

King, McKinne, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Swearingen, Wadsworth, Wilkinson, Wolfe and Yancey—24.

A quorum present.

By permission, Mr. Hammond introduced—

Senate bill No., 141 :

To be entitled an act to establish an agricultural experiment station for the State of Florida, and to grant certain lands for the endowment of the same.

Mr. Hammond moved that the rules be waived, and that Senate bill No. 141 be read first time by its title ;

Which was agreed to by a two-thirds vote, and Senate bill No. 141 was read first time by its title and referred to the Committee on Agriculture.

Senate bill No. 32 :

To be entitled an act for the preservation of wild deer, birds and other game ;

Which had been previously passed informally, was called up and again read second time in full, together with the amendments offered by the Committee on Judiciary.

Mr. Yancey moved that the amendments of the committee be adopted ;

Which motion was withdrawn.

Mr. Swearingen moved that the bill remain on its second reading, and that it be referred to a special committee of five to be known as the Committee on Game ;

Which was not agreed to, so the motion was lost.

Mr. Yancey thereupon renewed his motion that the amendment offered by the Committee on Judiciary be adopted.

Pending consideration of which—

Mr. Rogers offered the following amendment to the amendment offered by the Judiciary Committee :

In section 1, line 2, strike out November, December, January and February and insert in lieu thereof "from 15th of October to 15th of February."

Pending consideration of which—

Mr. Yancey moved that the Senate adjourn until 10 o'clock Wednesday morning, April 28, 1891 ;

Which motion was agreed to and the Senate adjourned until that time.

WEDNESDAY, April 29, 1891.

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. Baya, Borden, Bristol, Brett, Broome, Bryant, Calhoun, Coulter, Crosby, Farmer, Hammond, Johnson, King, Kirk, McKinne, Myers, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Swearingen, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—28.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

INTRODUCTION OF RESOLUTIONS.

By Mr. Pirrong ;

Senate Joint Resolution No. 142 :

Directing and empowering the Attorney-General to institute legal proceedings to compel settlement of indebtedness to the State by different railroad and canal companies,

Was read first time in full and referred to the Committee on Judiciary.

A message was received from the House of Representatives.

The following message from the House of Representatives was read :

HOUSE OF REPRESENTATIVES, }
TALLAHASSEE, FLA., April 29, 1891. }

HON. J. B. BROWNIE,

President of the Senate :

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

Senate Joint Resolution No. 15 :

Relative to the appointment of a joint committee to visit the laboratory of the State Chemist,

And have appointed Messrs. Wilson, Trammell, Hocker, Shine, Whitehurst, Young, Bitch of Marion, Johns, Bates and McCaskill.

Very respectfully,

WM. FORSYTH BYNUM,

Chief Clerk of the House of Representatives.

REPORTS OF COMMITTEES.

Mr. Myers, Chairman of the Committee on Enrolled Bills submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., April 29, 1891. }

HON. J. B. BROWNE,

President of the Senate:

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

Senate bill No. 52:

A bill to be entitled an act to continue the rights, privileges, powers, franchises and grants of the Carabelle, Tallahassee and Georgia Railroad Company, formerly the Augusta, Tallahassee and Gulf Railroad Company and formerly the Thomasville, Tallahassee and Gulf Railroad Company, and to extend the time for the completion of the same,

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

Very respectfully,

FRED T. MYRES,

Chairman of Committee.

The President ordered the same referred to the Joint Committee on Enrolled Bills.

Mr. Baya, Chairman of the Committee on Finance and Taxation, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., April 28, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Finance and Taxation, to whom was referred—

Senate bill No. 138:

A bill to be entitled an act making appropriations for East Florida Seminary,

Beg leave to report that they have had the same under consideration, and respectfully ask that it be referred to the Committee on Appropriations.

Also,

Senate bill No. 84:

A bill to be entitled an act to require public officials receiving and disbursing public moneys, to publish their reports,

Beg to report that they have considered the same, and respectfully ask that it do not pass.

Very respectfully,

J. F. BAYA,

Chairman of Committee.

Pursuant to the notice given on the 25th inst., Mr. Farmer moved that the vote by which Senate bill No. 100 remained on its second reading be reconsidered;

Which was agreed to by a two-thirds vote, and the bill recalled and called up for its second reading.

Senate bill No. 100:

To be entitled an act to regulate the catching of terrapin in the water of the State of Florida,

Was read second time in full, and ordered engrossed for its third reading.

Consideration of—

Senate bill No. 32:

To be entitled an act for the preservation of wild deer, birds and other game;

Which was pending on adjournment yesterday was resumed.

On motion of Mr. Calhoun the bill was passed informally.

CONSIDERATION OF BILLS ON SECOND READING.

Senate bill No. 105:

To be entitled an act to establish a criminal court of record in the county of Monroe, prescribing its jurisdiction and powers, and regulating its proceedings, and providing for the judge and officers thereof,

Was read second time in full and ordered engrossed for its third reading.

Senate bill No. 59:

To be entitled an act for the relief of the estates of P. B. Brokaw, John McDougall, B. C. Lewis and William Bailey,

Was read second time in full.

Mr. Rogers moved that the bill be recommitted to the Committee on Claims;

Which was agreed to and so ordered.

Senate Joint Resolution No. 108:

Providing for the equitable distribution of the fund providing for the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts,

Was read second time in full.

Mr. Baya moved that the resolution be informally passed;

Which was agreed to and so ordered.

Senate bill No. 81 :

To be entitled an act to amend section 15 of an act entitled an act to create and establish a State Board of Health, Chapter 3839, Laws of Florida, approved February 20, 1889 ;

Was again read second time in full, together with the amendment offered by Mr. Wolfe, to-wit :

In line 4 of said section 15, before the word "rules" insert the word "reasonable ;"

Which amendment was pending when the bill was informally passed over.

Mr. Wolfe moved that the amendment be adopted.

Pending consideration of which—

Mr. Baya moved to indefinitely postpone the bill.

Upon which the yeas and nays were called.

The vote was as follows :

Yeas—Messrs. Baya, Borden, Bristol, Brett, Bryant, Calhoun, Coulter, Crosby, King, Kirk, McKinne, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Wadsworth and Yancey—18.

Nays—Mr. President, Messrs. Broome, Farmer, Johnson, Myers, Swearingen, Wilkinson and Wolfe—8.

So the motion to indefinitely postpone was agreed to and the bill was indefinitely postponed.

Senate bill No. 132 :

To be entitled an act to establish and protect the maternal rights of married women,

Was read second time in full, and ordered engrossed for its third reading.

Mr. Calhoun moved that the rules be waived, and that the Senate recur to the consideration of—

Senate bill No. 32 :

To be entitled an act for the preservation of wild deer, birds and game ;

Which was agreed to by a two-thirds vote, and consideration of said bill was resumed.

Mr. McKinne moved that the bill be considered by sections ;

Which was agreed to and so ordered.

Section 1 of Senate bill No. 32 was read.

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

In section 1, line 1 (printed bill), after the word State in line 1, strike out "save only during the months of May, June, July, August and September," and insert "for more than four months ;" and in line 5, section 1, strike out after the word months the words "of May, June, July, August and September," and insert after the word months in said line 5, "when hunting is

permitted by the County Commissioners of each county, as hereinafter provided ;" and in section 1, after the word possession in line 8, insert "it shall be the duty of the Boards of County Commissioners of each county in this State, at their first meeting after the passage of this law, and its approval by the Governor, to designate four months in each year when it shall be lawful to snare and kill any wild deer in such county, and the order of the Board of County Commissioners so designating and fixing the said period of four months during which wild deer may be chased and killed in the county shall, without delay, be published in full in some newspaper published in said county for the space of thirty days ; and if there be no newspaper published in said county, then a full and complete copy of said order shall be posted by their authority, without delay, at the court house door of said county, and in two other conspicuous places in said county, for the space of thirty days, and any person found guilty of chasing or killing any wild deer in said county after the making of said order and its publication for the period above stated, shall be punished as provided for in this section.

Mr. Swearingen offered the following amendment to the amendment offered by Mr. Rogers, and moved its adoption.

Amend by striking out four months and insert five months.

Upon which the yeas and nays were called.

The vote was as follows :

Yeas—Messrs. Broome and Swearingen—2.

Nays—Messrs. Baya, Borden, Bristol, Bryant, Calhoun, Coulter, Crosby, Drake, Farmer, Hammond, Johnson, King, Kirk, McKinne, Myers, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—25.

So the amendment to the amendment was lost.

The amendment offered by Mr. Rogers was adopted.

Mr. Rogers moved that section 1 of the bill as amended be adopted ;

Which was agreed to, and section 1 was adopted as amended.

Pending further consideration of which—

A committee from the House of Representatives appeared at the bar of the Senate and notified the Senate that the House was ready to receive them in joint session.

The committee thereupon retired.

The President announced that the hour of 12 M. had arrived

and the Senate would now proceed to the House of Representatives' hall.

The Senate thereupon marched in a body to the hall of the House of Representatives and was received by the House.

TWELVE O'CLOCK M.

JOINT SESSION, April 29, 1891.

At 12 o'clock the Senate entered the hall of the House of Representatives and was received by the House.

President Browne in the chair.

The President ordered the Secretary of the Senate to call the roll of the Senate.

Upon call of the roll the following Senators answered to their names:

Mr. President, Messrs. Baya, Borden, Bristol, Broome, Bryant, Calhoun Coulter, Crosby, Drake, Farmer, Hammond, Johnson, King, Kirk, McKinne, Myers, Pirrong, Rogers, Rosborough, Smith of 30th, Smith of 31st, Swearingen, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—28.

A quorum present.

By request of the President, the Speaker of the House ordered the roll of the House called.

Upon call of the roll the following members answered to their names:

Mr. Speaker, Messrs. Atkinson, Baker, Baltzell, Bates, Berry, Bethel, Beville, Blitch of Marion, Blitch of Levy, Bogue, Brown, Buford, Burford, Canty, Carter, Carson, Clark, Coulter, Dimick, Dykes, Goode, Haddock, Hicks, High, Hocker, Hollinger, Hutchinson, Jenkins, Johns, Langford, Lavender, Mann of Baker, Mays, McCaskill, McRae, McSwain, Monroe, Morgan, Morris, Newlan, Overstreet, Parker, Peacock, Pitman, Priest, Robertson, Rye, Saulsbury, Shine, Sparkman, Stapler, Summerlin, Thompson, Trammell, Turnbull, Vann, Vaughn, Whitehurst, Whitner, Wilson and Young—62.

A quorum present.

Mr. McKinne moved that the reading of the Journals of the Senate and House in joint session, held April 27, 1891, be dispensed with;

Which was agreed to, and so ordered.

Mr. Wall moved that the joint session proceed to vote for a United States Senator;

Which was agreed to and so ordered.

The vote of the Senate was;

For Mr. Call—Messrs. Bryant, Calhoun, Coulter, Crosby,

McKinne, Smith of 30th, Swearingen, Wadsworth and Yancey—9.

For Mr. Speer—Messrs. Baya, Borden, Drake, Farmer, Johnson, Kirk, Rogers and Rosborough—8.

For Dr. LaFar—Mr. President, Broome, Hammond, King, Myers, Wall, Wilkinson and Wolfe—8.

For C. F. A. Bielby—Mr. Smith of 31st—1.

The vote of the House was:

For Mr. Call—Messrs. Gaskins, Atkinson, Baltzell, Bates, Berry, Bethel, Beville, Blitch of Levy, Buford, Dimick, Dykes, Goode, Haddock, Hicks, Hutchinson, Johns, Lavender, McCaskill, McRae, Monroe, Morgan, Priest, Saulsbury, Stapler, Summerlin, Thompson and Wilson—27.

For Mr. Speer—Messrs. Baker, Blitch of Marion, Brown, Burford, Canty, Carleton, Carter, Carson, Coulter, High, Hocker, Hollinger, Jenkins, Langford, Mann of Baker, Mays, Trammell, Turnbull and Whitehurst—19.

For Mr. LaFar—Messrs. Bogue, Clark, McSwain, Morris, Newlan, Overstreet, Parker, Peacock, Robertson, Shine, Sparkman, Usina, Vaughn, Whitner and Young—15.

For Blank—Messrs. Rye and Vann—2.

The Secretary announced that the total number of votes cast for United States Senator was 89.

Of which—

Mr. Call received 36 votes.

Mr. Speer received 23 votes.

Dr. LaFar received 27 votes.

Mr. Bielby received 1 vote

Blank received 2 votes.

The President declared there was no election.

Mr. Kirk moved that the joint session adjourn until 12 o'clock to-morrow, April 30, 1891.

Which was agreed to.

Whereupon the Senate withdrew to its chamber.

12:15 O'CLOCK.

At 12:15 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. Baya, Borden, Bristol, Broome, Bryant, Calhoun, Drake, Farmer, Hammond, Johnson, King, Kirk, McKinne, Myers, Rogers, Rosborough, Smith of 30th, Smith of 31st, Wadsworth, Wall, Wilkinson, Wolfe and Yancey—24.

A quorum present.

By permission, Mr. Baya, Chairman of the Committee on Finance and Taxation, submitted the following report:

SENATE CHAMBER,
TALLAHASSEE, FLA., April 28, 1891. }

HON. J. B. BROWNE,

President of the Senate:

SIR—Your Committee on Finance and Taxation, to whom was referred—

Senate bill No. 53:

An act to fix the legal rate of interest, with Senate amendments,

Beg leave to report that they have had the same under consideration, and respectfully ask that all after the enacting clause be stricken out, and that the attached amendment be inserted, and that the same do pass; also, that one hundred copies of said bill be printed for the use of the Senate.

Very respectfully,

J. F. BAYA,

Chairman of Committee.

Mr. Baya moved that one hundred copies of the bill, as recommended by the committee, be printed;

Which was agreed to and so ordered.

By permission, Mr. Borden introduced—

Senate bill No. 143:

To be entitled an act to amend section 1 of an act to provide for the proper enforcement of the provisions of Article 19 of the Constitution of 1885, approved June 2d, 1887.

Mr. Borden moved that the rules be waived, and that Senate bill No. 143 be read first time by its title;

Which was agreed to by a two-thirds vote, and Senate bill No. 143 was read first time by its title and referred to the Committee on Temperance.

By permission, Mr. Wolfe introduced—

Senate bill No. 144:

To be entitled an act prescribing the duty of the Attorney-General in certain suits, actions or proceedings instituted by or against the railroad commissioners of this State, and providing for the employment and compensation of assistant counsel, and the payment of costs in such cases.

Mr. Wolfe moved that the rules be waived, and that Senate bill No. 144 be read first time by its title;

Which was agreed to by a two-thirds vote, and Senate bill No. 144 was read first time by its title and referred to the Committee on Railroads and Telegraphs.

By permission, Mr. Wolfe introduced—

Senate bill No. 145:

To be entitled an act to prohibit the removing, tearing down, mutilating or defacing any schedule, rate sheet, distance table, classification of freights, circular order, notice or other like paper or poster which railroad corporations, acting as common carriers in this State are, or shall be required by law to post at or in the stations of the railroads operated by them in this State, and to prescribe penalties for the violation thereof.

Mr. Wolfe moved that the rules be waived and that Senate bill No. 145 be read first time by its title;

Which was agreed to by a two-thirds vote and Senate bill 145 was read first time by its title and referred to the Committee on Railroads and Telegraphs.

By permission, Mr. Wolfe:

Senate bill No. 146:

To be entitled an act for extending the authority of the railroad commissioners of Florida so as to give them jurisdiction of joint rates where the haul is wholly by railroad or partly by railroad and partly by water, and for prescribing the powers and duties of said commissioners, and for prescribing penalties for violations of said act, and for defining the rights of parties making claims for damages arising from violations of said act.

Mr. Wall moved that the rules be waived and that Senate bill No. 146 be read first time by its title;

Which was agreed to by a two-thirds vote, and Senate bill 146 was read first time by its title and referred to the Committee on Railroads and Telegraphs.

Consideration of Senate bill No. 32 was resumed.

Section 2 of the bill was read.

Mr. Wall moved that section 2 be adopted;

Which was agreed to, and so ordered.

Mr. Wall moved that the rules be waived and that the vote by which Senate bill No. 32 passed be reconsidered;

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

Mr. Myers offered the following amendment, and moved its adoption:

In lines 2 and 3, section 2, printed bill, strike out the words "during the months of October, November, December, January, February and up to March 15th," and insert the words "from the 15th day of November until the first day of March," and in lines 5 and 6 section 2, printed bill, strike out the words "during the months of October, November, December, January

and February and up to March 15th," and insert the words "from the 1st day of November until the 1st day of March."

Pending which—

Mr. Wall offered the following amendment to the amendment:

Strike out "November 15" and insert in lieu thereof "November 1";

Which was accepted by Mr. Myers.

Pending which—

Mr. Wall offered the following additional amendment to the amendment:

Strike out "1st of March" and insert "15th of March;"

Which was withdrawn.

Mr. Myers thereupon moved that the amendment, as amended, be adopted;

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

Mr. Rogers moved that section 2, as amended, be adopted;

Which was agreed to, and section 2, as amended, was adopted.

Section 3 of the bill was read.

Mr. Wolfe moved that section 3 of the bill be adopted;

Pending which—

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

Strike out "upon conviction" in line 3, section 3;

Which was agreed to, and the amendment was adopted.

Mr. Wall moved that section 3 of the bill as amended be adopted;

Which was agreed to, and section 3 was adopted as amended.

Section 4 of the bill was read.

Mr. Borden offered the following amendment:

Strike out the word "trap" wherever it occurs in section 4.

Mr. Wall offered the following amendment to the amendment:

Add to section 4 the following:

Provided, That the provisions of this section shall not apply to any person trapping quail on his or her enclosed premises.

Mr. Borden withdrew his amendment.

Mr. Rogers moved that the amendment offered by Mr. Wall be adopted;

Which was agreed to, and the amendment was adopted.

Mr. Rogers moved that section 4 of the bill be adopted as amended;

Which was agreed to, and section 4 as amended was adopted.

Section 5 of the bill was read.

Mr. Crosby offered the following amendment:

In section 5, line 2, after the word "turkey" insert "quail or partridges."

Mr. Crosby moved that the amendment be adopted;

Which was agreed to, and the amendment was adopted.

Mr. Yancey offered the following amendment to section 5:

Strike out word "or," in line 2, of section 5.

Mr. Yancey moved that the amendment be adopted;

Which was agreed to, and the amendment was adopted.

Mr. Rogers moved that section 5 of the bill be adopted as amended;

Which was agreed to, and section 5 was adopted as amended.

Section 6 of the bill was read.

Mr. Bryant moved that section 6 of the bill be adopted;

Which was agreed to, and section 6 was adopted.

Section 7 of the bill was read.

Mr. Wall moved that section 7 be adopted;

Which was agreed to, and section 7 was adopted,

Senate bill No. 32 as amended was ordered engrossed for its third reading.

Mr. Rogers moved that the Senate adjourn until 10 o'clock Thursday morning April 30, 1891;

Which motion was agreed to and the Senate adjourned until that time.

THURSDAY, April 30, 1891.

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. Baya, Borden, Bristol, Brett, Broome, Bryant, Calhoun, Coulter, Crosby, Drake, Farmer, Hammond, Johnson, King, McKinne, Myers, Pirrong, Rogers, Rosborough, Smith of 31st, Summers, Swearingen, Wadsworth, Wilkinson, Wolfe and Yancey—25.

A quorum present.

Prayer by the Chaplain.

The Journal was corrected and approved.

Senator Smith of the 30th was excused until Monday.