

Lands, and for the protection of Occupancy Claimants of said Lands.

Was read the second time and ordered to be engrossed.

The Committee on Judiciary made the following report :

SENATE CHAMBER, Tallahassee, Fla., Jan. 9, 1883.

HON. L. W. BETHEL,

*President of the Senate :*

SIR—Your Committee on Judiciary, to whom was referred—Senate bill No. 23; to be entitled an act to prevent slander and defamation,

Beg leave to report that they have examined the same and recommend that the accompanying bill be adopted and passed as a substitute therefor.

S. R. MALLORY, Chairman.

Which was read.

Mr. Mallory moved the adoption of the report.

The motion prevailed.

Mr. Pope offered the following amendment :

Amend by striking out all the words between "chastity" and "shall ;"

Which was adopted.

The bill was ordered to be engrossed.

Senate bill No. 39 :

To be entitled an act to incorporate the Citizens' Bank of Pensacola.

Committee report the bill do pass.

The bill was read the second time.

The report was adopted and bill ordered to be engrossed.

Senate bill No. 21 :

To be entitled an act to incorporate an institution of learning at Key West, Monroe county, Florida.

The bill was read the second time.

Committee report that the bill do pass.

Report of Committee adopted.

The bill was ordered to be engrossed.

Concurrent resolution from the Assembly for the appointment of a joint Committee to examine McClellan's Digest and report whether the same is a correct Digest of the statutes of this State ;

Was read and adopted.

The following committee was appointed :

Messrs. Mallory, Pope and McKinne.

On motion, the Senate went into executive session.

Upon the doors being opened, Mr. Crill moved that a committee of six be appointed to visit the Lunatic Asylum ;

Which was agreed to.

Mr. Bryson was excused for three days.

The President appointed on the committee to visit the Asylum, Messrs. Crill, Mann, Sheppard, Dell, McKinne, Baker, Mountien and Hendricks.

Mr. Speer moved that the Senate adjourn until 10 o'clock tomorrow ;

Which was agreed to.

CONFIRMATIONS.

J. A. Fortner, to be County Judge of the county of Polk.  
J. D. Tillis, to be Collector of Revenue for the county of Polk.

W. H. Johnson, to be Assessor of Taxes for the county of Polk.

—o—  
WEDNESDAY, January 10, 1883.

The Senate met pursuant to adjournment.

The President in the Chair.

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

Messrs. Allen, Baker, Chandler, Cole, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hendricks, Landrum, Lesley, Mann, Mountien, McClellan, McKinne, Polhill, Pope, Powers, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—28.

A quorum present.

Prayer by the Chaplain.

The journal was read, corrected and approved.

INTRODUCTION OF RESOLUTIONS.

The following resolution was offered by Mr. Powers :  
Resolution to appoint a Committee to visit Convict Camp and make report, recommendations, etc.

*Resolved by the Senate,* That a committee of five from this body be appointed to visit the convict camp and report the condition, management and treatment of the prisoners, and report what legislation, if any, is necessary for the treatment, government, management and discipline of the convicts.

Which was read.

Mr. Powers moved the adoption of the resolution ;

Which was agreed to and Messrs. Powers, Bryson, Hankins, Pope and Chandler appointed said committee.

## INTRODUCTION OF BILLS.

The following bills were introduced:

By Mr. Baker:

Senate bill No. 51:

To be entitled an act to incorporate a deaf and dumb asylum of the State of Florida,

Was read the first time and referred to the Committee on Education.

By Mr. Hendricks:

Senate bill No. 52:

To be entitled an act to amend and re-enact Section 32, Chapter 39, of McClellan's Digest,

Was read the first time and referred to the Judiciary Committee.

## RESOLUTION.

Mr. Speer offered the following resolution:

*Resolved*, That the Governor be and is hereby requested to inform the Senate how many miles of road have been reported to the Trustees of the Internal Improvement Fund as constructed or put in operation by companies or the successors thereof, in favor of which grants of "swamp land" were made by the Legislature of 1879 or that of 1881, including both grants made by special act of the Legislature and those made by the Trustees of the Internal Improvement Fund, under Chapter 3166, of the Laws of Florida, approved March 12, 1879, amending Section 26 of the general laws for the incorporation of railroads and canals, and also to give the names of any companies in whose favor any grant or withdrawal of lands has been made, and which have not reported any road as constructed, and the quantity of land so withdrawn in favor of any such last named company;

Which was read and adopted.

The President appointed on Committee to Investigate Disston Land Sale Messrs. Mann and Cole.

## REPORTS OF STANDING COMMITTEES.

The Committee on Constitutional Amendments made the following majority report:

SENATE CHAMBER, Tallahassee, January 10, 1883.

HON. L. W. BETHEL,

*President of the Senate:*

SIR—The Committee on Constitutional Amendments have had under consideration Senate bill No. 19, and a majority of the Committee recommend its passage with the following amendments:

1. Strike out all of section 4;

2. In section 1 printed bill, third line, after the word "to" insert "frame or", so as to read "frame or revise;"

3. In the title of the bill strike out "and the compensation of its delegates and officers!"

Respectfully,

J. H. MCKINNE,  
T. F. SWEARINGEN,  
GEO. C. POWERS,  
JNO. T. LESLEY,  
WM. H. SHARPE.

The following minority report was made:

SENATE CHAMBER, Tallahassee, January 10, 1883.

HON. L. W. BETHEL,

*President of the Senate:*

SIR—Your Committee on Constitutional Amendments have had under consideration Senate bill No. 19, and a minority of the Committee recommend that it do not pass.

Very respectfully,

E. S. CRILL,  
J. C. GREELEY.

Mr. Speer moved that the minority report be laid on the table;

Upon the yeas and nays being taken, the vote was:

Yeas—Messrs. Cone, Cottrell, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Leslie, Mallory, Mann, Mountien, McClellan, McKinne, Pope, Powers, Sharpe, Sheppard, Speer and Swearingen—20.

Nays—Messrs. Baker, Chandler, Cole, Crill, Delano, Proctor and Roberts—7.

So the motion prevailed, and the minority report was laid upon the table.

Mr. McKinne moved the adoption of the majority report.

Mr. Chandler moved that the further consideration be indefinitely postponed;

Which was not agreed to.

Mr. Chandler moved to adjourn;

Which was not agreed to.

Mr. Mallory moved the adoption of the majority report;

Which was agreed to.

The Chairman of the Committee on Commerce and Navigation made the following report:

SENATE CHAMBER, Tallahassee, Fla., January 10, 1883.

HON. L. W. BETHEL,

*President of the Senate:*

SIR—Your Committee on Commerce and Navigation, to whom was referred—

Senate bill No. 43, to be entitled an act declaring the Bay and Crystal River navigable,  
 Beg leave to report that they have examined the same and recommend that it do pass.

Very respectfully,  
 S. R. MALLORY, Chairman.

Which was read and adopted.

SECOND READING OF BILLS.

Senate bill no 19:

To be entitled An act to provide for an election to enable the people of Florida to declare whether they will meet in convention to revise the existing Constitution; to elect delegates thereto; to fix the time and place of such convention and the compensation of its delegates and officers, and also for a subsequent election to ratify or reject such revised Constitution,

Was read the second time.

Mr Baker offered the following amendment: In the title of the bill, after the word Constitution, add and for the relief of members of the Legislature committed to the "short-cut" theory, and for other purposes;

Which was not agreed to.

Mr. Hatcher offered the following amendment: Strike out all after the word Legislature in lines two and three to the word Convention in line four;

Which was withdrawn.

Mr. Chandler offered the following amendment: Strike out the caption and insert an act to violate Article 17, Section 2, of the Constitution of the State of Florida, and to establish a precedent for similar violations of the Constitution by party majorities on the eve of each and every great political crisis in this State;

Which was not agreed to.

Also the following:

An act to enable the people of Florida to declare whether they will meet in Convention to frame a new Constitution which shall contain no express provisions for its amendment or revision by the people, but shall leave the times and methods of such amendment or revision entirely to the caprice of party majorities of the State Legislature;

Which was not agreed to.

Also the following:

An act to enable the people of Florida, in the short space of ninety days, before the press of the State can agitate the matter, or intelligent citizens can discuss the question at the hustings, to rush pell-mell into a Constitutional Convention and

the enormous expenditures of public money incident thereto;  
 Which was not agreed to.

Also the following:

And to increase *ad infinitum* the number of such Constitutional Conventions and the consequent immense outlays of public money;

Which was not agreed to.

Mr. Mallory offered the following amendments:

In third line of Section 1, strike out the words "or revise the," and insert the word "a."

In fourth line of same section, strike out the word "of" and and insert the word "for."

Which were adopted.

Mr. Chandler offered the following amendment:

An act to undermine the reverence of the people of Florida for the sanctity of an oath, and to attract to our fertile soil and healthful climate an honest, intelligent, industrious, progressive class of immigration by making such want of reverence for the sanctity of an oath as conspicuous as possible.

Mr. Chandler withdrew the amendment.

Mr. Pope offered the following amendment and moved its adoption:

Amend Section 2 by inserting "and Senatorial District" after the word "county," in the first line of said section, and the insertion of the words "and Senate" in line 2, after the word "Assembly" in said section;

Which was agreed to.

Mr. Chandler moved a reconsideration of the vote just taken.

The yeas and nays being called for, the vote was:

Yeas—Messrs. Baker, Chandler, Cottrell, Duncan, Hatcher, Lesley, Mallory, McKinne, Polhill, Powers, Proctor, Sharpe, Sheppard, Speer and Swearingen—15.

Nays—Messrs. Allen, Cone, Crill, Delano, Dell, Fortner, Hankins, Hendricks, Landrum, Mann, Mountien, McClellan, Pope and Roberts—14.

The motion prevailed.

Mr. Chandler offered the following amendment:

Strike out all after the first word of the proposed amendment and insert the following:

The electors for each county shall elect delegates to said Convention as follows:

Santa Rosa county, 2; Walton, 2; Holmes, 1; Washington, 2; Jackson, 6; Calhoun, 1; Franklin, 1; Liberty, 1; Wakulla, 1; Gadsden, 4; Leon, 8; Jefferson, 6; Taylor, 1; Lafayette, 1; Levy, 2; Hernando, 2; Hillsborough, 2; Manatee, 1; Polk, 1; Monroe, 6; Escambia, 6; Madison, 6; Suwannee,

4, Hamilton, 2; Columbia, 4; Alachua, 8; Bradford, 2; Baker, 1; Nassau, 4; Duval, 10; Clay, 1; St. Johns, 2; Putnam, 4; Sumter, 2; Marion, 6; Volusia, 2; Orange, 4; Brevard, 1; Dade, 1.

Mr. Sharpe moved that the further consideration of this matter be postponed until 12 o'clock to-morrow.

There being no objection it was so ordered.

On motion of Mr. Mallory, the special order of the day was called up.

Being Senate bill No. 10:

Entitled an act to repeal Chapter 3247 of the Laws of Florida, entitled an act relating to landlords' lien for what and upon what it exists, approved Feb. 22, 1881.

The bill was read the second time.

Mr. Pope moved the further consideration of the bill be postponed until Friday, 11 o'clock;

Which was agreed to.

Senate bill No. 43:

Entitled an act declaring the Bay and Crystal river navigable.

Committee report favorable.

The report of the Committee was adopted.

The bill was read the second time and ordered to be engrossed.

Senate bill No. 33:

To be entitled an act for the more effectual protection of the citizens of this State against wantonness.

Committee report adversely.

The bill was read the second time and the report of the Committee was adopted.

Senate bill No. 50:

To be entitled an act for the protection of real estate owners in this State.

Committee report adversely.

The bill was read the second time.

The report of the Committee was adopted.

Senate bill No. 26:

To be entitled an act for the relief of settlers on State lands.

Committee report adversely.

The bill was read the second time.

The report of the Committee was adopted.

Senate bill No. 37:

To be entitled an act to facilitate the transportation of logs and timber by the improvement of streams not navigable, and to compensate the owners of land for the damage they may sustain by the improvement of such streams by others.

Committee report the bill do pass.

The bill was read the second time.

The report of the Committee was adopted and the bill ordered to be engrossed.

Senate Bill No. 49:

To be entitled an act to punish the breaking and entering, or entering without breaking, of a building in the day time, or entering in the night time without breaking, with intent to commit a misdemeanor.

Committee report that the bill do pass.

The report of the committee was adopted.

The bill was read a second time and ordered to be engrossed.

Senate bill No. 34:

To be entitled an act fixing the fees and per diem of certain officers;

Committee report that the bill do pass.

The bill was read second time, and on motion, was recommitted.

Senate Bill No. 32:

To be entitled an act to require Justices of the Peace to give bonds.

Committee recommends it do pass.

Mr. McClellan offered the following amendment:

Strike out \$500 and insert \$250;

Which was lost, and on motion, the bill was recommitted.

Senate bill No. 18:

To be entitled an act in relation to last wills and testaments.

Committee report adversely and recommend that it do not pass.

The bill was read the second time and ordered to be engrossed.

Substitute for Senate bill No. 28:

To be entitled an act to authorize the adoption of Lydia Wright, by Wm. B. Gaines of Santa Rosa county, and to make her his heir-at-law.

The bill was read the second time and ordered to be engrossed.

Mr. Powers called up:

Senate bill No. 33:

To be entitled an act for the more effectual protection of the citizens of this State against wantonness,

And asked that it be recommitted; which was agreed to.

By leave Mr. McKinne introduced the following bill:

Senate bill No. 53:

To be entitled an act to prohibit the sale or distribution of

intoxicating liquors on days of election, and to provide a punishment for the same.

Read first time and referred to Judiciary Committee.

The Committee on Constitutional Amendments reported favorable on the following joint resolution :

Joint resolution in reference to a Constitutional Convention :

*The People of the State of Florida, represented in Senate and Assembly, do resolve as follows, That this Legislature agrees to the necessity for a revision of the entire Constitution of the State of Florida contemplated by a joint resolution of the last Legislature, entitled a concurrent resolution relating to a call of a convention to revise the Constitution, and duly published as required by Section 2, Article 17, of said Constitution.*

Upon the adoption of the resolution the yeas and nays were called for.

The vote was :

Yeas—Messrs. Allen, Chandler, Cole, Cone, Crill, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Landrum, Mallory, Mann, Mountien, McClellan, McKinne, Pope, Powers, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—25.

Nays—Messrs. Baker, Cottrell and Lesley—3.

So the resolution was adopted.

Mr. Pope moved a reconsideration of the action of the Senate ;

Which was agreed to.

Mr. Pope moved that the resolution be put back on its second reading and be recommitted ;

Which was agreed to.

#### BILLS ON THIRD READING.

Senate bill No. 1 :

To be entitled an act to repeal an act to provide for the assessment and collection of taxes upon improvements on the public lands, and for the protection of occupancy claimants of said lands,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Allen, Baker, Chandler, Cole, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Landrum, Lesley, Mallory, Mann, Mountien, McClellan, McKinne, Pope, Powers, Proctor, Roberts, Sharpe, Sheppard, Speer and Swearingen—29.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the Assembly.

Mr. Lesley by leave offered the following resolution :

*Resolved, That the Committee on Education inquire into and ascertain the number of acres of public lands sold in this State since the first day of January, 1880, by whom sold, the amounts received therefor, what portion of the funds accruing from the sale of said lands belong to the Common School Fund, and what amount of said Fund has been paid over to said Common School Fund, and report the result of their investigation to this body at as early a day as practicable ;*

Which was adopted and referred to the Committee on Education.

On motion, the Senate went into Executive Session.

Upon the doors being opened, Mr. Speer moved that the Senate adjourn until 10 o'clock to-morrow ;

Which was agreed to.

#### CONFIRMATION.

D. W. McQuaig, to be Collector of Revenue for Brevard county.

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THURSDAY, January 11, 1883.

The Senate met pursuant to adjournment.

The President in the Chair.

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

Messrs. Allen, Baker, Chandler, Cone, Cottrell, Crill, Delano, Dell, Duncan, Fortner, Hankins, Hatcher, Hendricks, Landrum, Leslie, Mallory, Mann, Mountien, McClellan, McKinne, Polhill, Pope, Powers, Proctor, Roberts, Sharpe, Sheppard, Speer, Swearingen—29.

A quorum present.

Prayer by the Chaplain.

Mr. Allen moved to dispense with the reading of the journal, which was agreed to.

The journal was approved.

#### INTRODUCTION OF BILLS.

The following bills were introduced :

By Mr. Hendricks :

Senate bill No. 54 :

To be entitled an act to give a lien to attorneys, and for the mutual protection of attorneys and clients ;