

Mr. Cone moved that the Senate do now adjourn to 10 o'clock tomorrow morning.

Which was agreed to.

Whereupon the Senate stood adjourned until 10 o'clock a. m., Thursday, April 15, 1909.

THURSDAY, APRIL 15, 1909.

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, Senators Adkins, Baker (20th Dis.), Baker (29th Dis.), Beard, Broome, Buckman, Crill, Cook, Cone, Cottrell, Davis, Dayton, Girardeau, Harris, Henderson, Hosford, Johnson, Leggett, Massey, McCreary, McLeod, McMullen, Miller, Sams, Sloan, West, Williams, Withers, Zim.—30.

A quorum present.

Prayer by the Chaplain.

On motion of Mr. West the reading of the Journal of April 14 was dispensed with.

The Journal of April 14 was corrected.

The Journal of April 14 was approved as corrected.

Mr. McCreary asked that Mr. Humphries be excused from attendance on the Senate on account of illness, Which was granted.

Mr. Williams, Chairman of the Committee on Game and Fisheries, asked that the said committee be granted until April 22 for the consideration of Senate Bill No. 21.

Which was granted by a unanimous vote.

REPORTS OF COMMITTEES.

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

1. In Section 1, third line, before the word "opium" insert the word "gum."

2. In Section 1, third line, after the word "opium" insert the word "chloral."

3. In Section 1, 7th and 8th lines, strike out the words "making and selling at wholesale to druggists" and insert in lieu thereof the words "dealers and druggists selling to druggists or to the trade."

4. In Section 2 strike out the words "less than three nor."

Have had the same under consideration and recommend that it do pass with above amendments.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

And Senate Bill No. 65, with amendments contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson,

President of the Senate:

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No 43:

A bill to be entitled an act to prescribe a law governing pardon applications.

Recommend that it be amended as follows:

Amend by striking out Section Four and making Section Five, Section Four.

Have had the same under consideration and recommend that it do pass with above amendment.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

And Senate Bill No. 43, with amendment contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Massey, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Judiciary "A," to whom was referred—

Senate Bill No. 100; to wit:

A bill to be entitled an act to amend Section 1761 of the General Statutes of the State of Florida, relating to decisions of the Supreme Court.

Have had the same under consideration, and return same without recommendation.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

Mr. Massey, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson
President of the Senate.

Sir:

Your Committee on Judiciary "A," to whom was referred,

Senate Bill No. 52:

A bill to be entitled an act to amend Section 3898 of the General Statutes of the State of Florida, relating to Jurisdiction of Courts of Justice of the Peace;

Also—

Senate Bill No. 92:

A bill to be entitled an act to amend Section 1268 of the General Statutes of the State of Florida, the same being relative to the fee to be paid by manufacturers, importers, agents and sellers of any commercial fertilizer, cottonseed meal, castor pomice, tobacco stems, tobacco dust or tobacco meal.

Have had the same under consideration and recommend that they do not pass.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

Mr. Massey, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 40:

A bill to be entitled an act to confer upon electric railway companies in this State all the rights, powers and privileges of eminent domain now exercised and enjoyed by railroad and canal companies in this State, as to and concerning the condemnation of private and public property for right of way.

Also—

Senate Bill No. 72:

A bill to be entitled an act for the relief of James R. Landrum, former Justice of the Peace, Second District, of Escambia County, State of Florida, for loss of fees during his suspension from said office.

Also—

Senate Bill No. 73:

A bill to be entitled an act for the relief of Charles P. Bobe, former Constable, Second District, of Escambia County, State of Florida, for loss of fees during his suspension from said office.

Also—

Senate Bill No. 84:

A bill to be entitled an act to authorize Boards of County Commissioners to transfer any surplus in the General Fund arising from the taxes levied and assessed for the year 1908 to the Road and Bridge Fund, and ratifying and confirming transfers already made.

Also—

Senate Bill No. 116:

A bill to be entitled an act to permit any street rail-

way company now or hereafter incorporated under the Laws of Florida to sell, lease or otherwise transfer its property, franchises and assets to any other company authorized to acquire the same by purchase, lease or otherwise.

Have had the same under consideration and recommend that they do pass.

Very respectfully,

LOUIS C. MASSEY,
Chairman of Committee.

And Senate Bills Nos. 40, 72, 73, 84 and 116, contained in the above report, were placed on the Calendar of Bills on the Second Reading.

Mr. J. A. Williams, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 14, 1909.

Hon. F. M. Hudson,

President of the Senate.

Sir:

Your Committee on Game and Fisheries, to whom was referred

Senate Bill No. 37:

A bill to be entitled an act to prohibit the catching or taking of food fish from the waters of Crystal River and its tributaries, in the County of Citrus, and State of Florida by the use of seines, gill nets, drag nets, haul nets, or any other kind of nets or device except hook and line, and prescribing a penalty for violation thereof.

Have had the same under consideration and recommend that it do pass, with the following Committee amendments:

Strike out the words "cast nets" wherever the same occur in the prohibitions of said bill and add the words "cast nets" after the word "except" and before the words "hook and line" wherever the words "except hook and line" appear in said bill.

Very respectfully,

J. A. WILLIAMS,
Chairman of Committee.

And Senate Bill No. 37, together with the Committee amendments contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. J. A. Williams, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 14, 1909.

Hon. F. M. Hudson,

President of the Senate.

Sir:

Your Committee on Game and Fisheries, to whom was referred—

Senate Bill No. 77:

A bill to be entitled an act to prohibit fishing in the fresh water streams of Volusia county, Florida, with seines.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

J. A. WILLIAMS,

Chairman of Committee.

And Senate Bill No. 77 contained in the above report was placed on the Calendar of Bills on Second Reading.

Mr. J. A. Williams, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 14, 1909.

Hon. F. M. Hudson,

President of the Senate.

Sir:

Your Committee on Game and Fisheries, to whom was referred—

Senate Bill No. 38:

A bill to be entitled an act to repeal Chapter 5776 of the Laws of Florida, enacted in 1907.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

J. A. WILLIAMS,

Chairman of Committee.

And Senate Bill No. 38 contained in the above report was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred

Senate Bill No. 89:

A bill to be entitled an act to provide for clerical aid for the Judge of the Sixth Judicial Circuit; and fixing the pay for same.

Senate Bill No. 23:

A bill to be entitled an act to allow the Circuit Judges to employ clerical and other aid in the discharge of their official duties.

Senate Bill No. 80:

A bill to be entitled an act to amend Section 2130, of the General Statutes of the State of Florida, relative to the right to the writ of garnishment.

Senate Bill No. 81:

A bill to be entitled an act to require the Boards of County Commissioners to advertise for bids for public work and furnishing supplies to the county in certain cases, and providing a penalty for failure to advertise for bids.

Senate Bill No. 76:

A bill to be entitled an act to provide for service by publication upon non-resident parties in interest in property involved in suits for specific performance of contracts to convey and to decrees and other proceedings after such service.

Senate Bill No. 93:

A bill to be entitled an act to amend Section 3101, Chapter 3, of the General Statutes of the State of Florida, relating to the sale of collateral securities.

Senate Bill No. 32:

A bill to be entitled an act disqualifying certain persons from holding office or appointments, or acting as jurors.

Have had the same under consideration and recommend that they do pass.

Very respectfully,

F. P. CONE,

Chairman of Committee.

And Senate Bills Nos. 89, 23, 80, 81, 76, 93 and 32, contained in the above report, were placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson,

President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 88:

A bill to be entitled an act to provide for the temporary transfer of money from one county fund to another.

And recommend the following amendments to Senate Bill No. 88:

Strike out the word "temporary" in the title. Also strike out all after the words "county fund" in Section 1, line 4.

Have had the same under consideration and recommend that it do pass as above amended.

Very respectfully,

F. P. CONE,

Chairman of Committee.

And Senate Bill No. 88, together with amendments contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Cone, Chairman of the Committee on Judiciary B, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson,

President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 35:

A bill to be entitled an act to regulate secret societies' meetings, the issuing of license for the same, and providing penalties for the holding of secret meetings by members of secret societies without first having obtained license.

Recommend the following amendments to the same: Make Section 4 of the original bill read as follows:

"Sec. 4. That any sheriff, deputy sheriff, constable, policeman or other peace officer shall have the authority under this act to enter into any house, room or place where he has reason to believe a secret meeting is being held contrary to law, without first obtaining a warrant, for the purpose of arresting any person violating the provisions of this act."

Make Section 5 of the original bill read as follows:

"Sec. 5. All parties applying to the Board of County Commissioners for a permit under the provisions of this act shall accompany the same with a fee of two dollars to compensate the clerk for his services connected herewith; and in the event the Board of County Commissioners refuse to grant said permit, the said two dollars shall be returned to the applicants.

"It shall be the duty of the clerk, upon the order of the Board of County Commissioners granting a permit herein provided for, to keep a record of the same in a book kept by him specially for that purpose."

And that Section 4 of the original bill be made to read "Section 6," and that Section 5 of the original bill be made to read "Section 7."

Have had the same under consideration and recommend that it do pass as above amended.

Very respectfully,

F. P. CONE,
Chairman of Committee.

And Senate Bill No. 35, together with the committee amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Miller, Chairman of the Committee on Railroads, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Railroads, to whom was referred Senate Bill No. 34:

A bill to be entitled an act to repeal Section 3650 of the General Statutes of the State of Florida, relating to the six preceding sections, being applicable to all railroads.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,

J. H. B. MILLER,
Chairman of Committee.

And Senate Bill No. 34, contained in the above report, was placed on the Calendar of Bills on the Second Reading.

Mr. Henderson, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Education, to whom was referred—
Senate Bill No. 2:

Same being an act to secure to the people of Florida school text-books at reduced prices; to provide special editions of said books at low prices; to empower County Boards of Public Instruction to adopt such books if desired; to authorize County Boards of Public Instruction to make contracts with publishers; to provide for the filing of contracts; to provide for children who move from one county to another; to provide a penalty for

any dealer, clerk or agent who may sell school text-books at greater prices than in contracts entered into between Boards of Public Instruction and publishers, and for other purposes.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

JOHN W. HENDERSON,
Chairman of Committee.

And Senate Bill No. 2, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Henderson, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 14, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Education, to whom was referred Joint Resolution No. 45, proposing to amend Section 10 of Article 12 of the Constitution, relative to education.

Have had the same under consideration and recommend that it do not pass.

Very respectfully,

JOHN W. HENDERSON,
Chairman of Committee.

And Senate Joint Resolution No. 45, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Henderson, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 14, 1909.

Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Education, to whom was referred—
Senate Bill No. 96:

A bill to be entitled an act to amend Section 313 of

the General Statutes of the State of Florida, relating to the age limit of attendants of the public schools.

Have had the same under consideration and recommend that it do pass.

Very respectfully,
JOHN W. HENDERSON,
 Chairman of Committee.

And Senate Bill No. 96, contained in the above report was placed on the Calendar of Bills on Second Reading.

Mr. Harris, Chairman of the Committee on Municipalities, submitted the following report:

Senate Chamber,
 Tallahassee, Fla., April 14, 1909.

Hon F. M. Hudson,
President of Senate:

Sir:

Your Committee on Municipalities to which was referred Senate Bill No. 90:

A bill to be entitled an act to provide for a special road tax for cities and towns.

Have had the same under consideration and recommend that it be passed, with the following amendment: Make Section '2 read Section 3; also by inserting a new section, as follows: Section 2. This act shall not apply to any city or town incorporated under a special charter which makes other or different provisions relative to the collection of street and road taxes therein.

Also—

Senate Bill No. 59:

A bill to be entitled an act to repeal the present charter of the town of Clearwater, Fla.; and to grant and provide a new charter for the town of Clearwater, Fla.

Also—

Senate Bill No 57:

A bill to be entitled an act to amend Section 28 of Chapter 4883 of the Laws of Florida, being an act to amend the city charter of the City of Tampa.

Also—

Senate Bill No. 49:

A bill to be entitled an act relating to the improvement of the City of Pensacola, of its streets, alleys and public ways.

Also—

Senate Bill No. 60:

A bill to be entitled an act to legalize the election held in the town of Sarasota, Fla., on the first day of December, A. D. 1908, etc.

Also—

Senate Bill No. 61:

A bill to be entitled an act to legalize and validate all contracts, etc., of the City of Bradentown, Fla.

Also—

Senate Bill No. 91:

A bill to be entitled an act to validate the municipal election of the town of Oakland, in Orange county, held March 29, 1909, etc.

Also—

Senate Bill No. 75:

A bill to be entitled an act to validate and confirm all grants, privileges and permits heretofore made and given to individuals, firms and corporations by any of the cities or towns of this State, whether done by resolution, ordinance, or otherwise, in all cases where the same have been acted upon by the grantee or grantees, their successors or assigns by the expenditure of money in good faith; and to give the force and effect of ordinances to resolutions heretofore passed by cities and towns in relation to grants, privileges and permits.

Have had the same under consideration and recommends that all of said bills be passed.

Respectfully submitted,

W. HUNT HARRIS,

Chairman.

And Senate Bills Nos. 59, 57, 49, 60, 61, 91 and 75, contained in the above report, were placed on the Calendar of Bills on the Second Reading.

INTRODUCTION OF RESOLUTIONS.

Mr. Crill offered the following resolution—

Senate Resolution No. 26:

Resolved, That the Committee on Banking be and is hereby authorized to employ a Clerk.

Which was read, and under the rule was referred to the Committee on Legislative Expenses.

Mr. Cook offered the following—

Senate Concurrent Resolution No. 6:

A Memorial to Congress asking for an appropriation for the improvement of the entrance to the harbor of St. Andrews Bay, Florida.

Which went over under the rule.

Mr. Sloan offered the following resolution—

Senate Concurrent Resolution No. 7:

Whereas, The school interests of the State are greatly embarrassed because of the recent decision of the Supreme Court of the State having declared as unconstitutional the law of 1907, providing State aid for common and high schools of the State; and

Whereas, School officers of many counties relying on the State to comply with the provisions of this act, which they were morally and legally bound to do, borrowed money with which to pay teachers until such time as the State should be able to return the same; and

Whereas, Many school teachers of the State who performed well and faithfully their duties, relying on the pledge of the State for their money, have not been paid, are needing their money; and

Whereas, The State cannot afford to break faith with its citizens because of a legal mistake by law-making body; therefore, be it

Resolved, That a committee of five, two from the Senate and three from the House, be appointed by the President of the Senate and Speaker of the House, respectively, to make careful investigation by conferring with State officials and, if possible, devise some plan by which the situation may be relieved, and report to the Legislature at as early a date as possible.

Which went over under the rules.

INTRODUCTION OF BILLS.

By Mr. Davis, by request—

Senate Bill No. 131:

A bill to be entitled an act to amend Section 378 of the General Statutes of the State of Florida, relating to pay of Grading Committee.

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

By Mr. Davis, by request—

Senate Bill No. 132:

A bill to be entitled an act to prevent the sale or giving away or furnishing to minors under the age of sixteen, any weapon.

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

By Mr. Baker, 20th District—

Senate Bill No. 133:

A bill to be entitled an act for the protection of doves and providing penalties for the violation of the provisions of this act.

Which was read the first time by its title and referred to the Committee on Game and Fisheries.

By Mr. McMullen—

Senate Bill No. 134:

A bill to be entitled an act to create the Florida State Board of Dental Examiners, to prescribe their duties, to regulate the manner of issuing certificates to practice dentistry and dental surgery in the State of Florida, to regulate the practice of dentistry and dental surgery and to repeal an act herein named.

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

By Mr. Zim—

Senate Bill No. 135:

A bill to be entitled an act providing for printing of text books by the State, to secure to the patrons of the public schools of Florida, and to certain other persons within the State, a system of school books at cost of printing; creating a Text Book Commission to compile

text books for use in the public schools of the State; requiring certain duties of the State Superintendent of Public Instruction, and prescribing time and manner of carrying out the provisions of this act.

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

By Mr. Cook—

Senate Bill No. 136:

A bill to be entitled an act in relation to the entry of judgments and decrees on supersedeas and appeal bonds against principals and sureties, and the issuance of execution therein.

Which was read the first time by its title and referred to the Committee on Judiciary B.

By Mr. Hosford—

Senate Bill No. 137:

A bill to be entitled an act to amend Sections Seventeen and Eighteen of the General Statutes of this State, relative to the boundary lines of Gadsden and Liberty counties.

Which was read the first time by its title and referred to the Committee on County Organization.

By Mr. Cook—

Senate Joint Resolution No. 138:

A Joint Resolution proposing amendment to Article 10 of the Constitution of the State of Florida, relative to homestead and exemptions.

Which was read the first time by its title and referred to the Committee on Constitutional Amendments.

By Mr. Dayton—

Senate Bill No. 139:

A bill to be entitled an act to amend Section 3773 of the General Statutes of the State of Florida.

Which was read the first time by its title and referred to the Committee on Game and Fisheries.

CONSIDERATION OF RESOLUTIONS.

Senate Concurrent Resolution No. 3:

Be it Resolved by the Senate, the House of Representatives Concurring, That a committee of eight, consisting

the three members of the Senate and five members of the House of Representatives, be appointed by the President of the Senate and the Speaker of the House of Representatives, respectively, to visit, inspect and report upon the progress and conditions of the work of reclaiming the Everglades at Fort Lauderdale and other points, now being carried on by the trustees of the Internal Improvement Fund of the State of Florida and also to visit, inspect and report upon the conditions and progress of the extension of the Florida Coast Line Canal and Transportation Company's work of extending their canal from St. Augustine to St. Johns River.

Was taken up in its order and read the second time.

Mr. Harris moved that its consideration be informally passed as the introducer of Senate Concurrent Resolution No. 3 was absent from the body.

Which was agreed to.

Senate Concurrent Resolution No. 2:

Asking that a committee be appointed to visit and inspect and to inquire into the needs of the Confederate Veterans' Home at Jacksonville, Fla., in pursuance with the recommendation of the Governor in his message.

Was taken up in its order and was read the second time.

Mr. Hosford moved to adopt the resolution.

Which was agreed to, and Senate Concurrent Resolution No. 2 was declared adopted.

CONSIDERATION OF BILLS ON THE SECOND READING.

Senate Bill No 17:

A bill to be entitled an act requiring all persons, associations of persons, firms or corporations operating interurban and suburban or either, electric cars as common carriers of passengers in this State to sweep clean and scrub such cars.

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

Mr. West, as Chairman of the Committee on Public Health, under the rule, moved to indefinitely postpone Senate Bill No. 17:

Mr. Harris moved, as a substitute, that the bill lay on the table subject to call.

Which was agreed to, and Senate Bill No. 17 was laid upon the table subject to call.

Senate Bill No. 7:

A bill to be entitled an act requiring certain State officers and certain departments of the the State government to make detailed reports and providing a penalty for failure to comply with said requirements.

Was taken up and read the second time in full.

The following committee amendment to Senate Bill No. 7 were read:

Committee Amendment to Senate Bill No. 7:

Amend by inserting in the first section, after the words, "Department of the State Government," the words, "Board of State Institutions, Board of Control, State Board of Education, Trustees Internal Improvement Fund, Board of Drainage Commissioners, State Board of Pensions."

Mr. Massey moved to adopt the amendments.

Which was agreed to, and the Committee Amendment was adopted.

The following Committee Amendment was read:

And also in Section Four strike out words, "Officer or officers having the authority so to do," and insert in place thereof the words, "proper authority."

Mr. Massey moved to adopt the amendment.

Which was agreed to.

The following Committee Amendment was read:

And also in the title by inserting the words, "State Boards" after the words, "State Officers."

Adopted.

Mr. Massey moved to adopt the amendment.

Which was agreed to.

There being no further amendments, Senate Bill No. 7, with the amendments as adopted, were referred to the Committee on Engrossed Bills.

Senate Bill No. 11:

A bill to be entitled an act requiring the Clerk of the Supreme Court of the State of Florida, in all cases in which the Supreme Court writes an opinion, to send to the Clerk of the Circuit Court of the county from which such case is appealed or writ or error taken a correct

copy of such opinion and decision of the Supreme Court.

Was taken up and read a second time in full, together with the amendments of the Committee on Judiciary A.

The following committee amendment was read:

Amend by striking out words, "and decision" in title, and also words, "and decision," in Section One.

Mr. Massey moved the adoption of the committee amendment.

Which was agreed to.

And Senate Bill No. 11, as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 29:

A bill to be entitled an act to amend Section 1577, Chapter 16, of the General Statutes of the State of Florida, relating to the drawing of juries for the second and succeeding weeks of Circuit Courts.

Was taken up and read the second time in full.

There being no amendments, Senate Bill No. 29 was, under the rules, placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 44:

A bill to be entitled an act to amend Section 2677 of the General Statutes of Florida relative to the issuing of executions against stockholders of corporations.

Was taken up and read the second time in full.

There being no amendments, Senate Bill No. 44 was, under the rules, placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 47:

A bill to be entitled an act to amend Section 358 of the General Statutes of the State of Florida, relating to penalty for cheating.

Was taken up and read the second time in full.

There being no amendment, Senate Bill No. 47 was, under the rules, placed on the Calendar of Bills on the Third Reading, without reference.

Senate Bill No. 53:

A bill to be entitled an act to organize a County Court in and for the county of Gadsden; to prescribe the terms thereof, and to provide for the appointment of a Prose-

cuting Attorney and for his compensation and for that of the Judge of said Court.

Was taken up and read the second time in full.

There being no amendment, Senate Bill No. 53 was, under the rules, placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 55:

A bill to be entitled an act to organize a County Court in the county of Hillsborough; to prescribe its jurisdiction and power and to fix the compensation of its Judges

Was taken up and read the second time in full.

There being no amendments, Senate Bill No. 55 was, under the rules, placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 24:

A bill to be entitled an act to prohibit the dismissal of suits in courts in certain instances, by clerks, and to provide for dismissal by the judges of the courts upon notice to the opposite party or his attorney.

Was taken up and read the second time in full.

Mr. Massey, as Chairman of the Committee on Judiciary A, as required by the rule, moved to indefinitely postpone the bill.

Which was agreed to, and Senate Bill No. 24 was indefinitely postponed.

Senate Bill No. 33:

A bill to be entitled an act to prohibit the attending of white persons at gatherings by negroes, and the attending of negro gatherings by whites.

Was taken up and read the second time in full.

Mr. Massey, Chairman of the Committee on Judiciary A, as required by the rule, moved to indefinitely postpone the bill.

Which was agreed to.

And Senate Bill No. 33 was indefinitely postponed.

The President announced that the hour for the consideration of Senate Bill No. 15 had arrived, and the Secretary was ordered to read the bill.

Senate Bill No. 15:

A bill to be entitled an act to prohibit the sale, exchange or barter of intoxicating liquors, wines or beers, in the State of Florida, and providing a penalty for the violation thereof.

Was taken up in its special order.

Pending the reading of the bill, Mr. Beard moved that the Senate resolve itself into a Committee of the Whole for the consideration of Senate Bill No. 15.

Mr. McMullen moved as a substitute for the motion of Mr. Beard that the bill be made a special order for 11 o'clock Friday, April 23.

Which was agreed to, and the substitute was adopted. And it was so ordered.

The consideration of bills on the Second Reading was resumed.

Senate Bill No. 36:

A bill to be entitled an act authorizing and directing the County Treasurer to transfer the surplus funds of the Fine and Forfeiture Fund to the School Fund of the respective counties, and that the same be used for school purposes.

Was taken up and read the second time in full.

Mr. Massey, Chairman of the Committee on Judiciary A, as required by the rule, moved to indefinitely postpone the bill.

Which was agreed to, and Senate Bill No. 36 was indefinitely postponed.

Senate Bill No. 71:

A bill to be entitled an act to amend Section 1586 of the General Statutes of the State of Florida, as amended by Chapter 5647, of the Acts of 1907, the same being relative to the pay of jurors.

Was taken up and read the second time in full.

Mr. Massey, Chairman of the Committee on Judiciary A, moved that the rules be waived and that he be excused from making a motion to indefinitely postpone, as the introducer was absent.

Which was agreed to by a two-thirds vote, and Senate Bill No. 71 was informally passed.

Senate Bill No. 41:

A bill to be entitled an act to exempt insurance companies organized under the Laws of Florida from the payment to the State Treasurer of 2 per cent. of the gross amount of receipts of premiums from policy holders in this State.

Was taken up and read the second time in full.

There being no amendments, Senate Bill No. 41 was,

under the rule, placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 42:

A bill to be entitled an act providing for the confirmation by the Judge granting the order to sell real estate belonging to infants.

Was taken up and was read the second time in full.

There being no amendments, Senate Bill No. 42 was, under the rule, placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 39:

A bill to be entitled an act legalizing and confirming all grants, licenses and permits heretofore made and given by County Commissioners in relation to the occupation and use of highways, roads and streets by surface street railways, which licenses, grants or permits have been acted upon by the grantee or grantees, their successors or assignees, by the expenditure of money in good faith.

Was taken up and read the second time in full.

There being an interlineation, Senate Bill No. 39 was referred to the Committee on Engrossed Bills.

Senate Bill No. 14:

A bill to be entitled an act for the relief of George R. Carter, sheriff of Citrus county, Fla., for loss of fees during his suspension from said office.

Was taken up, and pending the reading of the bill.

Mr. Cone moved that the bill be recommitted.

Which was agreed to.

And Senate Bill No. 14 was recommitted to the Committee on Judiciary B.

Senate Bill No. 56:

A bill to be entitled an act giving the holder of a negotiable instrument the right to sue the makers and endorsers thereof jointly.

Was taken up and read the second time in full.

There being no amendment, under the rule Senate Bill No. 56 was placed on the Calendar of Bills on the Third Reading without reference

Senate Bill No. 54:

A bill to be entitled an act to amend Chapter 5690 of the Laws of Florida, relative to the sale of liquors in

counties or precincts voting against such sale, and also relating to selling liquors without a license.

Was taken up and read the second time in full.

There being no amendments, Senate Bill No. 54 was under the rule, placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 51:

A bill to be entitled an act providing for the creation of Palm Beach county in the State of Florida and for the organization and government thereof.

Was taken up.

Mr. Cone moved that the rules be waived and that Senate Bill No. 51 be read the second time by its title only.

Which was agreed to by a two-third vote.

And—

Senate Bill No. 51 was read the second time by its title.

There being no amendments, Senate Bill No. 51, under the rule was placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 20:

A bill to be entitled an act to punish spitting and smoking inside of cars propelled by electricity and operating as common carriers of passengers in this State; and prescribing the duties of the common carrier operating, and the conductor or other person in charge of such car, and providing a penalty for the failure of such common carrier operating, and of the conductor or other person in charge of such car, to comply with and enforce the provisions of this act.

Was taken up and read the second time in full.

Mr. West, Chairman of the Committee on Public Health, as required by the rule, moved to indefinitely postpone the bill.

Mr. Beard moved as a substitute to the motion that the bill be laid on the table, subject to call.

The substitute was agreed to, and Senate Bill No. 20 was ordered to lay on the table, subject to call.

Senate Bill No. 27:

A bill to be entitled an act to regulate the practice of optometry; to provide for a Board of Examiners and for the examination of practitioners of optometry; for

the registration of licensed practitioners, and prescribing penalty for its violation.

Was taken up and read the second time in full.

There being no amendment, Senate Bill No. 27, under the rule, was placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 64:

A bill to be entitled an act to authorize the State Board of Health of Florida to employ a sanitary engineer, whenever the said Board may consider the necessities of sanitation in and about the State may so require, and to provide for his compensation.

Was taken up and read the second time in full.

There being no amendments, under the rule, Senate Bill No. 64 was placed on the Calendar of Bills on the Third Reading, without reference.

Senate Bill No. 63:

A bill to be entitled an act to authorize the State Board of Health to acquire and maintain a sanatorium for the treatment of tuberculosis; to make and enforce rules regarding the administration of such sanatorium, and to provide methods for conducting the same.

Was taken up and read the second time in full.

There being no amendments, under the rule, Senate Bill No. 63 was placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 62:

A bill to be entitled an act to authorize the State Board of Health to adopt, promulgate and enforce rules and regulations for the betterment and protection of the public health of the State of Florida.

Was taken up and read the second time in full.

There being no amendment, under the rule Senate Bill No. 62 was placed on the Calendar of Bills on the Third Reading without reference.

Mr. Beard called from the table for consideration

Senate Bill No. 20:

A bill to be entitled an act to punish spitting and smoking inside of cars propelled by electricity and operating as common carriers of passengers in this State; and prescribing the duties of the common carrier operating,

and the conductor or other person in charge of such car, and providing a penalty for the failure of such common carrier operating, and of the conductor or other person in charge of such car, to comply with and enforce the provisions of this act.

Mr. West, Chairman of the Committee on Public Health, as required by the rule, moved to indefinitely postpone the bill.

Which was not agreed to.

There being no amendment, under the rule Senate Bill No. 20 was placed on the Calendar of Bills on the Third Reading without reference.

Senate Bill No. 31:

A bill to be entitled an act to punish any person who intimidates or attempts to intimidate any person who has been served with process to appear as a witness in any court in this State.

Was taken up and read the second time, together with the committee amendment thereto, to wit:

Amend by striking out Section Two.

Mr. Massey moved to adopt the committee amendment.

Which was agreed to and the committee amendment was adopted.

Senate Bill No. 31, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 66:

A bill to be entitled an act to repeal an act entitled an act to authorize and regulate the selling of pools in this State. Approved, June 4th, 1891; and to repeal all acts amendatory thereof.

Was taken up and read the second time in full.

Mr. Cone, Chairman of the Committee on Judiciary B, as required by the rule, moved to indefinitely postpone the bill.

Which was agreed to, and Senate Bill No. 50 was indefinitely postponed.

Senate Bill No. 50:

A bill to be entitled an act to amend Sections 3267 and 3268 of the General Statutes of the State of Florida, creating a penalty for carrying certain firearms without first obtaining license.

Was taken up and read the second time in full.

Mr. Cone, Chairman of the Committee on Judiciary B, as required by the rule, moved to indefinitely postpone the bill.

Which was agreed to, and Senate Bill No. 50 was indefinitely postponed.

Senate Bill No. 58:

A bill to be entitled an act to amend Section 3146 of the General Statutes of Florida and to limit the time and prescribe the conditions governing certain actions for negligence causing the death of another.

Was taken up and read the second time in full.

There being no amendment, Senate Bill No. 58, under the rule, was placed on the Calendar of Bills on the Third Reading, with reference.

Senate Bill No. 25:

A bill to be entitled an act requiring parties in all civil actions in the Circuit Courts of this State to file for the use of the opposite party duplicate copies of all their pleadings and proceedings.

Was taken up and read the second time in full.

Mr. Cone offered the following amendment to Senate Bill No. 25:

Strike out all after the enacting clause.

Mr. Cone moved to adopt the amendment.

Mr. Dayton moved as a substitute that the bill be re-committed.

Which was agreed to, and Senate Bill No. 25 was re-committed to Committee on Judiciary B.

Senate Bill No. 67:

A bill to be entitled an act authorizing special tax school districts to erect and improve school buildings, and to issue bonds therefor.

Was taken up and read the second time in full.

There being no amendment, under the rule Senate Bill No. 67 was placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 19:

A bill to be entitled an act to punish persons using profane or obscene language on any car propelled by

electricity and operated in this State as a common carrier of passengers, and authorizing and empowering conductor or other person in charge of such car, to prevent intoxicated persons entering such car, and authorizing conductor or other person in charge of such car to arrest and eject boisterous, intoxicated, profane or obscene persons from such car; and providing a penalty for the failure, refusal or neglect of the conductor or other person in charge of such car to carry out the provisions of this act.

Was taken up and read the second time in full.

The following committee amendment was read:

In Section 2, line , strike on the word "likely."

Mr. Cone moved to adopt the committee amendment as read.

Which was agreed to, and the amendment was adopted.

The following committee amendment was read:

In Section 3, line 7, strike out the words "unpleasant or."

Mr. Cone moved to adopt the amendment as read.

Which was agreed to and the amendment was adopted.

The following committee amendment was read:

In Section 1, line 5, strike out the words "less than ten nor."

Mr. Cone moved to adopt the amendment.

Which was agreed to, and the amendment was adopted.

The following committee amendment was read:

In Section 1, line 6, strike out the words "less than ten nor."

Mr. Cone moved to adopt the amendment.

Which was agreed to, and the amendment was adopted.

The following committee amendment was read:

In Section 2, line 10, strike out the words "less than ten nor."

Mr. Cone moved to adopt the amendment.

Which was agreed to, and the committee amendment was adopted.

The following committee amendment was read:

In Section 2, line 12, strike out the words "less than ten nor."

Mr. Cone moved to adopt the amendment.

Which was agreed to, and the committee amendment was adopted.

The following committee amendment was read:

In Section 3, line 12, strike out the words "less than twenty-five nor."

Mr. Cone moved to adopt the amendment.

Which was agreed to, and the committee amendment was adopted.

The following committee amendment was read:

In Section 3, line 13, strike out the words "less than thirty nor."

Mr. Cone moved to adopt the amendment.

Which was agreed to, and the committee amendment was adopted.

The following committee amendment was read:

In Section 4, line 5, strike out the words "less than twenty-five nor."

Mr. Cone moved to adopt the amendment.

Which was agreed to, and the committee amendment was adopted.

In Section 5, line 9, strike out the words "less than twenty-five nor."

The following committee amendment was read:

Mr. Cone moved to adopt the amendment.

Which was agreed to, and the committee substitute was adopted.

Senate Bill No. 19, as amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 101:

A bill to be entitled an act to amend Section 1866 of the General Statutes of the State of Florida, relating to constructive service.

Was taken up and read the second time in full.

There being no amendment, under the rule, Senate Bill No. 101 was placed on the Calendar of Bills on the Third Reading, without reference.

Mr. Broome asked unanimous consent to have Senate

Bill No. 53, introduced by him, appear on the Journal as having been introduced by request.

Which was granted.

MISCELLANEOUS BUSINESS.

By unanimous consent, Mr. Buckman introduced—

Senate Bill No. 140:

A bill to be entitled an act in aid and furtherance of the objects of the Florida Historical Society.

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

By unanimous consent, Mr. Sloan, Chairman of the Committee on Legislative Expenses, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson,

President of the Senate:

Sir:

Your Committee on Legislative Expenses, to whom was referred—

Senate Resolution No. 15:

Beg to submit following substitute: That Committee on Enrolled Bills, to employ one clerk, services to begin Saturday.

Very respectfully,

D. H. SLOAN,
Chairman of Committee.

Also the following:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.

Hon. F. M. Hudson,

President of the Senate:

Sir:

Your Committee on Legislative Expenses, to whom was referred—

Senate Resolution No. 17:

Beg to offer following substitute, that Committees on

Pensions, Mining and Mineral resources and Committee on Public Printing be authorized to employ one clerk jointly.

Very respectfully,

D. H. SLOAN,
Chairman of Committee.

Also the following:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.
Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Legislative Expenses, to whom was referred—

Senate Resolution No. 16:

Beg to offer the following substitute:

That Committees on Commerce and Navigation, Constitutional Amendments, Canals and Telegraphs, Claims, Prisons and Convicts be authorized to employ one clerk jointly.

Have had the same under consideration and recommend that it do pass.

Very respectfully,

D. H. SLOAN,
Chairman of Committee.

Also the following:

Senate Chamber,
Tallahassee, Fla., April 15, 1909.
Hon. F. M. Hudson,
President of the Senate.

Sir:

Your Committee on Legislative Expenses, to whom was referred—

Senate Resolution No. 21:

Beg to offer the following substitute:

That Committees on Indian Affairs, Immigration, Agri-

culture and Forestry and Committee on Railroads be authorized to employ one clerk jointly.

Very respectfully,

D. H. SLOAN,
Chairman of Committee.

Mr. Harris moved to waive the rules and that the Senate revert to the consideration of resolutions.

Which was agreed to by a two-thirds vote.

CONSIDERATION OF RESOLUTIONS RESUMED.

Mr. Harris moved that the substitute offered by the Committee on Legislative Expenses for Senate Resolution No. 15 be adopted.

Which was agreed to.

Mr. Harris moved that the substitute offered by the Committee on Legislative Expenses to Senate Resolution No. 17 be adopted.

Which was agreed to.

Mr. Harris moved that the substitute offered by the Committee on Legislative Expenses to Senate Resolution No. 16 be adopted.

Which was agreed to.

Mr. Harris moved that the substitute offered by the Committee on Legislative Expenses to Senate Resolution No. 21 be adopted.

Which was agreed to.

Mr. McLeod was granted leave of absence until Monday afternoon.

Mr. Dayton moved that the Senate do now adjourn until 10 o'clock tomorrow morning.

Which was agreed to.

Whereupon the Senate stood adjourned until 10 o'clock a. m., Friday, April 16, 1909.