

JOURNAL OF THE SENATE

Wednesday, April 20, 1949

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The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, April 19, 1949.

The President in the Chair.

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

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

—38.

A quorum present.

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

The reading of the Journal was dispensed with.

The Senate daily Journal of Monday, April 18, 1949, was further corrected as follows:

Page 4, column 1, strike out line 1 and insert in lieu thereof the following:

"By Senators Pope, Pearce and Walker—"

Also—

Page 4, column 1, line 16, counting from the bottom of the column, between the word "of" and the word "enforce" insert the following:

"the Act and the disposition thereof: providing for the"

Also—

Page 4, column 2, strike out line 12, counting from the bottom of the column, and insert in lieu thereof the following:

"By Senators Lindler, McArthur, Tucker, Pearce, Sturgis, Shands and Beall—"

Also—

Page 5, column 1, strike out line 31 and insert in lieu thereof the following:

"By Senators Smith, Tucker and Gautier—"

Also—

Page 5, column 2, line 10, counting from the bottom of the column, strike out the semicolon after the figures 1941 and insert in lieu thereof a period.

Also—

Page 5, column 2, lines 9 and 10, counting from the bottom of the column, strike out the following:

"regulation of age of persons frequenting or visiting places where billiards are played."

And as further corrected was approved.

The Senate daily Journal of Tuesday, April 19, 1949, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Boyle, Chairman of the Committee on Veterans Affairs, reported that the Committee had carefully considered the following Bill:

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.

—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 Sturgis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

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.

—and recommends that the same pass.

And Senate Joint Resolution No. 46, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senator Sturgis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

Senate Joint Resolution No. 25:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE V OF THE CONSTITUTION OF THE STATE 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 Consti-

tution 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 and 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.

—and recommends that the same pass.

And Senate Joint Resolution No. 25, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senator Sturgis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

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.

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.

—and recommends that the same pass.

And Senate Joint Resolution No. 45, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senator Sturgis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

Senate Joint Resolution No. 86:

PROPOSING AN AMENDMENT TO ARTICLE XII, SECTION 10, OF THE CONSTITUTION OF THE STATE OF FLORIDA RELATING TO SPECIAL TAX SCHOOL DISTRICT TRUSTEES; AND FOR ELECTIONS FOR LEVYING AND COLLECTING A DISTRICT SCHOOL TAX.

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

That Section 10, Article XII of the Constitution of the State of Florida relating to county school districts and county school district trustees, is hereby amended, and as amended is agreed to and shall be submitted to the electors of the State of Florida at the general election to be held in 1950 for ratification or rejection.

Section 10. The Legislature may provide for the division of any county or counties into convenient school districts. The office of trustees of school districts is hereby abolished and all powers and duties of school district trustees is hereby vested in the County Boards of Public Instruction in all counties of the State, who shall have the supervision of all the schools in each district; and for the levying and collection of a district school tax for the public free schools within the districts of the county whenever a majority of the qualified electors thereof that pay a tax on real, or personal property shall vote in favor of such levy not to exceed ten mills on the dollar in any one year on the taxable property of the district; which said election shall be held at the time of voting for members of the Legislature.

—and recommends that the same pass.

And Senate Joint Resolution No. 86, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senator Sturgis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

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.

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

And the Joint Resolution, contained in the preceding report, was laid on the table.

Senator Franklin, Chairman of the Committee on Oil and Natural Resources, reported that the Committee had carefully considered the following Bill:

S. B. No. 181—A bill to be entitled An Act authorizing the State Board of Education, the Trustees of the Internal Improvement Fund, the Board of Commissioners of State Institutions and any agency or department of the State of Florida owning or holding title to any interest in or arising out of real property, including oil, gas and mineral rights, lying outside of the boundaries of the State of Florida, to sell, lease, rent or otherwise dispose of said land or interest therein; ratifying and confirming any and all sales or leases, including oil, gas and mineral leases heretofore made; and providing when this Act shall take effect.

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

S. B. No. 70—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 323.06 of said Chapter so as to permit certain auto transportation companies to become self insurers under prescribed conditions: And by amending Section 323.11 to fix maximum length of single vehicles operated under permits or Certificates of Public Convenience and Necessity issued hereunder.

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.

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

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.

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.

—and recommends that they do pass with committee amendments as attached thereto.

And the Bills contained in the preceding report, together with the Committee amendments attached thereto, were placed on the Calendar of Bills on Second Reading.

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

S. B. No. 174—A bill to be entitled An Act relating to Florida Highway Patrol radio stations. Providing 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.

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

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 power and duties: Providing for advisors to said Board representing the State Board of Medical Examiners, the Board of Examiners in the basic sciences, 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.

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

S. B. No. 109—A bill to be entitled An Act relating to naturopathy, repealing Sections 462.02, 462.03, 462.04, 462.06, 462.07, 462.09, 462.10, 462.11, 462.12, 462.13, 462.14, 462.15, 462.16, 462.17, Florida Statutes 1941 and 462.05, 462.08, 462.18, 462.19, 462.20 and 462.21, Florida Statutes 1941 as amended by Chapter 21707, Laws of Florida, Acts of 1943; same being portions of An Act defining naturopathy, providing for and regulating the practice of naturopathy in the State of Florida: Creating the Florida State Board of Naturopathic Examiners, fixing their terms of office; providing for the appointment of members of said Board; defining the powers and duties of said Board; to establish rules and regulations governing said Board; providing for the licensing and examination of naturopaths in the State of Florida; providing for the charging of fees for the same; regulating the use of professional terms and abbreviations; providing for prosecution and penalties for violation of the provisions of this Act, and repealing all laws and parts of laws in conflict therewith; and adding a section making it unlawful to practice naturopathy in the State of Florida declaring that the regulation and prohibition of the practice of naturopathy is within the police power of this State.

—and recommends that it do not pass.

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

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

S. B. No. 87—A bill to be entitled An Act amending Section 230.38, Florida Statutes, 1941 relating to education: Providing for election of trustees at the time and places for electing members of House of Representatives.

—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

April 19, 1949

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

S. B. No. 106—A bill to be entitled An Act amending Section 347.08, Florida Statutes, the same being Section I of Chapter 24,197, Laws of Florida 1947, by more definitely defining the toll bridges and causeways the tolls of which may be fixed by the Florida Railroad & Public Utilities Commission.

—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 Bill No. 106, contained in the preceding report, was ordered certified to the House of Representatives.

ENROLLING REPORTS

Your Enrolling Clerk, to whom was referred—

H. B. No. 140—

—begs leave to report same has been signed in open session by the President and Secretary of the Senate and the Speaker and Chief Clerk of the House of Representatives, and this day presented to the Governor for his approval.

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

Senator Moore moved that Senate Bill No. 128 be recalled from the Committee on Public Utilities and re-referred to the Committee on Finance and Taxation.

Which was agreed to and it was so ordered.

Senator Mathews moved that House Bill No. 164 be recalled from the House of Representatives.

Which was agreed to and it was so ordered.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator King—

S. B. No. 203—A bill to be entitled An Act fixing the compensation of the County Commissioners of counties of the State of Florida which now have or may hereafter have a population of more than one hundred twelve thousand four hundred and not more than one hundred thirty thousand inhabitants according to the last preceding State Census.

Which was read the first time by title only.

Senator King moved that the rules be waived and Senate Bill No. 203 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 203 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 203 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. 203 was read the third time in full.

Upon the passage of Senate Bill No. 203 the roll was called and the vote was:

Yeas—38

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

Nays—None

So Senate Bill No. 203 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 204—A bill to be entitled An Act to provide for the removal and eviction or removal or eviction of tenants or occupants of real property for the non-payment of rent; to confer jurisdiction upon Justice of Peace Courts; to fix and limit the jurisdiction thereof; to define and provide the procedure, and to fix the costs and fees for the same.

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

By Senator Baynard—

S. B. No. 205—A bill to be entitled An Act abolishing Gulf Beach Service District in Pinellas County, Florida, created pursuant to the provisions of Chapter 24824, Laws of Florida, 1947, and creating and establishing a Special Service District in certain beach areas of Pinellas County, Florida, to be known and designated as "Gulf Beach Service District;" defining the territory included therein and dividing such territory into seven (7) commissioner precincts; providing that said Gulf Beach Service District shall be and is a body politic and corporate for the purpose of exercising powers relating to public health and public safety; providing for the government and administration of said District and for the election of a Board of Commissioners; prescribing the general powers, duties, privileges and liabilities of said District and of its Board of Commissioners; conferring upon said District the power to lease, purchase, own and convey property, not necessary for its use, and to exercise the power of eminent domain; authorizing the establishment of rules, regulations and ordinances by the governing authority of said District and providing for the enforcement thereof; authorizing said District to determine, set, impose and collect service charges or assessments for special benefits, or both; authorizing said District to borrow money and to issue negotiable bonds, revenue certificates, notes, debentures, certificates of indebtedness and other obligations; authorizing said District to construct, install, erect and maintain a sewer system or systems, police department or departments, fire department or departments in all or any part of said District as may be designated by resolution by the Board of Commissioners and to levy service charges against the owners and occupants of the property benefited by said improvement to pay for the cost thereof; authorizing the said District to borrow money and issue its bonds to procure money to pay for the cost of said services and to levy service charges against the owners and occupants of the property benefited to pay for said bonds and the interest thereon; authorizing said District to levy special assessments upon real property benefited by any service authorized by this Act; authorizing said District to receive and accept grants, contributions or loans and to enter into contracts with any governmental entity, agency, politic subdivision, public or private corporation or individual when the Commissioners deem it necessary or advisable to provide the services herein authorized; requiring a referendum vote as a condition precedent to this Act becoming effective; and repealing all laws in conflict herewith.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 205 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 205 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 205 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. 205 was read the third time in full.

Upon the passage of Senate Bill No. 205 the roll was called and the vote was:

Yeas—38

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

Nays—None

So Senate Bill No. 205 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Sturgis, Baynard, Gautier, Franklin, Mathews, Lindler, Ray, Clarke, Beall, Alford, Beacham, Leaird, Moore, Smith, Boyle and Getzen—

S. B. No. 206—A bill to be entitled An Act to amend Section 3 of Chapter 10175, Laws of Florida, 1925, being "An Act to provide for the appointment of a State Board of Law Examiners, and prescribe their powers and duties, including the authority to prescribe rules of professional conduct and ethics in their practice, and to make investigations as to any immoral or sharp practice or other unprofessional conduct and report the same to the State's Attorney of the Circuit Court for investigation; and provide for the maintenance of said board and the expenses of conducting its business, from fees to be collected for admission certificates, and additional sources when necessary; and to provide penalties for violations of the provisions of this Act," being Section 39.03, Florida Statutes, 1941, and to require graduates of law schools chartered by and conducted within this State and graduates of the law departments of any chartered university of this State to undergo and to stand an examination as to their legal knowledge or attainments and to comply with any and all requirements of law and rules of court, and rules of the State Board of Law Examiners.

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

By Senators Sturgis, Boyle, King, Franklin, Moore and Beacham—

S. B. No. 207—A bill to be entitled An Act creating a Board of Trustees of the Florida State Fire College, establishing an institution to be known as the Florida State Fire College, providing for the organization, establishment, operation, management, maintenance, support and improvement of the institution.

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

By Senator Sturgis—

S. B. No. 208—A bill to be entitled An Act to amend Section 85.16 and Subsection (2) of Section 86.08, Florida Statutes 1941, relating to liens for care and maintenance of animals, and providing for the enforcement of such liens.

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

By Senator Beacham—

S. B. No. 209—A bill to be entitled An Act fixing the salary of the Judge of the Criminal Court of Record in and for

Palm Beach County, Florida, and to provide for the method of payment of such salary.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 209 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beacham moved that the rules be waived and Senate Bill No. 209 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 209 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 209 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. 209 was read the third time in full.

Upon the passage of Senate Bill No. 209 the roll was called and the vote was:

Yeas—38

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

Nays—None

So Senate Bill No. 209 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Clarke—

S. B. No. 210—A bill to be entitled An Act fixing the fees of the County Judge as Judge of the County Court in criminal cases in all counties of the State having a population of not less than 11,000 and not more than 11,500 according to the last State Census, and providing for the payment thereof.

Which was read the first time by title only.

Senator Clarke moved that the rules be waived and Senate Bill No. 210 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 210 was read the second time by title only.

Senator Clarke moved that the rules be further waived and Senate Bill No. 210 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. 210 was read the third time in full.

Upon the passage of Senate Bill No. 210 the roll was called and the vote was:

Yeas—38

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

Nays—None

So Senate Bill No. 210 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Clarke—

S. B. No. 211—A bill to be entitled An Act to amend Section 6 of Chapter 24086 Laws of Florida 1947 relating to the license and examination of life insurance agents by adding a Subsection 4 to Subsection C of said Section 6 to provide that no examination shall be necessary in the case of an agent limited to writing credit life and disability policies in connection with legal lending.

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

By Senator Walker—

S. B. No. 212—A bill to be entitled An Act making it unlawful for any hooded or masked person, or association or group of hooded or masked persons, to be present on or to proceed on or over any public highway, street, sidewalk, park, building, ground or other public place or property, prescribing penalties for violation of the Act and repealing all laws in conflict therewith.

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

By Senator Baynard—

S. B. No. 213—A bill to be entitled An Act to amend Section 317.63, Florida Statutes, 1941, requiring motor vehicles to be equipped with mufflers by including motorcycles, motor bicycles, motor scooters and all self propelled vehicles.

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

By Senator Baynard—

S. B. No. 214—A bill to be entitled An Act providing that the assessments for taxes of the real and personal property of all companies operating telephone, electric power, water supply, and pipe lines in the State of Florida shall be as provided by law for the assessments of railroads; and exempting municipalities of Florida and rural electrification associations.

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

By Senator Baynard—

Senate Joint Resolution No. 215:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 2, ARTICLE III, CONSTITUTION OF THE STATE OF FLORIDA, RELATED TO REGULAR AND EXTRA SESSIONS OF THE LEGISLATURE, BY CHANGING THE PROCEDURE OF THE MEETING OF THE LEGISLATURE.

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

That the amendment of Section 2 of Article III, Florida Constitution, by changing the procedure of the meeting of the Legislature, is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the general election for representatives to be held in the year 1950, as follows:

Section 2. Regular and extra sessions. The regular session of the Legislature shall be held biennially, commencing on the first Tuesday after the Monday in April, A. D. 1887, and on the corresponding day of every second year thereafter, but the Governor may convene the same in extra session by his proclamation. Regular sessions of the Legislature may extend to ninety days, but no special session convened by the Governor shall exceed twenty days. Provided, that the Legislature may convene and all bills, except revenue bills, shall be introduced during the first twenty days of said session, that committee meetings and hearings shall be held for the next twenty days of said session; that during the remaining fifty days of said session, all bills shall be considered and passed or defeated. Provided further, that revenue bills may be introduced at any time during the session.

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

By Senator Walker—

S. B. No. 216—A bill to be entitled An Act to amend Section 231.50, Florida Statutes, 1941, as amended by Chapter 22841, Laws of Florida, Acts of 1945, by increasing the monthly allowance to public school teachers and/or County Superintendents of Public Instruction who have served an aggregate period of thirty or more years as teacher and/or Superintendent of Public Instruction.

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

By Senators Moore and Pearce—

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.

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

By Senators Mathews, Gauthier, Boyle, Shivers, Leaird, Johnston and Rodgers—

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.

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

Senator Beall moved that Senate Bill No. 218 be referred to the Committee on Transportation and Traffic and the Committee on Motor Vehicles.

Which was not agreed to, and Senate Bill No. 218 was referred to the Committee on Transportation and Traffic.

By Senators Beacham and Beall—

S. B. No. 219—A bill to be entitled An Act amending Section 561.26, Florida Statutes, 1941, relating to the term of licenses to vendors engaged in the business of selling alcoholic beverages, repealing all laws in conflict herewith, and providing when this law shall take effect.

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

By Senators Beacham and Beall—

S. B. No. 220—A bill to be entitled An Act to amend Section 685 02, Florida Statutes, 1941, as amended by Section 1, Chapter 23761, Laws of Florida, 1947, relating to the sale of collateral securities and providing that pledgee may be a bidder at such sale, and further providing that notice of the sale thereof may be waived by the pledgor with respect to any stocks, bonds or other securities which are listed upon the New York Stock Exchange, the New York Curb Exchange, the Boston Stock Exchange, the Chicago Stock Exchange, the Philadelphia Stock Exchange, the Pittsburgh Stock Exchange, and the San Francisco Stock Exchange.

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

By Senators Collins and Shands—

S. B. No. 221—A bill to be entitled An Act authorizing the Board of Control to act as trustee in certain cases, prescribing the manner of conveying trust property by the Board of Control, requiring State Board of Education approval of certain conveyances and contracts, validating certain conveyances heretofore made by the Board of Control, prohibiting the incurring of a debt on behalf of, or which would obligate, the state, and repealing all laws in conflict therewith.

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

By Senators Collins and Shands—

S. B. No. 222—A bill to be entitled An Act authorizing the investment of certain trust funds held by state officers, boards or agencies.

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

By Senator Smith—

S. B. No. 223—A bill to be entitled An Act relating to the scientific management and study of fresh water fish by imposing an excise tax upon fresh water fish sold commercially for food; stating the need for such study and management; providing for the amount of such a tax, providing for payment of such tax by means of special stamps and method of cancellation of stamps; providing for the use of funds obtained from such a tax; providing penalties for violations of this Act; and providing for the repeal of all laws in conflict.

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

By Senators Collins and Shands—

S. B. No. 224—A bill to be entitled An Act authorizing the Board of Control to secure insurance for public liability and property damage coverage on motor vehicles owned, operated or used by said Board, providing for limited waiver of governmental unity, and repealing all laws in conflict therewith.

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

By Senator Sheldon—

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.

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

By Senator Sheldon—

S. B. No. 226—A bill to be entitled An Act relating to the county school system; amending Section 12, Chapter 23726, Laws of Florida, Acts of 1947, providing for election of trustees by qualified electors of county; withdrawing requirement that such electors must pay tax on real or personal property within the district; and repealing so much of Section 236.32, Florida Statutes, 1941, and all other laws or parts of laws as conflict herewith.

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

By Senator Sheldon—

S. B. No. 227—A bill to be entitled An Act relating to the State Welfare Board and the processing of applications for public assistance.

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

By Senator Sheldon—

S. B. No. 228—A bill to be entitled An Act relating to Aid to the Blind and amending Section 409.17, Florida Statutes of 1941 as amended.

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

By Senator Sheldon—

S. B. No. 229—A bill to be entitled An Act relating to Old Age Assistance, and amending Section 409.16, Florida Statutes of 1941 as amended.

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

By Senator Sheldon—

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

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 230 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. 230 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 230 was read the second time by title only.

Senator Sheldon moved that the rules be further waived and Senate Bill No. 230 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. 230 was read the third time in full.

Upon the passage of Senate Bill No. 230 the roll was called and the vote was:

Yeas—38

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

Nays—None

So Senate Bill No. 230 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Beacham and Gautier—

Senate Concurrent Resolution No. 231:

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

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

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

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

WHEREAS, this convention will call to the attention of

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

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

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

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

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

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

Which was read the first time in full.

Senator Beacham moved that the rules be waived and Senate Concurrent Resolution No. 231 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 231 was read the second time in full.

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

Which was agreed to.

And Senate Concurrent Resolution No. 231 was adopted, and ordered certified to the House of Representatives.

By the Special Senate Committee on Chamber and Office Accommodations—

S. B. No. 232—A bill to be entitled An Act relating to the alteration, furnishing, fitting and equipping of Senate rooms and space in the State Capitol Building, and making an appropriation for the cost thereof.

Which was read the first time by title only.

Senator Collins moved that the rules be waived and Senate Bill No. 232 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 232 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No. 232 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. 232 was read the third time in full.

Upon the passage of Senate Bill No. 232 the roll was called and the vote was:

Yeas—33

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

Nays—None

So Senate Bill No. 232 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Rodgers moved that a committee be appointed to escort Honorable Walter W. Rose, former Senator from the 19th Senatorial District and a former President of the Senate, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Rodgers, Baynard and Shivers as the committee.

By Senators Beacham and Pearce—

S. B. No. 233—A bill to be entitled An Act to amend Section 321.02, Florida Statutes 1941, relating to division of Florida Highway Patrol and powers of the Executive Board of the Department of Public Safety. Repealing all laws in conflict herewith and providing the effective date hereof.

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

By Senators Beacham, Boyle, Franklin and Sanchez—

S. B. No. 234—A bill to be entitled An Act providing for flood control, reclamation, conservation and allied purposes in this State, in cooperation with the United States; defining the powers, duties, authority and jurisdiction of the State in this connection; providing for the creation of districts for such purposes, and defining their powers, duty, authority and jurisdiction in this connection; providing a governing board for such districts; providing for the payment of the costs and expenses of such projects and the issuance of bonds and other evidence of indebtedness in this connection; and providing for a liberal construction of this Act.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation.

By Senator Beall—

S. B. No. 235—A bill to be entitled An Act providing the qualifications of claim agents, and special claim agents for life insurance companies, and authorizing said claim agents, or special claim agents, to settle and pay claims against such life insurance companies by virtue of life insurance policies issued by such companies.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 19, 1949.

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

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

By Senator Franklin—

S. B. No. 182—A bill to be entitled An Act amending Sections 55 and 58 of Chapter 22295, Laws of Florida, 1943, being the charter of the City of Fort Myers, Lee County, Florida, said amendments being to Section 55 (a), (b), (c), relating to the granting of a franchise to operate a public utility within the City of Fort Myers and the terms of such franchise, and to Section 58, relating to requirements that certain operators of a public utility within the City of Fort Myers keep books and records and make reports to the City Council of said city, and providing for the effective date of said Act.

Proof of publication attached.

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

And Senate Bill No. 182, contained in the above Message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
April 20, 1949.

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

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

By Mr. Okell of Dade—

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

—with Senate Amendment, which reads as follows:

In Section 1, line 7, (typewritten bill) strike out the words:

“Every witness shall be required to appear at the time and place specified in any witness subpoena without payment or tender to him of witness fees or mileage but he may demand payment thereof upon appearance and in default of such payment shall be discharged from attendance thereunder.”

Respectfully,
LAMAR BLEDSOE,
Chief Clerk House of Representatives.

Whereupon the motion made by Senator Mathews on April 19, 1949, to reconsider the vote by which House Bill No. 164, as amended, passed the Senate on April 18, 1949 was taken up.

The question was put: “Will the Senate reconsider the vote by which it passed House Bill No. 164, as amended?”

A roll call was demanded.

Upon call of the roll on the question the vote was:

Yeas—33

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

Nays—4

Baynard	Beall	Franklin	Gautier
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So the Senate reconsidered the vote by which House Bill No. 164, as amended, passed the Senate on April 18, 1949.

The question recurred on the passage of House Bill No. 164, as amended.

Pending roll call on the passage of House Bill No. 164, as amended, Senator Mathews moved that the further consideration thereof be informally passed.

Which was agreed to and House Bill No. 164, as amended, was placed on the Calendar, pending roll call.

Pursuant to the motion made by Senator Alford on April 19, 1949, and the hour having arrived, the Senate took up for consideration Senate Bill No. 34 as a Special and Continuing Order.

S. B. No. 34—A bill to be entitled An Act relating to live-stock, 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.

Was taken up.

Senator Baynard moved that the rules be waived and Senate Bill No. 34 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Alford offered the following amendment to Senate Bill No. 34:

In Section 2 (typewritten bill), strike out

(3) “Running at large” or “straying” shall mean any live stock not confined within an enclosure or not under manual control of a person.

and insert in lieu thereof the following:

(3) “Running at large” or “straying” shall mean any live stock found on any highway not under the manual caption of a person.

Senator Alford moved the adoption of the amendment.

Pending consideration of the amendment offered by Senator Alford to Senate Bill No. 34, Senator Beacham moved that the rules be waived and the hour of adjournment be extended until such time as final disposition is made of Senate Bill No. 34.

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

The question recurred upon the adoption of the amendment offered by Senator Alford to Senate Bill No. 34.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Alford to Senate Bill No. 34, the roll was called and the vote was:

Yeas—14

Alford	Davis	Lindler	Tucker
Ayers	Franklin	Moore	Wright
Beall	Johns	Sanchez	
Carroll	King	Shivers	

Nays—24

Mr. President	Collins	Mathews	Shands
Baker	Crary	McArthur	Sheldon
Baynard	Gautier	Pearce	Smith
Beacham	Getzen	Pope	Sturgis
Boyle	Johnston	Ray	Walker
Clarke	Leaird	Rodgers	Wilson

So the amendment failed of adoption.

Senator Mathews offered the following amendment to Senate Bill No. 34:

In Section 2, Line 1 (typewritten bill), strike out the word “chapter” and insert in lieu thereof the following: “Act”.

Senator Mathews moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Clarke now presiding.

Senator Franklin offered the following amendment to Senate Bill No. 34:

In Section 5, line one (typewritten bill), strike out the words: “Any person may, and” and capitalize the letter “T” in the word “it”, and in line 2, after the word “Sheriff”, insert the words “or his deputies”.

Senator Franklin moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Franklin, the roll was called and the vote was:

Yeas—11

Alford	Franklin	Moore	Tucker
Ayers	Johns	Pearce	Wright
Davis	McArthur	Shivers	

Nays—25

Mr. President	Baynard	Beall	Carroll
Baker	Beacham	Boyle	Clarke

Collins	Leaird	Rodgers	Sturgis
Crary	Lindler	Sanchez	Wilson
Gautier	Mathews	Shands	
Getzen	Pope	Sheldon	
Johnston	Ray	Smith	

So the amendment failed of adoption.

Senator Alford offered the following amendment to Senate Bill No. 34:

In Section 11 (typewritten bill), strike out the last paragraph.

Senator Alford moved the adoption of the amendment.

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

Senator Wilson offered the following amendment to Senate Bill No. 34:

In Section 19 (typewritten bill), strike out all of Section 19 and insert in lieu thereof the following: Section 19. This Act shall take effect January 1, 1950.

Senator Wilson moved the adoption of the amendment.

Pending adoption of the amendment offered by Senator Wilson to Senate Bill No. 34, Senators Shivers, Smith, Lindler, Ayers and Davis offered the following substitute amendment for the amendment offered by Senator Wilson to Senate Bill No. 34:

In Section 19, line 1 (typewritten bill), strike out the words and figures "October 1, 1949" and insert in lieu thereof the following: "October 1, 1950".

Senator Shivers moved the adoption of the substitute amendment.

Pending adoption of the substitute amendment offered by Senators Shivers, Smith, Lindler, Ayers and Davis for the amendment offered by Senator Wilson to Senate Bill No. 34, Senator Shands offered the following amendment to the substitute amendment offered by Senators Shivers, Smith, Lindler, Ayers and Davis to Senate Bill No. 34:

Strike out the words and figures: "October 1, 1950" and insert in lieu thereof the following: "July 1, 1950."

Senator Shands moved the adoption of the amendment to the substitute amendment.

Which was agreed to.

And the amendment to the substitute amendment was adopted.

The question recurred on the adoption of the substitute amendment offered by Senators Shivers, Smith, Lindler, Ayers and Davis to Senate Bill No. 34, as amended.

Which was agreed to and the substitute amendment, as amended, was adopted.

The President now presiding.

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

Upon the passage of Senate Bill No. 34, as amended, the roll was called and the vote was:

Yeas—28

Mr. President	Collins	Leaird	Rodgers
Baker	Crary	Mathews	Shands
Baynard	Franklin	McArthur	Sheldon
Beacham	Gautier	Moore	Smith
Boyle	Getzen	Pearce	Sturgis
Carroll	Johnston	Pope	Walker
Clarke	King	Ray	Wilson

Nays—9

Alford	Davis	Shivers
Ayers	Johns	Tucker
Beall	Lindler	Wright

So Senate Bill No. 34 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 2:21 o'clock P. M., until 11:00 o'clock A. M. Thursday, April 21, 1949.