

JOURNAL OF THE SENATE

Friday, May 6, 1949

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The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Thursday, May 5, 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 Tuesday, May 3, 1949, was further corrected as follows:

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

Also—

Page 4, column 2, line 15, strike out the word "for" and insert in lieu thereof the word "of".

Also—

Page 7, column 2, line 30, strike out the word "dispatched" and insert in lieu thereof the word "dispatched".

Also—

Page 7, column 2, line 17, counting from the bottom of the column, strike out the word "succinetly" and insert in lieu thereof the word "succinctly".

Also—

Page 7, column 2, line 3, counting from the bottom of the column, strike out the word "Removl" and insert in lieu thereof the word "Removal".

Also—

Page 8, column 1, line 44, strike out the word "asociate" and insert in lieu thereof the word "associate".

Also—

Page 8, column 1, line 54, strike out the word "meane" and insert in lieu thereof the word "mesne".

Also—

Page 8, column 2, line 12, strike out the word "consenguinity" and insert in lieu thereof the word "consanguinity".

Also—

Page 10, column 1, line 26, strike out the word "exempting" and insert in lieu thereof the word "exempted".

And as further corrected was approved.

The Senate daily Journal of Wednesday, May 4, 1949, was further corrected as follows:

Page 7, column 1, between lines 4 and 5, counting from the bottom of the column, insert the following:

"A bill to be entitled".

Also—

Page 8, column 1, between lines 7 and 8, insert the following:

"A bill to be entitled".

Also—

Page 22, column 1, line 5, counting from the bottom of the column, after the word "stated" and before the word "and" insert the following:

"by the required Constitutional two-thirds vote of all members elected to the Senate for the 1949 session of the Florida Legislature."

Also—

Page 31, column 1, line 6, counting from the bottom of the column, after the word "time" and before the word "and" insert the following:

"in full".

And as further corrected was approved.

The Senate daily Journal of Thursday, May 5, 1949, was corrected and as corrected was approved:

REPORTS OF COMMITTEES

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

S. B. No. 374—A bill to be entitled An Act amending Chapter 351, Florida Statutes, 1941, by adding thereto an additional Section relating to railroads and requiring all track motor cars to be equipped with head and tail lights with certain exceptions; prescribing the size and type required, and time at which they must be used; prescribing penalties for violation.

—and recommends that it do not pass.

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

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

S. B. No. 372—A bill to be entitled An Act to amend Chapter 24096, Acts of 1947, and thus designate those who may inspect elevators; the manner by which inspectors may qualify, specifying those subject to the Act providing for assessment of 3% of elevator insurance premiums, and repealing all laws in conflict herewith.

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

And the Bill contained in the preceding report, together with the Committee amendments attached thereto, was referred to the Committee on Governmental Reorganization under the original joint reference.

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

S. B. No. 455—A bill to be entitled An Act to amend Sections 3 and 4 of Chapter 23934, Laws of Florida, 1947, eliminating the Apprenticeship Council and changing "Executive Secretary" to "Director."

—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 Lindler, Chairman of the Committee on Forestry and Parks, reported that the Committee had carefully considered the following Bills:

S. B. No. 286—A bill to be entitled An Act to appropriate to Florida Board of Forestry and Parks the sum of \$30,000 for the improvement and development of Myakka River State Park in Manatee and Sarasota Counties, Florida.

S. B. No. 184—A bill to be entitled An Act relating to state parks, monuments, memorials and sites of historic interest and value; providing for the care, maintenance, improvement and beautification thereof; providing for the disbursement of money appropriated for such purpose.

—and recommends that they do not pass.

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

Senator Lindler, Chairman of the Committee on Forestry and Parks, reported that the Committee had carefully considered the following Bills:

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

S. B. No. 266—A bill to be entitled An Act relating to forest lands; regulating the harvesting of forest crops; providing a method of taxation during the period of growth, and imposing a yield tax when harvested.

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

Senate Joint Resolution No. 11:

A JOINT RESOLUTION PROPOSING THE AMENDMENT OF SECTION 1 OF ARTICLE VI, OF THE CONSTITUTION OF THE STATE OF FLORIDA, RELATING TO THE QUALIFICATIONS FOR VOTING: NATURALIZED CITIZENS.

Senate Joint Resolution No. 248:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE III OF THE CONSTITUTION OF THE STATE OF FLORIDA BY THE REGULAR SESSIONS OF THE LEGISLATURE TO BE HELD ANNUALLY.

House Joint Resolution No. 31:

A JOINT RESOLUTION PROPOSING AN AMENDMENT OF SECTION 2, ARTICLE III, CONSTITUTION OF THE STATE OF FLORIDA, RELATED TO REGULAR AND EXTRA SESSIONS OF THE LEGISLATURE, BY ADDING TO SAID SECTION A PROVISION FOR THE CONVENING OF THE LEGISLATURE INTO EXTRA SESSIONS BY THE MEMBERS THEREOF.

Senate Joint Resolution No. 100:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE IX OF THE CONSTITUTION OF THE STATE OF FLORIDA, RELATING TO TAXATION AND FINANCE BY THE ADOPTION OF AN ADDITIONAL SECTION THERETO AUTHORIZING THE LEGISLATURE TO PROVIDE FOR LEVY AND COLLECTION OF TAXES FOR MUNICIPALITIES.

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.

Senate Joint Resolution No. 169:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE XVI OF THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING THERETO AN ADDITIONAL SECTION PROVIDING THAT ON AND AFTER OCTOBER 1, 1951, NO OWNER SHALL PERMIT LIVESTOCK TO RUN AT LARGE OR STRAY UPON THE PUBLIC HIGHWAYS OF THE STATE OR UPON THE LANDS OF ANOTHER PERSON.

Senate Joint Resolution No. 397:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 2 OF ARTICLE IX OF THE CONSTITUTION OF THE STATE OF FLORIDA, WHICH AMENDMENT AUTHORIZES THE LEVY OF AN AD VALOREM TAX FOR STATE PURPOSES UPON REAL ESTATE OF NOT TO EXCEED TWO MILLS PER YEAR FOR TEN CONSECUTIVE YEARS AND AUTHORIZING THE APPROPRIATION OF SAID FUNDS EXCLUSIVELY TO FLOOD CONTROL WITHIN THE TERRITORIAL LIMITS OF THE STATE OF FLORIDA; AND EXEMPTING HOMESTEADS FROM SAID TAX.

—and recommends that they do not pass.

And the Joint Resolutions contained in the preceding report were laid on the table.

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

S. J. R. No. 62—A JOINT RESOLUTION PROPOSING THE AMENDMENT OF SECTION 1, ARTICLE VIII OF THE CONSTITUTION RELATING TO COUNTIES AS POLITICAL DIVISIONS OF THE STATE, BY ADDING THERETO PROVISIONS TO ALLOW THE LEGISLATURE TO ESTABLISH OR ABOLISH A MANAGERIAL FORM OF COUNTY GOVERNMENT IN ANY COUNTY SUBJECT HOWEVER TO A REFERENDUM.

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

That Section 1, Article VIII of the Constitution relative to counties as political subdivisions be amended by adding thereto provisions to authorize the Legislature to establish or abolish a managerial form of county government in any county, subject however to a county referendum is hereby agreed to and shall be submitted to the electors of the State for ratification or rejection at the general election to be held in November, 1950, as follows:

SECTION 1. Counties as political divisions of the state; managerial form of county government. The state shall be divided into political divisions to be called Counties and the transaction of County matters shall be uniform throughout the state, except that the legislature shall have power to establish and abolish in any county in the state, a managerial form of County Government in which the powers of such County as a body politic and corporate shall be vested in the Board of County Commissioners, and exercised by such Board of County Commissioners as provided by law for the carrying on of such managerial form of County Government, provided there is excepted from the effect of this article, judges of all courts. No law authorizing the establishing or abolishing of such managerial form of County Government pursuant to this section, shall become operative or effective until approved by a majority of the qualified electors participating in an election held in said County, but so long as such managerial form of County government exists, under this section, the legislature may amend or extend the law authorizing the same without referendum.

H. J. R. No. 153—A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE V OF THE CONSTITUTION OF FLORIDA, RELATING TO THE JUDICIAL DEPARTMENT BY ADDING THERETO A SECTION TO BE KNOWN AS SECTION 48 OF ARTICLE V THEREIN PROVIDING FOR

AN ADDITIONAL JUDICIAL CIRCUIT OF THE CIRCUIT COURTS OF FLORIDA WHICH SHALL BE THE SIXTEENTH JUDICIAL CIRCUIT AND SHALL CONSIST OF MONROE COUNTY, FLORIDA, AND FOR THE ELECTION OF A STATES' ATTORNEY AND A CIRCUIT JUDGE OF SUCH CIRCUIT.

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

That the following amendment to article V of the Constitution of Florida, by adding a section to be known as section 48 of said article V, is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election to be held in 1950, as follows:

Section 48. There is created a judicial circuit of the State of Florida, which is the sixteenth judicial circuit and which shall consist of the county of Monroe and for which there shall be elected one circuit judge and one states' attorney as provided by law.

—and recommends that they do pass.

And the Joint Resolutions contained in the preceding report were 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 Bills:

S. J. R. No. 144—PROPOSING AN AMENDMENT OF SECTION 4, ARTICLE VI OF THE CONSTITUTION OF THE STATE OF FLORIDA RELATING TO SUFFRAGE AND ELIGIBILITY AND DISQUALIFIED PERSONS.

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

That the following amendment of Section 4, Article VI of the Constitution of the State of Florida relating to suffrage and eligibility and disqualified persons, is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election, to be held November, 1950; that is to say that said Section 4 of Article VI of the Constitution of the State of Florida shall be amended, and as amended shall read as follows:

Section 4. Disqualified persons: No person under guardianship, non compos mentis, insane, or who cannot read any paragraph of the Constitution of the State of Florida or of the United States of America unless such inability be due solely to physical disability shall be qualified to vote in any election; nor shall any person convicted of felony by a court of record be qualified to vote in any election unless restored to civil rights.

S. J. R. No. 290—A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE III OF THE CONSTITUTION, RELATING TO THE LEGISLATIVE DEPARTMENT OF THE STATE GOVERNMENT BY AMENDING SECTION 16 THEREOF PERTAINING TO TITLES OF LEGISLATIVE ACTS; LEGISLATIVE ACTS; AMENDMENTS AND SUBJECTS OF LEGISLATIVE ACTS.

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

That the following amendment to article III, section 16 of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election to be held in November, A. D. 1950, as follows:

Section 16. Acts; one subject; expressed in title; amendments.—Each law enacted in the legislature shall embrace but one subject and matter properly connected therewith, which subject shall be briefly expressed in the title, and no law shall be amended or revised by reference to its title only; but in such case the act as revised or section or subsection of a section, or paragraph of a sub-section of a section as amended, shall be reenacted and published at length.

—and recommends that they do pass.

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

Senator Shands, Chairman of the Committee on Finance

and Taxation, reported that the Committee had carefully considered the following Bill:

Senate Memorial No. 366—Requesting the reduction or abolition of the Federal tax upon amusement admissions.

—and the Committee recommends that the Committee Substitute therefor, as returned herewith, do pass.

And the Memorial contained in the preceding report, with the recommended Committee Substitute attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

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

—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 Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bills:

S. B. No. 147—A bill to be entitled An Act to provide for refund of tax paid on motor fuels when used solely for agriculture purposes and commercial fishing purposes as defined by this Act; to provide for the method of making such refunds; to provide certain rules and regulations for carrying out this Act; prescribing the powers and duties of the Comptroller under this Act; providing appropriations for carrying out this Act; and providing penalties for the violation of this Act.

S. B. No. 405—A bill to be entitled An Act amending Chapter 201, Florida Statutes 1941, relating to and imposing excise taxes on documents, by amending Sections 201.04 and 201.13 thereof, and enacting new Section 201.21 thereof providing for the refunding of excise taxes erroneously paid and repealing all conflicting laws and parts of laws.

—and recommends that they do not pass.

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

Senator Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bills:

S. B. No. 146—A bill to be entitled An Act to provide for refunding to incorporated cities and towns gasoline and motor vehicle fuel taxes paid by them under the provisions of Chapters 208 and 209, Florida Statutes, 1941, as amended; to provide for the manner in which such refunds shall be claimed and paid; to provide penalties for fraudulent claims; and for the unlawful use of gasoline or motor fuel on which tax refunds have been claimed or paid; and repealing all laws and parts of laws in conflict herewith.

S. B. No. 396—A bill to be entitled An Act for protection, restoration and development of the forest resources of the State; to provide revenue therefor, and additional revenue for State purposes; to levy a tax upon persons engaged in the severance, manufacture, or use of forest products, or manufactured forest products; to provide how such taxes shall be measured, enforced and collected; to provide for the administration of this Act by the Comptroller; to authorize the Comptroller to make reasonable rules and regulations; to require the keeping of records and the making of returns; to allocate and distribute the funds derived from the taxes hereby imposed; and to provide penalties for the violation of this Act.

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.

—and recommends that they do not pass.

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

Senator Sanchez, Chairman of the Committee on Public

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

S. B. No. 308—A bill to be entitled An Act for the amendment of Sections 382.01, 382.06, 382.07, 382.08, 382.11, 382.14, 382.17, 382.18, 382.19, 382.20, 382.21, 382.22, 382.29, 382.32, 382.33, 382.34, 382.35, 382.39 and 470.23, of the Florida Statutes, 1941, relating to registration of births and deaths, registration of a stillborn child, requirement of burial and removal permits and the granting of such permits, duties of the undertaker and sexton in connection with such registration and such burial and removal permits, record to be kept by sexton, form and contents of birth certificate, new and amendatory certificates in case of adoption, legitimation and annulment of adoption, correction of birth certificates, disclosure of information from birth records, short form birth certificates or birth cards, filing of certificates of birth and death in cases where none was filed at time of birth or death, proof which the State Registrar may require before filing a certificate, accounting for and disposition of funds received under the provisions of Sections 382.24 and 382.27, duties of the State Registrar, duties and fees of local registrars, issuance of certified copies of records by State Registrar, certified copies of records as prima facie evidence in all courts, searches of records, fees to which the State Registrar is entitled, accounting for and disposition of such fees, penalties for violations of vital statistics laws or regulations, and the affidavit filed by the embalmer upon embalming a dead human body; and for the repeal of Section 382.27 of the Florida Statutes, 1941, relating to issuance of certified copies of marriage licenses by the State Registrar.

—and the Committee recommends that the Committee Substitute therefor, as returned herewith, do pass.

And the Bill contained in the preceding report, with the recommended Committee Substitute attached thereto, 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:

H. B. No. 288—A bill to be entitled An Act relating to "Seeing Eye" dog, accompanying blind person into any hotel, restaurant or eating establishment.

—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 Bills:

S. B. No. 413—A bill to be entitled An Act to amend Section 500.15, Florida Statutes, 1941, as amended by Chapter 22927, Laws of Florida, Acts of 1945, relating to and defining misbranded drugs.

S. B. No. 458—A bill to be entitled An Act to amend Sections 465.02 and 465.07, Florida Statutes, 1941, relating to pharmacists; requiring examinations and qualifications for pharmacists; providing for the issuance of certificates; making certain exceptions; and providing that physicians and merchants are exempt from the provisions of this Act under certain conditions.

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

S. B. No. 432—A bill to be entitled An Act to amend Section 856.04, Florida Statutes, 1941, relating to desertion and withholding of support.

S. B. No. 437—A bill to be entitled An Act relating to the admission in evidence of books of account, records or other writings made in the regular course of business, and to amend Chapter 90.21, Florida Statutes, 1941.

H. B. No. 155—A bill to be entitled An Act in relation to proceedings upon writs of quo warranto, informations in the nature of quo warranto, or civil actions to obtain the remedies

obtainable by such proceedings, to test the validity of municipalities and the exercise of their municipal franchises.

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

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

Committee Substitute for H. B. No. 125—A bill to be entitled An Act amending Section 734.01, Florida Statutes, 1941, as amended by Chapter 24295, Laws of Florida, 1947, relating to the expenses and compensation to be allowed to personal representatives and attorneys in probate proceedings.

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

S. B. No. 278—A bill to be entitled An Act to amend Section 18.11, Florida Statutes, 1941, as amended by Chapter 23938, Acts of 1947, "(An Act to amend Section 18.11, Florida Statutes, 1941, which Section relates to a description of securities to be given to secure deposit of state funds and provides for acceptance of safekeeping receipt in lieu of actual deposit of said securities and prescribes the form thereof, by adding to said Section a provision authorizing the State Treasurer to accept, under stated circumstances, a form of safekeeping receipt authorized by the governing authority of any Federal Reserve Bank from any such bank, which form provides, in substance, the matters set forth in such statutory form of safekeeping receipt.)", by authorizing the acceptance of County road and bridge district bonds including certain refunding bonds; revenue certificates of the Florida State Improvement Commission and the Fernandina Port Authority as security for deposit of State funds in banks of the State.

S. B. No. 293—A bill to be entitled An Act to amend Section 655.23 of Florida Statutes, 1941, relating to trust company inspections and examinations by the Comptroller.

—and recommends that they do not pass.

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

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

S. B. No. 389—A bill to be entitled An Act authorizing the Comptroller of the State of Florida to name certain securities for investment of funds of banks and trust companies, in addition to those authorized in Section 653.19 Florida Statutes 1941; providing that such securities when so authorized may be given as security for State funds under Section 18.11 Florida Statutes 1941; authorizing the Comptroller to make rules and regulations concerning same.

S. B. No. 312—A bill to be entitled An Act relating to the Internal Improvement Fund of this State: authorizing the trustees of said fund to invest moneys therein under conditions prescribed by this Act: authorizing the State Treasurer to perform certain duties in reference to bonds or other securities held by said Treasurer for account of said trustees: and in reference to bonds or other securities heretofore acquired by said trustees.

S. B. No. 420—A bill to be entitled An Act relating to building and loan associations; providing for the appointment of a conservator; winding up conservatorship; appointment of liquidator; and repealing Sections 667.01, 667.02, 667.03, 667.04, 667.05, 667.06, 667.07, and 667.08, Florida Statutes, 1941, and all other laws and parts of laws in conflict herewith.

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

S. B. No. 452—A bill to be entitled An Act to amend Section 732.61, Florida Statutes, 1941, as amended by Section 2, Chapter 22783, Laws of Florida, Acts of 1945, by adding new subsections designated (3), (4), (5) and (6) and (7) providing for affidavits to be filed by personal sureties on bonds of personal representatives of estates; providing for approval of such bonds; providing for liens upon certain real property of such personal sureties and the recording of such liens; and providing for the release of such liens upon certain conditions, and the cancellation of record of liens so released.

S. B. No. 451—A bill to be entitled An Act prescribing a uniform time limit within which applications may be made under the various laws of the State of Florida that provide for settlement of accounts with and/or restitution by the State of Florida of money paid to but not legally due the state, and repealing all laws or parts of laws in conflict herewith.

—and recommends that they do not pass.

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

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

S. B. No. 271—A bill to be entitled An Act relating to assault and battery, and defining and providing the punishment for aggravated assault and battery.

S. B. No. 414—A bill to be entitled An Act authorizing each county in this State, acting through its Board of County Commissioners, to donate and convey without cost, to the Board of Public Instruction (School Board) of that county, and execute deeds of conveyance, any lands suitable for school purposes, owned now or hereafter acquired by such county, when not needed for other county purposes; and to authorize the County Boards of Public Instruction of each county in the State to donate and convey without cost to the Board of County Commissioners of that county, lands owned by the county school system which are not suited for school purposes; public notice unnecessary.

—and recommends that they do pass.

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

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

H. B. No. 231—A bill to be entitled An Act to amend Section 694.08, Florida Statutes, 1941, relating to the validating of certain instruments notwithstanding the lack of seals, or witnesses, or other defects.

Committee Substitute for H. B. No. 120 and H. B. No. 142—A bill to be entitled An Act to amend Section 733.20, Florida Statutes, 1941, as set out in Section 3, of Chapter 22783, Laws of Florida, Acts of 1945, relating to the Probate Laws of Florida, the order of payment of expenses of administration, family allowances, and claims against the estate.

—and recommends that they do pass.

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

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

S. B. No. 330—A bill to be entitled An Act amending Chapter 470, Florida Statutes, 1941 and relating to the profession of funeral directing, by adding a section to be known as Section 470.30 providing for the licensing of certain persons having a Florida residence of over seven years and possessing

certain other qualifications and omitting examinations for such persons; the provisions hereof to be effective for sixty days after application and payment of fees.

—and recommends that it do not pass.

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

Senator Sturgis, Chairman of the Committee on Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

H. B. No. 200—A bill to be entitled An Act authorizing Boards of County Commissioners of the several counties of the State of Florida to own land for park purposes and to acquire the same by gift, grant, devise, dedication, or condemnation for such purposes, and to maintain the same and to operate or let concessions thereon without advertisement and to levy a tax for such purposes.

—and recommends that it do not pass.

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

Senator Sturgis, Chairman of the Committee on Governmental Reorganization, reported that the Committee had carefully considered the following Bills:

S. B. No. 441—A bill to be entitled An Act creating a state agency to be known as Florida Board of Parks and Historic Memorials; prescribing its membership, powers and duties; declaring its policy; providing for the employment of a director and other necessary employees and for the fixing of their compensation; the promulgation of rules and regulations and fixing a penalty for the violation thereof; providing for the appointment of advisory councils in the several counties wherein parks or memorials are maintained.

S. B. No. 338—A bill to be entitled An Act requiring all books, booklets, pamphlets and publications issued, printed or mimeographed by any officer, agency, department or board of the State of Florida to bear an insertion disclosing the number of copies of such issue printed or mimeographed, the name and address of the printer or mimeographer and the cost of such issue.

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

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.

—and the Committee recommends that the Committee substitute therefor, as returned herewith, do pass.

And the Bill contained in the preceding report, with the recommended Committee Substitute attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Collins, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

S. B. No. 111—A bill to be entitled An Act relating to the State Tuberculosis Board, amending Section 2 of Chapter 22763, Laws of Florida, Acts of 1945, being Section 392.07, Florida Statutes, 1941, as amended, concerning admission of patients to the sanatoria operated by the Board; appropriating money received by the Board from all sources other than from the State and repealing Section 392.08 Florida Statutes, 1941, and Sections 3 and 4 of Chapter 22763, Laws of Florida, Acts of 1945, being Sections 392.09 and 392.10, Florida Statutes, 1941, as amended.

—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 Collins, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

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

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

—and recommends that they do not pass.

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

Senator Collins, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bill:

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

—and recommends that it do not pass.

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

Senator Collins, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bill:

S. B. No. 68—A bill to be entitled An Act to provide for a retirement system for police officers of incorporated municipalities of the State of Florida and making appropriation therefor.

—and the Committee recommends that the Committee substitute therefor, as returned herewith, do pass.

And the Bill contained in the preceding report, with the recommended Committee Substitute attached thereto, 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:

H. B. No. 71—A bill to be entitled An Act creating a Board to be known as the State Board of Dispensing Opticians; providing a method for the appointment of the members of said Board; defining the trade or occupation of dispensing opticians; providing for the examination and regulation of dispensing opticians and placing all dispensing opticians under the jurisdiction of the State Board of Dispensing Opticians; providing for license tax on persons, partnerships or corporations engaging in such trade or occupation; prohibiting the sale of eye-glasses, spectacles, artificial eyes, lenses, contact lenses and optical devices except as provided for by this Act; providing for the licensing of dispensing opticians having a license to practice at the time this Act becomes a Law; providing the manner of enforcing the provisions of this Act; fixing the penalties for the violation of the terms and provisions thereof, defining the jurisdiction of said Board of Dispensing Opticians; repealing Chapter 21769, Laws of Florida, Acts of 1943, and all laws or parts of laws in conflict herewith and providing for the effective date of this Act.

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

And the Bill contained in the preceding report, together

with the Committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

ENROLLING REPORT

May 6, 1949.

Your Enrolling Clerk, to whom was referred—

H. B. No. 23
 H. B. No. 52
 H. B. No. 56
 H. B. No. 57
 H. B. No. 88
 H. B. No. 221
 H. B. No. 267
 H. B. No. 268
 H. B. No. 269
 H. B. No. 309
 H. B. No. 317
 H. B. No. 339
 H. B. No. 388
 H. B. No. 397
 H. B. No. 398
 H. B. No. 411
 H. B. No. 413
 H. B. No. 449
 H. B. No. 480
 H. B. No. 482
 H. B. No. 483
 H. B. No. 502
 H. C. R. No. 439

—begs leave to report same have 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,
 Enrolling Clerk Ex Officio as
 Secretary of Senate.

Senator Shands moved that House Bill No. 617 be referred to the Committee on Finance and Taxation.

Which was agreed to and it was so ordered.

Senator Shands moved that House Bill No. 206 be recalled from the Committee on Finance and Taxation and re-referred to the Committee on Judiciary "A".

Which was agreed to and it was so ordered.

Senator Clarke moved that Senate Bill No. 247, originally referred to the Committee on Banking and Building and Loans and the Committee on Appropriations, jointly, be withdrawn from the Committee on Banking and Building and Loans and re-referred to the Committee on Appropriations, only.

Which was agreed to and it was so ordered.

Senator Shands moved that a committee be appointed to escort the Honorable Doyle E. Carlton, former Governor of the State of Florida, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Shands, Getzen, and Collins as the committee.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator King—

S. B. No. 498—A bill to be entitled An Act repealing Section 208.05, Florida Statutes, 1941, relating to the exemption of aviation motor fuel from taxes.

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

By the Committee on Labor and Industry—

S. B. No. 499—A bill to be entitled An Act to amend Sections 2, 3, 4, 5, 6, 7 and 8 of Chapter 24080, Acts of 1947, being the Florida Private Employment Agency Law, and thereby provide for increases in license fees; for the licensing of agency employees; giving the Industrial Commission power to revoke licenses and assess penalties; requiring certain reports; repealing all laws in conflict herewith and making the effective date July 1, 1949.

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

By Senator Moore—

S. B. No. 500—A bill to be entitled An Act amending Sections 562.02, 569.02 and 569.04, Florida Statutes 1941, as amended, and repealing Section 569.07, Florida Statutes 1941, all relating to the regulation of vendors licensed under the beverage law, and regulation of dispensing and consuming of liquors and beverages and enforcement thereof; prohibiting of beverages on licensed premises not permitted to be sold under the license and excepting certain licensees therefrom; prohibiting curb drinking of intoxicating liquors; prohibiting club licensees from selling except by the individual drink, and prohibiting club licensees in package store counties from selling except by the package; and repealing Section 569.07, Florida Statutes, 1941.

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

By Senator Johns—

S. B. No. 501—A bill to be entitled An Act to name State Road No. 18, from Hampton to Thressa as the Tom Chastain Highway and require the State Road Department to provide appropriate commemorative markers.

Which was read the first time by title only.

Senator Johns moved that the rules be waived and Senate Bill No. 501 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 501 was read the second time by title only.

Senator Johns moved that the rules be further waived and Senate Bill No. 501 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. 501 was read the third time in full.

Upon the passage of Senate Bill No. 501 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
Carrall	King	Sanchez	
Clarke	Leaird	Shands	

Nays—None

So Senate Bill No. 501 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator McArthur—

S. B. No. 502—A bill to be entitled An Act relating to the requirements of a legal fence or enclosure; and providing for certain gateways and openings therein; and providing for the manner of legally enclosing and posting land by the enclosing thereof with a legal fence and by the posting of certain notices to the public along and at the corners of the boundaries of said land; and describing the notices to be placed along said boundaries; and excepting the necessity of fencing portions of boundaries formed by certain waters; and providing that such enclosures shall be notice to the public of the enclosed nature of said land; requiring the owner of such land to maintain enclosure in good condition; and repealing Sections 588.01, 588.02, 588.03, 588.04, 588.05, and 588.06, Florida Statutes, 1941, and any laws or parts of laws in conflict herewith.

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

By Senator McArthur—

S. B. No. 503—A bill to be entitled An Act making it unlawful to remove, mutilate or damage any posted notice placed upon the lands of another for the purpose of legally enclosing or legally posting the same and describing punishment upon conviction thereof.

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

By Senator McArthur—

S. B. No. 504—A bill to be entitled An Act providing that the unauthorized entry on enclosed land or legally posted land shall be presumptive evidence of intention to commit an act of trespass and other acts; providing that the act of unauthorized entry upon enclosed or posted land by any workman, servant, employee or agent while engaged in his employment under supervision, direction of through procurement of other person acting as employer, foreman or principal or in other supervisory capacity shall be presumptive evidence of the causing and procurement of an act of trespass upon enclosed land, and other acts, by such employer, foreman or principal, or other person acting in such supervisory capacity; providing that persons taking, transporting, operating or driving any machines, tools, motor vehicles or draft animals upon legally enclosed land without permission of owner of such land but with knowledge of owner of such equipment or animals shall be presumptive evidence of intent of such owner of such equipment or animals to cause or procure the commission of certain criminal acts pertaining to such land; and defining a certain term; and repealing any laws or parts of laws in conflict herewith.

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

By Senators Brackin and Beall—

S. B. No. 505—A bill to be entitled An Act giving and granting and conferring the consent and authority of the State of Florida to construct one or more foot bridges over the body of water in Santa Rosa County, Florida, known as Duncan Lake, otherwise known as Alligator Bayou, otherwise known as Hoffman Lake for the purpose of ingress and egress to the property bounding on said body of water.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 505 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 505 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 505 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. 505 was read the third time in full.

Upon the passage of Senate Bill No. 505 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. 505 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Brackin—

S. B. No. 506—A bill to be entitled An Act relating to Circuit Courts and Circuit Judges; amending Section 26.02, Florida Statutes, 1941; increasing number of Circuit Judges for First Circuit; and requiring that not more than one Judge in said Circuit come from a single county; and providing for appointment of third Circuit Judge for such Circuit.

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

By Senator Brackin—

S. B. No. 507—A bill to be entitled An Act to provide for the distribution of all monies received by Okaloosa County under the provisions of Section 550.13 and 551.10, Florida Statutes, 1941, and Acts amendatory or supplementary thereto relating to distribution of funds from race tracks and jai alai frontons, into the health program; building and maintenance program; to the County Board of Public Instruction of Okaloosa County and the Board of County Commissioners of Okaloosa County, Florida; and repealing Chapter 22680, Laws of Florida, Acts of 1945, relating to distribution of such funds.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 507 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 McArthur moved that the rules be waived and Senate Bill No. 507 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 507 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 507 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. 507 was read the third time in full.

Upon the passage of Senate Bill No. 507 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. 507 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Brackin—

S. B. No. 508—A bill to be entitled An Act authorizing, empowering of Okaloosa County, Florida, to grant, sell and/or dispose of Block E of the City of Crestview, Florida, according to plat of T. Walter Coleman, on file with the Clerk Circuit Court of Okaloosa County, Florida, to any person, firm or corporation or to the United States of America, for the purpose of erecting and building a United States Post Office upon same.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 508 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 McArthur moved that the rules be waived and Senate Bill No. 508 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 508 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 508 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. 508 was read the third time in full.

Upon the passage of Senate Bill No. 508 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. 508 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Brackin—

S. B. No. 509—A bill to be entitled An Act declaring, designating and establishing a State Road in Okaloosa County, Florida.

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

By Senators Leaird, Gautier, Crary and Sheldon—

S. B. No. 510—A bill to be entitled An Act amending Section 550.16, Florida Statutes 1941, as Amended by Chapter 21,744, Laws of Florida, Acts of 1943, and Chapter 22,589, Laws of Florida, Acts of 1945, Relating to Pari-Mutuel Pools Authorized Within Enclosure at Horse Race Tracks and Dog Race Tracks, by Providing that Any Horse (Flat) Race Track Having an Average Daily Pari-Mutuel Pool of Less than \$250,000 for the Preceding Racing Season, Shall Be Permitted to Operate Pari-Mutuel Wagering Upon the Payment of a Daily License Fee of \$4,000, and Providing for the Distribution of the Proceeds from Said License Tax; Repealing All Laws or Parts of Laws in Conflict Herewith and Fixing the Effective Date of This Act.

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

By Senator Beacham—

S. B. No. 511—A bill to be entitled An Act creating Central and Southern Florida Flood Control District in the State of Florida, defining the boundaries of said district; imposing a tax on real property in said district for the year 1949; and providing that said district shall operate under Chapter

(Senate Bill No. 234), Laws of Florida, Acts of 1949; providing for abolition of Okeechobee Flood Control District, created by Chapter 14777, Laws of Florida, Acts of 1931, and transferring certain functions.

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

By Senator Mathews—

S. B. No. 512—A bill to be entitled An Act authorizing the City of Jacksonville to acquire, lease, own, operate, equip and maintain a fire boat or fire boats and to finance the acquisition, leasing, owning, operation, equipping and maintaining of the same.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 512 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. 512 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 512 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 512 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. 512 was read the third time in full.

Upon the passage of Senate Bill No. 512 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. 512 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 513—A bill to be entitled An Act permitting seining for shrimp in inland waters of Duval County, Florida, by licensed fishing camp operators and licensed boat operators for bait purposes only, and providing for closed season on seining for shrimp in inland waters of Duval County, Florida; limiting the length of seine used for catching shrimp, and providing penalties for violation hereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 513 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. 513 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 513 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 513 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. 513 was read the third time in full.

Upon the passage of Senate Bill No. 513 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. 513 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 514—A bill to be entitled An Act authorizing the City of Jacksonville to adopt or incorporate by reference any published code or public record as defined herein; requiring the filing of such codes and public records; prohibiting the adoption of penalty clauses by reference; ratifying the prior adoption of such codes and public records by reference; and providing for the severability of provisions hereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 514 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. 514 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 514 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 514 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. 514 was read the third time in full.

Upon the passage of Senate Bill No. 514 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. 514 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 515—A bill to be entitled An Act affecting the government of the City of Jacksonville; providing that assessments for personal property taxes shall be liens on personal property in the city; prescribing the priority and effectiveness of such liens; prescribing the time when such taxes shall become delinquent; authorizing the enforcement of such delinquent taxes by levy, seizure and sale in the same manner

as provided by law for state and county tangible personal property taxes, but without advertisement of notice of delinquency; and repealing all laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 515 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. 515 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 515 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 515 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. 515 was read the third time in full.

Upon the passage of Senate Bill No. 515 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. 515 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Mathews—

S. B. No. 516—A bill to be entitled An Act to amend Section 47.01, Florida Statutes, relating to commencement of suits at law, and requiring a declaration to be filed with every praecipe or memorandum commencing a personal suit at law; and a copy of said declaration to be served on the defendant or defendants with the summons ad respondendum.

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

By Senator Mathews—

S. B. No. 517—A bill to be entitled An Act to amend Section 50.04, Florida Statutes, 1941, relating to appearances, pleadings, and defaults; requiring the plaintiff to file his declaration simultaneously with his praecipe beginning the suit.

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

By Senator King—

S. B. No. 518—A bill to be entitled An Act amending Sections 317.66 and 317.67, Florida Statutes, 1941, relating, respectively, to the carrying of flares or other warning devices in certain motor vehicles and to the display of warning devices when certain vehicles are disabled, by providing for the carrying and display of portable reflector units.

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

By Senator King—

S. B. No. 519—A bill to be entitled An Act providing that motor vehicles may be equipped with hydraulic brakes in lieu of vacuum brakes, booster brakes, vacuum booster brakes, air brakes, power brakes, or electric brakes.

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

By Senator King—

S. B. No. 520—A bill to be entitled An Act providing that there shall be no reduction in any relief granted by the State Welfare Board to any person by reason of such person receiving assistance from any charitable, fraternal or religious organization, group or body and providing that there shall be no reduction in any relief granted by the State Welfare Board to any person by reason of such person becoming an inmate or guest of any institution conducted or operated by any charitable, fraternal or religious organization, group or body.

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

By Senator Leaird—

S. B. No. 521—A bill to be entitled An Act relating to education: making an emergency appropriation to the State Minimum Foundation Program Fund for the year ending June 30, 1949.

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

By Senator Beacham—

S. B. No. 522—A bill to be entitled An Act relating to the Everglades Drainage District; providing for the prompt sale of all lands and rights therein other than rights of way and easements owned by said district and not involved in litigation, and the use of all proceeds thereof for the purchase and redemption of outstanding district bonds; excepting certain lands from the mandatory provisions hereof; providing that all income of said district excepting proceeds of administration taxes shall be used for debt service; providing for the investment of district debt service funds in United States bonds, the deposit of such bonds with the Treasurer of the State of Florida and the conversion of such bonds into cash for the purchase or redemption of district bonds; prohibiting the levy of any acreage or debt service tax by said district after the amount of United States bonds deposited with State Treasurer equals unpaid principal of district bonds and interest thereon to earliest callable date; prohibiting said district from levying administration taxes subsequent to year 1951; providing for the dissolution and termination of said district and the terms of office of its Board of Commissioners; providing for the conveyance by said district to certain agency or agencies of the State of Florida or the United States of the facilities, properties and assets of the district for flood control purposes; providing for the assessment and collection of taxes, the sale of tax liens and the enforcement thereof; defining the purpose of this Act; amending Chapter 6456, Laws of Florida Acts 1913 and all Acts amendatory thereof, Chapter 14717, Laws of Florida Acts 1931 and all Acts amendatory thereof, and Chapter 20658 Laws of Florida Acts 1941 and all Acts amendatory thereof and repealing all conflicting laws and parts of laws.

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

By Senator Crary—

S. B. No. 523—A bill to be entitled An Act to provide for creation of sanitary districts within the State of Florida, to incorporate same, and to provide for the government thereof: to provide for the construction, maintenance, operation, purchase or condemnation of water supply, sewerage, and refuse disposal systems: to provide for various methods of financing of such construction, maintenance, operation and control: and the operation, maintenance, regulation and control of said systems: and for other purposes.

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

By Senator Carroll—

S. B. No. 524—A bill to be entitled An Act amending Section 232.01, Florida Statutes, 1941, as amended by Section 24, Chapter 23726, Laws of Florida, Acts of 1947, relating to education; providing mandatory and permissive age limits for attendance at school, and fixing age of admission to first grade.

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

By Senators Mathews, Baynard and Franklin—

S. B. No. 525—A bill to be entitled An Act amending Sections 75.02, 75.03, 75.05 and 75.06, Florida Statutes of 1941, as amended, relating to proceedings for the validation of bonds of counties, municipalities, taxing districts, or other political districts or subdivisions of this State by extending the same to provide that such validation proceedings shall extend to and include proceedings for the validation of bonds issued by State agencies, commissions, and departments, and to fix the venue of proceedings to validate such bonds issued by State agencies, commissions or departments and to regulate the issuance and publication of rule nisi in such cases.

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

By Senator Leaird—

Senate Joint Resolution No. 526:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE XII OF THE STATE CONSTITUTION, BY ADDING THERETO SECTION 18, PROVIDING THAT PART OF THE REVENUE DERIVED FROM THE LICENSING OF MOTOR VEHICLES SHALL BE USED FOR CAPITAL OUTLAY AND DEBT SERVICE SCHOOL PURPOSES AND PRESCRIBING THE METHOD OF DISTRIBUTION AND USE THEREOF.

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

That the following amendment to Article XII of the State Constitution, by adding thereto Section 18, providing that part of the revenue derived from the licensing of motor vehicles shall be used for capital outlay and debt service school purposes and prescribing the method of distribution and use thereof, is hereby agreed to and shall be submitted to the electors of the State for ratification or rejection at the next general election to be held in 1950, as follows:

SECTION 18: (a) That beginning January 1, 1951, and for thirty (30) years thereafter, the first proceeds of the revenues derived from the licensing of motor vehicles to the extent necessary to comply with the provisions of this amendment, shall, as collected, be placed monthly in the County Capital Outlay and Debt Service School Fund in the State Treasury, and used only as provided in this amendment. Such revenue shall be distributed annually among the several counties in the ratio of the number of instruction units in each county in each year computed as provided herein. The amount of the first revenues derived from the licensing of motor vehicles to be so set aside in each year and distributed as provided herein shall be an amount equal in the aggregate to the product of four hundred (\$400) dollars multiplied by the total number of instruction units in all the counties of Florida. The number of instruction units in each county in each year for the purposes of this amendment shall be the greater of (1) the number of instruction units in each county for the year 1949 computed in the manner provided in Chapter 23726, Laws of Florida, Acts of 1947, or (2) the number of instruction units in such county for the preceding year computed in the manner provided in Chapter 23726, Laws of Florida, Acts of 1947. For the purposes of this amendment, the determination of the State Superintendent of Public Instruction as to the number of instruction units in each county for the year 1949 and for each subsequent year shall be conclusive.

Such funds so distributed shall be administered by the State Board of Education as now created and constituted by Section 3 of Article XII of the Constitution of Florida. Said State Board of Education, as now constituted, shall continue as a body corporate during the life of this amendment and shall have all the powers provided in this amendment in addition to all other constitutional and statutory powers heretofore or hereafter conferred upon said State Board.

(b) The State Board of Education shall, in addition to its other constitutional and statutory powers have the management, control and supervision of the proceeds of the first part of the revenues derived from the licensing of motor vehicles provided for in (a) hereof. The State Board shall also have power, for the purpose of obtaining funds for the use

of any county board of public instruction in acquiring, building, constructing, altering, improving, enlarging, furnishing or equipping a Capital Outlay Project for school purposes, to issue bonds or motor vehicle tax anticipation certificates, and also to issue such bonds or motor vehicle tax anticipation certificates to pay, fund or refund any bonds or motor vehicle tax anticipation certificates theretofore issued by said State Board. All such bonds shall bear interest at not exceeding six (6) per centum per annum and shall mature serially in annual installments commencing not more than three (3) years from the date of issuance thereof and ending not later than January 1, 1981, and each annual installment shall not be less than three (3) per centum of the total amount of the issue. All such motor vehicle tax anticipation certificates shall bear interest at not exceeding six per centum per annum and shall mature prior to January 1, 1981. The State Board shall have power to determine all other details of said bonds or motor vehicle tax anticipation certificates and to sell or exchange the same with or without public advertisement at such price or prices and upon such terms and conditions as the Board shall deem desirable.

The State Board shall also have power to pledge for the payment of the principal of and interest on such bonds or motor vehicle tax anticipation certificates, including refunding bonds or motor vehicle tax anticipation certificates, all or any part from the anticipated revenues to be derived from the licensing of motor vehicles provided for in this amendment and to enter into any covenants and other agreements with the holders of such bonds or motor vehicle tax anticipation certificates concerning the security thereof and the rights of the holders thereof, all of which covenants and agreements shall constitute legally binding and irrevocable contracts with such holders and shall be fully enforceable by such holders in any court of competent jurisdiction.

No such bonds or motor vehicle tax anticipation certificates shall ever be issued by the State Board until after the adoption of a resolution requesting the issuance thereof by the County Board of Public Instruction of the County on behalf of which such obligations are to be issued. All such bonds or motor vehicle tax anticipation certificates shall be issued in the name of the State Board but shall be issued for and on behalf of the County Board of Public Instruction requesting the issuance thereof, and no approval of qualified electors or freeholders shall be required for the issuance thereof.

(c) The State Board shall in each year use the funds distributable pursuant to this amendment to the credit of each county only in the following manner and order or priority:

(1) To pay all amounts of principal and interest maturing in such year on any bonds or motor vehicle tax anticipation certificates, including refunding bonds or motor vehicle tax anticipation certificates, issued on behalf of the Board of Public Instruction of such county; subject, however, to any covenants or agreements made by the State Board concerning the rights between holders of different issues of such bonds or motor vehicle tax anticipation certificates.

(2) To establish and maintain a sinking fund or funds to meet future requirements for debt service, or reserves therefor, on bonds or motor vehicle tax anticipation certificates issued on behalf of the Board of Public Instruction of such county, whenever the State Board shall deem it necessary or advisable, and in such amounts and under such terms and conditions as the State Board shall in its discretion determine.

(3) The payment of the cost of the construction, acquisition, improvement, enlargement, furnishing or equipment of capital outlay projects for school purposes in such county as shall be requested by resolution of the County Board of Public Instruction of such county.

(4) All such funds remaining shall be used for such school purposes in such county as the County Board of Public Instruction shall determine, or as the Legislature may hereafter provide by law.

The State Board may invest any sinking fund or funds created pursuant to this amendment in direct obligations of the United States of America or in the bonds or motor vehicle anticipation certificates, matured or to mature, issued by the State Board on behalf of the County Board of Public Instruction of any county.

(d) The State Board shall have power to make and

enforce all rules and regulations necessary to the full exercise of the powers herein granted and no legislation shall be required to render this amendment of full force and operating effect from and after January 1, 1951. The Legislature shall continue the levies of said motor vehicle license taxes during the life of this amendment in the full amount necessary to comply with the provisions of this amendment, and to pay the necessary expenses of administering the laws relating to the licensing of motor vehicles, and shall not enact any law having the effect of withdrawing the proceeds of such motor vehicle license taxes from the operation of this amendment and shall not enact any law impairing or materially altering the rights of the holders of any bonds or motor vehicle tax anticipation certificates issued pursuant to this amendment or impairing or altering any covenant or agreement of the State Board with the holders of such bonds or motor vehicle tax anticipation certificates.

The State Board shall have power to employ such experts, financial, fiscal, legal or otherwise, as it shall deem necessary and advisable and to determine the compensation of such experts and to pay the same from the proceeds of bonds or motor vehicle tax anticipation certificates or from the funds distributable under this amendment to the county for the benefit of which the services of such experts are rendered. The State Board shall also have power to appoint such employees for the general administration of the provisions of this amendment as it shall deem necessary and the general expenses of the State Board in administering the provisions of this amendment shall be prorated among the various counties and paid out of the funds distributable to each county on the same basis as such motor vehicle license taxes are distributable to the various counties under the provisions of this amendment.

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

By Senator Walker—

S. B. No. 527—A bill to be entitled An Act providing for a permanent single registration system for the registration of electors for all elections in the several counties of the State, and prescribing powers and duties of supervisors of registration and other named public officials with respect to arrangement of election districts and establishment, maintenance and operation of such system, and fixing the time within which such system must be established in the several counties; granting to certain described municipalities the right to elect to use such system; fixing the qualification of electors in such cities electing to use such system; excepting certain counties from the effects of this Act; and requiring biennial registration of electors in all counties prior to adoption of this system or which have no permanent registration system under special or population Act.

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

By Senator Beacham—

S. B. No. 528—A bill to be entitled An Act declaring that Federal rent control is no longer necessary in that part of the State of Florida known as the City of Lake Worth, a municipal corporation of the State of Florida, in Palm Beach County, and notifying the Housing Expediter of Federal rent control that rent control is no longer necessary in the City of Lake Worth, Florida, and providing a referendum for this Act to become effective.

Which was read the first time by title only.

Senator Beacham moved that the rules be waived and Senate Bill No. 528 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 528 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 528 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. 528 was read the third time in full.

Upon the passage of Senate Bill No. 528 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. 528 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 616, out of its order, at this time.

Which was agreed to.

H. B. No. 616—A bill to be entitled An Act to amend Article III, Section 3 (b) of Chapter 21538, Laws of Florida, 1941, relating to the Town of South Bay, Florida, so as to change the date of the holding of the regular municipal election for the election of all elective officers of said town from the first Tuesday after the first Monday in December in each year to the first Tuesday after the first Monday in October of each year, and provide for a referendum.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 616 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 616 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 616 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. 616 was read the third time in full.

Upon the passage of House Bill No. 616 the roll was called and the vote was:

Yeas—38

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

Nays—None

So House Bill No. 616 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 603, out of its order, at this time.

Which was agreed to.

H. B. No. 603—A bill to be entitled An Act to repeal Chapter 20044, Laws of Florida, Acts of 1939, and Acts amendatory thereof, relating to creation and powers of Western Palm Beach County Public Hospital Board; providing for disposition of assets of said board and payment of obligations thereof.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 603 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 603 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 603 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. 603 was read the third time in full.

Upon the passage of House Bill No. 603 the roll was called and the vote was:

Yeas—38

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

Nays—None

So House Bill No. 603 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 604, out of its order, at this time.

Which was agreed to.

H. B. No. 604—A bill to be entitled An Act establishing Northwestern Palm Beach County Public Hospital Board as a body corporate with jurisdiction extending over certain lands in the western and northwestern parts of Palm Beach County, Florida; providing for the qualifications and method of appointment of the members of such Hospital Board; providing for the term of office and for the compensation to be paid the members of such Hospital Board, its duties and powers, and for the adoption of a seal for said Hospital Board; giving said Hospital Board power to purchase property, construct hospital building or buildings, to lease or rent hospital facilities or to operate, equip, maintain and supervise such hospitals; authorizing said Hospital Board to borrow money and issue bonds to purchase property, to construct hospital buildings and equip and maintain the same; providing for the calling of special tax elections for the issuance of evidences of indebtedness and bonds; providing maximum interest rate to be charged; providing for bond elections; providing for the issuance of bonds including revenue bonds and the cost, charges, technical and professional fees in connection therewith; authorizing said Hospital Board to employ or retain certain technical or professional men and fixing their compensation; providing for the condemnation of property under the right of eminent domain; providing rules and regulations for the use and operation of such hospitals or hospital; providing for the levy of a millage not to exceed ten mills on all of the property included in said portion of Palm Beach County, Florida, the manner of the collection of the same; providing for the right to accept gifts and donations and declaring said Act to be for public purposes; providing for the issuance of benefit certificates and the terms and conditions upon which same may be issued; giving said Hospital Board power to create a sinking fund or funds for certain purposes; providing how funds may be invested or used; and providing for other matters incidental to the main purposes of this Act.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 604 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 604 was read the second time by title only.

Senator Beacham moved that the rules be further waived

and House Bill No. 604 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. 604 was read the third time in full.

Upon the passage of House Bill No. 604 the roll was called and the vote was:

Yeas—38

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

Nays—None

So House Bill No. 604 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 605, out of its order, at this time.

Which was agreed to.

H. B. No. 605—A bill to be entitled An Act establishing Southwestern Palm Beach County Public Hospital Board as a body corporate with jurisdiction extending over certain lands in the western and southwestern parts of Palm Beach County, Florida; providing for the qualifications and method of appointment of the members of such Hospital Board; providing for the term of office and for the compensation to be paid the members of such Hospital Board, its duties and powers, and for the adoption of a seal for said Hospital Board; giving said Hospital Board power to purchase property, construct hospital building or buildings, to lease or rent hospital facilities or to operate, equip, maintain and supervise such hospitals; authorizing said Hospital Board to borrow money and issue bonds to purchase property, to construct hospital buildings and equip and maintain the same; providing for the calling of special tax elections for the issuance of evidences of indebtedness and bonds; providing maximum interest rate to be charged; providing for bond elections; providing for the issuance of bonds including revenue bonds and the cost, charges, technical and professional fees in connection therewith; authorizing said Hospital Board to employ or retain certain technical or professional men and fixing their compensation; providing for the condemnation of property under the right of eminent domain; providing rules and regulations for the use and operation of such hospitals or hospital; providing for the levy of a millage not to exceed ten mills on all of the property included in said portion of Palm Beach County, Florida, the manner of the collection of the same; providing for the right to accept gifts and donations and declaring said Act to be for public purposes; providing for the issuance of benefit certificates and the terms and conditions upon which same may be issued; giving said Hospital Board power to create a sinking fund or funds for certain purposes; providing how funds may be invested or used; and providing for other matters incidental to the main purposes of this Act.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 605 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 605 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 605 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. 605 was read the third time in full.

Upon the passage of House Bill No. 605 the roll was called and the vote was:

Yeas—38

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

Nays—None

So House Bill No. 605 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGE FROM THE GOVERNOR

The following Message from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 5, 1949

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

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

S. B. NO. 155, RELATING TO ESCAMBIA COUNTY

Respectfully,
FULLER WARREN,
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 5, 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 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 decisions 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.

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

And Senate Bill No. 42, 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,
May 6, 1949.

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

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

By Senator Beacham—

S. B. No. 300—A bill to be entitled An Act for the relief of Memorial Presbyterian Church of West Palm Beach, Florida; providing for the cancellation of 1948 County of Palm Beach and City of West Palm Beach taxes upon certain property of said church; providing that this Act shall take precedence over any conflicting law to the extent of such conflict; approving the manner of giving Notice of Intention to apply for this legislation; and providing that this Act shall take effect immediately upon its becoming a law.

Proof of publication attached.

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

And Senate Bill No. 300, 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,
May 6, 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 Senators Boyle, Pearce, Shivers, Ray, Baker, Beall, Shands, Sheldon, Beacham, Smith, Moore, Sturgis, Johns, Alford, Lindler, Tucker, King, Baynard, Franklin and Gautier—

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

Also—

By Senator Leaird—

S. B. No. 404—A bill to be entitled An Act establishing a Criminal Court of Record in Broward County, Florida, and providing for the officers thereof.

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

And Senate Bills Nos. 142 and 404, contained in the above Message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 6, 1949.

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

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

By Mr. Peeples of Glades—

H. B. No. 41—A bill to be entitled An Act for the relief of Walter Greer for personal injuries received while employed as a truck driver by the State Road Department of the State of Florida and providing for the payment by the State Road Department of compensation for such personal injuries to Walter Greer.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 41, contained in the above Message, was read the first time by title only and referred to the Committee on Pensions and Claims.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 6, 1949.

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

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

By Mr. Carlton of Duval—

H. B. No. 468—A bill to be entitled An Act amending Section 1 of Chapter 24104, Laws of Florida, Acts of 1947 (the same being Section 461.04, 1947 Cumulative Supplement, Florida Statutes, 1941); providing that such chapter shall not apply to licensed physicians and surgeons; and amending additional Section (7) Chapter 24104, Laws of Florida, Acts of 1947, (the same being Section 461.19, 1947 Cumulative Supplement, Florida Statutes, 1941), relating to unauthorized peddling of remedies, and other matters in connection therewith.

Also—

By Mr. Carlton of Duval—

H. B. No. 470—A bill to be entitled An Act amending Section 461.03, Florida Statutes, 1941, providing requisites for examination of chiropractors, minimum passing grades, etc.; amending Section 461.05, Florida Statutes, 1941, providing for a Board of Chiropody Examiners; amending Section 461.08, Florida Statutes, 1941, providing for revocation of license; and other matters in connection therewith.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bills Nos. 468 and 470, contained in the above Message, were read the first time by titles only and referred to the Committee on Public Health.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 6, 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 refused to recede from House Amendments to—

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 amendments read as follows:

Amendment No. 1—

Strike out all of Section 5 and insert the following in lieu thereof:

SECTION 5. Authority to impound livestock running at large or strays. It shall be the duty of the sheriff or any other law enforcement officer of the County or State where livestock is found to be running at large or straying, to take up, confine and hold any such livestock to be disposed of as hereinafter provided.

Amendment No. 2—

Strike out Section 7 and renumber the remaining Sections.

Amendment No. 3—

Strike out all of Section 6 and insert the following in lieu thereof:

SECTION 6. Disposition of impounded or straying livestock. Upon the impounding of any livestock by the sheriff or his deputies, or other law enforcement officers of the County or State, the sheriff shall forthwith serve written notice upon the owner, advising such owner of the location or place where the livestock is being held and impounded, and that unless such livestock be redeemed within three days from date thereof that the same be offered for sale. In the event the owner of such livestock is unknown or cannot be found, the service upon the owner shall be obtained by once publishing a notice in a newspaper of general circulation where the livestock is impounded (Sundays and holidays excluded). If there be no such newspaper then by posting of the notice at the court house door and at two other conspicuous places within said county. Such notice shall be in substantially the following form:

"To Whom It May Concern:

You are hereby notified that the following described livestock (giving full and accurate description of same, including marks and brands) is now impounded at (giving location where livestock is impounded) by _____ (giving name and address of impounder) and the amount of damages claimed by said impounder is _____ dollars, plus fees and expenses for the feeding and care thereof and costs incurred herewith. The above described livestock will, unless redeemed within three days from date hereof, be offered for sale at public auction to the highest and best bidder for cash.

Sheriff of _____ County, Florida.

Unless the impounded livestock is redeemed within the specified time, the sheriff shall forthwith give notice of sale thereof which shall be held not less than five days nor more than ten days (excluding Sundays and holidays) from the first publication of the notice of sale. Said notice of sale shall be published in a newspaper of general circulation in the said county (excluding Sundays and holidays) and by posting a copy of such notice at the court house door. If there be no such newspaper then by posting such copy at the court house door and at two other conspicuous places in said county.

Such notice of sale shall be in substantially the following form: "(Name of owner, if known, otherwise 'To Whom It May Concern') you are hereby notified that I will offer for sale and sell at public sale to the highest and best bidder for cash the following described livestock (giving full and accurate description of each head of livestock) at _____ o'clock, _____ M. (the hour of sale to be between 11 o'clock and 2:00 o'clock P. M. Eastern Standard Time) on the _____ day of _____ at the following place _____ (which place shall be

where the livestock is impounded or at the place provided by the County Commissioners for the taking up and keeping of such livestock) to satisfy a claim in the sum of _____ dollars claimed by _____ (the name and address of the impounder), plus fees, expenses for feeding and care and costs hereof.

Sheriff of _____ County, Florida.

Amendment No. 4—

In Renumbering Section 7, line ____, of the bill, strike out lines 1 and 2 and insert the following in lieu thereof:

Fees of Sheriff or other law enforcement officer of the County or State. The fees of the Sheriff or other law enforcement officer of the County or State shall be as follows:

Amendment No. 5—

In Title, line 6, of the bill, After the word "Sheriffs" add the words "and other law enforcement officers of the County and State."

Amendment No. 6—

Strike out all of Section 3 and insert the following in lieu thereof:

Section 3—Duty of owner. No owner shall permit livestock to run at large on or stray upon the public roads of this state.

Amendment No. 7—

Strike out all of Section Four and insert in lieu thereof:

Section 4. Liability of owner. Every owner of livestock who intentionally, wilfully, carelessly or negligently suffers or permits such livestock to run at large upon or stray upon the public roads of this state shall be liable in damages for all injury and property damage sustained by any person by reason thereof.

Amendment No. 8—

Strike out Section eight being Section ____, as amended, and insert in lieu thereof:

Section ____. Fees. The fees of the sheriff or other law enforcement officer of the County or State shall be as follows:

For impounding each animal, the sum of \$2.50 and mileage as provided by law for the arrest and commitment of prisoners.

For serving notice and making return thereon, the sum of \$1.50 and mileage provided by law for executing writs in actions at law and making return upon the same.

For feed and care of impounding animals the sum of \$0.50 per day per animal.

For advertising or posting notices of sale of impounded animals, the same as provided by law for advertising property for sale under process.

For sale or other dispositions of impounded animals, the sum of \$1.00.

For report of sale of impounded animals the sum of \$0.50.

Amendment No. 9—

In Section 18, line ____, of the bill, being Section ____, as amended, strike out all of said section and insert in lieu thereof:

Section ____. All laws or parts of laws in conflict herewith are hereby repealed, provided, however, the provisions of this Act shall not apply to counties having special laws requiring the confinement and/or restraint of livestock, except insofar as this Act pertains to public roads and liability of owners of livestock for damages and injuries caused by the same.

Amendment No. 10—

In Section 15, line _____, of the bill, strike out Section 15.

Amendment No. 11—

In amended Section 5, line 3, of the bill, after the word state, insert the following in lieu thereof:
Highway Patrolmen.

Amendment No. 12—

In the title of the bill, after the word "Sheriffs" insert the following, other law enforcement officers and State Highway Patrolmen.

And respectfully requests the President of the Senate to appoint a Conference Committee composed of three members of the Senate to confer with a like Committee to be appointed by the Speaker of the House of Representatives to adjust the differences existing between the two Bodies on House Amendments to Senate Bill No. 34.

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

Senator Baynard moved that the President of the Senate appoint a Conference Committee on the part of the Senate to confer with a like committee on the part of the House of Representatives to adjust the differences between the two Bodies on House Amendments Nos. 1 to 12, both inclusive, to Senate Bill No. 34.

Which was agreed to.

The President appointed Senators Baynard, Shands and Wilson as the committee on the part of the Senate, 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,
May 6, 1949.

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

I am directed by the House of Representatives to inform the Senate that the Speaker of the House of Representatives has appointed Messrs. Lantaff, Shepperd, and Bryant as a conference committee on the part of the House to confer with a like committee on the part of the Senate to adjust the differences existing between the Senate and the House of Representatives on Senate amendment No. 2 to—

By the Committee on Governmental Reorganization—

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

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

Senator Sturgis moved that the President appoint a committee on the part of the Senate to confer with the committee appointed by the Speaker of the House of Representatives to adjust the differences between the two Bodies on Senate Amendment No. 2 to House Bill No. 167.

Which was agreed to.

The President appointed Senators Sturgis, Leaird and Pearce as the committee, and the action of the Senate was ordered certified to the House of Representatives.

Senator Baynard moved that Senate Bill No. 260 be recalled from the Committee on Miscellaneous Legislation.

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

Senator Baynard moved that Senate Bill No. 260 be indefinitely postponed.

Which was agreed to and Senate Bill No. 260 was indefinitely postponed.

UNFINISHED BUSINESS

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.

Was taken up in its order, pending roll call, having been read the third time in full, as amended, on May 3, 1949.

Upon the passage of Senate Bill No. 42, as amended, the roll was called and the vote was:

Yeas—8

Mr. President Beacham	McArthur Pearce	Sanchez Shivers	Smith Tucker
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Nays—27

Alford	Crary	King	Shands
Ayers	Davis	Leaird	Sheldon
Baker	Franklin	Lindler	Sturgis
Baynard	Gautier	Moore	Walker
Beall	Getzen	Pope	Wilson
Boyle	Johns	Ray	Wright
Collins	Johnston	Rodgers	

So Senate Bill No. 43, as amended, failed to pass.

Senator Sturgis moved that the rules be waived and Senate Bill No. 84 be made a Special and Continuing Order of Business for consideration by the Senate when the Order of the Day is reached on Monday, May 9, 1949.

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

SENATE BILLS ON THIRD READING

S. B. No. 71—A bill to be entitled An Act relating to the recording of proofs of publication in actions at law and suits in equity in the several courts of the State of Florida.

Was taken up in its order and read the third time in full.

Upon the passage of Senate Bill No. 71 the roll was called and the vote was:

Yeas—7

Beacham	Clarke	Leaird	Tucker
Beall	Franklin	Sheldon	

Nays—29

Mr. President	Davis	Moore	Smith
Alford	Gautier	Pearce	Sturgis
Ayers	Johns	Pope	Walker
Baker	Johnston	Ray	Wilson
Baynard	King	Rodgers	Wright
Boyle	Lindler	Sanchez	
Collins	Mathews	Shands	
Crary	McArthur	Shivers	

So Senate Bill No. 71 failed to pass.

SENATE BILLS ON SECOND READING

Senate Bills Nos. 23 and 102 were taken up in their order and the consideration thereof was informally passed.

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

Was taken up in its order.

Senator Beacham moved that the rules be waived and Senate Bill No. 202 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 202 was read the second time by title only.

Senator Beacham offered the following amendment to Senate Bill No. 202:

In Section 1, line 3, (typewritten bill) insert after the word "districts", the following: "where drainage taxes are assessed on the county tax roll by the County Assessor" * * * *

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier offered the following amendment to Senate Bill No. 202:

In Section 4, line 2, (typewritten bill) strike out the period, and insert in lieu thereof the following: A semi-colon, and add the following words: "provided, however, the provisions of this Act shall not apply, repeal or affect any local law or general law of local application heretofore passed, fixing and establishing the compensation of County Tax Assessors or Tax Collectors."

Senator Gautier moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier also offered the following amendment to Senate Bill No. 202:

In Title, last line, (typewritten bill) strike out the punctuation: period, and insert in lieu thereof the following: a semi-colon and add the following words thereafter: "providing certain exceptions for the application of this Act."

Senator Gautier moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham moved that the rules be further waived and Senate Bill No. 202, 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. 202, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 202, as amended, the roll was called and the vote was:

Yeas—35

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

Nays—None

So Senate Bill No. 202, passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 135—A bill to be entitled An Act amending Section 66.06 Florida Statutes, 1941, relating to the appointment, removal, powers, duties, compensation and reports of Commissioners appointed in partition proceedings.

Was taken up in its order.

Senator Leaird moved that the rules be waived and Senate Bill No. 135 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 135 was read the second time by title only.

Senator Leaird offered the following amendment to Senate Bill No. 135:

In Section 2, line 9 (typewritten bill), after the word "sum" insert: "not to exceed twenty-five dollars per day".

Senator Leaird moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Leaird moved that the rules be further waived and Senate Bill No. 135, 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. 135, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 135, as amended, the roll was called and the vote was:

Yeas—34

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

Nays—None

So Senate Bill No. 135 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 399; out of its order, at this time.

Which was agreed to.

H. B. No. 399—A bill to be entitled An Act relating to judicial notice of the laws of other jurisdictions and for proof thereof.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 399 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 399 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 399 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. 399 was read the third time in full.

Upon the passage of House Bill No. 399 the roll was called and the vote was:

Yeas—32

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

Nays—None

So House Bill No. 399 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Beacham withdrew Senate Bill No. 200.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 394, out of its order, at this time.

Which was agreed to.

H. B. No. 394—A bill to be entitled An Act relating to business records as evidence.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 394 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 394 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 394 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. 394 was read the third time in full.

Upon the passage of House Bill No. 394 the roll was called and the vote was:

Yeas—25

Mr. President	Clarke	Mathews	Sturgis
Alford	Collins	McArthur	Walker
Ayers	Crary	Moore	Wilson
Baker	Franklin	Pearce	Wright
Beacham	Johnston	Ray	
Beall	King	Sheldon	
Boyle	Leaird	Shivers	

Nays—8

Baynard	Gautier	Lindler	Rodgers
Davis	Johns	Pope	Tucker

So House Bill No. 394 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Beacham withdrew Senate Bill No. 201.

Senator Sturgis asked unanimous consent of the Senate to take up and consider House Bill No. 441, out of its order, at this time.

Which was agreed to.

H. B. No. 441—A bill to be entitled An Act to amend Section 85.16 and Section 86.08, Florida Statutes 1941, relating to liens for care and maintenance of animals, and providing for the enforcement of such liens.

Was taken up.

Senator Sturgis moved that the rules be waived and House Bill No. 441 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 441 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and House Bill No. 441 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. 441 was read the third time in full.

Upon the passage of House Bill No. 441 the roll was called and the vote was:

Yeas—37

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

Nays—None

So House Bill No. 441 passed, title as stated, and the action

of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Sturgis withdrew Senate Bill No. 208.

Senator McArthur moved that the rules be waived and the hour of adjournment be extended until final disposition is made of Senate Bill No. 206.

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

S. B. No. 206—A bill to be entitled An Act to amend Section III 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.

Was taken up in its order.

Senator Sturgis moved that the rules be waived and Senate Bill No. 206 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 206 was read the second time by title only.

Senator Johnston offered the following amendment to Senate Bill No. 206:

Strike out all of Section 1 and insert the following in lieu thereof:

Section 1. Section 3, Chapter 10175, Laws of Florida, Acts of 1925 (same being Section 39.03, Florida Statutes, 1941), is amended to read:

39.03 Graduates of law schools.—Any graduate of a law school chartered by and conducted within this state, or the law department of any chartered university of this state maintaining the course of study approved by the supreme court, shall be entitled to a certificate from said board entitling him or her to practice, without further examination as to legal attainments (provided such applicant received at least three academic years of his or her legal education while in residence at one or more of the Florida law schools or universities) and shall produce to said board his or her diploma from such law school or university, with satisfactory evidence of good moral character, and that he or she is over the age of twenty-one years.

Attorneys at law in good standing of other states may appear in particular cases in the courts of this State, when under the rules of comity of such states, attorneys from Florida are similarly permitted to appear; but attorneys of other states shall not do a local or general practice in this state without obtaining a certificate upon examination as required of applicants of this state.

Senator Johnston moved the adoption of the amendment.

A roll call was demanded.

Upon the adoption of the amendment offered by Senator Johnston to Senate Bill No. 206, the roll was called and the vote was:

Yeas—8

Ayers Johns Johnston King Pope Sheldon Tucker Walker

Nays—29

Mr. President Alford Baker Baynard Beacham Beall Boyle Clarke Collins Crary Davis Franklin Gautier Getzen Leaird Lindler Mathews McArthur Moore Pearce Ray Rodgers Sanchez Shands Shivers Smith Sturgis Wilson Wright

So the amendment failed of adoption.

Senators Johnston and Johns offered the following amendment to Senate Bill No. 206:

Strike out all of Section 2 and insert the following:

Section 2. Any graduate of a law school chartered by and conducted within this State, or the law department of any chartered University of this State maintaining the course of study approved of or by the Supreme Court, shall be entitled to a certificate from said Board entitling him or her to practice, without further examination as to legal attainments; provided, such applicant shall produce to said Board his or her diploma from such law school or University with satisfactory evidence of good moral character, and that he or she is over the age of twenty-one years, provided, however, this section shall apply only to war veterans of any war in which the United States has been engaged.

Senator Johnston moved the adoption of the amendment.

A roll call was demanded.

Upon the adoption of the amendment offered by Senators Johnston and Johns to Senate Bill No. 206, the roll was called and the vote was:

Yeas—6

Ayers Johns Johnston Sheldon Tucker Walker

Nays—30

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

So the amendment failed of adoption.

Senator Tucker moved that the Senate do now adjourn.

Which was not agreed to.

Senator Wright offered the following amendment to Senate Bill No. 206:

In Section 2, line one, (typewritten bill) strike out the words May 1st, 1952 and insert in lieu thereof the following: Dec. 30th 1953.

Senator Wright moved the adoption of the amendment.

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

Senator Collins moved that the rules be waived and the Senate then reconsider the vote by which the foregoing amendment offered by Senator Wright to Senate Bill No. 206 failed of adoption.

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which the amendment offered by Senator Wright to Senate Bill No. 206 failed of adoption.

The question recurred on the adoption of the amendment offered by Senator Wright to Senate Bill No. 206.

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

Senator Sturgis moved that the rules be further waived and Senate Bill No. 206 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. 206 was read the third time in full.

Upon the passage of Senate Bill No. 206 the roll was called and the vote was:

Yeas—27

Mr. President	Clarke	Leaird	Sanchez
Alford	Collins	Lindler	Shivers
Baker	Crary	Mathews	Smith
Baynard	Davis	McArthur	Sturgis
Beacham	Franklin	Pearce	Wilson
Beall	Gautier	Ray	Wright
Boyle	Getzen	Rodgers	

Nays—9

Ayers	King	Sheldon
Johns	Pope	Tucker
Johnston	Shands	Walker

So Senate Bill No. 206 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator McArthur moved that the rules be waived and when the Senate adjourns it adjourn to reconvene at 11:00 o'clock A. M., Monday, May 9, 1949.

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

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:20 o'clock P. M., until 11:00 o'clock A. M., Monday, May 9, 1949.