

JOURNAL OF THE SENATE

Wednesday, April 27, 1949

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The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, April 26, 1949.

The President Pro Tempore in the Chair.

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

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

—36.

A quorum present.

Senator Brackin, President of the Senate, was excused from attendance upon the Session today because of the illness of his mother; Senator Sanchez was also excused from attendance upon the Session today.

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

The reading of the Journal was dispensed with.

The Senate daily Journal of Friday, April 22, 1949, was further corrected as follows:

Page 4, column 1, line 11, counting from the bottom of the column, strike out the word "aggravated" and insert in lieu thereof the word "aggravated".

Also—

Page 5, column 1, line 26, strike out the word "the"—and insert in lieu thereof the letter "a".

Also—

Page 5, column 1, line 32, between the figure "10" and the word "Page" insert the word "on".

Also—

Page 5, column 1, line 32, strike out the word "of" and insert in lieu thereof the word "on".

And as further corrected was approved.

The Senate daily Journal of Monday, April 25, 1949, was further corrected as follows:

Page 3, column 1, line 1, counting from the bottom of the column, strike out the word "therein" and insert in lieu thereof the word "therein".

Also—

Page 3, column 2, line 12, strike out the word "references" and insert in lieu thereof the word "reference".

Also—

Page 3, column 2, line 12, strike out the word "of" and insert in lieu thereof the word "in".

Also—

Page 3, column 2, line 43, strike out the word "each" and insert in lieu thereof the word "such".

Also—

Page 4, column 1, line 16, counting from the bottom of the

column, strike out the word "part" and insert in lieu thereof the word "past".

Also—

Page 5, column 2, at the end of line 3, counting from the bottom of the column, insert the following "bridge by the".

Also—

Page 6, column 2, line 3, strike out the word "content" and insert in lieu thereof the word "contents".

Also—

Page 6, column 2, line 46, strike out the word "provding" and insert in lieu thereof the word "providing".

Also—

Page 7, column 1, line 2, counting from the bottom of the column, strike out the word "vacancy" and insert in lieu thereof the word "vacancies".

Also—

Page 7, column 1, line 9, counting from the bottom of the column, strike out the word "filing" and insert in lieu thereof the word "filling".

Also—

Page 7, column 2, at the end of line 11, counting from the bottom of the column, strike out the period and add "Legislation."

Also—

Page 9, column 1, line 16, strike out the word "automoblies" and insert in lieu thereof the word "automobiles".

And as further corrected was approved.

The Senate daily Journal of Tuesday, April 26, 1949, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

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

S. B. No. 198—A bill to be entitled An Act to amend Chapter 23728, Laws of Florida, Acts of 1947, being An Act to allocate and provide the period of operation of horse race tracks and to prohibit future permits in this State where three horse race tracks are located within a radius of one hundred air miles of each other and making findings and declaration of policy relative thereto.

—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 Davis, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following Bills:

S. B. No. 281—A bill to be entitled An Act to require inclusion on the General Election ballot of 1950 for ratification or rejection the question of participation of the United States in a World Federal Government capable of preventing war.

S. M. No. 282—A Memorial to the Congress of the United States to convene a Constitutional Convention as provided by Article V of the Constitution of the United States, for the purpose of determining the adoption of an amendment to the Constitution of the United States whereby the United States can participate in a limited World Federal Government to be created by amendment to the United Nations Charter,

or by a World Constitutional Convention, with authority to enact, interpret and enforce laws to prevent wars.

—and recommends that they do pass.

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

Senator Johnston, Chairman of the Committee on Labor and Industry, reported that the Committee had carefully considered the following Bills:

S. B. No. 149—A bill to be entitled An Act to amend Sections 440.12, 440.13, 440.15, and 440.20, Chapter 440, Florida Statutes 1941 as amended, being the Workmen's Compensation Law and thereby give to an injured employee greater latitude in the selection of the attending physician; to increase the weekly benefits payable under this Chapter from \$22.00 to \$28.00; that in fixing the percentage of disability under this law the occupation of the injured employee at the time of the injury must be considered; providing for the payment of compensation during the entire period of disability in cases determined by the Commission to be total and permanent in character; and repealing all laws and parts of laws in conflict herewith.

S. B. No. 225—A bill to be entitled An Act adding a new Section to Chapter 440, Florida Statutes 1941, as amended, being the Workmen's Compensation Law, to be numbered 440.56-1, and thereby include as subject to the safety provisions of said Chapter common carriers by rail, air, motor, water or express companies; and repealing all laws and parts of laws in conflict herewith.

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.

—and recommends that they do not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Sanchez, Chairman of the Committee on Public Health, reported that the Committee had carefully considered the following Bills:

H. B. No. 24—A bill to be entitled An Act to amend Section 1 of Chapter 20360 of the Laws of Florida, 1941, the same being otherwise described as Section 460.27 of Florida Statutes, 1941, said Chapter 20360 being:

An Act to require all persons licensed to practice chiropractic in the State of Florida to renew annually their licenses with the State Board of Chiropractic Examiners; to provide for the conditions upon which renewal of licenses shall be issued and requirements prerequisite to the granting of such renewal of licenses; to provide for notice to be given licensees under said board of the provisions and requirements of this Act; to provide for the forfeiture of licenses to practice chiropractic in the State of Florida for failure to comply with the provisions of this Act, and to prescribe requirements for the restoration of such forfeited licenses.

H. B. No. 26—A bill to be entitled An Act to amend Sections 1, 8 and 14 of Chapter 9330, Laws of Florida, Acts of 1923, the same being Sections 460.01, 460.07 and 460.13 Florida Statutes, 1941, said Chapter 9330 being:

"An Act to regulate the practice of chiropractic; to create and provide for the appointment of the Board of Chiropractic Examiners; to define the powers and duties of said board and to provide a penalty for the violation of this Act."

—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 Sanchez, Chairman of the Committee on Public

Health, reported that the Committee had carefully considered the following Bills:

S. B. No. 175—A bill to be entitled An Act for the amendment of Sections 381.63 and 381.65 of the Florida Statutes, 1941, and the 1945 Cumulative Supplement to Volume I relating to the conduct by the Florida State Board of Health of research and education of the public relating to the causes, prevalence and prevention of diabetes, and the purchase and distribution of insulin for treatment of indigent persons suffering from diabetes.

S. B. No. 267—A bill to be entitled An Act prohibiting any person, firm or corporation making rebates to those persons who examine the human eye or write prescriptions for lenses; making it unlawful for any person, firm or corporation engaging in the manufacture, processing, grinding, regrinding or dispensing of lenses or glasses for correction, relief or protection of the human eyes to make any rebate or payment of money to any person diagnosing or examining the human eyes and on whose prescription such glasses or lenses were processed and fitted; and prohibiting any person, firm or corporation from receiving such rebate; and providing penalties for the violation of this Act and declaring the policy of the State of Florida with regard to such practice.

—and recommends that they do pass.

And S. B. No. 267, contained in the preceding report, was placed on the Calendar of Bills on Second Reading; and S. B. No. 175, contained in the preceding report, was referred to the Committee on Appropriations under the original joint reference.

Senator Sanchez, Chairman of the Committee on Public Health, reported that the Committee had carefully considered the following Bill:

S. B. No. 120—A bill to be entitled An Act amending Chapter 500, Florida Statutes, 1941, by adding thereto an additional section relating to misbranded drugs and exempting hospitals from the operation and effect of Section 500.15 (11) and providing that hospitals may purchase drugs wholesale.

—and recommends that it do not pass.

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

Senator Franklin, Chairman of the Committee on Transportation and Traffic, reported that the Committee had carefully considered the following Bill:

S. B. No. 218—A bill to be entitled An Act prohibiting the Florida Railroad and Public Utilities Commission from issuing, enlarging or extending any Certificate of Public Convenience and Necessity permitting any auto transportation company from carrying persons whose complete journey is wholly within the territorial limits of any city or town or between any two or more cities or towns in the same county whose boundaries adjoin any one or more of the boundaries of the others and in the adjoining suburban territory thereof as defined in Section 323.05 Florida Statutes 1941, as amended, or to or from any airport serving any of said municipalities; prohibiting said Commission from interfering with any company, not now operating under a Certificate of Public Convenience and Necessity from said Commission, carrying passengers in certain territories; exempting from the jurisdiction and control of the Florida Railroad and Public Utilities Commission certain territory; providing for municipalities to have jurisdiction and control over auto transportation companies in certain suburban territories, and providing for repeal of all laws in conflict herewith.

—and recommends that it do not pass.

Senator King, Chairman of the Committee on Motor Vehicles, reported that the Committee had carefully considered the following Bill:

S. B. No. 218—A bill to be entitled An Act prohibiting the Florida Railroad and Public Utilities Commission from issuing, enlarging or extending any Certificate of Public Convenience and Necessity permitting any auto transportation company from carrying persons whose complete journey is wholly within the territorial limits of any city or town or between any two or more cities or towns in the same county whose boundaries adjoin any one or more of the boundaries of the others and in the adjoining suburban territory thereof

as defined in Section 323.05, Florida Statutes, 1941, as amended, or to or from any airport serving any of said municipalities; prohibiting said Commission from interfering with any company, not now operating under a Certificate of Public Convenience and Necessity from said Commission, carrying passengers in certain territories; exempting from the jurisdiction and control of the Florida Railroad and Public Utilities Commission certain territory; providing for municipalities to have jurisdiction and control over auto transportation companies in certain suburban territories, and providing for repeal of all laws in conflict herewith.

—and recommends that it do not pass.

And Senate Bill No. 218 contained in the preceding reports was laid on the table.

Senator Pearce, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bill:

S. B. No. 217—A bill to be entitled An Act to exempt veterans of any war in which the United States has engaged in and members of the Military Forces of the United States, who are bona fide resident electors of the State of Florida from the payment of a license fee for hunting, fishing or trapping, except the fee for the issuance of such license, and requiring County Judge to require satisfactory evidence of the eligibility of the applicant for exemption.

—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 REPORTS

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

Senate Joint Resolution No. 45:

A JOINT RESOLUTION Proposing an Amendment to Article VIII of the Constitution of the State of Florida Relative to Assessment of Property for Taxes and the Collection of Taxes, by Adding Thereto Additional Sections to Provide that in all Counties in the State of Florida not Already Having the Constitutional Authority Conferred by this Amendment, the County Tax Assessor Shall Assess the Taxable Property of the County for the Purposes of Levying all Taxes Levied by the County, County School Board, School Districts, Special Tax School Districts, Port Districts, Drainage Districts, and Any Other Taxing Districts, and Municipalities of the County Which by Ordinance Request Their Taxes to be so Assessed and Levied, and that the County Tax Collector Shall Collect and Distribute the Said Taxes.

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

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

And Senate Joint Resolution No. 45, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 69—A bill to be entitled An Act to amend Chapter 323, Florida Statutes, 1941 relating to the supervision and regulation of auto transportation companies by amending Section 323.01 of said Chapter relating to definitions of the terms, language and phrases used therein; by amending Section 323.05 for the purpose of prescribing the type of carriage for compensation which may be authorized by permit as "for hire" carriage; and by amending Section 323.14 so as to provide that "charter" carriage of groups of six or more passengers shall be deemed to be authorized by all Certificates of Public Convenience and Necessity issued to common carriers of passengers.

—begs leave to report that the amendments have been in-

corporated in the Bill and the same is returned herewith, as engrossed.

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

And Senate Bill No. 69, contained in the above report was ordered certified to the House of Representatives.

Your Engrossing Clerk to whom was referred, with amendment, for engrossing—

S. B. No. 152—A bill to be entitled An Act to amend Chapter 22838 (No. 324) Laws of Florida, Acts of 1945 (322.21 Florida Statutes 1941 FSA) relating to fees to be charged for drivers' licenses, and machinery for handling and collecting the same, and providing the effective date thereof.

—begs leave to report that the amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

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

And Senate Bill No. 152, 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. 53

S. B. No. 124

S. C. R. No. 95.

—begs leave to report same have 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 26, 1949, for his approval.

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

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Johns—

S. B. No. 348—A bill to be entitled An Act to amend Section 5, Chapter 23959, Laws of Florida, Acts of 1947, relating to the retirement system for officers and employees of the counties of the State of Florida; requirements for retirement; classification of those eligible; rate of benefit; appropriations provided; minimum benefit fifty dollars per month, retroactive to July 1, 1945.

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

By Senator Johns—

S. B. No. 349—A bill to be entitled An Act to amend Section 5 of Chapter 23958, Laws of Florida, Acts of 1947 (same being Section 121.05, 1947 Cumulative Supplement), relating to a retirement system for officers and employees of this state; requirements for retirement; classification of those eligible; rate of benefit; minimum benefit fifty dollars per month, retroactive to July 1, 1945.

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

By Senator Johns—

S. B. No. 350—A bill to be entitled An Act to provide for the distribution and allocation of all monies paid by municipal corporations receiving payment for electricity for light, heat or power under Section 203.01, Florida Statutes, 1941.

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

By Senator Johns—

S. B. No. 351—A bill to be entitled An Act creating the

Florida Board of Public Accountancy; providing for the appointment of the members of such Board, fixing their terms of office, prescribing the powers and duties of such Board; providing for examinations and for the issuance of certificates to public accountants; regulating the practice of public accounting in this State; defining what shall constitute the practice of public accounting; authorizing the Florida Board of Public Accountancy to prescribe rules and regulations and to promulgate canons of professional ethics; providing for the revocation and suspension of certificates held by public accountants, and prescribing penalties for violating the provisions of this Act.

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

By Senator Johns—

S. B. No. 352—A bill to be entitled An Act relating to the disbursement of race track taxes received under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, as amended, and to provide for the apportionment and distribution of all monies paid to Union County, Florida, for the years 1950 and 1951 under said Act as amended.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 352 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 Johns moved that the rules be waived and Senate Bill No. 352 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 352 was read the second time by title only.

Senator Johns moved that rules be further waived and Senate Bill No. 352 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. 352 was read the third time in full.

Upon the passage of Senate Bill No. 352 the roll was called and the vote was:

Yeas—36

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

Nays—None

So Senate Bill No. 352 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baker—

S. B. No. 353—A bill to be entitled An Act relating to beauty culture, amending Sections 477.02, 477.03, 477.06, 477.07, 477.08, 477.10, and 477.18, Florida Statutes, 1941, being specified sections of the "Florida Beauty Culture Law" relating to the practice of beauty culture and beauty culture schools, and the issuance of certificates thereunder, and providing penalties for violation thereof, and repealing all laws in conflict therewith.

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

By Senator Sturgis—

S. B. No. 354—A bill to be entitled An Act relating to qualification of persons entitled to receive regular payments of relief funds from Marion County.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 354 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 Sturgis moved that the rules be waived and Senate Bill No. 354 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 354 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and Senate Bill No. 354 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. 354 was read the third time in full.

Upon the passage of Senate Bill No. 354 the roll was called and the vote was:

Yeas—36

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

Nays—None

So Senate Bill No. 354 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Boyle—

S. B. No. 355—A bill to be entitled An Act declaring that federal rent control is no longer necessary in the State of Florida and providing notice to the Federal Housing Expediter of such fact.

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

By Senator Sheldon—

S. B. No. 356—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.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 356 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Sheldon moved that the rules be waived and Senate Bill No. 356 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 356 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 356 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. 356 was read the third time in full.

Upon the passage of Senate Bill No. 356 the roll was called and the vote was:

Yeas—36

Alford	Baynard	Boyle	Collins
Ayers	Beacham	Carroll	Crary
Baker	Beall	Clarke	Davis

Franklin	Leaird	Pope	Smith
Gautier	Lindler	Ray	Sturgis
Getzen	Mathews	Rodgers	Tucker
Johns	McArthur	Shands	Walker
Johnston	Moore	Sheldon	Wilson
King	Pearce	Shivers	Wright

Nays—None

So Senate Bill No. 356 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Franklin—

S. B. No. 357—A bill to be entitled An Act providing for apportionment of federal and state estate or death taxes and authorizing an executor or administrator to collect such taxes from property taxed and transferees thereof.

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

By Senator Sheldon—

S. B. No. 358—A bill to be entitled An Act amending Section 1 of Chapter 16726, Laws of Florida, Special Acts of 1933, providing for a pension to be paid by the City of Tampa to Dave King, by increasing the amount of said pension.

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

Proof of publication of Notice was attached to Senate Bill No. 358 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

By Senator Boyle—

S. B. No. 359—A bill to be entitled An Act amending Section 201.02, Florida Statutes, 1941, relating to a tax on deeds and other instruments relating to lands, by providing for an increase in the rate of such tax.

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

By Senator Boyle—

S. B. No. 360—A bill to be entitled An Act relating to taxation, levying, and imposing a tax on cigars, smoking tobacco, and chewing tobacco; defining certain terms; requiring dealers in such products as herein described to obtain permits, and exacting a fee therefor in addition to other taxes imposed by law; requiring reports of the sale and other disposition of such products; providing for the collection of such taxes and the distribution of the proceeds thereof; providing for appropriation of funds in order to prepare for administration of this Act; prescribing the duties and powers of the Director of the State Beverage Department and providing for the enforcement of this Act and penalties for violation hereof.

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

By Senator Gautier—

S. B. No. 361—A bill to be entitled An Act providing for the disposition by the City of Miami, Florida, of unexpended funds collected by such city under and by virtue of the provisions of Chapter 22390, Special Laws of Florida, 1943, which provided for the levy of an annual tax, not exceeding four mills on the dollar, upon real and personal property within such city, for the purpose of maintaining and operating a hospital, and authorizing and empowering the said city to transfer such unexpended funds to the general fund of such city.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 361 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 Gautier moved that the rules be waived and Senate Bill No. 361 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 361 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 361 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. 361 was read the third time in full.

Upon the passage of Senate Bill No. 361 the roll was called and the vote was:

Yeas—36

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

Nays—None

So Senate Bill No. 361 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 362—A bill to be entitled An Act repealing Chapter 22390, Special Laws of Florida, 1943, being An Act to amend the charter of the City of Miami, Florida, by authorizing said city to levy an annual tax, not exceeding four mills on the dollar, upon real and personal property therein, for the purpose of maintaining and operating a hospital in the City of Miami, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate 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.

Senator Gautier moved that the rules be waived and Senate Bill No. 362 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 362 was read the second time by title only.

Senator Gautier moved that the rules be further waived and Senate Bill No. 362 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. 362 was read the third time in full.

Upon the passage of Senate Bill No. 362 the roll was called and the vote was:

Yeas—36

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

Nays—None

So Senate Bill No. 362 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Walker—

S. B. No. 363—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Volusia

County, Florida, to acquire by purchase or gift a site or sites for the location thereon of auxiliary offices of the county officials of Volusia County, Florida, in the City of Daytona Beach, Florida, and to establish and maintain the same thereon, and validating, ratifying and confirming all past acts of the Board of County Commissioners of Volusia County, Florida, with reference thereto.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 363 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Walker moved that the rules be waived and Senate Bill No. 363 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 363 was read the second time by title only.

Senator Walker moved that the rules be further waived and Senate Bill No. 363 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. 363 was read the third time in full.

Upon the passage of Senate Bill No. 363 the roll was called and the vote was:

Yeas—36

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

Nays—None

So Senate Bill No. 363 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Shivers—

S. B. No. 364—A bill to be entitled An Act vesting title to sovereignty lands of the State of Florida in the Trustees of the Internal Improvement Fund and authorizing conveyance thereof by said Trustees; and ratifying conveyances previously made.

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

By Senator Johns—

S. B. No. 365—A bill to be entitled An Act to provide for the widow of any person who received retirement benefits under the State or County Officers and Employees Retirement System, to receive one-half of such benefits.

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

By Senators Baynard, King, Sheldon and Smith—

Senate Memorial No. 366:

MEMORIAL TO THE CONGRESS OF THE UNITED STATES, REQUESTING THE REDUCTION OR ABOLITION OF THE FEDERAL TAX UPON AMUSEMENT ADMISSIONS.

WHEREAS, the State of Florida and the various municipalities of the state are in dire financial condition and it is becoming necessary for the state and municipalities to extend their scope of taxation in order that they may remain solvent; and

WHEREAS, it is the sense of the Legislature of the State of Florida that an amusement tax levied upon admissions to places of amusement within the State of Florida is essentially a field of taxation that should be within the province of the

state and the various municipalities rather than the Federal Government; and

WHEREAS, an admission tax is one of the taxes best adapted to local administration and can be easily collected by state and local authorities with a minimum of expense of collection; and

WHEREAS, Congressional Committees, Council of State Governments and others, have suggested that admission and amusement taxes should be especially considered by the Congress of the United States for release for state and local Government use, and there is pending in the Congress, various acts repealing or reducing the admission and amusement taxes; and

WHEREAS, if the Federal Government should reduce or abolish its tax upon admissions, the state and local governments could impose a reasonable tax upon admissions without additional burden to the taxpayers;

NOW, THEREFORE, BE IT RESOLVED by the 1949 Legislative Assembly of the State of Florida, the Senate and the House concurring, that the Congress of the United States be requested to abolish the Federal tax levied upon amusements, or, if it should be deemed inadvisable by the Congress to abolish said tax completely, that the tax be materially reduced;

BE IT FURTHER RESOLVED that a copy of this Memorial, duly authenticated, be sent by the Secretary of State to the President of the Senate and Speaker of the House of Representatives of the United States and to each Senator and Representative in Congress from this State and to the President of the United States.

Which was read the first time in full and referred to the Committee on Finance and Taxation.

By Senators Baynard, Shands, Sheldon and Smith—

S. B. No. 367—A bill to be entitled An Act amending Section 320.10, Florida Statutes, 1941, relating to exemptions in connection with the license fees to be paid to and collected by the State Motor Vehicle Commissioner upon the registration or re-registration of certain vehicles.

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

By Senator McArthur—

S. B. No. 368—A bill to be entitled An Act to repeal Chapter 24041 Acts of 1947 entitled "An Act relating to Depositions in Chancery and Civil Cases" and being Section 91.30 of 1947 Cumulative Supplement to Florida Statutes 1941.

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

By Senator Beacham—

S. B. No. 369—A bill to be entitled An Act relating to plumbing and providing for the promotion and protection of the public health and safety by requiring the examination, and certification of all persons desiring to engage in the profession of an employing plumber or journeyman plumber; requiring a permit for the installation or alteration of plumbing and drainage systems; providing for the appointment of a Board of Plumber Examiners and prescribing its duties; providing for the employment of plumbing inspectors by the Board; providing for the appointment of a plumbing advisory council and for the council to make rules and regulations relating to plumbing; fixing and appropriating examination and inspection fees; making it unlawful for a municipality to deny examination to qualified persons; providing for review from certain municipal examinations; providing for the revocation of certificates of registration; providing for a penalty for any violation of the provisions of this Act or the lawful rules and regulations thereto appertaining; and repealing all laws in conflict herewith.

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

By Senator Beall—

S. B. No. 370—A bill to be entitled An Act amending Section 562.10, Florida Statutes, 1941, providing regulations for

consumption on premises; and providing for regulations for safety of public on vendors' premises.

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

By Senator Beall—

S. B. No. 371—A bill to be entitled An Act amending Sections 561.01, 561.07, 561.14, 561.16, 561.17, 561.20, 561.22, 561.23, 561.26, 561.27, 561.32, 561.33, 561.39, 561.44, 561.53, 561.57, 561.58, 562.11, 562.13, 562.17, 562.22, 562.38, 562.40, 562.43, Florida Statutes, 1941, and Section 2, Chapter 22026, Laws of Florida, Acts of 1943, also designated as Section 561.63, 1943 Cumulative Supplement, Florida Statutes, 1941, all relating to the administration, regulation, transportation, manufacturing, distribution and sales under the beverage laws of the State of Florida and enforcement thereof; providing for definitions of certain terms used in the Beverage Laws; providing for powers and duties of supervisors and the classification of beverage licensees; designating persons not entitled to a license; providing for license applications and contents thereof and procedure upon disapproval by County Commissioners or director of license application; limiting the number of licenses to be issued according to population and exceptions therefrom; prohibiting the licensing of manufacturers and distributors as vendors; providing for issuance of licenses in triplicate and the display on premises; designating the term of licenses and abolishing licenses issued for periods of six months from date of issuance; providing for the renewal of licenses without approval; providing for the transfer of licenses and the movement of licenses to new locations; providing that the license tax be collected by the County Tax Collector; providing for zoning by municipalities and counties; authorizing director to compromise violations of the beverage laws; providing for deliveries by licensees away from places of business; providing for issuance of licenses to locations where prior license revoked; prohibiting sale of mixed drinks by certain licensees; prohibiting the selling, giving, or serving of alcoholic beverages to minors; providing for the collection of unpaid beverage taxes; providing for certain cash deposits on beer sales; reporting of seizures to director by sheriffs; providing for forfeiture procedure of property valued in excess of one thousand dollars; providing for compromise and disposal of proceeds arising from forfeitures; and providing for penalties for the violation of the beverage laws, Chapter 561 and 562, Florida Statutes, 1941, as amended, including amendments made by this law; and repealing Section 561.28, Florida Statutes, 1941.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 26, 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. Phillips of Hernando, Dayton of Pasco and Smith of Polk—

H. C. R. No. 439—A resolution urging that Florida citrus, and Florida citrus juices be served throughout the State of Florida by all hotels, restaurants, cafes and other establishments selling food and drink in order to promote the sale of Florida citrus and citrus juices and thereby materially aid the citrus industry of Florida and urging the State Hotel Commission and all other state agencies to cooperate towards this objective.

WHEREAS, many tourists visiting Florida have expressed disappointment because of their inability to obtain Florida citrus fruit or citrus juices in many of the hotels and restaurants in Florida, and

WHEREAS, the citrus industry is one of the most important industries of the State, and

WHEREAS, all citizens of Florida should do all within their power to assist in the promotion of the sale of Florida citrus,

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

Section 1. That all owners, managers and operators of restaurants, cafes, hotels and other establishments selling food or drink within the State of Florida be and they are hereby urged to offer for sale Florida citrus fruit and Florida citrus juices and do all within their power to promote the sale thereof and thereby materially aid the vital and important citrus industry of our State.

Section 2. That the State Hotel Commission and all other State agencies be and they are hereby urged to cooperate in the promotion of such sale of Florida citrus and citrus juices in every way reasonably possible.

Section 3. That a copy of this resolution be spread upon the Journals of the House of Representatives, and the Senate, and copies furnished to the press.

—and respectfully requests the concurrence of the Senate therein.

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

And House Concurrent Resolution No. 439, contained in the above Message, was read the first time in full.

Senator Johnston moved that the rules be waived and House Concurrent Resolution No. 439 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. 439 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. 439 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 27, 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. Stockdale of Dade and Miss Pearce of Highlands—

H. B. No. 105—A bill to be entitled An Act amending Section 40.01, Florida Statutes, 1941, relating to the general qualifications and disqualifications of jurors and the duty of persons selecting jury lists, by providing for female jurors as well as male jurors except in eminent domain proceedings.

Also—

By Messrs. Okell, Stockdale and Lantaff of Dade—

H. B. No. 145—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 respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 105, 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. 145, 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. 145 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 27, 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. Surles and Smith of Polk and Moody of Hillsborough—

H. B. No. 48—A bill to be entitled An Act to regulate the use of state, county and municipally owned automobiles, trucks, machinery, and other equipment or supplies; to prevent the use of such automobiles, trucks, machinery, and other equipment or supplies for private purposes and prescribing the penalties for such unauthorized use.

Also—

By the Committee on Salt Water Fisheries—

Committee Substitute for H. B. No. 162—A bill to be entitled An Act relating to the size of red fish; providing a minimum size for red fish taken; repealing 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. 48, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "B".

And Committee Substitute for House Bill No. 162, contained in the above Message, was read the first time by title only and referred to the Committee on Game and Fisheries.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 27, 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. 42—A bill to be entitled An Act to designate that part of State Road 11 between Bunnell and Flagler Beach, Florida, in Flagler County as Moody Boulevard in memory of Honorable I. I. Moody, deceased.

Also—

By Messrs. Fuqua and Rood of Manatee, Moody of Hillsborough, Cook of Flagler; and Burnsed of Baker—

H. B. No. 208—A bill to be entitled An Act to amend Section 125.08, Florida Statutes, 1941, relating to competitive bids on certain contracts and purchases made by Boards of County Commissioners, said amendment authorizing certain contracts and purchases to be made without competitive bids when the amount to be expended therefor does not exceed five hundred dollars and further authorizing such contracts and purchases to be made by unanimous vote of the members of Boards of County Commissioners in cases of emergency when the amount to be expended therefor does not exceed one thousand dollars.

Also—

By Mr. Summers of Liberty—

H. B. No. 335—A bill to be entitled An Act to declare, designate and establish certain roads in Liberty County as state roads and to abandon a part of a presently existing state road in Liberty County.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Bill No. 42, contained in the above Message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

And House Bill No. 208, contained in the above Message, was read the first time by title only and referred to the Committee on County Organizations.

And House Bill No. 335, contained in the above Message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

Senator Sturgis asked unanimous consent of the Senate to take up and consider House Bill No. 167 out of its order, at this time.

Which was agreed to.

H. B. No. 167—A bill to be entitled An Act repealing all continuing appropriations and all unobligated lump sum appropriations which extend beyond June 30, 1949, and making certain exceptions thereto, appropriating and transferring all funds on hand in same to the General Revenue Fund.

Was taken up.

Senator Sturgis moved that the rules be waived and House Bill No. 167 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 167 was read the second time by title only.

Senator Leaird offered the following amendment to House Bill No. 167:

In Section 2 (typewritten bill), at the end of the Section add the following: "(28) All funds received by the State Tuberculosis Board from: The several counties of Florida; pay patients; any agency of the Federal Government; and the Legislature of Florida for acquiring sites, constructing, equipping, enlarging, remodeling and improving tuberculosis sanatoria and all funds in the Sanatoria Maintenance Account and in the State Tuberculosis Sanatoria Interest and Sinking Fund Account."

Senator Leaird moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands offered the following amendment to House Bill No. 167:

In Section 2 (typewritten bill), after Paragraph (28), add the following sub-section: "(29) All funds collected by institutions under the control and supervision of the Board of Control which are now classified as auxiliary funds and incidental funds."

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands also offered the following amendment to House Bill No. 167:

At the beginning of Section 4 (typewritten bill), insert the following words: "Except as otherwise provided by this Act."

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sturgis moved that the rules be further waived and House Bill No. 167, 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. 167, as amended, was read the third time in full.

Upon the passage of House Bill No. 167, as amended, the roll was called and the vote was:

Yeas—34

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

Nays—None

So House Bill No. 167 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gautier moved that a committee be appointed to escort Honorable D. C. Coleman, former member of the Senate from the 13th Senatorial District, and now a resident of Tallahassee, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Gautier, Beacham and King as the Committee.

SENATE BILLS ON SECOND READING

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

S B. No. 47—A bill to be entitled An Act providing for the issuance of certificates of registration to certain land surveyors.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 47 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 47 was read the second time by title only.

Senator King offered the following amendment to Senate Bill No. 47:

Below the word "and" on the fourth line of page 2 insert the following paragraph:

"WHEREAS, Section 9 of said Chapter 15,657 provided as follows:

"This Act shall not apply to * * * nor to those professional engineers registered and then qualified to practice in the State of Florida who shall apply for registration as Land Surveyor and shall satisfy the Board of their qualifications as land surveyors under this Act; * * *, and"

Senator King moved the adoption of the amendment.

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

Senator King moved that the rules be further waived and Senate Bill No. 47 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. 47 was read the third time in full.

Upon the passage of Senate Bill No. 47 the roll was called and the vote was:

Yeas—31

Alford	Carroll	Getzen	Lindler
Ayers	Clarke	Johns	Mathews
Beacham	Collins	Johnston	McArthur
Beall	Crary	King	Moore
Boyle	Franklin	Leaird	Pearce

Pope	Shands	Smith	Walker
Ray	Sheldon	Sturgis	Wilson
Rodgers	Shivers	Tucker	

Nays—5

Baker	Davis	Wright
Baynard	Gautier	

So Senate Bill No. 47 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sheldon asked unanimous consent of the Senate to take up and consider House Bill No. 52 out of its order, at this time.

Which was agreed to.

H. B. No. 52—A bill to be entitled An Act relating to public printing and stationery, Florida Statutes, 1941, (1947 Cumulative Supplement) amending Sections 283.12, 283.15, 283.17, 283.18, 283.19, 283.20, 283.22, 283.23 and 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.

Was taken up.

Senator Sheldon moved that the rules be waived and House Bill No. 52 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 52 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 52 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. 52 was read the third time in full.

Upon the passage of House Bill No. 52 the roll was called and the vote was:

Yeas—35

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

Nays—None

So House Bill No. 52 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sheldon asked unanimous consent of the Senate to take up and consider House Bill No. 56 out of its order, at this time.

Which was agreed to.

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."

Was taken up.

Senator Sheldon moved that the rules be waived and House Bill No. 56 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 56 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 56 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. 56 was read the third time in full.

Upon the passage of House Bill No. 56 the roll was called and the vote was:

Yeas—32

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

Nays—None

So House Bill No. 56 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sheldon asked unanimous consent of the Senate to take up and consider House Bill No. 57 out of its order, at this time.

Which was agreed to.

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; and defining the powers, authority and duties of said department.

Was taken up.

Senator Sheldon moved that the rules be waived and House Bill No. 57 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 57 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and House Bill No. 57 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. 57 was read the third time in full.

Upon the passage of House Bill No. 57 the roll was called and the vote was:

Yeas—34

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

Nays—None

So House Bill No. 57 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 70 was taken up in its order and the consideration thereof was informally passed.

S. B. No. 153—A bill to be entitled An Act relating to the Department of Public Safety; amending Chapter 24151 (No. 537) Laws of Florida, Acts of 1947, the same being Section 321.04, Florida Statutes 1941 (FSA), limiting the number of

patrol officers. Repealing all laws and parts of laws in conflict herewith and providing the effective date hereof.

Was taken up in its order.

Senator Boyle moved that the rules be waived and Senate Bill No 153 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 153 was read the second time by title only.

The Committee on Motor Vehicles offered the following amendment to Senate Bill No. 153:

In Section 321.04, line 12, (typewritten bill) after the word "when" insert the following: "assigned to regular headquarters and territories except when"

Senator Boyle moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Boyle moved that the rules be further waived and Senate Bill No. 153, 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. 153, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 153, as amended, the roll was called and the vote was:

Yeas—34

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

Nays—1

Alford

So Senate Bill No. 153 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 154—A bill to be entitled An Act relating to the Department of Public Safety; amending Section 2, Chapter 24151, Acts of 1947 (Section 321.07, Florida Statutes 1941) fixing the compensation of employees and officers of the Florida Highway Patrol; repealing all laws in conflict herewith and providing the effective date hereof.

Was taken up in its order.

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

Which was agreed to by a two-thirds vote.

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

The Committee on Motor Vehicles offered the following amendment to Senate Bill No. 154:

In Section 1 (typewritten bill), at the end of the section, add the following:

"Full time Drivers License Examiners: A minimum of \$175.00 per month."

Senator Boyle moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Boyle moved that the rules be further waived and Senate Bill No. 154, 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. 154, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 154, as amended, the roll was called and the vote was:

Yeas—33

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

Nays—3

Alford	Baynard	Johnston
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So Senate Bill No. 154 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 174—A bill to be entitled An Act relating to Florida Highway Patrol radio stations. Providing for the use of such stations by the sheriffs of the State of Florida, and providing minimum salaries to be paid radio operators and providing the effective date thereof.

Was taken up in its order.

Senator Boyle moved that the rules be waived and Senate Bill No. 174 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 174 was read the second time by title only.

Senator Boyle moved that the rules be further waived and Senate Bill No. 174 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. 174 was read the third time in full.

Upon the passage of Senate Bill No. 174 the roll was called and the vote was:

Yeas—34

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

Nays—1

Pope

So Senate Bill No. 174 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beacham moved that the Secretary of the Senate be directed to send a telegram on behalf of the members of the Senate expressing to Senator Brackin, President of the Senate, who is at the bedside of his mother, their regrets on the illness of his mother, and conveying their sincere wishes for her speedy recovery.

Which was agreed to and it was so ordered.

S. B. No. 180—A bill to be entitled An Act defining and regulating the practice of medical technology: licensing medical technologists and medical technologist directors and providing for the qualification and examination of applicants for such licenses: providing that practitioners of the healing arts and others shall be exempt from all provisions of this Act: creating a Board of Medical Technology and providing for the appointment of its members, prescribing its organization, and defining its powers and duties: providing for advisors to said board representing the State Board of Medical Examiners, the Board of Examiners in the basic sciences and the State Board of Health and the Florida Society of Pathologists, and prescribing their powers and duties: providing fees to be charged persons coming within the terms of the Act and the disposition thereof: providing for the enforcement of the Act by the State Board of Health, by proceedings for the revocation or suspension of licenses issued hereunder, by injunction proceedings and by criminal prosecution.

Was taken up in its order.

Senator Gautier moved that the rules be waived and Senate Bill No. 180 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 180 was read the second time by title only.

Senator Mathews offered the following amendment to Senate Bill No. 180:

In Section 5 (typewritten bill) strike out all of Section 5 and insert in lieu thereof the following: Section 5. The Board of Examiners in the Basic Sciences is hereby vested with full and complete authority to administer the provisions of this Act.

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier offered the following amendment to Senate Bill No. 180:

In Section 15 add the following subsections: (3) All appropriations made under this Act shall remain in effect only until July 1, 1951, and shall not be construed as continuing appropriations.

Senator Gautier moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Mathews offered the following amendment to Senate Bill No. 180:

Strike out all of subsection (1) of Section 6.

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Mathews also offered the following amendment to Senate Bill No. 180:

Strike out all of Section 8.

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Mathews also offered the following amendment to Senate Bill No. 180:

In Section 9, line 16, (typewritten bill) strike out the words: "Subject to the approval of at least two of the four advisors named in Section 8 above."

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier moved that the rules be further waived and Senate Bill No. 180, 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. 180, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 180, as amended, the roll was called and the vote was:

Yeas—31

Alford	Collins	Leaird	Shands
Ayers	Crary	Lindler	Sheldon
Baker	Franklin	Mathews	Shivers
Baynard	Gautier	Moore	Smith
Beacham	Getzen	Pearce	Sturgis
Boyle	Johns	Pope	Walker
Carroll	Johnston	Ray	Wright
Clarke	King	Rodgers	

Nays—2

Beall Davis

So Senate Bill No. 180 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 1:02 o'clock P. M., until 11:00 o'clock A. M., Thursday, April 28, 1949.