

Senate Chamber,
Tallahassee, Fla., May 6, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred—

(Senate Bill No. 111):

An Act to amend Section 4190 of the Revised General Statutes of Florida, relating to the incorporation, powers, duties and liabilities of trust and security companies doing business in this State.

Also—

(Senate Bill No. 22):

An Act to prescribe the effect of the release, acquittance or discharge of a party jointly liable with one or other parties.

Beg leave to report that the same have been this day duly presented to the Governor for his approval.

Very respectfully,

O. M. EATON,

Chairman of Joint Committee on Enrolled Bills on Part of the Senate.

Mr. Rowe moved that the Senate do now consider Senate Bill No. 195.

Which was agreed to.

And—

Senate Bill No. 195:

A bill to be entitled An Act to amend Section 6209 of the Revised General Statutes of the State of Florida, relating to the removal of prisoners from the jail of one county to that of another.

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

There being no amendment offered, Senate Bill No. 195 was, under the rule, placed on the Calendar of Bills on third reading.

Senate Bill No. 248:

A bill to be entitled An Act to authorize the Board of Commissioners of Everglades Drainage District of the State of Florida to deliver bonds which have heretofore

been authorized to be issued and which have been sold or contracted to be sold to the purchasers in installments, and legalizing, ratifying, confirming and validating said bonds and all proceedings taken in connection with the issuance and sale thereof.

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

There being no amendment offered, Senate Bill No. 248 was, under the rule, placed on the Calendar of Bills on third reading.

Senate Bill No. 249:

A bill to be entitled An Act to authorize any and all drainage and sub-drainage districts created under the laws of this State to acquire by gifts, purchase, exchange, donation, or condemnation, lands for canal rights-of-way and for other general purposes of the said districts.

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

There being no amendment offered Senate Bill No. 249 was, under the rule, placed on the Calendar of Bills on third reading.

Mr. Epperson moved that the rules be waived and Senate Bill No. 257 be recommitted to the Committee on Agriculture and Forestry.

Which was agreed to by a two-thirds vote.

Mr. Eaton moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 6:20 until 11 o'clock A. M., Tuesday, May 10, 1921.

Tuesday, May 10, 1921

11 O'CLOCK A. M.

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, Messrs. Anderson, Bradshaw, Butler, Campbell, Cooper, Crosby, Eaton, Epperson, Hulley, Johnson, Knabb, Knight, Lindsey, Lowry, Malone, Mapoles, Overstreet, Plympton, Rowe, Roland, Russell, Shelley, Singletary, Stokes, Taylor, Turnbull, Weaver, Wells, Wilson—30.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal of May 9 was dispensed with.

On page 33 of the daily Journal of Monday, May 9, 1921, between lines 31 and 32 of said page and said Journal, insert the following:

House Bill No. 533:

A bill to be entitled An Act to provide for the equalization of taxes between counties, creating the position of State Equalizer of Taxes, prescribing his powers and duties, providing for his compensation, creating a State Board of Equalizers, and prescribing its powers and duties.

Was taken up.

On line 33 of page 33 of the said daily Journal of May 9, 1921, strike out the figures "532," and insert in lieu thereof the figures "533."

On line 37 of page 33 of said daily Journal, strike out the name "Butler," and insert in lieu thereof the name of "MacWilliams."

Line 38 of said page 33 of said daily Journal of May 9, 1921, strike out said line as printed in the daily Journal and insert in lieu thereof the following:

"Which was agreed to."

REPORTS OF COMMITTEES.

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

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 313:

A bill to be entitled An Act to empower and direct the Governor to appoint a Commission to investigate the relative rights of the State of Florida and individuals and corporations in the Shores and Submerged lands of this State, and to empower and direct such Commission to make such investigation, together with the laws, practices, and policies of other states, touching such rights, and to make due report of their findings and recommendations, together with a draft of a proposed enactment or proposed Constitutional Amendment, as such Commission may determine, and to provide for the payment of the expenses of such Commission and to confer upon such Commission all the necessary and proper incidental powers to effectuate the purposes of such Commission.

Also report a Companion Bill to this foregoing bill which is herewith submitted and introduced.

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

Very respectfully,

WM. H. MALONE,

Chairman of Committee.

And Senate Bill No. 313, together with the Companion Bill, contained in the above report, was placed on the Calendar of Bills on Special Order.

Mr. Malone moved to waive the rules and that the Companion Bill, Numbered Senate Bill No. 348, accompanying, shall be made a special order with the other bills at 11:30 o'clock.

Which was agreed to by a two-thirds vote.

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

Senate Chamber,
Tallahassee, Fla., May 9, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 205:

A bill to be entitled An Act to prohibit the setting on fire of any wood, brush or grass lands, and providing a penalty therefor.

Also—

Senate Bill No. 229:

A bill to be entitled An Act making an appropriation to assist in the erection of a monument at Marianna to commemorate the Battle of Marianna.

Have had the same under consideration and find the same correctly engrossed.

Very respectfully,

E. P. WILSON,
Chairman of Committee.

And Senate Bill No. 205 was ordered to be certified to the House of Representatives.

And Senate Bill No. 229, contained in the above report, was placed on the Calendar of Bills on Third Reading.

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

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Appropriations, to whom was referred—

Senate Bill No. 280:

A bill to be entitled An Act making an appropriation for the maintenance of the co-operative agricultural extension work between this State and the United States Department of Agriculture required to be maintained by Chapter 6839, Laws of Florida.

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

Very respectfully,

D. M. LOWRY,
Chairman of Committee.

And Senate Bill No. 280, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Russell, Chairman of the Committee on State Institutions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on State Institutions, to whom was referred—

Senate Bill No. 236:

A bill to be entitled An Act relating to the powers of the Trustees of the Internal Improvement Fund of the State of Florida and to authorize said Trustees of said Internal Improvement Fund to exchange lands of or belonging to said fund for other lands belonging to private owners, and to agree upon the terms and conditions of any such exchange, including the payment or receipt of any sum deemed necessary to equalize the values of such exchange property and to execute and deliver deeds of conveyances for said purposes, and validating any exchanges of lands heretofore made by said Trustees.

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

Very respectfully,

W. A. RUSSELL,
Chairman of Committee.

And Senate Bill No. 236, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Russell, Chairman of the Committee on State Institutions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on State Institutions, to whom was referred—

Senate Bill No. 154:

A bill to be entitled An Act to increase the efficiency of the Bureau of Immigration of the Department of Agriculture, to provide for publicity, to define the duties of the Commissioner of Agriculture connected therewith, to provide for necessary assistants, and to make appropriations therefor.

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

Very respectfully,

W. A. RUSSELL,
Chairman of Committee.

And Senate Bill No. 154, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

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

House Bill No. 77:

A bill to be entitled An Act to amend Section 215 of the Revised General Statutes of Florida, pertaining to the qualification of electors.

Also—

House Bill No. 78:

A bill to be entitled An Act to amend Section 708 of the Revised General Statutes of Florida, relating to the payment of poll tax and the duty of tax collector.

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

Very respectfully,

B. H. LINDSEY,
Chairman of Committee.

And House Bills Nos. 77 and 78, contained in the above report, were placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Appropriations, to whom was referred—

House Bill No. 428:

A bill to be entitled An Act making an appropriation

to assist in the erection of a monument at Marianna to commemorate the Battle of Marianna.

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

Very respectfully,
D. M. LOWRY,

Chairman of Committee.

And House Bill No. 428, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Lowry, Chairman of the Committee on Appropriation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Appropriations, to whom was referred—

Senate Bill No. 185:

A bill to be entitled An Act to make an appropriation for the putting and keeping in order of the grounds adjacent and belonging to the site of the Olustee Monument, and for the proper care and protection of the monument itself; and for the erection of a caretaker's house; and to provide for payment of such appropriation.

Have had the same under consideration, and offer Substitute Bill, as follows, in lieu of Senate Bill No 185:

A bill to be entitled An Act to make an appropriation for the putting and keeping in order of the grounds adjacent and belonging to the site of the Olustee Monument, and for the proper care and protection of the monument itself; and for the erection of a caretaker's house; and to provide for payment of such appropriation.

Very respectfully,
D. M. LOWRY,

Chairman of Committee.

And Senate Bill No. 185, with the Committee Substitute therefor, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Roland, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred—
Senate Bill No. 276:

A bill to be entitled An Act granting pension to W. D. Frazier.

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

Very respectfully,
D. G. ROLAND,

Chairman of Committee.

And Senate Bill No. 276, contained in the above report, was placed on the table under the rule.

Mr. Roland, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred—
Senate Bill No. 333:

A bill to be entitled An Act granting a pension to Elizabeth Emeline Mendee, and providing for the payment of said pension.

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

Very respectfully,
D. G. ROLAND,

Chairman of Committee.

And Senate Bill No. 333, contained in the above report, was placed on the table under rule.

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

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

*Hon. W. A. MacWilliams,
President of the Senate.*

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 313:

A bill to be entitled An Act to empower and direct the Governor to appoint a commission to investigate the relative rights of the State of Florida and individuals and corporations in the shore and submerged lands of this State, and to empower and direct such Commission to make such investigation, together with the laws, practices and policies of other States, touching such rights, and to make due report of their findings and recommendations, together with a draft of a proposed enactment or proposed constitutional amendment, as such Commission may determine, and to provide for the payment of the expenses of such Commission, and to confer upon such Commission all the necessary and proper incidental powers to effectuate the purposes of such Commission.

Also Report—

A companion bill to this foregoing bill which is herewith submitted and introduced.

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

Very respectfully,

WM. H. MALONE,
Chairman of Committee.

And Senate Bill No. 313, with the companion bill thereto, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

*Hon. W. A. MacWilliams,
President of the Senate.*

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 263:

A bill to be entitled An Act abolishing the office of County Bond Trustees, Road and Bridge District Trustees; providing for the disposition of money raised by county bonds, road and bridge district bonds, and road and bridge district taxes; amending Sections 1541 and 1545, of the Revised General Statutes of Florida, and repealing Sections 1544, 1546, 1547, 1548 and 1549, of the Revised General Statutes of Florida, relating to the appointment, duties and compensation of bond trustees, and all laws conflicting herewith.

Also—

Senate Bill No. 299:

A bill to be entitled An Act to amend Section 3085, of the Revised General Statutes of the State of Florida, relating to compensation of Clerk of the Circuit Court as Clerk of the Board of County Commissioners.

Also—

House Bill No. 102:

A bill to be entitled An Act to amend Section 3828 of the Revised General Statutes of the State of Florida, relating to the identity of the grantor or grantors in acknowledgments of the execution of deeds and mortgages, and curing acknowledgments heretofore taken.

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

Very respectfully,

THEO. T. TURNBULL,
Chairman of Committee.

And Senate Bills Nos. 263, 299 and 102, contained in the above report, was placed on the table under the rule.

INTRODUCTION OF BILLS.

By Mr. Campbell—
Senate Bill No. 339:

A bill to be entitled An Act to regulate the collection of toll on canals and inland water routes in the State of Florida, and prescribing penalties for the improper collection thereof, and providing for the maintenance and operation of such canals and waterways and certain penalties for non-compliance with the provisions of this Act.

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

By Mr. Campbell—
Senate Bill No. 340:

A bill to be entitled An Act to be entitled "An Act for the relief of Edgar C. Thompson, State Attorney of the 15th Judicial Circuit of the State of Florida, for loss of compensation during suspension from office."

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

By Mr. Campbell—
Senate Bill No. 341:

A bill to be entitled An Act to establish a municipal corporation to be known as the Town of Lantana in Palm Beach County, Florida; to fix and determine the territorial limits, jurisdiction and powers of said town and the jurisdiction and powers of its officers.

Which was read the first time by its title.

And the bill was placed on the Calendar of Local Bills on the second reading without reference.

By Mr. Mapoles—
Senate Bill No. 342:

A bill to be entitled An Act for the relief of Sidney J. Catts, Jr., as Adjutant General of Florida, for the loss of part of salary from September 1, 1919, to January 1, 1921.

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

By Mr. Epperson—
Senate Bill No. 343:

A bill to be entitled An Act to amend Section 4151 of

the Revised General Statutes relating to loans to officers and directors of banks and trust companies.

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

By Mr. Epperson—
Senate Bill No. 344:

A bill to be entitled An Act to require regular students attending the Florida State College for Women at Tallahassee, to wear while students at such institution a dress of uniform design and material and authorizing the State Board of Control and the State Board of Education to select and define such uniforms, and to adopt and promulgate rules and regulations pertaining thereto.

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

By Mr. Epperson—
Senate Bill No. 345:

A bill to be entitled An Act to amend Sections 4065, 4066, 4068, and 4070 of the Revised General Statutes of Florida relative to the sale of stocks, bonds and securities of investment companies.

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

By Mr. Plympton—
Senate Bill No. 346:

A bill to be entitled An Act amending Section 5 of Chapter 8010 of the Laws of 1919, in relation to the validation of certain bonds of Columbia County, Florida.

Which was read the first time by its title.

And the bill was placed on the Calendar of Local Bills on the second reading without reference.

By Mr. Crosby—
Senate Bill No. 347:

A bill to be entitled An Act for the procuring of Search Warrants and to authorize sheriffs and other police officers to make search and seizures.

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

By Committee on Judiciary B—
Senate Bill No. 348:

A bill to be entitled An Act to authorize the Trustees of the Internal Improvement Fund to deed, grant or convey certain submerged or sovereignty lands in this State, that have been bulkheaded and filled in, or on which permanent improvements have been made.

Which was read the first time by its title and made a special order for 11:30 A. M. today.

By Mr. Singletary (by request)—
Senate Bill No. 349:

A bill to be entitled An Act to provide for the removal of obstructions in the navigable waters of the State of Florida.

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

By Mr. Wilson—
Senate Bill No. 350:

A bill to be entitled An Act to authorize the Board of County Commissioners of Pasco County, Florida, to issue interest-bearing time warrants of said county in the sum of thirty thousand dollars for the purpose of constructing bridges therein.

Which was read the first time by its title.

And the bill was placed on the Calendar of Local Bills on the Second Reading without reference.

By Mr. Mapoles—
Senate Bill No. 351:

A bill to be entitled An Act to provide for the ceding of Bay, Calhoun, Escambia, Holmes, Jackson, Okaloosa, Santa Rosa, Walton and Washington Counties to the State of Alabama with the assent of the Congress of the United States.

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

Mr. O. M. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 9, 1921.

Hon. W. A. MacWilliams,
President of the Senate.

Sir:

Your Joint Committee, to whom was referred—
(Senate Bill No. 99):

An Act to provide for the relief of Chas. P. Lovell, Adjutant General of Florida, for loss of part of salary from January 1, 1921, to June 30, 1921, by reason of failure of the Legislature of Florida assembled in 1919, to make sufficient appropriation for the payment of the salary of the Adjutant General as fixed by law.

Also—

(Senate Concurrent Resolution No. 6):

Whereas, There is an unfair inequality in the present judicial circuits of the State of Florida as to territory and population served; and

Whereas, In some of the circuits the judges have a much larger amount of work than in other circuits; and

Whereas, At each session of the Legislature there are demands for the creation of additional circuits at an expense to the taxpayers of the State of Florida; and

Whereas, It has become necessary to re-circuit the State in order to equalize the work among the circuit judges, and for the protection of the taxpayers of the State.

Also—

(Senate Bill No. 245):

An Act ratifying, validating, confirming and legalizing the assessment of taxes for the years A. D. 1917, 1918, 1919 and 1920, of the Town of Safety Harbor, County of Pinellas, State of Florida.

Also—

(Senate Bill No. 317):

An Act to exclude certain lots and parcels of land incorporated into the City of Valparaiso, Okaloosa County, Florida.

Have carefully examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith

present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

O. M. EATON,

Chairman of the Joint Committee on the Part of the Senate.

The bills contained in the above report were duly signed by the President and the Secretary of the Senate in open session and ordered referred to the Chairman of the Joint Committee on the part of the Senate, to be conveyed to the Governor for his approval.

Mr. Weaver moved to waive the rules and that the Senate now consider House Bills Nos. 322 and 323.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 322:

A bill to be entitled An Act validating and declaring legal and binding obligations all outstanding and unpaid county school warrants, notes or other evidences of indebtedness made and issued by any and all of the Boards of Public Instruction of the several and respective counties of the State of Florida at any time prior to the passage and approval of this Act.

Was taken up.

Mr. Hulley moved that the rules be waived and that House Bill No. 322 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 322 was read a second time by its title only.

Mr. Hulley offered the following amendment to House Bill No. 322:

Strike out all Section 1 of said bill appearing after the word "debt," in the second line thereof and insert in lieu thereof the following:

"Made, issued and delivered by the Board of Public Instruction of any County in the State of Florida and duly signed by its Chairman attested by its Secretary, for and in consideration of service performed as teacher, for labor performed and material furnished in the construction of school buildings or additions thereto, furniture, equipment or supplies for the same, or for money loaned to and received by such Board of Public Instruction for education purposes and for interest on such

loans, prior to this Act becoming a law, are hereby, in all respects, validated and declared to be legal and binding obligations; provided, however, that this Act shall not apply to any warrants, notes or evidence of indebtedness of any Board of Public Instruction where the consideration or purchase price agreed to be furnished or paid said Board therefor, or the money agreed to be loaned to said Board thereon, has not been fully furnished to and received by the Board issuing the same."

Mr. Hulley moved to adopt the amendment.

Which was agreed to.

Mr. Hulley moved the following amendment to House Bill No. 322:

Amend the title of said bill to make it conform to bill as amended by striking out all of said title after the word "made" in the third line thereof, and insert in lieu thereof the following:

"Issued and delivered by the Board of Public Instruction of any county in the State of Florida, and duly signed by its chairman, attested by its secretary, prior to this Act becoming a law, for and in consideration of service performed as teacher; for labor performed and material furnished in construction of school buildings or additions thereto, furniture, equipment or supplies for the same; or for money loaned to and received by such Board of Public Instruction for educational purposes and for interest on such loans."

Mr. Hulley moved the adoption of the amendment.

Which was agreed to.

Mr. Hulley moved that the rules be further waived and that House Bill No. 322, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 322, as amended, was read a third time in full.

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

Yeas—Mr. President, Messrs. Anderson, Bradshaw, Butler, Campbell, Cooper, Crosby, Eaton, Hulley, Johnson, Knight, Lindsey, Lowry, Mapoles, Overstreet, Plympton, Rowe, Roland, Russell, Taylor, Turnbull, Weaver, Wilson—23.

Nays—Messrs. Epperson; Shelley.—2.

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

Mr. Epperson offers the following explanation of his vote on House Bill No. 322:

I was appointed by the President of the Senate one of a Committee to investigate the removal of the School Board of Polk County. We found a large amount of school warrants outstanding, some of which should never be paid, and the present Board of that County believes so. This validation is too broad in its effects—for this reason I vote No.

W. J. EPPERSON.

And the bill as amended was ordered to be certified to the House of Representatives.

Mr. Weaver moved to waive the rules and that House Bill No. 323 be taken up.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 323:

A bill to be entitled An Act authorizing and empowering the Board of Public Instruction of each county in the State of Florida, having any outstanding indebtedness, to issue and sell interest-bearing coupon warrants for the purpose of liquidating and paying off such outstanding indebtedness, evidenced by school warrants, notes or otherwise, and providing for the payment of such interest-bearing coupon warrants.

Was taken up.

Mr. Hulley moved that the rules be waived and House Bill No. 323 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 323 was read a second time by its title only.

Mr. Hulley offered the following amendment to House Bill No. 323:

Amendment No. 1—Section 1. Strike out all of Section 1 appearing after the word "otherwise" in the third line of said Section, and insert in lieu thereof the following:

"Made, issued and delivered Board of Public Instruction, duly signed by the Chairman and attested by the Secretary of such Board, for and in consideration of service performed as teacher, for labor performed and material furnished in the construction of school buildings or additions thereto, furniture, equipment or supplies for the same, or for money loaned to and received by such

Board of Public Instruction for educational purposes and for interest of such loans, shall be, and is hereby authorized and empowered to issue and sell interest-bearing coupon warrants in a sum or sums not to exceed the total amount of such outstanding and unpaid school warrants, notes or other evidences of debt issued and delivered by such Board as aforesaid, for the purposes aforesaid, or for such portion thereof as such Board may be liable, under the provisions of the Constitution of the State of Florida, where a new county has been created from a portion of the county in which such indebtedness was incurred, and any new county created from a portion of any county in which such indebtedness was incurred, as aforesaid, shall be, and is hereby likewise authorized and empowered to issue and sell such interest-bearing coupon warrants in a sum or sums equal to the amount of the proportion of such indebtedness for which it is liable as provided by the Constitution of the State of Florida; the interest-bearing coupon warrants herein provided for to bear interest at a rate not to exceed eight (8) per cent. per annum, payable annually or semi-annually, as may be found necessary or expedient, and shall be in such form and denominations as the Board issuing same shall prescribe, and none of such warrants shall be issued to run for a longer period of time than twenty (20) years from the date of issue. Said warrants to be numbered consecutively, beginning with Number One, and each warrant shall have attached thereto interest coupons, each coupon bearing the number of its warrant and representing or calling for an annual or semi-annual, as the case may be, payment, of interest on its warrant. Each warrant shall be signed by the Chairman and attested by the Secretary of the Board issuing the same, and shall have the seal of said Board affixed thereto, and the interest coupons attached thereto shall be signed by or bear the printed or lithographed facsimile signature of said Chairman and Secretary. Each warrant and interest coupon shall be dated and shall bear their due date. Said warrant and interest coupons shall be issued upon and payable out of the County School Fund of the county in which issued."

Mr. Hulley moved to adopt the amendment.

Which was agreed to.

Mr. Hulley offered the following amendment to House Bill No. 323:

Strike out all of Section 4.

Mr. Hulley moved the adoption of the amendment.

Which was agreed to.

Mr. Hulley offered the following amendment to House Bill No. 323:

Amendment No. 3:

Change "Section 5" to read "Section 4," and strike out all of the said section appearing after the words "sale of," in the first line of the section, and insert in lieu thereof the following:

"Such interest-bearing coupon warrants shall be applied solely to the payment of the warrants, notes and other evidences of debt mentioned and described in Section 1 of this Act, and at and upon the payment thereof said warrants, notes and other evidences of debt shall be surrendered and cancelled."

Mr. Hulley moved to adopt the amendment.

Which was agreed to.

Mr. Hulley offered the following amendment to House Bill No. 323:

Add after Section 4 (present Section 5) the following, to be numbered Section 5:

"Section 5. All of the interest-bearing coupon warrants herein authorized, including the interest coupons, thereto attached, when issued shall have all the properties and attributes of commercial paper and negotiable instruments in favor of the holders thereof, respectively."

Mr. Hulley moved to adopt the amendment.

Which was agreed to.

Mr. Hulley offered the following amendment to House Bill No. 323:

Add after Section 5 (after change number), the following, to be numbered Sections 6, 7 and 8 respectively:

"Section 6. Nothing in Section 458 of the Revised General Statutes of Florida, nor in any other law of this State, shall be construed to limit or abridge the powers herein granted, nor shall the warrants herein authorized to be issued held to be a loan falling within any of the restrictions or prohibitions of said 458 of the Revised General Statutes or other laws of this State.

"Section 7. Nothing contained in this Act shall be construed as limiting or abridging any of the powers conferred upon the County Board of Public Instruction un-

der the provisions of Section 458 of the Revised General Statutes of Florida, and said board shall continue to have all the powers and authority provided for in said Section 458 of the Revised General Statutes unimpaired by anything contained in this Act.

"Section 8. The State Board of Education may, if it so determine, purchase from any or all the counties in the State issuing interest-bearing coupon warrants hereinbefore authorized, such amounts of said warrants, in such sum and with such maturities as that the interest thereon will not exceed the annual amount apportioned to said county from the State's one-mill tax and interest of the State School fund, said amount to be determined by the average annual amounts apportioned to said county from both said funds for the five years immediately preceding the purchase of said warrants.

Mr. Hulley moved to adopt the amendment.

Which was agreed to.

Mr. Hulley offered the following amendment to House Bill No. 323:

Change Section 6, present bill, to read Section 9 and add to said Section the following: "Or upon becoming a law without his approval."

Mr. Hulley moved to adopt the amendment.

Which was agreed to.

Mr. Hulley moved the following amendment to House Bill No. 323:

Amend the title so as to make it conform to the bill as amended by striking out of all such title after the word "Florida" in second line of the title, and insert in lieu thereof the following:

"Now having an outstanding indebtedness evidence by county school warrants, notes or otherwise, made, issued and delivered by such Board of Public Instruction, duly signed by its chairman and attested by its secretary, for and in consideration of service rendered as teacher for labor performed and material furnished in the construction of school buildings or additions thereto, furniture, equipment or supplies for the same, or for money loaned to and received by such Board of Public Instruction for educational purposes and for interest on such loans. To issue and sell interest-bearing coupon warrants in a sum or sums not exceeding the total amount of such outstanding indebtedness, or for such portion thereof as such

Board may be liable, under the provisions of the Constitution of the State of Florida, where a new county has been created from a portion of the county in which indebtedness was incurred, and authorizing and empowering of any new county created from a portion of any county, in which such indebtedness was incurred to, like wise, issued and sell such interest-bearing coupon warrants in a sum or sums equal to the amount of the proportion of such indebtedness for which it is liable, as provided by the Constitution of the State of Florida, for the purpose of securing money to liquidate and pay off such outstanding indebtedness, and providing for the payment of such interest-bearing coupon warrants.

Mr. Hulley moved the adoption of the amendment.

Which was agreed to.

Mr. Hulley moved that the rules be further waived and that House Bill No. 323 as amended be read a third time in full and put upon its passage.

Which was not agreed to by a two-thirds vote.

And the further consideration of the bill was informally passed over.

Mr. Stokes moved that 250 copies of House Bill No. 322, with amendments thereto, be printed after the enrollment of the same.

Which was agreed to.

And it was so ordered.

Senate Bill No. 169:

A bill to be entitled An Act relating to sovereignty lands in this State, to provide for surveys and plats thereof, to authorize the Trustees of the Internal Improvement Fund to sell, lease or grant the same and to provide for the disposition of the funds received therefor.

Was taken up.

Mr. Stokes moved that the rules be waived and Senate Bill No. 169 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 169 was read a second time by its title only.

The Committee on Judiciary B offered the following amendment to Senate Bill No. 169:

In Section 5, line 22, strike out the word "sovereignty,"

and insert in lieu thereof the following: "sovereignty rights."

Mr. Lindsey moved to adopt the amendment.

Which was agreed to.

The Committee on Judiciary B offered the following amendment to Senate Bill No. 169:

In Section 6, line 3, insert after the word "owner" the following: "or the rights of the general public."

Mr. Lindsey moved the adoption of the amendment.

Which was agreed to.

Mr. Lindsey offered the following amendment to Senate Bill No. 169:

In Section 5, line 29, after the word "in," insert the following: "or upon which improvements of a permanent nature have been made."

Mr. Lindsey moved to adopt the amendment.

Which was agreed to.

Mr. Lindsey offered the following amendment to Senate Bill No. 169:

In Section 16, line 21, after the word "provided," insert in lieu thereof the following: "this Act shall not be construed to vest the right in the Trustees to lease, grant or convey to any person not the abutting property owner any of such lands lying between high water mark (which shall be the line of such abutting property owner) and the bulkhead line as herein defined and provided for, and provided further."

Mr. Lindsey moved to adopt the amendment.

Which was agreed to.

Mr. Lindsey offered the following amendment to Senate Bill No. 169:

In Section 6, line 25, after the word "public," insert the following: "or which shall have hereafter become used and frequented by the general public."

Mr. Lindsey moved to adopt the amendment.

Which was agreed to.

Mr. Stokes offered the following amendment to Senate Bill No. 169:

At the end of Section 11, add the following:

"And nothing in this Act shall repeal or in anywise affect the provisions of Chapter 4802, Laws of Florida, approved June 2, 1899, entitled 'An Act to grant the water front of the City of Pensacola,' the provisions of which are hereby validated and confirmed, and the State of

Florida does hereby vest in the grantees of the Commissioners provided for in said Act, and in the persons and corporations mentioned in said Act as grantees, all the rights, title, and interests granted by said Commissioners and by the provisions of said Act."

Mr. Stokes moved to adopt the amendment.
Which was agreed to.

Mr. Stokes moved that Senate Bill No. 169, as amended, be temporarily passed over and the same remain on the Calendar of Bills on second reading.
Which was agreed to.

By consent—

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

Senate Chamber,
Tallahassee, Fla., May 10, 1921.

*Hon. W. A. MacWilliams,
President of the Senate.*

Sir:

Your Committee on Engrossed Bills, to whom was referred—

Senate Bill No. 52:

A bill to be entitled An Act to provide for the enlargement, alteration and repair of the Capitol Building, and making an appropriation for such purpose.

Also—

Senate Bill No. 48:

A bill to be entitled An Act to amend Sections 1 and 2 of Chapter 7833, Acts of 1919, entitled An Act providing for the care, maintenance and control of the State convicts, and providing for the carrying out of the provisions of this Act, and making an appropriation therefor.

Approved May 24th, 1919.

Have had the same under consideration and find the same correctly engrossed.

Very respectfully,

E. P. WILSON,
Chairman of Committee.

And Senate Bills Nos. 52 and 48, contained in the above report, were referred to the Committee on Enrolled Bills.

Senate Bill No. 193:

A bill to be entitled An Act granting and confirming riparian rights and submerged and filled-in lands.

Was taken up.

Mr. Stokes moved that the rules be waived and that Senate Bill No. 193 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 193 was read a second time by its title only.

Mr. Butler offered the following amendment to Senate Bill No. 193:

In Section 4, Line 4 of the printed bill, strike out the word "or" and insert in lieu thereof the word "and."

Mr. Butler moved to adopt the amendment.

Which was agreed to.

Committee on Judiciary A offered the following amendment to Senate Bill No. 193:

At the end of Section 5 add the following Section to be numbered as Section 6:

"Nothing in this Act contained shall be construed to apply to lakes, except tide water lakes."

Mr. Butler moved to adopt the amendment.

Which was agreed to.

Committee on Judiciary offered the following amendment to Senate Bill No. 193:

Insert the following Section to be designated as Section 7:

"Nothing in this Act contained shall be construed to apply to beaches customarily used by the public as bathing beaches."

Mr. Butler moved to adopt the amendment.

Which was agreed to.

Committee on Judiciary A offered the following amendment to Senate Bill No. 193:

Insert the following Section to be designated as Section 8:

"Nothing in this Act contained shall be construed to prohibit any person from boating, bathing or fishing in water covering the submerged lands of this State or from exercising any of the privileges heretofore allowed by law

as to such submerged land and water covering the same until such submerged lands shall be filled in or improved by the riparian owner as herein authorized."

Mr. Butler moved to adopt the amendment.

Which was agreed to.

The Committee on Judiciary A offered the following amendment to Senate Bill No. 193:

Insert the following section, to be numbered Section 9:

"Nothing in this Act contained shall affect or repeal Sections 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, of the Revised General Statutes of Florida.

Mr. Butler moved to adopt the amendment.

Which was agreed to.

Mr. Butler offered the following amendment to Senate Bill No. 193:

Insert the following section, to be numbered Section 10. "Nothing in this Act contained shall affect or repeal Article 7 of Chapter 5 of Title 7 of Division 1 of the Revised General Statutes of Florida, relating to 'Shell Fish Industry.'"

Mr. Butler moved to adopt the amendment.

Which was agreed to.

Mr. Rowe offered the following amendment to Senate Bill No. 193:

In Section 1, line 9, of printed bill, after the word "mentioned" insert the following: "Subject to any inalienable trust under which the State holds said lands."

Mr. Rowe moved to adopt the amendment.

Which was agreed to.

Mr. Rowe offered the following amendment to Senate Bill No. 193:

In Section 1, line 16, insert after the word "same," "subject to said trust."

Mr. Rowe moved to adopt the amendment.

Which was agreed to.

Mr. Lindsey offered the following amendment to Senate Bill No. 193:

At the end of Section 1 insert the following:

"Provided that the grant herein made shall apply to and affect only those submerged lands which have been or may be actually bulkheaded and filled in or permanently improved continuously from high water mark in

the direction of the channel and shall in no wise affect such submerged lands until actually filled in or permanently improved.

Mr. Lindsey moved to adopt the amendment.

Which was agreed to.

Mr. Weaver moved to extend the time of adjournment 15 minutes.

Which was agreed to.

Mr. Stokes offered the following amendment to Senate Bill No. 193:

At the end of Section 5 add the following: "And all grants and conveyances made by the Commissioners provided for in said Act are hereby confirmed and validated, and the State of Florida does hereby vest in the grantees of said Commissioners, and the persons and corporations mentioned in said Act, all the rights, title and interests granted by said Commissioners and by the provisions of said Act."

Mr. Stokes moved to adopt the amendment.

Which was agreed to.

Pending the further consideration of Senate Bill No. 193—

Mr. Weaver moved that when the Senate adjourn it shall adjourn to meet again at 4:00 P. M. today.

Mr. Hulley moved that when the Senate adjourn it shall adjourn to meet again at 3:00 P. M.

Mr. Anderson moved that when the Senate adjourn it shall adjourn to meet again at 11:00 A. M. tomorrow. The motion of Mr. Anderson prevailed.

Mr. Lindsey moved that the rules be waived and that Senate Bill No. 283 be made a special order for 11:30 o'clock A. M. tomorrow.

Which was not agreed to.

Mr. Bradshaw moved that the Senate do now adjourn.

Which was agreed to.

Whereupon the Senate stood adjourned at 1:05 P. M. until 11:00 o'clock A. M. Wednesday, May 11, 1921.