

JOURNAL OF THE SENATE

Thursday, April 21, 1949

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The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Wednesday, April 20, 1949.

The President in the Chair.

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

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

—38.

A quorum present.

Prayer was offered by the Senate Chaplain, Reverend W. F. Dunkle.

The reading of the Journal was dispensed with.

The Senate daily Journal of Wednesday, April 20, 1949, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Alford, Chairman of the Committee on Agriculture and Livestock, reported that the Committee had carefully considered the following Bill:

S. B. No. 139—A bill to be entitled An Act to amend Section 811.11, Florida Statutes, 1941, relating to horse or cattle stealing, providing a maximum penalty and repealing the minimum penalty; amending Section 811.12, Florida Statutes, 1941, relating to second conviction of horse or cattle stealing, providing a maximum penalty and repealing the minimum penalty; amending Section 811.13, Florida Statutes, 1941, relating to penalty for larceny of sheep and goats, providing a maximum penalty and repealing the minimum penalty; amending Section 811.14, Florida Statutes, 1941, relating to the larceny of hogs, providing for a maximum penalty and repealing the minimum penalty; amending Section 811.15, Florida Statutes, 1941, relating to penalty for second offense of larceny of hogs, providing a maximum and repealing the minimum penalty.

—and recommends that it do not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Alford, Chairman of the Committee on Agriculture and Livestock, reported that the Committee had carefully considered the following Bill:

S. B. No. 183—A bill to be entitled An Act to amend Chapter 576, Florida Statutes, 1941, relating to the manufacture and sale of commercial fertilizer and repealing certain provisions of law.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Getzen, Chairman of the Committee on Miscellaneous Legislation, reported that the Committee had carefully considered the following Bill:

S. B. No. 57—A bill to be entitled An Act to regulate public utilities in the furnishing to others of private wire service and other similar service for the dissemination of information, to regulate the use of such services and prohibit the use of

same for gambling purposes, and to provide remedies and penalties for the enforcement thereof.

—and recommends that it do not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bills:

S. B. No. 10—A bill to be entitled An Act relating to the fees and compensation of the county judge for services performed in suits or proceedings and in criminal cases, before the county judge's court in all counties of the State of Florida.

S. M. No. 49—A Resolution Memorializing the Congress of the United States to adopt House Joint Resolution 9, introduced by Honorable Charles E. Bennett of Florida, resolving that Congress shall propose an amendment to Section 3, Article III of the Constitution, enlarging the definition of treason against the United States.

S. B. No. 102—A bill to be entitled An Act amending Section 734.01, Florida Statutes, 1941, as amended by Chapter 24295, Laws of Florida, 1947, relating to the expenses and compensation to be allowed to personal representatives and attorneys in probate proceedings.

S. B. No. 148—A bill to be entitled An Act to amend Chapter 733, Florida Statutes of 1941, relating to the Florida Probate Law by adding thereto Section 733.54 authorizing any executor or administrator appointed by any county judge in the State of Florida to waive the statute of limitations with respect to any federal tax or deficiency in any federal tax with the approval of the county judge.

S. B. No. 157—A bill to be entitled An Act to authorize one of whom a bond, undertaking or other obligation is required, to enter into agreements with his surety or sureties for the deposit of moneys and assets for which they are responsible with a bank, savings bank, safe-deposit or trust company or with other depository approved by the court for safekeeping, and in such manner as to prevent withdrawal of such money or assets without the written consent of such surety or sureties or an order of court; and providing that such agreement shall not release the liability of the principal or sureties under the terms of said bond.

S. B. No. 78—A bill to be entitled An Act to extend the time within which certain registrants who had commenced their preparation for the State Bar examination for admission to practice law before the adoption of Amendment to Rule 1 by the Supreme Court on December 9, 1941, relative to admission of attorneys to the practice of law.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Sheldon, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bills:

H. B. No. 7—A bill to be entitled An Act amending Section 40.24, Florida Statutes, 1941, relating to the compensation of jurors in this State and increasing the same in certain courts.

H. B. No. 8—A bill to be entitled An Act amending Section 54.11, Florida Statutes of 1941 relating to the number of peremptory challenges of jurors in civil causes.

H. B. No. 20—A bill to be entitled An Act to amend Section 47.26, Florida Statutes 1941, relating to the service of process upon State prisoners.

H. B. No. 52—A bill to be entitled An Act relating to public printing and stationery, Florida Statutes, 1941, (1947 Cumula-

tive Supplement) amending Sections 283.12, 283.15, 283.17, 283.18, 283.19, 283.20, 283.22, 283.23, 283.24; repealing Section 283.16; and transferring Subsection (4), Subparagraphs (A), (B), (C), (D), (E), (F), (G), of Section 16.50 and renumbering it Section 283.25.

H. B. No. 56—A bill to be entitled An Act amending Sections 16.19 to 16.24 and 16.27 to 16.29, all inclusive, Florida Statutes, 1941, as amended by Chapters 22000, 22858 and 24337, Laws of Florida, Acts of 1943, 1945 and 1947, and adopting and reenacting Volume I, Florida Statutes, 1941, and the General Laws of the 1941, 1943, 1945 and 1947 Regular Sessions of the Legislature included therein, together with corrections of errors and omissions therefrom of certain sections and provisions: And providing for the publication thereof as "Florida Statutes, 1949."

H. B. No. 57—A bill to be entitled An Act amending and revising Sections 16.43, 16.44, 16.45, 16.46, 16.47, 16.49, 16.50 and 16.51, Florida Statutes, 1941, (1947 Cumulative Supplement) and repealing Sections 16.11, 16.12, 16.13, 16.14, 16.15, 16.16, 16.17, 16.18, 16.20-1, 16.23-1, 16.25, 16.30, 16.31, 16.32, 16.33, 16.34, 16.35, 16.36, 16.37, 16.38, 16.39, 16.40, 16.41 and 16.42, Florida Statutes, 1941, all of said Statutes relating to Statutes, Statutory Revision and Statutory Revision Department of this State: Defining the powers, authority and duties of said department.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Clarke, Chairman of the Committee on Banking and Building and Loans, reported that the Committee had carefully considered the following Bills:

S. B. No. 97—A bill to be entitled An Act to amend Section 655.01, 1947 Supplement, Florida Statutes, 1941, relating to trust company organization, by providing the capital stock shall be divided into shares of one hundred dollars or into shares of lesser amount as may be provided in the Articles of Incorporation.

S. B. No. 98—A bill to be entitled An Act amending Section 726.09 Florida Statutes, 1941, relating to fraudulent loans void and extending the provisions thereof to the legal representatives, successors or assigns of the pretended lender or other person having the benefit of the reservation, limitation, condition, reversion or remainder set out in Section 726.09 by reason of assignment or otherwise.

S. B. No. 99—A bill to be entitled An Act providing for the permissive closing of banking institutions under certain circumstances.

S. B. No. 43—A bill to be entitled An Act to amend Section 1 of Chapter 20846, Acts of 1941, Laws of Florida, which is Paragraph 1 of Section 697.04, Florida Statutes 1941, said Section and Paragraph relating to mortgages or other instruments securing agricultural loans, and to the securing of future advances by such mortgages and other instruments: And to provide generally, by such amendment, for the securing of future advances by mortgages or other instruments given to secure any loan, whether an agricultural loan or a loan for other purposes: Providing for the priority of such mortgages or other instruments: And providing when this Act shall become effective.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Clarke, Chairman of the Committee on Banking and Building and Loans, reported that the Committee had carefully considered the following Bills:

H. B. No. 126—A bill to be entitled An Act to amend Section 655.01, 1947 Supplement, Florida Statutes, 1941, relating to trust company organization, by providing the capital stock shall be divided into shares of one hundred dollars or into shares of lesser amount as may be provided in the Articles of Incorporation.

H. B. No. 143—A bill to be entitled An Act providing for the permissive closing of banking institutions under certain circumstances.

H. B. No. 166—A bill to be entitled An Act to amend Sections 611.24 and 611.25, Florida Statutes, 1941, and to prescribe an optional and alternative method whereby a corporation for profit, of the class and character specified in Section 611.01, Florida Statutes, 1941, may increase or reduce its capital stock or reduce the par value of the shares thereof.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Ray, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bills:

H. B. No. 96—A bill to be entitled An Act amending Section 409.30, Florida Statutes of 1941, the same being Section 1, Chapter 21954, Laws of Florida, Acts of 1943, relating to the payment of accrued public assistance on death of person entitled thereto and repealing all laws in conflict herewith.

H. B. No. 111—A bill to be entitled An Act amending Section 409.17, Florida Statutes, 1941, as amended by Section 1, Chapter 20714, Laws of Florida, Acts of 1941, Section 1, Chapter 21879, Laws of Florida, Acts of 1943, and Section 1, Chapter 23895, Laws of Florida, Acts of 1947. Relating to aid to the blind.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Ray, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bills:

S. B. No. 114—A bill to be entitled An Act authorizing the State Welfare Board and District Welfare Boards to destroy certain correspondence, documents and records; to reproduce by photographic or microphotographic process and then destroy certain documents and records; and making such photographs, microphotographs and reproductions therefrom admissible in evidence.

S. B. No. 113—A bill to be entitled An Act amending Section 409.17, Florida Statutes, 1941, as amended by Section 1, Chapter 20714, Laws of Florida, Acts of 1941, Section 1, Chapter 21879, Laws of Florida, Acts of 1943, and Section 1, Chapter 23895, Laws of Florida, Acts of 1947; relating to Aid to the Blind.

S. B. No. 116—A bill to be entitled An Act amending Section 409.30, Florida Statutes of 1941, the same being Section 1, Chapter 21954, Laws of Florida, Acts of 1943, relating to the payment of accrued public assistance on death of person entitled thereto and repealing all laws in conflict herewith.

S. B. No. 117—A bill to be entitled An Act relating to the records, papers and files of the State and District Welfare Boards, prohibiting disclosure of matter contained therein, and providing penalties for violation thereof.

S. B. No. 151—A bill to be entitled An Act making it a misdemeanor to obtain or attempt to obtain, or aid in obtaining or attempting to obtain assistance under the provisions of Chapter 409, Florida Statutes, 1941, relating to public welfare and public assistance, by false or fraudulent means, and providing penalties for violation thereof.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Ray, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bill:

S. B. No. 115—A bill to be entitled An Act reappropriating certain unexpended State Welfare funds and providing for the carry-over of State Welfare funds unexpended at the end of the first fiscal year of the biennium.

—and recommends that it do pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations in accordance with the original joint reference.

Senator Walker, Chairman of the Committee on Judiciary "B", reported that the Committee had carefully considered the following Bill:

S. B. No. 122—A bill to be entitled An Act amending Section 409.28, Florida Statutes of 1941, relating to County Welfare Advisory Committees, their qualifications and duties; and making their appointment mandatory.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Beacham, Chairman of the Committee on Drainage and Water Conservation, reported that the Committee had carefully considered the following Bill:

S. B. No. 202—A bill to be entitled An Act relating to the assessment and collection of drainage and sub-drainage district taxes; providing payment to the Tax Assessors and Tax Collectors for their services and defining the character of such services and making disposition of various payments.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

ENGROSSING REPORT

Your Engrossing Clerk to whom was referred, with amendments, for engrossing:

S. B. No. 34—A bill to be entitled An Act relating to livestock, providing for the fencing thereof, liability of the owner of livestock running at large or straying, impounding and sale of such livestock, duty of County Commissioners and sheriffs hereunder, punishment for violation of the provisions hereof, holding elections to reject the provisions hereof and repealing all laws and parts of laws in conflict herewith.

—begs leave to report that the amendments have been incorporated in the Bill and returned herewith, as engrossed.

Very respectfully,
ROBT. W. DAVIS, Secretary of the Senate
as Ex Officio Engrossing Clerk.

And Senate Bill No. 34 contained in the above report was ordered certified to the House of Representatives.

ENROLLING REPORT

Your Enrolling Clerk to whom was referred:

S. B. No. 182

—begs leave to report same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on April 21, 1949, for his approval.

Very respectfully,
ROBT. W. DAVIS, Secretary of the Senate
as Ex Officio Enrolling Clerk of the Senate.

Senator Sheldon moved that Senate Bill No. 230 be recalled from the House of Representatives.

Which was agreed to and it was so ordered.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS.

By Senator Lindler—

S. B. No. 236—A bill to be entitled An Act to authorize and empower the Board of Public Instruction of Columbia County, Florida, to levy upon all real and personal property, subject to taxation within Columbia County, Florida, for the years 1950, 1951 and 1952, in addition to all other taxes, not to exceed one and one-half (1½) mills, which shall be assessed and collected as other taxes are assessed and collected, for the purpose of operating, maintaining and improving the Columbia Forestry School, a vocational school of said county, and to provide that the levy and collection of said tax and the disbursement of funds derived therefrom shall not be subject to the supervision or control of any Board or Commission other than the Board of Public Instruction of Columbia 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. 236 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 Lindler moved that the rules be waived and Senate Bill No. 236 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 236 was read the second time by title only.

Senator Lindler moved that the rules be further waived and Senate Bill No. 236 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. 236 was read the third time in full.

Upon the passage of Senate Bill No. 236 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 236 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Privileges and Elections—

S. B. No. 237—A bill to be entitled An Act to provide for the order in which titles of offices shall appear on General Election ballots, and who shall furnish ballots.

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 Privileges and Elections—

S. B. No. 238—A bill to be entitled An Act to repeal Section 98.27, Florida Statutes, 1941, the same having to do with the publication of the list of qualified voters.

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 Privileges and Elections—

S. B. No. 239—A bill to be entitled An Act to amend Section 99.24, Florida Statutes of 1941, the same being with reference to instructions for electors and who shall provide said instructions.

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 Privileges and Elections—

S. B. No. 240—A bill to be entitled An Act providing that all candidates for nomination in the regular primary election shall qualify as such by March Tenth.

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 Privileges and Elections—

S. B. No. 241—A bill to be entitled An Act providing for the repeal of Chapter 24994 otherwise known as Senate Bill No. 2-X of the 1948 Extraordinary Session of the Legislature of the State of Florida.

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 Privileges and Elections—

S. B. No. 242—A bill to be entitled An Act relating to bond elections in counties having voting machines; authorizing the Boards of County Commissioners, the Boards of Public Instructions, the governing bodies of municipalities, and all other public bodies permitted by law to call bond elections in such counties to designate at the time of calling bond elections whether or not voting on bond issues shall be on voting machines or on separate paper ballots; 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 Senators Sheldon and Mathews—

S. B. No. 243—A bill to be entitled An Act creating a board to be known as the State Board of Dispensing Opticians; providing a method for the appointment of the members of said board; defining the trade or occupation of dispensing opticians; providing for the examination and regulation of dispensing opticians and placing all dispensing opticians under the jurisdiction of the State Board of Dispensing Opticians; providing for license tax on persons, partnerships or corporations engaging in such trade or occupation; prohibiting the sale of eye-glasses, spectacles, artificial eyes, lenses, contact lenses and optical devices, except as provided for by this Act; providing for the licensing of dispensing opticians having a license to practice at the time this Act becomes a law; providing the manner of enforcing the provisions of this Act; fixing the penalties for the violation of the terms and provisions thereof, defining the jurisdiction of said Board of Dispensing Opticians; repealing Chapter 21769, Laws of Florida, Acts of 1943, and all laws or parts of laws in conflict herewith and providing for the effective date of this Act.

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

By Senator Mathews—

S. B. No. 244—A bill to be entitled An Act requiring that candidates for delegates to national political conventions shall be voted on in the second primary.

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

By Senator Mathews—

S. B. No. 245—A bill to be entitled An Act amending Section 331.14, Florida Statutes, the same being Section 3½ of Chapter 24100, Laws of Florida 1947, relating to the power of city and county authorities owning or operating airports to grant exclusive franchises, including exclusive franchises for ground transportation of passengers coming or going on airplanes, and over the public roads, highways and streets leading from such airports to the municipality nearest to said airport; and other matters in connection therewith.

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

By Senator Clarke—

S. B. No. 246—A bill to be entitled An Act amending Section 562.45, Florida Statutes of 1941 as amended by Chapter 23746, Acts of 1947, being An Act relating to moonshine whiskey and penalties for violations of the beverage law.

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

By Senator Clarke—

S. B. No. 247—A bill to be entitled An Act authorizing the Comptroller to assist in Codifying the Banking Laws of the State of Florida, and making an appropriation therefor.

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

By Senator Johnston—

Senate Joint Resolution No. 248:

A JOINT RESOLUTION PROPOSING AN AMENDMENT

TO ARTICLE III OF THE CONSTITUTION OF THE STATE OF FLORIDA BY THE REGULAR SESSIONS OF THE LEGISLATURE TO BE HELD ANNUALLY.

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

That Article III Section 2 of the Constitution of the State of Florida be amended to provide that the legislature of the State of Florida shall hold regular sessions annually, and is hereby agreed to and shall be submitted to the electors of the State for ratification or rejection at the next general election to be held in 1950 A. D., as follows:

Section 2. The regular sessions of the Legislature shall be held annually commencing on the first Tuesday after the first Monday in April A. D. 1887, and on the corresponding day of every year thereafter, but the Governor may convene the same in extra sessions by his proclamation. Regular sessions of the Legislature may extend 60 days, but no special session convened by the Governor shall exceed twenty days.

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

By Senator Alford—

S. B. No. 249—A bill to be entitled An Act amending Section 1, Chapter 23775, Laws of Florida, Acts of 1947, relating to appointment of members of the State Livestock Sanitary Board.

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

By Senator Sturgis—

S. B. No. 250—A bill to be entitled An Act relating to conduct of trial; amending Section 918.10, Florida Statutes, 1941, removing requirement that presiding judge charge the jury as to penalty for offense for which accused is on trial.

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

By Senator Sheldon—

S. B. No. 251—A bill to be entitled An Act relating to solicitation of funds by certain organizations in Florida; providing for filing of certain reports.

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

By Senator Sheldon—

S. B. No. 252—A bill to be entitled An Act to amend Sections 443.04, 443.05, and 443.06 of Chapter 443, Florida Statutes, 1941, as amended by Chapter 21983, Laws of Florida, Acts of 1943, and Chapters 23919 and 24083, Laws of Florida, Acts of 1947, and known as the "Florida Unemployment Compensation Law," relating to payment of benefits, benefit eligibility conditions, and disqualifications, by providing for a revision of weekly benefit amount and duration of benefits; revising eligibility conditions; revising the disqualification for benefits and providing for transition from the old benefit provisions to the new benefit provisions; repealing all laws in conflict herewith and making this Act effective July 1, 1949.

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

By Senator Sheldon—

S. B. No. 253—A bill to be entitled An Act making the Florida State Library the Central Collecting and Distributing Agency for all State of Florida publications and prescribing the duties of those administering and directing said Florida State Library in connection with the same, and providing an appropriation for the performance of its duties in carrying out the purposes of this Act.

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

By Senators McArthur, Gautier, Leaird and Baynard—

Senate Joint Resolution No. 254:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE VIII, SECTION 1, OF THE CONSTITUTION

OF FLORIDA RELATING TO COUNTIES AS POLITICAL SUBDIVISIONS OF STATE.

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

That the following Amendment to Article VIII, Section 1, of the Constitution of Florida relating to counties as political subdivisions of state is hereby agreed to and shall be submitted to the electors of the state for ratification or rejection at the general election in 1950, as follows:

Section 1. Counties as political subdivisions of state. The state shall be divided into political subdivisions to be called counties. The Legislature shall have the power to grant to any county a charter under which it may regulate and govern itself. The Legislature may provide, by general or special law, the manner in which any county may form its own charter. Any county charter may designate the name of the county, regulate the powers, duties and jurisdiction of all county officers, and designate their classes, terms, and jurisdiction, and provide the manner of their selection and compensation. The Legislature may authorize the adoption of charters by the several counties at general or special elections, which charters may be altered or amended only by the method by which they were adopted, notwithstanding any other provision of this Constitution.

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

By Senator Pope—

S. B. No. 255—A bill to be entitled An Act amending Chapter 201, Florida Statutes, 1941, by adding thereto an additional section relating to tax on final divorce decrees entered and recorded in this state and amending Section 201.15 relating to the distribution of taxes collected.

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

By Senators Lindler and Brackin—

S. B. No. 256—A bill to be entitled An Act providing for the protection from damage and destruction by fire of forests and forest lands; defining the term "forest lands" and other terms; declaring the purpose of the Act; designating the Florida Board of Forestry and Parks as agency to carry out the purpose of the Act; designating the manner of determination of acreage to be protected; setting forth certain duties of the Board; authorizing and directing the use of certain funds; directing payments by counties to Board and authorizing levy by the several counties of the state of a tax to effectuate such purpose; providing for acceptance of donations and providing for the submission of its adoption and ratification to a statewide referendum election.

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

By Senator Mathews—

S. B. No. 257—A bill to be entitled An Act fixing and prescribing the qualifications of freeholder electors who shall be eligible to participate in any bond election called and held by any taxing authority of Duval County, Florida, including the Board of County Commissioners, the Board of Public Instruction of said county, or any special tax school district thereof, and providing for the registration of such electors.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 257 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Mathews moved that the rules be waived and Senate Bill No. 257 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 257 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 257 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. 257 was read the third time in full.

Upon the passage of Senate Bill No. 257 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 257 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 258—A bill to be entitled An Act to compensate and for the relief of Leamon Toliver on account of injuries received by him in an automobile collision wherein an automobile owned by the County of Duval, State of Florida, was involved; requiring the Board of County Commissioners of Duval County to investigate such claim and, upon certain findings, to settle the same by payment out of designated funds in such an amount as it may determine, not to exceed \$15,000.00; and providing for suitable action by Budget Commission of Duval County in the premises.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 258 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 258 was read the third time in full.

Upon the passage of Senate Bill No. 258 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 258 passed, title as stated, by the required Constitutional two-thirds vote of all members elected to the Senate for the 1949 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 259—A bill to be entitled An Act amending Sections 704.01, 704.02, 704.03, Florida Statutes, 1941, relating to easements and providing for the use and maintenance of ease-

ments over certain lands when any land desired for use as a dwelling or for agricultural or stockraising purposes has no practical route of egress and ingress.

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

By Senators Pope and Baynard—

S. B. No. 260—A bill to be entitled An Act providing that the conduct of harness racing shall be governed exclusively by this Act except where other general racing laws are made applicable herein by reference; containing provisions parallel to those governing other types of racing, but defining and separately classifying and governing the conduct of harness racing in this state; including provisions: Changing, providing for and defining the Commissions on Harness Racing, the taxes upon the pari-mutuel pools therein, the "breaks" and taxes thereon, the harness racing season, the length of race meetings thereof, and other provisions of law relating thereto; prohibiting the location of any harness racing track in any county wherein any running horse track or two or more dog tracks are already licensed and located, but otherwise authorizing applications for and permits to conduct harness racing except and with certain provisions, prohibitions and restrictions applying where harness racing permits or tracks are sought to be located within certain defined distances from other racing plants or tracks, but exempting permits issued, renewed or extended prior to January 1, 1948; and also extending certain permits heretofore issued subsequent to the declaration of World War II; providing for elections to ratify new harness racing permits except in counties, otherwise eligible, in which an election has theretofore been held and other types of racing approved or in which such other racing has been legally conducted without revocation for five years or more; otherwise providing for the validation of harness racing permits, the regulation and qualification of permit holders, the revocation of licenses and the prohibition of certain Acts and offenses in the conduct of harness racing and providing penalties therefor; providing that harness racing shall be under the supervision of the State Racing Commission, that a sub-commission or division of said Commission relating to harness racing may be appointed and providing for the basic and additional compensation and expenses of the Racing Commission, of such sub-commission, if appointed, of its chairman and of the secretary and attorney of the State Racing Commission, all with respect to the conduct of harness racing; authorizing the State Racing Commission to make appropriate regulations governing harness racing and effectuating this Act and to allocate days, dates and hours of both day racing and night racing between harness racing tracks and other types of tracks; providing for the collection by and the distribution to the State, Counties and Cities of taxes and licenses upon harness racing operations in a manner similar to that governing other racing; and repealing all laws and parts of laws in conflict herewith to the extent of their inconsistency herewith.

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

By Senator Sheldon—

S. B. No. 261—A bill to be entitled An Act for the relief of Southern Builders, Inc. of Tampa, Florida for the payment of an award and judgment of a court of arbitration against the Board of Commissioners of State Institutions.

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

By Senator Collins—

S. B. No. 262—A bill to be entitled An Act providing for one stenographer for the office of State Attorney in each judicial circuit of the State of Florida, and fixing compensation to be paid to said stenographer.

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

By Senators King, Mathews, Boyle and Smith—

S. B. No. 263—A bill to be entitled An Act to amend sections 323.15 and 323.16, Florida Statutes, 1941, as amended by Chapter 22834, Laws of Florida, Acts of 1945, relating to the collection and distribution of mileage taxes; providing for the collection of said taxes by the Comptroller of the State

from every auto transportation company whether the holder of a certificate or permit or not, whose transportation operations are not exempt from the provisions of Chapter 323, Florida Statutes, 1941; creating a lien for said taxes and providing for the enforcement thereof; appropriating certain portions of said tax to the State Comptroller and the Florida Railroad Commission to be used in administering Chapter 323, Florida Statutes, 1941; providing for the distribution of said mileage taxes among various cities and counties of the State on the basis of the 1944 distribution; and providing for payment of said tax into the General Revenue Fund in case distribution aforesaid is held unconstitutional.

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

MESSAGE FROM THE GOVERNOR

The following message from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE

April 20, 1949.

Hon. Newman C. Brackin,
President of the Senate.
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. 94—RELATING TO DUVAL COUNTY.

Respectfully,
FULLER WARREN
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 19, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Senator Beall—

S. B. No. 188—A bill to be entitled An Act relating to the City of Pensacola, Florida, providing that certain provisions of Chapter 16989, Laws of Florida of 1935, entitled: "An Act providing an optional method for the calling and conduct of Primary Elections in certain municipalities, and fixing the qualifications of electors thereat and in General Elections following," which provides for the preparation, arrangement, voting and counting of ballots in accordance with the provisions of the so called Bryan Primary Law, shall not apply to the City of Pensacola, Florida, and amending Section 7 of Chapter 16989, Laws of Florida of 1935, as it relates to the City of Pensacola, Florida.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And Senate Bill No. 188, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 19, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Senators Baynard, Boyle, Carroll, Davis and King—
Senate Concurrent Resolution No. 178:

A RESOLUTION RELATING TO THE LOBBYING OF CERTAIN CITY, COUNTY AND STATE OFFICIALS OF THE STATE OF FLORIDA FOR THE PASSAGE OF BILLS TO INCREASE THEIR SALARIES.

WHEREAS, it has come to the notice of the Senate of the State of Florida that a large number of elected city, county and state officials of this State are in the Capitol lobbying for the passage of bills to increase their salaries, notwithstanding the grave financial crisis which His Excellency, the Governor of the State of Florida, says is confronting the State and which His Excellency, the Governor of the State of Florida, says makes it necessary for the Legislature of Florida to raise millions of dollars in new revenue for the operation of the State Government for the next two years:

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, WITH THE HOUSE OF REPRESENTATIVES CONCURRING:

(1) That all such elected city, county and state officials be and they are hereby reminded that they sought and obtained election to the offices which they now hold and occupy, well knowing both the duties and the salary of the office they sought, and it ill becomes any of them to abandon their posts of duty in order to come to the Capitol to seek by their personal presence to influence the adoption of legislation to increase their salaries at a time when every member of this Legislature, as well as every city, county and state official, should be seeking ways and means to meet the financial requirements now facing our State, as well as the cities and counties from which they come, and should be assisting the members of the Legislature to economize and to reduce the ever increasing tax burden upon all our citizens.

(2) That all such officials be and they are hereby urged to remain at home and to attend to the duties of their office or to resign from the office they hold and permit the Governor to appoint, or the people to elect, as their successors citizens willing and able to serve for the salaries now paid, and to forthwith withdraw from the consideration of the Legislature any and all requests sponsored by them for the adoption of legislation to increase their salaries and to cease their lobbying for such legislation, and those officials that are presently in the Capitol to return to their posts of duty and devote their time and efforts to the diligent and faithful discharge of the duties of their office to the end that the functions of government may be efficiently and economically discharged and, at the same time, the financial demands upon the already overburdened taxpayer may be lightened rather than increased.

(3) That the members of the Legislature be allowed, without influence from said officials, to determine what increase or decrease should be made in salaries now paid to elected officials without interference from said officials.

(4) That this resolution is not intended to apply to or to reflect upon those officials who have remained at their posts and attended to the duties of their office.

(5) That copies of this resolution be transmitted to the House of Representatives for its concurrence and that copies be forthwith delivered to representatives of the press for publication.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And Senate Concurrent Resolution No. 178, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 19, 1949

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

pass by the required Constitutional two-thirds vote of all Members of the House of Representatives present on April 19—

S. B. No. 617 (1947 Session)—A bill to be entitled An Act to amend Sections 323.15 and 323.16, Florida Statutes, 1941, as amended by Chapter 22834, Laws of Florida, Acts of 1945, relating to the collection and distribution of mileage taxes; providing for the collection of said taxes by the Comptroller of the State from every auto transportation company whether the holder of a certificate or permit or not, whose transportation operations are not exempt from the provisions of Chapter 323, Florida Statutes, 1941; creating a lien for said taxes and providing for the enforcement thereof; appropriating certain portions of said tax to the State Comptroller and the Florida Railroad Commission to be used in administering Chapter 323, Florida Statutes, 1941; providing for the distribution of said mileage taxes among various cities and counties of the State on the basis of the 1944 distribution; and providing for payment of said tax into the General Revenue Fund in case distribution aforesaid is held unconstitutional.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And Senate Bill No. 617 (1947 Session), contained in the above message, was ordered returned to the Secretary of State.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 20, 1949

Hon. Newman C. Brackin,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the required Constitutional three-fifths vote of all members elected to the House of Representatives for the 1949 Session of the Florida Legislature—

By Mr. Papy of Monroe—

H. J. R. No. 153—A joint resolution proposing an amendment to Article V of the Constitution of Florida, relating to the Judicial Department by adding thereto a section to be known as Section 48 of Article V therein providing for an additional Judicial Circuit of the Circuit Courts of Florida which shall be the Sixteenth Judicial Circuit and shall consist of Monroe County, Florida, and for the election of a State's Attorney and a Circuit Judge of such Circuit.

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

That the following amendment to Article V of the Constitution of Florida, by adding a section to be known as Section 48 of said Article V, 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 1950, as follows:

Section 48. There is created a Judicial Circuit of the State of Florida, which is the Sixteenth Judicial Circuit and which shall consist of the County of Monroe and for which there shall be elected one Circuit Judge and one State's Attorney as provided by law.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Joint Resolution No. 153, contained in the above message, was read the first time in full and referred to the Committee on Constitutional Amendments.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 20, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Messrs. Melvin of Santa Rosa, Wise of Okaloosa and Beasley of Walton—

H. B. No. 115—A bill to be entitled An Act to amend Chapter 24167, Laws of Florida, Acts of 1947, being Section 27.19 of 1947 Cumulative Supplement to Volume I of Florida Statutes, 1941, relating to Assistant State Attorneys, so as to provide for an Assistant State Attorney for the First Judicial Circuit of Florida.

Also—

By the Committee on Judiciary (Civil)—

H. B. No. 281—A bill to be entitled An Act relating to certiorari and the effect of the denial of a petition therefor.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Bill No. 115, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A" and the Committee on Population.

And House Bill No. 281, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "C".

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 20, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Mr. Sanders of St. Lucie—

H. B. No. 46—A bill to be entitled An Act providing for the cancellation of all Delinquent State, County and North Saint Lucie River Drainage District Taxes against all lands situated within the Boundaries of the City of Fort Pierce, Florida, and owned by the City of Fort Pierce, Florida, on the date this Act becomes effective.

Proof of Publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

Proof of publication of Notice was attached to House Bill No. 46 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 House Bill No. 46, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 20, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Messrs. Bollinger and Elliott of Palm Beach, Okell, Lantaff and Stockdale of Dade, Schuh of Pinellas, Botts of Escambia, Odham of Seminole, McMullen and Moody of Hillsborough and MacWilliam of Indian River—

House Concurrent Resolution No. 409—

A CONCURRENT RESOLUTION PROPOSING A WELCOME FROM THE 1949 FLORIDA LEGISLATURE TO THE VETERANS OF FOREIGN WARS HOLDING THEIR CONVENTION IN MIAMI, FLORIDA, ON AUGUST 21, THROUGH AUGUST 26, 1949.

WHEREAS, the Veterans of Foreign Wars was organized, established, and chartered on September 23, 1899, at Columbus, Ohio; and

WHEREAS, the national organization of Veterans of Foreign Wars has chosen to commemorate its Golden Jubilee, Fiftieth Anniversary, in Florida, the land of eternal sunshine and the world's playground; and

WHEREAS, a convention of the Veterans of Foreign Wars is an event of world-wide interest, and the choice of Miami, Florida, for a convention site highly honors this state; and

WHEREAS, this convention will call to the attention of many high governmental officials the beauty and value of this golden state of ours, and will bring into its hospitable boundaries thousands of visitors who will delight in its scenic wonders and glorious climate; and

WHEREAS, the eyes of the nation will be focused on Miami, Florida, from August 21, 1949, through August 26, 1949; Now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA, THE SENATE CONCURRING:

Section 1. That the 1949 Legislature of the State of Florida extends a most hearty welcome to the visitors to the National Convention at Miami, Florida, and does extend to the Veterans of Foreign Wars its most sincere congratulations and best wishes on its Golden Jubilee, and hopes that their visit will be a pleasant one.

Section 2. The 1949 Legislature extends to the Veterans of Foreign Wars its most sincere congratulations and best wishes on its Golden Jubilee, and feels singularly honored that Florida was chosen as the site for its celebration.

Section 3. That a copy of this resolution be sent to the President of the United States, to the Governor of Florida, the Commander in Chief of the Veterans of Foreign Wars, and other officials of the states and the nation.

And respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 409, contained in the above message, was read the first time in full.

Senator Beacham moved that the rules be waived and House Concurrent Resolution No. 409 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.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Messrs. Clement, McClure and Schuh of Pinellas—

H. B. No. 128—A bill to be entitled An Act amending Section 735.04, Florida Statutes, 1941, as set out in Section 2 of Chapter 23716, Laws of Florida, Acts of 1947, relating to the Florida Probate Law, when administration unnecessary.

Also—

By Mr. Bridges of Calhoun—

H. B. No. 133—A bill to be entitled An Act providing for the relief of Emory Bridges from Capital Outlay Funds accruing for use in Calhoun County.

Also—

By Mr. Cobb of Volusia—

H. B. No. 144—A bill to be entitled An Act relating to the registration of trade-marks and trade names; to define trademark and trade name; to provide for the term of existence; for re-registration; for cancellation, transfer or assignment; for a filing fee; the filing of an annual report; procedure for equitable relief and damages; exemptions; to repeal all laws in conflict herewith.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Bill No. 128, contained in the above Message, was read the first time by title only.

Senator Baynard moved that the rules be waived and House Bill No. 128 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.

And House Bill No. 133, contained in the above Message, was read the first time by title only and referred to the Committee on Pensions and Claims.

And House Bill No. 144, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "B".

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Mr. Simpson of Jefferson—

H. B. No. 22—A bill to be entitled An Act fixing the per diem and traveling expenses of State officers and employees when traveling on State business.

Also—

By Mr. Andrews of Orange—

H. B. No. 62—A bill to be entitled An Act amending Section 701.04, Florida Statutes, 1941, relating to cancellation of mortgages, liens and judgments.

Also—

By Mr. Surlis of Polk—

H. B. No. 106—A bill to be entitled An Act to extend the time within which certain registrants who had commenced their preparation for the State bar examination for admission to practice law before the adoption of amendment to Rule 1 by the Supreme Court on December 9, 1941, relative to admission of attorneys to the practice of law.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Bill No. 22, contained in the above Message, was read the first time by title only and referred to the Committee on Appropriations.

And House Bill No. 62, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "B".

And House Bill No. 106, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "C".

Senator Baker moved that a committee be appointed to escort Honorable A. Syd Herlong, member of Congress from the 5th Congressional District of Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Baker, Ayers and Rodgers as the committee.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Senator McArthur—

S. B. No. 36—A bill to be entitled An Act to amend Section 11.07, Florida Statutes, 1941, relating to the enrollment of House or Senate bills; and providing that bills may be enrolled by photographing.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And Senate Bill No. 36, contained in the above Message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Messrs. McClure, Schuh and Clement of Pinellas—

H. B. No. 155—A bill to be entitled An Act in relation to proceedings upon writs of quo warranto, informations in the nature of quo warranto, or civil actions to obtain the remedies obtainable by such proceedings, to test the validity of Municipalities and the exercise of their Municipal franchises.

Also—

By Mr. McMullen of Hillsborough—

H. B. No. 188—A bill to be entitled An Act to authorize one of whom a bond, undertaking or other obligation is required, to enter into agreements with his surety or sureties for the deposit of moneys and assets for which they are responsible with a bank, savings bank, safe-deposit or trust company or with other depository approved by the Court for safe-keeping, and in such manner as to prevent withdrawal of such money or assets without the written consent of such surety or sureties or an order of Court; and providing that such agreement shall not release the liability of the principal or sureties under the terms of said bond.

Also—

By Mr Morgan of Duval—

H. B. No. 193—A bill to be entitled An Act authorizing the County Commissioners of those Counties in the State of Florida where the sale of intoxicating liquors is permitted, and who are authorized to establish or have established Zoning and Planning Boards, to determine the distance from churches

and schools within which intoxicating liquors may be sold in those areas within said Counties outside the limits of incorporated cities and towns that are now, or which may hereafter be, designated or zoned for business purposes; providing that such distance so determined shall not be less than the distance established by ordinance in the County Seats of the respective Counties in which County Commissioners exercise such authority, or not more than the distance established by general law in the absence of any such authority being exercised by the County Commissioners.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Bill No. 155, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "B".

And House Bill No. 188, contained in the above Message, was read the first time by title only and referred to the Committee on Banking and Building and Loans.

And House Bill No. 193, contained in the above Message, was read the first time by title only and referred to the Committee on Temperance.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Mr. Bryant of Marion—

House Concurrent Resolution No. 427:

CONCURRENT RESOLUTION COMMENDING UNIT LEADERS OF BOY SCOUTS OF AMERICA.

WHEREAS, almost 3000 Unit Leaders of the Boy Scout Movement throughout the State of Florida are rendering invaluable service to our youth, serving as Cubmasters, Scoutmasters, and Senior Scout Leaders in Florida; and

WHEREAS, a national movement under the caption "Strengthen the Arm of Liberty" was launched on February 12, 1949, one aim in this program being to give recognition and express gratitude to, and the appreciation of the people of America for, the faithful and effective work of the Unit Leaders of the Boy Scout Movement; and

WHEREAS, some 3000 of our youth of the State of Florida are enrolled in Boy Scout Units and are receiving daily benefits from the unselfish service and sacrifices of the Unit Leaders of the Boy Scout Movement:

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF FLORIDA, THE SENATE CONCURRING:

That it is the sense of the Legislature that the State of Florida and all its citizens are grateful beyond their means to express for the unselfish, sacrificial and beneficial services of the Cubmasters, Scoutmasters, and Senior Scout Leaders of the Boy Scouts of America, and

BE IT FURTHER RESOLVED:

That the people of the State of Florida pay tribute to the Unit Leaders of this great Movement and urge every true citizen of Florida to give full cooperation to the crusade to "Strengthen the Arm of Liberty" to the end that Florida will be a better State and scouting give to America and the world the best possible caliber of adult leaders doing the best possible program in behalf of the greatest number of youth in the history of scouting in America.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 427, contained in the above Message, was read the first time in full.

Senator Sturgis moved that the rules be waived and House Concurrent Resolution No. 427 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 427 was read the second time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And House Concurrent Resolution No. 427 was adopted and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Messrs. Andrews and Thornal of Orange—

H. B. No. 221—A bill to be entitled An Act applying only to Orange County, Florida, regulating and caring for children away from their parents or guardians and including care for pregnant females and provision for infants by private persons and institutions in connection therewith. To provide that the State Welfare Board shall establish and administer reasonable rules and regulations, including minimum standards of care for such enterprises, and requiring those engaged in same to procure a license which shall be subject to revocation under certain conditions.

Proof of publication attached.

Also—

By Messrs. Moody, Branch and McMullen of Hillsborough—

H. B. No. 222—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County to levy a tax not to exceed two mills per annum for not more than four consecutive years for the purpose of raising funds for the acquisition of land and the construction, repairing and equipping of a Court House or addition thereto in Hillsborough County, Florida, and authorizing the issuance of revenue certificates to be paid from the proceeds of such tax, and further authorizing the use of any funds heretofore collected for the erection of a Courthouse for any of the purposes set forth in this Act.

Proof of publication attached.

Also—

By Messrs. Moody, Branch and McMullen of Hillsborough—

H. B. No. 225—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to purchase or condemn lands to be used for any necessary public purpose and to make it lawful for said County to deed said land or any part thereof to the Government of the United States or any branch thereof or to the State of Florida or any branch thereof as an aid to any of said governmental organizations in carrying out any public purposes thereof, and providing for the title to any property deeded to any such organization to revert to the County upon failure of said property being used for public purposes.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
 Chief Clerk House of Representatives.

Proof of publication of Notice was attached to House Bill No. 221 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.

Proof of publication of Notice was attached to House Bill No. 222 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.

Proof of publication of Notice was attached to House Bill No. 225 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.

House Bills Nos. 221, 222 and 225, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on Second Reading.

The following message from the House of Representatives was read:

Tallahassee, Florida,
 April 21, 1949

Hon. Newman C. Brackin,
President of the Senate.
 Sir:

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

By Mr. Morgan of Duval—

H. B. No. 118—A bill to be entitled An Act relating to the taking of fish in the salt waters of Duval County, Florida, and prescribing the kind of nets that may be used for the taking of mullet in said waters.

Proof of Publication Attached.

Also—

By Mr. Hendry of Okeechobee—

H. B. No. 154—A bill to be entitled An Act fixing the compensation of the County Prosecuting Attorney of Okeechobee County, Florida, and providing for the method of payment of such compensation.

Proof of Publication Attached.

Also—

By Messrs. Courtney and Mathis of Bay—

H. B. No. 198—A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Bay County, Florida, to appropriate and pay the sum of not exceeding three thousand (\$3,000.00) dollars per annum as compensation for an accredited librarian employed by the Bay County Public Library Association; and to authorize and empower the Board of County Commissioners of Bay County, Florida, to take from the general fund of Bay County, Florida, all funds necessary to carry out this Act.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
 Chief Clerk House of Representatives.

Proof of publication of Notice was attached to House Bill No. 118 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 House Bill No. 118, contained in the above message, was read the first time by title only.

Senator Mathews moved that the rules be waived and House Bill No. 118 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 118 was read the second time by title only.

Senator Mathews moved that the rules be further waived and House Bill No. 118 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. 118 was read the third time in full.

Upon the passage of House Bill No. 118 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 118 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 154 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 House Bill No. 154, contained in the above message, was read the first time by title only.

Senator Carroll moved that the rules be waived and House Bill No. 154 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 154 was read the second time by title only.

Senator Carroll moved that the rules be further waived and House Bill No. 154 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. 154 was read the third time in full.

Upon the passage of House Bill No. 154 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 154 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House 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.

And House Bill No. 198, contained in the above Message, was read the first time by title only.

Senator Shivers moved that the rules be waived and House Bill No. 198 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

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

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

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

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

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Mr. Williams of Hardee—

H. B. No. 87—A bill to be entitled An Act creating the elective office of County School Board Attorney in and for Hardee County, Florida; fixing the term of said office and the method of filling same; prescribing the duties of said County School Board Attorney and prescribing his salary.

Proof of Publication attached.

Also—

By Mr. Williams of Hardee—

H. B. No. 95—A bill to be entitled An Act relating to the nomination and election of County Commissioners of Hardee County, Florida; providing for the nomination by the qualified electors within the several and respective County Commissioner Districts in said county; repealing Chapter 24548, Laws of Florida, 1947, providing for the nomination and election of such County Commissioners by the county at large.

Proof of Publication attached.

Also—

By Mr. Cook of Flagler—

H. B. No. 99—A bill to be entitled An Act to prohibit the taking of fish, with certain nets, from the inland salt waters located in Flagler County, Florida.

Proof of Publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

Proof of publication of Notice was attached to House Bill No. 87 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.

Proof of publication of Notice was attached to House Bill No. 95 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 House Bills Nos. 87 and 95, contained in the above Message, were read the first time by titles only and placed on the Calendar of Local Bills on Second Reading, without reference.

Proof of publication of Notice was attached to House Bill No. 99 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 House Bill No. 99, contained in the above Message, was read the first time by title only.

Senator Pope moved that the rules be waived and House Bill No. 99 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 99 was read the second time by title only

Senator Pope moved that the rules be further waived and House Bill No. 99 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. 99 was read the third time in full.

Upon the passage of House Bill No. 99 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—0

So House Bill No. 99 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir

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

By Mr. Williams of Hardee—

H. B. No. 84—A bill to be entitled An Act to organize and establish a County Court in and for the County of Hardee; to prescribe the terms thereof, to prescribe its jurisdiction and powers, to provide that the County Judge of Hardee County shall be the judge thereof, to provide for a Prosecuting Attorney of said court, fixing the compensation of the Judge and Prosecuting Attorney.

Proof of publication attached.

Also—

By Mr. Williams of Hardee—

H. B. No. 85—A bill to be entitled An Act providing for a pension system for certain officers and employees of the City

of Wauchula, Florida; creating a pension board of said city providing pensions for certain retired and disabled officers and employees of said city; creating a retirement fund and making provisions for contributions into same by officers and employees of said city participating in the benefits of said fund and by the City of Wauchula and for payments to pensioners from same; providing for the investment of funds held in such retirement fund; providing that the provisions of this Act shall not apply to members of the city council; providing for the administration of the provisions of this Act; and repealing all Acts or parts of Acts in conflict with the provisions of this Act.

Proof of publication attached.

Also—

By Mr. Williams of Hardee—

H. B. No. 86—A bill to be entitled An Act creating the elective office of County Attorney in and for Hardee County, Florida; fixing the term of said office and the method of filling same; prescribing the duties of said County Attorney and prescribing his salary.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

Proof of publication of Notice was attached to House Bill No. 84 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.

Proof of publication of Notice was attached to House Bill No. 85 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.

Proof of publication of Notice was attached to House Bill No. 86 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 House Bills Nos. 84, 85 and 86, contained in the above Message, were read the first time by titles only and placed on the Calendar of Local Bills on Second Reading.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Mr. Saunders, of St. Lucie—

H. B. No. 45—A bill to be entitled An Act to amend Section 8 (a) and Section 13 (a) of Chapter 23296, Special Laws of Florida, Acts of 1945, relating to who shall be members of the Civil Service of the City of Fort Pierce, and providing for the procedure for discharge or suspension of employees who are members of Civil Service and suspension of pay of employees upon charges being preferred.

Proof of publication attached.

Also—

By Mr. Bollinger of Palm Beach—

H. B. No. 50—A bill to be entitled An Act authorizing the Board of Trustees of the Town of Palm Beach Employees Retirement System to invest funds belonging to said retirement system in tax sales certificates of the Town of Palm Beach, Florida, and the County of Palm Beach, Florida, and in first

mortgage loans on improved property within the Town of Palm Beach, Florida; limiting the amount of such investments, and providing for restrictions and regulations in making mortgage loans and in purchasing tax certificates; repealing all laws in conflict herewith, and providing when this law shall become effective.

Proof of publication attached.

Also—

By Mr. Cook of Flagler—

H. B. No. 81—A bill to be entitled An Act relating to the compensation of the county judge for services performed in suits or proceeding and in criminal cases before the county judge's court in Flagler County, Florida.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

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

Proof of publication of Notice was attached to House Bill No. 45 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 House Bill No. 45, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading, without reference.

Proof of publication of Notice was attached to House Bill No. 50 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 House Bill No. 50, contained in the above Message, was read the first time by title only.

Senator Beacham moved that the rules be waived and House Bill No. 50 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 50 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 50 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. 50 was read the third time in full.

Upon the passage of House Bill No. 50 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 50 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 81 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 House Bill No. 81, contained in the above message, was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

Senator Pope moved that the rules be further waived and House Bill No. 81 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 81 was read the third time in full.

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

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

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

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Mr. Smith of Polk—

H. B. No. 25—A bill to be entitled An Act requiring the re-registration of the qualified electors of the City of Haines City, Florida, during the year 1949, in the manner prescribed by Section 173 of the City Charter (Chapter 12790, Laws of Florida, Special Acts of 1927), providing for re-registration of qualified electors by ordinance thereafter, providing for the voiding of existing registration lists and books, and repealing all laws or parts of law in conflict herewith.

Proof of publication attached.

Also—

By Mr. Saunders, of St. Lucie—

H. B. No. 43—A bill to be entitled An Act to amend Sections 106 and 107 of House Bill No. 965, which became effective without the approval of the Governor on June 16, 1947, entitled An Act to abolish the present municipal government of the City of Fort Pierce, in the County of Saint Lucie, Florida, and to establish, organize and constitute a municipality to be known as City of Fort Pierce, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges.

Proof of publication attached.

Also—

By Mr. Saunders, of St. Lucie—

H. B. No. 44—A bill to be entitled An Act to amend Section 132 of House Bill No. 965 which became effective without the approval of the Governor on June 16, 1947, entitled An Act to abolish the present municipal government of the City of Fort Pierce, in the County of Saint Lucie, Florida, and to establish, organize and constitute a municipality to be known as City of Fort Pierce, and to define its territorial boundaries,

and to provide for its jurisdiction, powers and privileges, passed at the regular session of the Legislature, A. D. 1947.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 25 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.

Proof of publication of Notice was attached to House Bill No. 43 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.

Proof of publication of Notice was attached to House Bill No. 44 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 House Bills Nos. 25, 43 and 44, contained in the above Message, were read the first time by titles only and placed on the Calendar of Local Bills on Second Reading.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Mr. Slaughter of Suwannee—

H. B. No. 364—A bill to be entitled An Act relating to the empowering of County Commissioners of Suwannee County, Florida, to levy special tax upon all taxable property for financing Suwannee County Fair and Fat Stock Exposition; special tax to be disbursed through the Board of Directors of the Suwannee Resources, Incorporated; authorizing board to accept donations for maintenance of exposition.

Proof of Publication attached.

Also—

By Mr. Slaughter of Suwannee—

H. B. No. 365—A bill to be entitled An Act to provide for nomination in primaries of candidates for office of County Commissioners by voters of county at large, in Suwannee County, Florida.

Proof of Publication attached.

Also—

By Mr. Slaughter of Suwannee—

H. B. No. 369—A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Suwannee County, State of Florida, to annually appraise and fix the value of all county lands acquired for delinquent taxes, without regard to last assessed value.

Proof of Publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

Proof of publication of Notice was attached to House Bill No. 364 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.

Proof of publication of Notice was attached to House Bill No. 365 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.

Proof of publication of Notice was attached to House Bill No. 369 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 House Bills Nos. 364, 365 and 369, contained in the above Message, were read the first time by titles only and placed on the Calendar of Local Bills on Second Reading.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Messrs. Schuh, McClure and Clement of Pinellas—

H. B. No. 382—A bill to be entitled An Act expressly authorizing and empowering the City of St. Petersburg, by resolution or ordinance of the City Council or other governing body, to determine, fix, prescribe and establish, from time to time, the fiscal year of said City; repealing all laws or parts of laws in conflict herewith; and requiring the submission of this Act to the electorate of the City of St. Petersburg for its approval or rejection, and subject to said approval, providing for the effective date of this Act.

Also—

By Messrs. Smith and Odham of Seminole—

H. B. No. 384—A bill to be entitled An Act providing for a re-registration of all voters for all elections to be held in the year 1950 in Seminole County, Florida; and providing for the time of opening and closing the registration books, and providing that the registration for the year 1950 shall be a permanent registration for all subsequent elections; and providing for the registration of all voters for all elections subsequent to the year 1950 in the office of the Supervisor of Registration only; and providing for the opening and closing of the registration books in the office of the Supervisor of Registration for all elections subsequent to the year 1950; and providing for the form of registration blanks, type of binders for the permanent registration records and providing notice to the voters by the Supervisor of Registration as shown on the books and requesting information pertinent thereto in the year 1954, and each four years thereafter and the return thereof by the voters and the penalty for failure to return said notice with the requested information; providing for the furnishing of the registration blanks and the permanent registration binders by the County Commissioners; providing for the payment by the Board of County Commissioners of the expense incidental to installing and maintaining said system; and providing it shall not be necessary to publish certified lists of registered or qualified electors; and repealing all laws in conflict herewith.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives.

And House Bill No. 382, contained in the above message, was read the first time by title only.

Senator Baynard moved that the rules be waived and House Bill No. 382 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 382 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 382 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. 382 was read the third time in full.

Upon the passage of House Bill No. 382 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 382 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 384 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 House Bill No. 384, contained in the above message, was read the first time by title only.

Senator Boyle moved that the rules be waived and House Bill No. 384 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 384 was read the second time by title only.

Senator Boyle moved that the rules be further waived and House Bill No. 384 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. 384 was read the third time in full.

Upon the passage of House Bill No. 384 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 384 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Messrs. Luckie, Carlton and Morgan of Duval—

H. B. No. 237—A bill to be entitled An Act authorizing the Town of Atlantic Beach to issue and sell bonds and revenue certificates; and to repeal Section 39 of Chapter 13907, Laws of Florida, 1929, entitled "An Act to fix the territorial limits of the Town of Atlantic Beach, to provide for its government and prescribe its jurisdiction and powers," as amended by Section 4 of Chapter 21104, Laws of Florida, 1941.

Proof of publication attached.

Also—

By Messrs. Luckie, Carlton and Morgan of Duval—

H. B. No. 238—A bill to be entitled An Act to amend Chapter 13907, Laws of Florida, Special Acts of 1929, entitled "An Act to fix the territorial limits of the Town of Atlantic Beach, to provide for its government and prescribe its jurisdiction and powers," by enlarging the territorial limits of said Town to include the part of the street or road known as the Plaza lying east of the street or road known as Old Sherry Drive.

Proof of publication attached.

Also—

By Messrs. Luckie, Carlton and Morgan of Duval—

H. B. No. 239—A bill to be entitled An Act to amend Chapter 10486, Laws of Florida, Acts of 1925, relating to portions of the Beach of the Atlantic Ocean within Duval County, Florida, by authorizing the erection and maintenance of defenses against the inroads of the sea.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

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

Proof of publication of Notice was attached to House Bill No. 237 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.

Proof of publication of Notice was attached to House Bill No. 238 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.

Proof of publication of Notice was attached to House Bill No. 239 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 House Bills Nos. 237, 238 and 239, contained in the above Message, were read the first time by titles only and placed on the Calendar of Local Bills on Second Reading.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Mr. Slaughter of Suwannee—

H. B. No. 247—A bill to be entitled An Act to fix the compensation of the members of the Board of County Commissioners of Suwannee County, State of Florida, and to fix the compensation of each member of said Board.

Proof of Publication attached.

Also—

By Mr. Slaughter of Suwannee—

H. B. No. 248—A bill to be entitled An Act designating the Office of Supervisor of Registration of Suwannee County, State of Florida, in the County Court House, at Live Oak, Florida, as the sole and only place where those offering to register to vote at any general, special or primary election, may register; and requiring the registration books of said County to, at all times, be kept at such place for such purpose.

Proof of publication attached.

Also—

By Messrs. Collins and Haley of Sarasota—

H. B. No. 300—A bill to be entitled An Act fixing and allowing the payment of an amount for the regular and necessary traveling expenses of a recalled, retired Circuit Judge under the Provisions of Section 46, Article V, of the Constitution of Florida, while performing the functions of his office as such Judge in Sarasota County, and authorizing the payment thereof from County funds.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

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

Proof of publication of Notice was attached to House Bill No. 247 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.

Proof of publication of Notice was attached to House Bill No. 248 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.

Proof of publication of Notice was attached to House Bill No. 300 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 House Bills Nos. 247, 248 and 300, contained in the above Message, were read the first time by titles only and placed on the Calendar of Local Bills on Second Reading.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Mr. Cook of Flagler—

H. B. No. 310—A bill to be entitled An Act requiring the electors of Flagler County, Florida, to re-register.

Proof of publication attached.

Also—

By Messrs. Courtney and Mathis of Bay—

H. B. No. 316—A bill to be entitled An Act authorizing, empowering and directing the Board of County Commissioners of Bay County, Florida, to pay over to the Board of Public Instruction of said County and to the municipalities of Panama City and Lynn Haven in said County certain portions of the money hereafter allocated and distributed to said County by the State of Florida and derived from excise taxes now levied and collected by said State from the operation of pari-mutuel pools, including all moneys resulting from Chapter

14832, Laws of Florida, Acts of 1931, and all Acts amendatory thereof and supplemental thereto.

Proof of publication attached.

Also—

By Messrs. Courtney and Mathis of Bay—

H. B. No. 318—A bill to be entitled An Act to further amend Section 54 of Chapter 11678, Laws of Florida, 1925, (extraordinary session) and to repeal Chapter 23463, Laws of Florida, 1945, by making further and other provisions with respect to Municipal Court and the Judge thereof.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 310 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 House Bill No. 310, contained in the above message, was read the first time by title only.

Senator Pope moved that the rules be waived and House Bill No. 310 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 310 was read the second time by title only.

Senator Pope moved that the rules be further waived and House Bill No. 310 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. 310 was read the third time in full.

Upon the passage of House Bill No. 310 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 310 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 316 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 House Bill No. 316, contained in the above message, was read the first time by title only.

Senator Shivers moved that the rules be waived and House Bill No. 316 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 316 was read the second time by title only.

Senator Shivers moved that the rules be further waived and House Bill No. 316 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. 316 was read the third time in full.

Upon the passage of House Bill No. 316 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 316 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 318 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 House Bill No. 318, contained in the above message, was read the first time by title only.

Senator Shivers moved that the rules be waived and House Bill No. 318 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 318 was read the second time by title only.

Senator Shivers moved that the rules be further waived and House Bill No. 318 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. 318 was read the third time in full.

Upon the passage of House Bill No. 318 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 318 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949

Hon. Newman C. Brackin,
President of the Senate.

Sir:

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

By Messrs. Courtney and Mathis of Bay—

H. B. No. 320—A bill to be entitled An Act authorizing the City Commission of the City of Panama City, Florida, to budget, appropriate and expend a sum not to exceed five

thousand (\$5,000.00) dollars annually for advertising, conventions and Chamber of Commerce activities.

Proof of publication attached.

Also—

By Mr. Morgan of Duval—

H. B. No. 323—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Duval County, Florida, to determine and pay to Community Presbyterian Church, a non-profit corporation of Atlantic Beach, Florida, the amount of taxes assessed for the year 1948 and collected on certain lands owned by said church.

Proof of publication attached.

Also—

By Mr. Carlton of Duval—

H. B. No. 362—A bill to be entitled An Act amending Chapter 23356, Laws of Florida, Acts of 1945 entitled, "An Act affecting the government of the City of Jacksonville by providing that any person who is on the effective date of this law in the service of said city and a member of any of its pension funds and entitled to participate in any of the benefits, rights, or privileges conferred by the pension fund or law of which such a person is a member, shall receive full credit for each and every period of time that such person was in the service of said city, regardless of whether such service was intermittent or otherwise," so as to change the effective date and to except persons who had been in the military service of the United States.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 320 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 House Bill No. 320, contained in the above message, was read the first time by title only.

Senator Shivers moved that the rules be waived and House Bill No. 320 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 320 was read the second time by title only.

Senator Shivers moved that the rules be further waived and House Bill No. 320 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. 320 was read the third time in full.

Upon the passage of House Bill No. 320 the roll was called and the vote was:

Yeas—38

Mr. President	Collins	Lindler	Sheldon
Alford	Crary	Mathews	Shivers
Ayers	Davis	McArthur	Smith
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Beall	Johns	Ray	Wilson
Boyle	Johnston	Rodgers	Wright
Carroll	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So House Bill No. 320 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 323 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.

Proof of publication of Notice was attached to House Bill No. 362 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 House Bills Nos. 323 and 362, contained in the above Message, were read the first time by titles only and placed on the Calendar of Local Bills on Second Reading.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Senator Baker—

S. B. No. 76—A bill to be entitled An Act to abolish all Justice Districts in Lake County, Florida, and providing for a referendum thereof.

Proof of publication attached.

Also—

By Senator McArthur—

S. B. No. 124—A bill to be entitled An Act relating to the government of the Town of Fernandina Beach and prescribing the jurisdiction, powers, duties and functions of the Town of Fernandina Beach and all its officers and prescribing a system of taxation for said town.

Also—

By Senator Leaird—

S. B. No. 131—A bill to be entitled An Act authorizing the Board of County Commissioners of Broward County, Florida, to fix the salary of the Supervisor of Registration of said county within certain limits and providing for the payment thereof by said Board of County Commissioners.

Proof of publication attached.

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

And Senate Bills Nos. 76, 124 and 131, contained in the above Message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.
Sir:

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

By Senator Mathews—

S. B. No. 29—A bill to be entitled An Act providing for the recall of any elected official of the City of Jacksonville, a municipal corporation, and providing for elections, and other matters in connection therewith.

Proof of publication attached.

Also—

By Senator Mathews—

S. B. No. 31—A bill to be entitled An Act amending Section 3, Section 4 as amended, and Section 7 of Chapter 16493, Laws of Florida, Acts of 1933, entitled, "An Act relating to and affecting the government of the City of Jacksonville, and providing for an annual budget of said city and prescribing its effect, and making provision for the establishment of an improved accounting system." so as to abolish any and all authority of the City Council to administer, or set up for administration by the City Council, improvement funds, such as Ward improvement funds or revolving funds for certain types of improvements; to vest in the City Council the power to adopt an annual budget and to make appropriations to meet such budget; to restrict and curtail the authority of all officers, including the City Commission, to deviate from such budget as adopted or to create any obligation in excess of the various items in the budget, without first obtaining the approval of the City Council wherein the City Council shall make provision for the money to pay for any excess expenditures or obligations; to make certain and definite the powers, duties and responsibilities of the City Auditor and the City Treasurer with reference to the payment of any obligation or expense not authorized by law or in excess of the budget; and containing related matter pertaining to the powers and duties of the City Council and City Commission with reference to the annual budget.

Proof of publication attached.

Also—

By Senator Baker—

S. B. No. 75—A bill to be entitled An Act to authorize the County of Lake to construct, build, erect, purchase, lease or rent an armory or armories in said county; to authorize the assessment, levy and collection of an advalorem tax to carry out the purposes of this law and to validate and confirm the assessment, levy and collection of taxes heretofore made for the purpose of renting or constructing an armory or armories.

Proof of publication attached.

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

And Senate Bills Nos. 29, 31 and 75, contained in the above Message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.

Sir:

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

By Senator Lindler—

S. B. No. 160—A bill to be entitled An Act relating to the compensation of the Clerk of Circuit Court of Columbia County, Florida, for services performed in suits or proceedings before the Circuit Court in and for Columbia County, Florida, by establishing a specific schedule of uniform fees for the services rendered by said clerk; and repealing all laws and parts of laws in conflict herewith.

Proof of publication attached.

Also—

By Senator Sheldon—

S. B. No. 162—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Hillsborough County, Florida, to repair, alter, add to, demolish, rent or to lease the buildings and/or land comprising all or any part of block 64 according to the general map of the City of Tampa, recorded in the office of the Clerk of the Circuit Court of Hillsborough County, Florida, in Plat Book 1, Page 7.

Proof of publication attached.

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

And Senate Bills Nos. 160 and 162, contained in the above Message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.

Sir:

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

By Senator Beall—

S. B. No. 192—A bill to be entitled An Act to provide payment to Dixie Chemical Products Co., Ltd., for materials and supplies furnished Escambia County, Florida, and which account is past due and which account has been investigated and found to be due and proper.

Proof of publication attached.

Also—

By Senator Shands—

S. B. No. 193—A bill to be entitled An Act affecting the government of the City of High Springs, Florida, by authorizing and empowering the City of High Springs, a municipality of the State of Florida, to create a City Planning and Zoning Board; providing for the appointment of members of said board, defining the power and authority of said board, and the terms of office of the members thereof; and providing for the procedure for the functioning of said City Planning and Zoning Board.

Proof of publication attached.

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

And Senate Bills Nos. 192 and 193, contained in the above Message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 21, 1949.

Hon. Newman C. Brackin,
President of the Senate.

Sir:

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

By Senator Sheldon—

S. B. No. 230—A bill to be entitled An Act relating to authorizing and directing the County Judge of Hillsborough County to collect one (\$1.00) dollar additional on each fresh water fishing license issued; effective for three year period; to be used by County Commissioners for eliminating hyacinths within said County.

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

And Senate Bill No. 230, contained in the above message, was taken up and read by title.

Senator Sheldon moved that the rules be waived and the Senate then reconsider the vote by which Senate Bill No. 230 passed the Senate on April 20, 1949.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which Senate Bill No. 230 passed the Senate on April 20, 1949.

The question recurred on the passage of Senate Bill No. 230.

Pending roll call on the passage of Senate Bill No. 230, by unanimous consent, Senator Sheldon withdrew Senate Bill No. 230.

Senator Mathews asked unanimous consent of the Senate to take up and consider out of its order, House Bill No. 164, which was pending roll call, the Senate having reconsidered the vote on April 20, 1949, by which House Bill No. 164, as amended, passed the Senate on April 19, 1949.

Which was agreed to.

H. B. No. 164—A bill to be entitled An Act relating to the service of witness subpoenas in civil actions.

Was taken up.

Upon the passage of House Bill No. 164 the roll was called and the vote was:

Yeas—1

Franklin

Nays—32

Mr. President	Collins	Leaird	Shands
Alford	Crary	Lindler	Sheldon
Ayers	Davis	Mathews	Shivers
Baynard	Gautier	McArthur	Smith
Beacham	Getzen	Moore	Sturgis
Beall	Johns	Pearce	Tucker
Carroll	Johnston	Pope	Wilson
Clarke	King	Rodgers	Wright

So House Bill No. 164 failed to pass.

SENATE BILLS ON SECOND READING

Senate Bill No. 23 was taken up in its order and the consideration thereof was informally passed.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 128, out of its order, at this time.

Which was agreed to.

H. B. No. 128—A bill to be entitled An Act amending Section 735.04, Florida Statutes, 1941, as set out in Section 2 of Chapter 23716, Laws of Florida, Acts of 1947, relating to the Florida Probate Law, when administration unnecessary.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 128 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 128 was read the second time by title only.

Senator Walker offered the following amendment to House Bill No. 128:

In Section (2), line three, (typewritten bill) strike out the words: three thousand dollars and insert in lieu thereof the following: five thousand dollars.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 128, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 128, as amended, was read the third time in full.

Upon the passage of House Bill No. 128, as amended, the roll was called and the vote was:

Yeas—37

Mr. President	Collins	Mathews	Shivers
Alford	Crary	McArthur	Smith
Ayers	Davis	Moore	Sturgis
Baker	Franklin	Pearce	Tucker
Baynard	Gautier	Pope	Walker
Beacham	Getzen	Ray	Wilson
Beall	Johns	Rodgers	Wright
Boyle	Johnston	Sanchez	
Carroll	King	Shands	
Clarke	Lindler	Sheldon	

Nays—0

So House Bill No. 128 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Baynard withdrew Senate Bill No. 65.

Senate Bills Nos. 63 and 47 were taken up in their order and the consideration thereof was informally passed.

Senator Johns moved that a committee be appointed to escort Honorable T. E. Duncan, of Gainesville, Florida, State Attorney in and for the Eighth Judicial Circuit of Florida, to a seat on the rostrum.

Which was agreed to.

And the President appointed Senators Johns, Shands and Ayers as the committee.

S. B. No. 30—A bill to be entitled An Act to amend Section 193.45, Florida Statutes, 1941, relating to the mailing of notices of taxes, by providing for notices of unpaid taxes for the preceding year, or years.

Was taken up in its order.

Senator Baynard moved that the rules be waived and Senate Bill No. 30 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 30 was read the second time by title only.

Senator Baynard offered the following amendment to Senate Bill No. 30:

In Section 1, line 13, (typewritten bill) strike out the words: "or years" and comma.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to Senate Bill No. 30:

In title, last line, (typewritten bill) strike out the following: "or years."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and Senate Bill No. 30, 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. 30, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 30, as amended, the roll was called and the vote was:

Yeas—29

Mr. President	Clarke	McArthur	Shivers
Alford	Crary	Moore	Tucker
Ayers	Davis	Pearce	Walker
Baker	Franklin	Pope	Wilson
Baynard	Gautier	Ray	Wright
Beacham	Getzen	Sanchez	
Boyle	Johns	Shands	
Carroll	Johnston	Sheldon	

Nays—2

Rodgers Sturgis

So Senate Bill No. 30 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 27—A bill to be entitled An Act designating and establishing a certain road in Bay County.

Was taken up in its order.

Senator Shivers moved that the rules be waived and Senate Bill No. 27 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 27 was read the second time by title only.

Senator Shivers offered the following amendment to Senate Bill No. 27:

In Section 1 (typewritten bill), strike out the words: "for hard surfacing and improvement."

Senator Shivers moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shivers moved that the rules be further waived and Senate Bill No. 27, 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. 27, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 27, as amended, the roll was called and the vote was:

Yeas—33

Mr. President	Clarke	McArthur	Shivers
Alford	Collins	Moore	Sturgis
Ayers	Crary	Pearce	Tucker
Baker	Franklin	Pope	Walker
Baynard	Gautier	Ray	Wilson
Beacham	Getzen	Rodgers	Wright
Beall	Johns	Sanchez	
Boyle	Johnston	Shands	
Carroll	Mathews	Sheldon	

Nays—None

So Senate Bill No. 27 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 28—A bill to be entitled An Act to amend Section 165.01, Florida Statutes, 1941, as amended by Chapter 23656, Laws of Florida, Acts of 1947, relating to number of inhabitants necessary to incorporate a municipal government.

Was taken up in its order.

Senator Baynard moved that the rules be waived and Senate Bill No. 28 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 28 was read the second time by title only.

The Committee on Cities and Towns offered the following amendment to Senate Bill No. 28:

In Section 1, line 7 (typewritten bill), strike out the words: "two hundred" and insert in lieu thereof the following: "one hundred".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and Senate Bill No. 28, 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. 28, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 28, as amended, the roll was called and the vote was:

Yeas—34

Mr. President	Clarke	Lindler	Shivers
Alford	Collins	Mathews	Smith
Ayers	Crary	McArthur	Sturgis
Baker	Davis	Moore	Tucker
Baynard	Franklin	Pearce	Walker
Beacham	Gautier	Ray	Wilson
Beall	Getzen	Rodgers	Wright
Boyle	Johns	Shands	
Carroll	Johnston	Sheldon	

Nays—None

So Senate Bill No. 28 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 196—A bill to be entitled An Act providing that certain State buildings in the Capitol Center at the State Capitol shall be under the general supervision and custodianship of the Board of Commissioners of State Institutions.

Was taken up in its order.

Senator Ayers 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 Ayers 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—32

Mr. President	Clarke	King	Shands
Alford	Collins	Lindler	Sheldon
Ayers	Crary	McArthur	Shivers
Baker	Franklin	Moore	Sturgis
Baynard	Gautier	Pearce	Tucker
Beacham	Getzen	Pope	Walker
Boyle	Johns	Ray	Wilson
Carroll	Johnston	Rodgers	Wright

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.

Senator Ray, President Pro Tempore of the Senate, now presiding.

S. B. No. 142—A bill to be entitled An Act to provide for the issuance by the State Motor Vehicle Commissioner of special license tags to motor vehicle owners who operate amateur radio stations.

Was taken up in its order.

Senator Beacham moved that the rules be waived and Senate Bill No. 142 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 142 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 142 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. 142 was read the third time in full.

Upon the passage of Senate Bill No. 142 the roll was called and the vote was:

Yeas—33

Mr. President	Collins	Lindler	Shivers
Alford	Crary	Mathews	Sturgis
Ayers	Davis	McArthur	Tucker
Baker	Franklin	Moore	Walker
Beacham	Gautier	Pearce	Wilson
Beall	Getzen	Pope	Wright
Boyle	Johns	Ray	
Carrroll	Johnston	Rodgers	
Clarke	King	Sheldon	

Nays—None

So Senate Bill No. 142 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The President now presiding.

Senator Collins moved that a committee be appointed to escort Mrs. Claude Pepper, wife of the Senior United States Senator from Florida, the Honorable Stanley Hornbeck, former United States Ambassador to the Netherlands, and Mrs. Hornbeck to seats on the rostrum.

Which was agreed to.

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

Senator King moved that the Senate reconsider the vote by which the motion made by Senator Beall on April 20, 1949, that Senate Bill No. 218 be referred to the Committee on Transportation and Traffic and the Committee on Motor Vehicles failed of adoption.

And the motion went over under the rule.

S. B. No. 42—A bill to be entitled An Act requiring operators of motor vehicles involved in certain accidents defined herein to respond in damages for injuries caused to persons or property and requiring proof of financial responsibility of such operators under certain circumstances; defining motor vehicles, commissioner, operator, person, nonresident, license,

proof of financial responsibility, and motor vehicle liability policy; prescribing the duties, power, and authority of the Insurance Commissioner in the administration and enforcement of this Act; prescribing the procedure of appeals from decision of the Insurance Commissioner; providing for report of certain accidents; providing for the suspension, revocation, and reinstatement of licenses; providing for deposit of securities with the State Treasurer and for the release of such securities; providing for reciprocal financial responsibility agreements with other states; providing certain requirements of insurance carriers in connection with the provision herein; providing for other matters in connection with responsibility of operators of motor vehicles; providing penalties for violations of sections of this Act and repealing all laws or parts of laws in conflict herewith.

Was taken up in its order.

Senator Crary moved that the rules be waived and Senate Bill No. 42 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 42 was read the second time by title only.

The Committee on Motor Vehicles offered the following amendment to Senate Bill No. 42:

On page 6, line 2 (typewritten bill) strike out the words: "five years" and insert in lieu thereof the following: "one year."

Senator Crary moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Crary moved that the rules be further waived and Senate Bill No. 42, 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. 42, as amended, was read the third time in full.

Pending consideration of Senate Bill No. 42, as amended, the hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:09 o'clock P. M., until 11:00 o'clock A. M., Friday, April 22, 1949.