

ment of petit jurors for the first week of the terms of the Circuit Court, the Court of Record, the Criminal Court of Record and the County Court, and the length of service of such jurors.

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

Mr. Dayton asked permission to withdraw Senate Bill No. 86.

Which was granted and the bill was withdrawn.

Mr. Stokes moved that the Senate now adjourn until 10:00 o'clock tomorrow morning.

Which was agreed to.

Whereupon the Senate stood adjourned to 10 o'clock a. m. Tuesday, April 18 1911.

TUESDAY, APRIL 18, 1911

The Senate met pursuant to adjournment.

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

Mr. President, Senators Adkins, Baker, Broome, Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, Johnson, L'Engle, Malone, Massey, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—29.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of the 17th was corrected and approved as corrected.

Mr. L'Engle moved that the Senate proceed to the election of a United States Senator as required by the Statutes of the United States at 12 o'clock m. today.

Which was agreed to.

REPORTS OF COMMITTEES.

The Committee on Game and Fisheries reported favorably on—

Senate Bill No. 157:

A Bill to be entitled An Act to amend Section 3774 of

the General Statutes of the State of Florida relating to close seasons for mullet.

The Committee on Public Printing reported favorably on—

Senate Bill No. 84 :

A Bill to be entitled An Act to provide permanently for reprinting the Reports of the Supreme Court.

The Committee on Game and Fisheries reported favorably, with amendments, on—

House Bill No. 199 :

A Bill to be entitled An Act to prohibit gigging or spearing fish in the fresh waters of Wakulla County.

Amendments to wit :

1. Strike out Section 1 and insert in lieu thereof the following: "It shall be unlawful for any person or persons to gig or spear any fish during their bedding season in the fresh water streams, lakes, rivers, ponds or bayous of Wakulla County."

2. In Section 2 strike out all after the word "misdemeanor."

3. Strike out all of Section 4 and insert in lieu thereof the following: "This Act shall be effective upon becoming a law."

Also reported favorably with amendments on—

Senate Bill No. 155 :

A Bill to be entitled An Act to amend Section 3768 of the General Statutes of the State of Florida relating to the hauling of seines or nets in fresh waters, rivers, creeks, etc., and to repeal Section 3769 of the General Statutes of the State of Florida, relating to hauling seines or nets in fresh waters, rivers, creeks, etc., and to provide a penalty for the violation thereof.

Committee Amendment to Senate Bill No. 155, to-wit:
Insert after the word "seine" the word "net."

Also reported favorably on—

Senate Bill No. 156 :

A Bill to be entitled An Act to amend Section 1 of Chapter 5431, being an Act for the protection of shad in this State; to prescribe a closed season thereon; to prohibit

the transportation or possession of such shad during such closed season.

Mr. Massey, Chairman of the Committee on Finance and Taxation, moved that the rules be waived and that the said committee be not required to report back within seven days as provided by Rule 38, bills which are committed to it.

Which was agreed to by a two thirds' vote.

INTRODUCTION OF BILLS.

By Mr. Massey—

Senate Bill No. 191:

A Bill to be entitled An Act relative to tax assessment and redemption of lands from tax sales.

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

By Mr. Humphries—

Senate Bill No. 192:

A Bill to be entitled An Act providing that a juror shall not be excused for cause upon the ground that he has previously formed an opinion if such juror under oath says he will try the cause and render his verdict according to the law and evidence introduced regardless of his opinion.

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

By Mr. Humphries—

Senate Bill No. 193:

A Bill to be entitled An Act to appropriate fifty thousand dollars annually payable quarterly from the fund derived from the hire and lease of State convicts for the use and benefit of the Florida Hospital for the insane.

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

By Mr. Dayton—

Senate Bill No. 194:

A Bill to be entitled An Act to provide for the change and establishment of county sites calling elections for, and prescribing the regulations under which such elections

shall be held, and providing a penalty for the use of money, goods or chattels to secure votes or influence for any place as county site in such elections and specifying who shall be qualified to vote in said elections.

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

By Mr. Dayton—

Senate Bill No. 195:

A Bill to be entitled An Act to require County Solicitors and State's Attorneys to procure certain prima facie evidence of dealing in spirituous, vinous or malt liquors; to require prosecution by County Solicitors for certain offenses upon acquisition of certain prima facie evidence of dealing in spirituous, vinous or malt liquors; to require State's Attorneys to present the grand juries certain prima facie evidence of dealing in spirituous, vinous or malt liquors to constitute a failure to do so as malfeasance of office and ground for removal of such officer.

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

CONSIDERATION OF RESOLUTIONS.

Senate Concurrent Resolution No. 14, appointing a committee to inquire into the Primary Laws and make recommendation.

Was taken up and read the second time.

Mr. Flournoy moved to adopt the resolution.

Which was agreed to.

And same was ordered to be certified to the House of Representatives.

The following communication was received from the Secretary of State:

Office of the Secretary of State,
State of Florida,
Tallahassee, Fla., April 17, 1911.

Hon. Fred P. Cone,
President of the Senate.

My Dear Sir:

In compliance with Senate Resolution No. 23 I have the honor to transmit to you herewith the statement showing the number of proposed amendments to the Constitution

and the number that have been adopted since the Constitutional Convention in 1885.

Very respectfully,
H. CLAY CRAWFORD,
Secretary of State.

The communication was ordered to be spread on the Journal and the statement was referred to the Committee on Constitutional Amendments.

The following messages from the House of Representatives were read:

House of Representatives,
Tallahassee, Fla., April 18, 1911.

Hon. Fred P. Cone,
President of the Senate.

Sir:

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

House Bill No. 268:

A Bill to be entitled An Act to provide a municipal government for the Town of Pinetta, in the County of Madison, State of Florida.

Also—

House Bill No. 272:

A Bill to be entitled An Act making it unlawful to catch fish in the fresh water lakes or streams of Osceola County during certain months of the year.

Also—

House Bill No. 275:

A Bill to be entitled An Act to repeal Chapter 6014 of the Laws of Florida, entitled "An Act to organize and establish a County Court in and for St. Lucie County, Florida, and to prescribe for the appointment of a prosecuting attorney, and prescribing the terms thereon."

Also—

House Joint Resolution No. 10:

A Joint Resolution of the Legislature of the State of Florida ratifying and approving the proposed amendment to the Constitution of the United States relative to the income tax.

Also—

House Bill No. 90:

A Bill to be entitled An Act to abolish the present municipal government of the Town of Trenton in the County of Alachua and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Trenton, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges, and for the exercise of same.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

House Bill No. 268, contained in the above message, was read the first time by its title.

Mr. Davis moved to waive the rules and that House Bill No. 268 be not referred to a committee, but be advanced to the local Calendar of Bills on the Second Reading.

Which was agreed to by a two thirds' vote, and the bill was so placed.

House Bill No. 272, contained in the above message, was read the first time by its title.

Mr. Massey moved to waive the rules and that the bill be not referred, but be advanced upon the Calendar of Local Bills on the Second Reading,

Which was agreed to by a two thirds' vote, and the bill was so placed.

House Bill No. 275, contained in the above message, was read the first time by its title and was referred to the Committee on Judiciary A.

And House Joint Resolution No. 10, contained in the above message, was read the first time by its title and was referred to the Committee on Constitutional Amendments.

And House Bill No. 90, contained in the above message, was read the first time by its title.

Mr. Johnson moved that the rules be waived and that House Bill No. 90 be not referred but be advanced to the Local Calendar of Bills on the Second Reading.

Which was agreed to by a two thirds' vote, and the bill was so placed.

Also—

House of Representatives,
Tallahassee, Fla., April 17, 1911.

Hon. Fred P. Cone,
President of the Senate.

Sir:

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

House Concurrent Resolution No. 17:

A resolution requesting the Government of the United States to return the proceeds of the tax levied on raw cotton in the years from 1861 to 1868.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Concurrent Resolution No. 17, contained in the above message, was read the first time and went over under the rules.

Also—

House of Representatives,
Tallahassee, Fla., April 18, 1911.

Hon. Fred P. Cone,
President of the Senate.

Sir:

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

House Memorial No. 1:

A Memorial to the Congress of the United States asking that an appropriation be made to improve New River, Florida, and that a channel not less than twenty feet deep be cut from the river, over the bar, out to the sea.

Also—

House Memorial No. 2:

A Memorial to the Congress of the United States requesting an appropriation for the Santa Lucie Inlet in Palm Beach County, Florida.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

And House Memorial No. 1, contained in the above message, was read the first time and went over under the rules.

And House Memorial No. 2, contained in the above message, was read the first time and went over under the rules.

Also—

House of Representatives,
Tallahassee, Fla., April 17, 1911.

Hon. Fred P. Cone,
President of the Senate.

Sir:

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

House Bill No. 260.

A Bill to be entitled An Act to amend Section 1 of Chapter 6117, Laws of Florida, same being An Act to authorize the Town of White Springs, in Hamilton County to issue bonds and granting certain powers in connection therewith.

Also—

House Bill No. 248:

A Bill to be entitled An Act relating to the incorporation of the Town of Crescent City, fixing its boundaries, conferring on said town all the powers and privileges incident thereto under the Laws of the State of Florida; validating all ordinances heretofore passed by said town, validating all acts of said town and its officials, providing for the assessment of taxes, and collection of revenue, providing for paving and improving streets and sidewalks, providing for authorizing the issue and sale of bonds, providing for a Town Council and other officials for said town, providing methods for the government of said town and conferring other powers and privileges on said town.

Also—

House Bill No. 267:

A Bill to be entitled An Act to amend Section 1, Chapter 6067, Acts of 1909, An Act entitled An Act to provide municipal government for the Town of Lee in Madison County, Florida.

Also—

House Bill No. 264:

A Bill to be entitled An Act to establish the municipality of the Town of Malone, to provide for its government, fix its territorial limits, and to prescribe its jurisdiction and powers.

Also—

House Bill No. 269:

A Bill to be entitled An Act authorizing and empowering the City of Apalachicola, a Municipal Corporation, organized and existing under the Laws of Florida, to enter into a contract for lighting the streets of said city for a period of not exceeding ten years, and to levy, impose and collect on real and personal property subject to taxation by said city a special annual tax not to exceed four (4) mills on the dollar for the purpose of paying for such lighting.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

Chief Clerk of the House of Representatives.

J. G. KELLUM,

And House Bill No. 260, contained in the above message, was read the first time by its title.

Mr. McLeod moved to waive the rules and that the bill be not referred, but be placed on the local Calendar of Bills on the Second Reading.

Which was agreed to by a two thirds' vote.

And the bill was so placed.

And House Bill No. 248, contained in the above message was read the first time by its title.

Mr. Hilburn moved to waive the rules and that the bill be not referred, but be placed on the local Calendar of Bills on the Second Reading.

Which was agreed to by a two thirds' vote.

And the bill was so placed.

And House Bill No. 267, contained in the above message, was read the first time by its title.

Mr. Davis moved to waive the rules and that the bill be not referred, but be placed on the Calendar of local Bills on the Second Reading.

Which was agreed to by a two thirds' vote.

And the bill was so placed.

And House Bill No. 264, contained in the above message, was read the first time by its title and was referred to the Committee on Municipalities.

And House Bill No. 269, contained in the above message, was read the first time by its title.

Mr. Hosford moved that the rules be waived and that the bill be read a second time by its title.

Which was agreed to by a two thirds' vote.

And House Bill No. 269 was read a second time by its title.

Mr. Hosford moved that the rules be further waived and that House Bill No. 269 be read a third time and put upon its passage.

Which was agreed to by a two thirds' vote.

And House Bill No. 269 was read the third time in full.

Upon the passage of House Bill No. 269 the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Baker, Broome, Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, Johnson, L'Engle, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—30.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives under the rule.

Also—

House of Representatives,
Tallahassee, Fla., April 17, 1911.

Hon. Fred P. Cone,
President of the Senate.

Sir:

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

House Concurrent Resolution No. 18:

Relating to the taxes for 1911 on the tract of land purchased for use as a State Prison.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,
Chief Clerk of the House of Representatives.

And House Concurrent Resolution No. 18, contained in the above message, was read the first time and went over under the rules.

Also—

House of Representatives,
Tallahassee, Fla., April 17, 1911.

Hon. Fred P. Cone,
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 Concurrent Resolution No. 12:
Relative to visiting and inspecting the canals of the Florida Coast Line Canal Company on the east coast.

Also—

Senate Concurrent Resolution No. 8:
Relating to inspection, etc., of lands purchased for State Penitentiary, etc.

Very respectfully,

J. G. KELLUM,
Chief Clerk of the House of Representatives.

And Senate Concurrent Resolution No. 12, contained in the above message, was referred to the Committee on Enrolled Bills.

And Senate Concurrent Resolution No. 8, contained in the above message, was referred to the Committee on Enrolled Bills.

Also—

House of Representatives,
Tallahassee, Fla., April 17, 1911.

Hon. Fred P. Cone,
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 Concurrent Resolution No. 9:
Relative to visiting the phosphate mines of Hillsboro and Polk Counties.

With the following amendment:

Strike out the word "and" between the words "Polk and Hillsboro" and insert in lieu thereof the following after the word Hillsboro, the words "and Citrus."

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

J. G. KELLUM,

Chief Clerk of the House of Representatives.

Mr. McMullen moved that the Senate do concur in the House amendments to the resolution.

Which was agreed to.

Mr. McMullen moved that the Senate's concurrence to the resolution amendments be certified to the House of Representatives.

Which was agreed to.

ORDERS OF THE DAY.

Senate Bill No. 41:

A Bill to be entitled An Act to secure better attendance upon the public schools of the counties of this State.

The Committee on Education reported favorably with amendment.

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

And Senate Bill No. 41 was referred to the Committee on Engrossed Bills.

Senate Bill No. 100:

A Bill to be entitled An Act prohibiting fire insurance companies doing business in this State in the absence of fraud, misrepresentation or deceit upon the party insured from setting up fact of title in the insured as a defense against the payment of any policy.

The Committee on Judiciary B reported favorably.

Was taken up and was informally passed over.

Senate Bill No. 104:

A Bill to be entitled An Act to restrict contracts of insurance and to prohibit each and every insurance company, person, firm or corporation doing an insurance business in the State of Florida from inserting or placing in any policy or contract of insurance that may hereafter be entered into with any person in the State of Florida any provision or condition limiting the time in which suit

may be brought or proof of death, sickness, fire, loss or damage shall be made and making invalid, null and void each and every such provision and condition.

Was taken up.

Mr. Johnson moved to waive the rules and to put Senate Bill No. 104 on the second reading for the purpose of amendment.

Which was not agreed to.

Senate Bill No. 104:

A Bill to be entitled An Act to restrict contracts of insurance and to prohibit each and every insurance company, person, firm or corporation doing an insurance business in the State of Florida from inserting or placing in any policy or contract of insurance that may hereafter be entered into with any person in the State of Florida any provision or condition limiting the time in which suit may be brought or proof of death, sickness, fire, loss or damage shall be made and making invalid, null and void each and every such provision and condition.

Was read the third time in full.

Upon the passage the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Broome, Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Humphries, Johnson, L'Engle, McLeod, McMullen, Miller, Perkins, Stokes, Williams, Wilson, Withers, Zim—25.

Nays—Senator Sloan—1.

So the bill passed, title as stated, and the bill was ordered to be certified to the House of Representatives.

Senate Bill No. 31:

A Bill to be entitled An Act to amend Sections 1293 and 1295 of the General Statutes of the State of Florida relating to the powers and duties of Pilot Commissioners.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 31 the vote was:

Yeas—Mr. President, Senators Adkins, Baker, Broome, Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, L'Engle, Massey, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—28.

So the bill passed, title as stated.

And the same was certified to the House of Representatives.

Senate Bill No. 28:

A Bill to be entitled An Act to amend Section 3150 of the General Statutes of the State of Florida relating to liability of railroads for injuries to employes.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 28 the vote was:

Yeas—Mr. President, Senators Adkins, Baker, Broome, Calkins, Carney, Culpepper, Davis, Finlayson, Flournoy, Hilburn, Hosford, Hudson, Humphries, Massey, McLeod, McMullen, Miller, Stokes, Williams, Wilson, Withers, Zim—23.

Nays—Senators Henderson, L'Engle, Sloan—3.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives.

Upon request of Mr. Stokes Senate Bill No. 51, on the Calendar, was informally passed over.

Upon request of Mr. Flournoy Senate Bill No. 5, on the Calendar, was temporarily passed over.

Senate Bill No. 94:

A Bill to be entitled An Act relating to the granting of letters of administration upon the estate of persons presumed to be dead by reason of long absence from their former domicile; and providing for the probating of the wills of such absentees, and for the annexation of such wills to letters of administration granted in such cases.

Was taken up and read a third time in full.

Upon the passage of Senate Bill No. 94 the vote was:

Yeas—Mr. President, Senators Adkins, Baker, Broome, Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, Johnson, L'Engle, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Williams, Wilson, Withers, Zim—29.

Nays—Senator Stokes—1.

So the bill passed, title as stated, and the same was certified to the House of Representatives.

Senate Bills Nos. 81 and 114, and Senate Joint Resolution No. 7, on the Calendar, were informally passed over.

BILLS ON SECOND READING.

Senate Bills Nos. 21, 33, 74, 76, 68, 35, 34 and 37 were informally passed over on the Calendar.

By consent Mr. Perkins called up from the Calendar of Bills on Third Reading Senate Bill No. 51, which had been informally passed over during his absence from the chamber.

Senate Bill No. 51:

A Bill to be entitled An Act to prohibit the soliciting of orders for the sale of intoxicating liquors in counties and districts wherein their sale is prohibited, and to provide a penalty therefor.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 51 the vote was:

Yeas—Mr. President, Senators Adkins, Baker, Broome, Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Henderson, Hilburn, Hudson, Humphries, Johnson, Massey, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—26.

So the bill passed, title as stated, and the same was ordered to be certified to the House of Representatives.

Mr. Perkins, by consent, called up—

Senate Bill No. 114:

In the Calendar of Bills on the Third Reading.

Which was informally passed during his absence from the chamber.

Senate Bill No. 114:

A Bill to be entitled An Act defining and prohibiting breaches of the peace and providing a penalty therefor.

Was taken up and was recommitted to the Committee on Engrossed Bills.

The Senate resumed consideration of—

BILLS ON SECOND READING.

Senate Bill No. 21:

A Bill to be entitled An Act prescribing a penalty for the sale of intoxicating liquors in counties and precincts voting against the sale of same, and to repeal Section 1 of Chapter 5690 of the Laws of Florida, Acts of 1907.

Was taken up and was informally passed over on the Calendar.

Mr. Perkins called up Senate Bill No. 21, which had been informally passed.

Senate Bill No. 21:

A Bill to be entitled An Act prescribing a penalty for the sale of intoxicating liquors in counties and precincts voting against the sale of same, and to repeal Section 1 of Chapter 5690 of the Laws of Florida, Acts of 1907.

Was taken up and read the second time in full.

The substitute for Senate Bill No. 21 offered by Mr. Perkins, to wit:

Substitute for Senate Bill No. 21:

A Bill to be entitled An Act prescribing a penalty for the sale of intoxicating liquors, wines or beer, in counties or precincts voting against such sale, and to repeal Section One of Chapter 5690 of the Laws of Florida, Acts of the Legislature of 1907, relating to the sale of liquors in counties or precincts voting against such sale.

Was read.

Mr. Perkins moved that the Substitute for Senate Bill No. 21 be adopted.

Which was agreed to.

There being no amendment the Substitute for Senate Bill No. 21 was placed on the Calendar of Bills on the third reading.

Senate Joint Resolution No. 17:

A Joint Resolution proposing an amendment to Section 5, Article VIII of the Constitution of the State of Florida, relative to the County Commissioners and County Commissioners' Districts of the several counties of this State.

Was taken up and read the second time.

Mr. Davis, Chairman of the Committee on Constitutional Amendments, as required by the rules, moved to indefinitely postpone Senate Joint Resolution No. 17.

Which was agreed to.

And the resolution was indefinitely postponed.

Senate Joint Resolution No. 18:

A Joint Resolution proposing an amendment to Sections 9 and 10 of Article XVIII of the Constitution of the State of Florida relative to the holding of general elections and the election of county officers.

Was taken up and read the second time and was placed on the Calendar of Bills on the Third Reading.

Senate Joint Resolution No. 19:

A Joint Resolution proposing an amendment to Section 6 of Article VIII of the Constitution of the State of Florida relative to county officers.

Was taken up and temporarily passed over on the Calendar.

Senate Bill No. 60:

A Bill to be entitled An Act to authorize any person not the agent or representative of the lender to charge compensation for negotiating a loan of money and the doing of act incident thereto, in certain cases, and to limit such compensation in certain cases, and to provide a penalty for the violation of this Act.

Was taken up and read the second time in full.

Mr. Massey offered the following amendment to Senate Bill No. 60:

In Section 2, line 6, strike out the word "discount."

Mr. Massey moved the adoption of the amendment.

Which was agreed to.

ELECTION OF UNITED STATES SENATOR.

The hour of 12 o'clock, midday, having arrived, pursuant to the action of the Senate, making that hour the special order for the election of a United States Senator, the Senate proceeded to such election of United States Senator for the State of Florida, as required by the Statutes of the United States.

Mr. L'Engle, presented the name of Hon. Nathan P. Bryan.

Mr. Davis seconded the nomination of Hon. Nathan P. Bryan.

There being no further nomination, the roll was called and the following was the vote:

Mr. President, Senators Adkins, Baker, Broome,

Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, Johnson, L'Engle, Massey, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams. Wilson, Withers, Zim—29.

Hon. Nathan P. Bryan received twenty-nine votes for United States Senator, no vote being cast for any other person.

And Hon. Nathan P. Bryan was declared to have received the majority of the votes cast in the Senate for United States Senator.

Mr. Hudson moved that Hon. Nathan P. Bryan be invited to a seat beside the President.

Which was agreed to.

And Hon. Nathan P. Bryan was seated by the President of the Senate.

Senate Joint Resolution No. 19:

A Joint Resolution proposing an amendment to Section 6 of Article VIII of the Constitution of the State of Florida relative to county officers.

Was taken up and read the second time in full.

The following committee amendment was read, to-wit: Favorable with the following amendment:

Strike out the following: "Except that the County Assessor of Taxes and County Tax Collector, who shall be elected for two years."

Which was read.

Mr. Davis moved to adopt the committee amendment Which was agreed to.

Senate Joint Resolution No. 19:

As amended, was referred to the Committee on Engrossed Bills.

Senate Bill No. 64:

A Bill to be entitled An Act to repeal the license now required of dealers in green groceries and fresh fruits and nuts, where such dealer has taken out license as a merchant.

Was taken up and read the second time in full.

The following amendment offered by the committee was read:

Strike ou the words "repeal" in line 2 of title and all them after to and including the word "dealer" in line 6 thereof, and insert in lieu thereof the following: "To

exempt from the payment of the license required of dealers in green groceries and fruits and nuts, every dealer who."

Mr. Adkins moved to adopt the amendment.

Which was agreed to.

And Senate Bill No. 64 as amended was ordered to be referred to the Committee on Engrossed Bills.

Mr. Hilburn moved that the Senate go into executive session.

Which was agreed to.

The Senate went into executive session and the doors were closed at 12:20 o'clock p. m.

The doors were opened at 12:25 o'clock p. m.

The President in the chair.

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

Mr. President, Senators Adkins, Baker, Broome, Calkins, Carney, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, Johnson, L'Engle, Massey, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—29.

A quorum present.

Senate Bill No. 63:

A Bill to be entitled An Act to amend Section 1627 of the General Statutes of Florida, relating to claims by third persons to property levied upon under execution.

Was taken up and was read the second time.

The following committee amendment was read, to-wit:

In Section 1, line 11, after the word "time" insert the following: "and such person is unable to give bond as herein provided."

Mr. Stokes moved to adopt the committee amendment.

Which was agreed to, and the bill was referred to the Committee on Engrossed Bills.

A message from the Governor was received.

Senate Bill No. 87:

A Bill to be entitled An Act to prohibit the inducing,

enticing or procuring women or girls for immoral purposes, and prescribing a penalty therefor.

Was taken up and read the second time in full.

There being no amendment, the bill was placed on the Calendar of Bills on the Third Reading.

Mr. McMullen moved that the Senate adjourn to 4 o'clock this afternoon.

Which was agreed to.

Whereupon the Senate took a recess until 4 o'clock p. m.

AFTERNOON SESSION, 4:00 O'CLOCK P. M.

The Senate met pursuant to recess order.

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

Mr. President, Senators Adkins, Baker, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, Johnson, Massey, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim—29.

A quorum present.

CONSIDERATION OF BILLS ON SECOND READING.

Act

Senate Bill No. 89-B:

A Bill to be entitled An Act to amend Section 1587 of the General Statutes of the State of Florida, relating to meals for jurors so as to provide for meals and lodging for jurors and their bailiffs.

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

There being no amendment offered Senate Bill No. 89-B was, under the rules, placed on the Calendar of Bills on Third reading.

Senate Bill No. 77:

A Bill to be entitled An Act to amend Section 3627 (2684) of the General Statutes of the State of Florida, relating to furnishing weapons to minors, etc.

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

There being no amendment offered Senate Bill No. 77 was, under the rules, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 110:

A Bill to be entitled An Act to amend Section 546 of the General Statutes of the State of Florida, relating to lien of assessment.

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

There being no amendment offered Senate Bill No. 110 was, under the rules, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 25:

A Bill to be entitled An Act to require common carriers of passengers to provide individual drinking cups.

Was taken up and read the second time in full.

Mr. Hilburn, Chairman of the Committee on Judiciary B, as required in the rules, moved to indefinitely postpone Senate Bill No. 25.

Mr. Hilburn withdrew the motion to indefinitely postpone.

Senate Bill No. 25 was temporarily passed.

Senate Bill No. 32:

A Bill to be entitled An Act to prohibit bets or wagers upon the result of any trial or contest of skill, speed, or power of endurance of man or beast, and to prohibit any person from receiving anything of value, bet or wagered upon any such result, and to prohibit any person from becoming the custodian or depository of any money or other thing, bet or wagered upon any such result, and forbidding any person from aiding, assisting or abetting any such acts, and repealing Section 3581 of the General Statutes of the State of Florida.

Was taken up.

Mr. L'Engle offered the following amendment to Senate Bill No. 32, to-wit:

In title of bill, after word "beast," insert the following: "or mechanical device or contrivances."

And in Section 1, after the word "beast," insert the following: "or mechanical device or contrivances."

Mr. L'Engle moved to adopt the amendment.

Which was not agreed to.

Mr. McMullen moved to waive the rules and that Senate Bill No. 32 be read the third time and put upon its passage.

Which was agreed to by a two thirds' vote.

Senate Bill No. 32:

A Bill to be entitled An Act to prohibit bets or wagers upon the result of any trial or contest of skill, speed or power of endurance of man or beast, and to prohibit any person from receiving anything of value, bet or wagered upon any such result, and to prohibit any person from becoming the custodian or depository of any money or other thing, bet or wagered upon any such result, and forbidding any person from aiding, assisting or abetting any such acts, and repealing Section 3581 of the General Statutes of the State of Florida.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 32, the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Humphries, Johnson, L'Engle, Massey, McLeod, McMullen, Miller, Perkins, Stokes, Williams, Wilson, Withers, Zim—28.

So the bill passed, title as stated, and the same was ordered to be certified to the House of Representatives.

Senate Bill No. 38:

A Bill to be entitled An Act to authorize and empower married women who have had their disabilities removed to execute deeds, conveyances, mortgages and other instruments affecting their real or personal property without the joiner of their husbands and to validate and confirm all such deeds, conveyances, mortgages and other instruments heretofore executed.

Was taken up and read the second time in full.

Mr. McMullen moved to indefinitely postpone Senate Bill No. 38.

Which was agreed to.

Senate Bill No. 38 was indefinitely postponed.

Senate Bill No. 12:

A Bill to be entitled An Act to validate the Acts of the Boards of County Commisisoners of the several counties of this State, in drawing warrants on the general revenue fund of the county, in payment for expenses incurred for road or bridge purposes and of validating such warrants.

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

Mr. Broome offered the following amendment to—
Senate Bill No. 12:

In the title strike out the words “the several counties” and insert in lieu thereof the following: “Gadsden County.”

Mr. Broome moved the adoption of the amendment.
Which was agreed to.

Mr. Broome offered the following amendment to—
Senate Bill No. 12:

In Section 1, lines 1 and 2, strike out the words “any of the Boards” and insert in lieu thereof the following: “The Board of County Commissioners of Gadsden Cuntty.”

Mr. Broome moved the adoption of the amendment.
Which was agreed to.

Mr. Broome offered the following amendment to—
Senate Bill No. 12:

In Section 1, line 3, strike out the words “their respective counties,” and insert in lieu thereof the following: “Said County.”

Mr. Broome moved the adoption of the amendment.
Which was agreed to.

Mr. Broome offered the following amendment to—
Senate Bill No. 12:

In Section 1, lines 5 and 6, strike out the words “or Boards.”

Mr. Broome moved the adoption of the amendment.
Which was agreed to.

Mr. Broome offered the following amendment to —
Senate Bill No. 12:

In Section 1, lines 7 and 8, strike out the words “their respective counties,” and insert in lieu thereof the following: “Said county.”

Mr. Broome moved the adoption of the amendment.
Which was agreed to.

Senate Bill No. 2:

A Bill to be entitled An Act relating to the liability of persons, associations of persons or corporations having a relief department for its employes, and to persons, associations of persons or corporations that contribute money or other thing of value to any relief society or association for the benefit of employes.

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

There being no amendment offered Senate Bill No. 2

was, under the rules, placed on the Calendar of Bills on Third Reading.

CONSIDERATION OF BILLS ON THE SECOND READING.

Senate Bill No. 93:

A Bill to be entitled An Act to regulate the granting of new trials and the setting aside and renewals of judgments.

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

Mr. Williams offered the following substitute for Senate Bill No. 93:

Substitute for Senate Bill No. 93:

A Bill to be entitled An Act to regulate the granting of new trials and the setting aside and renewals of judgments in the Trial and Appellate Courts.

Which was read.

Mr. Williams moved to adopt the substitute to Senate Bill No. 93 in lieu of the original bill.

The motion was not agreed to.

Mr. Hilburn moved to indefinitely postpone Senate Bill No. 93.

Upon which the yeas and nays were called for.

The roll was called and the vote was:

Yeas—Senators Cook, Davis, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Johnson—8.

Nays—Mr. President, Senators Adkins, Baker, Broome, Calkins, Carney, Culpepper, Dayton, Hudson, Humphries, Massey, McLeod, McMullen, Miller, Stokes, Williams, Wilson, Withers, Zim—19.

So the Senate refused to indefinitely postpone the bill. Senate Bill No. 93 was passed to the Calendar of Bills on Third Reading.

Mr. Williams 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. Wednesday, April 19, 1911.