

for the money expended in the suppression of Indian hostilities ;

Resolved, 2d, That these resolutions be enrolled and signed by the President of the Senate and Speaker of the House and a copy be sent to our Representatives in Congress ;

Mr. Kirk moved that it be adopted ;

Which was unanimously agreed to.

So the resolution was unanimously adopted.

Mr. Swearingen moved that the Senate adjourn until 9 o'clock to-morrow morning ;

Which was agreed to.

The Senate stood so adjourned.

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WEDNESDAY, FEBRUARY 20TH, 1889.

The Senate met pursuant to adjournment.

The President in the Chair.

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

Mr. President, Messrs. Bailey of 22d District, Bailey of 16th District, Brett, Bryant, Coulter, Crosby, Dismukes, Drake, Hendry, Jenkins, Kirk, King, Parkhill, Pirrong, Randell, Rogers, Rosborough, Schumacher, Stapleton, Swearingen, Tompkins, Tuten and Wilkinson—23.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

Mr. Bryant moved that Mr. Hendry be excused from further attendance at this session ;

Which was agreed to,

So Mr. Hendry was excused.

Mr. Dismukes moved that the rules be waived and that Senate Bill No. 5 :

To be entitled an act to create and establish a State Board of Health,

Be called up for consideration of an error in a House amendment ;

Which was agreed to.

So Senate Bill No. 5 was taken up.

Section 19 was read.

Mr. Dismukes offered the following resolution :

WHEREAS, The amendment to section 19 of Senate Bill No. 5, as offered by the House, disorganizes the whole section ; therefore, bet it

Resolved, That the section 19 be amended to read as follows :

SEC. 19. All expenditures of the Board of Health shall be certified by the President of the Board, and he shall make an annual report to the Governor of all such expenditures, and in a clear and concise statement, together with any special observations, recommendations or facts that he may present, that would be conducive to the health and sanitary conditions of the State, and such annual statements shall finally be submitted by the Governor to the State Legislature when in regular session convened, and shall be published like other reports of State officers, and the President of said Board shall hold for inspection properly certified vouchers for such expenditures, a copy of which shall be furnished the Comptroller, who shall not draw his warrant on the Treasurer without the proper certificates and vouchers ;

Which was read.

The resolution was withdrawn.

Mr. Rogers moved that Senate Bill No. 5 :

To be entitled an act to create and establish a State Board of Health.

Be recommitted to the Conference Committee of the Senate and House of Representatives ;

Which was agreed to.

So Senate Bill No. 5 was recommitted.

Mr. Hammond moved that the action of the Senate be certified to the House of Representatives at once ;

Which was agreed to.

It was so certified.

The President appointed Mr. Dismukes to serve on the Conference Committee, in the place of Mr. Wall, who was absent.

The following message from the Governor was received :

EXECUTIVE OFFICE,
TALLAHASSEE, Feb. 20th, 1889.

HON. PATRICK HOUSTOUN,

President of the Senate:

SIR: I have the honor to inform you I have signed the following:

An act entitled an act to fix the times for holding the Spring Terms of the Circuit Court for the Sixth Judicial Circuit of the State of Florida, and have deposited the same with the Secretary of State.

I have the honor to be, Very respectfully,

F. P. FLEMING,
Governor

Mr. Rogers moved that the message be read;

Which was agreed to.

So the message was read.

CONSIDERATION OF BILLS ON SECOND READING.

House Bill No. 13:

To be entitled an act making an appropriation for the State Board of Health,

Was read the second time.

The following resolution from the House of Representatives was read:

WHEREAS, The labors of this Legislature should be brought to a close at as early an hour as practicable, so that this Legislature may adjourn, and there being no apparent necessity for prolonging the same; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That this Legislature do adjourn *sine die* to-morrow, February 20th, 12 o'clock M.

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., Feb. 20th, 1889.

HON. PATRICK HOUSTOUN,

President of the Senate:

SIR: I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has had under consideration—

Senate Bill No. 3:

A bill to be entitled an act to provide for the appointment of Boards of Health in and for certain counties of the State of Florida, and to define their powers,

And that the House has indefinitely postponed said bill; also,

That the House concurred in the action of the Senate in re-committing

Senate Bill No. 5:

To be entitled an act to create and establish a State Board of Health,

And that Mr. Knight, of Suwannee, has been appointed in place of Mr. Baskin on said committee; also,

That the House has concurred in the Senate Resolution relative to the Indian War Claims.

Very respectfully,

W. H. REYNOLDS,

Chief Clerk of the House of Representatives.

Which was received and read.

Mr. Hammond, Chairman of the Senate Committee on the Joint Conference Committee, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., Feb. 20, 1889.

HON. PATRICK HOUSTOUN,

President of the Senate:

SIR: Your Joint Conference Committee to whom was referred—

Senate Bill No. 5, for correction of clerical error in Sec. 19, report that they have corrected such error and that the section as amended will read as follows:

Section 19. All expenditures of the Board of Health shall be certified by the President of the Board, and he shall make an annual report to the Governor of all such expenditures, and in a clear and concise statement, together with any special observations, recommendations or facts that he may present that would be conducive to the health and sanitary conditions of

the State, and such annual statements, shall finally be submitted by the Governor to the State Legislature, when in regular session convened, and shall be published like other reports of State officers, and the President of said Board shall hold for inspection, properly certified vouchers for such expenditures, a copy of which shall be furnished the Comptroller, who shall not draw his warrant on the Treasurer without the proper certificates and vouchers.

Very respectfully,

EDWARD M. HAMMOND,
R. F. ROGERS,
E. P. DISMUKES,
Committee.

Which was received and read, and the corrections of the committee concurred in.

Mr. Hammond moved that the Engrossed Bill be made to correspond with corrections made by the Conference Committee ;

Which was agreed to.

So the correction was ordered to be made in the Engrossed Bill.

Mr. Hammond moved that Senate Bill No. 5 :

To be entitled an act to create and establish a State Board of Health,

Be read the third time and put upon its passage.

Mr. Hammond withdrew the motion.

The President called Mr. Bryant to the chair.

Mr. Hammond moved that the Attorney-General of the State of Florida be invited to appear in the Senate Chamber and advise the Senate in the matter of the amendments to Senate Bill No. 5 ;

Which was agreed to.

So the Attorney-General was invited.

The President resumed the chair.

Mr. Hammond moved that Senate Bill No. 5 :

To be entitled an act to create and establish a State Board of Health,

Be read as finally amended ;

Which was agreed to.

So Senate Bill No. 5 :

To be entitled an act to create and establish a State Board of Health,

Was read second time.

Mr. Hammond moved that Senate Bill No. 5 :

To be entitled an act to create and establish a State Board of Health,

Be read the third time, as finally amended, and put upon its passage ;

Which was agreed to.

So Senate Bill No. 5 :

To be entitled an act to create and establish a State Board of Health,

Was read the third time and put upon its passage.

The vote was :

Yeas—Messrs. Bailey of 22d District, Bailey of 16th District, Bryant, Coulter, Crosby, Dismukes, Drake, Hammond, Jenkins, Parkhill, Pirrong, Randell, Rogers, Rosborough, Schumacher, Stapleton, Swearingen, Tompkins, Tuten, Wall and Wilkinson—20.

Nays—None.

So Senate Bill No. 5 :

To be entitled an act to create and establish a State Board of Health,

Was passed, title as stated.

The following message from the House of Representatives was read :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, Fla., Feb. 20, 1889. }

HON. PATRICK HOUSTON,

President of the Senate.

SIR : I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted the report of the Joint Committee of Conference, to whom was recommitted—

Senate Bill No. 5 :

A bill to be entitled an act to create and establish a State Board of Health,

And that the House has agreed to the corrections made by the committee to section 19 of said bill.

Very respectfully,
W. H. REYNOLDS,
Chief Clerk of the House of Representatives.

Mr. Bailey, of 16th District, Chairman of Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., Feb. 20, 1889.

HON. PATRICK HOUSTOUN,
President of the Senate:

SIR: Your Committee on Enrolled Bills, to whom was referred House Bill No.

An act making appropriations for the expenses of the extra session of the Legislature, which convened February 5th, 1889, Beg leave to submit the same for your signature.

Very respectfully,
J. S. BAILEY,
Chairman Committee.

Mr. Bryant moved that Senate Bill No. 5 be turned over to the Enrolling Clerk;

Which was agreed to.
So the bill was turned over to be enrolled.

The following House resolution was read:
WHEREAS, The labors of this Legislature should be brought to a close at as early an hour as practicable, so that this Legislature may adjourn, and there being no apparent necessity for prolonging the same; be it therefore,
Resolved by the the House of Representatives, the Senate concurring, That this Legislature do adjourn sine die to-morrow, February 20th, at 12 o'clock M.

Mr. Dismukes moved that the Senate do not concur in House resolution to adjourn at 12 M;
Which was agreed to.
So the Senate refused to concur.

Mr. Swearingen moved that a committee be appointed to inform the House of the reason of the Senate's non-concurrence;

Which was agreed to.
The President appointed Messrs. Swearingen and Dismukes on said committee.

Messrs. Swearingen and Dismukes reported that they had performed the duty imposed upon them, and asked to be discharged.

The report was received and the committee was discharged, as requested.

Mr. Parkhill offered the following resolution:

Resolved, That the thanks of the Senate are hereby extended to the Hon. Patrick Houston, President of the Senate, for the uniform courtesy, fairness and impartiality with which he has presided over the deliberations of the present session;

Which was adopted, on motion of Mr. Kirk, by a rising vote.

Mr. Rogers offered the following resolution:

Resolved, That the thanks of the Senate are hereby tendered to Hon. Chas. A. Finley, Secretary, for his efficient services, and to other officers and attaches for their promptness in discharging their duties during this special session;

Which was adopted.

Mr. Kirk moved to expunge from the records all action taken by the Senate on Senate Bill No. 5 this morning, except the corrections which were made in the enrolled bill.

Mr. Hammond moved to lay Mr. Kirk's motion on the table; Upon which the yeas and nays were called for by Messrs. Coulter, Bailey and Kirk.

Upon the motion to lay on the table the motion of Mr. Kirk.

The vote was:

Yeas—Messrs. Bailey of 22d district, Coulter, Crosby, Dismukes, Drake, Hammond, Jenkins, Parkhill, Pirröng, Randell, Rogers, Rosborough, Schumacher, Stapleton, Swearingen and Tuten—16.

Nays—Messrs. Bailey of 16th district, Brett, Bryant, Kirk and Tompkins—5.

So the motion was laid on the table.

By permission, Mr. Swearingen offered the following resolution :

Resolved, The House of Representatives concurring, That whereas, it is apparent that the business of this session can be completed to-day, that the Senate and House of Representatives do adjourn *sine die*, at 6 o'clock P. M., this 20th day of February, 1889.

Mr. Swearingen moved that the resolution be adopted and be certified to the House ;

Which was agreed to.

Mr. Rogers moved that Mr. Stapleton be excused from further attendance ;

Which was agreed to.

So Mr. Stapleton was excused.

Mr. Jenkins offered the following resolution :

Resolved, At the close of this Extra Session of the Senate, called by His Excellency, the Governor, for the consideration of the grave and important matter of the health interests of our State, that we, as Senators, extend our hearty thanks to our honored President, Hon. Patrick Houstoun, and express formally our very high appreciation of the uniform kindness, courtesy and firmness which has characterized him in the discharge of his important and responsible duties as our presiding officer during our labors, and extend to him our hearty wishes for a continuance of his health and happiness during recess.

Resolved, That it is a case for self gratulation that so much harmony and good feeling, clothed in a patriotic desire to faithfully and wisely serve the people who honored us with the solemn trust of representing them during our entire session.

Mr. Jenkins moved that the resolution be adopted ;

Which was agreed to.

So the resolution was adopted.

In response the President made the following remarks :

For the kind expressions contained in the resolution, I return my grateful thanks and desire to express in heartfelt tones my full appreciation of the generous courtesy so uniformly extended me.

I would congratulate you, fellow Senators, upon the able manner in which you have performed your important duties, the careful and intelligent consideration of the various mat-

ters brought to your consideration, and for the uniform dignity that has characterized all your proceedings, and I wish for each of you a speedy and safe return to your homes, where you will receive, as you so well deserve, the thanks of a grateful constituency for your well performed duties.

Mr. Kirk moved that the Senate take a recess until 3 o'clock P. M. ;

Which was agreed to.

So the Senate took a recess until 3 o'clock P. M.

THREE O'CLOCK P. M.

The Senate resumed its session.

The President in the Chair.

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

Mr. President, Messrs. Bailey 22d District, Bailey 16th District, Bryant, Coulter, Crosby, Dismukes, Drake, Hammond, Jenkins, Kirk, Parkhill, Pirrong, Randell, Rogers, Rosborough, Schumacher, Swearingen, Tompkins, Tuten and Wilkinson—21.

A quorum present.

The President and Secretary signed the following bill :

An act making appropriation for the expenses of the Extra Session of the Legislature, which convened February 5th, 1889.

Mr. Bailey, of 16th District, Chairman of the Committee on Enrolled Bills, submitted the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., Feb. 20, 1889. }

HON. PATRICK HOUSTOUN,

President of the Senate :

SIR: Your Committee on Enrolled Bills, to whom was referred—

Concurrent resolution in relation to Indian War Claims,
Also,

Senate Bill No. 5 :

An act entitled an act to create and establish a State Board of Health,

Beg leave to report that they have examined the same and that they have been correctly enrolled.

J. S. BAILEY,
Chairman Committee.

Which was received and read :

The President and Secretary signed the following bill :

An act to create and establish a State Board of Health ; also,

Joint Resolution relating to the Indian War Claims.

Mr. Kirk moved that Mr. Brett be excused for the remainder of the session ;

Which was agreed to.

So Mr. Brett was excused.

The following message was received from the House of Representatives :

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., Feb. 20, 1889. }

HON. PATRICK HOUSTOUN,

President of the Senate :

SIR : I am directed by the House of Representatives to inform the Senate that the House of Representatives has had under consideration—

Senate Concurrent Resolution providing for the adjournment of this Legislature at 6 o'clock P. M. to-day, and that the House has indefinitely postponed the same ; also,

That the House has passed a Concurrent Resolution providing that this Legislature do adjourn *sine die*, at 5:30 o'clock P. M. to day, and respectfully ask the concurrence of the Senate therein.

Very respectfully,

W. H. REYNOLDS,

Chief Clerk of the House of Representatives.

Which was read.

Mr. Swearingen moved that the Senate concur in the House resolution relating to adjournment, and that the Secretary certify the action of the Senate at once ;

Which was agreed to.

It was so certified.

By permission, Secretary Finley made the following remarks :

MR. PRESIDENT AND SENATORS: The unexpected compliment you paid me by resolution this morning, coupled with the duties of the desk, prevented my asking, at the time, permission to express to this body my genuine, unfeigned appreciation; the compliment sinks deeply into an appreciative heart. If I have, in the performance of my duties as your servant, won your approbation and become engrafted upon your esteem and confidence, I have attained the fruition of my continued ambition. That I have done so is evidenced by the compliment you have paid me, and the knowledge that I have served you well and satisfactorily, as indicated by the resolution, is one of unreserved pleasure to me, and your appreciation and recognition of my services is written upon the tablet of my heart in letters of gold, there to dwell until I reach the curtain of the last long sleep that divides life's gloaming from the glories of that Resurrection morn, that will usher us all into the service of the Grand Government of Divine Love, the laws of which are traced by the unerring hand of the King of kings.

Permit me, in return for your kind expression, to extend to the President, Hon. Patrick Houston, and to the Senators, without a single exception, my high appreciation of their uniform courtesies and consideration for the desk, and to assure them that their uninterrupted kindness and consideration has converted grim work into genuine pleasure, and I believe I voice the sentiment of all the attaches in saying that they have made this hour the most pleasant one that has been recorded in the journal of our lives.

Mr. Swearingen moved that the remarks of the Secretary be spread upon the Journal of to-day ;

Which was agreed to.

A message was received from the House of Representatives.

Mr. Kirk moved that the following message from the House of Representatives be read :

HOUSE OF REPRESENTATIVES,
TALLAHASSEE, Fla., Feb. 20th, 1889. }

HON. PATRICK HOUSTOUN,

President of the Senate:

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

Senate Bill No. 15:

An act to be entitled an act making appropriations to defray the expenses of the State Board of Health for the year 1889;

Also,

That the House has passed substitute for Senate Bill No. 16:

To be entitled an act to provide for the appointment of County Boards of Health in and for the several counties of the State of Florida, and to define their powers,

With the amendments,

And respectfully ask the concurrence of the Senate therein.

Very respectfully,

W. H. REYNOLDS,

Chief Clerk of the House of Representatives.

Which was agreed to.

So the message was read.

Mr. Kirk moved that the further reading of the House amendments to Senate Bill No. 16 be postponed, and that it be referred, with Senate Bill No. 16, to Senate Committee on Health.

Mr. Rogers moved to lay Mr. Kirk's motion on the table;

Which was not agreed to.

So the motion to lay Mr. Kirk's motion on the table was lost.

The question recurred upon the original motion;

Which was agreed to.

So the bill and amendments were referred to the Committee on Health.

Senate Bill No. 15:

Entitled an act making appropriation to defray the expenses of the State Board of Health for the year 1889,

Was ordered by the President to be enrolled.

In the third column, after the report of the Joint Committee, the Journal was corrected to read: "Mr. Tompkins moved that the report of the committee be received and adopted, and that the Senate concur in the House amendments recommended by the Conference Committee."

The following message was received from the Governor:

STATE OF FLORIDA, EXECUTIVE OFFICE,
TALLAHASSEE, Fla., Feb. 20th, 1889. }

HON. PATRICK HOUSTOUN,

President of the Senate:

SIR: I have the honor to inform you, I have signed the following:

An act entitled an act to repeal an act to reward persons who shall kill or destroy certain beasts of prey, chapter 3763, Laws of Florida, and I have deposited the same with the Secretary of State.

I have the honor to be Very respectfully,

FRANCIS P. FLEMING,
Governor.

Which was read.

Mr. Hammond, Chairman of Committee on Public Health, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., Feb. 20th, 1889. }

HON. PATRICK HOUSTOUN,

President of the Senate:

SIR: Your Committee on Public Health, to whom was referred—

Senate Bill No. 16, with the House amendments thereto, as

passed by the House, respectfully beg to report progress, and ask leave to sit again.

Very respectfully,

E. M. HAMMOND,

JAS. M. SCHUMACHER,

THEODORE RANDALL,

C. B. PARKHILL,

Committee.

Upon motion of Mr. Kirk the report was received and the Committee allowed to sit again.

So the Committee was allowed further time.

Mr. Bailey, of 16th district, Chairman of the Committee on Enrolled Bills, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., Feb. 20, 1889.

HON. PATRICK HOUSTON,
President of the Senate:

SIR: Your Committee on Enrolled Bills, to whom was referred—

Senate Resolution in regard to Indian War Claims;

Also,

Senate Bill No. 5:

An act to be entitled an act to create and establish a State Board of Health,

Beg leave to report that the same has been submitted to His Excellency, the Governor, for his consideration and approval.

Very respectfully,

J. S. BAILEY,

Chairman Committee.

Which was received and read.

The President called Mr. Rogers to the chair.

Mr. Bryant moved that the motion to concur in the Joint Resolution of the House to adjourn, be reconsidered.

Mr. Tompkins raised the point of order that the motion was too late, as the resolution of concurrence had already been sent to the House.

The Chair ruled that the point of order was well taken.

Mr. Bryant moved that a committee of three be appointed to wait upon His Excellency, the Governor, and inform him that the Senate will adjourn *sine die* at half past five o'clock P. M. this day;

Which was agreed to.

And Messrs. Bryant, Jenkins and Rosborough were appointed as said committee.

On motion Mr. Swearingen was excused from further attendance.

The Committee appointed to wait on the Governor appeared at the bar of the Senate, and reported that they had notified the Governor that the Senate would adjourn at 5:30 o'clock, and asked to be discharged.

The Committee was discharged.

Mr. Bailey, of 16th District, Chairman of Committee on Enrolled Bills, made the following report:

SENATE CHAMBER,
TALLAHASSEE, Fla., Feb. 20th 1889.

HON. PATRICK HOUSTON,

President of the Senate:

SIR: Your Committee on Enrolled Bills, to whom was referred—

A bill to be entitled an act making appropriation to defray the expenses of the State Board of Health for the year 1889,

Beg leave to report that they have examined the same and find said bill correctly enrolled.

Very respectfully,

J. S. BAILEY

Chairman Committee

The President resumed the chair.

The President and Secretary signed the following bill :

To be entitled an act making appropriation to defray the expenses of the State Board of Health for the year 1889.

Mr. Dismukes moved that Mr. Coulter be excused from attendance for the remainder of the session ;

Which was agreed to.

So Mr. Coulter was excused.

The President called Mr. Dismukes to the chair:

The following message from the Governor was received and read :

STATE OF FLORIDA, EXECUTIVE OFFICE, }
TALLAHASSEE, Fla., February 20th, 1889. }

HON. PATRICK HOUSTOUN,

President of the Senate :

SIR: I have the honor to inform you I have signed the following :

"An act to be entitled an act to create and establish a State Board of Health,"

And I have deposited the same with the Secretary of State.

I have the honor to be,

Very respectfully,

FRANCOIS P. FLEMING,

Governor.

Mr. Bailey, of 16th District, Chairman of Committee on Enrolled Bills, submitted the following report :

SENATE CHAMBER,
TALLAHASSEE, Fla., Feb. 20th, 1889. }

HON. PATRICK HOUSTOUN,

President of the Senate :

SIR: Your Committee on Enrolled Bills, to whom was referred—

An act entitled an act making appropriation to defray the expenses of the State Board of Health for the year 1889,

Beg leave to state that the same has been submitted to His Excellency, the Governor, for his consideration and approval.

Very respectfully,

J. S. BAILEY,

Chairman Committee.

Which was received and read.

A committee from the House appeared at the bar of the Senate and informed the Senate that the House had resolved to adjourn by meridian time.

Mr. Rogers moved that a committee of three be appointed to wait upon the House and inform them that the Senate has concurred in the wish of the House to use meridian time ;

Which was agreed to, and Messrs. Pirrong, Rogers and Bailey, of the 16th district, were appointed as said committee.

The Committee appointed to notify the House of the Senate's concurrence for meridian time, reported that they had performed the duty assigned them, and asked that they be discharged.

So they were discharged.

Mr. Rogers moved that the Senate do now adjourn *sine die* ;
Which was agreed to.

The President sounded the gavel, and declared the Extra Session of the Senate adjourned *sine die*.