

Moore, Oliver, Plympton, Roland, Sheppard, Terrell, Turner, Wells, Willis, Wilson—32.

Nays—None.

So the Bill, as amended, passed, title as stated.

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

Senate Bill No. 63:

A Bill to be entitled An Act making it unlawful for any person or persons to interfere with recruiting in the Army or Navy of the United States of America, or in the National Guard or Naval Militia of the State of Florida; and prescribing penalties therefore.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 63, the vote was:

Yeas—Mr. President, Senators Alexander, Andrews, Baker, Calkins, Carlton, Crawford, Davis, Eaton, Farris, Fogarty, Gornto, Greene, Hughlett, Igou, Jones, King, Mathis, McEachern, McLeod, MacWilliams, Middleton, Moore, Oliver, Plympton, Roland, Sheppard, Terrell, Turner, Wells, Willis, Wilson—32.

Nays—None.

So the Bill passed, title as stated.

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

Senate Bill No. 76:

A Bill to be entitled An Act to prevent and punish the desecration, mutilation or improper use of the flag of the United States of America or State of Florida.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 76 the vote was:

Yeas—Mr. President, Senators Alexander, Andrews, Baker, Calkins, Carlton, Crawford, Davis, Eaton, Farris, Fogarty, Gornto, Greene, Hughlett, Igou, Jones, King, Mathis, McEachern, McLeod, MacWilliams, Middleton, Moore, Oliver, Plympton, Roland, Sheppard, Terrell, Turner, Wells, Willis, Wilson—32.

Nays—None.

So the Bill passed, title as stated.

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

CONSIDERATION OF BILLS ON THE SECOND READING.

Senate Bill No. 5 was taken up and was read the second time in full.

There being no amendment offered, Senate Bill No. 5 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 58 was taken up and was read the second time in full.

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

By Mr. Eaton—

Senate Bill No. 53:

A Bill to be entitled An Act making appropriations for the eradication and control of citrus canker and other dangerous plant diseases and insects which have been or may be introduced into the State of Florida, and to be used and expended under the direction of the State Plant Board according to the provisions of Chapter 6885 of the Laws of the State of Florida, approved April 30, 1915.

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

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

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

Which was agreed to.

Thereupon the Senate stood adjourned to 10 o'clock A. M. Thursday, April 12, 1917.

Thursday, April 12, 1917.

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 Alexander, Andrews, Baker,

Calkins, Carlton, Crawford, Davis, Eaton, Farris, Fogarty, Gornto, Greene, Hughlett, Igou, Jones, King, Mathis, McEachern, McLeod, MacWilliams, Middleton, Moore, Oliver, Plympton, Roland, Sheppard, Terrell, Turner, Wells, Willis, Wilson—32.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of April 11, 1917, was corrected.

The Journal of April 11, 1917, as corrected, was approved.

REPORTS OF COMMITTEES.

Mr. Wilson, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 1:

A Bill to be entitled An Act prohibiting the receipt of intoxicating liquors, wines or beer from a common or other carrier, prohibiting the possession of such liquors hereafter received from a common or other carrier, and prohibiting the shipment and personal transportation of such liquors into counties or election precincts in this State which have or may hereafter vote against the sale of such liquors, wines or beer from outside this State or between points in the State with certain exceptions; whether intended for personal use or otherwise, and authorizing the seizure and destruction of such liquors, wines or beer, providing for fees for officers in such cases, and making certificate of Clerk of Circuit Court best evidence of certain facts in certain cases.

Have examined the same and find it correctly engrossed.

Very respectfully,
A. M. WILSON,
Chairman of Committee.

And Senate Bill No. 1, contained in the above report, was placed on Calendar of Bills on Third Reading.

Mr. Wells, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. John B. Johnson,
President of the Senate.

Sir:

Your Committee on Appropriations to whom was referred—

Senate Bill No. 137:

A Bill to be entitled An Act, making appropriations for the support and maintenance of State Institutions for higher education and created and required to be maintained by Chapter 5384, of the Laws of Florida, Approved June 5th, 1915, now known as the University of Florida, the Florida State College for Women, the Florida School for the Deaf and the Blind, and the Florida Agricultural and Mechanical College for Negroes; and for the support and maintenance of Summer Schools Created by Chapter 6498, Laws of Florida, Approved June 5th, 1913.

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

Very Respectfully,
A. S. WELLS,
Chairman of Committee.

And Senate Bill No. 137, contained in the above report, was placed on Calendar of Bills on Second Reading.

Mr. Wilson, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. John B. Johnson,
President of the Senate.

Sir:

Your Committee on Engrossed Bills to whom was referred—

Senate Bill No. 47:

A Bill to be entitled An Act Relating to Notaries Public who are stockholders, directors, officers or employees of banks or other corporations.

Have examined the same and find it correctly engrossed.

Very respectfully,

A. M. WILSON,
Chairman of Committee.

And Senate Bill No. 47, contained in the above report, was placed on Calendar of Bills on Third Reading.

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

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,

President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 73:

A Bill to be entitled "An Act establishing a State Library 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."

Have had the same under consideration and recommend the passage of same with the following amendments:

1. In Section 1 strike out the words, "four years" and insert in lieu thereof "two years."
2. In Section 13 strike out the words, "two thousand dollars" and insert in lieu thereof "twelve hundred dollars."

Very respectfully,

JAMES E. CALKINS,
Chairman of Committee.

And Senate Bill No. 73 and amendments, contained in the above report, was placed on Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,

President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 101:

A Bill to be entitled "An Act to prevent and punish the desecration, mutilation or improper use of the flag of the United States or the flag of the State of Florida."

Also—

Senate Bill No. 102:

A Bill to be entitled "An Act to require the flying of the flag."

Also—

Senate Bill No. 115:

A Bill to be entitled "An Act to provide for the procuring and the display of the flag of the United States of America over the Capitol, each State institution, County Court House and County school building in this State."

Have had the same under consideration, and recommend that they do not pass, because the Senate has already acted upon similar Bills.

Very respectfully,

JAMES E. CALKINS,
Chairman of Committee.

And Senate Bills Nos. 101, 102 and 115, contained in the above report, were placed on table under rules.

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

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,

President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 33:

A Bill to be entitled An Act to authorize the Board of County Commissioners of the several counties in the State of Florida, in their discretion, to employ an Attorney at Law to prosecute those charged with the commission of crime and offenses against the laws of the State, before the County Judge's Court, and to fix and prescribe the compensation of such attorney.

Have had the same under consideration and recommend its passage with the following amendments:

1. In Section 2 strike out the words "Four Hundred Dollars" and insert in lieu thereof "Six Hundred Dollars."

2. In Section 2 strike out the following words: "And such conviction fees and expenses of such attorney as may be mutually agreed upon for such service."

Very respectfully,

JAMES E. CALKINS,
Chairman of Committee.

And Senate Bill No. 33, with amendments, contained in the above report, was placed on Calendar of Bills on Second reading.

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

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 52:

A Bill to be entitled An Act relating to the liability of municipalities for personal injuries, and injuries to and destruction of property, and limiting time for filing claims for damages in such cases.

Have had the same under consideration and recommend the passage of Committee's substitute for Senate Bill No. 52.

Very respectfully,

JAMES E. CALKINS,
Chairman of Committee.

And Senate Bill No. 52, together with the Committee Substitute therefor, contained in the above report, was placed on Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. John B. Johnson,
President of the Senate

Sir:

Your Committee on Judiciary "B" to whom was referred—

Senate Bill No. 99:

A Bill to be entitled "An Act to Amend Section 2193 of the General Statutes of the State of Florida Relating to liens for materials furnished."

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

Very respectfully,

JAMES E. CALKINS,
Chairman of Committee.

And Senate Bill No. 99, contained in the above report, was placed on Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. John B. Johnson,
President of the Senate

Sir:

Your Committee on Judiciary "B" to whom was referred—

Senate Bill No. 88:

A Bill to be entitled "An Act Requiring all employees in train and engine service to have the required experience on all railroads in the State of Florida, before promotion to conductor or engineman."

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

Very respectfully,

JAMES E. CALKINS,
Chairman of Committee.

And Senate Bill No. 88, contained in the above report, was placed on table under rule.

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

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 88:

A Bill to be entitled An Act requiring all employees in train and engine service to have the required experience on all railroads in the State of Florida, before promotion to conductor or engineman.

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

Very respectfully,
JAMES E. CALKINS,
Chairman of Committee.

And Senate Bill No. 88, contained in the above report, was laid on the table under the rule.

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

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,
President of the Senate.

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 31:

A Bill to be entitled An Act to regulate the procedure in appeals in chancery causes from the Circuit Courts of the State of Florida to the Supreme Court of Florida.

Also—

Senate Bill No. 129:

A Bill to be entitled An Act to amend Section One Hundred and Seven (107) of the General Statutes of the State of Florida, relating to warrants paid.

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

Very respectfully,
CHAS. E. DAVIS,
Chairman of Committee.

And Senate Bills Nos. 31 and 129, contained in the above report, were placed on Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,
President of the Senate.

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 106:

A Bill to be entitled An Act to amend Section 3342 of General Statutes of the State of Florida, relating to offering for sale slaughtered beef or hogs without exhibiting same for inspection.

Have had the same under consideration and recommend its passage with the following amendments:

In Section 1, line 9, strike out the word "without and insert in lieu thereof the following "with."

Very respectfully,
C. E. DAVIS,
Chairman of Committee.

And Senate Bill No. 106, with amendments, contained in the above report, was placed on Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,

President of the Senate.

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 30:

A Bill to be entitled An Act regulating the appearance of defendants in all suits brought in the Circuit Courts of the State of Florida in Chancery, whether defendants are served personall or by publication, and providing for the entry of decrees pro confesso upon failure of the defendants to appear.

Have had the same under consideration, and report a substitute for said bill and recommend that the substitute do pass.

Very respectfully,

C. E. DAVIS,
Chairman of Committee.

And Senate Bill No. 30, together with the Committee Substitute, contained in the above report, was placed on Calendar of Bills on Second Reading.

INTRODUCTION OF RESOLUTIONS.

Mr. Igou, Chairman of the Committee on Legislative Expenses offered the following Resolution:

Senate Resolution No. 5:

Resolved, That the Committee on Legislative Expense be and are hereby authorized to employ Kathryn Bayan as Senate Stenographer, with pay from the time she began service.

Mr. Calkins moved to adopt the Resolution.

Which was agreed to.

Mr. Turner offered the following Resolution:

Senate Resolution No. 6:

Whereas, There is now pending before the Legislature Bills providing for appropriations aggregating many hundreds of thousand dollars; and,

Whereas, It is manifestly the part of prudence and wisdom that this Senate be advised of the total of amount of said appropriations, as well as the revenue of the State for the payment of said appropriations; therefore, be it,

Resolved, That the Committee on Appropriations be and it is hereby directed to retain all bills providing for appropriations until May 1, 1917, and then report all such bills together with the information as to the probable revenue of the state for the fiscal years of 1917 and 1918, and the total amount of appropriations called for in said bills.

Be It Further Resolved, That all bills pending before this Senate on seconding and third readings, be re-referred to the Committee on Appropriations for the purposes aforesaid.

Be It Further Resolved, That all members of the Senate be requested to introduce bills calling for appropriations on or before May 1, 1917.

Mr. Turner moved to adopt the Resolution.

Which was agreed to.

Mr. Igou, Chairman of the Committee on Legislative Expenses, offered the following Resolution:

Senate Resolution No. 7:

Resolved, That the Committee on Legislative Expense be and are hereby authorized to employ W. E. Lewis as Assistant Sergeant-at-Arms with pay from the time he began service.

Mr. Igou moved to adopt the Resolution.

Which was agreed to.

Mr. Wilson offered the following Resolution:

Senate Concurrent Resolution No. 5:

A Concurrent Resolution requesting the War Department to guard the bridges and terminals of the C. H. & M. Railroad.

Whereas, The harbor of Boca Grande, Florida, is the most southern deep-water harbor except Key West in the United States; and

Whereas, The facilities for loading and discharging large cargoes at said harbor may become of great value

to the United States Government during the present war with Germany; and

Whereas, The railroad terminals, including the bridges across the Myakka River and Gasparilla Pass are exposed to destruction by hostile enemies; therefore be it

Resolved, the House concurring, That the War Department at Washington be urged to take immediate steps to properly safeguard the railroad terminals and bridges above mentioned.

Which was read the first time, and was laid over until tomorrow under the rule.

Mr. Wells offered the following Resolution:
Senate Resolution No. 8:

Whereas, Hon. T. R. Hodges, State Shell Fish Commissioner, has extended an invitation to the members of the Senate and attaches to attend a portrayal of the fish and oyster industry of Florida in moving pictures at Daffin's theater tonight, April 12; therefore, be it

Resolved, That the invitation be accepted and Commissioner Hodges be thanked for the courtesy.

Mr. Wells moved to adopt the Resolution.

Which was agreed to.

By permission—

Mr. Wilson, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,

President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 79:

A Bill to be entitled An Act to amend Section 1383 of the General Statutes of Florida, relating to locality of actions.

Also—

Senate Bill No. 28:

A Bill to be entitled An Act prohibiting the issuing

of writs of garnishment in any action sounding in tort.

Have examined the same and find them correctly engrossed.

Very respectfully,

A. M. WILSON,

Chairman of Committee.

And Senate Bills Nos. 79 and 28, contained in the above report, was placed on Calendar of Bills on Third Reading.

INTRODUCTION OF BILLS.

By Mr. Johnson—

Senate Bill No. 155:

A Bill to be entitled An Act in relation to banks, banking firms, banking or trust companies or corporations doing business in the State of Florida, and providing for the restriction and limitations of loans in certain cases and providing for meetings of and examinations and reports by directors and trustees and providing for penalties in certain violations and failures.

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

By Mr. Hughlett—

Senate Bill No. 156:

A Bill to be entitled An Act granting equal suffrage in primary elections to women of Florida, and in relation to qualifications, registration privileges of voting and the canvass and return thereof.

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

By Mr. Hughlett—

Senate Joint Resolution No. 157:

A Joint Resolution proposing amendment to Section One, Article Six as amended (1893) of the Constitution of the State of Florida.

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

By Mr. Hughlett—

Senate Bill No. 158:

A Bill to be entitled "An Act to organize and estab-

lish a County Court in and for St. Lucie County, Florida; to prescribe the terms thereof, to prescribe its jurisdiction and powers; to provide for the appointment of a prosecuting attorney for said Court, and prescribing the fees and the salaries of the Judge and the Prosecuting Attorney of the said Court; the transfer of causes from other Courts and matters pertaining thereto."

Which was read the first time by its title and was placed on the Calendar of Local Bills on the Second Reading.

By Mr. Wilson—
Senate Bill No. 159:

A Bill to be entitled An Act for the better protection of fish in the fresh water streams and lakes of Florida.

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

By Mr. Wilson—
Senate Bill No. 160:

A Bill to be entitled An Act to Amend Section 1512 of the General Statutes of Florida, as amended by Chapter 5649, Acts of 1907, as amended by Chapter 6905, Acts of 1915, Relating to the pay of witnesses.

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

By Mr. Wilson—
Senate Bill No. 161:

A Bill to be entitled An Act designating the division of tax redemption funds and defining the further duties of the Circuit Court Clerks in connection therewith.

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

By Mr. Wilson—
Senate Bill No. 162:

A Bill to be entitled An Act to create and designate depositories for county and district bond funds, and to abolish the office of Bond Trustee.

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

By Mr. Wilson—

Senate Bill No. 163:

A Bill to be entitled An Act to prevent the destruction of fish in the fresh water streams and lakes of this State.

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

By Mr. Andrews—

Senate Bill No. 164:

A Bill to be entitled An Act to amend Section Three of Chapter 6424, Acts of 1913, as amended by Chapter 6818, Acts of 1915, relating to and creating a State Board of Pensions; defining who shall receive pensions, who shall not receive pensions, who shall be retained as pensioners, how applications shall be made, how pensions shall be paid; duty of County Commissioners in regard to pensions; providing for the levy of a pension tax and authorizing the State Board of Pensions to make regulations to carry into effect the provisions of this Act.

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

By Mr. Crawford—

Senate Bill No. 165:

A Bill to be entitled An Act to amend Section 3 of Chapter 6829, Acts of 1915, the same being an Act to protect and conserve the health and lives of school children in the State of Florida, and promote their efficiency by providing for their medical inspection and necessary treatment.

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

By Mr. Alexander (by request)—

Senate Bill No. 166:

A Bill to be entitled An Act providing for the creation of Highlands County, in the State of Florida, and for the organization and government thereof.

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

By Mr. Wilson—

Senate Joint Resolution No. 167:

A Joint Resolution requesting the War Department to guard the bridges and terminals of the C. H. & M. Railroad.

Which was read the first time by its title and referred to the Committee on Militia and State Troops.

By Mr. Plympton—

Senate Bill No. 168:

A Bill to be entitled An Act granting a pension to J. O. Green.

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

By Mr. Jones—

Senate Bill No. 169:

A Bill to be entitled An Act to authorize counties, cities and towns of the State of Florida to appropriate money out of the general revenues, and to issue time warrants and bonds for advertising their advantages and resources, to encourage immigration and to promote their development and progress and to provide exhibits for such purposes at certain expositions and fairs.

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

By Mr. Jones—

Senate Bill No. 170:

A Bill to be entitled An Act to amend Chapter 6908, being An Act entitled: An Act amending Section 1406 of the General Statutes of the State of Florida relating to service of process upon corporations.

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

By Mr. Jones—

Senate Bill No. 171:

A Bill to be entitled An Act to render women eligible for election or appointment to certain offices in the State of Florida.

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

By Mr. Carlton.

Senate Bill No. 172:

A Bill to be entitled An Act relating to the liability of editors or proprietors of newspapers for the publica-

tion of Judicial, Legislative or Public Official proceedings.

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

By Mr. Carlton.

Senate Bill No. 173:

A Bill to be entitled An Act to provide for proceedings supplementary to an execution.

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

By Mr. Eaton.

Senate Bill No. 174:

A Bill to be entitled An Act to provide for the collection of delinquent taxes due the City of Bartow.

Which was read the first time by its title.

Mr. Eaton moved that the rules be waived and that Senate Bill No. 174 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 174 was read a second time in full.

Mr. Eaton moved that the rules be further waived and that Senate Bill No. 174 be read a third time and put upon its passage,

Which was agreed to by a two-thirds vote.

And Senate Bill No. 174 was read a third time in full.

Upon call of the roll on the passage of the bill the vote was:

Yeas—Mr. President, Senators Alexander, Andrews, Baker, Calkins, Carlton, Crawford, Davis, Eaton, Farris, Fogarty, Gornito, Greene, Hughlett, Igou, Jones, King, Mathis, McEachern, McLeod, MacWilliams, Middleton, Moore, Oliver, Plympton, Roland, Sheppard, Turner, Willis, Wilson—30.

Nays—None.

So the Bill passed, title as stated.

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

MESSAGES FROM THE HOUSE OF
REPRESENTATIVES.

The following message from the House of Representatives was read:

House of Representatives,
Tallahassee, Fla., April 11, 1917.

Hon. J. B. Johnson,

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:

To memorialize the Congress of the United States to pass and submit an amendment to the Constitution of the United States to the several States, proposing nationwide prohibition of the manufacture, sale, barter or exchange of all alcoholic or intoxicating liquors or beverages.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

R. E. GREEN,
Chief Clerk, House of Representatives.

And House Memorial No. 1, contained in the above message, was read the first time by its title.

Mr. McEachern moved that the rules be waived and that House Memorial No. 1 be read a second time and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Memorial No. 1 was read a second time.

Mr. McEachern moved the adoption of the Memorial.

Which was agreed to.

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

BILLS ON THE THIRD READING.

Senate Bill No. 38:

A Bill to be entitled An Act providing for the creation of Flagler County, in the State of Florida, and for the organization and government thereof.

Was taken up and read the third time in full.

By unanimous consent Mr. Alexander offered the following amendment to Senate Bill No. 38, now on its Third Reading:

Amend said Bill by striking out everything after the word "East" in line 29, on page 2, of said Bill, and immediately preceding the word "thence," in line 5, on page 3 of said Bill, and insert the following:

To a point where said section line intersects the west bank of the Tomoka River; thence along the west bank of the said Tomoka River in a northeasterly direction, following the meanderings of the west bank of the said river to the northeast corner of section 39, Township 13, South, of Range 32, East, said section 39 being the John Bunch grant.

Mr. MacWilliams moved to adopt the amendment. Which was unanimously agreed to.

Mr. MacWilliams moved to waive the rules and that the Bill be referred to the Committee on Engrossed Bills with the request to engross and return engrossed Bill at once for today's consideration.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 38, as amended on the Third Reading, was referred to the Committee on Engrossed Bills.

Senate Bill No. 16:

A Bill to be entitled An Act prohibiting the manufacturer of alcoholic, spirituous, vinous, malt and intoxicating liquors and beverages, and certain non-intoxicating liquors and beverages, traffic therein and keeping on hand in public places or for illegal sale in counties or election precincts that have or may hereafter vote against the sale of liquor.

Was taken up and read the third time in full.

By unanimous consent Mr. McEachern offered the following amendment to Senate Bill No. 16, now on its third reading:

By unanimous consent—

Mr. McEachern offered the following amendment to Senate Bill No. 16.

In Section 16, line 14, strike out printed line all after the word "Act" down to and including the word "liquor" in line 27, same Section.

Mr. McEachern moved the adoption of the amendment.

Which was agreed to.

By unanimous consent—

Mr. Davis of 10th District offered the following amendment to Senate Bill No. 16.

Add to Section 2 the following:

Provided further, that nothing in this Act shall prohibit the manufacture by anyone of domestic wine for his or her family use, in quantities not exceeding five gallons in any one year.

Mr. Davis moved the adoption of the amendment.

Which was not agreed to.

Mr. Davis moved to waive the rules and place Senate Bill No. 16, as amended, back upon the second reading, for the purpose of amending the same.

Which was agreed to by a two-thirds vote.

And, by consent, Senate Bill No. 16 was taken up on its second reading for amendment, and was placed back on the Calendar of Bills on the Second Reading.

Mr. Davis moved to waive the rules and to take up and now consider Senate Bill No. 16, placed back upon its second reading.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 16:

A Bill to be entitled An Act prohibiting the manufacture of alcoholic, spirituous, vinous, malt and intoxicating liquors and beverages, and certain non-intoxicating liquors and beverages, traffic therein and keeping on hand in public places or for illegal sale in counties or election precincts that have or may hereafter vote against the sale of liquor.

Was taken up on its second reading.

By unanimous consent Mr. Davis offered the following amendment to Senate Bill No. 16, now on its third reading:

Add to Section 2 the following "providing further, that nothing in this Act shall prohibit the manufacture by any one, of domestic wines for his or her family use, in quantities not exceeding five gallons in any one year."

Mr. Davis moved the adoption of the amendment.

Which was agreed to.

And Senate Bill No. 16, as amended, was referred to the Committee on Engrossed Bills.

The consideration of Bills on the Third Reading was resumed.

Senate Bill No. 5:

A Bill entitled An Act to amend An Act entitled An Act to provide for the organization and management of Mutual Fire Insurance Associations, approved June 1, 1915.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 5, the vote was:

Yeas—Mr. President, Senators Alexander, Andrews, Baker, Calkins, Carlton, Crawford, Davis, Eaton, Farris, Fogarty, Gornato, Hughlett, Igou, Jones, King, Mathis, McEachern, McLeod, MacWilliams, Middleton, Moore, Oliver, Plympton, Roland, Sheppard, Terrell, Turner, Wells, Willis, Wilson—32.

Nays—None.

So the Bill passed, title as stated.

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

Mr. Jones moved to reconsider the vote by which Senate Resolution No. 6 was adopted by the Senate.

Mr. Jones moved to waive the rules and that the Senate do now take up the motion to reconsider the vote by which Senate Resolution was adopted by the Senate.

Which was not agreed to.

Senate Bill No. 58:

A Bill to be entitled An Act to amend Section 2 of Chapter 6966 of the Laws of Florida, approved June 4, 1915; entitled "An Act providing for the distribution of the funds received from the forest reserves in this State, in accordance with an Act of Congress, approved May 23, 1908, appropriating twenty-five per cent of the re-

ceipts from the National Forest Reserves, in this State, for the benefit of the schools and roads in the counties in which said reserves are situated."

Was taken up on the third reading and was temporarily passed over.

CONSIDERATION OF BILLS ON THE SECOND READING.

Senate Bill No. 117:

A Bill to be entitled An Act to provide and to authorize leaves of absence to State and County officials for service in the Army of the United States.

Was taken up.

Mr. MacWilliams moved to recommit Senate Bill No. 117 to the Committee on Judiciary A.

Which was agreed to.

The Bill was referred to the Committee on Judiciary A.

Senate Bill No. 90:

A Bill to be entitled An Act to amend Sections 1109, 1110, 1112, 1115, 1117, 1120 and 1127 and to repeal Sections 1128, 1129, 1144, and 1145 of the General Statutes of the State of Florida relating to the State Board of Health.

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

Mr. Jones offered the following amendment to Senate Bill No. 90.

At end of Section 3 strike out all after the words "just cause".

Mr. Jones moved the adoption of the amendment.

Which was not agreed to.

Mr. MacWilliams moved to indefinitely postpone Senate Bill No. 90.

Mr. Calkins moved to commit Senate Bill No. 90 to the Committee on Judiciary A.

Which was agreed to.

And Senate Bill No. 90 was referred to the Committee on Judiciary A.

Senate Bill No. 79:

A Bill to be entitled An Act to amend Section 1383 of the General Statutes of Florida, relating to locality of actions.

Was taken up, and was read the second time in full together with the Committee Amendments.

The following Committee Amendment was read:

In Section 1, lines 12 and 13 strike out the words, "or where a breach of duty occurred".

Mr. Davis moved to adopt the amendment.

Which was agreed to.

Also the following Committee Amendment was read:

In Section 1, lines 7 and 8 strike out the words, "or where the cause of action or any part there accrued."

Mr. Davis moved to adopt the amendment.

Which was agreed to.

There being no further amendment Senate Bill No. 79, as amended was referred to the Committee on Engrossed Bills.

Senate Bill No. 35:

A Bill to be entitled An Act creating an additional Judicial Circuit in the State of Florida, to be designated as the Twelfth Judicial Circuit, and to be composed of the counties of St. Johns, Clay and Putnam, and providing for the appointment of a Circuit Judge and State Attorney therefor, and prescribing when said Circuit Court shall take jurisdiction, and effect on pending cases.

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

Mr. Baker offered the following amendment to Senate Bill No. 35:

Strike out the words "Clay County" wherever they appear.

Mr. Baker moved the adoption of the amendment.

By consent, the further consideration of the amendment was temporarily passed over.

Senate Bill No. 28:

A Bill to be entitled An Act "prohibiting the issuing of writs of garnishment before judgment against defendant in certain causes of action."

Was taken up and read the second time in full, together with the committee amendments.

The following amendment of the committee was read, as follows:

1. In the title, strike out the words "before judgment against a defendant in certain causes of action," and in-

sert in lieu thereof the following: "in any action sounding in tort."

Mr. Carlton moved the adoption of the amendment.

Which was agreed to.

Also the following Committee Amendment was read:

2. In Section 1 strike out all after the words, "in any action," and insert in lieu thereof the following, "sounding in tort."

Mr. Carlton moved to adopt the amendment.

Which was agreed to.

Also the following Committee Amendment was read:

3. Add the following section: Section 2. That all laws or parts of laws in conflict herewith are hereby repealed."

Mr. Carlton moved to adopt the amendment.

Which was agreed to.

And Senate Bill No. 28, as amended, was referred to the Committee on Engrossed Bills.

By permission—

Mr. A. M. Wilson, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 38:

A Bill to be entitled An Act providing for the creation of Flagler County, in the State of Florida, and for the organization and government thereof.

Have had the same under consideration, and report same as correctly engrossed.

Very respectfully,

A. M. WILSON,
Chairman of Committee.

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

Mr. MacWilliams moved to waive the rules and take up Senate Bill No. 38 just reported by the Committee on Engrossed Bills.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 38:

A Bill to be entitled An Act providing for the creation of Flagler County, in the State of Florida, and for the organization and government thereof.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 38, the vote was:

Yeas—Senators Alexander, Andrews, Baker, Calkins, Carlton, Crawford, Davis, Eaton, Farris, Fogarty, Greene, Hughlett, Igou, Jones, King, Mathis, McEachern, McLeod, MacWilliams, Middleton, Moore, Oliver, Plympton, Roland, Sheppard, Terrell, Turner, Wells, Willis, Wilson—30.

Nays—None.

So the Bill passed, title as stated.

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

Mr. Moore moved to waive the rules and take up out of order Senate Bill No. 58.

Which was agreed to by a two-third vote.

And—

Senate Bill No. 58:

A Bill to be entitled An Act to amend Section 2 of Chapter 6966 of the Laws of Florida, approved June 4, 1915; entitled An Act providing for the distribution of the funds received from the forest reserves in this State, in accordance with an act of Congress, approved May 23rd, 1908, appropriating twenty-five per cent of the receipts from the National Forest Reserves, in this State for the benefit of the schools and roads in the counties in which said reserves are situated."

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 58, the vote was:

Yeas—Mr. President, Senators Alexander, Andrews, Baker, Calkins, Carlton, Crawford, Davis, Eaton, Farris, Fogarty, Gornto, Greene, Hughlett, Igou, Jones King, McEachern, McLeod, Middleton, Moore, Oliver, Plympton, Roland, Sheppard, Turner, Wells, Willis, Wilson—30.

Nays—None.

So the Bill passed, title as stated.

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

Mr. MacWilliams moved to waive the rules and to certify Senate Bill No. 38 to the House of Representatives at once.

Which was agreed to by a two-thirds vote.

CONSIDERATION OF BILLS ON SECOND READING.

Senate Bill No. 9:

A Bill to be entitled An Act relating to warehousemen and warehouse receipts.

Was taken up and read the second time, together with the Substitute offered by the Committee on Uniform Legislation.

Mr. Johnson moved to waive the rules and that Committee Substitute be read the second time by title only.

Which was agreed to by a two-thirds vote.

The Committee Substitute for Senate Bill No. 9 was read the second time by its title.

Mr. Johnson moved to adopt the Committee Substitute in lieu of the original Bill.

Which was agreed to.

And the Committee Substitute was adopted.

There being no amendment to Committee Substitute for Senate Bill No. 9, it was placed on the Calendar of Bills on the Third Reading.

By unanimous consent—

By Mr. Farris (by request)—

Senate Joint Resolution No. 175:

A Joint Resolution proposing an amendment to Section 8 of Article VIII of the Constitution of the State of Florida, relating to municipalities.

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

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

Which was agreed to.

Thereupon the Senate stood adjourned until 10 o'clock A. M., Friday, April 13, 1917.

Friday, April 13, 1917.

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 Alexander, Andrews, Baker, Calkins, Carlton, Crawford, Davis, Eaton, Fogarty, Gornito, Greene, Hughlett, Igou, Jones, King, Mathis, McEachern, McLeod, MacWilliams, Middleton, Moore, Oliver, Plympton, Roland, Sheppard, Terrell, Turner, Wells, Willis, Wilson—31.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

REPORTS OF COMMITTEES.

Mr. J. M. Gornito, Chairman of the Committee on Enrolled Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 12, 1917.

Hon. J. B. Johnson,

President of the Senate.

Sir:

Your Committee on Enrolled Bills, to whom was referred—

Senate Joint Resolution No. 4:

A Joint Resolution to amend Article XIX of the Constitution of the State of Florida.

Have carefully examined the same and find it correctly enrolled.

Very respectfully,

J. M. GORNITO,
Chairman of Committee.