

JOURNAL OF THE SENATE

Friday, April 8, 1949

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The Senate convened at 11:00 o'clock, A. M., pursuant to adjournment on Thursday, April 7, 1949.

The President in the Chair.

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

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

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A quorum present.

Senator Sheldon was 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 Wednesday, April 6, 1949, was further corrected as follows:

Page 1, column 1, line 36, strike out the name "Crary" and insert in lieu thereof the name "King."

And as further corrected was approved.

The Senate daily Journal of Thursday, April 7, 1949, was corrected as follows:

Page 1, column 2, in line 3, strike the word "standing" and insert in lieu thereof the word "conference."

Also—

Page 4, column 1, in line 35, strike the word "five" and insert in lieu thereof the word "seven."

Also—

Page 7, column 1, strike out all of Rule 94 and insert in lieu thereof the following:

"Rule 94. The form of report to be made by the Secretary of the Senate as required by Rule 91 shall be as follows:

"Your Enrolling Clerk to whom was referred—(Here list the Bills, Joint Resolutions, Concurrent Resolutions or Memorials by numbers but do not show titles)—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 _____ 19____ for his approval.

Secretary of the Senate
as Ex-Officio Enrolling Clerk."

And as corrected was approved.

REPORTS OF COMMITTEES

Your Enrolling Clerk to whom was referred:

Senate Concurrent Resolution No. 1:

—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 8th, 1949, for his approval.

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

Senator Shands moved that the report of the Committee on Finance and Taxation submitted on April 7, 1949, be recommended to the Committee on Finance and Taxation.

Which was agreed to and it was so ordered.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senators Mathews, Baker, Baynard, Clarke, Franklin, Johns, Pearce, Sanchez, Sheldon, Smith, Tucker and Walker—

S. B. No. 3—A bill to be entitled An Act requiring all persons on the payroll of the State of Florida, its departments, agencies and subdivisions, counties and city governments, the state school system, school districts, school boards, or connected with the free public schools or the state institutions of higher learning, to take a prescribed oath of loyalty as hereinafter defined, prescribing penalties and for the dismissal of those failing or refusing to take such oath, and the making of a false oath the crime of perjury and other matters in connection therewith.

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

By Senator Alford—

S. B. No. 4—A bill to be entitled An Act providing for the taxation of mineral right and royalty interests when separated by conveyance or reservation from the title to the surface of any land in the State of Florida.

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

By Senator Beall—

S. B. No. 5—A bill to be entitled An Act confirming, approving and validating certain claims against Escambia County, Florida, and authorizing payment thereof by Board of County Commissioners of said County.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 5 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 Beall moved that the rules be waived and Senate Bill No. 5 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 5 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 5 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. 5 was read the third time in full.

Upon the passage of Senate Bill No. 5 the roll was called and the vote was:

Yeas—37.

Mr. President	Baynard	Carroll	Davis
Alford	Beacham	Clarke	Franklin
Ayers	Beall	Collins	Gautier
Baker	Boyle	Crary	Getzen

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

Nays—None.

So Senate Bill No. 5 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senators King, Baynard, Boyle, Franklin and Johnston—

Senate Joint Resolution No. 6:

A JOINT RESOLUTION DETERMINING THAT A REVISION OF THE CONSTITUTION OF THE STATE OF FLORIDA IS NECESSARY AND PROVIDING FOR A REFERENDUM THEREON AT THE GENERAL ELECTION IN 1950 TO DETERMINE WHETHER THE GENERAL ELECTORS OF THE STATE FAVOR A CONSTITUTIONAL CONVENTION TO REVISE THE STATE CONSTITUTION.

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

Section 1. That it is the determination of this Legislature that it is necessary to revise the Constitution of the State of Florida; that this determination be entered upon the respective Journals of the House and Senate of this Legislature with the Yeas and Nays thereon.

Section 2. That it is the sense of this Legislature that the Constitution as revised shall be submitted to the qualified electors of the State for ratification by ballot.

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

By Senator Alford—

S. B. No. 7—A bill to be entitled An Act requiring the payment of delinquent state and county taxes when conveying the title to lands, admitting to record deeds of conveyance only upon certification of such payment, and providing for collection of fees by clerk for searching and certifying.

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

By Senator Collins—

Senate Concurrent Resolution No. 8:

A CONCURRENT RESOLUTION PERMITTING THE AMERICAN LEGION AUXILIARY POST AT TALLAHASSEE, FLORIDA, TO OPERATE A CONCESSION STAND BETWEEN THE CHAMBER OF THE HOUSE OF REPRESENTATIVES AND THE SENATE CHAMBER DURING THE 1949 SESSION OF THE LEGISLATURE.

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

Section 1. That the American Legion Auxiliary Post at Tallahassee, Florida, be and it is hereby granted the concession to operate at a place or places in the lobby of the State Capitol, between the chamber of the House of Representatives and the Senate chamber, a stand, and to sell therefrom cold drinks, sandwiches, candy, tobacco, and other related items during the biennial session of the State Legislature just convened.

Section 2. The operation of said concession shall be subject to the same terms and conditions as have been customary during previous sessions.

Which was read the first time in full.

Senator Collins moved that the rules be waived and Senate Concurrent Resolution No. 8 be read the second time in full.

Which was agreed to by a two-thirds vote.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to.

And Senate Concurrent Resolution No. 8 was adopted, and ordered certified to the House of Representatives.

By Senator Johns—

Senate Resolution No. 9:

A RESOLUTION PROVIDING FOR AN INVESTIGATION OF THE STATE WELFARE BOARD.

WHEREAS, there is widespread criticism and dissatisfaction with the administration of the State Welfare Board because of its policies and practices and its heavy salary expenses for its employees; and,

WHEREAS, there are many citizens in our State requiring welfare assistance who are unable to have their claims considered by the State Welfare Board and its case workers except after long delays; and,

WHEREAS, many persons desiring old age assistance and other welfare benefits are not provided with adequate amounts of benefits because a considerable portion of the funds provided by the State Welfare Board is unnecessarily paid to case workers and other employees which could properly be used for welfare benefits; and,

WHEREAS, an immediate investigation should be had to determine the facts and to suggest remedies;

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

That the State Welfare Board be investigated by a special Senate Committee, provided for hereinafter, said committee to inquire into the expenses of operating said welfare board; to investigate the policies and practices of the welfare board; to determine the reasons for the delay in processing applications for welfare assistance, and to report its conclusions to the Legislature with suggestions as to legislation to remedy conditions in the administration of the State Welfare Board.

BE IT FURTHER RESOLVED, that the President of the Senate appoint three members of the Senate on said investigating committee, and said committee shall have all the powers appertaining to an investigation committee of the Legislature with rights to subpoena witnesses and necessary records and papers;

BE IT FURTHER RESOLVED, that said committee shall make its investigation and file its report before the expiration of the present session of the Legislature.

Which was read the first time in full.

Senator Baynard moved that Senate Resolution No. 9 be referred to the Committee on Welfare and the Committee on Legislative Management.

Upon which a roll call was demanded.

Upon the adoption of the motion made by Senator Baynard the roll was called and the vote was:

Yeas—19.

Mr. President	Collins	Lindler	Shivers
Alford	Crary	Mathews	Sturgis
Baker	Franklin	McArthur	Walker
Baynard	Gautier	Pearce	Wilson
Clarke	Leaird	Shands	

Nays—17.

Ayers	Getzen	Pope	Tucker
Beall	Johns	Ray	Wright
Boyle	Johnston	Rodgers	
Carroll	King	Sanchez	
Davis	Moore	Smith	

Which was agreed to, and Senate Resolution No. 9 was referred to the Committee on Welfare and the Committee on Legislative Management.

By Senator Lindler—

S. B. No. 10—A bill to be entitled An Act relating to the fees

in suits or proceedings and in criminal cases, before the County Judge's Court in all Counties of the State of Florida.

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

By Senator Alford—

Senate Joint Resolution No. 11:

A JOINT RESOLUTION PROPOSING THE AMENDMENT OF SECTION I OF ARTICLE VI, OF THE CONSTITUTION OF THE STATE OF FLORIDA, RELATING TO THE QUALIFICATIONS FOR VOTING: NATURALIZED CITIZENS.

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

That the following amendment of Section I, Article VI, of the Constitution of the State of Florida, relating to the qualifications for voting; naturalized citizens, shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election to be held in November, A. D. 1950; that is to say, that Section I, Article VI, of the Constitution of the State of Florida, shall be amended, and as amended, shall read as follows:

I. Qualifications for voting; naturalized citizens.

Section I. Every person of the age of eighteen years and upwards that shall, at the time of registration, be a citizen of the United States, and that shall have resided and had his habitation, domicile, home and place of permanent abode in Florida for one year and in the county for six months, shall in such county be deemed a qualified elector at all elections under this Constitution. Naturalized citizens of the United States at the time of and before registration shall produce to the registration officers his certificate of naturalization or a duly certified copy thereof.

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

By Senator Alford—

S. B. No. 12—A bill to be entitled An Act prohibiting any conveyance, lease or mortgage of lands, or agreement to convey, lease or mortgage lands except by reference to government or State Survey or by map or plat theretofore approved and recorded according to law or by metes and bounds, and making void any such conveyances, mortgages, leases or agreements violating this statute.

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

By Senator Davis—

S. B. No. 13—A bill to be entitled An Act to amend Section 11.12, 1947 Supplement, Florida Statutes, 1941, relative to the salary, subsistence and mileage of members of the Legislature, and making an appropriation therefor.

Which was read the first time by title only.

Senator Pope moved that the rules be waived and Senate Bill No. 13 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 13 was read the second time by title only.

Senator Pope moved that the rules be further waived and Senate Bill No. 13 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. 13 was read the third time in full.

Upon the passage of Senate Bill No. 13 the roll was called and the vote was:

Yeas—34

Mr. President	Beall	Davis	Lindler
Alford	Boyle	Franklin	Mathews
Ayers	Carroll	Getzen	McArthur
Baker	Clarke	Johns	Moore
Baynard	Collins	Johnston	Pearce
Beacham	Crary	King	Pope

Rodgers	Shivers	Tucker	Wright
Sanchez	Smith	Walker	
Shands	Sturgis	Wilson	

Nays—None

So Senate Bill No. 13 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Collins—

S. B. No. 14—A bill to be entitled An Act declaring and designating and establishing a certain State Road in Leon County, Florida.

Which was read the first time by title only.

Senator Collins moved that the rules be waived and Senate Bill No. 14 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 14 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No. 14 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. 14 was read the third time in full.

Upon the passage of Senate Bill No. 14 the roll was called and the vote was:

Yeas—37

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

Nays—None

So Senate Bill No. 14 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johnston—

S. B. No. 15—A bill to be entitled An Act to amend Section 167.09 of the Florida Statutes, 1941, of the State of Florida relating to the laying off, improving, altering, discontinuing, diverting, or abandoning parks, public squares, streets, avenues, lanes, highways and canals.

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

By Senator Sheldon—

S. B. No. 16—A bill to be entitled An Act to amend Chapter 24268, Laws of Florida, 1947, same being Section 374.13-1, regulating the taking of shrimp from the salt waters of Florida; defining salt waters; prohibiting the taking of shrimp less than a minimum size; providing that sport fishing shall be exempted from such requirement where such is to be used solely for live bait; providing a penalty for the violation thereof.

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

By Senator Sheldon—

S. B. No. 17—A bill to be entitled An Act repealing Chapter 501, Florida Statutes, relating to milk and milk products and creating a Milk Commission for the State of Florida, and providing for disposition of funds of commission.

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

By Senators Sheldon and Pearce—

S. B. No. 18—A bill to be entitled An Act creating a new section to Chapter 600: providing for certain exceptions to the

application of Chapters 594, 595, 596, 597, 598, 599, and 600, all relating to the citrus industry; providing that any person, firm or partnership who purchases citrus fruit direct from a citrus grove in truck load lots or any grower or grove owner who sells citrus fruit in such manner shall be exempted from any of the provisions of said Chapters 594, 595, 596, 597, 598, 599, and 600.

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

By Senator Sheldon—

S. B. No. 19—A bill to be entitled An Act relating to hotels, apartment houses, rooming houses, trailer courts and motor courts adding Sections 511.141 and 511.142, Florida Statutes: providing for the posting of rates and checking out hours.

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

By Senator Baynard—

S. B. No. 20—A bill to be entitled An Act to amend Section 102.33, Florida Statutes, 1941, relating to the method and time of qualifying by candidates for nomination for county offices.

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

Senator Shands moved that a committee of three be appointed to escort Mrs. Alfred I. duPont, Dr. A. R. Shands, Administrator duPont Foundation for Crippled Children, of Wilmington, Delaware, Rt. Rev. Frank A. Juhan, Bishop of the Northern Diocese Episcopal Church, and Mrs. Juhan, to seats on the rostrum of the Senate.

Which was agreed to.

The President appointed Senators Shands, Mathews and Baker as the committee.

By Senator Baynard—

S. B. No. 21—A bill to be entitled An Act providing that divorce invalidates a will insofar as divorced spouse is concerned.

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

By Senator Sheldon—

S. B. No. 22—A bill to be entitled An Act to amend Section 374.13, Florida Statutes, 1941, relating to the taking of shrimp or prawn by cast net only from the inside waters of the State; providing that sport fishing shall be exempted from such requirement where such shrimp are to be used solely for live bait.

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

By Senator Baynard—

S. B. No. 23—A bill to be entitled An Act requiring testamentary trustees to establish their qualifications, give bond, and file accounts in a supervisory proceeding in the Circuit Court, prescribing the parties to said proceeding, the practice and procedure applicable thereto, and the declaratory and other relief obtainable therein.

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

By Senator Pearce—

S. B. No. 24—A bill to be entitled An Act revising and amending Chapter 250, Florida Statutes, 1941, the same being the military code of the State of Florida, and bringing the said code up to date and in keeping with the present Federal organization of the Department of Defense.

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

By Senators King and Mathews—

Senate Joint Resolution No. 25:

PROPOSING AN AMENDMENT

OF FLORIDA, BY ADDING THERETO AN ADDITIONAL SECTION TO PROVIDE THAT THE LEGISLATURE SHALL HAVE POWER TO CREATE, ESTABLISH, AND DEFINE THE JURISDICTION AND POWERS OF JUVENILE COURTS AND OF THE OFFICERS THEREOF, TO VEST IN SUCH COURTS EXCLUSIVE ORIGINAL JURISDICTION OF ALL OR ANY CRIMINAL CASES WHERE MINORS UNDER ANY AGE SPECIFIED BY THE LEGISLATURE ARE ACCUSED, INCLUDING THE RIGHT TO DEFINE OFFENSES AS ACTS OF DELINQUENCY INSTEAD OF CRIMES; TO PROVIDE FOR THE QUALIFICATION, ELECTION OR SELECTION AND APPOINTMENT, COMPENSATION, AND TERM OF OFFICE OF JUDGES, PROBATION OFFICERS, AND OTHER OFFICERS AND EMPLOYEES OF SUCH COURTS; WITHOUT BEING LIMITED THEREIN BY CERTAIN EXISTING PROVISIONS OF SAID CONSTITUTION.

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

That the following Amendment to Article V of the Constitution of the State of Florida, by adding thereto an additional section to be known as Section 48, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the general election to be held on the first Tuesday after the first Monday in November, 1950, as follows:

Section 48. The Legislature shall have power to create and establish Juvenile Courts in such county or counties or districts within the State as it may deem proper, and to define the jurisdiction and powers of such courts and the officers thereof, and to vest in such Courts exclusive original jurisdiction of all or any criminal cases where minors under any age specified by the Legislature from time to time are accused, including the right to define any or all offenses committed by any such persons as acts of delinquency instead of crimes; to provide for the qualification, election or selection and appointment of judges, probation officers and such other officers or employees of such Courts as the Legislature may determine, and to fix their compensation and term of office; all in such manner, for such time, and according to such methods as the Legislature may prescribe and determine, without being limited therein by the provisions in this Constitution as to trial by jury in Sections 3 and 11 of the Declaration of Rights, as to use of the terms "prosecuting attorney" and "information" in Section 10 of the Declaration of Rights, as to election or appointment of officers in Section 27 of Article 3, as to jurisdiction of criminal cases in Sections 11, 17, 22 and 25 of Article 5, as to original jurisdiction of the interests of minors in Section 11 of Article 5 and as to style of process and prosecuting in the name of the State in Section 37 of Article 5, or other existing conflicting provisions of this Constitution.

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

By Senator King—

S. B. No. 26—A bill to be entitled An Act exempting automatic coin operated vending machines which vend only unadulterated Florida produced citrus juice from the payment of all state, county, and municipal excise or license taxes.

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

By Senator Shivers—

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

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

By Senator Baynard—

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.

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

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 provisions thereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 29 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. 29 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 29 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 29 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. 29 was read the third time in full.

Upon the passage of Senate Bill No. 29 the roll was called and the vote was:

Yeas—37

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

Nays—None

So Senate Bill No. 29 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

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.

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

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 to 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 more 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.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 31 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. 31 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 31 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 31 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. 31 was read the third time in full.

Upon the passage of Senate Bill No. 31 the roll was called and the vote was:

Yeas—37

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

Nays—None

So Senate Bill No. 31 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Sanchez, Shivers, Johns, Gautier, Beacham, King, Baynard, Collins, Wright, Wilson and Crary—

Senate Memorial No. 32:

WHEREAS, the 79th Congress, through the provisions of the Federal Hospital Survey and Construction Act, established a national program to assist the several states to inventory their existing hospitals, define their hospital needs, and formulate State Plans for the construction of needed new hospitals; and

WHEREAS through this program grants have been approved for one-third of the cost of planning, constructing and equipping fifteen hospital projects and one health center in the State of Florida, a construction program of approximately \$14,000,000; and

WHEREAS, one hospital project has been completed and nine hospital projects totalling expenditures of over \$11,000,000 are now under construction in the State of Florida; and

WHEREAS, Senate Bill 614, recently introduced into the 81st Congress, would amend the Hospital Survey and Construction Act of the 79th Congress by:

- (1) Increasing the contractual obligation authority of the Surgeon General for hospital construction grants from the presently approved \$75,000,000 annually to \$150,000,000 annually,
- (2) Extending the duration of the Act four years,
- (3) Making the grants in each state equivalent to the state's allotment percentage (the allotment percentage of Florida being 57.49) for all projects approved on or after January 1, 1949, in lieu of the presently required national allotment of one-third of the project cost.
- (4) Requiring each state to provide annually for state administrative purposes not less than \$15,000 or 2 per cent, whichever is higher, of the construction funds involved annually in the program,
- (5) Providing grants in aid to make possible research, experiments and demonstrations to determine the possibility of coordinating the services of hospitals; and

WHEREAS, with the knowledge and approval of our entire Congressional delegation our two Florida Senators have jointly proposed amendments to Senate Bill 614 which in effect would:

- (1) Make the increased grants proposed by Senate Bill 614 for projects approved after January 1, 1949, applicable to projects approved before January 1 in order that all communi-

ties constructing hospitals under this program might share equally in the benefits of the program,

(2) Authorize the appropriation of sufficient funds to pay the difference between the presently approved grants of 33 1-3 per cent and the increased grants based on each state's allotment percentage for all projects approved before January 1, 1949.

(3) Reduce the required state appropriation for administrative purposes from 2 per cent to 1 per cent of construction costs involved annually in the program; and

WHEREAS, Senate Bill 614, with amendments proposed by our two Florida Senators, has been approved by the Board of Trustees of the Florida Hospital Association, the Board of Governors of the Florida Medical Association and the Hospital Division of the Florida State Improvement Commission;

NOW, THEREFORE, BE IT RESOLVED by the Senate of the State of Florida, the House of Representatives concurring:

That the Congress of the United States be and it is hereby petitioned and memorialized to enact into law the provisions of Senate Bill 614, with the amendments proposed by our two Florida Senators; and

BE IT FURTHER RESOLVED that our Senators and Representatives in Congress be commended for their efforts in the interest of our Florida Hospital Construction Program; and

BE IT FURTHER RESOLVED that copies of this resolution be forwarded as soon as adopted to each of our U. S. Senators and to each member of the National House of Representatives from the State of Florida in order that each might know that the members of this Legislature are cognizant of the good work of our Congressional delegation in the interest of Florida hospitals and that our Congressional delegation may be reassured in their further efforts by the knowledge that the membership of this Legislature considers the adoption of the provisions of Senate Bill 614, with amendments proposed by our U. S. Senators, necessary to the continued fair and harmonious development of our Florida hospital construction program.

Which was read the first time in full.

Senator Sanchez moved that the rules be waived and Senate Memorial No. 32 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Memorial No. 32 was read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to.

And Senate Memorial No. 32 was adopted and ordered certified to the House of Representatives.

By Senator Shands—

Senate Joint Resolution No. 33:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE IX OF THE FLORIDA CONSTITUTION, BY ADDING THERETO AN ADDITIONAL SECTION PROVIDING FOR A STATE BUILDING AND CONSTRUCTION FUND.

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

That the following amendment, providing for the establishment of a state building and construction fund, to Article IX of the Constitution of Florida, by adding thereto an additional section, to be numbered by the Secretary of State of this state, is agreed to and shall be submitted to the electors of this state for ratification or rejection at the general election to be held on the first Tuesday after the first Monday in November, 1950, to-wit:

Section..... State building and construction fund.—

(1) There is hereby created in the state treasury a fund to be known and designated as the "State building and construction fund," the purpose of which shall be to acquire real property for state and allied purposes, and for the construction, repair and renovation of buildings, works and improvements for state and allied purposes. The administration of this fund shall be under the control of the Board of Commissioners of State Institutions. All moneys paid

into or appropriated to such fund shall be available until expended and no such fund shall revert to any other fund.

(2) There is hereby annually appropriated out of the general revenue fund of the State the sum of one million dollars to the said State building and construction fund. In addition to the said appropriation from the general revenue fund, the State Budget Commission or other body exercising the functions of a budget commission, or if there be no such commission the Board of Commissioners of State Institutions, shall annually, and as near the end of each fiscal year as reasonably possible, examine the several accounts of public funds in the state treasury and determine whether or not there are any surplus or unneeded moneys in any of such accounts, (making due allowance for all unpaid obligations of such accounts and the needs and requirements thereof), and if so, such surplus or unneeded moneys shall be transferred into and become a part of the said State building and construction fund. The Legislature shall from time to time appropriate additional sums into said fund.

(3) In the event of an emergency resulting from insufficient moneys in the general revenue fund for the payment of governmental operations of the State, the Budget Commission or other body above mentioned, may transfer sufficient funds from the said State building and construction fund to meet such emergency; provided, however, that all such moneys transferred shall be repaid from the first available moneys in the general revenue fund.

(4) Whenever, at the beginning of any fiscal year, the assets of the said State building and construction fund exceeds the outstanding obligations of said fund by more than eight million dollars the moneys in excess of the said eight million dollars shall be transferred to the general revenue fund of the State.

(5) In addition to the general powers as a state agency the Board of Commissioners of State Institutions, in the administration of the said State building and construction fund, shall have the right, power and authority to:

(a) Use said fund for the purchase, construction, repair and renovation of such real property, building, and construction as may in their opinion be necessary for the proper operation of the state government and its institutions.

(b) Acquire by purchase, gift, the exercise of eminent domain or otherwise and hold and dispose of real and personal property or any right, title or interest therein.

(c) Accept grants of money, materials, credits, real or personal property, or other things of value from the federal government or its agencies in connection with the construction, repair or renovation of State buildings or institutions.

(d) Borrow money and issue bonds to evidence and secure payment of the same (including refunding bonds), provided, however, such bonds shall not be considered general obligations of the State but shall be payable solely from said funds accruing to the State building and construction fund and from income and earning derived from the operation of any of said properties and buildings.

(e) Exercise such additional rights, powers and authority, in connection with the said State building and construction fund, as may be provided by the State Legislature.

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

By Senators Baynard, Mathews, Sheldon, Gautier, Leaird, Rodgers, Crary, Walker, Johnston, Shands, Boyle, Beacham, Pearce, Wilson and Ray—

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.

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

By Senator Walker—

S. B. No. 35—A bill to be entitled An Act amending Section 40.01, Florida Statutes, 1941, relating to the general qualifica-

tions 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.

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

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.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

Senator McArthur moved that the rules be further waived and Senate Bill No. 36 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 36 was read the third time in full.

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

Yeas—36.

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

Nays—None.

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

By Senator Alford—

Senate Memorial No. 37:

A MEMORIAL TO THE CONGRESS OF THE UNITED STATES AGAINST THE PASSAGE OF ANY LEGISLATION PROVIDING FOR SOCIALIZED MEDICINE AND COMPULSORY HEALTH INSURANCE.

WHEREAS Strong pressure and propaganda is being used to urge the enactment of Socialized Medicine and compulsory Health Insurance, and

WHEREAS Such legislation would seriously impair and practically destroy American enterprise and free initiative, now, therefore

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

(1) That the President and the Congress of the United States are hereby petitioned to vigorously oppose all legislation for the enactment of any form of Socialized Medicine and compulsory Health Insurance,

(2) That copies of this Memorial be transmitted to the President of the United States, to the Speaker of the House of Representatives, and the President of the Senate in Congress and to each of Florida's Representatives in both the House and Senate in Congress.

(3) That a copy of this Memorial be spread upon the Journal of both the Senate and House of Representatives of the State of Florida and sufficient copies thereof be furnished to the Press.

Which was read the first time in full.

Senator Alford moved that the rules be waived and Senate Memorial No. 37 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Memorial No. 37 was read the second time in full.

Pending adoption of Senate Memorial No. 37, Senator Gautier moved that Senate Memorial No. 37 be referred to the Committee on Public Health and the Committee on Insurance.

Which was not agreed to.

The question recurred on the adoption of Senate Memorial No. 37.

Upon which a roll call was demanded.

Upon the adoption of Senate Memorial No. 37 the roll was called and the vote was:

Yeas—33.

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

Nays—4

Baynard	Gautier	Johnston	Wright
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And Senate Memorial No. 37 was adopted and ordered certified to the House of Representatives.

EXPLANATION OF VOTES

The following explanations of votes were filed with the Secretary:

I am against, and will vigorously oppose any and all socialistic tendencies or practices but I can not vote for Senate Memorial No. 37 as it has not been sufficiently explained to me as to its purpose and content.

JOSEPH E. JOHNSTON, JR.
9th District

JOHNNIE WRIGHT
3rd District

I am opposed to socialized medicine but feel that memorials such as Senate Memorial No. 37 should be referred to the appropriate committee for study before being acted upon by the Senate.

HENRY S. BAYNARD
11th District

By Senators Beall and Crary—

S. B. No. 38—A bill to be entitled An Act to fix the number of jurors required to agree to a verdict in civil cases tried by a jury of six jurors.

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

By Senators Beall and Crary—

S. B. No. 39—A bill to be entitled An Act to define the scope of examination and cross-examination of witnesses at the trial of civil actions.

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

By Senators Beall and Crary—

S. B. No. 40—A bill to be entitled An Act relating to expert witnesses in civil actions and providing for fees of expert witnesses in such actions.

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

By Senators Beall and Crary—

S. B. No. 41—A bill to be entitled An Act to amend Section

47.29, Florida Statutes, 1941, relating to service of process in certain civil actions arising out of the operation of motor vehicles.

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

By Senators Crary, Beacham, Smith, Gautier and Beall—

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 provisions 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.

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

By Senator Beall—

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.

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

By Senator Ray—

S. B. No. 44—A bill to be entitled An Act to exempt disabled World War veterans who are bona fide resident electors of Florida from the payment of a license fee for hunting, fishing or trapping, except the fee for the issuance of such license, and providing the procedure for issuing and identifying such license.

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

By Senator Ray—

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

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

That the following amendment to Article VIII of the Constitution of the State of Florida relative to the assessment and collection of all taxes in all counties in the State of Florida not already having the constitutional authority conferred by this amendment, by adding thereto additional sections to be numbered by the Secretary of State, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the general election to be held on the first Tuesday after the first Monday in November, 1952, as follows:

Section —. From and after January 1, 1952, the county tax assessor, in all Counties in the State of Florida not already having the constitutional authority conferred by this amendment, shall assess all taxable property for all taxes to be levied in the county by the county, county school board, school district, special tax school districts, port districts, drainage districts, and any other taxing districts, and municipalities which by ordinance request their taxes to be so assessed.

The Legislature shall at the Legislative Session in 1951 and from time to time thereafter, enact laws specifying the powers, functions, duties and compensation of the county tax assessor designated in the first paragraph of this Section, and shall likewise provide by law for the extension on the assessment roll of the county tax assessor of 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 whose taxes may be assessed by the county tax assessor pursuant to the first paragraph of this section.

Section —. From and after January 1, 1952, the county tax collector, in all counties in the State of Florida not having the constitutional authority conferred by this amendment, shall collect all taxes levied in the county by the county, county school board, school districts, special tax school districts, port districts, drainage districts, and any other taxing districts, and municipalities whose taxes may be assessed pursuant to the first paragraph of the preceding Section hereof.

The Legislature shall at the Legislative Session of 1951, and from time to time thereafter enact laws specifying the powers, functions, duties and compensation of county tax collector designated in the first paragraph of this Section, and shall likewise provide for the collection, care, custody, reporting and disbursement of all taxes collected by the county tax collector.

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

By Senator Ray—

Senate Joint Resolution No. 46:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 5, ARTICLE VII OF THE CONSTITUTION OF THE STATE OF FLORIDA RELATIVE TO THE STATE CENSUS. MAKING A STATE ENUMERATION UNNECESSARY AND ADOPTING THE PRECEDING DECENNIAL FEDERAL CENSUS AS THE STATE CENSUS.

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

That the following Amendment to Section 5, Article VII of the Constitution of the State of Florida relative to the State Census, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the general election to be held on the first Tuesday after the first Monday in November, 1952, as follows:

Section 5. The Legislature shall no longer be required to provide for an enumeration of the inhabitants of the State. The last preceding decennial Federal census shall also be the State census and shall control in all population Acts and constitutional apportionments.

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

By Senator King—

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

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

By Senator King—

S. B. No. 48—A bill to be entitled An Act prohibiting any person from wearing badges, emblems or insignia, or using the name of, or falsely claiming to be a member of any benevolent, fraternal, social, humane or charitable organization unless legally qualified so to do; and prescribing penalties for the violation of this Act.

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

By Senator Ray—

Senate Memorial 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.

WHEREAS, House Joint Resolution 9 was introduced in the 81st Congress on the first day of the session by Honorable Charles E. Bennett of Florida and is now pending; and,

WHEREAS, said Resolution proposes that Section 3, Article III of the Constitution of the United States, defining treason against the United States, be amended by enlarging the present definition of treason to include provisions applicable in peace as well as in war, as follows:

"Adhering to any group which advocates the overthrow by force or violence of the Government of the United States, or collaborating with any agent or adherent of a foreign nation in working for the overthrow or weakening of the Government of the United States, whether or not by force or violence."

THEREFORE, Be it resolved by the Senate of the State of Florida, the House of Representatives Concurring:

Section 1 That we respectfully Memorialize and Petition the Congress of the United States to propose an Amendment to Section 3, Article III, of the Constitution of the United States, enlarging the present definition of treason against the United States to include provisions applicable in peace as well as in war, in substantial conformity with House Joint Resolution 9 introduced by Honorable Charles E. Bennett of Florida.

Section 2. That properly authenticated copies of this Resolution be sent forthwith by the Secretary of State of Florida to the President of the United States and to each of the United States Senators and Representatives in Congress from Florida.

Which was read the first time in full and referred to the Committee on Judiciary "A".

Senator Shands moved that a committee be appointed to escort the Honorable W. L. Hill of Gainesville, Florida, former United States Senator from Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Shands, Clarke and Collins as the committee.

By Senator Beall—

S. B. No. 50—A bill to be entitled An Act for the relief of Paniel Griffin and Fynetty Griffin, the father and mother of Sam D. Griffin, a minor of the age of fifteen years, for damages suffered through the murder of their minor son aforesaid by officers of the Game and Fresh Water Fish Commission.

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

By Senator Wilson—

S. B. No. 51—A bill to be entitled An Act relating to Farm Colony for Feebleminded; adding Section 393.051, Florida Statutes, 1941; providing for furloughing of inmates

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

By Senators Boyle and Ayers—

S. B. No. 52—A bill to be entitled An Act assessing, levying and imposing an excise tax on the privilege of renting sleeping accommodations and space for concessions from hotels, apartment houses and rooming houses; to provide for the administration of this Act and for the creation and enforcement of a lien for the payment of such tax; to provide penalties for the violation of this Act; to provide for the filing of sworn reports by the hotels, apartment houses and rooming houses renting such sleeping accommodations or space for concessions; and to repeal conflicting laws.

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

By Senator Shands—

S. B. No. 53—A bill to be entitled An Act to amend Section 467.12, Florida Statutes, 1941, by providing for the payment of an annual registration fee by registered architects not to exceed twenty-five dollars per year; repealing all laws in conflict herewith; and providing when said Act shall take effect.

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

By Senator Shands—

S. B. No. 54—A bill to be entitled An Act to amend Section 467.16, Florida Statutes, 1941, by providing the time when the report of receipts and expenditures of the State Board of Architecture shall be made to the Governor; repealing all laws and parts of laws in conflict herewith; and providing when this Act shall take effect.

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

By Senators Sanchez, Moore, Johns, Davis, Wright, Crary, Pope, Baker, Sturgis, Ayers, Shivers, Pearce and Lindler—

S. B. No. 55—A bill to be entitled An Act to provide for refund of tax paid on motor fuels when used solely for agricultural purposes.

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

By Senator Beall—

S. B. No. 56—A bill to be entitled An Act to amend Section 561.46, Florida Statutes, 1941 (formerly Section 1 of Chapter 22562, Laws of Florida) relating to taxation of unfortified wines produced in Florida; and providing for the computation of lossage and shrinkage in determining such tax.

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

By Senators Baynard and Gautier—

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.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 7, 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. 2—A bill to be entitled An Act relating to the City of Jacksonville, a municipal corporation, and providing for an election to be held on Tuesday, May 3, 1949, for submission of certain questions to the qualified registered electors of said city.

Proof of publication attached.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And Senate Bill No. 2, contained in the above Message was referred to the Secretary as Ex Officio Enrolling Clerk for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 7, 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 Committee on Legislative Expense—

H. B. No. 4—A bill to be entitled An Act relating to legislation, compensation of attaches, amending Section 2, Chapter 23638, Laws of 1947, (the same being Section 11.14, 1947 Cumulative Supplement); repealing Section 11.16, Florida Statutes, 1941.

By the Committee on Legislative Expense—

H. B. No. 5—A bill to be entitled An Act to amend Section 11.13, Florida Statutes, 1941, as amended, relative to compensation of members of the Legislature.

And respectfully requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And House Bill No. 4, 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. 4 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 4 was read the second time by title only.

Senator Pope moved that the rules be further waived and House Bill No. 4 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. 4 was read the third time in full.

Upon the passage of House Bill No. 4 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So House Bill No. 4 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 5, contained in the above Message, was

read the first time by title only and referred to the Committee on Legislative Management.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 7, 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—

H. B. No. 34—A bill to be entitled An Act relating to the town of Redington Beach, Pinellas County, Florida, by amending Sections 4, 20, 21 and 22, and repealing Section 23 of Chapter 23513, Laws of Florida, 1945, being "An Act abolishing the Town of Redington Beach in Pinellas County, Florida, as now established, and to create and establish a Municipal Corporation to be known as the Town of Redington Beach in Pinellas County, Florida; to prescribe the form of government and to confer certain powers upon said municipality and its officers and to provide a charter for the carrying into effect of the provisions of this Act, and validating and continuing ordinances and resolutions heretofore passed by the Board of Aldermen of the Town of Redington Beach," and providing for the levy, assessment and collection of licenses, fees or taxes for the conduct of business, professions or occupations engaged in the Town of Redington Beach, and for the levy, assessment and collection of ad valorem taxes not to exceed five (5) mills upon the dollar of assessed value, upon real and personal property within the corporate limits of the Town of Redington Beach, and use of funds derived therefrom, and calling an election at which the qualified voters of the Town of Redington Beach shall accept or reject the provisions hereof.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 34, 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. 34 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 34 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 34 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. 34 was read the third time in full.

Upon the passage of House Bill No. 34 the roll was called and the vote was:

Yeas—37

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

Nays—None.

So House Bill No. 34 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 8, 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. Smith and Surler of Polk—

H. B. No 49—A bill to be entitled An Act to amend Sections 12 and 161 of Chapter 10754, Laws of Florida, 1925, and Section 161 thereof as amended by Chapter 19929, Laws of Florida, 1939, entitled "An Act to abolish the present Municipality of the City of Lakeland, Polk County, Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Lakeland, Polk County, Florida, and to define its territorial boundaries and to provide for its jurisdiction, powers and privileges and to authorize the said City of Lakeland, Polk County, Florida, to enforce ordinances of said City." Said amendments providing that the City Commission of the City of Lakeland shall consist of seven electors, and providing for their qualifications, election and terms of office and providing for a referendum.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 49, contained in the above message, was read the first time by title only.

Senator King moved that the rules be waived and House Bill No 49 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 49 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 49 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. 49 was read the third time in full.

Upon the passage of House Bill No. 49 the roll was called and the vote was:

Yeas—37

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

Nays—None

So House Bill No. 49 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

UNFINISHED BUSINESS

Senator Leaird moved that further consideration of his motion which was pending adoption at the hour of adjournment on Thursday, April 7, 1949, be informally passed.

Which was agreed to and it was so ordered.

Senator McArthur moved that the rules be waived and when the Senate adjourns it adjourn to reconvene at 3:00 o'clock P. M. Monday, April 11, 1949.

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

Senator Mathews moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:43 o'clock P. M. until 3:00 o'clock P. M., Monday, April 11, 1949.