

BILLS ON THIRD READING.

Senate Bill No. 176 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 173 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 159:

A bill to be entitled An Act to prescribe the punishment for the offense of drunkenness and fixing the jurisdiction of the offense in certain counties.

Was taken up and read the third time in full, and put upon its passage.

Upon call of the roll on the passage of Senate Bill No. 159, the vote was:

Yeas—Mr. President, Messrs. Anderson, Bradshaw, Butler, Calkins, Campbell, Epperson, Hulley, Igou, Knabb, Lindsey, Lowry, Malone, Roland, Russell, Shelley, Singletary, Stokes, Taylor, Wells, Wilson—21.

Nays—Messrs. Johnson, Mapoles, Rowe, Turnbull, Weaver—5.

So the bill passed, title as stated.

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

Senate Bill No. 313 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Joint Resolution No. 310:

A Joint Resolution proposing amendments to Section 1 and Section 5 of Article IX of the Constitution of the State of Florida, relating to taxation and finance:

Be It Resolved by the Legislature of the State of Florida:

That the following amendments to Section 1 and Section 5 of Article IX of the Constitution of the State of Florida, relating to taxation and finance, is hereby agreed to be submitted to the electors of the State of Florida for adoption or rejection at the next general election.

That is to say that Section 1 of Article IX of the Constitution of the State of Florida, be and the same is hereby amended so as to read as follows:

Section 1. The Legislature shall provide for a fair and equitable rate of taxation, which shall be uniform on all subjects of the same class, and shall prescribe such regulations as shall secure a just valuation of all property,

both real and personal, excepting such property as may be exempted by law for municipal, educational, literary, scientific, religious or charitable purposes, and obligations of the State and counties, and any subdivision thereof, and of municipalities, and such properties as may be exempt under any provision of this constitution.

That Section 5 of Article IX of the Constitution of the State of Florida be, and the same is hereby amended so as to read as follows:

Section 5. The Legislature shall authorize the several counties and incorporated cities or towns in the State to assess and impose taxes for county and municipal purposes, and for any other purposes, but the cities and incorporated towns shall make their own assessments for municipal purposes upon the property within their limits. The Legislature may also provide for levying a special capitation tax, and a tax on licenses.

Was taken up and read the third time in full.

By unanimous consent—

Mr. Johnson offered the following amendment to Senate Joint Resolution No. 310:

In Section 5 strike out all of said section and insert in lieu thereof the following: "Section 5. The Legislature shall authorize the several counties and incorporated cities or towns in the State to assess and impose taxes and incorporated cities or towns in the State to assess and impose taxes for county and municipal purposes, and for no other purposes, and all property shall be taxed upon the principles established for State taxation. But the cities and incorporated towns shall make their own assessments for municipal purposes upon the property within their limits. The Legislature may also provide for levying a special capitation tax, and a tax on licenses. But the capitation tax shall not exceed two dollars a year and shall be applied exclusively to common school purposes.

Mr. Johnson moved the adoption of the amendment.

Mr. Calkins moved to waive the rules and place Senate Joint Resolution No. 310 back upon the second reading, for the purpose of amending the same.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 310 was put back on the second reading.

And, by consent, Senate Joint Resolution No. 310 was taken up on its second reading for amendment.

Mr. Taylor offered the following amendment to the amendment to Senate Joint Resolution No. 310:

Strike out the words "two dollars" and insert in lieu thereof the following: "Three dollars."

Mr. Taylor moved the adoption of the amendment.

Which was not agreed to.

Mr. Butler offered the following amendment to the amendment to proposed Joint Resolution providing for amendment to Sections 1 and 5 of Article 9 of the Constitution:

Strike out the words: "But the capitation tax shall not exceed two dollars a year and shall be applied exclusively to common school purposes."

Which was withdrawn.

Mr. Hulley moved to extend the time of adjournment fifteen minutes.

Which was agreed to.

Mr. Hulley moved that when the Senate adjourn it adjourn until 4:00 o'clock P. M. Monday, May 16, 1921.

Which was agreed to.

Mr. Butler offered the following amendment to the amendment to proposed Joint Resolution proposing amendments to Sections 1 and 5 of Article 9 of the Constitution:

Strike out in the last sentence the following words: "Not exceed two dollars a year and shall."

Mr. Butler moved the adoption of the amendment to the amendment.

Pending the consideration of which—

By consent—

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

Senate Chamber.
Tallahassee, Fla., May 12, 1921.

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

Sir:

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

77—S. J.

(Senate Bill No. 132) :

An Act to provide for the method and manner of opening, establishing, building, constructing and maintaining public roads and bridges, in the County of Okaloosa, State of Florida, and to provide a road and bridge fund for the said County of Okaloosa, State of Florida, and for the assessment and collection of same.

Also—

(Senate Bill No. 89) :

An Act amending Sections 1559 and 1562 of the Revised General Statutes of Florida, relating to County Depositories.

Also—

(Senate Bill No. 88) :

An Act to validate decrees in suits in Chancery in the Courts of this State against a minor defendant or defendants where a Guardian ad-litem has been appointed for such minor or minors, and where the only defect is the failure to await the lapse of three months for the taking of testimony.

Also—

(Senate Bill No. 12) :

An Act to amend Section 1120 of the Revised General Statutes of the State of Florida of 1920, relating to drainage tax book evidence of matters contained; suits to enforce liens; sales of land; notice of suit; form; proceeds of sale.

Also—

(Senate Bill No. 124) :

An Act concerning the signing and execution of bonds, notes, coupons and other obligations of any County, Municipality, political sub-division, public body, board or agency of the State of 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 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.

Also—

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 12, 1921.

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

Sir:

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

(Senate Bill No. 138) :

An Act to amend Section 2723 of the Revised General Statutes of Florida relating to former bills of exceptions as evidence; use of evidence given on former trial; and to prohibit the use in a criminal case of testimony given upon a former trial.

Also—

(Senate Joint Resolution No. 54) :

A Joint Resolution proposing an amendment to Section 3 of Article XVI of the Constitution of the State of Florida, relating to the time of the payment of salaries of State officers.

Also—

(Senate Bill No. 18) :

An Act to create a sinking fund, a sinking fund commission, to provide for the payment of the public debt of the State of Florida, and for carrying out the purposes of this Act.

Also—

(Senate Bill No. 35) :

An Act to appropriate moneys for the upkeep and maintenance and beautification of the Royal Palm State Park.

Also—

(Senate Bill No. 300) :

An Act providing for the creation of Union County, in

the State of Florida, and for the organization and government thereof.

Also—

(Senate Bill No. 323):

An Act providing for the creation of Sarasota County, in the State of Florida, and for the organization and government thereof.

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 and resolution contained in the above report were duly signed by the President and 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. Eaton, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 12, 1921.

How: W. A. MacWilliams,
President of the Senate.

Sir:

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

(Senate Bill No. 238):

An Act to amend Section 103 of Chapter 7235, Laws of Florida, A. D. 1915, entitled, "An Act to abolish the present municipal government of the City of St. Augustine, County of St. Johns, State of Florida, and to organize, incorporate and establish a city government for the same; and to prescribe the jurisdiction, powers and functions of said municipality." Approved May 18, 1915,

as amended by Charter election March 20, A. D. 1917, and now known as Section 102, Chapter 7235, Licenses.

Also—

(Senate Bill No. 26):

An Act to repeal Section 3964 of the Revised General Statutes of the State of Florida, which empowers fathers, by deed or will, to deprive mothers of the custody of their children, and to provide for the equal guardianship of children, and the rights, powers, and duties thereof.

Also—

(Senate Bill No. 80):

An Act requiring the Clerk of the Circuit Court to keep a record of moneys received for redemption from tax sales, and to turn over to his successor all redemption money in his hands."

Also—

(Senate Bill No. 107):

An Act authorizing the issuance of teachers' certificates in substitution for certificates issued in other States.

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

Senate Chamber,
Tallahassee, Fla., May 13, 1921.

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

Sir:

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

(Senate Bill No. 17):

An Act to amend Sections 3405 and 3411 of the Revised General Statutes of Florida relating to attachments in aid of foreclosure of mortgages on personal property, and to the giving of bond in attachments.

Have carefully examined the same and find it 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 bill contained in the above report was 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.

By consent—

Mr. MacWilliams offered the following Senate Concurrent Resolution—

Senate Concurrent Resolution No. 8:

Whereas, The Hon. Frank Clark has been invited to address the Legislature of Florida in joint session in hall of the House of Representatives May the 13th, 1921, 8 o'clock P. M., and

Whereas, Mrs. Annette Abbott Adams, Assistant Attorney General of the United States is in Tallahassee, in attendance in the convention of Florida Federation of Business and Professional Women Clubs; therefore be it Resolved by the Senate, the House of Representatives

concurring, That Mrs. Adams also be invited to address the Legislature at the time above stated.

Which was read the first time.

Mr. MacWilliams moved that the rules be waived and that Senate Concurrent Resolution No. 8 be taken up and considered at once.

Which was agreed to by a two-thirds vote.

And the resolution was read the second time.

Mr. MacWilliams moved to adopt the resolution.

Which was agreed to.

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

Mr. Calkins moved that the further consideration of Senate Joint Resolution No. 310, with amendments, be postponed until Monday, May 16.

Which was agreed to.

Mr. Rowe moved that the Senate do now adjourn.

Which was agreed to.

Whereupon the Senate stood adjourned until 4 o'clock P. M., Monday, May 16, 1921.

A communication from the Governor with veto to Senate Bill No. 22 was filed with the Secretary of the Senate after the adjournment of the body.

Monday, May 16, 1921

4 O'CLOCK P. 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, Calkins, Campbell, Cooper, Eaton, Epperson, Hulley,