

**Friday, May 9, 1913**

The Senate met pursuant to adjournment.

The President in the chair.

The roll being called, the following Senators answered to their names:

Mr. President, Senators Adkins, Blitch, Brown, Carney, Cone, Conrad, Cooper, Culpepper, Davis, Donegan, Finlayson, Himes, Hudson, Igon, Johnson, L'Engle, Lindsey, Malone, McCreary, McGeachy, McLellan, McLeod, Roddenbery, Stringer, Stokes, Wall, Watson, Wells, Wilson, Zim.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 7 was corrected.

The Journal of May 7 was approved as corrected.

Mr. Wall, Chairman of Committee on Agriculture and Forestry, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 9, 1913.

*Hon. H. J. Drane,*  
*President of the Senate,*

*Sir:*

Your Committee on Agriculture and Forestry, to whom was referred—

Senate Bill No. 218:

A Bill to be entitled An Act to provide for the appointment of a State entomologist and plant pathologist (and to fix his term of office, salary and place of office), and the employment of necessary deputies and agents; to make it unlawful to knowingly grow, sell, exchange, give away, transport, keep or permit to be kept, any article or thing infested or infected with injurious insects or other plant or bee pests or injurious fungus, bacterial or other plant or bee disease; to make it the duty of the Board of

Control to make rules and regulations for the prevention, control and eradication of said injurious insects, pests and diseases; to provide for the oath and bond of the State entomologist and plant pathologist; to provide for printing and distributing of said rules and regulations and bulletins; to provide for the precaution, control and eradication of the Mexican Cotton Boll Weevil; to provide for the costs and charges to be borne for inspection, treatment, and destruction of property in the interest of horiculture and to make the same liens; to fix penalties for the violation of this Act and the rules and regulations thereunder; to make an appropriation to carry out the purposes of this Act; to provide for reports by the State Board of Education, Board of Control, Treasurer, and Comptroller and to repeal all laws or parts thereof inconsistent herewith.

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

Very respectfully,

J. P. WALL,  
Chairman of Committee.

Senate Bill No. 218, contained in the above report, was placed on Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 8, 1913.

*Hon. H. J. Drane,*  
*President of the Senate,*

*Sir:*

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

Senate Bill No. 256:

A Bill to be entitled An Act to cancel certain tax sale certificates or tax deeds issued to the State or to any County.

Have had the same under consideration and recom-

mend that, with the amendment herewith submitted, it do pass.

Very respectfully,

W. F. HIMES,  
Chairman of Committee.

Senate Bill No. 256, contained in the above report, was placed on Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 8, 1913.

*Hon. H. J. Drane,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 300:

A Bill to be entitled An Act giving the County Commissioners in Counties in which sub-experimental stations are located, or may hereafter be located, authority to levy a tax not to exceed one mill on the dollar on all taxable property for the aid of such sub-experimental station.

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

Very respectfully,

W. F. HIMES,  
Chairman of Committee.

Senate Bill No. 300, contained in the above report, under the rules, was laid on the table.

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

Senate Chamber,  
Tallahassee, Fla., May 8, 1913.

*Hon. H. J. Drane,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 243:

A Bill to be entitled An Act creating a State Tax Commission, designating its duties, providing for its compensation, and for carrying into effect the provisions of this Act.

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

Very respectfully,

W. F. HIMES,  
Chairman of Committee.

Senate Bill No. 243, contained in the above report, was placed on Calendar of Bills on second reading.

Mr. Carney, Chairman of Committee on Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 8, 1913.

*Hon. H. J. Drane,*  
*President of the Senate.*

*Sir:*

Your Committee on Claims, to whom was referred—

Senate Bill No. 368:

A Bill to be entitled An Act for the relief of J. L. Kelly, L. W. Bucholz, R. L. Turner, C. C. Gunn, Asa B. Clark, C. A. Keith, Mrs. R. B. Rutherford, Miss Pauline Reese and Arthur Williams and making appropriation therefor and providing for manner of payment of same.

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

Very respectfully,

E. L. CARNEY,  
Chairman of Committee.

Senate Bill No. 368, contained in the above report, was placed on Calendar of Bills on second reading.

Mr. Carney, Chairman of Committee on Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 8, 1913.

*Hon. H. J. Drane,*  
*President of the Senate,*

*Sir:*

Your Committee on Claims, to whom was referred—

Senate Bill No. 232:

A Bill to be entitled An Act for the relief of W. L. Zachary, of Escambia County, Florida.

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

Very respectfully,

E. L. CRANEY,  
Chairman of Committee.

Senate Bill No. 232, contained in the above report, was placed on Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 9, 1913.

*Hon. H. J. Drane,*  
*President of the Senate,*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 304:

A Bill to be entitled An Act to prohibit the selling, buying, receiving and using of cigarettes, cigarette papers, cigarette wrappers and other substitutes therefor by minors, and providing penalties for the violation thereof.

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

Very respectfully,

C. E. DAVIS,  
Chairman of Committee.

Senate Bill No. 304, contained in the above report, under the rules, was laid on the table.

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

Senate Chamber,  
Tallahassee, Fla., May 9, 1913.

*Hon. H. J. Drane,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—

House Bill No. 198:

A Bill to be entitled An Act to provide a penalty for coercing or influencing or making demands upon, or requiring of employes, servants, laborers and persons seeking employment.

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

Very respectfully,

C. E. DAVIS,  
Chairman of Committee.

House Bill No. 198, contained in the above report, under the rules, was laid on the table.

Mr. McGeachy, Chairman of Committee on Privileges and elections, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 9, 1913.

*Hon. H. J. Drane,*  
*President of the Senate.*

*Sir:*

Your Committee on Privileges and Elections, to whom was referred—

Joint Resolution No. 360:

Proposing an amendment to the Constitution of the State of Florida.

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

Very respectfully,

L. A. McGEACHY,  
Chairman of Committee.

Senate Joint Resolution No. 360, contained in the above report, was placed on Calendar of Bills on second read-

Mr. McGeachy, Chairman of the Committee on Privileges and Elections, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 7, 1913.

*Hon. H. J. Drane,*  
*President of the Senate,*

Sir:

Your Committee on Privileges and Elections, to whom was referred—

Senate Bill No. 354:

A Bill to be entitled An Act relating to Primary Elections, and to limit, regulate, control and restrict campaign and other expenditures in connection with Primary Elections, and to require candidates for Primary nominations to make certain statements of campaign expenditures; to require certain duties of certain officers, boards and committees in connection with the said regulation and control of campaign expenditures as provided in said Act; to define, prevent and punish certain offenses and corrupt and illegal practices in connection with Primary Elections; to require and protect the purity of the ballot; to make certain evidence admissible in the courts, and providing penalties for violations of its provisions.

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

Very respectfully,

R. A. McGEACHY,  
Chairman of Committee.

Senate Bill No. 354, contained in the above report, was placed on Calendar of Bills on second reading.

Mr. McGeachy, Chairman of Committee on Privileges and Elections, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 7, 1913.

*Hon. H. J. Drane,*  
*President of the Senate,*

Sir:

Your Committee on Privileges and Elections, to whom was referred—

House Bill No. 88:

A Bill to be entitled An Act to prescribe the manner of election of United States Senators in this State.

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

Very respectfully,  
R. A. McGEACHY,  
Chairman of Committee.

House Bill No. 88, contained in the above report, was placed on Calendar of Bills on second reading.

Mr. William H. Malone, Jr., Chairman of Committee on Public Health, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 9, 1913.

*Hon. H. J. Drane,*  
*President of the Senate,*

Sir:

Your Committee on Public Health, to whom was referred—

Senate Bill No. 270:

A Bill to be entitled An Act to prohibit certain performances and the maintaining, conducting, operating, managing or assisting managing for profit of certain parks, gardens, grounds, and other places on Sunday.

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

Very respectfully,

W. H. MALONE, JR.,  
Chairman of Committee.

Senate Bill No. 270, contained in the above report, was placed on Calendar of Bills on second reading.

Mr. Rodenberg, Chairman of Committee on Game and Fisheries, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 9, 1913.

Hon. H. J. Drane,  
President of the Senate.

Sir:

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

Senate Bill No. 370:

A Bill to be entitled An Act relative to, and for the purpose of suspending the game laws in Escambia County, Florida, with references to hunting, killing, trapping or in anywise destroying birds within the limits of Escambia County, Florida, except birds of prey, for a period of five years.

Had the same under consideration and recommend that it do pass.

Also—

Senate Bill No. 225:

A Bill to be entitled An Act authorizing and making it the duty of the sheriffs and deputy sheriffs, wardens and deputy game wardens to seize and hold as evidence, fish nets found in or about places where the use of such nets is unlawful.

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

Also—

Senate Bill No. 361:

A Bill to be entitled An Act to regulate the taking, gathering or catching of stone crabs, and provide penalties for the violations of this Act.

Had the same under consideration and recommend that it do pass.

Very respectfully,

S. P. RODDENBERY,  
Chairman of Committee.

Senate Bills Nos. 370 and 361, contained in the above report, were placed on Calendar of Bills on second reading, and Senate Bill No. 225, contained in the above report, under the rules, was laid on the table.

Mr. Roddenbery, Chairman of Committee on Game and Fisheries, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 9, 1913.

Hon. H. J. Drane,  
President of the Senate.

Sir:

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

House Bill No. 143:

A Bill to be entitled An Act to prohibit the catching of food fish in any of the fresh water lakes of Citrus County, Florida, or from the Withlacoochee River, in said Citrus County, Florida, other than with hook and line or bob; to prohibit the selling of any fish so caught with hook and line or bob, and to prohibit the shipment of same.

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

Very respectfully,

S. P. RODDENBERY,  
Chairman of Committee.

House Bill No. 143, contained in the above report, was placed on Calendar of Bills on second reading.

Mr. S. P. Roddenbery, Chairman of Committee on Game and Fisheries, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 9, 1913.

Hon. H. J. Drane,  
President of the Senate.

Sir:

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

Substitute for House Bill No. 273:

A Bill to be entitled An Act providing for a fund to be used for the protection of the deer and quail and turkeys of Lee County, Florida, designating the time when they cannot be hunted, chased and killed, provided a licensed tax to be paid for such permit, providing for a

fund to be used by the County Commissioners in protecting such game, and providing a punishment for the violations of this Act, and repealing Chapter 6230, Laws of Florida, Acts of 1911.

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

Very respectfully,

S. P. RODDENBERY,  
Chairman of Committee.

Substitute for House Bill No. 273, contained in the above report, under the rules, was laid on the table.

Mr. S. P. Roddenbery, Chairman of Committee on Game and Fisheries, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 9, 1913.

Hon. H. J. Drane,  
President of the Senate,

Sir:

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

Senate Bill No. 340:

A Bill to be entitled An Act prescribing the manner and conditions upon which all species of catfish may be taken from the fresh water lakes and streams of the State of Florida, and declaring the ownership thereof, and providing a penalty for violation of the provisions of this Act.

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

Very respectfully,

S. R. RODDENBERY,  
Chairman of Committee.

Senate Bill No. 340, contained in the above report, was placed on Calendar of Bills on second reading.

#### INTRODUCTION OF BILLS.

By Mr. Conrad (By Request)—  
Senate Bill No. 394:

A Bill to be entitled An Act prohibiting the shooting or

discharging or fire arms for any purpose, or of killing or frightening or destroying game birds of plumage or other water fowls, or alligators, on Lake Beresford, or the shores thereof within the County of Volusia and State of Florida.

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

By Mr. Donegan—  
Senate Bill No. 395:

A Bill to be entitled An Act to amend Sections 950, 951, 952, 953, 954, 955, 956, 958 and 960 of the General Statutes of the State of Florida, providing for drains or canals, and their maintenance by Counties, and to provide for the laying of assessments for construction and maintenance and the issuance of bonds to pay for the construction and incidental cost and the manner of obtaining release from the levy for such drains.

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

By Mr. Igon (By Request)—  
Senate Bill No. 396:

A Bill to be entitled An Act providing for furnishing forms for books, records and reports used in connection with the assessment and collection of taxes and tax sales and records thereof.

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

By Mr. Wilson—  
Senate Bill No. 397:

A Bill to be entitled An Act to create a State Highway and Prison Commission.

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

By Mr. Stokes (By Request)—  
Senate Bill No. 398:

A Bill to be entitled An Act imposing State and county license taxes on persons, firms or corporations offering with merchandise bargained or sold in the course of

trade any coupon, profit sharing certificate or other evidence of indebtedness or liability; prohibiting persons, firms or corporations from offering with merchandise bargained or sold in the course of trade any coupon, profit sharing certificate or other evidence of indebtedness or liability redeemable by any other person, firm or corporation than the one offering it; and prescribing penalties for the violation of its provisions.

Which was read the first time by its title and referred to the committee on Judiciary B, and 200 copies ordered printed.

By Mr. Stokes (By Request)—  
Senate Bill No. 399:

A Bill to be entitled An Act establishing a State library, providing for a State Librarian and a Board of Trustees for the State Library, prescribing the duties, powers and responsibilities of said Librarian and Board of Trustees and providing an appropriation for carrying out the provisions of this Act.

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

By Mr. Cone—  
Senate Bill No. 400:

A Bill to be entitled An Act to encourage the raising and growing of corn, Sea Island and upland cotton in the State of Florida, and making appropriation to carry out the provisions hereof.

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

By Mr. Lindsey—  
Senate Joint Resolution No. 401:

Joint Resolution of the Senate and House of Representatives of the State of Florida, proposing an amendment of Article I of the Constitution of said State.

Which was read the first time by its title and referred to the Committee on Constitution Amendments, and 200 copies ordered printed.

By Mr. Lindsey—  
Senate Bill No. 402:

A Bill to be entitled An Act to create the State of West Florida out of the present State of Florida.

Which was read the first time by its title and referred to the Committee on Judiciary B, and 200 copies ordered printed.

By Mr. Brown—  
Senate Bill No. 403:

A Bill to be entitled An Act requiring prompt reports to be made by Clerks of the Circuit Court in connection with the sales and redemption of tax certificates, and providing penalties for failure to do so.

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

#### CONSIDERATION OF RESOLUTIONS.

House Concurrent Resolution No. 16 was taken up and read the second time.

House Concurrent Resolution No. 16:

A Concurrent Resolution memorializing our Senators and Representatives in Congress to use their efforts to have United States Government take charge of waterway passage from Fort Lauderdale to Gulf of Mexico with a view of opening same for commercial purposes.

Mr. Malone moved that the Concurrent Resolution be adopted.

Which was agreed to.

Mr. Malone moved that the action of the Senate be immediately certified to the House.

Which was agreed to.

And House Concurrent Resolution No. 16 was ordered so certified.

House Concurrent Resolution No. 18 was taken up and read the second time.

House Concurrent Resolution No. 18:

Whereas, The Honorable S. G. McLendon, former mem-

ber of the Railroad Commission of Georgia, has expressed a willingness to address this body on the subject of the Panama Canal and its effect upon domestic and foreign commerce; and

Whereas, This subject is of great importance to the State of Florida, and Mr. McLendon is recognized as a student of unusual depth as to transportation problems; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That an invitation be extended to Mr. McLendon to address the members of this body on the subject designated at his convenience, and that the clerk of this body notify the gentleman of this invitation.

And the question upon the adoption of the Concurrent Resolution was put.

And the Concurrent Resolution was adopted.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 8, 1913.

*Hon. H. J. Drane,*  
*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. 441:

A Bill to be entitled An Act to amend Section 4 of Article III of Chapter 5084 of the Laws of Florida, approved on the 22nd day of May, A. D. 1901, the same being An Act entitled "An Act to amend the city charter of the city of Port Tampa."

Also—

House Bill No. 579:

A Bill to be entitled An Act to extend the city limits of the city of Ocala, Marion County, Florida.

Also—

House Bill No. 583:

A Bill to be entitled An Act to extend the city limits of the city of Ocala on the east to Silver Springs, Marion 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 Bill No. 441, contained in the above message, was read the first time by its title.

Mr. Himes moved that the rules be waived and that House Bill No. 441 be placed on Calendar of Local Bills without reference.

Which was agreed to by a two-thirds vote.

And House Bill No. 441, contained in the above message, took its order on Calendar of Local Bills on second reading.

And House Bill No. 579, contained in the above message, was read the first time by its title.

Mr. Carney moved that House Bill No. 579 be placed on Calendar of Local Bills on second reading.

Which was agreed to.

And House Bill No. 579 was placed on Calendar of Local Bills on second reading.

And House Bill No. 583, contained in the above message, was read the first time by its title.

Mr. Carney moved that the rules be waived and that House Bill No. 583 be placed on the Calendar of Local Bills on the second reading without reference.

Which was agreed to by a two-thirds vote.

And House Bill No. 583 took its order on Calendar of Local Bills on second reading.

The following message from the House of Representatives was read:

House of Representatives,  
Tallahassee, Fla., May 9, 1913.

*Hon. H. J. Drane,*  
*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 declaring it unlawful for the owner or the person having the care, custody or control of any domestic animal or animals on the Island of LaCosta, in Lee County, Florida, to allow or permit any of such animals to run at large on said island on or after the first day of January, A. D. 1914, providing a lien on such animal or animals and a way of enforcing the same, and providing a punishment for any person or persons violating this Act.

Also—

House Bill No. 452:

A Bill to be entitled An Act relating to the drainage and reclamation of the swamp and overflowed lands in Saint Lucie County, Florida, under the supervision of the Board of County Commissioners of said County; prescribing the powers and duties of said Board with relation to such drainage and reclamation, establishing a drainage system, the building of canals, levees and dykes of the purpose of drainage; creating a drainage district in said county, and providing for the assessment of lands to be drained and benefited by such drainage, and providing for the collection of the necessary money by the assessment of the lands so benefited by such drainage, providing for the collection of such money and creating a drainage fund for said county; and giving to said Board of County Commissioners the power of eminent domain in acquiring the necessary land upon which to construct such canals, levees and dykes as may be necessary and proper in the carrying out of the purposes of this Act; Providing how laterals, small canals and ditches may be allowed to connect or empty into the main

canals that are constructed under the provisions of this Act, and fixing a penalty for the violation of the provisions of this Act, and for other purposes.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

And House Bill No. 268, contained in the above message, was read the first time by its title and was referred to the Committee on Agriculture and Forestry.

And House Bill No. 452, contained in the above message, was read the first time by its title and referred to the Committee on Public Lands and Drainage.

The following message from the House of Representatives was also read:

House of Representatives,  
Tallahassee, Fla., May 3, 1913.

*Hon. H. J. Drane,*  
*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. 12:

Be it Resolved by the House of Representatives, the Senate concurring, That the Hon. Henry L. Graves, United States Forester, together with the Hon. Gifford Pinchot, be invited to address the Legislature in joint session at such time as suits there convenience on the subject of Forestry, and that the Secretary of State be directed to transmit a copy of this resolution to the correct addresses of the above named gentlemen.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

And House Committee Resolution No. 12, contained in the above message was read the first time and went over under the rules.

The following message from the House of Representatives was read:

House of Representatives.  
Tallahassee, Fla., May 8, 1913.

*Hon. H. J. Drane,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the constitutional three-fifths vote.

House Joint Resolution No. 619:

A Joint Resolution ratifying the proposed amendment to the Constitution of the United States Providing that Senators of the United States shall be elected by the people of the several states.

*Be it Resolved by the Legislature of the State of Florida:*

Whereas, The Governor of Florida, in his message of April 8th, 1913, to the Florida Legislature transmitted to the Legislature of Florida and brought to its attention the information that under date of May 17th, 1912, the Secretary of the United States transmitted to the Governor of this State a certified copy of the Resolution of Congress, entitled "Joint Resolution Proposing an Amendment to the Constitution providing that Senators shall be elected by the people of the several states," and,

Whereas, The Governor of Florida, in and by his said message, transmitted to the Florida Legislature the text of the said proposed amendment to the Constitution of the United States which said text is as follows, to-wit:

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each house concurring therein), That in lieu of the first paragraph of Section 3 of Article 1, of the Constitution of the United States, and in lieu of so much of paragraph two of the same section as relates to the filling of vacancies, the following be proposed as an amendment to the Constitution, which shall be valid to

all intents and purposes as part of the Constitution when ratified by the Legislatures of three-fourths of the States:

"The Senate of the United States shall be composed of two Senators from each State, elected by the people thereof, for six years; and each Senator shall have one vote. The electors in each State shall have the qualifications requisite for electors of the most numerous branch of the State Legislatures.

"When vacancies happened in the representation of any State in the Senate, the executive authority of such State shall issue writs of election to fill such vacancies; Provided, That the Legislature of any State may empower the executive thereof to make temporary appointments until the people fill the vacancy by election as the Legislature may direct.

"This amendment shall not be so construed as to effect the election or term of any Senator chosen before it becomes valid as part of the Constitution."

Therefore, Section 1, the said foregoing proposed amendment to the Constitution of the United States be, and the same is, hereby ratified by the Legislature of the State of Florida.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

House Joint Resolution No. 619, contained in the above message, was read the first time and was referred to the Committee on Constitutional Amendments.

#### ORDERS OF THE DAY.

Senate Bill No. 320:

A Bill to be entitled An Act to provide for the location and establishment of a State Prison Farm, and the improvements and maintenance of same; to provide for the custody, care and maintenance of the State convicts; to authorize and empower the Board of Commissioners of State Institutions to work and employ certain of said

convicts in improving and maintaining said State Prison Farm; to lease certain of said convicts and to work and employ certain of said convicts upon the public roads of the State, and for other purposes.

The amendment to Senate Bill No. 320, by Mr. Davis:

"In Section 5, line 24, strike out all after the words "State Institutions," and insert in lieu thereof the following: "The sum of \$10.00 per month."

To which Mr. Cone offered the following amendment: "Strike out the words \$10.00 and insert in lieu thereof \$15.00."

Pending the question of the adoption of the amendment of Mr. Cone to the amendment being put, the amendment to the amendment was withdrawn.

The question then recurred upon the adoption of the amendment offered by Mr. Davis.

Mr. Lindsey offered the following amendment to the amendment:

In Section 5, line 24, strike out all of Section after and including word "same," and insert in lieu thereof, "\$18.00 per month."

Mr. Lindsey moved to adopt the amendment.

Upon which a yea and nay vote was demanded.

And the vote was as follows:

Yeas—Senators Blich, Carney, Conrad, Donegan, Himes, L'Engle, Lindsey, Malone, McGeachy, Wall, Watson, Wells, Wilson—13.

Nays—Senators Adkins, Brown, Cone, Cooper, Culpepper, Davis, Finlayson, Hudson, Igou, Johnson, McCreary, McLellan, McLeod, Stringer, Zim—14.

So the amendment to the amendment was not agreed to.

The question then recurred upon the adoption of the amendment offered by Mr. Davis.

Upon which a yea and nay vote was demanded.

The roll was called and the vote was as follows:

Yeas—Senators Adkins, Blich, Brown, Cone, Conrad,

Cooper, Culpepper, Davis, Finlayson, Igou, Johnson, L'Engle, Lindsey, McCreary, McClellan, McLeod, Stringer, Watson, Zim—19.

Nays—Senators Donegan, Himes, Hudson, Malone, McGeachy, Wells, Wilson—7.

So the amendment was adopted.

Mr. Malone offered the following amendment to Senate Bill No. 320:

In Section 6, line 8, after the figures "1914" insert the following:

"At the expiration of said lease no further lease of any convicts, either State or county, shall be entered into by the Board of Commissioners of State Institutions or by any Board of County Commissioners in the State to any private lessee.

Mr. Malone moved to adopt the amendment.

Mr. Lindsey offered the following amendment to the amendment to Senate Bill No. 320:

At end of amendment insert the following:

"Provided such lease shall not terminate earlier than January 1, 1918."

Mr. Lindsey moved to adopt the amendment to the amendment.

Mr. Stringer moved to lay the amendment on the table.

By unanimous consent Mr. Stringer withdrew his amendment.

Mr. Lindsey asked unanimous consent to withdraw the amendment to the amendment.

Which was not granted.

Mr. Zim offered the following substitute for the amendment to Senate Bill No. 320:

In Section 6, line 7, strike out all after the word "ex-

ceed" and insert "two years from January 1, 1914, when the lease system of convicts shall be done away with, and that all persons who may at that time or may thereafter be sentenced to the penitentiary, shall be sent directly to the State penitentiary located at Bradford County."

Mr. Zim moved the adoption of the substitute amendment for the amendment to the amendment.

Which was not agreed to.

The question then recurred upon the adoption of the amendment to the amendment offered by Mr. Lindsey.

And the amendment to the amendment was adopted.

The question then recurred upon the adoption of the amendment as amended by Mr. Lindsey offered by Mr. Malone.

Upon which a Yea and Nay vote was demanded.

The roll was called and the vote was:

Yeas—Senators Adkins, Blich, Cone, Cooper, Culpeper, Hudson, Malone, McClellan, McLeod, Stokes, Zim—11.

Nays—Senators Brown, Carney, Davis, Finlayson, Igou, Johnson, L'Engle, Lindsey, McCreary, McGeachy, Roddenbery, Stringer, Wall, Watson, Wilson—15.

So the amendment to the amendment was not adopted.

Mr. Malone moved that Senate Bill No. 320 be indefinitely postponed.

Mr. Stringer moved that House Bill No. 55 be substituted in lieu of Senate Bill No. 320:

Mr. Stringer by unanimous consent withdrew his motion.

Mr. Stringer moved as a substitute that further consideration of Senate Bill No. 320 be postponed to the day following the consideration of House Bill No. 55.

Which was agreed to.

Mr. Stringer moved that the Senate proceed to the consideration of House Bill No. 55.

Which was agreed to.

And—

House Bill No. 55:

A Bill to be entitled An Act, relative to the leasing, the working, the care, the guarding and the maintenance of State convicts; to the establishment of a State Prison and State Prison Farm and the maintenance thereof; to the working of State convicts on country roads; to prescribe the duties and powers of certain State and county officers and boards in connection with the prison system; to fix certain penalties; to provide for the manner of the distribution of the funds arising from the hire or labor of State convicts; and making appropriations for the purpose of the carrying out the provisions of this Act.

Was taken up and read a second time in full.

Mr. Davis moved that when the Senate adjourns it shall adjourn until tomorrow morning at 9 o'clock.

Which was agreed to.

Mr. Conrad asked unanimous consent that Senate Bill No. 225 be recommitted to the committee.

Which was agreed to.

Mr. McGeachy moved that 200 copies of Senate Bill No. 71 be printed.

Which was agreed to.

Mr. Igou asked unanimous consent to withdraw Senate Bill No. 374.

Which was agreed to.

Mr. Lindsey moved that 200 copies of Joint Resolution No. 401 and Senate Bill No. 402 be printed.

Which was agreed to.

Mr. Adkins moved that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate stood adjourned until 9 o'clock, Saturday morning, May 10, 1913.