per cent of alcohol by weight on licensed premises.

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

By Senator Riddle—

S. B. No. 545—A bill to be entitled An Act amending Section 568.01 of Florida Statutes, 1941, relating to the alcoholic content of intoxicating liquors.

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

By Senator Riddle—

S. B. No. 546—A bill to be entitled An Act prohibiting the keeping, storing or possession of alcoholic beverages in any place of business, and upon the premises on which said business is conducted, unless the owner or operator of said business is licensed to sell the same, and providing penalties for the violation thereof.

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

Senator Ray moved that a committee of three be appointed to escort Honorable Dewey A. Dye, former member of the Senate from the thirty-sixth Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

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

Senator Wilson asked unanimous consent of the Senate to take up and consider Senate Bill No. 490, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Wilson moved that the rules be waived and Senate Bill No. 490 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 490 was read the second time by title only.

Senator Wilson moved that the rules be further waived and Senate Bill No. 490 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. 490 was read the third time in full.

Upon the passage of Senate Bill No. 490 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 490 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGES FROM THE GOVERNOR

State of Florida
EXECUTIVE DEPARTMENT
Tallahassee

May 7, 1947

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

I have the honor to inform you that today I have caused the following Acts, which originated in your Honorable Body, to be filed in the office of the Secretary of State, the same having remained in my office for the full Constitutional period of five days and will become laws without my approval:

- S. B. No. 3 Relating to Seminole County.
- S. B. No. 7 Relating to county court judges.
- S. B. No. 8 Relating to Altamonte Springs.
- S. B. No. 42 Relating to Hillsborough County.
- S. B. No. 75 Relating to Sanford.
- S. B. No. 76 Relating to state road.
- S. B. No. 79 Relating to town of Manalapan.
- S. B. No. 81 Relating to county judges.
- S. B. No. 86 Relating to Duval County.
- S. B. No. 87 Relating to Jacksonville.
- S. B. No. 89 Relating to Duval County.
- S. B. No. 112 Relating to State attorneys and assistant state attorneys.
- S. B. No. 157 Relating to Pinellas County.
- S. B. No. 180 Relating to Escambia County.
- S. B. No. 181 Relating to Port Tampa City.
- S. B. No. 182 Relating to Port Tampa City.
- S. B. No. 183 Relating to Port Tampa City.
- S. B. No. 184 Relating to Port Tampa City.
- S. B. No. 187 Relating to Hillsborough County.
- S. B. No. 196 Relating to motor vehicle applications.
- S. B. No. 197 Relating to county funds.
- S. B. No. 198 Relating to Quincy.

Respectfully,
MILLARD F. CALDWELL,
Governor

State of Florida
EXECUTIVE DEPARTMENT
Tallahassee
May 7, 1947

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

I have the honor to inform you that I have today approved the following Act, which originated in your Honorable Body, and have caused the same to be filed in the office of the Secretary of State:

- S. B. No. 289 Relating to the Legislature.

Respectfully,
MILLARD F. CALDWELL,
Governor

Senator Gray moved that the rules be waived and the hour of adjournment be extended until final disposition of the bills on the Special Order Calendar.

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

SPECIAL AND CONTINUING ORDER OF BUSINESS

Pursuant to the motion made by Senator Gray on Wednesday, May 7, 1947, and the hour having arrived, the Senate took up for consideration Senate Bills Nos. 19, 20, 21 and 22, and Senate Joint Resolution No. 23, as a Special and Continuing Order of Business.

S. B. No. 19—A bill to be entitled An Act repealing all laws relating to political parties and primary elections.

Was taken up.

Senator Mathews moved that the rules be waived and Senate Bill No. 19 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 19 was read the second time by title only.

Senator Rose moved that the rules be further waived and Senate Bill No. 19 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. 19 was read the third time in full.

Pending roll call on the passage of Senate Bill No. 19 Senator Sheldon moved that the Senate do now adjourn.

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

The question recurred on the passage of Senate Bill No. 19.

Upon the passage of Senate Bill No. 19 the roll was called and the vote was:

Yeas—4.

Branch	Davis	Johns	Mathews
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Nays—31.

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

So Senate Bill No. 19 failed to pass.

The following pair was announced by the Secretary:

I am paired with Senator Walker of the 28th District on the passage of Senate Bill No. 19. If he were present he would vote Nay and I would vote Aye.

G. WARREN SANCHEZ,
Senator, 17th District.

Senator Beacham moved that the rules be waived and Senate Bills Nos. 20, 21 and 22, and Senate Joint Resolution No. 23, be removed from the Special Order Calendar and restored to their appropriate positions on the Calendar.

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

Senator Sheldon asked unanimous consent of the Senate to take up and consider Senate Bill No. 436, out of its order, at this time.

Which was agreed to.

S. B. No. 436—A bill to be entitled An Act to amend Sections 2 and 3 of Chapter 21071, Laws of Florida, 1941, and titled, "An Act providing for the appointment of a Timber Warden by the sheriffs in counties of the State of Florida, having a population of not less than one hundred thousand nor more than two hundred thousand according to the last preceding Federal Census, requiring that such Timber Wardens be deputy sheriffs; prescribing the duties to be performed by such Timber Warden and providing for his compensation and allowance of expense and designating the fund out of which same shall be paid." To provide for his salary and expenses and to prescribe his duties.

Was taken up.

Senator Sheldon moved that the rules be waived and Senate Bill No. 436 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 436 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 436 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. 436 was read the third time in full.

Upon the passage of Senate Bill No. 436 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 436 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sheldon asked unanimous consent of the Senate to take up and consider Senate Bill No. 389, out of its order, at this time.

Which was agreed to.

S. B. No. 389—A bill to be entitled An Act designating and establishing a certain State road.

Was taken up.

Senator Sheldon moved that the rules be waived and Senate Bill No. 389 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 389 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 389 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. 389 was read the third time in full.

Upon the passage of Senate Bill No. 389 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Perdue	
Carroll	Johns	Ray	
Coleman	Johnson	Riddle	

Nays—None

So Senate Bill No. 389 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Shands asked unanimous consent of the Senate to take up and consider House Bill No. 143, out of its order, at this time.

Which was agreed to.

H. B. No. 143—A bill to be entitled An Act providing that in all counties having a population of not less than

38,500 and not more than 38,700 according to the Federal Census of 1940, it shall at all times be lawful to have in possession, buy, sell, offer for sale or transport any and all species of salt water fish or the roe thereof.

Was taken up.

Senator Shands moved that the rules be waived and House Bill No. 143 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 143 was read the second time by title only.

Senator Shands moved that the rules be further waived and House Bill No. 143 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. 143 was read the third time in full.

Upon the passage of House Bill No. 143 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 (31st)	Moon	Walker
Brackin	Getzen	Pearce	Wilson
Branch	Gray	Riddle	
Carroll	Johns	Perdue	
Coleman	Johnson	Ray	

Nays—None

So House Bill No. 143 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Which was agreed to.

S. B. No. 397—A bill to be entitled An Act to declare, designate and establish certain State roads in Okaloosa and Santa Rosa Counties.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

Senator Brackin moved that the rules be further waived and Senate Bill No. 397 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 397 was read the third time in full.

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

Yeas—37

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

Nays—None

May 8, 1947

JOURNAL OF THE SENATE

335

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

Senator Rose moved that the rules be waived and when the Senate adjourns on Friday, May 9, 1947, it adjourn to reconvene at 3:00 o'clock, P. M., Monday, May 12, 1947.

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

Senator Rose moved that the Senate convene for a morning session and an afternoon session on Tuesday, May 13, 1947, the morning session to be devoted to the consideration of Senate Bills and the afternoon session to convene at 2:30 o'clock, P. M., and to be devoted to the consideration of House Bills on the Calendar.

Which was agreed to and it was so ordered.

Senator King moved that the rules be waived and Senate Bill No. 388 be recalled from the Committee on Drainage and Water Conservation and re-referred to the Committee on Judiciary "B".

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

Senator McArthur moved that Senate Bill No. 368 be re-committed to the Committee on Finance and Taxation.

Which was agreed to and it was so ordered.

Senator Brackin moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 2:21 o'clock, P. M., until 11:00 o'clock, A. M., Friday, May 9, 1947.