

## WEDNESDAY, APRIL 12, 1911.

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, Broome, Calkins, Carney, Cook, Culpepper, Davis, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, Hudson, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Williams, Wilson, Withers, Zim.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of April 11 was corrected.

The Journal of April 11 was approved as corrected.

### REPORTS OF COMMITTEES.

Committee on Organized Labor reported favorably on—

Senate Bill No. 68:

A Bill to be entitled An Act to regulate child labor in the State of Florida, and to make provision of such Act effective, creating the office of State Labor Inspector and defining duties and compensation of such officer.

Committee on Privileges and Elections reported unfavorably on—

Senate Bill No. 35:

A Bill to be entitled An Act to repeal Section 187 of the General Statutes of the State of Florida, pertaining to the publication of list of the qualified voters preceding general elections.

Also reported unfavorably on—

Senate Bill No. 34:

A Bill to be entitled An Act to prescribe certain duties of registration officers.

Also reported unfavorably on—

Senate Bill No. 86:

A Bill to be entitled An Act to amend Section 172 of the General Statutes of the State of Florida, relating to General Elections.

Also reported without recommendation—

Senate Bill No. 37:

A Bill to be entitled An Act to abolish the present registration of Hillsboro County and provide for a new registration.

Committee on Constitutional Amendments reported unfavorably on—

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.

Also favorably on—

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.

Also on—

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.

Favorable with the following amendments: Strike out the following: "except that the County Assessor of Taxes and County Tax Collectors, who shall be elected for two years."

Also on—

Senate Concurrent Resolution No. 7:

Whereas, Many defects and imperfections are apparent,

and many changes needed in our present Constitution; and,

Whereas, The onward march of civilization, and the unprecedented development of our State require a modern Constitution; and,

Whereas, The rapidly increasing population and progressive tendencies toward development of our State are, in a degree, retarded by our present Constitution; therefore,

Be it resolved, the House of Representatives concurring, That pursuant to Section 2 of Article XVII of the Constitution of the State of Florida, it is the sense of this body that a revision of our State Constitution is necessary; that the officers of this State be required to take such steps as the Constitution directs to secure the vote of the people on this question.

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

Favorable with following amendments, to-wit: First, Insert the following title, "A Joint Resolution Proposing a Revision of the Constitution of the State of Florida." Second, strike out the words "House of Representatives concurring," and insert in lieu thereof "Legislature of the State of Florida."

The Committee on Roads and Highways reported favorably on—

Senate Bill No. 72:

A Bill to be entitled An Act amending Section 874, Chapter 11 of the General Statutes of the State of Florida, relating to the division of counties into road districts.

Also, favorably on—

Senate Bill No. 74:

A Bill to be entitled An Act prohibiting the use of log carts upon any of the public roads within the State of Florida, with certain exceptions thereto, and providing penalties for the violation thereof.

Also, favorably on—

Senate Bill No. 76:

A Bill to be entitled An Act to license automobiles and other motor-driven vehicles used on the public roads or

highways in the State of Florida, either for hire or otherwise.

The Committee on Judiciary B reported unfavorably on—

Senate Bill No. 20:

A Bill to be entitled An Act to amend Sections 2996 and 2997 of the General Statutes of the State of Florida relative to negotiable instruments.

Also, favorably on—

Senate Bill No. 24:

A Bill to be entitled An Act to repeal Section 2238 of the General Statutes of the State of Florida relating to exemptions from liens for rent.

Also, favorably on—

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.

Also unfavorably on—

Senate Bill No 80:

A Bill to be entitled An Act to protect the secret work of fraternal orders, and to punish the publication, selling or circulation of any work purporting to be the secret work of any fraternal order, or which is claimed or represented to be such work.

Also favorably on—

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 part insured from setting up lack of title in the insured as a defense against the payment of any policy.

Also favorably on—

Senate Bill No. 4:

A Bill to be entitled An Act providing for taxation of

and fixing the rate of taxation of inheritances, devises, bequests, legacies and gifts, and providing for the manner of payment as well as the manner of enforcing payment thereof, and penalty for violation of provisions of this Act.

Also favorably on—

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.

Also unfavorably on—

Senate Bill No. 103:

A Bill to be entitled An Act to amend Section 3266 of the General Statutes of the State of Florida, relating to penalty for carrying pistols or repeating rifle without first obtaining a license.

Also favorably on—

Senate Bill No. 13:

A Bill to be entitled An Act to authorize the County Commissioners of any county of this State to use for any special county purpose the surplus money in the fund raised for general county purposes.

Also favorably on—

Senate Bill No. 81:

A Bill to be entitled An Act to amend Chapter 5695 of the Laws of 1907 of the Laws of Florida, being An Act amending Section 775 of the General Statutes of the State of Florida, in relation to the compensation of County Commissioners.

Also reported on—

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.

Favorable with the following amendments, to-wit:

By striking out the word "complainant" in the fourth line of Section 2 and insert in lieu thereof the word "plaintiff," and by striking out the word "contributable" in the eighth line of second Section and insert in lieu thereof the word "attributable," and by striking out Section 5.

Also unfavorably on—

Senate Bill No. 73:

A Bill to be entitled An Act requiring butchers of beeves and hogs to submit the same for inspection.

Also favorably on—

Senate Bill No. 55:

A Bill to be entitled An Act to require that all railroad locomotives operated and used for drawing passenger and freight trains shall be equipped with and use an electric headlight and providing a penalty for a violation of said Act.

Also reported—

Senate Bill No. 26:

A Bill to be entitled An Act to provide for attorney's fee in certain cases on appeal or writ of error.

Favorable with following amendments, to-wit:

After the words "less than twenty-five dollars" add the following: "Or more than fifty dollars," and after the words "less than fifty dollars" add the following: "Or more than five hundred dollars."

The Committee on Judiciary A reported—

Favorably on—

Senate Bill No. 60:

A Bill to be entitled An Act to prescribe the maximum passenger rate in this State on certain steam railroads, and to provide that the Railroad Commission may prescribe maximum passenger rates on steam railroads in this State not in conflict with the provisions of this Act,

and to provide for the use of certain evidence in cases arising under this Act, and to provide a penalty for the violation of this Act.

Also favorably on—

Senate Bill No. 61:

A Bill to be entitled An Act fixing the amount of credit to be allowed county convicts on fines and costs.

Also favorably on—

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.

Also favorably on—

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 lodgings for jurors and their bailiffs.

Also favorably on—

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.

Also favorably on—

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.

The Committee on Appropriations reported favorably on—

Senate Bill No. 65:

A Bill to be entitled An Act appropriating the sum of thirty thousand dollars for the purpose of carrying into effect the provisions of Chapter 5734 of the Laws of Florida, approved May 31, 1907, appropriating thirty thou-

sand dollars to the Florida State Mid-Winter Association to pay premiums at fair to be held in Tampa, Fla., commencing November 1, 1907, and November 1, 1908, respectively.

The Committee on Municipalities reported favorably on—

**Senate Bill No. 67:**

A Bill to be entitled An Act to amend Section 1 of An Act entitled "An Act to provide for the assessment and collection of the taxes for the City of Orlando, and for the collection of the back taxes and tax sale certificates of said city," approved April 30, 1903.

The Committee on Judiciary B reported—

**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.

Also favorably on—

**Senate Bill No. 25:**

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

Also favorably on—

**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.

Also favorably on—

**Senate Bill No. 44:**

A Bill to be entitled An Act prescribing the method

of serving process upon non-resident co-partners having an office or conducting a business in the State of Florida.

Also favorably on—

Senate Bill No. 12:

A Bill to be entitled An Act to validate the Acts of the Boards of County Commissioners 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.

Also favorably on—

Senate Bill No. 23:

A Bill to be entitled An Act to repeal Section 3320 of the General Statutes of the State of Florida relating to obtaining money or property upon false promises to perform labor.

Also favorably on—

Senate Bill No. 3:

A Bill to be entitled An Act to amend Section four (4) of Chapter 5984 of the Laws of Florida, Acts of 1909, being entitled An Act to organize a county court in and for the County of Gadsden; to prescribe the term thereof, and to provide for the appointment of a prosecuting attorney, and for his compensation and for that of the judge of the said court.

Also favorably on—

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.

Also return without recommendation—

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.

The Committee on Judiciary A reported favorably on—  
Senate Bill No. 111:

A Bill to be entitled An Act to regulate the instruction of juries in jury trial.

Also favorably on—

Senate Bill No. 54:

A Bill to be entitled An Act to amend Sections 3267 and 3268 of the General Statutes of the State of Florida, relating to licenses for carrying firearms.

Also reported favorably, with amendment—

Senate Bill No. 50:

A Bill to be entitled An Act to prescribe and regulate rates for the transmission of telegrams and providing a penalty for violation of said regulations.

Committee amendment to Senate Bill No. 50, to-wit:

In Section One, lines 4 and 5, strike out the words "on its lines."

Also reported favorably, with amendment—

Senate Bill No. 63:

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

Committee amendment to Senate Bill No. 63, to-wit:

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

Also favorable, with amendment—

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.

Committee amendments to Senate Bill No. 64:

Strike out the words "repeal" in line 2 of title and all thereafter 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."

Also favorably, with amendments, on—

Senate Bill No. 82:

A Bill to be entitled An Act to amend Section 3299 of the General Statutes of the State of Florida, relative to horse and cattle stealing.

Committee amendments to Senate Bill No. 82, to-wit:

In Section 1, line 10, after the word "court" and insert in lieu thereof the following: "or by imprisonment in the State prison not exceeding five years." In Section 1, line 8, insert after the word for the word "not."

Also return to the Senate—

Senate Bill No. 89:

A Bill to be entitled An Act to prohibit pools, trusts, monopolies and conspiracies to control business and prices of articles; to prevent the formation or operation of pools, trusts, monopolies and combinations of charters of corporations that violates the terms of this Act and to authorize the institution of prosecution of suits herefor.

And recommend that 200 copies of same be printed.

Also report favorably with amendment—

Senate Bill No. 59:

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.

In Section 5, lines 11 and 12, strike out the words "a sum of money not in excess of."

At the end of Section 3 insert "and this Act shall not be construed to repeal any part of Chapter 5595, Laws of Florida, Acts of 1905."

Also favorably on—

Senate Bill No. 114:

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

Also favorably on—

Senate Bill No. 75:

A Bill to be entitled An Act to more effectively protect

the people against combinations, conspiracies and agreements between insurers, whereby rates of insurance are raised or fixed.

Also favorably on—

House Bill No. 43:

A Bill to be entitled An Act to declare valid a proposed issue of county bonds of the County of St. Lucie heretofore authorized to be issued under Chapter 6016 of the Laws of Florida; to cure all irregularities and defects existing in said bonds; to authorize the County Commissioners of St. Lucie County to sell and deliver said bonds, and to carry out any contract existing for the sale and delivery of said bonds, to define the purposes for which the proceeds shall be used and the manner of disposing of such proceeds, and to require the levy of taxes for the payment of interest and for providing a sinking fund and validating the levy and collection of taxes for interest and sinking fund.

Also favorably on—

Senate Bill No. 96:

A Bill to be entitled An Act to regulate and prescribe the practice of attorneys in criminal cases.

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Williams—

Senate Resolution No. 21:

Be it resolved, That the Committee on Education be authorized and empowered to employ a clerk.

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

By Mr. Finlayson—

Senate Resolution No. 22:

Be it resolved by the Senate, That a committee, consisting of three be appointed by the President to prepare and report suitable resolutions to be spread upon the Journal of this body as a memorial of William M. Girardeau, formerly Senator from the Twenty-second district, lately deceased.

Which was read.

Mr. Finlayson moved to adopt the resolution.

Which was agreed to.

The President appointed the following committee under the foregoing resolution: Messrs. Finlayson, Davis and Massey.

By Mr. Dayton—

Senate Resolution No. 23:

Resolved by the Senate, That the Secretary of State be, and is hereby directed, to furnish the Senate a statement showing the number of proposed amendments to the Constitution, and the number that have been adopted since 1885.

Which was read.

Mr. Dayton moved to adopt the resolution.

Which was agreed to.

By Mr. Dayton—

Senate Resolution No. 24:

Resolved by the Senate, That the Comptroller be, and is hereby directed, to furnish the Senate a statement of the amount paid for advertising proposed amendments to the Constitution since 1885.

Which was read.

Mr. Dayton moved to adopt the resolution.

Which was agreed to.

By Mr. Hudson—

Senate Concurrent Resolution No. 13:

A Memorial to the Congress of the United States, requesting an appropriation for Taylor's Creek.

Whereas, There is a populous territory lying north of Lake Okechobee which has no means of transportation except water transportation by the way of Taylor's Creek, Lake Okechobee and the Caloosahatchie river; and,

Whereas, The agricultural and commercial interests of the said territory are being greatly impaired by a lack of proper transportation facilities; therefore, be it

Resolved by the Senate and House concurring, That our Senators and Representatives in the Congress of the United States be requested to use every honorable means to procure an appropriation for the purpose of deepening the channel of Taylor's Creek to such extent as to render it readily navigable; and that the Secretary of State be directed to furnish each of our Senators and Representa-

tives in Congress a copy of this Memorial, under the Great Seal of the State.

Which was read the first time and went over under the rules.

### INTRODUCTION OF BILLS.

By Mr. Johnson (by request)—

Senate Bill No. 115:

A Bill to be entitled An Act to amend Section 4072 of the General Statutes of Florida, as amended by Chapter 5651, Laws of Florida, A. D. 1907, relating to costs before County Judges, Justices of the Peace or other Committing Magistrates of the State of Florida.

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

By Mr. Johnson (by request)—

Senate Bill No. 116:

A Bill to be entitled An Act prescribing the manner of pleadings and practice in Court of County Judges, and terms of said court, and records in said court.

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

By Mr. Davis—

Senate Bill No. 117:

A Bill to be entitled An Act to amend Sections 1660, 1661 and 1662 of the General Statutes of the State of Florida, relating to the powers and duties of, and the procedure before referees.

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

By Mr. Davis—

Senate Bill No. 118:

A Bill to be entitled An Act providing that a money bond may be given for appearance or as a bail bond, prescribing the duties of the officer taking such bond, and providing for the disposition of the proceeds of said bond, upon default thereof.

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

By Mr. Hosford—

Senate Bill No. 119:

A Bill to be entitled An Act to provide for the working and the maintaining of the public roads and bridges of Liberty County, Florida, to provide a road and bridge fund for said county, and for the assessment and collection of the same.

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

By Mr. Cook—

Senate Bill No. 120:

A Bill to be entitled An Act providing that in actions on insurance policies, a substantial compliance with the terms, conditions and warranties of such policies, shall be deemed sufficient, providing that actions may be maintained to recover on insurance policies against the company, or the sureties on the bond required by the laws of this State, within the period prescribed by law, for bringing actions on promises in writing, declaring any provision in any policy to the contrary void; providing that in actions upon policies of insurance, if the plaintiff shall suffer a non-suit, or if judgment be arrested or reversed, such plaintiff may commence a new action, any stipulation in the policy to the contrary notwithstanding, providing that no oral or written misrepresentation by assured or on his behalf shall be material or avoid the policy, unless such misrepresentation is made with intent to deceive and defraud, or unless the matter misrepresented increases the risk; defining insurable interest in property, in what such insurable interest may consist, the measure of such interest, and providing when such interest must exist, and providing that no policy of insurance issued by any fire insurance company doing business in this State shall be voided by foreclosure proceedings commenced or notice given of the sale of any property covered by such policy by virtue of any mortgage or trust deed.

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

By Mr. Cook—

Senate Bill No. 121:

A Bill to be entitled An Act to regulate the business

of writing fire insurance policies in the State of Florida.  
Which was read the first time by its title and referred to the Committee on Judiciary A.

By Mr. McMullen—

Senate Bill No. 122:

A Bill to be entitled An Act to repeal Section 1222, 1223, 1224 and 1226 of Chapter 16 of the General Statutes of the State of Florida relating to methods of obtaining permit to sell liquors, wines or beer in certain cases.

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

By Mr. Wilson—

Senate Bill No. 123:

A Bill to be entitled An Act to amend Section 351 of the General Statutes of the State of Florida relating to the duties of county superintendents.

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

By Mr. Malone—

Senate Bille No. 124:

A Bill to be entitled An Act to amend Section 2 of Chapter 5595 of the Laws of Florida, approved May 3, 1905, entitled "An Act to encourage and secure the construction of a line of railways from the mainland of Florida to Key West; to provide for a fair and equitable assessment of taxes of the corporation constructing it, and to grant right of way over the submerged and other lands belonging to the State and over the waters of the State, and to authorize the filling of the submerged lands and to construct buildings, docks and depots thereon," so as to extend the time limit for completing said road for two years and to make the time nine years after the passage of said act, instead of seven years.

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

By Mr. Hudson—

Senate Bill No. 125:

A Bill to be entitled An Act to define and regulate the treatment and control of dependent and delinquent children; to provide for the disposition, care, education, pro-

tection, support, maintenance and punishment of delinquent or dependent children, and for their guardianship and adoption; to prescribe the power and duties of County Judges with respect thereto.

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

By Mr. Miller—

Senate Bill No. 126:

A Bill to be entitled An Act providing for the establishment, control and maintenance of a State Normal School at DeFuniak Springs, Walton County, Florida; providing for scholarships thereat, and providing for the appointment of a Board of Trustees therefor, and defining their duties and powers.

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

By Mr. Miller—

Senate Bill No. 127:

A Bill to be entitled An Act to prohibit the hunting or killing of cat squirrels or fox squirrels or doves in certain seasons, and prescribing a penalty therefor.

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

By Mr. Miller—

Senate Bill No. 128:

A Bill to be entitled An Act to create the Florida State Board of Dental Examiners; to provide for the appointment of its members, to prescribe the duties and powers of the board and its members, to require the examination by said board and its members of applicants for certificates to practice dentistry and dental surgery, to regulate the manner of issuing such certificates, to specify the charges therefor, to regulate the practice of dentistry and dental surgery in this State, to declare the practicing of dentistry or dental surgery without first having obtained and recorded such certificate to be a violation of this Act, and provide the punishment therefor, and for the violation of this act, to declare the filing or attempting to file with said board or its members, certain spurious documents as a basis for the issuing of such certificates to be a violation of this Act, and to provide for its punishment,

to provide for the cancellation of certain certificates, and to repeal all laws in conflict herewith.

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

### CONSIDERATION OF RESOLUTIONS.

Senate Concurrent Resolution No. 8:

Relating to the inspection, etc., of lands purchased for State Penitentiary.

Was taken up and read the second time.

Mr. Dayton moved to adopt the Senate Concurrent Resolution.

Which was agreed to.

And the same was ordered certified to the House of Representatives at once.

Senate Concurrent Resolution No. 9:

Relative to appointment of a Joint Committee to visit the phosphate mines, etc.

Was taken up and read the second time.

Mr. McMullen moved to adopt the resolution.

Which was agreed to.

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

Senate Concurrent Resolution No. 12:

Relating to appointment of a Joint Committee to visit and inspect the Florida Coast Line Canal and Transportation Company.

Was taken up and informally passed over.

### BILLS ON THIRD READING.

House Bill No. 47:

A Bill to be entitled An Act regulating the manner of catching fish in the fresh water lakes and streams of Calhoun County, prohibiting shipment of same out of said county, and providing punishment for violations of this Act.

Was taken up and read the third time in full.

Upon the passage of the House Bill No. 47, the roll was called and the vote was:

Yeas—Mr. President, Senators Adkins, Baker, Broome,

Calkins, Carney, Cook, Culpepper, Flournoy, Henderson, Hilburn, Hosford, Hudson, Johnson, Malone, Massey, McCreary, McLeod, McMullen, Miller, Perkins, Sloan, Stokes, Wilson, Withers, Zim—26.

Nays—Senators Davis, Finlayson, Williams—3.

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

A message was received from the Governor.

#### BILLS ON SECOND READING.

Senate Bill No. 8:

A Bill to be entitled An Act regulating the trial of minors, not married, in all courts, including municipal courts of this State.

Was taken up and read the second time in full.

There being no amendments Senate Bill No. 8 was placed on the Calendar of Bills on the third reading.

Senate Bill No. 10:

A Bill to be entitled An Act to extend the jurisdiction of the process of the Mayor's or Municipal Courts and of city and town marshals and deputy marshals of the municipalities of the State of Florida.

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

Senate Bill No. 10 was passed informally.

Senate Bill No. 27:

A Bill to be entitled An Act to make mandatory at least one High School in each county of this State.

Was taken up and read the second time in full.

There being no amendment, Senate Bill No. 27 was placed on the Calendar of bills on third readings.

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 second time in full.

Mr. Hosford offered the following amendment to—

Senate Bill No. 31:

Strike out the words "nine for Port of Jacksonville"

and insert in lieu thereof the following: "eleven for Port of Jacksonville."

Mr. Hosford moved the adoption of the amendment.

Which was agreed to.

Mr. McMullen offered the following amendment to—  
Senate Bill No. 31:

At the end of Section 1 insert the following: "and the said board shall require from each pilot satisfactory bond for the faithful performance of his duties."

Mr. McMullen moved the adoption of the amendment.

Which was agreed to.

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

Senate Bill No. 57:

A Bill to be entitled An Act to amend Sections 365 and 367 of the General Statutes of the State of Florida, relating to the certification of teachers' third grade certificates and first grade certificates.

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

There being no amendment, Senate Bill No. 57 was passed to the Calendar of Bills on the Third Reading.

Senate Bill No. 58:

A Bill to be entitled An Act requiring teachers' summer training schools and making appropriations therefor.

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

Senate Bill No. 58 was passed to Calendar of Bills on the Third Reading.

Mr. Flournoy moved that Senate Bill No. 5 be set for consideration Friday next.

Senate Bill No. 49:

A Bill to be entitled An Act designating the Flag Day for the State of Florida and to provide for and require United States flags to be displayed over the public schools of the State of Florida, and provide funds for same.

Was read the second time in full.

Mr. Williams offered the following amendment to Senate Bill No. 49:

In Section 2, line three, strike out the words "day during the school session" and insert thereof the following: "flag day during school hours, on which day patriotism shall be taught in all schools throughout the State."

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

Mr. McMullen offered the following amendment to Senate Bill No. 49:

Strike out the words "Board of County Commissioners" and insert in lieu thereof the following: "County School Board."

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

Mr. Miller moved to indefinitely postpone Senate Bill No. 49.

Pending which—

Mr. Hosford offered the following amendment to Senate Bill No. 49:

By adding another paragraph providing that school trustees shall, at the end of each school term, take care of the flag and put it away until the next term, when they shall replace it on schoolhouse.

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

Mr. Calkins offered the following amendment to Senate Bill No. 49:

Add after the words "public schoolhouse," wherever the same appears in the bill, the words "for the instruction of white children."

Which was not agreed to.

Mr. Stokes offered the following amendment to Senate Bill No. 49:

Add to the end of Section 4 "but no individual flag shall cost more than one dollar."

Mr. Stokes moved the adoption of the amendment.  
Which was not agreed to.

The question recurred upon the indefinite postponement of Senate Bill No. 49:

The yeas and nays were called for, and the following was the vote:

Yeas—Senators Broome, Calkins, Carney, Culpepper, Dayton, Finlayson, Flournoy, Henderson, Hosford, Hudson, Johnson, L'Engle, Massey, McCreary, McLeod, Miller, Williams, Wilson, Withers—19.

Nays—Mr. President, Senators Adkins, Baker, Davis, Hilburn, Malone, McMullen, Perkins, Sloan, Stokes, Zim—11.

So Senate Bill No. 49 was indefinitely postponed.

## Senate Bill No. 52:

A Bill to be entitled An Act to amend Section 370 of the General Statutes of the State of Florida, relating to State certificates.

Was read the second time in full, together with the amendment offered by the Committee on Education, to-wit:

That the words "four years" before the word "Latin" be stricken.

Mr. Williams moved to adopt the committee amendment.

Which was agreed to.

Senate Bill No. 52 was referred to the Committee on Engrossed Bills.

## Senate Bill No. 53:

A Bill to be entitled An Act to amend Section 1 of Chapter 5920, Laws of Florida, entitled "An Act prescribing punishment of misdemeanors in this State when not otherwise provided by statute."

Was taken up and read the second time in full.

The following committee amendments were read as follows:

1. Strike out of lines 7 and 8 of Section One the words "two hundred" and insert in lieu thereof the words "five hundred."

2. Strike out of line 8 of Section One the words "ninety days" and insert in lieu thereof the words "six months."

Mr. Adkins moved to adopt the committee amendments.

Which was agreed to.

Senate Bill No. 53, as amended, was referred to the Committee on Engrossed Bills.

## Senate Bill No. 46:

A Bill to be entitled An Act relating to the compensation of attorneys-at-law providing a lien as security thereof, and providing a method for enforcing same.

Was read the second time in full and was passed to the Calendar of Bills on the third reading.

By Mr. Stokes—

## Senate Bill No. 48:

A Bill to be entitled An Act to repeal Section 3643

of the General Statutes of the State of Florida relating to persons beating their way on railroad trains.

Was taken up and read the second time in full.

Senate Bill No. 48 was passed to the Calendar of Bills on the third reading.

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 read the second time in full.

Mr. Hilburn offered the following amendment to Senate Bill No. 51:

Strike out all of Section 3.

Mr. Hilburn moved the adoption of the amendment.

Which was agreed to.

The further consideration of Senate Bill No. 51 was deferred temporarily.

The following message from the Governor was read:

State of Florida, Executive Department.

Tallahassee, April 11, 1911.

*Gentlemen of the Legislature:*

A reception will be given to the members of the Legislature at the Mansion, on the evening of Tuesday, May 2, from 9 to 10:30.

The members of the Legislature, their relatives, friends and acquaintances; the members of the Cabinet, their relatives, friends and acquaintances; the members of the Supreme Court, their relatives, friends and acquaintances; the officers and men of the National Guard of Florida, their relatives, friends and acquaintances; the members of the Railroad Commission, their relatives, friends and acquaintances; all other State officers and employes, their relatives, friends and acquaintances; the attaches, their relatives, friends and acquaintances; the members of the Third House, their relatives, friends and acquaintances; the Mayor of the Capital City, the members of the City Council, their relatives, friends and acquaintances; the citizens of Tallahassee, their relatives, friends, and acquaintances; the citizens of the State of Florida, their relatives, friends and acquaintances; visitors to the Capital City, their relatives, friends and acquaintances, are cordially invited to be present.

My mother, Mrs. J. G. Gibbes, who presides over the Mansion, joins me in this invitation.

Very respectfully,  
ALBERT W. GILCHRIST,  
Governor.

#### MISCELLANEOUS BUSINESS.

Mr. Williams moved to take up and consider, which was agreed to unanimously—

Senate Concurrent Resolution No. 12:

Relative to the appointment of a Joint Committee to visit the Canals of the Florida Coast Line and Transportation Company.

Was taken up and read the second time.

Mr. Williams moved to adopt the resolution.

Which was agreed to.

The resolution was ordered to be certified to the House of Representatives at once.

Mr. Adkins, Chairman of Committee on Legislative Expenses, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 11, 1911.

*Hon. F. P. Cone,*  
*President of Senate.*

*Sir:*

Your Committee on Legislative Expenses begs to report that they have examined Senate Resolution No. 7, to-wit: That the following committees jointly may employ one clerk to do the work for these committees:

Public Roads and Highways.

Public Health.

County Organizations.

Corporations.

Public Printing.

Railroads, Canals and Telegraphs.

And recommend that said committee be allowed a clerk and that said clerk be required to do other clerical work when not engaged in the employment of said committee.

Very respectfully,

A. Z. ADKINS,  
Chairman of Committee.

Mr. Adkins moved to adopt the report of the Committee on Legislative Expenses.

Upon which the yeas and nays were called and the vote was:

Yeas—Mr. President, Senators Adkins, Baker, Broome, Calkins, Dayton, Finlayson, Flournoy, Henderson, Hilburn, Hosford, L'Engle, Malone, McCreary, McLeod, Perkins, Sloan, Stokes, Wilson, Withers, Zim—21.

Nays—Carney, Cook, Culpepper, Davis, Hudson, Johnson, Massey, McMullen, Miller, Williams—10.

So the report was adopted.

The consideration of—

Senate Bill No. 51:

A Bill to be entitled An Act to amend Section 1 of Chapter 5920, Laws of Florida, entitled "An Act prescribing punishment of misdemeanors in this State when not otherwise provided by statute."

Was resumed.

Mr. Hilburn offered the following amendment to Senate Bill No. 51:

Strike out all of Section 4.

Mr. Hilburn moved the adoption of the amendment.

Which was agreed to.

Senate Bill No. 51, as amended, was referred to the Committee on Engrossed Bills.

The President handed down the following appointments to serve on the Committee on Judicial Circuits:

Messrs. Massey, Hudson, Stokes, Henderson, Johnson, L'Engle, Davis, Withers, McMullen, Williams and Malone.

Mr. Johnson 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., Thursday, April 13, 1911.

## THURSDAY, APRIL 13, 1911.

The Senate met pursuant to adjournment.  
The President in the chair.