

sell, Scales, Shelley, Singletary, Stokes, Taylor, Wicker—23.

A quorum present.

Mr. Stokes moved that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate, at 6:31 P. M., stood adjourned to 10 o'clock A. M., Friday, April 27, 1923.

#### REMOVAL.

The Senate at today's session, upon the recommendation of the Governor, advised and consented to the removal of J. R. Jones from office as Sheriff of Leon County, Florida.

#### CONFIRMATIONS BY THE SENATE.

April 25th, 1923.

The Senate in executive session April 25, 1923, confirmed the following appointments made by the Governor:

#### CIRCUIT JUDGES.

First Judicial Circuit—A. G. Campbell.  
 Second Judicial Circuit—E. C. Love.  
 Third Judicial Circuit—Mallory F. Horne.  
 Fourth Judicial Circuit—George Couper Gibbs.  
 Fifth Judicial Circuit—W. S. Bullock.  
 Sixth Judicial Circuit—M. A. McMullen.  
 Seventh Judicial Circuit—J. J. Dickinson.  
 Eighth Judicial Circuit—A. V. Long.  
 Ninth Judicial Circuit—D. J. Jones.  
 Tenth Judicial Circuit—John S. Edwards.  
 Eleventh Judicial Circuit—H. F. Atkinson.  
 Twelfth Judicial Circuit—George W. Whitehurst.  
 Thirteenth Judicial Circuit—F. M. Robles.  
 Fourteenth Judicial Circuit—C. L. Wilson.  
 Fifteenth Judicial Circuit—C. E. Chillingsworth.  
 Seventeenth Judicial Circuit—C. O. Andrews.

#### STATE ATTORNEYS.

Fifth Judicial Circuit—Geo. W. Scofield.  
 Sixth Judicial Circuit—E. P. Wilson.  
 Eighth Judicial Circuit—J. C. Adkins.  
 Eleventh Judicial Circuit—J. H. Swink.  
 Twelfth Judicial Circuit—S. W. Lawler, Jr.  
 Fifteenth Judicial Circuit—Geo. W. Coleman.  
 Seventeenth Judicial Circuit—R. F. Maguire.  
 Judge Criminal Court of Records, Monroe County—  
 Henry H. Taylor.

Friday, April 27, 1923

The Senate met pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—30.

A quorum present.

Prayer by Senator Mitchell.

Reading of the Journal was dispensed with.

The daily Journal of April 26th was corrected and, as corrected, was approved.

#### REPORT OF ENROLLING COMMITTEE.

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

Hon. T. T. Turnbull,  
President of the Senate.

Sir:

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

(House Bill No. 248):

An Act providing for the establishment of a Planning Commission in the City of Sanford, Seminole County, Florida, and prescribing the powers and duties of such commission.

Also—

(House Bill No. 189):

An Act to legalize, validate and confirm assessments made and improvements liens made and assessed against certain property in the City of Okeechobee, Florida, for certain street improvements, as made by the City Council of said city on the 2nd day of October, A. D. 1922. Also validating and confirming ordinance No. 55, approved on the 28th day of September, A. D. 1921.

Also—

(House Bill No. 247):

An Act to authorize and empower the Board of County Commissioners of Dixie County, Florida, to issue Interest Bearing Coupon Warrants for the purpose of defraying the expenses of erecting and furnishing a Court House and Jail, and provide for the payment thereof.

Also—

(House Bill No. 35):

An Act authorizing the City of Jacksonville to furnish electricity to municipalities and other users thereof, in Duval County and adjoining counties, and granting said city the right to construct and maintain electric lines in and along all public highways throughout said counties.

Also—

(House Bill No. 240):

An Act to authorize the Town of Center Hill in Sumter County, Florida, to prohibit the running at large in the

said Town, of horses, cows, hogs and other animals, and to provide for the enforcement of such ordinance.

Also—

(House Bill No. 33):

An Act to define the North and South boundary lines between the towns of Coconut Grove and Silver Bluff, Dade County, Florida.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Florida, April 27, 1923.

Hon. T. T. Turnbull,  
President of the Senate

Sir:

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

(House Bill No. 101):

An Act to abolish the present municipal government of the town of Oxford, in Sumter County, Florida; to legalize and validate the ordinances of said town of Oxford and official acts thereunder; to create and establish a new municipality to be known as the town of Oxford, Sumter County, Florida; and to fix and provide its territorial limits, jurisdiction and powers of its officers.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 393):

An Act to validate, approve and confirm proceedings taken for the levying of assessments against abutting property owners in the city of Wauchula, Hardee County, Florida, for the construction of certain street paving, and to validate, approve and confirm the ordinance providing for the same and all other acts and proceedings taken by the Council of said city and other officers and agents of said city for and on behalf of the same in connection with the levying of said assessments; to validate, approve and confirm certificates of indebtedness issued against said assessments and said abutting property on account of said street paving.

Also—

(House Bill No. 239):

An Act to amend Section eleven (11) of Chapter 8318, Laws of Florida 1919, entitled An Act to abolish the present municipal government of Okeechobee, in Okeechobee County, Florida, to legalize and validate the ordinances of said city of Okeechobee, and all official acts thereunder, to create and establish a new municipality, to be known as the City of Okeechobee, in Okeechobee County, Florida, and to fix and provide its territorial limits, jurisdiction and powers, and the jurisdiction and powers of its officers. Also repealing all laws in conflict therewith.

Also—

(House Bill No. 211):

An Act changing the location of Road Number 2, in Moore Haven Special Road and Bridge District No. 8, Glades County, Florida.

Also—

(House Bill No. 188):

An Act to legalize, ratify, validate and confirm certain acts of the City of Okeechobee, Florida, in making assessments for sewerage improvement liens, and Ordinance No. 60, approved March 25, A. D. 1922, also authorizing said City of Okeechobee to issue said sewerage improvement liens when the improvements have been completed and legalized, ratifying, validating and confirming same.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 210):

An Act to authorize the Board of County Commissioners of Glades County, Florida, to issue interest bearing warrants, not to exceed the sum of \$8000.00, proceeds thereof to be used for the purpose of transcribing portions of the records of DeSoto County, relating to lands and property now in Glades County, and empowering the Board of County Commissioners of Glades County, Florida, to contract the work of transcribing.

Also—

(Senate Bill No. 225):

An Act to authorize the County of Orange to levy a special tax for publicity purposes and providing for the expenditure thereof for the years 1923 and 1924.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 198):

An Act authorizing the City of New Smyrna, Volusia County, Florida, to furnish electricity to the village of Coronado Beach, Volusia County, Florida, and to the Village of Hawks Park, Volusia County, Florida, and to other users thereof within a radius of ten miles from the electric light plant as now located in said city, and granting said city the right to construct and maintain electric transmission lines along public highways for said purpose.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 177):

An Act to divide the County of Highlands into Special Tax School Districts and prescribing the boundaries thereof.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 197):

An Act ratifying, confirming, validating and legalizing all acts and proceedings of the City of New Smyrna, Volusia County, Florida, its City Commission, officials and agents relative to the issuance of twenty-five thousand

(\$25,000.00) dollars interest bearing time warrants or City script under Chapter 9033, Laws of Florida, Acts of A. D. 1921, authorizing the same, and to ratify, confirm, validate and legalize said interest bearing time warrants or city script issued or to be issued under said Chapter 9033, Laws of Florida, Acts of A. D. 1921.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 194):

An Act ratifying, confirming, validating and legalizing the assessments, valuations of properties and levies of taxes by the City of New Smyrna, Volusia County, Florida, for the year A. D. 1922, and authorizing the collection of said taxes in manner provided by law.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 196):

An Act ratifying, confirming, validating and legalizing each and every of the certificates of indebtedness issued by the City of New Smyrna, Volusia County, Florida, for the purpose of improving the canal on Canal Street, in said City, from the concrete bridge on Hillsborough Street to the west end of the present concrete road on Canal Street, and to ratify, confirm, validate and legalize the acts and proceedings of said City of New Smyrna, Volusia County, Florida, its city commission, officials, attorneys and agents relative to the issuance of each and every of the certificates of indebtedness and to perfect all irregularities and to cure all omissions which may exist in and about the issuance of said certificates of indebtedness of the said City of New Smyrna, Volusia County, Florida.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 233):

An Act to authorize and empower the County Commissioners of Leon County to issue and sell interest bearing time warrants for the purpose of raising funds with which to alter, remodel, enlarge, repair and refurnish the court house of said county.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 97):

An Act to amend Section 567 (406), Revised General Statutes of Florida, relating to elections held in Special Tax School Districts, and Section 571 (410), Revised General Statutes of Florida, relating to duties of trustees as to moneys to be raised in such Districts.

Also—  
(Senate Bill No. 248):

An Act to authorize the construction, maintenance and operation of Toll Roads, and Bridges used in connection therewith, in the Counties of Palm Beach and Okeechobee in the State of Florida; regulating the operation thereof and prescribing tolls to be collected thereon, etc.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 179):

An Act to validate and confirm the action of the Board of County Commissioners of Citrus County in determining that no revision, erasures or changes were necessary on the registration books of Citrus County, Florida, in connection with the holding of the Special Bond Election on March 6th, A. D. 1923.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 195):

An Act ratifying, validating, confirming and legalizing all contracts, supplemental contracts and agreements in writing between the City of New Smyrna, Volusia County, Florida; and P. E. Hickey, D. P. Hickey, J. R. Hickey, and W. R. Hughes, co-partners doing business under the firm name and style of Hickey Brothers, and declaring the same to be legal and binding.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., April 26, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 80):

An Act to amend Section 5470 of the Revised General Statutes of the State of Florida, relative to the proof of the alcoholic content and intoxicating nature of liquors and beverages.

Have 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,

R. H. ROWE,

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

The bill contained in the above report has been duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Fla., April 25, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(Senate Bill No. 221):

An Act to classify the improved roads in DeSoto County, Florida, to designate the traffic permissible thereon, and to made it a misdemeanor to use said roads for traffic that is not permissible under this Act, and to empower the Board of County Commissioners of said county, on behalf of the county or any special road and bridge district thereof, to recover damages for injury to the roads and bridges in said county.

Have 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,

R. H. ROWE,

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

The bill contained in the above report has been duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Fla., April 25, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

Sir:

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

(House Bill No. 377):

An Act ratifying, validating and confirming all of the proceedings taken for the creation and organization of the Crane Creek Drainage District, and all of the Acts and proceedings taken by, for and on behalf of said District since the creation thereof, and all of the Acts and proceedings of the Circuit Court of Brevard County, and of the Board of Supervisors, the Commissioners and all other officers of said Drainage District, and of said Brevard County acting for and on behalf of said District, in carrying out the affairs of said District; and ratifying, validating and confirming any and all tax levies and assessments which have been made by the Board of Supervisors of said District upon the assessable and taxable property located within said District; and defining and declaring the territory included within the boundaries thereof.

Also—

(House Bill No. 158)

An Act to amend the Charter of the City of Tampa, and otherwise affecting its government, jurisdiction and powers.

Have 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,

R. H. ROWE,

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

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

Sir:

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

(House Bill No. 233):

An Act to authorize and empower the Board of County Commissioners of Dixie County, Florida, to issue Interest Bearing Coupon Warrants for the purpose of borrowing money or obtaining credit for the purpose of erecting or constructing a bridge across Suwannee River at Fannin, Florida.

Have 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,

R. H. ROWE,

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

The bill contained in the above report has been duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

#### REPORTS OF COMMITTEES.

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*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 for prohibiting the manufacture, import, transport, distribution, storage, or keeping or selling of adulterated or misbranded Paris greens, lead arsenates, other insecticides, and fungicides; and for other purposes.

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

Very respectfully,

D. E. KNIGHT,  
Chairman of Committee.

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

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—  
Senate Bill No. 304:

A bill to be entitled An Act to permit and provide for the recording of certified copies of Deeds, Mortgages and Other Instruments in the public records of other counties and to prescribe the effect thereof.

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

Very respectfully,

D. E. KNIGHT,  
Chairman of Committee.

And Senate Bill No. 304, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—  
Senate Bill No. 303:

A bill to be entitled An Act to prescribe the effect of the failure to record within a time fixed any mortgage in any county in this State where the record of said Mortgage has been destroyed.

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

Very respectfully,

D. E. KNIGHT,  
Chairman of Committee.

And Senate Bill No. 303, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—  
Senate Bill No. 170:

A bill to be entitled An Act fixing the compensation of County Commissioners in certain counties.

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

Very respectfully,  
D. E. KNIGHT,  
Chairman of Committee.

And Senate Bill No. 170, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—  
Senate Bill No. 201:

A bill to be entitled An Act to provide for the subjecting of estates by entireties in equity, for the value of labor performed and materials furnished in the construction, alteration or repair of buildings thereon, providing for the filing of a Notice of Lis Pendens against such estates, and pro-

viding for the effect of the filing of such notice and the form thereof, and limiting the time within which such Notice of Lis Pendens may be filed and suit in equity instituted.

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

Very respectfully,  
D. E. KNIGHT,  
Chairman of Committee.

And Senate Bill No. 201, contained in the above report, was placed on the table under the rule.

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—  
Senate Bill No. 199:

A bill to be entitled An Act to amend Section 2854 of the Revised General Statutes of Florida, relating to the Notice of Lis Pendens on property of married women, and providing for the time within which said notice shall be filed and suit instituted.

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

Very respectfully,  
D. E. KNIGHT,  
Chairman of Committee.

And Senate Bill No. 199, contained in the above report, was placed on the table under the rule.

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—  
Senate Bill No. 202:

A bill to be entitled An Act to provide that the owner of real and personal property before entering into any contract for improvements or repairs thereon shall require the contractor or contractors, before commencing work to furnish to such owner a bond with sureties in a sum equal to the contract price, which bond shall contain an obligation that such contractor or contractors shall promptly make payment to all persons supplying him or them labor or materials in the prosecution of the work; providing that such bond shall inure to the benefit of all unpaid laborers and materialmen; requiring the owner to furnish a true and correct copy of said bond to such laborers and materialmen, and giving said laborers and materialmen a right of action on said bond in the name of the owner for his or their use and benefit against the contractor or contractors, and sureties, and providing that the certified copy of said bond shall be admissible in evidence to the same effect as though it were the original bond,—and further providing, that where such owner shall, before entering into any such contract for the improvement or repair, of his property, fail to require and take from the contractor or contractors such bond, such owner shall not be entitled to limit his liability to the amount unpaid to the contractor or contractors upon the contract, and authorizing laborers and materialmen to subject the property of the owner to the payment of their claims regardless of the amount or amounts theretofore paid by the owner to the contractor or contractors.

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

Very respectfully,  
**D. E. KNIGHT,**  
Chairman of Committee.

And Senate Bill No. 202, contained in the above report, was placed on the table under the rule.

REPORT OF ENROLLING COMMITTEE.

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

Senate Chamber,  
Tallahassee, Florida, April 25, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Enrolled Bills, to whom was referred—

(House Bill No. 26):

An Act to amend Sections eight, nine, eighteen and twenty, Chapter 8002, Laws of Florida, entitled, "An Act to provide for the method and manner of opening, establishing, building, constructing, and maintaining public roads and bridges in the County of Calhoun, State of Florida, and providing punishment for the violations of the provisions hereof." Approved May 23rd, 1919.

Also—

(House Bill No. 396):

An Act ratifying, validating and confirming all of the proceedings taken for the creation and organization of the Melbourne-Tillman Drainage District, and all of the acts and proceedings taken by, for and on behalf of said district since the creation thereof, and all of the acts and proceedings of the Circuit Court of Brevard County, and of the Board of Supervisors, the Commissioners and all other officers of said drainage district, and of said Brevard County acting for and on behalf of said district, in carrying out the affairs of said district; and ratifying, validating and confirming any and all tax levies and assessments which have been made by the Board of Supervisors of said district upon the assessable and taxable property located within said district; and defining and declaring the territory included within the boundaries thereof.

Also—

(House Bill No. 150) :

An Act affecting the government, jurisdiction, powers and duties of the City of Tampa.

Also—

(House Bill No. 206) :

An Act to abolish the present municipality of Wildwood, Sumter County, Florida, and to establish, organize, and constitute a municipality to be known and designated as the City of Wildwood, and to define its territorial boundaries and to provide for its jurisdiction, powers and privileges.

Have 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,

R. H. ROWE,

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

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

#### REPORTS OF COMMITTEES.

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

Hon. T. T. Turnbull,  
President of the Senate.

Sir :

Your Committee on Judiciary B, to whom was referred—  
House Bill No. 216 :

A bill to be entitled An Act to amend Section 2598 of the Revised General Statutes of the State of Florida, relating to the service of process.

Have had the same under consideration and recommend the following amendment :

Section 1, lines 19 and 20, strike out the words "may be served by the Sheriff or any Constable of the County in which the defendant is to be found."

And insert in lieu thereof the following :

"May be served by the Sheriff of the County or the Constable of the Justice District in which the defendant is to be found."

And recommend that it do pass with amendment attached.

Very respectfully,

D. E. KNIGHT,

Chairman of Committee.

And House Bill No. 216 with the proposed committee amendment thereto, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. MacWilliams, Chairman of the Committee on Judiciary A, to whom was referred—

House Bill No. 214 :

A bill to be entitled An Act to amend Section 3476 of the Revised General Statutes of the State of Florida relating to the General Right to the Writ of Replevin.

Have had same under consideration and return same with Committee Substitute Bill for House Bill No. 214, entitled a bill to be entitled An Act relating to the kind of judgment to be entered in a replevin suit where the right of possession of the prevailing party is based upon a

claim of lien or some special interest in the property relieved.

Very respectfully,  
W. A. MacWILLIAMS,  
Chairman of Committee.

And House Bill 214 together with the proposed Senate committee substitute therefor, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—  
Senate Bill No. 251:

A bill to be entitled An Act to repeal Section 967 of the Revised General Statutes of Florida, relating to Sleeping and Parlor Car Companies.

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

Very respectfully,  
W. A. MacWILLIAMS,  
Chairman of Committee.

And Senate Bill No. 251, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 312:

A bill to be entitled An Act to amend Section 4955 of the Revised General Statutes of Florida, relating to the fees of inspectors of naval stores for inspecting rosin and turpentine.

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

Very respectfully,  
W. A. MacWILLIAMS,  
Chairman of Committee.

And Senate Bill No. 312, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 297:

A bill to be entitled An Act to amend Section 2772, Revised General Statutes of Florida, in reference to selecting jury lists for Circuit Courts, Criminal Courts of Record, and County Judge's Courts, and to prescribe the compensation of jurors in County Judge's Courts.

Have had the same under consideration and return same without recommendation.

Very respectfully,  
W. A. MacWILLIAMS,  
Chairman of Committee.

And Senate Bill No. 297, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 252:

A bill to be entitled An Act to repeal Section 967 of the Revised General Statutes of Florida, relating to sleeping and parlor car companies, and to amend Section 968 of the Revised General Statutes of Florida, relating to tax on gross receipts, annual reports of Comptroller, and penalty for failure to make report and pay tax.

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

Very respectfully,  
W. A. MacWILLIAMS,  
Chairman of Committee.

And Senate Bill No. 252, contained in the above report, was placed on the table under the rule.

#### INTRODUCTION OF BILLS.

By Senator Anderson—  
Senate Bill No. 325:

A bill to be entitled An Act to authorize the railroad Commissioners to make lower rates for the transportation by railroad of materials to be used in the construction of public roads and bridges than rates contemporaneously

in effect on the same materials when used for other purposes.

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

By Senator Campbell—  
Senate Bill No. 326:

A bill to be entitled An Act to amend Sections 2106, 5553 and 5554 of the Revised General Statutes of Florida, the appointment of a State Veteriarian, his compensation and bond, prescribing a penalty for violating quarantines established by the State Live Stock Sanitary Board and for violating the regulations of said board as amended by Chapter 8508, Acts of 1921, Laws of Florida.

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

By Mr. Stokes, Chairman Committee Corporations—  
Senate Bill No. 327:

A bill to be entitled An Act to amend Sections 4056 and 4054 of the Revised General Statutes as amended by Chapter 8460, Acts of 1921, relating to the par value and payment of subscriptions to Capital Stock of Corporations for profit and certain requisites before transacting business; also to amend Section 4087, of the Revised General Statutes relating to the method of amending the Charter of Corporations for profit; and to amend Section 4052 of the Revised General Statutes relating to the Issue of Letters Patent for Corporations for Profit.

Which was read the first time by its title.

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

By Mr. Lindsey—  
Senate Bill No. 328:

A bill to be entitled An Act prohibiting the employment by the State of Florida of Architects who have not had a principal place of business in this State for more than three years.

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

By Mr. Butler—

Senate Bill No. 329:

A bill to be entitled An Act to amend Section 6217, Chapter 11, of the Revised General Statutes of the State of Florida, relating to County and Municipal Convicts.

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

By Mr. Butler—

Senate Bill No. 330:

A bill to be entitled An Act to authorize Honorable Duncan U. Fletcher to deliver to the President of the Florida Division United Daughters of the Confederacy, certain monies held by him as a balance of the sum appropriated for the construction of a monument at Olustee, Florida; to authorize the President of the Florida Division United Daughters of the Confederacy to expend the said money, together with other funds that may come into her hands for such purpose, in the improvement of and beautifying of the grounds of the Olustee Monument at Olustee, Florida.

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

The following Communication from the Governor was received and read:

STATE OF FLORIDA.

EXECUTIVE DEPARTMENT.

Tallahassee, April 27th, 1923.

*Hon. T. T. Turnbull,  
President of the Senate,  
Capitol.*

*Sir:*

I have the honor to inform you that the following Acts, which originated in your Honorable Body, have been filed with the Secretary of State; same having been in my possession the Constitutional period of time provided in such cases, and have become laws without my approval:

(Senate Bill No. 15):

An Act to prohibit the running at large of hogs in that certain territory in Lake County, Florida, described as follows, to wit: All that part of township eighteen south, range twenty-five east, lying east of the Ocklawaha River and Lake Griffin, and all that part of township nineteen south, range twenty-five east, lying north and west of Lake Harris, Dead River and Lake Eustis, except sections seventeen, nineteen, twenty-one and thirty-two, in the County of Lake, State of Florida, and providing penalties for the violation of the same.

(Senate Bill No. 25):

An Act giving and granting to the Parkwood Lumber Company, a corporation, its successors and assigns, the consent and authority of the State of Florida to construct one or more bridges over the canal from St. Andrews Bay to the Apalachicola River for the purpose of conveying logs and timber from its lands on the west side of said canal to its mill at Port St. Joe, Florida.

(Senate Bill No. 39):

An Act to amend the charter of the City of Tampa.

(Senate Bill No. 40):

An Act to validate the issuance and sale of \$3,000,000 road bonds of Hillsborough County, Florida, voted and provided for at an election held in the said county on August 1, 1922, and more particularly described in the resolution of the Board of County Commissioners of said county adopted on the date of June 26th, 1922, said bonds being dated July 1st, 1922, and all proceedings for the issuance of said bonds, and including the sale and delivery thereof.

(Senate Bill No. 52):

An Act validating and confirming assessments made on real estate by the City of Chipley, Florida, for street improvements, and validating and confirming the provisions of the ordinances making such assessments, and validating and confirming the issuance of \$28,000 of improvement bonds by said City of Chipley, providing for the payment of said bonds, and authorizing the issuance of additional bonds and providing a method of enforcing the payment of said assessments.

(Senate Bill No. 58):

An Act to validate certain improvement certificates and bonds of the City of Clearwater, Florida.

(Senate Bill No. 59):

An Act to authorize the Board of County Commissioners of Hillsborough County, Florida, to sell Block Sixty-four (64) according to the general map of the Town of Tampa, recorded in the office of the Clerk of the Circuit Court of Hillsborough County, Florida, in Plat Book One (1) on Page Seven (7).

(Senate Bill N. 60):

An Act to legalize and validate the proceedings for the issuance of bonds of the City of Tampa, Florida, in the amount of \$65,000 for the purpose of refunding \$60,000 of bonds of the said city and funding the floating indebtedness thereof, which bonds were voted at a special election held in said city on January 4, 1923, and to authorize a change in the denomination of said bonds and a modification of the decree validating the same.

(Senate Bill No. 61):

An Act to validate and ratify the establishment of Lake Mango Drainage District, Hillsborough County, Florida, and the issuance and sale of certain bonds by said District.

(Senate Bill No. 70):

An Act to amend Sections Thirteen and Fifteen of Chapter 7147 of the Acts of the Legislature of the State of Florida of 1915, prescribing the time for the holding of general elections in the town of Dunedin, Florida, and prescribing the qualifications of electors at such general elections, and to prescribe what shall constitute the fiscal year of said town.

(Senate Bill No. 106):

An Act to repeal "An Act for the protection of furbearing animals in the County of Okaloosa, State of Florida, and to provide a license tax for hunting such animals within the said County, and the money arising be placed in

the School Funds of said County, and providing a penalty for violation of the provisions of this Act.

Very respectfully,

CARY A. HARDEE,  
Governor.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 26, 1923.

Hon. T. T. Turnbull,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Committee Substitute for—

House Bill No. 41:

A bill to be entitled An Act to amend Section 5486 of the Revised General Statutes of the State of Florida, relating to and to provide penalties for a violation of such section as amended.

An respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And Committee Substitute for House Bill No. 41, contained in the above message was read the first time by its title and referred to the Committee on Temperance.

Mr. Eaton moved that House Bill No. 483 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 483:

A bill to be entitled An Act to validate, approve and

confirm proceedings taken for the levying of assessments against abutting property owners in the Town of Lake Wales, Polk County, Florida; for the construction of certain street paving, and to validate, approve and confirm the ordinances and resolutions providing for the same and all other Acts and proceedings taken by the Council of said Town and City and other officers and agents of said Town and City for and on behalf of the same in connection with the levying of said assessments; to validate, approve and confirm certificates of indebtedness issued against said assessments and said abutting property on account of said street paving, and to validate, approve and confirm the issuance of improvement bonds at the par value of \$80,000.00 of said Town of Lake Wales, Polk County, Florida; issued against said assessments and said certificates of indebtedness, providing for further assessments, certificates and bonds.

Was taken up.

Mr. Eaton moved that the rules be waived and House Bill No. 483 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 483 was read a second time by its title only.

Mr. Eaton moved that the rules be further waived and that House Bill No. 483 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. 483 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 Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wicker—29.

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. 2:

A bill to be entitled An Act regulating the issuance of checks, drafts, and orders for the payment of money within the State of Florida, and to provide a penalty for the violation of this Act.

Was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 38:

A bill to be entitled An Act providing for the appointment of an additional Circuit Judge in and for the Fourth Judicial Circuit of Florida.

Was taken up in its order and read the third time in full. Upon the passage of House Bill No. 38 the roll was called and the vote was:

Yeas—Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Etheredge, Hodges, Igou, Johnson, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Rowe, Russell, Shelley, Stokes, Taylor, Wicker—26.

Nays—None.

So the bill passed, title as stated.

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

#### ORDERS OF THE DAY.

Senate Bills Nos. 53, 43 and 147 were taken up in their order and the consideration of the same was temporarily passed over.

Mr. Rowe moved to waive the rules and that the Senate now proceed to the consideration of Messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
House Bill No. 567:

A bill to be entitled An Act relating to the government and powers of the town of Lake Worth, in Palm Beach County, Florida; authorizing, ratifying, validating, approving and confirming certain of its ordinances and its resolutions authorizing, ratifying, approving, validating and confirming certain special assessments levied against property in the town of Lake Worth, Florida, and authorizing, ratifying, approving and validating certain of its municipal bonds.

Also—

House Bill No. 568:

A bill to be entitled An Act relating to the Government and Powers of the City of Delray, Florida; authorizing, ratifying, validating, approving and confirming certain of its ordinances and resolutions; authorizing, ratifying, approving, validating and confirming certain special assessments levied against property in the City of Delray, Florida, and authorizing, ratifying, approving and validating certain of its Municipal Bonds.

Also—

House Bill No. 569:

A bill to be entitled An Act authorizing and directing the Board of Public Instruction of Citrus County, Florida, to pay B. O. Bowden, Sheriff of Citrus County, the sum of \$543.75 as money due the said B. O. Bowden for acting as Game Warden for said county, and directing what funds the same shall be paid out of, and providing further that should the said B. O. Bowden continue to discharge said duties, that he shall be paid for further services.

Also—

House Bill No. 572:

A bill to be entitled An Act to provide for the validation and collection of back taxes of the Town of Callahan, Florida, and to legalize and confirm collections heretofore made.

Also—

House Bill No. 573:

A bill to be entitled An Act to validate the School Board action of Manatee County in enlarging Oak Hill Special School Tax District, and to create the same.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bills Nos. 567 and 568, contained in the above message, were read the first time by their titles and were placed on the Calendar of Local Bills on the Second Reading without reference.

And House Bill No. 569, as contained in the foregoing message

Was taken up.

Mr. Mitchell moved that the rules be waived and House Bill No. 569 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 569 was read a second time by its title only.

Mr. Mitchell moved that the rules be further waived and that House Bill No. 569 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. 569 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 Anderson, Butler, Calkins, Campbell, Colson, Cone, Igou, Johnson, Knight, Lindsey, Malone, Mitchell, Phillips, Putnam, Rowe, Shelley, Singletary, Stokes, Taylor, Wicker—21.

Nays—None.

So the bill passed, title as stated.

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

And House Bill No. 572, contained in the above message, was read the first time by its title and was placed on the Calendar of Local Bills on Second Reading without reference.

And House Bill No. 573, contained in the above message, was read the first time by its title and was placed on the Calendar of Local Bills on Second Reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 501:

A bill to be entitled An Act to authorize the Board of County Commissioners of Wakulla County, Florida, to borrow not exceeding two thousand (\$2,000.00) dollars for the purpose of paying the semi-annual interest due August 1st, 1923, on the county highways bonds of said county, dated February 1st, 1923, and sold on March 19th, 1923, and to issue interest-bearing time warrant or warrants for such loan.

Also—

House Bill No. 502:

A bill to be entitled An Act to prohibit fishing on Sunday in any of the fresh water lakes, streams, sinks, ponds or other water courses in Wakulla County, Florida, and prescribing penalties for the violation thereof.

Also—

House Bill No. 257:

A bill to be entitled An Act Creating the Diston Island

Drainage District, providing the existence, the manner in which the Board of Supervisors shall be elected, authorizing the said District to proceed with the drainage and reclamation of the land embodied in said District, under Chapter 6458, Laws of Florida, of 1913, and making applicable to said Drainage District said Chapter.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bills Nos. 501, 502 and 257, contained in the above message, were read the first time by their titles and were placed on the Calendar of Local Bills on the Second Reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Senate Bill No. 110:

A bill to be entitled An Act to repeal Chapter 8771, same being an Act to prescribe the open and closed season for the hunting of squirrels in Okaloosa County, Florida, and providing a penalty for the violation of this Act.

Also—

Senate Bill No. 161:

A bill to be entitled An Act providing for the establishment of a Planning Commission in the City of Leesburg, Lake County, Florida; and prescribing the powers and duties of such Commission.

Also—

Senate Bill No. 236:

A bill to be entitled An Act for the relief of J. R. Wiggins, Mrs. Oscar Balch and G. C. Scalin in respect to certain school warrants which were issued by the Board of Public Instruction for Polk County, Florida, and which were negotiated and sold to the said named persons.

Also—

Senate Bill No. 237:

A bill to be entitled An Act to authorize and empower the City of Bartow to grade, pave, repave, repair and drain any street, avenue or thoroughfare in said City, and to assess two-thirds of the cost thereof against abutting property and a portion thereof against street railways, or railroads occupying part of such streets avenues or thoroughfares; providing for a lien for the cost of such improvements; authorizing said City to issue Certificates of Indebtedness for the cost of said improvements and to issue Improvement Bonds against said assessments or said certificates and prescribing the method of issuance of said certificates and bonds, and providing for the maturity payment and collection of said certificates and bonds.

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Senate Bills Nos. 110, 161, 236 and 237, contained in the above message were referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 275:

A bill to be entitled An Act to amend Sections 13, 14 and 16 and to repeal Section 17 of the Charter of the Town of Winter Haven, relating to the construction of streets and sidewalk improvements in said Town, and the levy of assessments upon property benefited by said improvements.

Also—

Senate Bill No. 276:

A bill to be entitled An Act to establish the territorial limits of the Town of Winter Haven, Florida.

Also—

Senate Bill No. 277:

A bill to be entitled An Act to legalize, ratify, confirm and validate certain actions and proceedings of the Town of Winter Haven, in paving and otherwise improving certain streets and avenues in said town, and in assessing a part of the cost of such improvements against abutting property, and in issuing certificates of indebtedness and town improvement bonds therefor, and providing for re-assessment of void assessments.

Also—

Senate Bill No. 278:

A bill to be entitled An Act to authorize the Board of Public Instruction for Pinellas County, Florida, to issue and sell interest-bearing time warrants for the purpose of securing money wherewith to pay claims against the said Board arising on account of the maintenance and support of public free schools, and to arrange for the County Commissioners to levy an annual tax for the purpose of creating an interest and sinking fund for the payment of the interest on said warrants when due, and to retire the same at their maturity, and to arrange for the investment of said sinking fund, and to provide for the validation of said warrants.

Also—

Senate Bill No. 291:

A bill to be entitled An Act to authorize the Board of Public Instruction of Polk County to hold elections in the Special Tax School District of said County, to vote upon

the millage under the amendment to Section 10 of Article 12 of the Constitution; requiring such millage to be assessed levied; and prescribing the time for holding such elections.

Very respectfully,  
B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Senate Bills Nos. 275, 276, 277, 278 and 291, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Senate Bill No. 293:

A bill to be entitled An Act to authorize the town of Winter Haven to establish, maintain, and operate waterworks, lighting plants and to authorize the town of Winter Haven to issue negotiable bonds for the purpose of constructing or purchasing waterworks, and for constructing or purchasing lighting plants, to supply water and light to the said town and to the inhabitants thereof.

Also—

Senate Bill No. 260:

A bill to be entitled An Act to prohibit the catching or taking of fish in certain parts of waters of Crystal River, and its tributaries, in the County of Citrus, State of Florida, by the use of seines, gill-nets, haul-nets, or by any other kind of nets or devices, except hook and line. To prohibit the selling of large mouth bass, or Oswego bass, commonly known as black bass, and prescribe the limit and number of said Oswego bass that may be caught in

any one day with hook and line, and to declare a closed season, and to prohibit the catching of such Oswego bass during the months of March and April in each and every year, and to prescribe that its violation shall be deemed a misdemeanor, and shall be punished by general laws.

Also—

Senate Bill No. 261:

A bill to be entitled An Act authorizing the Board of County Commissioners of Citrus County, Florida, to employ a publicity agent, to accept contributions for publicity purposes, and to levy a tax to support the same.

Also—

Senate Bill No. 298:

A bill to be entitled An Act to amend Section 2 of Chapter 8233, Special Acts of the Legislature 1919 relating to authority to levy taxes; Sections 14 and 15 of Chapter 7132, Special Acts of the Legislature 1915 relating to paving, curbing, and grading streets, special assessments and the issue of certificates of indebtedness; Section 19 of said Chapter 7132 relating to foreclosure of liens, and Sections 52, 54, 55 and 56 of said Chapter 7132 relating to bond trustees, in the town of Auburndale, Polk County.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Senate Bills Nos. 293, 260, 261 and 298, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 510:

A bill to be entitled An Act to prohibit the catching and removal of fresh water fish from the lakes, rivers, streams, ponds and bayous of Calhoun County, Florida, between April 1st and June 1st of each year, and to provide penalties for the violation of this Act.

Also—

House Bill No. 525:

A bill to be entitled An Act ratifying, validating and confirming all of the proceedings taken for the creation and organization of the Cocoa Drainage District, and all of the acts and proceedings taken by, for and on behalf of said district since the creation thereof, and all of the acts and proceedings of the Circuit Court of Brevard County and of the Board of Supervisors, the Commissioners and all other officers of said drainage district, and of said Brevard County acting for and on behalf of said district in carrying out the affairs of said district; and ratifying, validating and confirming any and all tax levies and assessments which have been made by the Board of Supervisors of said district upon the assessable and taxable property located within said district; and defining and declaring the territory included within the boundaries thereof.

Also—

House Bill No. 526:

A bill to be entitled An Act authorizing the Board of County Commissioners of St. Lucie County, Florida, to provide for the appointment and compensation of special officers for the regulation of traffic over and the protection of public roads in St. Lucie County.

Also—

House Bill No. 527:

A bill to be entitled An Act authorizing the Board of County Commissioners of St. Lucie County, Florida, to issue and sell negotiable interest-bearing notes or certificates of indebtedness for the purpose of constructing and improving the public roads and for building bridges in St. Lucie County, Florida.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bills Nos. 510, 525, 526 and 527, contained in the above message were read the first time by their titles and were placed on the Calendar of Local Bills in the Second Reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
House Bill No. 528:

A bill to be entitled An Act authorizing the Board of County Commissioners of St. Lucie County, Florida, to issue and sell negotiable interest-bearing notes or certificates of indebtedness for the purpose of constructing an addition to the Court House of St. Lucie County, Florida, and furnishing equipment therefor, and providing for the levy of taxes for payment of principal and interest of said notes or certificates.

Also—

House Bill No. 529:

A bill to be entitled An Act validating all the acts and proceedings of the Board of Supervisors and all officers and agents of Indian River Farms Drainage District in St. Lucie County, Florida, validating the decree of the Circuit Court Confirming the Commissioner's report for said District; validating the bonds of said District and all tax levies and assessments made for and on behalf of said Drainage District; prescribing the method of making tax

assessments and paying taxes upon lands within said Drainage District; and providing that the annual land-owners' meetings of said Drainage District shall be held in the month of February in each year.

Also—

House Bill No. 530:

A bill to be entitled An Act for the protection of the public roads of St. Lucie County, Florida, and providing penalties for the violation of this Act.

Also—

House Bill No. 531:

A bill to be entitled An Act providing for the sale and issuance of bonds in the sum of thirty-five thousand dollars by the Board of Public Instruction for the County of Union, State of Florida, to fund the outstanding indebtedness of the said Board of Public Instruction, and providing for a sinking fund with which to pay the principal and interest on said bonds as same matures, and specifying what interest said bonds are to bear and date of maturity of same.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bills Nos. 528, 529, 530 and 531, contained in the above message, were read the first time by their titles and were placed on the Calendar of Local Bills on Second Reading without reference.

Also following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 299:

A bill to be entitled An Act to amend Section Two of Chapter 8962 of the Laws of Florida, being An Act authorizing the town of Haines City, in Polk County, Florida, to assess property for taxes at its cash value, and providing a method for collecting taxes.

Also—

Senate Bill No. 316:

A bill to be entitled An Act to ratify, approve, confirm and validate the actions of the Board of County Commissioners of Citrus County, Florida, in passing resolutions calling the election, publishing notice of election, examining and revising the registration books, and giving notice of same, printing of ballots, holding of election, canvassing the returns and declaring the results, appointing trustees, providing for a sinking fund, the suit filed and decree entered validating bonds, the form of bond adopted, time and place of payment, and each and every step taken by the Board of County Commissioners and County officers concerning the issuance and sale of seven hundred and fifty (750) county bonds of the County of Citrus in the denomination of one thousand (\$1,000.00) dollars for the purpose of constructing a system of paved, macadamized or other hard-surfaced highways in said Citrus County, Florida.

Also—

Senate Bill No. 317:

A bill to be entitled An Act to authorize the Board of County Commissioners of Pasco County, Florida, to borrow in any year eighty per centum of their budget for that year, and to pay interest on money so borrowed.

Also—

Senate Bill No. 318:

A bill to be entitled An Act to authorize the Board of County Commissioners of Pasco County, Florida, to issue interest-bearing negotiable time warrants of and for Highlands Special Road and Bridge District of said county in the amount of one hundred and seventy-five thousand dol-

lars, and prescribing the purposes for which said warrants or the proceeds of the sale thereof shall be used.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Senate Bills Nos. 299, 316, 317, and 318, contained in the above message were referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Senate Bill No. 223:

A bill to be entitled An Act to authorize the Board of Bond Trustees of Special Road and Bridge District Number One of Alachua County, Florida, to complete certain roads now under construction, build new roads, and to meet State and Federal Aid in the construction of State Road Number Two, within said Special Road and Bridge District, to issue bonds to pay for same, and to borrow money thereon pending sale of bonds.

Together with the following amendment:

In Section 1, line 43, after the words "Laws of Florida of 1917," insert the following: "except that in the construction of the road from Waldo to Island Grove, as between Waldo and Orange Heights, the said road shall be built by the most direct route and shall follow as near as practicable the route of the Seaboard Air Line Railway from Waldo to Orange Heights.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,  
B. A. MEGINNISS,  
Chief Clerk House of Representatives.

Senate Bill No. 223, together with the House amendment thereto, as contained in the above message, was placed before the Senate.

Mr. Colson moved that the Senate do concur in the House amendment to Senate Bill No. 223.

Which was agreed to.

And Senate Bill No. 223, as passed by the Senate and amended by the House of Representatives, and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 319:

A bill to be entitled An Act to provide for and regulate the making of special assessments against abutting property as authorized by Section 7 of Chapter 8154, Laws of Florida, being "An Act to authorize the Board of County Commissioners of Pasco County, Florida, to organize and constitute a special road and bridge district, to authorize such district to assume and pay off the outstanding indebtedness of other special road and bridge districts included within its boundaries; providing for the appointment of banks as bond trustees for such district; and repealing all conflicting laws and parts of laws; authorizing the issuance of certificates of indebtedness upon such special assessments; fixing the time of payment of such

certificates; and repealing all conflicting laws and parts of laws.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Senate Bill No. 319, contained in the above message was referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
House Bill No. 576:

A bill to be entitled An Act to amend Sections 30, 33, 34 and 36 of Chapter 6333, Laws of Florida, 1911, same being An Act to establish the municipality of the town of Callahan; to provide for its government; fix its territorial limits, and to prescribe its jurisdiction and powers.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bill No. 576, contained in the above message, was read the first time by its title and was placed on the Calendar of Bills on Second Reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Committee Substitute for—

House Bill No. 40:

A bill to be entitled An Act to amend Section 5563 of the Revised General Statutes of Florida relating to and to provide for penalties for a violation of said section as amended.

Also—

Committee Substitute for—

House Bill No. 286:

A bill to be entitled An Act relating to the issue of Search Warrants and to the execution of same and providing penalties for the violation of the provisions of this Act.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Committee Substitute for House Bills Nos. 40 and 286, contained in the above message, were read the first time by their titles and referred to the Committee on Temperance.

Mr. MacWilliams moved that Senate Bill No. 53 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 53:

A bill to be entitled An Act to regulate the practice of Chiropractic; to create and provide for the appointment of a board of Chiropractic examiners; to define the powers and duties of said board, and to provide a penalty for violation of the provisions of this Act.

Was taken up and read the third time in full.

By Unanimous Consent—

Mr. Russell offered the following amendment to Senate Bill No. 53:

In Section 1, after the word "appointment" in the last line add the following; and who are graduates of some re-organized school or college teaching anatomy, physiology, bacteriology, and symptomatology.

Mr. Russell moved the adoption of the amendment.

The amendment was agreed to.

Upon the passage of Senate Bill No. 53 an amended the roll was called and the vote was:

Yeas—Mr. President, Senators, Anderson, Campbell, Eaton, Epperson, Etheredge, Igou, Johnson, Lindsey, Mac-Williams, Malone, Mapoles, Mitchell, Putnam, Rowe, Shelley, Stokes, Taylor, Wicker—19.

Nays—Senators, Butler, Colson, Cone, Hodges, Knight, Russell,—7.

So the bill passed, title as stated.

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

Mr. Hodges offered the following explanation for his vote on the bill:

Because I do not believe a special board should be created to examine those applying for license to practice a subdivision only of a profession and that on Chiropractic could be added to the present composite board better than create a new board.

By Consent—

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

Sir:

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

(Senate Bill No. 221):

An Act to classify the improved roads in DeSoto County, Florida, to designate the traffic permissible thereon, and to make it a misdemeanor to use said roads for traffic that is not permissible under this Act, and to empower the Board of County Commissioners of said county, on behalf of the county or any special road and bridge district thereof, to recover damages for injury to the roads and bridges in said county.

Also—

(Senate Bill No. 80):

A bill to be entitled An Act to amend Section 5470 of the Revised General Statutes of the State of Florida, relative to the proof of the alcoholic content and intoxicating nature of intoxicating liquors and beverages.

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

Very respectfully,

R. H. ROWE,

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

By consent—

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

Senate Chamber,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 377):

An Act ratifying, validating and confirming all of the proceedings taken for the creation and organization of the Crane Creek Drainage District, and all of the acts and proceedings taken by, for and on behalf of said district since the creation thereof, and all of the acts and proceedings of the Circuit Court of Brevard County, and of the Board of Supervisors, the Commissioners and all other officers of said Drainage District, and of said Brevard County acting for and on behalf of said District, in carrying out the affairs of said District; and ratifying, validating and confirming any and all tax levies and assessments which have been made by the Board of Supervisors of said District upon the assessable and taxable property located within said District; and defining and declaring the territory included within the boundaries thereof.

Also—

(House Bill No. 158):

An Act to amend the charter of the City of Tampa, and otherwise affecting its government, jurisdiction and powers.

Also—

(House Bill No. 233):

An Act to authorize and empower the Board of County Commissioners of Dixie County, Florida, to issue interest bearing coupon warrants for the purpose of borrowing money or obtaining credit for the purpose of erecting or constructing a bridge across Suwannee River at Fannin, Florida.

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

Very respectfully,

R. H. ROWE,  
Chairman of the Joint Committee on  
Enrolled Bills on the Part of the Senate.

By Consent—

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 26):

An Act to amend Sections eight, nine, eighteen and twenty, Chapter 8002, Laws of Florida, entitled "An Act to provide for the method and manner of opening, establishing, building, constructing, and maintaining public roads and bridges in the County of Calhoun, State of Florida, and providing punishment for the violations of the provisions hereof."

Approved May 23rd, 1919.

Also—

(House Bill No. 396):

An Act ratifying, validating and confirming all of the proceedings taken for the creation and organization of the Melbourne-Tillman Drainage District, and all of the Acts and Proceedings taken by, for and on behalf of said district since the creation thereof, and all of the Acts and proceedings of the Circuit Court of Brevard County, and of the Board of Supervisors, the Commissioners and all other officers of said drainage district, and of said Brevard County acting for and on behalf of said district, in carrying out the affairs of said district; and ratifying, vali-

dating and confirming any and all tax levies and assessments which have been made by the Board of Supervisors of said district upon the assessable and taxable property located within said district; and defining and declaring the territory included within the boundaries thereof.

Also—

(House Bill No. 150):

An Act affecting the government, jurisdiction, powers and duties of the City of Tampa.

Also—

(House Bill No. 206):

An Act to abolish the present municipality of Wildwood, Sumter County, Florida, and to establish, organize, and constitute a municipality to be known and designated as the City of Wildwood and to define its territorial boundaries and to provide for its jurisdiction, powers and privileges.

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

Very respectfully,

R. H. ROWE,

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

Mr. Singletary moved that Senate Bill No. 186 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 186:

A bill to be entitled An Act authorizing the sale and disposition of sand and gravel from certain lands in this State and to provide for the disposition of the funds arising therefrom.

Was taken up.

Mr. Singletary moved that the rules be waived and Senate Bill No. 186 be read a second time.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 186 was read a second time in full.

Mr. Singletary moved that the rules be further waived and that Senate Bill No. 186 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 186 was read a third time in full.

Mr. Campbell moved to waive the rules and that Senate Bill No. 186 be put back on its second reading for the purpose of amendment.

Which was agreed to by a two-thirds vote.

So the bill was put back on its second reading and the further consideration of the bill was temporarily passed over.

Mr. Mapoles moved that Senate Bill No. 425, session of 1921, and vetoed by the Governor and passed by the Senate, over the Governor's objection and certified to the House of Representatives be recalled by the Senate, and that the House be respectfully requested to return same.

Which was agreed to.

And the Bill was recalled.

The Senate resumed the consideration of Bills on Third Reading:

Senate Bill No. 64:

A bill to be entitled An Act to require biennial registration of all electors in counties having a population of 80,000 or more according to the Federal Census of 1920, or any subsequent Federal Census, in the same manner and to the same extent as now required by the Revised General Statutes of Florida in election precincts located wholly or in part within cities of more than 20,000.

Was taken up in its order and read the third time in full.

Upon the passage of Senate Bill No. 64, the roll was called and the vote was:

Yeas—Mr. President, Senators, Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Etheredge, Hodges, Igou, Johnson, Knight, Lindsey, MacWilliams, Malone, Mitchell, Phillips, Russell, Shelley, Singletary, Stokes, Taylor, Wicker—26.

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. 108 was taken up in its order and the consideration of the same was temporarily passed over.

Mr. Shelley moved that Senate Bill No. 312 be recommitted to Judiciary B.

Which was agreed to and the bill was so referred.

Senate Bill No. 4 was taken up in its order and the consideration of the same was temporarily passed over.

#### SPECIAL ORDER.

The hour of 11:30 o'clock having arrived, being the hour set for special consideration of Senate Bill No. 43.

Senate Bill No. 43:

A bill to be entitled An Act to prohibit corporeal punishment to prisoners and prohibiting any department by rule or regulation authorizing the same.

Was taken up and read the second time in full.

Mr. Johnson offered the following amendment to Senate Bill No. 43:

Strike out all after the enacting clause and insert in lieu thereof the following:

Section 1. That hereafter it shall be unlawful for any parent or guardian to inflict corporeal punishment on any child or ward; and that any parent or guardian who shall so inflict corporeal punishment shall be guilty of assault and battery, and upon conviction thereof shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding six months.

Section 2. That hereafter no school teacher or instructor shall inflict corporeal punishment on any pupil in this State and that any school teacher or instructor who shall so inflict corporeal punishment upon any pupil shall be guilty of assault and battery and upon conviction thereof shall be punished by fine not exceeding five hundred dollars, or by imprisonment not exceeding six months.

Section 3. That hereafter it shall be unlawful for any person to inflict corporeal punishment upon any prisoner or convict in the State of Florida; and that any person who shall so inflict corporeal punishment upon any such prisoner or convict shall be guilty of aggravated assault and upon conviction thereof shall be punished by fine not exceeding One Thousand Dollars or by imprisonment in the State prison for a period not exceeding One year.

Section 4. That all laws in conflict with the provisions of this Act are hereby repealed.

Section 5. This Act shall take effect immediately upon its becoming a law.

Mr. Johnson moved the adoption of the amendment.

Pending the consideration of the Amendment—

Mr. Butler moved that when the Senate adjourns today it shall adjourn to 4 o'clock P. M. Monday, April 30.

Which was agreed to.

Mr. Etheredge moved that the time for adjournment be extended twenty minutes.

Which was agreed to.

Mr. Johnson moved that the Senate do now adjourn.

Thereupon the Senate, at 1:20 o'clock P. M., stood adjourned until 4 o'clock P. M. Monday, May 30.

#### Monday, April 30, 1923

The Senate met at 4 o'clock P. M., pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Overstreet, Phillips, Putnam, Russell, Shelley, Singleary, Stokes, Wells, Wicker—26.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal was dispensed with.

The daily Journal of April 27, 1923, was corrected and, as corrected, was approved.

The Senate daily Journal of Tuesday, April 10, 1923, as printed on page Nineteen (19), and line Twelve (12), of said Journal is hereby stricken from the said printed Journal, and the words "Senate Bill No. 60," shall be substituted therefor, making said line of said page to read "Senate Bill No. 60," instead of "House Bill No. 60" as printed.

The following correction of the Daily Journal of Thursday, April 26, was corrected as follows:

Line 10 of page 55 of said Journal of April 26, after the word "Governor" strike out the balance of the said line

and insert in lieu thereof the word "removed" so as to make the said line of said page read "of the Governor, removed."

#### REPORTS OF COMMITTEES.

Mr. Etheredge, chairman of the Committee on County Organization, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on County Organization, to whom was referred—

Senate Bill No. 149:

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

Have had same under consideration and return with the following amendment:

That Section 1 of said Bill be and the same is hereby amended to read as follows:

Section 1. That the County of Collier be, and the same is hereby created and established as a County of the State of Florida, from and after sixty (60) days from the passage and approval of this Act by the Governor, or sixty (60) days after its becoming a law without his approval. Such County shall compromise and include all of that certain territory now situated in the County of Lee, which is described as follows, to-wit:

Beginning where the North line of Township Forty-eight (48) South extended West intersects the Western boundary of the State of Florida in the waters of the Gulf of Mexico and run thence East on said Township line to the Northwest corner of Section Four (4) of Township Forty-eight (48) South of Range Twenty-five (25) East; run thence South to the North west corner of Section Nine (9) of said Township and Range; run thence East to the Eastern boundary line of Range Twenty-six (26) East; run thence North along said Range line to the Northwest corner of Township Forty-seven (47) South of Range

Twenty-Seven (27) East; run thence East along the North line of township Forty-seven (47) South to the East line of Range Twenty-seven (27) East; run thence North along said Range line to the North Line of Township Forty-six (46) South; run thence East along the North line of Township Forty-six (46) South to the East line of Range Thirty (30) East; run thence South along said Range line to the North line of Township Forty-nine (49) South; run thence East along the North line of said Township Forty-Nine (49) South to the West line of Broward County; run thence South along the West line of Broward County and of Dade County to the point of intersection with the South line of Township Fifty-three (53) South; run thence West along the South line of said Township Fifty-three (53) South to where that line extended intersects the Western Boundary of the State of Florida in the Waters of the Gulf of Mexico; run thence Northwest-erly and along the waters of said Gulf of Mexico to the point of beginning.

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

Very respectfully,

E. J. ETHEREDGE,  
Chairman of Committee.

And Senate Bill No. 149, with the Committee Amendment, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Fla., April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 144):

An Act to Amend Section One, of Article Four, of Chapter 5084, "No. 200," Laws of Florida, approved May 22,

1901, relating to the City Charter of the City of Port Tampa.

Also—

(House Bill No. 378):

An Act authorizing the Board of County Commissioners, of Santa Rosa County, Florida, to invest certain funds of said County in certain securities.

Also—

(House Bill No. 363):

An Act authorizing the Board of County Commissioners, of Hillsborough County, Florida, to levy annually a special tax not exceeding one-half ( $\frac{1}{2}$ ) mill upon the dollar on all of the property in said County subject to taxation to acquire, develop and maintain a demonstration farm for the encouragement and protection of Agricultural and Live Stock in said County, and to provide for the maintenance thereof.

Have 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 signature of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

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 Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Mr. Etheredge, Chairman of the Committee on County Organization, submitted the following report:

Senate Chamber.  
Tallahassee, Florida, April 27, 1923.

Hon. T. T. Turnbull,  
President of the Senate.

Sir:

Your Committee on County Organization, to whom was referred—

Senate Bill No. 150:

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

Have had the same under consideration and return with the following amendments:

That Section 1 of said Bill be and the same is hereby amended to read as follows:

Section 1. That the County of Hendry be, and the same is hereby created and established as a County of the State of Florida, from and after sixty (60) days from the passage and approval of this Act by the Governor, or sixty (60) days after its becoming a law without his approval. Such County shall comprise and include all of that certain territory now situated in the County of Lee, which is described as follows, to-wit:

Beginning where the North line of Township Forty-three (43) South intersects the Range line between Twenty-seven (27) and Twenty-eight (28) East at the line between Charlotte and Glades Counties; run thence South along said Range line to the North line of Township Forty-six (46) South; run thence East to the East line of Range Thirty (30) East; run thence South along said East line of Range Thirty (30) East, to the North line of Township Forty-nine (49) South; run thence East along the North line of Township Forty-nine (49) South to the East line of Range Thirty-four (34) East and the boundary of Broward County; run thence North along the boundaries of Broward and Palm Beach counties to the waters of Lake Okeechobee; run thence Northwesterly along the waters of said Lake to the Glades County line; run thence West along the Southern boundary of Glades County to the point of beginning.

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

Very respectfully,  
E. J. ETHEREDGE,  
Chairman of Committee.

And Senate Bill No. 150, with the committee amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading in both Senate and House of Representatives—

Senate Bill No. 223:

A bill to be entitled An Act to authorize the Board of Bond Trustees of Special Road and Bridge District Number One of Alachua County, Florida, to complete certain roads now under construction, build new roads, and to meet State and Federal aid in the construction of State Road Number Two, within said Special Road and Bridge District, to issue bonds to pay for same and to borrow money thereon pending sale of bonds.

Also—

Senate Bill No. 53:

A bill to be entitled An Act to regulate the practice of Chiropractic; to create and provide for the appointment of a Board of Chiropractic examiners; to define the powers and duties of said board, and to provide a penalty for violation of the provisions of this Act.

Have carefully examined the same, and find same correctly engrossed, and return same herewith.

Very respectfully,  
W. J. SINGLETARY,  
Chairman of Committee.

And Senate Bill No. 223, contained in the above report was ordered to be referred to the Committee on Enrolled Bills.

And Senate Bill No. 53, was ordered to be certified to the House of Representatives.

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

Senate Chamber,  
Tallahassee, Fla., April 30, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 611):

An Act to fix and determine the compensation and remuneration of all county officials in the State of Florida now paid in whole or in part by fees, salary or commission or by one or more of said methods of payment; to require reports by said officials; to provide for the duty of the Board of County Commissioners in reference thereto; to provide for the distribution of moneys collected hereunder, and to provide for the auditing of the accounts of said offices.

Have 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,  
R. H. ROWE,  
Chairman of the Joint Committee on  
Enrolled Bills on the Part of the Senate.

The bill contained in the above report was duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the Part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Fla., April 30, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 59):

An Act to provide for an additional Circuit Judge for the Thirteenth Judicial Circuit of Florida, and to regulate the dispatch of business in said Circuit after such appointment.

Have examined 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,

**R. H. ROWE,**

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

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

By Consent—

Senator Butler Introduced—

Senate Bill No. 331:

A bill to be entitled An Act to fix and determine the compensation and remuneration of all County Officials in the State of Florida now paid in whole or in part by fees, salary or commissions or by one or more of said meth-

ods of payment; to require reports by said officials; to provide for the duty of the Board of County Commissioners in reference thereto; to provide for the distribution of moneys collected hereunder, and to provide for the auditing of the accounts of said offices.

Which was read the first time by its title.

Mr. Butler moved that the rules be waived and Senate Bill No. 331, be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 331, was read a second time in full.

Mr. MacWilliams moved to waive the rules and that the Senate do now take up message of the House of Representatives for consideration.

Which was agreed to by two-thirds vote.

And—

The following messages from the House of Representatives were received:

House of Representatives,  
Tallahassee, Fla., April 30, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
House Bill No. 611:

A bill to be entitled An Act to fix and determine the compensation and remuneration of all County Officials in the State of Florida now paid in whole or in part by fees, salary or commissions on by one or more of said methods of payment; to require reports by said officials; to provide for the duty of the Board of County Commissioners in reference thereto; to provide for the distribution of moneys collected hereunder, and to provide for the auditing of the accounts of said offices.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

**B. A. MEGINNISS,**

Chief Clerk House of Representatives.

And House Bill No. 611, contained in the above message, was read the first time by its title.

Mr. MacWilliams moved that the rules be waived and House Bill No. 611 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 611 was read a second time by its title only.

Mr. MacWilliams moved that the rules be further waived and that House Bill No. 611 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. 611 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 Anderson, Butler, Calkins, Campbell, Colson, Cone, Epperson, Etheredge, Hodges, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Overstreet, Phillips, Putnam, Russell, Shelley, Singletary, Stokes, Wells, Wicker—25.

Nays—None.

So the bill passed, title as stated.

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

Mr. Butler withdrew Senate Bill No. 331 from the consideration of the body.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Florida, April 27, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has requested the Senate to return to the House—

House Bill No. 302:

A bill to be entitled An Act providing for the establishment of a planning commission in the city of Leesburg, Lake County, Florida, and prescribing the powers and duties of such commission.

Very respectfully,

B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And House Bill No. 302, contained in the above message, was read by its title and the further consideration of the bill was informally passed over.

Also—

The following message was received from the House of Representatives was received:

House of Representatives,  
Tallahassee, Florida, April 20, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
House Bill No. 263:

A bill to be entitled An Act to repeal Chapter 8895, of the Laws of Florida, the same being entitled "An Act creating Moore Haven Drainage District; defining its boundaries, prescribing its powers, privileges, duties and liabilities, naming the members of the first Board of Supervisors, providing for the levying of taxes upon the property in said district, and the collection of the same, and the sale of lands to enforce said collection of such taxes, authorizing the Board of Supervisors of said district to borrow money and issue bonds and dispose of same, to procure money to carry out the provisions of this Act, giving to said district full power to acquire such lands and property as may be necessary and proper for its purposes, and to prevent injury to any works constructed under this Act, and to provide a penalty for violating such provision."

Also—

House Bill No. 155:

A bill to be entitled An Act providing for the appointment of an assistant to the Solicitor of Criminal Courts of Record in certain counties.

Also—

House Bill No. 140:

A bill to be entitled An Act to require biennial registration of all electors in counties having a population of 80,000 or more, according to the Federal Census of 1920

or any subsequent Federal Census, in the same manner and to the same extent as now required by the Revised General Statutes of Florida in election precincts located wholly or in part within cities of more than 20,000 population.

Also—

House Bill No. 217:

A bill to be entitled An Act to amend Section 6096 of the Revised General Statutes of the State of Florida, relating to the effect of recommendations to mercy in capital cases.

Also—

House Bill No. 172:

A bill to be entitled An Act to repeal Sections 6272, 6273, 6274, 6275, 6276, 6277, 6278, 6279, 6280, 6281, 6282, 6283, 6284, 6285, 6286, 6287, 6288 and 6289 of the Revised General Statutes of the State of Florida, providing for the leasing of State prisoners.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And House Bill No. 263, contained in the above message, was read the first time by its title and was placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 155, contained in the foregoing message, was read the first time by its title and referred to the Committee on Judiciary A.

And House Bill No. 140, contained in the foregoing message, was read the first time by its title and referred to the Committee on Judiciary A.

And House Bill No. 217, contained in the foregoing message, was read the first time by its title and referred to the Committee on Judiciary B.

And House Bill No. 172, contained in the foregoing message, was read the first time by its title and referred to the Committee on Prisons and Convicts.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 30, 1923.

Hon. T. T. Turnbull,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Senate Bill No. 16:

A bill to be entitled An Act authorizing banks and trust companies incorporated under the laws of Florida to invest to a limited extent in the stock of banks chartered under Act of Congress to do business in this State under an Act entitled "An Act to provide capital for agricultural development, to equalize rates of interest upon farm loans, to furnish a market for United States bonds, to create government depositories and financial agents for the United States, and for other purposes," approved July 17, 1916.

Also—

Senate Bill No. 23:

A bill to be entitled An Act to provide for the observance of Temperance and Health Day in the Public Schools of the State of Florida, and for other purposes.

Very respectfully,

B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And Senate Bills Nos. 16 and 23, contained in the above message, were referred to the Committee on Enrolled Bills.

Mr. Hodges moved to waive the rules and that House Bill No. 222 be recalled from the Committee on Appropriations, and be substituted for Senate Bill No. 116, and to take the position of Senate Bill No. 116 on the Calendar.

Which was agreed to by a two-thirds vote.

And House Bill No. 222 took the place of Senate Bill No. 116 on the Calendar.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 30, 1923.

*Hon. T. T. Turnbull,*  
*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:

Whereas, There is now pending before the Congress of the United States, a bill to establish a National Conservatory of Music for the education of pupils in music in all its branches, vocal and instrumental, and for other purposes; and

Whereas, That which makes nations and individuals happier and more content, is not merely material wealth but includes also spiritual, like music and art, a kind of wealth that no enemy can take away or destroy; and

Whereas, Music is proven to be an essential part of civilized life and is a great ethical force in refining and elevating character, and considered in all civilized countries an asset necessary to happiness; and

Whereas, Music is a factor in diminishing crime and in bringing spiritual inspiration as well as to cause more contentedness in the homes of our laboring people; and

Whereas, The National Government, to whom we look for our national guidance, is essentially also charged with looking after the welfare of the laboring masses and to provide for musical education for their children; and

Whereas, Governments of foreign civilized countries spend annually large sums of money to encourage musical education of its citizens by providing national institutions where instruction is free to those who show talent in music; and

Whereas, It is estimated that before the war in Europe ten thousand young men and young women flocked to European countries to study music and art, seeking favors from foreign governments in very many instances, because their own government did not extend to them encouragement to study in their native land; and

Whereas, a bill was introduced in the Senate of the United States to establish a National Conservatory of Music for the education of pupils in music and all its branches, vocal and instrumental, and for other purposes, which bill is now with the Committee on Education and Labor of the United States Senate for consideration; and

Whereas, the bill before Congress aims to encourage music in the rural districts in order to make life more attractive to the farmer population and therefore make the life of the women on the farms more tolerable; and

Whereas, This is an educational as well as a social movement for social uplift and for social betterment of the laboring and farming population; therefore, be it

Resolved, By the House of Representatives of the State of Florida in the Legislature assembled, the Senate concurring, That the Florida Representatives in the Congress of the United States, Honorable Duncan U. Fletcher, Honorable Park Trammell, Honorable Frank Clark, Honorable W. J. Sears, Honorable H. J. Drane, Honorable J. H. Smithwick, be, and they are hereby requested to inform the Congress of the United States that the people of the State of Florida are interested in the passage of the bill now before Congress known as a bill to establish a National Conservatory of Music for the education of pupils in music in all its branches, vocal and instrumental, and for other purposes, and be it further concurring that the Florida Representatives in the Congress of the United States be, and they are hereby requested to use their every effort in securing the early passage of this bill through the Congress of the United States; and

Be it Further Resolved, that the Secretary of the State of Florida be, and he is hereby directed to send a copy of this Memorial, under the great seal of the State of Florida, to the Congress of the United States and to each of the Senators and Representatives of the State of Florida in Congress assembled.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Memorial No. 1, contained in the above message was read the first time and was laid over under the rule.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 30, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Senate Bill No. 176:

A bill to be entitled An Act to amend Sections 6217 and 6218 of the Revised General Statutes, relating to the working of County Convicts.

Have had the same under consideration and recommends that the same do pass with the following amendment:

Committee on Convicts offered the following amendment to Senate Bill No. 176:

“Strike out all after the enacting clause and insert the following: “Section 1. That Section 6217, Revised General Statutes of Florida, 1920, providing for the putting of County Convicts to labor, be amended to read as follows:

6217. County Convicts May Be Put to Labor.—The Board of County Commissioners of each County may employ all persons in the jail of their respective counties under sentence upon conviction for crime, at labor upon the roads, bridges, or other public works of the county where they are so imprisoned. Said County convicts shall be kept and worked under such rules and regulations and supervision as may be prescribed by the Commissioner of Agriculture, with the advice and approval of the Board of Commissioners of State Institutions, and the Commissioner of Agriculture, with the approval of the Board of Commissioners of State Institutions, shall have the power to enforce all such rules and regulations. Upon the failure of any person in charge of said County Convicts to comply with such rules and regulations, the Commissioner of Agriculture, with the approval of the Board of Commissioners of State Institutions, shall have the right to require the discharge of such person.

It shall be the duty of Supervisors of State Convicts to inspect and supervise all County Convict Camps, under the direction of the Commissioner of Agriculture. Said supervisors shall make written reports to the Commissioner of Agriculture and shall send duplicate copies of said reports to the Board of County Commissioners of the County in which said Convicts so inspected were sentenced, which reports shall at all times be open to public inspection.

It shall be the duty of Board of County Commissioners when working County Convicts on the public works of the counties, to provide or cause to be provided, Substantial Food, Clothes, Shoes, Medical Attention, etc., for said Convicts as are required for State Convicts in the State.

When a prisoner is discharged by reason of having served his sentence, or upon receiving a pardon or parole, he shall be furnished transportation, or its equivalent in money, back to the place from which he was sentenced, together with the sum of Five (\$5.00) Dollars, where the sentence is for Thirty (30) days, or more, in addition to his transportation, all of which shall be paid out of the general fund of the county in which he was convicted, and for the purpose of carrying out the provisions of this Act, the Clerk of the Board of County Commissioners of each County shall under the directions of said Board, issue a check on said fund with which to pay these amounts to the convicts being discharged at the time of his release.

Section 2. Section 6218, Revised General Statutes of Florida, 1920, providing for working County Convicts on roads and bridges, and for leasing convicts to another county, to be amended so as to read as follows:

6218. Working County Convicts on Roads and Bridges or other Public Works of the County, or may be hired out to another County.—The Board of County Commissioners of the several counties are hereby authorized and empowered to require all County Convicts under sentence confined in the jail of their respective counties for any offense, to labor upon the Public Roads, Bridges, Farms, or other public works owned and operated by the County, or in the event the County Commissioners of any County deem it to the best interest of their County, they may hire out their prisoners to any other County in the State to be worked upon the Public Roads, Bridges, or other Public Works of that County, or they may upon such terms as

may be agreed upon between themselves and the State Road Department, lease or let said prisoners to the said Department instead of keeping them in the County Jail where they are sentenced, and the money derived from the hire of such Convicts shall be paid to the County hiring out such Convicts and placed to the credit of the Fine and Forfeiture Fund of the County.

The County Commissioners shall employ such guard, or guards as they may deem necessary, who shall be a man over the age of twenty-one years, and of good reputation, honest, sober, and a law abiding citizen, and each Board of County Commissioners working Convicts under the provisions of this Act shall employ one Captain or Warden of Convicts, upon the approval of the Commissioner of Agriculture, whose qualifications shall be the same as is required of guards, and such Captain or Warden shall be the only person who shall be authorized to administer punishments to prisoners. Provided, all Captains, Wardens or Guards, and all persons having supervision or charge of Convicts shall be appointed with the approval of the Commissioner of Agriculture. The salaries of Captains, Wardens and Guards provided for in this Act shall be fixed by the Board of County Commissioners employing them, and the Captain or Warden shall be furnished means of transportation over the roads of the County, when necessary, the upkeep and operation of which shall be furnished by the County. Provided, however, the County shall not in any case be required to furnish a driver of such conveyance where such services are required to be paid for. It shall be the duty of all Captains or Wardens of Convicts to see that all rules and regulations prescribed by Law or the Commissioner of Agriculture and the Board of Commissioners of State Institutions, are fully observed and complied with; to enforce discipline among the convicts in and about the camps, and to administer punishment to convicts, when, in his judgment, the same is necessary in order to enforce proper discipline, conforming always to the law and rules and regulations the same as is required of Captains and Wardens of State Convicts. Provided, however, all convict guards employed under the provisions of this Act shall be required to give bond in the sum of one thousand (\$1,000.00) dollars and all Captains so employed shall be required to give bond in the sum of twenty-five hundred (\$2,500.00) dollars,

such bonds to be approved by the Board of County Commissioners of their respective Counties, payable to the Governor and his successors in office, or Commissioner of Agriculture, conditioned upon the performance of their duties and compliance with all rules and regulations duly prescribed for their conduct. Suit on such bonds may be brought by any convict sustaining injury or damage by reason of the breach of the condition of such bond.

All Boards of County Commissioners are hereby required to immediately discharge any Captain, Warden or Guard in their employ who shall be guilty of gross negligence or cruel and inhuman treatment to prisoners under their control, and their action shall be final.

All salaries contemplated by this Act shall be paid from the General Revenue Fund of the County.

No flogging or whipping of convicts in this State shall be lawful, and the same is hereby forever prohibited in the State of Florida, but the Commissioner of Agriculture shall have power to make and enforce suitable and reasonable rules and regulations for the government of such convicts while serving sentence in prison camps or jails, and to enforce the same by solitary confinement, restriction of privileges, or any other humane and reasonable method of punishment, and any convict in any jail or prison camp of this State who shall repeatedly, knowingly and wilfully refuse to obey any such reasonable rule or regulation while being subject thereto, shall be deemed guilty of a substantive offense, and upon conviction thereof, shall be punished as for a misdemeanor under the general laws of this State, and such punishment shall upon his conviction be in addition to the sentence he is then serving. No Convict shall be compelled to labor more than ten hours per day nor be subject to punishment for any refusal to labor beyond such limit. Provided, that the ten hours shall be the time embraced from the leaving of, to the return of the prisoner, to his place of detention.

Section 3. All County Convicts in this State shall be placed at work under the provisions of this Act on or before the first day of January, A. D. 1924. No new contracts shall be made whereby County Convicts shall be leased to work for any private interest after the passage of this Act and it shall become a law. All existing contracts heretofore lawfully made for the hire or lease of County Convicts to private parties shall determine and be-

come and be null and void on December 31st, A. D. 1923, any provisions therein contained to the contrary notwithstanding unless sooner determined in accordance with the terms thereof or of the provisions of law under which they were made.

Section 4. Nothing in this Act shall be construed to prohibit Boards of County Commissioners in Counties where a Board of Bond Trustees, Board of Public Works, or other duly constituted board, have charge of the construction and maintenance of the public roads, from turning the County Convicts over to the said Trustees to be worked on the public roads of said County, subject to all the rules and regulations herein provided.

Section 5. This Act shall take effect upon its passage and approval by the Governor.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,  
B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And Senate Bill No. 176, contained in the above message together with the House amendment thereto, was placed before the Senate.

Mr. Stokes moved that the message be laid on the table subject to call.

Which was agreed to.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 30, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

House Bill No. 494:

A bill to be entitled An Act creating the Palmdale Drainage District, providing the period of its existence;

the manner in which the board of supervisors shall be elected, authorizing the said district to proceed with the drainage and reclamation of the land embodied in said district, under Chapter 658, Laws of Florida, of 1913, and making applicable to said drainage said Chapter.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,  
B. A. BEGINNISS,  
Chief Clerk House of Representatives.

And House Bill No. 494, contained in the above message, was read the first time by its title and placed on the Calendar of Local Bills on the Second Reading without reference.

Mr. Malone moved to waive the rules and that Senate Bills Nos. 149 and 150 be taken from their order and be made a special order for consideration at 11:30 o'clock Tuesday, May 1st.

Which was agreed to by two-thirds vote.

The Senate resumed the order of Introduction of Bills and Joint Resolutions.

#### INTRODUCTION OF BILLS.

By Mr. Butler—  
Senate Bill No. 332:

A bill to be entitled An Act to permit the voluntary resignation and retirement of Justices of the Supreme Court under certain conditions, with pay.

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

By Mr. MacWilliams—  
Senate Joint Resolution No. 333:

A Joint Resolution proposing an Amendment to Article 12, Section 17, of the constitution of the State of Florida, relating to the issuance of Bonds by Special Tax School Districts and the levy of a tax to create a sinking fund for the payment of the principal and interest thereon.

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

By Mr. MacWilliams—  
Senate Bill No. 334:

A bill to be entitled An Act to amend Section 3045 of Article I, Chapter 4, of the Revised General Statutes of the State of Florida, providing for the holding of a Spring and Fall term of the Circuit Court, Fourth Judicial Circuit of Florida.

Which was read the first time by its title and the bill was placed on the Calendar of Local Bills on Second Reading without reference.

By Mr. MacWilliams—  
Senate Bill No. 335:

A bill to be entitled An Act making appropriation to complete the repair and restoration of the building at the State Arsenal, for which appropriation was made under Chapter 8444, Acts of the Legislature of 1921.

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

By Mr. Phillips—  
Senate Bill No. 336:

A bill to be entitled An Act granting pensions to widows of soldiers and sailors drawing pensions under Special Acts of the Legislature of the State of Florida.

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

By Mr. Overstreet—  
Senate Bill No. 337:

A bill to be entitled An Act for the relief of Joseph H. Jones.

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

By Mr. Calkins—  
Senate Bill No. 338:

A bill to be entitled An Act to authorize the Comptroller of the State of Florida to sue and be sued, and to exercise all of the powers of any receiver of any bank, banker, banking firm, banking or trust company or corporation, doing business in this State, appointed under the provisions of Section 4162 of the Revised General Statutes

of Florida, in cases in which the receiver so appointed is disqualified.

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

Mr. Stokes moved that Senate Joint Resolution No. 255 be made a special order for consideration at 10:30 A. M., Wednesday, May 2d.

Which was agreed to by a two-thirds vote.

Mr. Wells moved to waive the rule and that the Senate take up out of its order Senate Bill No. 43 and proceed to its consideration.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 43:

A bill to be entitled An Act to prohibit corporal punishment to prisoners and prohibiting any department by rule or regulation authorizing the same.

Together with the amendment thereto offered by Mr. Johnson, the consideration of which was pending at adjournment on Friday, April 27th, was placed before the Senate.

Mr. Phillips offered the following Substitute Amendment for Senate Bill No. 43:

Section 1. Any Agent, Guard, Captain or Physician, having supervision, control or management of State Convicts being worked under the Provisions of this Act, who shall be guilty of inhuman treatment to any convict by neglect, excessive punishment, or who shall wilfully or negligently permit any convict to escape shall be punished by imprisonment in the State Penitentiary not exceeding ten years, or by fine not exceeding Ten Thousand (\$10,000.00) Dollars.

Sec. 2. The Captain of each and every convict camp in this State shall make a complete report to the Governor of the State once each Month of the condition of the convicts in his camp and said report shall be in detail as to the condition of each and every man.

Sec. 3. It shall be the duty of the Board of State Institutions to employ physicians whose duties shall be to visit twice each month the various convict camps throughout the State and to examine each convict separately as to his physical condition and render unto the said Board of

State Institutions a full and complete report as to the condition of each and every convict.

Sec. 4. For the Control, Management, and Care of Convicts, confined in the various camps throughout the State, the Captain of each Camp shall exercise full authority and supervision and shall be held responsible for any and all mistreatment of convicts held under his supervision.

Sec. 5. It shall be unlawful for any Captain, Agent, Guard or Physician employed by the State to work, supervise and control the various convicts to use any cruel or inhuman punishment while said convicts are under their care, Provided, however, that in case of riots, mutiny, insubordination or refusal to work, punishment may be inflicted under the personal supervision of the Captain of each Camp and in accordance with the rules and regulations as prescribed by Board of State Institutions. Provided further, in all cases punishment must not be inflicted that will seriously impair or injure the health of a convict.

Sec. 6. It shall be the duty of the Board of State Institutions before any Captain of Convicts are employed to require a written application filed with their board, said application in addition to giving name and address of applicant shall give not less than five reputable citizens of this State as reference, after such application has been filed, it shall be the duty of the Board to diligently inquire into the general reputation of such applicants and no applicant who does not possess a good reputation for morality and sobriety, who has had not less than one year experience in working men shall be employed by the said Board.

Sec. 7. Each Captain, Guard, and Physician employed by the Board of State Institutions under the provisions of this Act shall give said Board a good and sufficient bond for the faithful performance of his duty.

Sec. 8. The salaries of the various Captains employed under the provisions of this Act shall be not less than Eighteen Hundred (\$1,800.00) Dollars, nor more than Twenty-four Hundred (\$2,400.00) Dollars per year. Said salary to be fixed by Board of State Institutions. Physicians employed under the provisions of this Act shall receive not less than Two Thousand (\$2,000.00) Dollars nor more than Three Thousand (\$3,000.00) Dollars per year, together with all necessary traveling expenses. Guards employed under this Act shall receive not less than Nine

Hundred (\$900.00) Dollars nor more than Twelve Hundred (\$1,200.00) Dollars per year.

Sec. 9. All laws and parts of laws now in conflict with the provisions of this Act are hereby repealed.

Sec. 10. This Act shall be effective upon becoming a law.

Mr. Phillips moved to adopt the substitute amendment for Senate Bill No. 43.

Pending the consideration of which Mr. Johnson was permitted to withdraw the amendment offered by himself to Senate Bill No. 43.

Mr. Stokes, of Second District, offered the following amendment to the substitute for Senate Bill No. 43:

In Section 5, at the end thereof insert the following: "and it shall be unlawful for any person to corporally punish any convict or prisoner."

Mr. Stokes moved the adoption of the amendment.

Pending which—

Mr. Johnson moved that the Senate do now go into Executive Session.

Which was agreed to.

The Senate proceeded to the consideration of Executive Business. The doors closing at 6.35 o'clock and opening at 6:40 o'clock P. M.

The Senate resumed its session.

The roll was called and the following answered to their names:

Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Overstreet, Phillips, Rowe, Russell, Shelley, Singleary, Stokes, Taylor, Wells, Wicker—28.

A quorum present.

The President handed down the following Committee appointment to investigate the charges against B. F. Willis, County Judge of Leon County: Messrs. Stokes and MacWilliams.

Mr. Johnson moved that the Senate do now adjourn. Which was agreed to.

Thereupon the Senate at 6:45 p. m. o'clock stood adjourned until 10.00 o'clock a. m. Tuesday, May 1, 1923.

Tuesday, May 1, 1923

The Senate met at 10 o'clock A. M. pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Wells, Wicker—30.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal was dispensed with.

The daily Journal of April 30, 1923, was corrected and, as corrected approved.

The daily Journal of Thursday, April 26, is hereby corrected on page 55, line 31, as follows:

Change the name of C. E. Chillingsworth to "C. E. Chillingsworth" omitting the letter "s" in said name.

#### REPORT OF ENROLLING COMMITTEE.

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

Senate Chamber,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 611):

An Act to fix and determine the compensation and remuneration of all County Officials in the State of Florida now paid in whole or in part by fees, salary or commissions or by one or more of said methods of payment; to require reports by said officials; to provide for the duty of the Board of County Commissioners in reference thereto; to provide for the distribution of moneys collected hereunder, and to provide for the auditing of the accounts of said offices.

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

Very respectfully,

R. H. ROWE,

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

Mr. Rowe, Chairman of the Joint Committee On Enrolled Bill on the part of the Senate, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 144):

An Act to amend Section One, of Article Four, of Chapter 5084 "No. 200", Laws of Florida, approved May 22,

1901, relating to the City Charter of the City of Port Tampa.

Also—

(House Bill No. 378):

An Act authorizing the Board of County Commissioners of Santa Rosa County, Florida, to invest certain funds of said County in certain securities.

Also—

(House Bill No. 363):

An Act authorizing the Board of County Commissioners, of Hillsborough County, Florida, to levy annually a Special Tax not exceeding one-half ( $\frac{1}{2}$ ) mill upon the dollar on all of the property in said County subject to taxation to acquire, develop and maintain a demonstration farm for the encouragement and protection of Agriculture and Live Stock in said County, and to provide for the maintenance thereof.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 59):

An Act to provide for an additional Circuit Judge for the Thirteenth Judicial Circuit of Florida, and to regulate

the dispatch of business in said Circuit after such appointment.

Beg leave to report that the same was this day presented to the Governor for his approval.

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary A, to whom was referred—  
Senate Bill No. 330:

A bill to be entitled An Act to authorize Honorable Duncan U. Fletcher to deliver to the President of the Florida Division United Daughters of the Confederacy, certain Monies held by him as a balance of the sum appropriated for the construction of a monument at Olustee, Florida; to authorize the President of the Florida Division United Daughters of the Confederacy to expend the said money, together with other funds that may come into her hands for such purpose, in the improvement of and beautifying of the grounds of the Olustee Monument at Olustee, Florida.

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

Very respectfully,

W. A. MacWILLIAMS,

Chairman of Committee.

And Senate Bill No. 330, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Florida, May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—  
Senate Bill No. 338:

A bill to be entitled An Act to authorize the Comptroller of the State of Florida to sue and be sued, and to exercise all the powers of any receiver of any bank, banker, banking firm, banking or trust company or corporation, doing business in this State, appointed under the provisions of Section 4162 of the Revised General Statutes of Florida, in cases in which the Receiver so appointed is disqualified.

Have had the same under consideration and recommend that the title be stricken out, and insert in lieu thereof the following:

“A bill to be entitled An Act to authorize the Comptroller to perform the duties and exercise all the rights and powers of any receiver of any bank, banking firm, banking or trust company, appointed under the provisions of Section 4162 of the Revised General Statutes, in cases in which the receiver so appointed is disqualified.”

And recommend that it do pass with amendment.

Very respectfully,

D. E. KNIGHT,  
Chairman of Committee.

And Senate Bill No. 338, with committee amendment to title of bill, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Florida, May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—  
Senate Bill No. 321:

A bill to be entitled An Act to repeal Chapter 8584, Acts 1921, Laws of Florida, 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, and prescribing certain duties of County Assessors of Taxes, and of County Commissioners in connection therewith.

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

Very respectfully,

D. E. KNIGHT,  
Chairman of Committee.

And Senate Bill No. 321, contained in the above report, was placed on the table under the rule.

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

Senate Chamber,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

Your Committee on Judiciary B, to whom was referred—  
House Bill No. 217:

A bill to be entitled An Act to amend Section 6096 of the Revised General Statutes of the State of Florida, relating to the effect of recommendations to mercy in capital cases.

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

Very respectfully,

D. E. KNIGHT,  
Chairman of Committee.

And House Bill No. 217, contained in the above report, was placed on the Calendar of Bills on Second Reading.

#### INTRODUCTION OF BILLS.

By Mr. Campbell—  
Senate Bill No. 339:

A bill to be entitled An Act authorizing the Board of County Commissioners of the County of Okeechobee, Florida, by Resolution, to issue negotiable interest bearing bonds, bearing seven per cent interest per annum, payable semi-annually in such form, date, date of maturity, and time and place or places of payments the said Board of County Commissioners may adopt, in the sum of \$160,000 for the purpose of completing the construction of the State Road No. Eight (8), leading from the West City Limits of the City of Okeechobee, Florida, to the Okeechobee County West Boundary, at Kissimmee River; providing for the levy of taxes to pay the principal and interest of said bonds; authorizing the expenditure of any balance that may be left over in completing and improving other roads and bridges of the County of Okeechobee.

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. Butler—  
Senate Bill No. 340:

A bill to be entitled An Act authorizing the Board of County Commissioners of Duval County, Florida, to construct and maintain permanent roads and highways in Pablo Beach, Duval 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. Mapoles—  
Senate Bill No. 341:

A bill to be entitled An Act to grand a pension to John C. McDaniel, an ex-Confederate Soldier, residing in Okaloosa County, Florida.

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

By Mr. Mapoles—  
Senate Bill No. 342:

A bill to be entitled An Act to grant a pension to Russell H. Atkins, an ex-Confederate Soldier, residing in Okaloosa County, Florida.

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

#### CONSIDERATION OF OTHER RESOLUTIONS

House Memorial No. 1:

Whereas, There is now pending before the Congress of the United States, a bill to establish a National Conservatory of Music for the education of pupils in music in all its branches, vocal and instrumental, and for other purposes; and

Whereas, That which makes nations and individuals happier and more content, is not merely material wealth but includes also spiritual, like music and art, a kind of wealth that no enemy can take away or destroy; and

Whereas, Music is proven to be an essential part of civilized life and is a great ethical force in refining and elevating character, and considered in all civilized countries an asset necessary to happiness; and

Whereas, Music is a factor in diminishing crime and in bringing spiritual inspiration as well as to cause more contentedness in the homes of our laboring people; and

Whereas, The National Government, to whom we look for our national guidance, is essentially also charged with looking after the welfare of the laboring masses and to provide for musical education for their children; and

Whereas, Governments of foreign civilized countries spends annually large sums of money to encourage musical spend annually large sums of money to encourage musical education of its citizens by providing national institutions

where instruction is free to those who show talent in music; and

Whereas, It is estimated that before the war in Europe ten thousand young men and young women flocked to European countries to study music and art, seeking favors from foreign governments in very many instances, because their own government did not extend to them encouragement to study in their native land; and

Whereas, a bill was introduced in the Senate of the United States to establish a National Conservatory of Music for the education of pupils in music and all its branches, vocal and instrumental, and for other purposes which bill is now with the Committee on Education; and Labor of the United States Senate for consideration and

Whereas, The bill before Congress aims to encourage music in the rural districts in order to make life more attractive to the farmer population and therefore make the life of the women on the farms more tolerable; and

Whereas, This is an educational as well as a social movement for social uplift and for social betterment of the laboring and farming population; therefore, be it

Resolved, By the House of Representatives of the State of Florida in the Legislature assembled, the Senate concurring, That the Florida Representatives in the Congress of the United States, Honorable Duncan U. Fletcher, Honorable Park Trammell, Honorable Frank Clark, Honorable W. J. Sears, Honorable H. J. Drane, Honorable J. H. Smithwick, be, and they are hereby requested to inform the Congress of the United States that the people of the State of Florida are interested in the passage of the bill now before Congress, known as a bill to establish a National Conservatory of Music for the education of pupils in music in all its branches, vocal and instrumental, and for other purposes, and be it further concurring that the Florida Representatives in the Congress of the United States be, and they are hereby requested to use their every effort in securing the early passage of this bill through the Congress of the United States; and

Be It Further Resolved, That the Secretary of the State of Florida be, and he is hereby directed to send a copy of this Memorial, under the great seal of the State of Florida, to the Congress of the United States and to each of the Senators and Representatives of the State of Florida in Congress assembled.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

Was taken up and read the Second Time.

Mr. Campbell moved the adoption of the Resolution.

Which was agreed to.

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

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT

Tallahassee, Florida, April 30, 1923.

Hon. T. T. Turnbull,  
President of the Senate,  
Capitol.

Sir:

I have the honor to inform you that I have approved the following Act which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

(Senate Bill No. 97):

An Act to Amend Section 567 (406), Revised General Statutes of Florida, Relating to Elections Held in Special Tax School Districts, and Section 571 (410), Revised General Statutes of Florida, Relating to Duties of Trustees as to Moneys to be Raised in Such Districts.

Very respectfully,

CARY A. HARDEE,

Governor.

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT

Tallahassee, Florida, April 27, 1923.

Hon. T. T. Turnbull,  
President of the Senate,  
Capitol.

Sir:

I have the honor to inform you that I have approved the following Act which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

(Senate Bill No. 248):

An Act to Authorize the Construction, Maintenance and Operation of Toll Roads, and Bridges Used in Connection Therewith, in the Counties of Palm Beach and Okeechobee, in the State of Florida, Regulating the Operation Thereof and Prescribing Tolls to be Collected Thereon; Granting the Right of Eminent Domain, and Prescribing Certain Penalties.

Very respectfully,  
CARY A. HARDEE,  
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 30, 1923.

Hon. T. T. Turnbull,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Senate Memorial No. 1:

A Memorial to the Interstate Commerce Commission of the United States of America, asking that the American Railway Express Company be required to furnish to strawberry growers of Florida, express refrigerator car service to transport their strawberries to the markets, similar to the service now given in the State of Louisiana.

Whereas, There is grown in the State of Florida annually many thousand cars of strawberries; and

Whereas, The only present method of transporting said strawberries by car load lots is by freight refrigerator cars which are so slow in reaching the markets that the said strawberries decay in transit; and

Whereas, If the American Railway Express Company is not required to furnish the strawberry growers of Florida express refrigerator cars to transport their strawberries to the markets the said strawberry growers of Florida will be forced to abandon the growing of strawberries for market, and the State will thereby lose one of its greatest industries; therefore,

Be It Resolved by the Legislature of the State of Florida, that the Interstate Commerce Commission of the United States of America be and is hereby requested to require and order the said American Railway Express Company to furnish the strawberry growers and shippers of Florida a sufficient number of express refrigerator cars to transport and carry their strawberry crop each year to the markets.

Resolved Further, that our representatives in Congress be and are hereby respectfully requested to use every honorable means to have the Interstate Commerce Commission of the United States of America to order and require the American Railway Express Company to furnish the strawberry growers and shippers of Florida, a sufficient num-

ber of express refrigerator cars to transport and carry by express their strawberry crop to the markets annually.

Resolved Further, that the Secretary of State be and is hereby instructed to forthwith mail a copy of the memorial, under the Great Seal of the State, to the Interstate Commerce Commission of the United States of America and to each of our Senators and Representatives in Congress of the United States.

Very respectfully,  
B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Senate Memorial No. 1, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has returned as requested—

Senate Bill No. 425 (Session of 1921):

A bill to be entitled An Act to abolish the present corporation of the Town of Crestview, Okaloosa County, Florida, and to establish a municipality of the Town of Crestview, Okaloosa County, Florida, and to provide for its territorial limits, its jurisdiction, powers, privileges and immunities, to appoint municipal officers and define their duties and powers.

Very respectfully,  
B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Senate Bill No. 425, contained in the above message, was placed on the Calendar of Local Bills on the Second Reading.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in the Senate amendment to—

House Bill No. 105:

A bill to be entitled An Act to prohibit and make it unlawful for live stock to run or roam at large within certain territorial limits of Seminole County, Florida; to provide for the impounding and sale of said live stock when found running or roaming at large in violation of this Act; to provide for the recovery of damages suffered by persons or property by reason thereof, and to provide punishment for the owners of such live stock who wilfully and knowingly permit same to run or roam at large within certain territorial limits of Seminole County, Florida.

Which said amendments so concurred in are as follows:

Amendment No. 1. In Section 11, line 2, strike out the words "October first, A. D. 1923," and insert in lieu thereof the following, "July first, A. D. 1924."

Amendment No. 2. In Section 1, line 1, before the word "that," insert the following, "Section 1."

Amendment No. 3. In Section 1, line 2, strike out the words "October, A. D. 1923," and insert in lieu thereof the following, "July, A. D. 1924."

Very respectfully,  
B. A. MEGINNISS,

Chief Clerk House of Representatives.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in the Senate amendments to—

House Bill No. 103:

A bill to be entitled An Act to create and establish a Children's Code Commission, to provide for the appointment of the members thereof, their terms of office, prescribe their powers and duties and providing for the making of their report and its transmission to the Legislature.

Which said amendments so concurred in are as follows:

Amendment No. 1. In Section 6, line 4, strike out the words, "all of section 6 after the word "session."

Amendment No. 2. In Section 1, line 3, strike out the words, "three of whom shall be women."

Very respectfully,  
B. A. MEGINNISS,  
Chief Clerk House of Representatives.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
House Bill No. 78:

A bill to be entitled An Act to amend Section 3571 of the Revised General Statutes of Florida, relating to application for and issuance of writs of habeas corpus.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,  
B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And House Bill No. 78, contained in the above message was read the first time by its title and referred to the Committee on Judiciary A.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Senate Bill No. 26:

A bill to be entitled An Act to amend Section 6123, 6124, 6125 and 6126, of the Revised General Statutes of Florida, relating to the manner and means of inflicting the punishment of death in this State, so as to provide for the infliction of the punishment of death by electrocution.

Also—

Senate Bill No. 49:

A bill to be entitled An Act fixing the number of Justices of the Supreme Court at six instead of five and providing for the selection of the additional justice.

Also—

Senate Bill No. 86:

A bill to be entitled An Act to amend Section 3724 of the Revised General Statutes of the State of Florida, pro-

viding that no administration shall be necessary under certain circumstances.

Very respectfully,

B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And Senate Bills Nos. 26, 49 and 86, contained in the above message were referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Senate Concurrent Resolution No. 5:

Whereas, It is necessary that highways of an interstate character be provided in order that such growth may be fostered and made secure and permanent; and

Whereas, the Federal Government has made provision for aiding the construction of interstate highways into the State of Florida; and,

Whereas, the State Road Department of Florida has not constructed or completed any highways in the State of an interstate character; therefore,

Be It Resolved by the Senate, the House of Representatives concurring, That the State Road Department of Florida furnish the Legislature, within ten days, the following information:

1. What roads it intends to construct in the State of Florida of an interstate character.

2. When it proposes to finish construction of said roads.

3. What work has been done on such roads, what parts of them have been completed, what parts have not been completed, and what is necessary to complete them.

4. What portions of such roads the Federal Government has provided for Federal aid on same.

5. Where each road is located and the time required to finish them, together with amount Federal Aid has been allotted.

Be It Further Resolved, That a copy of this resolution be immediately furnished to the Charman of the State Road Department of Florida.

Very respectfully,

B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And Senate Concurrent Resolution No. 5, contained in the above message was referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Florida, April 30, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Senate Concurrent Resolution No. 3:

Relative to the handling and consideration of tax reform bills.

With the following amendment:

After the word "measures" strike out remainder of paragraph, and insert in lieu thereof the words "shall be referred to the Finance and Taxation Committee, who shall make report on same at the earliest possible date, and such measures when favorably reported by standing committees shall be made special orders on the Calendar of the House and Senate until disposed of.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And Senate Concurrent Resolution No. 3, contained in the above message, together with the House of Representatives amendment thereto, was placed before the Senate.

Mr. Stokes moved that the Senate do concur in the House amendment to Senate Concurrent Resolution No. 3.

Which was agreed to.

And the Resolution as amended by the House of Representatives and concurred in by the Senate, was referred to the Committee on Enrolled Bills.

Mr. Secretary:

Please place Senate Bill No. 321 on Calendar. This bill reported unfavorable.

W. W. PHILLIPS.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*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. 2:

A Memorial to Congress of the United States of America requesting an appropriation for Kissimmee River in the State of Florida.

Whereas, the Kissimmee River by the proper expenditure of funds can be made a waterway of great value to the citizenship of the State of Florida; and

Whereas, to make this water course valuable for commerce and navigation, it is necessary that there be constructed thereon a system of locks and dams; therefore,

Be It Resolved by the Legislature of the State of Florida, That our Senators and Representatives in the Congress of the United States be requested to use every honorable means to procure an appropriation of at least

three hundred thousand dollars (\$300,000.00) for the purpose of deepening and improving Kissimmee River and for the purpose of building and constructing a system of locks and dams on said river; one lock and dam to be at South Port, one to be immediately north of Lake Hitchincha and one where the river flows into Lake Kissimmee;

Resolved, further, That the Secretary of State be directed to furnish to each of our Senators and Representatives in Congress a copy of this Memorial under the Great Seal of the State of Florida.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Memorial No. 2, contained in the above message, was read the first time and laid over under the rule.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 30, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives requests the return of—

House Bill No. 302:

A bill to be entitled An Act providing for the establishment of a planning commission in the city of Leesburg, Lake County, Florida, and prescribing the powers and duties of such commission.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bill No. 302, contained in the above message, was read.

The request was passed over temporarily.

Also—

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Fla., April 30, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—  
Senate Bill No. 176:

A bill to be entitled An Act to amend Sections 6217 and 6218 of the Revised General Statutes, relating to the working of County Convicts.

With the following amendments:

“Strike out all after the enacting clause and insert the following: “Section 1. That Section 6217, Revised General Statutes of Florida, 1920, providing for the putting of County Convicts to labor, be amended to read as follows:

6217. County Convicts May Be Put to Labor.—The Board of County Commissioners of each County may employ all persons in the jail of their respective counties under sentence upon conviction for crime, at labor upon the roads, bridges, or other public works of the county where they are so imprisoned. Said County Convicts shall be kept and worked under such rules and regulations and supervision as may be prescribed by the Commissioner of Agriculture, with the advice and approval of the Board of Commissioners of State Institutions, and the Commissioner of Agriculture, with the approval of the Board of Commissioners of State Institutions, shall have the power to enforce all such rules and regulations. Upon the failure of any person in charge of said County Convicts to comply with such rules and regulations, the Commissioner of Agriculture, with the approval of the Board of Commissioners of State Institutions, shall have the right to require the discharge of such person.

It shall be the duty of Supervisors of State Convicts to inspect and supervise all County Convict Camps, under the direction of the Commissioner of Agriculture. Said su-

pervisors shall make written reports to the Commissioner of Agriculture and shall send duplicate copies of said reports to the Board of County Commissioners of the County in which said Convicts so inspected were sentenced, which reports shall at all times be open to public inspection.

It shall be the duty of Boards of County Commissioners when working County Convicts on the public works of the counties, to provide or cause to be provided, Substantial food, clothes, Shoes, Medical Attention, etc., for said Convicts as are required for State Convicts in the State.

When a prisoner is discharged by reason of having served his sentence, or upon receiving a pardon or parole, he shall be furnished transportation, or its equivalent in money, back to the place from which he was sentenced, together with the sum of Five (\$5.00) Dollars, where the sentence is for Thirty (30) days, or more, in addition to his transportation, all of which shall be paid out of the general fund of the county in which he was convicted, and for the purpose of carrying out the provisions of this Act, the Clerk of the Board of County Commissioners of each county shall under the directions of said Board, issue a check on said fund with which to pay these amounts to the convicts being discharged at the time of his release.

Section 2. Section 6218, Revised General Statutes of Florida, 1920, providing for working County Convicts on roads and bridges, and for leasing convicts to another county, to be amended so as to read as follows:

6218. Working County Convicts on Roads and Bridges or Other Public Works of the County, or may be Hired Out to Another County.—The Board of County Commissioners of the several counties are hereby authorized and empowered to require all County Convicts under sentence confined in the jail of their respective counties for any offense, to labor upon the Public Roads, Bridges, Farms or other public works owned and operated by the County, or in the event the County Commissioners of any county deem it to the best interest of their County, they may hire out their prisoners to any other County in the State to be worked upon the Public Roads, Bridges, or other Public Works of that County, or they may upon such terms as may be agreed upon between themselves and the State Road Department, lease or let said prisoners to the said Department instead of keeping them in the County Jail

where they are sentenced, and the money derived from the hire of such Convicts shall be paid to the County hiring out such Convicts and placed to the credit of the Fine and Forfeiture Fund of the County.

The County Commissioners shall employ such guard, or guards as they may deem necessary, who shall be a man over the age of twenty-one years, and of good reputation, honest, sober, and a law abiding citizen, and each Board of County Commissioners working convicts under the provisions of this Act shall employ one Captain or Warden of Convicts, upon the approval of the Commissioner of Agriculture, whose qualifications shall be the same as is required of guards, and such Captain or Warden shall be the only person who shall be authorized to administer punishments to prisoners. Provided, all Captains, Wardens or Guards, and all persons having supervision or charge of Convicts shall be appointed with the approval of the Commissioner of Agriculture. The salaries of Captains, Wardens and Guards provided for in this Act shall be fixed by the Board of County Commissioners employing them, and the Captain or Warden shall be furnished means of transportation over the roads of the County, when necessary, the upkeep and operation of which shall be furnished by the County. Provided, however, the county shall not in any case be required to furnish a driver of such conveyance where such services are required to be paid for. It shall be the duty of all Captains or Wardens of Convicts to see that all rules and regulations prescribed by Law or the Commissioner of Agriculture and the Board of Commissioners of State Institutions, are fully observed and complied with; to enforce discipline among the convicts in and about the camps, and to administer punishment to convicts, when, in his judgment, the same is necessary in order to enforce proper discipline, conforming always to the law and rules and regulations the same as is required of Captains and Wardens of State Convicts. Provided, however, all convict guards employed under the provisions of this Act shall be required to give bond in the sum of one thousand (\$1,000.00) dollars and all Captains so employed shall be required to give bond in the sum of twenty-five hundred (\$2,500.00) dollars, such bonds to be approved by the Board of County Commissioners of their respective Counties, payable to the Governor and his Successors in office, or Commissioner of Agri-

culture conditioned upon the performance of their duties and compliance with all rules and regulations duly prescribed for their conduct. Suit on such bonds may be brought by any convict sustaining injury or damage by reason of the breach of the condition of such bond.

All Boards of County Commissioners are hereby required to immediately discharge any Captain, Warden or Guard in their employ who shall be guilty of gross negligence or cruel and inhuman treatment to prisoners under their control, and their action shall be final.

All salaries contemplated by this Act shall be paid from the General Revenue Fund of the County.

No flogging or whipping of convicts in this State shall be lawful, and the same is hereby forever prohibited in the State of Florida, but the Commissioner of Agriculture shall have power to make and enforce suitable and reasonable rules and regulations for the government of such convicts while serving sentences in prison camps or jails, and to enforce the same by solitary confinement, restriction of privileges, or any other humane and reasonable method of punishment, and any convict in any jail or prison camp of this State who shall repeatedly, knowingly and wilfully refuse to obey any such reasonable rule or regulation while being subject thereto, shall be deemed guilty of a substantive offense, and upon conviction thereof, shall be punished as for a misdemeanor under the general laws of this State, and such punishment shall upon his conviction be in addition to the sentence he is then serving. No convict shall be compelled to labor more than ten hours per day nor be subject to punishment for any refusal to labor beyond such limit. Provided, that the ten hours shall be the time embraced from the leaving of to the return of the prisoner to his place of detention.

Section 3. All county convicts in this State shall be placed at work under the provisions of this Act on or before the first day of January, A. D. 1924. No new contracts shall be made whereby county convicts shall be leased to work for any private interest after the passage of this Act and it shall become a law. All existing contracts heretofore lawfully made for the hire or lease of county convicts to private parties shall determine and become and be null and void on December 31st, A. D. 1923, any provisions therein contained to the contrary notwithstanding unless sooner determined in accordance with the

terms thereof or of the provisions of law under which they were made.

Section 4. Nothing in this Act shall be construed to prohibit Boards of County Commissioners in Counties where a Board of Bond Trustees, Board of Public Works or other duly constituted board, have charge of the construction and maintenance of the public roads, from turning the County Convicts over to the said Trustees to be worked on the public roads of said County, subject to all the rules and regulations herein provided.

Section 5. This Act shall take effect upon its passage and approval by the Governor.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,  
B. A. MEGINNISS,  
Chief Clerk House of Representatives.

And Senate Bill No. 176, contained in the above message was read and the bill and amendments were laid on the table subject to call.

#### ORDERS OF THE DAY.

The amendment offered by Mr. Stokes to the substitute offered by Mr. Phillips to—

Senate Bill No. 43:

A bill to be entitled An Act to prohibit corporal punishment to prisoners and prohibiting any department by rule or regulation authorizing the same.

Which amendment offered by Mr. Stokes reads as follows:

“In Section 5, at the end thereof, insert the following: “and it shall be unlawful for any person to corporally punish any convict or prisoner,” which was pending adjournment on yesterday.

Was taken up and placed before the Senate for consideration.

Mr. Lindsey offered the following amendment to the original bill, No. 43:

Section 1. That Sections 6268, 6269, 6270 and 6271 of the Revised General Statutes of Florida relating to appointment, compensation, term of employment, qualifications, powers and duties of Supervisors of convicts, be and the same are hereby repealed.

Section 2. The Board of Commissioners of State Institutions shall immediately employ four inspectors of convicts, who shall be men known to be capable, truthful, honest and sober, one of such inspectors shall reside in the First Congressional District, one in the Second Congressional District, one in the Third Congressional District, and one in the Fourth Congressional District of this State; each Convict Inspector shall be employed for a period of one year, but he may be discharged at any time when his services are not satisfactory to the Board of Commissioners of State Institutions.

Section 3. Each Convict Inspector shall have the right to enter any place where prisoners in this State are kept, and shall be immediately admitted to such places when he demands admittance. He shall have the right to consult and confer with any prisoner privately and without molestation. The duties of a Convict Inspector shall be to inspect each jail and all the prisoners therein within his district, once each month. When inspecting jails he shall observe and report on the condition of the jail with reference to physical condition, cleanliness, sanitation, safety, and comfort, the quality and supply of bedding, the quality, quantity, and diversity of food served and the manner in which it is served and the number and condition of prisoners confined therein. He shall inspect each Prison Farm, Prison Camp, or other places where prisoners are kept and worked within his district once in each twenty-one days, and in making such inspections he shall observe and report the condition of the houses, stockades, vans, or other places where prisoners are kept, with reference to physical condition, cleanliness, sanitation, safety and comfort, the supply and condition of bedding, the quality, quantity and condition of all wearing apparel, the quality, quantity and diversity of food, the manner in which food is prepared and served. This inspection shall include a thorough inspection and investigation of food that is sent or taken out to prisoners for the mid-day meal at the place where it is to be eaten. He shall inspect each convict and report all complaints. He shall examine the bodies of convicts for bruises or lacerations of the skin or flesh, and when such are found shall ascertain and report the cause. He shall see that all rules and regulations issued by the Commissioner of Agriculture and the Board of Commissioners

of State Institutions are strictly observed and followed by all persons connected with the prison system of this State. He shall be furnished blanks by the Board of Commissioners of State Institutions on which to make detailed reports, and his reports shall be made promptly and completely. The compensation of each Convict Inspector shall be One Hundred and Fifty (\$150) Dollars per month, and he shall be reimbursed for the amount of his necessary traveling expenses, all of which shall be paid by the Board of Commissioners of State Institutions out of the State Prison Fund.

Section 4. If any Convict Inspector shall fail to make a report of his findings, he shall be immediately discharged and shall not be again employed in such capacity. If any Convict Inspector shall make a false report of his findings, he shall be deemed guilty of a felony and on conviction shall be punished by imprisonment in the State Prison for not more than three years, or by fine of not more than One Thousand Dollars (\$1,000.00).

Section 5. All reports of Convict Inspectors shall be made in quadruple. He shall file one copy of each report with the Governor, one copy with the Commissioner of Agriculture, one copy with the Clerk of the Circuit Court of the County where the inspection is made, which report shall be at all times be open to inspection in the office of the Clerk of the Circuit Court, and when the inspection is of prisoners or a camp under the supervision of the State Road Department, he shall file a copy of the report with the Chairman of the State Road Department.

Section 6. It shall be unlawful for any person having control or supervision of any convict in this State to inflict upon such convict any cruel or inhuman punishment, provided corporal punishment with a flat strap of weight of no more than one and one-half pounds, including handle, and where not more than ten licks are administered during any one day and by which the flesh of the body is not broken, bruised or lacerated, shall not be deemed or held to be cruel or inhuman treatment. Any person who violates the provisions of this Section shall be immediately discharged and shall not again be employed in any capacity in connection with the prison system of this State and shall be punished as provided by law for whatever offense he may have committed in perpetrating the Act. No prisoner

shall be punished because of any report of representation which he may have made to any Inspector.

Section 7. Whenever the report of any Convict Inspector shall appear to the Commissioner of Agriculture to show that any condition exists, which should not exist, in connection with the prisoners or prison camps of this State, he shall immediately bring the same to the attention of the Board of Commissioners of State Institutions, and it shall thereupon be the duty of the Board of Commissioners of State Institutions to investigate such matter without delay and to take any and all steps necessary to remedy any improper condition which may be found to exist.

Section 8. This Act shall take effect upon its becoming a law.

Mr. Lindsey moved to adopt the amendment to original Bill No. 43.

Pending the consideration of which—

Mr. Lindsey moved that Senate Bill No. 43, together with the substitute therefor offered by Mr. Phillips, the amendment offered to the substitute by Mr. Stokes, and the amendment to the original bill, as offered by himself, be made a special order for consideration at 8 o'clock this evening.

Which motion was agreed to.  
And it was so ordered.

Mr. Colson moved to make Senate Bill No. 103 a special order for consideration by the Senate at 10 o'clock A. M. Wednesday, May 2nd.

Which was agreed to.

By Consent—

The following reports were submitted:

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

Senate Chamber,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 104.)

An Act to abolish the present municipal government of the Town of Longwood, Florida, and to establish and constitute a municipality in Seminole County, Florida, to be known and designated as the Town of Longwood, Florida, to define its territorial limits and to provide for its jurisdiction, powers and privileges.

Also—

(House Bill No. 278.)

An Act to abolish the present municipality of Mulberry, in Polk County, Florida; to create and establish a new municipality to be known as "City of Mulberry," in Polk County, Florida; to legalize and validate the ordinances of said municipality of Mulberry and official acts thereunder, and to adopt the same as the ordinances of said "City of Mulberry"; to prescribe the time of limitation of actions on certain suits; to fix and provide the territorial limits, jurisdiction and powers of said "City of Mulberry," in Polk County, Florida, and the jurisdiction and powers of its officers, and to provide for a referendum on the question of the Voters' acceptance or rejection of this Charter.

Have 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,

R. H. ROWE,

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 Secretary of the Senate in

open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber.

Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 285):

An Act to repeal Chapter 8854 of the Special Laws of the State of Florida, Acts of 1921, being An Act entitled, "An Act to prescribe the open and closed season for the hunting of squirrels in Wakulla County, Florida, and providing a penalty for the violation of this Act."

Also—

(House Bill No. 435):

An Act authorizing the Board of County Commissioners of Santa Rosa County, Florida, to issue and sell certain Interest Bearing Time Warrants of said County, for certain purposes, and providing for the assessment and collection of a fund with which to pay said warrants, and the interest thereon, and authorizing said Board of County Commissioners to acquire a suitable site, and to build and equip a court house or a court house and jail, for said County.

Also—

(House Bill No. 379):

An Act to provide for the payment of moneys due by persons in Santa Rosa County, Florida, in lieu of labor on the Public Roads of said County, prescribing certain discounts therefrom under certain circumstances, and pre-

scribing certain duties of the Tax Collector of said County in connection therewith.

Also—

(House Bill No. 492):

An Act to ratify, approve, validate and confirm sales of lands in Lake Largo-Cross Bayou Drainage District, County of Pinellas, Florida, in foreclosure proceedings for the collection of delinquent drainage taxes in said District; and to validate, ratify, approve and confirm every and each master's deed issued for and on behalf of said District, and all proceedings taken in connection with the issuance and sale thereof.

Have 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,

R. H. ROWE,

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 Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 276):

An Act to prescribe the open and closed season for the hunting of squirrels in Liberty County, Florida, and providing a penalty for the violation of this Act.

Also—

(House Bill No. 413):

An Act to authorize, empower and direct the Board of County Commissioners of Broward County, Florida, to buy a hospital, or to buy real estate to be used as a hospital site, and to erect own, equip, maintain, and operate or cause to be operated a County Hospital for said County, and to provide a method or methods by taxation, or otherwise, for raising funds to pay the cost and expenses of buying said hospital or hospital site and erecting, owning, equipping, maintaining and operating or causing to be operated said hospital. And to provide for the issuance of Interest Bearing Warrants of said County or other evidences of indebtedness not exceeding Eighteen Thousand (\$18,000.00) Dollars for the purpose of borrowing money to carry into effect the objects of this Act.

Have 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,

R. H. ROWE,

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 Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Florida, May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 151):

An Act affecting the government, the jurisdiction, powers and duties of the City of Tampa.

Also—

(House Bill No. 223):

An Act to abolish the present municipality of the Town of Interlachen, Putnam County, Florida, and to create and establish a Municipal Corporation to be known as the Town of Interlachen, Florida; to prescribe the territorial limits thereof; to prescribe the form of government and to confer certain powers upon said municipality and its officers, and to provide a charter for the carrying into effect of the provisions of this Act.

Also—

(House Bill No. 283):

An Act to abolish the present Municipal Government of the Town of Daytona Beach, in the County of Volusia and State of Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Daytona Beach, and to define its territorial boundaries, and to provide for its jurisdiction, purpose and privileges.

Have 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,

R. H. ROWE,

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 Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber,  
Tallahassee, Fla., May 1, 1923.

*Hon. T. T. Turnbull,*  
*President of the Senate.*

*Sir:*

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

(House Bill No. 196):

An Act authorizing and empowering the Board of County Commissioners of St. Johns County, Florida, to operate a Toll Bridge over and across the Matanzas River between St. Augustine and Anastasia Island and prescribing how tolls and charges shall be fixed by said Board.

Whereas, the Board of County Commissioners were authorized by Chapter 8820, Laws of Florida, 1921, to purchase the bridge over and across the Matanzas river between and connecting St. Augustine and Anastasia Island, and

Whereas, said Board pursuant to said authority and power did purchase said Bridge and operate the same, and

Whereas, there is considerable expense incurred in the upkeep and operation of said bridge, therefore, etc.

Also—

(House Bill No. 197):

An Act to ratify, confirm and validate the action and proceedings of the Board of County Commissioners of St. Johns County, State of Florida, had and taken pursuant to Chapter 8819, Laws of 1921, in relation to the issuance of certain interest bearing time warrants to provide funds for the constructing, grading, hard-surfacing and otherwise

improving the public roads of St. Johns County, Florida, and building of bridges in said County.

Whereas, the Board of County Commissioners, for the County of St. Johns, State of Florida, pursuant to Chapter 8819, Laws of 1921, did by Resolution duly passed on the 28th day of June, A. D. 1922, and appearing of record in the minutes of said Board in Minute Book E, at page 575-579, provide for the issuance of Interest Bearing Time Warrants in the sum of eighty thousand (\$80,000.00) dollars, the proceeds from the sale thereof to be used in the constructing, grading, and otherwise improving the public roads of St. Johns County, Florida, and

Whereas, the Board of County Commissioners, for the County of St. Johns, State of Florida, pursuant to Chapter 8819, Laws of 1921, did by Resolution duly passed on the 13th day of October, A. D. 1922, and appearing of records in the minutes of said Board in Minute Book F, at pages 8 to 11, provide for the issuance of interest bearing time warrants in the sum of eight thousand (\$8,000) dollars, the proceeds from the sale thereof to be used in the constructing, grading and otherwise improving the public roads of St. Johns County, Florida. Therefore, etc.

Have 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,

R. H. ROWE,

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 Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

Senate Bill No. 147:

A bill to be entitled An Act to create the Department of Game and Fresh Water Fish and the Position of State Game Commissioner, and to define His Duties and Powers and fixing His compensation and to protect and regulate the birds and game animals and fur-bearing animals of the State of Florida.

Was taken up in its special order and read the second time by Sections:

The following amendment of the Committee on Game and Fisheries was read as follows:

In Section 1, line 13, after the word "thousand" insert the following: "Five hundred (3,500.00)."

Mr. Lindsey moved to adopt the amendment.

Which was agreed to.

Section 2, was read.

Section 3 was read.

The following amendment thereto offered by the Committee on Game and Fisheries was read:

In Section 3, line 3, after the phrase "his duties," insert the following: "And each of his paid deputies shall be required to give bond in a sum not less than five hundred dollars for the faithful discharge of his duties."

Mr. Lindsey moved the adoption of the Committee amendment.

Which was agreed to.

Section 4 was read.

Section 5 was read.

Section 6 was read.

Section 7 was read.

Section 8 was read.

The following amendment of the Committee on Game and Fisheries was read, as follows:

In Section 8, line 2, after the phrase "State Attorney," insert the following: "County Solicitors."

Mr. Lindsey moved to adopt the amendment.

Which was agreed to.

Section 9 was read.

The following amendment of the Committee on Game and Fisheries was read, as follows:

At the end of Section 9 insert the following: "And subject in the case of migratory game and non-game birds to the Federal Migratory Bird Treaty Act and the Regulations thereunder."

Mr. Lindsey moved the adoption of the amendment.

Which was agreed to.

Section 10 was read.

Section 11 was read.

Section 12 was read.

Section 13 was read.

Section 14 was read.

Section 15 was read.

Section 16 was read.

Section 17 was read.

The following amendment of the Committee on Game and Fisheries was read, as follows:

In Section 17, line 4, strike out the words, "One wild turkey," and insert in lieu thereof the following: "Two wild turkeys."

Mr. Lindsey moved the adoption of the amendment.

Which was agreed to.

Mr. Anderson offered the following amendment to Senate Bill No. 147:

In Section 17, printed bill, line 3, strike out the words "January 31st" and insert in lieu thereof the following: "February 20th."

Mr. Anderson moved the adoption of the amendment. The amendment was not agreed to.

Mr. Wells offered the following amendment to Senate Bill No. 147:

In Section 8, line 5, strike out all of said section after the word "fish."

Mr. Wells moved the adoption of the amendment.

Which was not agreed to.

Mr. Etheredge offered the following amendment to Senate Bill No. 147:

In Section 17, line 3, strike out the words 31, and insert in lieu thereof the following: "1st."

Mr. Etheredge moved the adoption of the amendment.

Which was not agreed to.

Mr. Turnbull offered the following amendment to Senate Bill No. 147:

In Section 15, line 5, strike out the word "Two" and insert in lieu thereof the following: "One."

Mr. Turnbull moved the adoption of the amendment.

Which was agreed to.

Mr. Anderson, offered the following amendment to Senate Bill No. 147:

In Section 14, line 5, after the "to" strike out the words "February 20," and insert in lieu thereof the following: "January 31st."

Mr. Anderson moved the adoption of the amendment.

Pending the consideration of the amendment offered by Mr. Anderson—

The hour of 1:15 o'clock P. M., the extended hour for adjournment, having arrived, the Senate took a recess until 8 o'clock P. M. today.

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EVENING SESSION, 8 O'CLOCK P. M.

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The Senate met at 8 o'clock, pursuant to recess order.

The President in the Chair.

The following Senators answered to their names:

Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—29.

A quorum present.

Senate Bill No. 43:

A bill to be entitled An Act to prohibit corporal punishment to prisoners and prohibiting any department by rule or regulation authorizing the same.

Together with the substitute amendment offered by Mr. Phillips. And the amendment offered by Mr. Stokes to the substitute amendment to Senate Bill No. 43. The consideration of which was pending on adjournment, was taken up in its order.

Mr. Campbell moved that debate on bill be limited to two and one-half minutes.

Which was not agreed to.

The amendment of Mr. Stokes to Senate Bill No. 43, which reads as follows: "And it shall be unlawful for any person to corporally punish any convict or prisoner." Was placed before the Senate.

Mr. Phillips moved that a special committee be appointed to take Senate Bill No. 43, together with the pending amendments to the bill, and consider the same, and that said committee be instructed to frame a bill, if possible, that will likely meet the approval of the Senate. And Senate Bill No. 43, with pending amendments, be made continuing order of the day.

Mr. Lindsey offered an amendment to the motion made

by Mr. Phillips "that the committee be composed of the introducer of the bill, and the authors of the pending amendments. And the said committee take the matter under consideration and draft a bill, such bill to be submitted to the Senate."

Mr. MacWilliams offered the following amendment to the amendment to the motion: "In drafting a bill to be submitted by such special committee, the said committee is hereby directed to provide in said bill so to be drafted and submitted, 'that it shall be unlawful to inflict corporal punishment upon any convict.'"

Mr. MacWilliams moved to adopt the amendment to the amendment.

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

Upon which a yea and nay vote was demanded.

Yeas—Mr. President, Senators Anderson, Colson, Epperson, Johnson, Knight, Lindsey, Malone, Mitchell, Phillips, Rowe, Scales, Shelley, Singletary, Taylor, Wick-er—16.

Nays—Senators Butler, Calkins, Campbell, Etheredge, Hodges, Igou, Knabb, MacWilliams, Mapoles, Putnam, Russell, Stokes, Wells—13.

So the motion to lay on the table prevailed.

The question recurred upon the amendment of Mr. Lindsey's to Mr. Phillip's motion.

The amendment to the motion was agreed to.

The question then recurred upon the motion of Senator Phillips, as amended.

The motion of Mr. Phillips, as amended, was adopted.

And the following committee was appointed by the President:

Senators Hodges, Stokes, Phillips, Johnson and Lindsey.

And Senate Bill No. 43, with pending amendments, was referred to the said committee.

Mr. Phillips moved that the Senate do now take up and consider local bills only.

Which was agreed to.

Mr. Taylor moved to waive the rules and that the Senate recall from the House of Representatives Senate Bill 133.

Which was agreed to.

Mr. Wells moved that House Bill No. 114 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 114:

A bill to be entitled An Act to repeal Chapter 7626, Laws of Florida, Acts of 1917, entitled "An Act to abolish the present municipal government of the town of Blountstown, in Calhoun County, Florida, and to establish, organize and incorporate a city and municipality to be known and designated as the City of Blountstown; to define the territorial boundaries of such city; to provide for its jurisdiction, powers and privileges," and to organize, create and incorporate a city and municipality to be known and designated as the city of Blountstown; to define the territorial boundaries and areas of such city; to provide for the powers, privileges and jurisdiction to be exercised by such city; to provide for the election of officers, the terms of office and the compensation to be paid to officers of such city; to authorize such city to exercise the powers of eminent domain; to fix and collect revenue and to grant to such city other powers conferred upon municipal corporations under the laws of the State of Florida.

Was taken up.

Mr. Wells moved that the rules be waived and House Bill No. 114 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 114 was read a second time by its title only.

Mr. Wells offered the following amendment to House Bill No. 114:

After Section 39 add the following:

Section 39 A. The foregoing provisions in this Act shall be effective only upon approval of a majority of the qualified voters of said City of Blountstown, Florida, who pay taxes on real or personal property in said City of Blountstown, Florida, providing all persons shall be considered qualified voters who were qualified to vote in said City of Blountstown, Florida, at the time of the last city election, or who have thereafter qualified to vote in said City of Blountstown, Florida.

Section 39 B. The special election provided for in Section 39 A of this Act shall be held on the 28th day of May, 1923, and the City Council and city officials of the

City of Blountstown, Florida, shall discharge such duties in connection with the calling and holding of said election as are now required of them by law for special elections, and the said election shall be governed in all respects by law for holding special elections.

Mr. Wells moved the adoption of the amendment.

Which was agreed to.

Mr. Wells moved that the rules be further waived and that House Bill No. 114, 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. 114, 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, Senators Anderson, Butler, Calkins, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Wells, Wicker—29.

Nays—None.

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

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

Mr. Taylor moved that House Bill No. 146 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 146:

A bill to be entitled An Act to amend Section 3 and Section 7, of Chapter 8541, of the Acts of the Legislature for the year 1921, relating to Traffic Officers and their compensation and term of office.

Was taken up.

Mr. Taylor moved that the rules be waived and House Bill No. 146 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 146 was read a second time by its title only.

Mr. Taylor moved that the rules be further waived and that House Bill No. 146 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. 146 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 Butler, Campbell, Colson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Stokes, Taylor, Wells, Wicker—25.

Nays—None.

So the bill passed, title as stated.

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

By Consent—

Mr. Campbell Introduced—

Senate Bill No. 343:

A bill to be entitled An Act creating, organizing and incorporating a Special Tax District in St. Lucie County, Florida; to be known and designated as Fort Pierce Inlet District; prescribing the boundaries thereof, providing for the Government and administration of said district; to define the powers and purposes of said District and of the Board of Commissioners thereof; to authorize said Board to construct, improve and maintain an inlet in said District connecting the waters of the Atlantic Ocean with the waters of the Indian River; to construct all other works necessary or proper in connection with said inlet; to provide for the acquiring and condemnation of any property needed for District purposes; to provide for the levy and collection of Taxes for District purposes; to authorize said Board to borrow money and issue and sell bonds to procure money to carry out the provisions of this Act; to provide for an election to determine whether bonds of the District shall be issued; to prevent injury to works constructed under this Act; and to prescribe penalties therefor; to confer upon and charge to said district all rights, properties, debts and obligations of the citizens, inhabitants and property owners of the same Territory acting or claiming to Act as an Incorporated Taxing District under the name of Fort Pierce Inlet District; to repeal all laws in conflict herewith; and generally to provide for the construction, improvement and maintenance of the Fort Pierce Inlet.

Which was read the first time by its title.

Mr. Campbell moved that the rules be waived and Senate Bill No. 343 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 343 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that Senate Bill No. 343 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 343 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wicker—25.

Nays—None.

So the bill passed, title as stated.

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

By Consent—

Mr. Russell Introduced—

Senate Bill No. 344:

A bill to be entitled An Act to abolish the present municipal Government of the City of Palatka, in the County of Putnam; in the State of Florida, and to create, establish and organize a municipality in the County of Putnam, State of Florida, to be known and designated as the City of Palatka, and to define its Territorial boundaries, and to provide for its Government, Jurisdiction, Powers, Franchises and Privileges.

Which was read the first time by its title.

Mr. Russell moved that the rules be waived and Senate Bill No. 344 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 344, was read a second time by its title only.

Mr. Russell moved that the rules be further waived and that Senate Bill No. 344, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 344, 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, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wicker—25.

Nays—None.

So the bill passed title as stated.

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

Mr. Mitchell moved that Senate Bill No. 170 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 170:

A bill to be entitled An Act fixing Compensation of County Commissioners of certain Counties.

Was taken up and read a second time in full.

Mr. Mitchell moved that the rules be further waived and that Senate Bill No. 170 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 170 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—24.

Nays—None.

So the bill passed, title as stated.

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

By consent—

Mr. Epperson introduced—

Senate Bill No. 345:

A bill to be entitled An Act relating to hunting and fishing and the catching and killing of fur bearing animals

in Levy County, State of Florida, and providing penalties for the violation of this Act.

Which was read the first time by its title.

Mr. Epperson moved that the rules be waived and Senate Bill No. 345 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 345 was read a second time by its title only.

Mr. Epperson moved that the rules be further waived and that Senate Bill No. 345 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 345 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 Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—25.

Nays—Senators Johnson, Rowe—2.

So the bill passed, title as stated.

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

Mr. Igou moved that the Senate do now take up local bills in their regular order on the Calendar.

Which was agreed to.

Senate Bill No. 37 was taken up in its order and the consideration of the same was temporarily passed over.

Senate Bill No. 287 was taken up.

Mr. Igou moved to waive the rules and that House Bill No. 490 be substituted for Senate Bill No. 287.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 490:

A bill to be entitled An Act to Legalize and Validate a Special Bond Election Held in the Town of Tavares, Lake County, Florida, on the 17th day of February, 1920, for the purpose of submitting to the qualified electors of said Town the question of the Issuance of Bonds to the amount of thirty thousand dollars for the purpose of paving and

improving certain streets in said town; and to legalize and validate the issuance, sale and delivery of said bonds, and all acts and proceedings taken by the Town Council and officers of said Town with reference thereto.

Was taken up.

Mr. Igou moved that the rules be waived and House Bill No. 490 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 490 was read a second time by its title only.

Mr. Igou moved that the rules be further waived and that House Bill No. 490 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. 490 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—28.

Nays—None.

So the bill passed, title as stated.

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

By consent, Mr. Igou was permitted to withdraw Senate Bill No. 287.

Senate Bill No. 290:

A bill relative to the prohibition of catching and taking any fresh water fish from any lakes, etc., in Okaloosa County, Florida.

Was taken up.

Mr. Mapoles moved that the rules be waived and Senate Bill No. 290 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 290 was read a second time by its title only.

Mr. Mapoles offered the following amendment to Senate Bill No. 290:

Section 4½. Provided, that nothing in this Act shall prohibit the shipping of sturgeon fish caught by hook and line out of Okaloosa County, neither shall it be unlawful

to gig sucker fish in any of the fresh water streams of Okaloosa county, Florida.

Mr. Mapoles moved to adopt the amendment.

Which was agreed to.

Mr. Mapoles moved that the rules be further waived and that Senate Bill No. 290, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 290, 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, Senators Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—27.

Nays—None.

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

And the same was ordered to be certified to the Committee on Engrossed Bills.

House Bills Nos. 235, 412 and 319, were taken up in their order and the consideration of the same was temporarily passed over.

House Bill No. 400:

A bill to be entitled An Act in relation to special road and bridge district No. 19 of Palm Beach County, Florida, validating and confirming the proceedings to create such district, and to issue bonds thereof to the amount of \$70,000.00 and authorizing the issuance and sale of bonds to the said amount.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 400 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 400 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 400 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. 400 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, Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Rowe, Russell, Scales, Singletary, Stokes, Taylor, Wells, Wicker—25.

Nays—None.

So the bill passed, title as stated.

The same was ordered certified to House of Representatives.

House Bill No. 387:

A bill to be entitled An Act relating to the government and powers of the Lake Worth Drainage District; to the powers and duties of the Board of Supervisors of said Lake Worth Drainage District; validating the outstanding warrants of said district; authorizing the issuance of bonds of said Lake Worth Drainage District; authorizing and directing a tax levy and requiring provisions to be made for the payment of said bonds, and providing how the proceeds arising from the sale of said bonds shall be expended.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 387, be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 387, was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 387, 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. 387, 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, Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Singletary, Stokes, Taylor, Wells, Wicker—25.

Nays—None.

So the bill passed, title as stated.

The same was ordered to be referred to the House of Representatives.

House Bill No. 367:

A bill to be entitled An Act to make it unlawful for cattle, horses, mules, asses, sheep, goats and hogs to run or roam at large in that portion of Manatee county, Florida, lying south of Manatee River and West of Braden River, and that branch of Braden River that intersects the Sarasota County line between Sections 34 and 35, Township 35 South, Range 18 East, and lying north of the line between Manatee and Sarasota Counties; to provide for the impounding and sale of said animals when found running or roaming at large in violation of this Act; to provide for the recovery of damages suffered by persons, or to property by reason thereof; to provide for the assessment and collection of reasonable attorney's fees; to provide punishment for owners of any such animals who permit the same to run at large in violation of this Act, and submitting the ratification thereof to the qualified voters of Manatee County, Florida, who are residents of the territory described in this Act.

Was taken up.

Mr. Etheredge moved that the rules be waived and House Bill No. 367 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 367 was read a second time by its title only.

Mr. Etheredge moved that the rules be further waived and that House Bill No. 367 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. 367 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—25.

So the bill passed, title as stated.

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

House Bills Nos. 291 and 193 were taken up in their orders and the consideration of the same was temporarily passed over.

House Bill No. 408:

A bill to be entitled An Act relating to the traffic and prohibiting the use of certain vehicles over and upon the improved roads and highways of Sarasota County, Florida, and providing that certain persons operating vehicles upon said improved roads and highways shall repair the same and defining the term "Improved Roads and Highways," and providing a penalty for the violation thereof.

Was taken up.

Mr. Etheredge moved that the rules be waived and House Bill No. 408 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 408 was read a second time by its title only.

Mr. Etheredge moved that the rules be further waived and that House Bill No. 408 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. 408 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Singletary, Stokes, Taylor, Wells, Wicker—25.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 409:

A bill to be entitled An Act to amend the Charter of the City of Sarasota, being Chapter 6768, Acts of 1913, Laws Florida, by amending Section 8, and by adding three additional sections to said charter to be known as Sections 16 (a), Section 56 and Section 57.

Was taken up.

Mr. Etheredge moved that the rules be waived and House Bill No. 409 be read a second time by its title only.

Which was agreed to by a two-thirds vote:

And House Bill No. 409 was read a second time by its title only.

Mr. Etheredge offered the following amendment to House Bill No. 409:

In Section 57 (a), Paragraph C, Line Two, strike out the words "with all," and insert in lieu the following: "to procure information and make recommendations to the council of all facts bearing upon the needs of the city, with regard to recreation grounds, the development and improvement of parks and boulevards, the improvement of water fronts, the extension, opening, closing or widening of streets and avenues or other public ways or places and all other city plans and improvements generally, with all other."

Mr. Etheredge moved the adoption of the amendment.

The amendment was agreed to.

Mr. Etheredge offered the following amendment to House Bill No. 409:

At the end of Section 57, (a) add the following: "Whenever a vacancy occurs by death or resignation or otherwise of any member of said commission, the city council shall have power to appoint immediately a commissioner to fill such unexpired term."

Mr. Etheredge moved the adoption of the amendment.

Which was agreed to.

Mr. Etheredge moved that the rules be further waived and that House Bill No. 409, 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. 409, 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, Senators Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—26.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 410:

A bill to be entitled An Act to amend Section 4 of Article 8 of Chapter 5359, Laws of Florida of 1903 organizing a municipal government for the Town of Perry, Florida.

Was taken up.

Mr. Scales moved that the rules be waived and House Bill No. 410 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 410 was read a second time by its title only.

Mr. Scales offered the following amendment to House Bill No. 410:

In the first line of title, following the word "the" add the word "General".

Also, in first line of Section One, following the word "the" add the word "General."

Mr. Scales moved the adoption of the amendment.

Which was agreed to.

Mr. Scales moved that the rules be further waived and that House Bill No. 410 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. 410 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, Senators Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Shelley, Stokes, Taylor, Wicker—23.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 148:

A bill to be entitled An Act to charge against the property to be benefitted a designated portion of the cost of constructing, paving, and improving certain classes of Public Highways in Hillsborough County; to prescribe what property shall be deemed benefitted, and the amount of benefit thereof relatively; to provide for the assessment and collection of such amount; to authorize the issue and

sale of County Bonds against the assessment so made; and to prescribe the duties and powers of certain County Officers in relation thereto.

Was taken up.

Mr. Taylor moved that the rules be waived and House Bill No. 148 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 148 was read a second time by its title only.

Mr. Taylor moved that the rules be further waived and that House Bill No. 148 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. 148 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Shelley, Stokes, Taylor, Wicker—24.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 474:

A bill to be entitled An Act to incorporate and establish municipal government for the Town of Citra, in Marion County, Florida, provide for its government, prescribe its jurisdiction and powers, and to abolish the present corporation of said town.

Was taken up.

Mr. Wicker moved that the rules be waived and House Bill No. 474 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 474 was read a second time by its title only.

Mr. Wicker moved that the rules be further waived and that House Bill No. 474 be read a third time in full and put upon passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 474 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Shelley, Stokes, Taylor, Wicker—24.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 488:

A bill to be entitled An Act to abolish the present municipal government of the City of Leesburg; to legalize the ordinance of said city and all official acts thereunder; to create and establish the municipality of the City of Leesburg, in Lake County, Florida, and to provide its jurisdiction and powers and officers thereof.

Was taken up.

Mr. Russell moved that the rules be waived and House Bill No. 488 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 488 was read a second time by its title only.

Mr. Russell moved that the rules be further waived and that House Bill No. 488 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. 488 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Shelley, Stokes, Taylor, Wells, Wicker—25.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 489 was taken up in its order and the consideration of the same was temporarily passed over.

Mr. Igou moved that House Bill No. 302 be returned to the House of Representatives as requested.

House Bill No. 394 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 422:

A bill to be entitled An Act to authorize the town of Mayo, Florida, to borrow money and to issue interest bearing warrants or notes therefor, for the purpose of building or repairing the streets of said town.

Was taken up.

Mr. Scales moved that the rules be waived and House Bill No. 422 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 422 was read a second time by its title only.

Mr. Scales moved that the rules be further waived and that House Bill No. 422 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. 422 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Ruseell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—26.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 425:

A bill to be entitled An Act to amend Section 3 and Section 9 of Chapter 6067, Acts of 1909, Laws of Florida, entitled "An Act to provide a municipal government for the town of Lee, in Madison County, Florida."

Was taken up.

Mr. Scales moved that the rules be waived and House Bill No. 425 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 425 was read a second time by its title only.

Mr. Scales moved that the rules be further waived and that House Bill No. 425 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. 425 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Shelley, Stokes, Taylor, Wells, Wicker—25.

Nays—None.

So the bill passed, title as stated.

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

Mr. Igou moved that the House of Representatives be requested to return to the Senate, Senate Bill 162.

By Mr. Carmichael, of Palm Beach—

House Bill No. 567:

A bill to be entitled An Act relating to the government and powers of the town of Lake Worth, in Palm Beach County, Florida; authorizing, ratifying, validating, approving and confirming certain of its ordinances and its resolutions; authorizing, ratifying, approving, validating and confirming certain special assessments levied against property in the town of Lake Worth, Florida, and authorizing, ratifying, approving and validating certain of its municipal bonds.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 567 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 567 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 567 be read a third time in full and put upon its passage.

Which was agreed by a two-thirds vote.

And House Bill No. 567 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Stokes, Taylor, Wells, Wicker—24.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 434:

A bill to be entitled An Act providing a closed season for deer and wild turkey in Sarasota County, Florida, and to authorize the County Commissioners of Sarasota County to appropriate funds for the enforcement of this Act.

Was taken up.

Mr. Etheredge moved that the rules be waived and House Bill No. 434 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 434 was placed on Calendar of Local Bills on Third Reading.

House Bill No. 568:

A bill to be entitled An Act relating to the Government and Powers of the City of Delray, Florida; authorizing, ratifying, validating, approving and confirming certain of its ordinances and resolutions; authorizing, ratifying, approving, validating and confirming certain special assessments levied against property in the City of Delray, Florida, and authorizing, ratifying, approving and validating certain of its Municipal Bonds.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 568 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 568 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 568 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. 568 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Stokes, Taylor, Wells, Wicker—24.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 572 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 573:

A bill to be entitled An Act to validate the School Board action of Manatee County in enlarging Oak Hill Special Tax School District, and to create the same.

Was taken up.

Mr. Etheredge moved that the rules be waived and House Bill No. 573 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 573 was read a second time by its title only.

Mr. Etheredge moved that the rules be further waived and that House Bill No. 573 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. 573 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 Butler, Campbell, Colson, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Stokes, Taylor, Wells, Wicker—24.

Nays—None.

So the bill passed, title as stated.

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

House Bills Nos. 527 and 501 were taken up in their order and the consideration of the same was temporarily passed over.

Mr. Shelley moved that House Bill 502 be referred to Committee on game and fisheries.  
Which was agreed to.

Senate Bills Nos. 510, and 525 were taken up in their order and the consideration of the same was temporarily passed over.

House Bill No. 526:

A bill to be entitled An Act authorizing the Board of County Commissioners of St. Lucie County, Florida, to provide for the appointment and compensation of special officers for the regulation of traffic over and the protection of public roads in St. Lucie County.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 576 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 526 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 526 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. 526 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Stokes, Taylor, Wells, Wicker—23.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 510:

A bill to be entitled An Act to prohibit the catching and removal of fresh water fish from the lakes, rivers, streams, ponds, and bayous of Calhoun County, Florida, between April 1st and June 1st of each year, and to provide penalties for the violation of this Act.

Was taken up.

Mr. Wells moved that the rules be waived and House Bill No. 510 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 510 was read a second time by its title only.

Mr. Wells moved that the rules be further waived and that House Bill No. 510 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. 510 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 Butler, Campbell, Colson, Epperson, Hodges, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Stokes, Taylor, Wells, Wicker—22.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 528:

A bill to be entitled An Act authorizing the Board of County Commissioners of St. Lucie County, Florida, to issue and sell negotiable interest-bearing notes or certificates of indebtedness for the purpose of constructing an addition to the court house of St. Lucie County, Florida, and furnishing equipment therefor, and providing for the levy of taxes for payment of principal and interest of said notes or certificates.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 528, be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 528 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 528, 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. 528, 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, Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb,

Knight, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Singletary, Stokes, Taylor, Wells, Wicker—24.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 529:

A bill to be entitled An Act validating all the Acts and proceedings of the Board of Supervisors and all officers and agents of Indian River Farms Drainage District in St. Lucie, County, Florida, validating the decree of the Circuit Court Confirming the Commissioners' report for said district; validating the bonds of said district and all tax levies and assessments made for and on behalf of said Drainage District; prescribing the method of making tax assessments and paying taxes upon lands within said Drainage District; and providing that the annual land owners meetings of said Drainage District shall be held in the month of February in each year.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 529 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 529 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 529 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. 529 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mitchell, Phillips, Putnam, Russell, Scales, Shelley, Singletary, Taylor, Wells, Wicker—23.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 530:

A bill to be entitled An Act for the protection of the Public Roads of St. Lucie County, Florida, and providing penalties for the violation of this Act.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 530 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 530 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 530 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. 530 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 Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—24.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 531:

A bill to be entitled An Act providing for the sale and issuance of bonds in the sum of thirty-five thousand dollars by the Board of Public Instruction for the County of Union, State of Florida, to fund the outstanding indebtedness of the said Board of Public Instruction, and providing for a sinking fund with which to pay the principal and interest on said bonds as same mature, and specifying what interest said bonds are to bear and date of maturity of same.

Was taken up.

Mr. Knight moved that the rules be waived and House Bill No. 531, be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 531, was read a second time by its title only.

Mr. Knight moved that the rules be further waived and that House Bill No. 531, 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. 531, 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, Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Scales, Singletary, Stokes, Taylor, Wells, Wicker—24.

Nays—None.

So the bill passed, title as stated.

Which was agreed to by a two-thirds vote.

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

House Bill No. 576 was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 527:

A bill to be entitled An Act authorizing the Board of County Commissioners of St. Lucie County, Florida, to issue and sell negotiable interest-bearing notes or certificates of indebtedness for the purpose of constructing and improving the public roads and for building bridges in St. Lucie County, Florida.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 527 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 527 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 527 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. 527 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 Butler, Campbell, Colson, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Singletary, Stokes, Taylor, Wells, Wicker—22.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 263:

A bill to be entitled An Act to Repeal Chapter 8895, of the Laws of Florida, the same being entitled "An Act creating Moore Haven Drainage District; defining its boundaries, prescribing its Powers, Privileges, Duties and Liabilities, naming the members of the First Board of Supervisors, providing for the levying of Taxes upon the property in said district, and the collection of the same, and the sale of lands to enforce said collection of such Taxes, authorizing the Board of Supervisors of said district to borrow money and issue bonds and dispose of same, to procure money to carry out the provisions of this Act, giving to said district full power to acquire such lands and property as may be necessary and proper for its purposes, and to prevent injury to any works constructed under this Act, and to provide a penalty for violating such Provision."

Was taken up.

Mr. Etheredge moved that the rules be waived and House Bill No. 263 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 263 was read a second time by its title only.

Mr. Etheredge moved that the rules be further waived and that House Bill No. 263 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. 263 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 Butler, Campbell, Colson, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mitchell, Phillips, Putnam, Russell, Singletary, Stokes, Taylor, Wells, Wicker—21.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 494:

A bill to be entitled An Act creating the Palmdale Drainage District, providing the period of its existance, the manner in which the board of supervisors shall be elected, authorizing the said district to proceed with the drainage and reclamation of the land embodied in said district, under Chapter 658, Laws of Florida, of 1913, and making applicable to said drainage said Chapter.

Was taken up.

Mr. Etheredge moved that the rules be waived and House Bill No. 494 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 494 was read a second time by its title only.

Mr. Etheredge moved that the rules be further waived and that House Bill No. 494 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. 494 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 Butler, Campbell, Colson, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mitchell, Phillips, Putnam, Russell, Singletary, Stokes, Taylor, Wells, Wicker—21.

Nays—None.

So the bill passed, title as stated.

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

Mr. Campbell moved to waive the rules and that Senate Bill No. 339 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 339:

A bill to be entitled An Act authorizing the Board of County Commissioners of the County of Okeechobee, Florida, by Resolution, to issue negotiable Interest Bearing Bonds, bearing seven per cent interest per annum, payable semi-annually in such form, date, date of maturity, and time and place or places of payments as the said Board of County Commissioners may adopt, in the sum of \$160,000 for, the purpose of completing the construction of the State Road No. Eight (8), leading from the West City

Limits of the City of Okeechobee, Florida, to the Okaloosa County West Boundary, at Kissimmee River; providing for the levy of taxes of pay the principal and interest of said bonds; authorizing the expenditure of any Balance that may be left over, in completing and improving other roads and bridges of the County of Okeechobee.

Which was agreed to.

Mr. Campbell moved that the rules be waived and Senate Bill No. 339 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 339 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that Senate Bill No. 339 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 339 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 Butler, Campbell, Colson, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Singletary, Stokes, Taylor, Wells, Wicker—22.

Nays—None.

So the bill passed, title as stated.

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

By Consent—

Mr. Putnam Introduced—

Senate Bill No. 346:

A bill to be entitled An Act to abolish the Present Municipal Government of the Town of Lake Helen, in Volusia County, State of Florida, and to Create, Establish and Organize a Municipality to be known and designated as the City of Lake Helen, and to define its Territorial Boundaries and provide for its Government, Jurisdiction, Powers, Franchises and privileges.

Which was read the first time by its title.

Mr. Putnam moved that the rules be waived and Senate Bill No. 346, be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 346, was read a second time by its title only.

Mr. Putnam moved that the rules be further waived and that Senate Bill No. 346, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 346, 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 Butler, Campbell, Colson, Epperson, Etheredge, Igou, Johnson, Knabb, MacWilliams, Malone, Mapoles, Mitchell, Phillips, Putnam, Russell, Singletary, Stokes, Taylor, Wells, Wicker—22.

Nays—None.

So the bill passed, title as stated.

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

Mr. Butler moved that Senate Bill No. 240 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 340:

A bill to be entitled An Act authorizing the Board of County Commissioners of Duval County, Florida, to construct and maintain permanent roads and highways in Pablo Beach, Duval County, Florida.

Was taken up.

Mr. Butler moved that the rules be waived and Senate Bill No. 340 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 340 was read a second time by its title only.

Mr. Butler offered the following amendment to Senate Bill No. 340:

In Section 1, line 3, after the word "maintain" add the figure "two."

Mr. Butler moved the adoption of the amendment.

Which was agreed to.

Mr. Butler moved that the rules be further waived and that Senate Bill No. 340 as amended be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 340 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, Senators Butler, Campbell, Colson, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mitchell, Phillips, Putnam, Russell, Shelley, Singletary, Taylor, Wells, Wicker—21.

Nays—None.

So the bill as amended passed, title as stated.

And the same was referred to the Committee on Engrossed Bills.

Mr. MacWilliams moved that Senate Bill No. 176, with the House amendment, be referred to the special committee appointed to consider Senate Bill No. 53.

Which was agreed to, and was so referred.

Mr. Campbell moved that Senate Bill No. 167 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 167:

A bill to be entitled An Act relating to Certain Drainage Tax Certificates held by the Board of Drainage Commissioners, pursuant to the provisions of Chapter 5377 of the Acts of 1905, as amended by Chapter 5709, of the Acts of 1907, and the Board of Commissioners of Everglades Drainage District, pursuant to the provisions of Chapter 6456, of the Acts of 1913, Laws of Florida, and Acts amendatory thereof.

Was taken up.

Mr. Campbell moved that the rules be waived and that Senate Bill No. 167 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 167 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that Senate Bill No. 167 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 167 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 Butler, Campbell, Colson, Epperson, Etheredge, Igou, Johnson, Knabb, Knight,

MacWilliams, Malone, Mitchell, Phillips, Putnam, Russell, Shelley, Singletary, Taylor, Wells, Wicker—21.

Nays—None.

So the bill passed, title as stated.

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

Mr. Igou moved that the rules be waived and House Bill No. 303 be placed on the Calendar of Local Bills without reference.

Which was agreed to by a two-thirds vote.

And the bill was so referred.

Mr. Mapoles moved that the Senate do now adjourn.

Which was agreed to.

Whereupon the Senate, at 10:03 o'clock P. M., stood adjourned until 10 o'clock A. M., Wednesday, May 2, 1923.

Wednesday, May 2, 1923

The Senate met at 10 o'clock A. M., pursuant to adjournment.

The President in the chair.

The roll was called and the following Senators answered to their names:

Mr. President, Senators Anderson, Butler, Campbell, Colson, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Scales, Shelley, Singletary, Stokes, Wells, Wicker—27.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal was dispensed with.

The daily Journal of May 1, 1923, was corrected and, as corrected, was approved.

#### REPORT OF ENROLLING COMMITTEE.

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

Senate Chamber,  
Tallahassee, Fla., May 2, 1923.

Hon. T. T. Turnbull,  
President of the Senate.

Sir:

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

(House Bill No. 104):

An Act to abolish the present municipal government of the Town of Longwood, Florida, and to establish and constitute a municipality in Seminole County, Florida, to be known and designated as the Town of Longwood, Florida, to define its territorial limits and to provide for its jurisdiction, powers, and privileges.