

EXTRAORDINARY SESSION

JOURNAL OF THE SENATE

Tuesday, September 13, 1949

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Monday, September 12, 1949.

The President in the Chair.

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

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

—37.

A quorum present.

Senator Moore was excused from attendance upon the Session today.

Prayer was offered by the Senate Chaplain, Reverend D. L. Welch.

The reading of the Journal was dispensed with.

The Senate Daily Journal of Monday, September 12, 1949, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

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

Senate Bill No. 17-X(49):

A bill to be entitled An Act to define certain additional privileges, and to levy and provide for the collection of privilege taxes upon sales of personal property, upon admissions and upon rentals of real and personal property; providing for certain exemptions; to define certain words and terms used in this Act; to provide for the creation and enforcement of liens upon real and personal property of persons liable for the payment of such taxes to authorize the promulgation of rules and regulations for the administration and enforcement of this Act; to appropriate monies derived from such taxes and to direct the payment of such monies derived from such taxes to the General Revenue Fund of the State of Florida, to the cost of administration and enforcement of this Act and to provide for impounding any surplus revenue; to provide for the operation of this Act in the event certain provisions herein shall be held invalid; providing for an effective date; to provide penalties for the violation of this Act; and repealing Sections 204.03 and 204.04, Florida Statutes, 1941, and conflicting laws.

—and the Committee reports same without recommendation.

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 Bill:

Senate Bill No. 16-X(49):

A bill to be entitled An Act relating to certain coin operated machines; providing license taxes thereon; providing for affixing of decal stamps thereon; placing supervision of Act under Comptroller; providing for special inspectors and their compensation; making an appropriation; providing for disposition of license taxes collected; providing for confiscation of illegally operated machines.

—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 Bill:

Senate Bill No. 19-X(49):

A bill to be entitled An Act relating to taxation, levying and imposing an additional tax on gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller of the State of Florida; providing that the gasoline inspection laws of the State of Florida shall apply to this Act; prohibiting the levy and collection by municipalities and other political subdivisions of gasoline taxes; providing for the purposes of such tax and appropriating the same for the construction and maintenance of public highways and rights of way therefor designated State roads in the several counties, acquiring rights of way for such roads or payment of bonded indebtedness incurred for road and bridge purposes; prescribing the duties of the several boards of County Commissioners or other county board having similar powers over roads and bridges and the State Road Department; and allocating said taxes for public highway use in the several counties; providing for the enforcement of this Act and penalties for violation thereof. Repealing all laws in conflict with this Act and particularly Chapter 25266, Laws of Florida, Acts of 1949, and providing for impounding of the proceeds of the tax imposed in this Act in the event of invalidity of certain sections of this Act; providing that this Act shall become effective October 1, 1949.

—and the Committee reports same without recommendation.

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 bill:

Senate Bill No. 18-X(49):

A bill to be entitled An Act amending Chapter 22645, Laws of Florida, Acts of 1945, as amended by Chapter 24363, Laws of Florida, Acts of 1947, also known as Chapter 210, 1947, Cumulative Supplement, Florida Statutes, 1941, and being An Act relating to taxation, levying and imposing a State tax on cigarettes; authorizing the levy of a municipal tax on cigarettes and prohibiting any other municipal tax thereon; granting a credit or reduction on State tax to extent of municipal tax paid; defining cigarettes; requiring all cigarette dealers as herein defined to obtain a cigarette permit; providing for the report of sale or other disposition of cigarettes, and the collection and payment of cigarette taxes; providing for the deposit, appropriation and disposition of the proceeds derived from such taxes including distribution

of a portion thereof to municipalities and tuberculosis hospitals; requiring municipalities to make financial reports; prescribing the duties and powers of the director of the State Beverage Department including the power to promulgate rules and regulations having force and effect of law; prescribing duties and powers of other officers and employees under this Act and providing for payment of their salaries and other expenses of the administration of this Act; providing for bonds by agents and dealers; providing for affixing of stamps as evidence of payment of said tax; providing for the exemptions from payment of said tax; providing that the presumption shall be that cigarettes possessed without stamps affixed are kept in violation of the provision of this Act; imposing an occupational tax on cigarette vending machines; providing for records to be kept and reports to be made by persons possessing, selling, or transporting cigarettes; requiring municipalities to reduce ad valorem operating tax millage and providing formula therefor; providing for the enforcement of this Act and the rules and regulations promulgated by the director and penalties for violation thereof.

—and the Committee reports same without recommendation.

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 Bill:

Senate Bill No. 20-X(49):

A bill to be entitled An Act designating and declaring all public roads and bridges now in existence, or which will be hereafter constructed or built, by the several counties of the State of Florida to be general public projects and undertakings and as State roads for the purpose of receiving and participating in the benefits of the Act passed at this session of the legislature, imposing an additional tax on gasoline or other like products of petroleum and designated "Secondary Roads Assistance Act of 1949."

—and the Committee reports same without recommendation.

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

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

Senate Joint Resolution No. 26-X(49):

A joint resolution proposing to amend Article IX of the Constitution of the State of Florida relating to taxation and finance.

—and recommends that it do pass.

And the Joint Resolution 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 Bill:

Senate Bill No. 30-X(49):

A bill to be entitled An Act imposing an additional tax upon malt beverages.

—and recommends that it do not pass.

And the Bill contained in the preceding report was referred to the Committee on Temperance, under the original joint reference.

Senator Beall, Chairman of the Committee on Temperance, reported that the Committee had carefully considered the following Bill:

Senate Bill No. 30-X(49):

A bill to be entitled An Act imposing an additional tax upon malt beverages.

—and recommends that it do not pass.

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

ENROLLING REPORT

September 12, 1949.

Your Enrolling Clerk, to whom was referred—

H. B. No. 47-X('49)

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

Very respectfully,

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

Senator Franklin moved that a committee be appointed to escort Honorable Spencer Burress of Tallahassee, President of the Rotary Club of Tallahassee, and delegate to the 1949 Convention of Rotary International in New York, to the rostrum of the Senate.

Which was agreed to.

The President appointed Senators Franklin, Collins and Alford as the committee and Mr. Burress was duly escorted to the rostrum.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Pursuant to Substitute for Senate Resolution No. 1-X(49) the President submitted the question to the Senate of whether or not the following bill should be introduced for consideration by the Senate notwithstanding it not being within the legislative business for which this extraordinary session was convened:

By Senator Beall—

Senate Bill No. 36-X(49):

A bill to be entitled An Act to amend Section Two of Chapter 24,500 Laws of Florida, Special Acts of 1947, by increasing the power and authority of the Board of County Commissioners of Escambia County, Florida, to borrow money and issue negotiable revenue bonds or certificates in not to exceed the aggregate principal amount of \$10,000,000.00.

It was agreed by a two-thirds vote of the Senate that Senate Bill No. 36-X(49), title as aforesaid, should be introduced for consideration by the Senate and it was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 36-X(49) when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 36-X(49) be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 36-X(49) was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 36-X(49) be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 36-X(49) was read the third time in full.

Upon the passage of Senate Bill No. 36-X(49) the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 36-X(49) passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Pursuant to Substitute for Senate Resolution No. 1-X(49) the President submitted the question to the Senate of whether or not the following bill should be introduced for consideration by the Senate notwithstanding it not being within the legislative business for which this extraordinary session was convened:

By Senator Tucker—

Senate Bill No. 37-X(49):

A bill to be entitled An Act amending Section 1 of Chapter 25339, Laws of Florida, Acts of 1949, the same being entitled:

"An Act providing for the disposition of all funds that are now or may hereafter be due Wakulla County, Florida, from race track funds under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, and any acts amendatory thereof or supplemental thereto, or any other race track acts."

It was agreed by a two-thirds vote of the Senate that Senate Bill No. 37-X(49), title as aforesaid, should be introduced for consideration by the Senate and it was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 37-X(49) 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 Tucker moved that the rules be waived and Senate Bill No. 37-X(49) be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 37-X(49) was read the second time by title only.

Senator Tucker moved that the rules be further waived and Senate Bill No. 37-X(49) 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. 37-X(49) was read the third time in full.

Upon the passage of Senate Bill No. 37-X(49) the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 37-X(49) passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Pursuant to Substitute for Senate Resolution No. 1-X(49) the President submitted the question to the Senate of whether or not the following bill should be introduced for consideration by the Senate notwithstanding it not being within the legislative business for which this extraordinary session was convened:

By Senator Tucker—

Senate Bill No. 38-X(49):

A bill to be entitled An Act relating to elections to prohibit candidates for public office in all counties of the State of Florida having a population of not less than five thousand

and not more than five thousand and sixty, according to the last State Census, who have qualified to run in the Democratic Primary Elections, and who were not the nominees duly elected in such primary, to become a candidate in the General Elections during any year.

It was agreed by a two-thirds vote of the Senate that Senate Bill No. 38-X(49), title as aforesaid, should be introduced for consideration by the Senate and it was read the first time by title only.

Senator Tucker moved that the rules be waived and Senate Bill No. 38-X(49) be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 38-X(49) was read the second time by title only.

Senator Tucker moved that the rules be further waived and Senate Bill No. 38-X(49) 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. 38-X(49) was read the third time in full.

Upon the passage of Senate Bill No. 38-X(49) the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 38-X(49) passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Pursuant to Substitute for Senate Resolution No. 1-X(49) the Senate determined that the following bill was within the legislative business for which this extraordinary session of the Legislature was convened:

By Senator Tucker—

Senate Bill No. 39-X(49):

A bill to be entitled An Act amending Section 199.11, Florida Statutes, 1941, as amended, relating to the levy and assessment of a tax on all intangible personal property, by providing for an increase in the rates of such tax.

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

Pursuant to Substitute for Senate Resolution No. 1-X(49) the Senate determined that the following bill was within the legislative business for which this extraordinary session of the Legislature was convened:

By Senator Sheldon—

Senate Bill No. 40-X(49):

A bill to be entitled An Act requiring all producers of phosphate to secure a license, and imposing a license tax on such producers of phosphate; providing for a severance tax on the mining or producing of phosphate; providing for the administration of this Act and for the creation and enforcement of a lien for the payment of such tax; providing penalties for the violation of this Act; and making an appropriation for the purpose of carrying out the terms of this Act.

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

Pursuant to Substitute for Senate Resolution No. 1-X(49) the President submitted the question to the Senate of whether or not the following bill should be introduced for considera-

tion by the Senate notwithstanding it not being within the legislative business for which this extraordinary session was convened:

By Senator Beall—

Senate Bill No. 41-X(49):

A bill to be entitled An Act to repeal Chapter 23267, Laws of Florida Special Acts of 1945, being "An Act to forbid the conduct in Escambia County, Florida, of traveling shows, expositions or amusement enterprises, as defined in Section 205.31, Florida Statutes, 1941, within a specified time before the holding of any agricultural public fair or exposition in said county and for other purposes".

It was agreed by a two-thirds vote of the Senate that Senate Bill No. 41-X(49), title as aforesaid, should be introduced for consideration by the Senate and it was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 41-X(49) when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 41-X(49) be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 41-X(49) was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 41-X(49) 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. 41-X(49) was read the third time in full.

Upon the passage of Senate Bill No. 41-X(49) the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 41-X(49) passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Pursuant to Substitute for Senate Resolution No. 1-X(49) the President submitted the question to the Senate of whether or not the following bill should be introduced for consideration by the Senate notwithstanding it not being within the legislative business for which this extraordinary session was convened:

By Senator Beacham—

Senate Bill No. 42-X(49):

A bill to be entitled An Act adding a new and additional section to Chapter 73, Florida Statutes, relating to eminent domain proceedings and providing that the court shall have jurisdiction and control over taxes and tax proceedings as to lands involved in eminent domain proceedings and that such tax proceedings may be stayed by the court pending the determination of the eminent domain proceeding.

It was agreed by a two-thirds vote of the Senate that Senate Bill No. 42-X(49), title as aforesaid, should be introduced for consideration by the Senate and it was read the first time by title only, and referred to the Committee on Judiciary "A".

Senator Mathews moved that a committee be appointed to escort Mrs. Fuller Warren, First Lady of the State of Florida, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators Mathews, Ray and Shands as the committee and Mrs. Warren was duly escorted to the rostrum.

ORDER OF THE DAY

Senate Bill No. 31-X(49) was taken up in its order and the consideration thereof was informally passed.

SENATE BILLS ON SECOND READING

S. B. No. 17-X(49)—A bill to be entitled An Act to define certain additional privileges, and to levy and provide for the collection of privilege taxes upon sales of personal property, upon admissions and upon rentals of real and personal property; providing for certain exemptions; to define certain words and terms used in this Act; to provide for the creation and enforcement of liens upon real and personal property of persons liable for the payment of such taxes to authorize the promulgation of rules and regulations for the administration and enforcement of this Act; to appropriate monies derived from such taxes and to direct the payment of such monies derived from such taxes to the General Revenue Fund of the State of Florida, to the cost of administration and enforcement of this Act and to provide for impounding any surplus revenue; to provide for the operation of this Act in the event certain provisions herein shall be held invalid; providing for an effective date; to provide penalties for the violation of this Act; and repealing Sections 204.03 and 204.04, Florida Statutes, 1941, and conflicting laws.

Was taken up in its order.

Senator Ray moved that the rules be waived and Senate Bill No. 17-X(49) be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 17-X(49) was read the second time by title only.

Senator Shands offered the following amendment to Senate Bill No. 17-X(49):

In Section 3, paragraph (c), page 10, line 3 (mimeographed bill) after the word "comptroller" remove the semi-colon and substitute therefor a period, and delete the balance of the paragraph which reads as follows: "nor shall the tax levied by this section apply to, be imposed upon or collected from any guest of any hotel, apartment house or rooming house, as hereinbefore defined when the rental charged is two dollars (\$2.00) or less, per day per room."

Senator Ray moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands offered the following amendment to Senate Bill No. 17-X(49):

In Section 2, Subsection L (mimeographed bill), strike out the period and insert in lieu thereof the following: "nor pari-mutuel tickets sold or issued under the racing laws of the State of Florida".

Senator Ray moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands also offered the following amendment to Senate Bill No. 17-X(49):

In Section 4, page 11, line 21 (mimeographed bill), strike out the 'period', insert a 'comma' and add the following: "Provided also that the tax provided for by this Section shall not be imposed or collected on admissions to any football game played in the State of Florida prior to the 3rd day of January A. D. 1950, in which one of the teams participating in such

football game represents a recognized university, college, preparatory or high school."

Senator Ray moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands also offered the following amendment to Senate Bill No. 17-X(49):

In Section 4, page 13, line 14 (mimeographed bill) strike out the word "sales" and insert in lieu thereof the following: "taxable admissions."

Senator Ray moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ray offered the following amendment to Senate Bill No. 17-X(49):

In Section 8, page 23, line 22 (mimeographed bill), after the words: "motor vehicles" insert the following: a 'comma' and thereafter "motor propelled agricultural equipment."

Senator Ray moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ray also offered the following amendment to Senate Bill No. 17-X(49):

In Section 8, page 24, line 11 (mimeographed bill), after the comma following the words "petroleum gases" insert the following: "nets and ships used directly in and by licensed commercial fisheries."

Senator Ray moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Wilson offered the following amendment to Senate Bill No. 17-X(49):

Insert the following language "(which term 'clothing' shall include shoes)", between the words "clothing" and "selling" in the third paragraph of Section 8, the same being in line 13 on page 23.

Senator Wilson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sanchez offered the following amendment to Senate Bill No. 17-X(49):

In Section 8, page 24, at end of line 18, insert the word "farming".

Senator Sanchez moved the adoption of the amendment.

A roll call was demanded.

Upon the adoption of the amendment offered by Senator Sanchez to Senate Bill No. 17-X(49) the roll was called and the vote was:

Yeas—19.

Alford	Boyle	Johns	Sheldon
Ayers	Carroll	Johnston	Shivers
Baynard	Clarke	Lindler	Tucker
Beacham	Davis	Pope	Wilson
Beall	Getzen	Sanchez	

Nays—17.

Mr. President	Gautier	Pearce	Sturgis
Baker	King	Ray	Walker
Collins	Leaird	Rodgers	
Crary	Mathews	Shands	
Franklin	McArthur	Smith	

Which was agreed to and the amendment was adopted.

Senator Ray moved that the rules be further waived and Senate Bill No. 17-X(49), 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. 17-X(49), as amended, was read the third time in full.

Senator Ray, President Pro Tempore, now presiding.

Upon the passage of Senate Bill No. 17-X(49), as amended, the roll was called and the vote was:

Yeas—16.

Mr. President	Collins	Leaird	Rodgers
Baker	Crary	Mathews	Sanchez
Boyle	Gautier	Pearce	Shands
Carroll	Getzen	Ray	Smith

Nays—21.

Alford	Davis	McArthur	Walker
Ayers	Franklin	Pope	Wilson
Baynard	Johns	Sheldon	Wright
Beacham	Johnston	Shivers	
Beall	King	Sturgis	
Clarke	Lindler	Tucker	

So Senate Bill No. 17-X(49), as amended, failed to pass.

The following explanations of vote on Senate Bill No. 17-X(49) were filed with the Secretary of the Senate:

I recognize the responsibility of the Legislature to provide funds to meet the needs of government. However, with possible economies I believe that a tighter bill providing a lower tax rate would be preferable.

Harry E. King
7th Dist.

While I fully recognize the need for additional taxes for the progressive growth of our state, I am opposed to this bill because of the following reasons:

1. I feel that the proper consideration has not been given to the appropriation bill of 1949. That we are providing revenue far in excess of the necessities of our state.

2. The bill as it stands is vicious and unenforceable.

Joseph E. Johnston, Jr.
9th District

Senate Bill No. 16-X(49):

A bill to be entitled An Act relating to certain coin operated machines; providing license taxes thereon; providing for affixing of decal stamps thereon; placing supervision of Act under Comptroller; providing for special inspectors and their compensation; making an appropriation; providing for disposition of license taxes collected; providing for confiscation of illegally operated machines.

Was taken up in its order.

Senator Walker moved that the rules be waived and Senate Bill No. 16-X(49) be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 16-X(49) was read the second time by title only.

Senator Beall offered the following amendment to Senate Bill No. 16-X(49):

In Section 2, line 10, (typewritten bill) following the 'period', add the following:

It is expressly provided that the provisions and terms hereof shall in no manner be construed nor interpreted to include or to levy the tax herein provided for on pool or billiard tables, whether coin operated or not.

Senator Walker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Walker moved that the rules be further waived and Senate Bill No. 16-X(49), 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. 16-X(49), as amended, was read the third time in full.

Pending roll call on the passage of Senate Bill No. 16-X(49), as amended, Senator Baynard moved that the further consideration thereof be informally passed.

Which was agreed to and it was so ordered.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:10 o'clock P. M., until 11:00 o'clock A. M., Wednesday, September 14, 1949.