

Monday, April 23, 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, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—30.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal was dispensed with.

The Daily Journal of April 20th was corrected and, as corrected, was approved.

The Secretary presented to the Senate the following correction for the approval of the body to be spread on the Journal.

Expunge from the daily printed Journal of Friday, April 20, 1923, all of page 47 of said Journal as printed except the three top lines which three top lines read as follows:

“So the bill passed, title as stated. And the same was ordered to be certified to the House of Representatives.”

And insert in lieu thereof the following—

“Mr. Eaton moved to waive the rules and that the House of Representatives be requested to return to the Senate, Senate Bill No. 235, now in the possession of the House of Representatives.

Which was agreed to by a two-thirds vote, and this request was ordered to be certified to the House of Representatives.”

The correction was approved by the Senate and the same was ordered to be spread on today's Journal.

The daily printed journal of Friday, April 13, 1923, was corrected as follows:

On page 17 of the daily printed journal of April 13, 1923, lines 3, 4, 5, 6, 7, 8, 9 and 10 of said page are hereby expunged from Page 17 of said journal and the following is inserted in lieu thereof as the true title of Senate Bill No. 168, to-wit:

“A bill to be entitled An Act to amend Sections 1164 and 1178 of the Revised General Statutes of Florida, as amended by Chapter 8413 of the Acts of 1921, Laws of Florida, said Sections relating to the creation of the Everglades Drainage District of the State of Florida, defining its boundaries, prescribing its powers and duties and authorizing the levy and collection of taxes and imposing assessments upon the lands in the said district, and issuing bonds for the purposes of draining and reclaiming the said lands and carrying into effect the provisions of the said Act.”

The correction was approved by the Senate and the same was ordered to be spread on the journal.

The following correction was submitted by the Secretary to the Senate for its approval.

The daily journal of Monday, April 16, 1923, was corrected as follows:

On page 12 of the printed daily journal of April 16, 1923, under the head of Introduction of Bills, expunge the title of Senate Bill No. 169 from the second line on top which reads “Senate Bill No. 169” to line 29 inclusive (the title being an erroneous title) and insert in lieu thereof the following as said title.

A bill to be entitled An Act to repeal Section 603 “Lands not to be sold on Credit”; Section 1056, “Title to Certain Tidal Lands Vested in Trustees”; Section 1057 “Trustees authorized to sell tidal lands, how sold”; Section 1061 “Title to tidal lands vested in State”; Section 1062 “Trustees have power to sell; notice required; objections”; Section 1222 “Certain Public Lands not to be sold without advertisement”; Section 1223 “Notice of sale of public lands by advertisement”; Section 1224 “Bids to purchase public lands; sale to highest bidder, Proviso”; of the Revised General Statutes of Florida, of 1920; transferring the remainder of all public lands of the State of Florida to the State Board of Education of

Florida; to provide for the grading and valuation and manner of sale of all public school lands of the State of Florida; to provide for the appointment of a commission to grade and value the public school lands of Florida, describing its qualifications and its duties; to provide for its compensation; providing the manner of sale or contract for sale of the public school lands of the State of Florida; to appropriate the necessary funds for the execution of this Act; to provide for the distribution of the proceeds of sales or contracts for purchase of the public school lands of Florida; and to repeal all laws in conflict with the provisions of this Act.

Also—

On Page 12 of the daily printed Journal of Monday, April 16, 1923, expunge lines 32 to 42 inclusive, and on page 13 of said daily Journal of April 16, expunge lines 1 to 13 inclusive, and insert in lieu thereof on page 12 as lines 32 and 33 of said page the following: "Fixing the Compensation of County Commissioners in Certain Counties," the foregoing being the true titles of the said Bills Nos. 169 and 170.

All of the foregoing corrections were approved by the Senate and were ordered to be spread on the Journal of today.

#### REPORTS OF COMMITTEES.

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

Senate Chamber,  
Tallahassee, Fla., April 20, 1923.

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

Sir:

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

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.

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

In Section 1, line 13, after the word "thousand" insert the following: "five hundred (3500.00)"

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."

In Section 8, Line 2, after the phrase "States Attorney," insert the following: "County Solicitors."

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."

In Section 17, Line 4, strike out the words, "One wild turkey," and insert in lieu thereof the following: Two wild turkeys.

In Section 20, line 2, after the phrase "sell or offer for sale," insert the following: "or buy."

At the end of Section 23 insert the following: "Nor migratory game birds between sunset and sunrise of the following day."

In Section 23, line 2, before the word "birds," insert the following: "resident."

In Section 27, line 4, strike out the word "shipper" and insert in lieu thereof the following: "person."

In Section 27, line 3, after the word "shipment," insert the following: "or transportation."

In Section 27, line 4, strike out the words, "in person."

In Section 29, line 18, strike out the words, "not exceeding one hundred yards," and insert in lieu thereof the following: "so as not to exceed approximately two hundred yards apart."

In Section 31, line 2, strike out the words, "twenty dollars," and insert in lieu thereof the following: "one dollar."

In Section 53, line 1, strike out the words, "any game warden," and insert in lieu thereof the following: "any deputy game commissioner."

In Section 57, line 1, before the phrase, "any one found guilty," etc., insert the following: "except as otherwise provided herein."

After Section 57 add Section 58, as follows: "Section 58. The Governor shall require audits of the Game Commissioner's office and accounts to be made at least two times during each fiscal year, and the Game Commissioner shall yearly make a written report to the Governor as to the administration of his department."

After Section 58 add Section 59, as follows: "Section 59. If any section or Part thereof of this Act should be held, by any court, to be unconstitutional or invalid, such holding shall not affect any other part of same."

Make Section 58 to read "Section 60."

Make Section 59 to read "Section 61."

Very respectfully,

J. H. SALES,  
Chairman of Committee.

And Senate Bill No. 147, with committee amendments, 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, Florida, April 19, 1923.

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

Sir:

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

(House Bill No. 277):

An Act to validate, approve and confirm proceedings taken for the levying of assessments against abutting property owners in the town and city of Green Cove Springs, Clay 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 commission 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 \$20,000.00 of said town and city of Green Cove Springs, Florida, issued against said assessments and said certificates of indebtedness.

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

Senate Chamber,  
Tallahassee, Florida, April 20, 1923.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 14:

A bill to be entitled An Act to amend Section 3959 of the Revised General Statutes of the State of Florida, relating to judgment against the defendant in a proceeding for bastardy; and to provide that if the issue be found against the reputed father, he may be condemned by the judgment of the court to pay not exceeding Five Hundred (\$500.00) Dollars per year for the support and maintenance and education of the child and all necessary incidental expenses attending the birth of the child at the discretion of the court.

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

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

And Senate Bill No. 14, 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 20, 1923.

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

*Sir:*

Your Committee on Judiciary A, to whom was referred—  
Senate Bill No. 13:

A bill to be entitled An Act to amend Section 3489 of the Revised General Statutes of Florida, relating to the Service of Process in Replevin Suits, and the Pleadings and Proceedings therein.

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

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

And Senate Bill No. 13, 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 20, 1923.

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

*Sir:*

Your Committee on Judiciary A, to whom was referred—  
Senate Bill No. 163:

A bill to be entitled An Act to amend Section 1541, Revised General Statutes, 1920, relating to disposition of proceeds of County Bonds; and to Amend Section 1545 Revised General Statutes, 1920, relating to duty of Tax Collector to pay taxes to Bond Trustees; and to Amend Section 1549 Revised General Statutes, 1920, relating to compensation of Trustees of County Bonds.

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

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

And Senate Bill No. 163, 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 20, 1923.

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

*Sir:*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 120:

A bill to be entitled An Act to prevent industrial accidents; to provide medical and surgical care for injured employees; to establish rates of compensation for personal injuries or deaths sustained by employees in the course of employment; to provide methods for insuring the payment of such compensation; to create an industrial

commission for the administration of this Act, and to prescribe the powers and duties of such commission; to levy a tax and appropriate funds for the administration of this Act.

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. 120, contained in the above report, was placed on the table under the rule.

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

Senate Chamber,  
Tallahassee, Fla., April 23, 1923.

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

*Sir:*

Your Committee on Pensions, to whom was referred—  
Senate Bill No. 229:

A bill to be entitled An Act granting pension to Mrs. Kate Derieux Clarkson.

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

Very respectfully,

N. J. WICKER,  
Chairman of Committee.

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

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

Senate Chamber,  
Tallahassee, Florida, April 23, 1923.

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

*Sir:*

Your Committee on Pensions, to whom was referred—  
Senate Bill No. 267:

A bill to be entitled An Act Granting Pension to Mrs. A. J. Anders of Bradford County, Florida.

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

Very respectfully,

N. J. WICKER,  
Chairman of Committee.

And Senate Bill No. 267, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,  
Tallahassee, Florida, April 23, 1923.

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

*Sir:*

Your Committee on Pensions, to whom was referred—  
House Bill No. 51:

A bill to be entitled An Act to grant a Pension to Elizabeth D. Mattox, of Quincy Florida.

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

Very respectfully,

N. J. WICKER,  
Chairman of Committee.

And House Bill No. 51, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Igou, Chairman of the Committee on Public Roads and Highways submitted the following report:

Senate Chamber,  
Tallahassee, Florida, April 21, 1923.

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

*Sir:*

Your Committee on Public Roads and Highways, to whom was referred—

Senate Bill No. 189:

A bill to be entitled An Act to amend Section one and seven of Chapter 8411 Acts of the Legislature of 1921, same being entitled An Act imposing License Taxes upon dealers in gasoline or other like products of Petroleum; providing for report of sales of such Commodities to the Comptroller, providing for the disposition of the moneys derived from such tax and fixing a penalty for the violation hereof.

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

Very respectfully,

N. M. Igou,  
Chairman of Committee.

And Senate Bill No. 189, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Igou, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,  
Tallahassee, Florida, April 21, 1923.

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

*Sir:*

Your Committee on Public Roads and Highways, to whom was referred—

Senate Bill No. 173:

A bill to be entitled An Act requiring all motor driven and animal drawn vehicles and bicycles to carry lights at night.

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

Very respectfully,

W. M. IGOU,  
Chairman of Committee.

And Senate Bill No. 173, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Igou, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,  
Tallahassee, Florida, April 21, 1923.

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

*Sir:*

Your Committee on Public Roads and Highways, to whom was referred—

Senate Bill No. 249:

A bill to be entitled An Act to fix the speed limit of motor driven vehicles on the public highways of the State of Florida, and to provide penalties for the violation of this Act.

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

Very respectfully,

W. M. IGOU,  
Chairman of Committee.

And Senate Bill No. 249, contained in the above report, was placed on the table under the rule.

Mr. Igou, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,  
Tallahassee, Florida, April 21, 1923.

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

*Sir:*

Your Committee on Public Roads and Highways, to whom was referred—

Senate Bill No. 44:

A bill to be entitled An Act to require the Comptroller to furnish Tax Assessors with copies of application for registration required of owners of motor vehicles.

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

Very respectfully,  
W. M. IGOU,  
Chairman of Committee.

And Senate Bill No. 44, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Igou, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 21, 1923.

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

*Sir:*

Your Committee on Public Roads and Highways, to whom was referred:

Senate Bill No. 47:

A bill to be entitled An Act to amend Section 3 of Chapter 8410 of the Acts of the Legislature of 1921, relating to application for registration on blank forms by owners of motor vehicles.

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

Very respectfully,  
W. M. IGOU,  
Chairman of Committee.

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

Mr. Igou, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 21, 1923.

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

*Sir:*

Your Committee on Public Roads and Highways, to whom was referred:

Senate Bill No. 9:

A bill to be entitled An Act imposing license taxes upon gasoline or other like products of petroleum; providing for reports of sale of such commodities to the Comptroller of the State of Florida; providing for the disposition of the monies derived from such tax and fixing a penalty for the violation of the provisions of this Act, and to repeal all laws in conflict with this Act.

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

In Section 6, lines 4 and 5, strike out the words, "less than five hundred (\$500.00) dollars nor."

In Section 1, strike out the words "one (1) cent per gallon of which tax shall go to the State of Florida and two (2) cents per gallon of which tax shall go to the county in which such products are delivered by the dealer," and insert in lieu thereof the following: "Two (2) cents per gallon of such tax shall go to the State of Florida and one (1) cent per gallon shall go to the county in which such products are delivered by the dealer."

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

Very respectfully,  
W. M. IGOU,  
Chairman of Committee.

And Senate Bill No. 9, together with committee amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

## 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 19, 1923.

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

*Sir:*

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

(House Bill No. 232):

An Act to legalize and validate all acts and proceedings heretofore done and had by the Town Council, Tax Assessor, Tax Collector, and all other town officials of the Town of Zolfo, Florida, in connection with or relating to, the assessment, levy and collection of taxes, either general or special; and providing that no future assessment or levy shall be void or invalid on account of any irregularity, omission, or formal defect in proceedings relating thereto.

Also—

(House Bill No. 292):

An Act for the relief of L. M. Stroup, Game Warden of Lee County, and to authorize and empower the Board of County Commissioners of Lee County, Florida, to pay the sums herein mentioned.

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 En-

rolled 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 18, 1923.

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

*Sir:*

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

(Senate Bill No. 50):

An Act enlarging the powers of the City of Chipley, a municipal corporation, and prescribing its powers and privileges relating to the pavement of its streets and construction of sidewalks, and providing for the cost of same.

Also—

(Senate Bill No. 69):

An Act ratifying, validating, confirming and legalizing special assessments made by the Town of Dunedin, Pinellas County, Florida, prior to January 1st, A. D. 1923.

Also—

(Senate Bill No. 51):

An Act relating to the revenue of the City of Chipley, Florida, and providing for an annual budget, and granting to said city the power to borrow money and authorizing said city to issue \$20,000.00 of time warrants for the purpose of paying certain indebtedness and for certain improvements, and providing for the levy and collection of taxes by said city, and validating the levies made for taxes by said city for the years 1920, 1921 and 1922, and validating the assessment rolls for said years, and providing a method for the collection of taxes for said years.

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

Senate Chamber,  
Tallahassee, Fla., April 18, 1923.

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

Sir:

Your Committee on Judiciary A, to whom was referred—  
Senate Bill No. 128:

A bill to be entitled An Act Amending Sections 3190,  
General Laws of Florida, Relating to Decrees of Divorce.

Also—

Senate Bill No. 120:

A Bill to be entitled An Act to Prevent Industrial Accidents; to Provide Medical and Surgical Care for Injured Employees, to Establish Rates of Compensation for Personal Injuries or Death Sustained by Employees in the Course of Employment; to Provide Methods for Insuring Industrial Commission for the Administration of this Act, and to Prescribe the Powers and Duties of such Commission; to Levy a Tax and Appropriate Funds for the Administration of this Act.

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

And Senate Bills Nos. 128 and 120, contained in the above report were placed on the table under the rule.

Mr. Stokes moved that the Senate do now go into executive session.

Which was agreed to.

Thereupon the doors were closed at 4:15 o'clock p. m. and the Senate proceeded to consider the executive business.

The doors of the chamber were opened at 5:16 o'clock p. m.

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

Mr. Speaker, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—31.

A quorum present.

The President handed down the following committee in regard to the case of Sheriff J. R. Jones, of Leon County: Senators Stokes and MacWilliams.

The Senate resumed its regular session.

Messrs. MacWilliams and Wells were excused from attendance upon the body until Thursday morning.

Mr. Stokes moved that 200 copies of Senate Joint Resolution No. 255 be printed.

Which was agreed to.

Mr. Colson offered the following resolution:  
Senate Resolution No. 12:

Be it Resolved by the Senate, That April 26th, at 12 o'clock, noon, be set apart for addresses on the life, character and public services of Hon. D. G. Roland, late Senator from the 32d District.

Mr. Colson moved to adopt the Resolution.

Which was agreed to.

By Mr. MacWilliams—  
Senate Bill No. 270:

A bill to be entitled An Act providing a supplemental, additional and alternative method of making local improvements in cities, towns and municipal corporations, authorizing and providing for special assessments for the cost thereof, and authorizing the issuance and sale of bonds of such municipalities, and providing for the cre-

ation of a revolving fund and the issuance and sale of bonds therefor.

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

Mr. MacWilliams moved that 200 copies of Senate Bill No. 270 be printed.

Which was agreed to.

Mr. Turnbull moved that when the Senate adjourns today it shall recess until 8 o'clock P. M.

Which was agreed to.

By Mr. Stokes—

Senate Bill No. 271:

A bill to be entitled An Act to amend Chapter 8478, Laws of Florida, Acts of 1921, entitled "An Act to repeal Section 3964 of the Revised General Statutes of the State of Florida, which empowers fathers, by deed or will, to deprive mothers of the custody of their children, and to provide for the equal guardianship of children, and the rights, powers and duties thereof."

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

By Mr. Stokes—

Senate Bill No. 272:

A bill to be entitled An Act relating to judgments and decrees of the Court of Record in and for Escambia County.

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

By Senator Wicker—

Senate Bill No. 273:

A bill to be entitled An Act Ratifying, Validating and Confirming all of the proceedings taken for the creation and organization of the Jumper Creek Drainage District and all of the acts and proceedings taken by, for and on behalf of the said district since the creation thereof, and all of the acts and proceedings of the Circuit Court of Sumter County, and of the Board of Supervisors, the Commissioners and all other officers of said drainage district, and of said Sumter 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.

Which was read the first time by its title.

Mr. Wicker moved that the rules be waived and Senate Bill No. 273, be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 273 was read a second time by its title only.

Mr. Wicker moved that the rules be further waived and that Senate Bill No. 273 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. 273 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, Etheredge, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mitchell, Overstreet, Phillips, Putnam, Russell, Seales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—27.

Nays—None.

So the bill passed, title as stated.

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

By Senator Etheredge—

Senate Joint Resolution No. 274:

A Joint Resolution Proposing an Amendment to Section 1, Article IX, of the Constitution of the State of Florida, relating to taxation and exemption.

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

By Senator Eaton—

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.

Which was read the first time by its title.

Mr. Eaton moved that the rules be waived and Senate Bill No. 275 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 275 was read a second time by its title only.

Mr. Eaton moved that the rules be further waived and that Senate Bill No. 275 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. 275 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, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—30.

Nays—None.

So the bill passed, title as stated.

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

By Senator Eaton—

Senate Bill No. 276:

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

Which was read the first time by its title.

Mr. Eaton moved that the rules be waived and Senate Bill No. 276 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 276 was read a second time by its title only.

Mr. Eaton moved that the rules be further waived and that Senate Bill No. 276 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. 276 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, Johnson, Knabb, Knight, Lindsey, Mac-

Williams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—31.

Nays—None.

So the bill passed, title as stated.

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

By Senator Eaton—

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.

Which was read the first time by its title.

Mr. Eaton moved that the rules be waived and Senate Bill No. 277 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 277 was read a second time by its title only.

Mr. Eaton moved that the rules be further waived and that Senate Bill No. 277 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. 277 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, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knight, Malone, Mapoles, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, 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.

By Mr. Taylor—

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.

Which, with the certificate of advertisement, was read the first time by its title.

Mr. Taylor moved that the rules be waived and Senate Bill No. 278 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 278 was read a second time by its title only.

Mr. Taylor moved that the rules be further waived and that Senate Bill No. 278 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. 278 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, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Knight, Malone, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Taylor, Wicker—23.

Nays—None.

So the bill passed, title as stated.

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

By Senator Knight—  
Senate Bill No. 279:

A bill to be entitled An Act Granting Pension to J. G. Williams, of Bradford County, Florida.

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

Mr. Shelley moved that the Senate do now adjourn.

Which was not agreed to.

By Senator Igou—  
Senate Bill No. 280:

A bill to be entitled An Act to fix the times for holding the regular terms of the Circuit Court of the Seventeenth Circuit.

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

By Senator Butler—  
Senate Bill No. 281:

A bill to be entitled An Act relating to the powers of the State Board of Education of the State of Florida, and to authorize said State Board of Education to exchange lands of or belonging to said State Board of Education or lands held by the State of Florida for educational purposes for other lands belonging to private owners or the trustees of the Internal Improvement Fund or any other public body, and to agree upon the terms of such exchange, including the payment or receipt of any sum deemed necessary to equalize the values of such exchanged property and to execute and deliver and receive deeds of conveyances for said purposes; and to confirm and ratify similar transactions, exchanges and conveyances heretofore executed or received by said State Board of Education.

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

By Senator Malone—  
Senate Bill No. 282:

A bill to be entitled An Act regulating and fixing the compensation of the County Solicitor of Monroe County, Florida.

Which was read the first time by its title.

Mr. Malone moved that the rules be waived and Senate Bill No. 282 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 282 was read the second time by its title only.

Mr. Malone moved that the rules be further waived and that Senate Bill No. 282 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. 282 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, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Igou, Johnson, Knight, Malone, Mapoles, Mitchell, Phillips, Putnam, Rowe, Scales, Singletary, Taylor, Wicker—21.

Nays—None.

So the bill passed, title as stated.

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

By Senator Malone—  
Senate Bill No. 283:

A bill to be entitled An Act Authorizing and Empowering the City Council of the City of Key West, to close certain platted streets in said City.

Which was read the first time by its title.

Mr. Malone moved that the rules be waived and Senate Bill No. 283 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 283 was read a second time by its title only.

Mr. Malone moved that the rules be further waived and that Senate Bill No. 283 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. 283 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, Campbell, Colson, Cone, Eaton, Epperson, Hodges, Igou, Johnson, Knight, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, 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 Senator Malone—  
Senate Bill No. 284:

A bill to be entitled An Act regulating and Fixing Fees and Salaries of all Clerks of the Criminal Court of Record in Certain Counties.

Which was read the first time by its title.

Mr. Malone moved that the rules be waived and Senate Bill No. 284 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 284 was read a second time by its title only.

Mr. Malone moved that the rules be further waived and that Senate Bill No. 284 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. 284 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, Campbell, Colson, Cone, Eaton, Etheredge, Igou, Johnson, Knight, Malone, Mitchell, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Taylor, Wicker—21.

Nays—Senator Epperson—1.

So the bill passed, title as stated.

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

By Senator Malone—  
Senate Bill No. 285:

A bill to be entitled An Act empowering the City Council of the City of Key West, Florida, on behalf of said city, to condemn, acquire and purchase lands for public parks and playgrounds beyond the city limits; to contract for the development and improvement thereof, including the construction of golf courses thereon; to let contracts for such work or perform the same by and under its supervision for the city; to pay and disburse all funds for such purposes; to pass ordinances governing the use and regulation of such properties, including the imposition of charges or green fees on the golf courses and for the maintenance thereof after construction; requiring all moneys received as revenue from the use of golf courses over and above maintenance, upkeep and operation costs to pass to the credit of the interest and sinking fund account of said city.

Which was read the first time by its title.

Mr. Malone moved that the rules be waived and Senate Bill No. 285 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 285 was read a second time by its title only.

Mr. Malone moved that the rules be further waived and that Senate Bill No. 285 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. 285 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, Campbell, Colson, Cone, Eaton, Epperson, Hodges, Igou, Johnson, Knight, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, 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 Senator Malone—

Senate Bill No. 286:

A bill to be entitled An Act providing for the transmission of original exhibits to Appellate Courts.

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

By Senator Igou—

Senate Bill 287:

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.

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 Request—

Senator Singletary introduced—

Senate Bill No. 288:

A bill to be entitled An Act fixing the pay of jurors attending the County Judge's Courts in certain Counties of this State, and prescribing the manner in which said jurors shall be summoned.

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

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

By Request—

Senator Singletary introduced—

Senate Bill No. 289:

A bill to be entitled An Act to Amend Section 1 of Chapter 7910, Laws of Florida, the same being "An Act to Validate and Adopt the Uniform Course of Study for Elementary and High Schools, Promulgated by the Department of Education in the Year 1918, to Provide for the Publication of a Second Edition of Said Course of Study, and Making an Appropriation Therefor."

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

By Senator Mapoles—

Senate Bill No. 290:

A bill to be entitled An Act to Prohibit Catching or Taking Any Fresh Water Fish from any of the lakes, ponds, bayous, rivers or streams of Okaloosa County, Florida, in any manner whatsoever, except by the use of pole, hook and line outfits, or with a rod and reel outfit, and to prohibit the sale of any fresh water fish caught in Okaloosa County, Florida, and to prohibit the taking, shipping or in any way transporting, any fresh water fish caught in Okaloosa County, Florida, to any point beyond the limits of Okaloosa County, Florida, and to provide penalties for the violation of this Act.

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.

Mr. Butler moved to waive the rule and take up House Messages.

Which was agreed to by two-thirds vote.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES.

The following message from the House of Representatives was received:

House of Representatives,  
Tallahassee, Florida, April 23, 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 Senate to return to the House of Representatives—

House Bill No. 156:

A bill to be entitled An Act affecting the government, jurisdiction, powers and duties of the City of Tampa.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

Mr. Taylor moved that the request of the House of Representatives be granted and that the bill be returned.

Which was agreed to.

Mr. Campbell moved to waive the rules and that House Bill No. 396 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 396:

A bill to be entitled 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.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 396 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 396 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 396 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. 396 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, Knabb, Knight, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Taylor, Wells, Wicker—29.

Nays—None.

So the bill passed, title as stated.

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

Mr. Wells moved that House Bill No. 26, be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 26:

A bill to be entitled 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 operating, 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."

Was taken up.

Mr. Wells moved that the rules be waived and House Bill No. 26, be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 26, was read a second time by its title only.

Mr. Wells moved that the rules be further waived and that House Bill No. 26 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. 26 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, Knabb, Knight, Lindsey, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Taylor, Wells, Wicker—30.

Nays—None.

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

Mr. Campbell moved that House Bill No. 377 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 377:

A bill to be entitled 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 boundary thereof.

Was taken up.

Mr. Campbell moved that the rules be waived and House Bill No. 377 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 377 was read a second time by its title only.

Mr. Campbell moved that the rules be further waived and that House Bill No. 377 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. 377 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, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Johnson, Knight, Malone, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, 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. Etheredge moved that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate took a recess to 8 o'clock P. M., this day.

#### NIGHT SESSION.

The Senate met at 8 o'clock P. M., pursuant to recess order.

The President in the chair.

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

Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, MacWilliams, Mapoles, Mitchell, Phillips, Putnam, Rowe, Russell, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—28.

A quorum present.

Mr. Etheredge moved that House Bill No. 233 be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 233:

A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Dixie County, Flor-

ida, to issue Interest Bearing Coupon Warrants for the purpose of borrowing money or obtaining credit for the purpose of erecting or contributing a bridge across Suwannee River at Fannin, Florida.

Was taken up.

Mr. Etheredge moved that the rules be waived and House Bill No. 233 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 233 was read a second time by its title only.

Mr. Etheredge moved that the rules be further waived and that House Bill No. 233 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. 233 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, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, Mitchell, Phillips, Putnam, Rowe, Russell, Shelley, Singletary, Taylor, Wicker—22.

Nays—None.

So the bill passed, titled as stated.

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

By Consent—

Mr. Eaton Introduced—

Senate Bill No. 291:

A bill 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 and levied; and prescribing the time for holding such elections.

Which was read the first time by its title.

Mr. Eaton moved that the rules be waived and Senate Bill No. 291 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 291, was read a second time by its title only.

Mr. Eaton moved that the rules be further waived and that Senate Bill No. 291, 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. 291, 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, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, Mitchell, Phillips, Putnam, Rowe, Russell, Shelley, Singletary, 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.

By Consent—

Mr. Eaton introduced—

Senate Bill No. 292:

A bill to be entitled An Act to amend Section Two of Chapter 8545 of the Acts of 1921 relating to the compensation of Superintendents of Public Instruction in counties having a population of more than thirty-seven thousand and not more than forty thousand people, according to the State census of 1915.

Which was read the first time by its title.

Mr. Eaton moved that the rules be waived and Senate Bill No. 292 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 292 was read a second time by its title only.

Mr. Eaton moved that the rules be further waived and that Senate Bill No. 292 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. 292 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, Knabb, Knight, MacWilliams, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—29.

Nays—None.

So the bill passed, title as stated.

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

By Consent—

Senator Eaton introduced—

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.

Which was read the first time by its title.

Mr. Eaton moved that the rules be waived and Senate Bill No. 293 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 293 was read a second time by its title only.

Mr. Eaton moved that the rules be further waived and Senate Bill No. 293 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. 293 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, Knabb, Knight, MacWilliams, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—29.

Nays—None.

So the bill passed, title as stated.

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

By Request—

Senator Eaton introduced—

Senate Bill No. 294:

A bill to be entitled An Act to amend Section 12 of Chapter 8410 of the Acts of the Legislature of 1921, be-

ing an amendment to Section 1031 of the Revised General Statutes of Florida, relating to the disposition of the License Fund arising from the operation of motor vehicles.

Which was read the first time by its title.

By consent, Mr. Eaton withdrew the bill from the Senate.

By Consent—

Senator Igou introduced—

Senate Bill No. 295:

A bill to be entitled An Act to extend the corporate limits of the Town of Eustis, Lake County, Florida, and to give the said Town of Eustis jurisdiction over the territory embraced in said extension.

Which was read the first time by its title.

Mr. Igou moved that the rules be waived and Senate Bill No. 295 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 295 was read a second time by its title only.

Mr. Igou moved that the rules be further waived and that Senate Bill No. 295 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. 295 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, Igou, Johnson, Knabb, Knight, MacWilliams, Mapoles, Mitchell, Phillips, Putnam, Rowe, Russell, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—27.

Nays—None.

So the bill passed, title as stated.

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

#### CONSIDERATION OF OTHER RESOLUTIONS.

Mr. Phillips offered the following Resolution—

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 provisions 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 road.
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 Chairman of the State Road Department of Florida.

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

The following veto message from the Governor was read as follows:

STATE OF FLORIDA,  
EXECUTIVE DEPARTMENT.

Tallahassee, Florida, June 14, 1921.

Hon. H. Clay Crawford,  
Secretary of State,  
Capitol Building.

Dear Sir:

Pursuant to authority vested in me as Governor, under provisions of Section 28 of Article 12 of the Constitution of Florida, I transmit herewith to you with my objections thereto, Senate Bill No. 131, the same having originated in

the State Senate at its regular session in 1921, and being entitled as follows:

"A bill to be entitled An Act with Respect to the Effect of the Plea of Not Guilty in Actions for Tort."

My objections to this measure are as follows:

1. The bill proposes to narrow the limits by which evidence in jury trials may be introduced under the general plea of "not guilty." Its effect would be to make more technical the pleadings in actions where such plea would now be appropriate. I am opposed to this policy in our judicial procedure and believe the opposite view should obtain. I see no substantial advantage to be obtained by this narrowing of plea of not guilty. The proposed measure would require special pleas to support the evidence now admissible under the plea of not guilty.

2. The practitioners at the bar are familiar with the decisions of our courts. And with the law of the country affecting the availability of particular pleas, and where no constructive service could be performed through change by legislative enactment, then the law-making body should not attempt it.

For the reasons herein assigned, I have withheld my approval from the measure.

Very respectfully,

CARY A. HARDEE,  
Governor.

(Senate Bill No. 131):

An Act with respect to the effect of the plea of not guilty in actions for tort.

My objections to this measure are as follows:

1. The bill proposes to narrow the limits by which evidence in jury trials may be introduced under the general plea of "not guilty." Its effect would be to make more technical the pleadings in actions where such plea would now be appropriate. I am opposed to this policy in our judicial procedure and believe the opposite view should obtain. I see no substantial advantage to be obtained by this narrowing of the plea of not guilty. The proposed measure would require special pleas to support the evidence now admissible under the plea of not guilty.

2. The practitioners at the Bar are familiar with the decisions of our courts. And with the law of the country affecting the advisability of particular pleas, and where

no constructive service could be performed through change by legislative enactment, then the law making body should not attempt it.

For the reasons herein assigned, I have withheld my approval from the measure.

Very respectfully,  
CARY A. HARDEE,

Governor.

Was taken up in its order and read, together with the Governor's objections thereto.

The question was put:

"Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

The roll was called and the vote was:

Yeas—Mr. President, Senators Butler, Calkins, Campbell, Colson, Cone, Eaton, Etheredge, Hodges, Igou, Knight, MacWilliams, Mapoles, Phillips, Putnam, Russell, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—22.

Nays—Senators Anderson, Epperson, Johnson, Knabb, Mitchell, Rowe—6.

So the bill passed, title as stated, by the constitutional two-thirds vote, the Governor's objections to the contrary notwithstanding.

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

Senate Bill No. 185, was taken up in its order and the consideration of the same was temporarily passed over.

House Bill No. 517, was taken up in its order and the consideration of the same was temporarily passed over.

#### BILLS ON THE SECOND READING.

##### 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 having been read a second time in full.

Mr. Etheredge, offered the following amendment to Senate Bill No. 2.

In Section 1, line 23, after the word "order" insert the following: "and if any person issuing any check, draft,

or order for the payment of money upon any bank or other depository, and if said bank or depository accepts any check, draft, or order for payment from any person, and it is found that he or she has not sufficient funds in the bank with which to make payment thereon, then the maker or drawer of the same shall become liable to the penalties herein provided."

Mr. Etheredge moved the adoption of the amendment.

The amendment was not agreed to.

And Senate Bill No. 2, was placed on the Calendar of Bills on Second Reading.

##### Senate Bill No. 1:

A Bill to be entitled An Act to exempt from the payment of occupational tax stereopticon shows, moving pictures shows, lectures, theatrical performances and other lawful performances produced or exhibited under and with the bona fide agreement that as much as fifty per cent of the gross receipts of all money charged for admission is to be given or donated to any local public school, or any local charity to be used for public school purposes, to assist the poor in attending public schools, or is to be donated to any local post of the American Legion, or to any local camp of the Confederate Veterans, or to any local chapter of the Daughters of the Confederacy.

The following amendment thereto offered by the Committee on Judiciary B was read.

In Section 1, line 9, between the words "any camp" insert the word "local."

Mr. Knight moved the adoption of the amendment.

The amendment was agreed to.

Also following—

The Committee on Judiciary B, offered the following amendment to Senate Bill No. 1:

In Section 1, Line 7, after the word "attending" insert the word "local."

Mr. Knight moved the adoption of the amendment.

The amendment was agreed to.

And Senate Bill No. 1, as amended, was referred to the Committee on Engrossed Bills.

Mr. MacWilliams moved to waive the rules and that House Bill No. 38 be taken up out of order and now considered.

Which was agreed to by a two-thirds vote.

And—

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.

There being no amendment the bill was placed on the Calendar of Bills on the Third Reading.

By consent Mr. MacWilliams withdrew Senate Bill No. 56.

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, and was read the second time in full.

There being no amendment offered Senate Bill No. 64 was, under the rule, placed on the Calendar of Bills on Third Reading.

Senate Bill No. 108:

A bill to be entitled An Act regulating the admission to practice and supervising the conduct of attorneys-at-law of this State.

Was taken up and read a second time in full.

And Senate Bill No. 108 was ordered to be placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 3:

A bill to be entitled An Act to authorize the assessment and collection of taxes upon any property in the State of Florida upon which ad valorem taxes could have been lawfully assessed for any year or years within five years previous to the year in which such assessment shall be made when the taxes which might have been lawfully assessed against such property for any cause have not been paid, or as to which an invalid assessment or sale shall appear to have been made.

Was taken up and read a second time in full.

And Senate Bill No. 3 was ordered to be placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 4:

A bill to be entitled An Act to amend Section 747, Revised General Statutes of Florida, pertaining to taxation and the annual return of railroads, sleeping and parlor car companies, to the property of such companies for taxation; providing for the assessment of such property when proper return is made, and providing for the apportionment of the assessment of such property to counties and municipalities.

Was taken up and read a second time in full.

And Senate Bill No. 4 was ordered to be placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 96:

A bill to be entitled An Act to regulate the making and filing for record of maps and plats in the State of Florida.

Was taken up and read a second time in full.

The following amendment thereto offered by the Committee on Judiciary A was read.

In Section 11, line 2 and 3, strike out the words "of the proper size for such paper so that it shall not be folded."

Mr. MacWilliams moved the adoption of the amendment. The amendment was agreed to.

Mr. Etheredge, offered the following amendment to Senate Bill No. 96:

In Section 11, line 6, after the word "Public" add the following: Any one violating any of the provisions of this Act, shall be fined in the sum of not to exceed Two Hundred Dollars or by imprisonment not to exceed six months or by both such fine and imprisonment."

Mr. Etheredge moved the adoption of the amendment.

The amendment was agreed to.

And Senate Bill No. 96, as amended was referred to the Committee on Engrossed Bills.

Mr. Stokes moved to waive the rule and recall the reference of Senate Bill No. 96 to the Committee on Engrossed Bills and to place the bill back on the second reading for the purpose of amendment.

Which was agreed to by a two-third vote, and the bill took its position on the Calendar of Bills on the Second Reading.

Senate Bill No. 84:

A bill to be entitled An Act to amend Section 5071, of the Revised General Statutes of Florida, relating to cruelty to children.

Was taken up and read a second time in full.

And Senate Bill No. 84 was ordered to be placed on the Calendar of Bills on the Third Reading.

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, providing that no administration shall be necessary under certain circumstances.

Was taken up and read a second time in full.

And Senate Bill No. 86 was ordered to be placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 111:

A bill to be entitled An Act to require daily readings from the Holy Bible in all the public schools of the State of Florida.

Was taken up and read a second time in full.

Mr. Stokes moved to waive the rules and to refer Senate Bill No. 111 to the Committee on Judiciary A.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 111 was ordered referred to the Committee on Judiciary A.

Senate Bill No. 21:

A Bill to be entitled An Act to amend Sections five (5) and six (6) of Chapter 7808, Laws of Florida, 1919, being "An Act to provide for compulsory school attendance in the State of Florida of all children between certain ages, and requiring every parent, guardian or other person having the custody, control or charge of children to send such children to school; to provide for the means of enforcement of this Act, and penalties for violations thereof."

Was taken up and read a second time in full.

And Senate Bill No. 21 was ordered to be placed on the Calendar of Bills on the Third Reading.

Mr. Taylor moved that House Bill No. 59, be taken up out of its order and now considered.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 59:

A bill to be entitled An Act 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.

Was taken up and read a second time in full.

And House Bill No. 59 was placed on the Calendar of Bills on the Third Reading.

Senate Bill No. 34:

A bill to be entitled An Act to abolish certain occupation licenses in the State of Florida.

Was taken up and read a second time in full.

Mr. Anderson under the rule, moved to indefinitely postpone Senate Bill No. 34.

Upon which a Yea and Nay vote was demanded.

The roll was called and the vote was:

Yeas—Mr. President, Senators, Anderson, Butler, Calkins, Epperson, Etheredge, Igou, Johnson, Knabb, Knight, MacWilliams, Mitchell, Putnam, Rowe, Russell, Shelley, Stokes, Taylor, Wicker—18.

Nays—Senators, Campbell, Colson, Cone, Eaton, Hodges, Mapoles, Phillips, Stokes—8.

So the bill was indefinitely postponed.

Mr. Hodges moved that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate at 10 o'clock P. M. stood adjourned to 11 o'clock A. M. Tuesday, April 24, 1923.

Tuesday, April 24, 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, Knabb, Knight, Lindsey, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wick-er—30.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal was dispensed with.

The daily Journal of April 23rd 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, Florida, April 24, 1923.

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

*Sir:*

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

(Senate Bill No. 50):

An Act enlarging the powers of the City of Chipley, a municipal corporation, and prescribing its powers and privileges relating to the pavement of its streets and construction of sidewalks, and providing for the cost of same.

Also—

(Senate Bill No. 69):

An Act ratifying, validating, confirming and legalizing special assessments, made by the Town of Dunedin, Pinellas County, Florida, prior to January 1st, A. D.

Also—

(Senate Bill No. 51):

An Act relating to the revenue of the City of Chipley, Florida, and providing for an annual budget, and granting to said city the power to borrow money and authorizing said city to issue \$20,000.00 of time warrants for the purpose of paying certain indebtedness and for certain improvements, and providing for the levy and collection of taxes by said city, and validating the levies for taxes by said city for the years 1920, 1921 and 1922, and validating the assessment rolls for said years, and providing a method for the collection of taxes for said years.

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 24, 1923.

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

*Sir:*

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

(House Bill No. 232):

An Act to legalize and validate all Acts and proceedings heretofore done and had by the Town Council, Tax Assessor, Tax Collector, and all other town officials of the Town of Zolfo, Florida, in connection with or relating to,

the assessment, levy and collectiton of taxes, either general or special; and providing that no future assessment or levy shall be void or invalid on account of any irregularity, omission, or formal defect in proceedings relating thereto.

Also—

(House Bill No. 292):

An Act for the relief of L. M. Stroup, Game Warden of Lee County, and to authorize and empower the Board of County Commissioners of Lee County, Florida; to pay the sums herein mentioned.

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

Senate Chamber,  
Tallahassee, Florida, April 24, 1923.

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

*Sir:*

Your Committee on Engrossed Bills, to whom was referred (with amendments) after second reading—

Senate Bill No. 1:

A bill to be entitled An Act to exempt from the payment of Occupation Tax Stereopticon Shows, Moving Picture Shows, Lectures, Theatrical Performances, and other lawful performances produced or exhibited under and with the Bona Fide Agreement that as much as fifty per cent of the gross receipts of all money charged for admission is to be given or donated to any local Public School, or any local Charity to be used for Public School purposes, or to assist the poor in attending local Public School, or is to be donated to any local Post of the American Legion, or to

any local camp of the Confederate Veterans, or to any local chapter of the Daughters of the Confederacy.

Also—

Senate Bill No. 96:

A bill to be entitled An Act to regulate the making and filing for record of maps and plats in the State of Florida.

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. 1 and Senate Bill No. 96, contained in the above report, were ordered to be placed on the Calendar of Bills on Third Reading.

Mr. Butler, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 24, 1923.

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

*Sir:*

Your Committee on Constitutional Amendments, to whom was referred—

Senate Joint Resolution No. 254:

A Joint Resolution proposing an amendment to Section 3 of Article VII of the Constitution of the State of Florida, relating to Census and Apportionment and to Number of Members of the Senate and of the House of Representatives.

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

Very respectfully,

J. TURNER BUTLER,  
Chairman of Committee.

And Senate Joint Resolution No. 254, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. J. Turner Butler, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 24, 1923.

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

*Sir:*

Your Committee on Constitutional Amendments, to whom was referred—

Senate Joint Resolution No. 250:

A Joint Resolution proposing an Amendment to Section 5 and 6 of Article VIII of the Constitution of the State of Florida relating to County Officers.

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

Very respectfully,

J. TURNER BUTLER,  
Chairman of Committee.

And Senate Joint Resolution No. 230, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. J. Turner Butler, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 24, 1923.

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

*Sir:*

Your Committee on Constitutional Amendments, to whom was referred—

Senate Joint Resolution No. 274:

A Joint Resolution proposing an amendment to Section

1, Article IX of the Constitution of the State of Florida, relating to taxation and exemption.

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

Very respectfully,

J. TURNER BUTLER,  
Chairman of Committee.

And Senate Joint Resolution No. 274, contained in the above report, was placed on the Calendar of Bills on Second Reading.

#### INTRODUCTION OF RESOLUTIONS.

Mr. Hodges offered the following Resolution—  
Senate Resolution No. 13:

Whereas: There is a constant conflict of Committee Meetings as to rules and hours, and preventing the Committee members giving attention to their duties as Committeemen; be it

Resolved, That the Senate authorize the Committee of Legislative, Audit and Expenditures to immediately install in the corridor of the Senate a Black-board, as now provided for the use of the House, to give the names of Standing Committees, date, hour and room of meeting.

The Resolution was read.

Mr. Hodges moved to adopt the Resolution.

Which was agreed to.

Mr. Russell asked unanimous consent to make the following statement:

In order to correct an erroneous impression, which has gained some currency, I wish to state that the Putnam Lumber Company, just now undergoing examination by a special joint committee of the Senate and House of Representatives on charges of inhuman cruelty to prisoners, which said charges grew out of the death of one Martin Tabert, a prisoner in the camp of the Putnam Lumber Company, is not a Putnam County corporation, and neither does it operate any of its camps in Putnam county. I wish also to state that the Putnam Lumber Company, on its own admission, is not a Florida corporation, but rather is a corporation organized under the laws of the State of Wisconsin, is composed of men from another State, financed by outside capital, and is evidently managed un-

der a code of moral action, regarding control of prisoners, that is foreign to our Florida ideas of humane treatment.

Which was granted.

And the same was read and was ordered to be spread on the Journal.

#### INTRODUCTION OF BILLS.

By Mr. Butler—

Senate Bill No. 296:

A bill to be entitled An Act to amend Section 4658, Revised General Statutes of Florida, relating to free or reduced transportation by common carriers.

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

By Mr. Mapoles—

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 Judges' Court.

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

By Mr. Eaton—

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 issuance 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.

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. Eaton—

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.

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.

Committee on Military Affairs—

Senate Bill No. 300:

A bill to be entitled An Act to exempt Ex-Service Men, Veterans of the World War, from the payment of Capitation Tax.

Which was read the first time by its title and Senate Bill No. 300 was placed on the Calendar of Bills on the Second Reading without reference.

Committee on Military Affairs—

Senate Bill No. 301:

A bill to be entitled An Act to exempt from Taxation the Homes, Club Houses, Hospitals and other property owned and used by organizations of Ex-Service Men not for profit in carrying out the purposes of such organization and to preserve the Associations and Lessons of the World War.

Which was read the first time by its title and Senate Bill No. 300 was placed on the Calendar of Bills on the Second Reading without reference.

By Mr. Wicker—

Senate Bill No. 302:

A bill to be entitled An Act to authorize the State Live Stock Sanitary Board of the State of Florida to establish quarantines in any County or counties, and providing notice thereof, and prescribing the powers and duties of said Board, and for the levy of a County Tax for paying the costs and expenses of carrying on the work of Cattle Fever Tick Eradication and Control, in such county under quarantine, and providing for the appointment of County and State Live Stock Inspectors, and prescribing their powers and duties; providing for the regular systematic dipping

of cattle and live stock; providing for the impounding and sale of certain cattle and live stock in any County under quarantine; prescribing the duties and compensation of Sheriffs in giving notice of and in holding sales and in disbursing the proceeds, and for the refund of the net proceeds by such County to the owner or others of such cattle, and making appropriations for carrying out the purposes of this Act.

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

By Mr. Calkins—

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.

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

By Mr. Calkins—

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.

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

Mr. Mitchell moved to waive the rules and that the Senate do recall Senate Bill No. 111 from the Committee on Judiciary A and that said bill be placed on the Calendar of Bills on the Third Reading.

Mr. Stokes moved to amend the motion of Mr. Mitchell so that the Senate recall Senate Bill No. 111 from the Committee on Judiciary A and do now proceed to consider the bill.

Pending which—

The hour having arrived for the special consideration of—

Senate Bill No. 7:

A bill to be entitled An Act prescribing the number, names, and requirements for certificates of teachers and

for the issuance of certificates; to provide for a system of teachers' examination to prescribe the duties of County Superintendents relative to conducting of examinations; to provide for a teachers' reading circle course; to give the force of law to the rules and regulations prescribed by the State Board of Education for the execution of the provisions of this Act; and to repeal all laws in conflict with this Act.

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

The following amendment thereto offered by the Committee on Education was read.

In Section 6, line 10, after the word "history" insert the following: "including the Constitution of the United States."

Mr. Colson moved the adoption of the committee amendment.

Which was agreed to.

The following amendment thereto offered by the Committee on Education was read.

In Section 7, line 3, after the word "history," insert the following "including the Constitution of the United States."

Mr. Colson moved the adoption of the committee amendment.

Which was agreed to.

The following amendment thereto offered by the Committee on Education was read.

In Section 7, line 7, strike out the words "six" and insert in lieu thereof the word "eight."

Mr. Colson moved the adoption of the committee amendment.

Which was agreed to.

The following amendment thereto offered by the Committee on Education was read.

In Section 11, line 11, after the word "history" insert the following "including the Constitution of the United States."

Mr. Colson moved the adoption of the committee amendment.

Which was agreed to.

The following amendment thereto offered by the Committee on Education was read.

In Section 19, line 4, strike out all of said Section after the word "revoked," and insert in lieu thereof the following "after hearing by the State Superintendent of Public Instruction or the State Board of Education, upon their own motion, or when the recommendation of any County Superintendent of Public Instruction, when the holder proves to be incompetent, unsuccessful or guilty of some gross immorality."

Mr. Colson moved the adoption of the committee amendment.

Which was agreed to.

The following amendment thereto offered by the committee on Education was read.

In Section 22, line 8, strike out the word "fourth" and insert in lieu thereof the word "first."

Mr. Colson moved the adoption of the committee amendment.

Which was agreed to.

Mr. Johnson offered the following amendment to Senate Bill No. 7:

In Section 8 at end of Section, strike out all words after the word "physiology" in line 12 printed Bill.

Mr. Johnson moved the adoption of the amendment.

The amendment was agreed to.

Mr. Johnson offered the following amendment to Senate Bill No. 7:

In Section 9, strike out all of said Section after the word "herein" in line 12 printed Bill.

Mr. Johnson moved the adoption of the amendment.

The amendment was agreed to.

Mr. Mapoles offered the following amendment to Senate Bill No. 7:

In Section 25, change Section to read as follows: Section 25. Noperson under Seventeen (17) years of age shall be allowed to teach in any of the Public Schools of this State.

Mr. Mapoles moved the adoption of the amendment.

The amendment was agreed to.

Mr. Hodges offered the following amendment to Senate Bill No. 7:

In Section 6, strike out the words "received either spend instruction for one year or more in primary methods and

practice teaching in a recognized normal school or of primary."

Mr. Hodges moved the adoption of the amendment.

Upon which a Yea and Nay vote was demanded:

The roll was called and the vote was:

Yeas—Senators Calkins, Campbell, Cone, Eaton, Epper-son, Hodges, Lindsey, Mapoles, Rowe, Shelley, Singletary, Stokes, Wicker—13.

Nays—Mr. President, Senators Anderson, Butler, Colson, Etheredge, Igou, Knight, Malone, Mitchell, Overstreet, Phillips, Putnam, Russell, Taylor—14.

So the amendment was not agreed to.

Mr. Phillips offered the following amendment to Senate Bill No. 7:

In Section 8, line 5, strike out the figures 80.

Mr. Phillips moved the adoption of the amendment.

The amendment was not agreed to.

Mr. Taylor moved that when the Senate adjourns it shall adjourn until 3 o'clock P. M.

Which was not agreed to.

Mr. Phillips offered the following amendment to Senate Bill No. 7:

In Section 6, line 12, strike out the figures 80 and insert in lieu thereof the following: 75.

Mr. Phillips moved the adoption of the amendment.

Which was not agreed to.

Mr. Phillips offered the following amendment to Senate Bill No. 7:

In Section 10, line 6, strike out the figures 85 and insert in lieu thereof the following: 80.

Mr. Phillips moved the adoption of the amendment.

Which was agreed to.

Mr. Phillips moved that the rules be waived and that the Senate do now reconsider the vote by which the following amendment was not adopted:

In Section 8, line 5, strike out the figures 80 and insert in lieu thereof the following: 75.

Mr. Phillips moved that the rules be waived and that the Senate do now reconsider the vote by which the foregoing amendment was lost.

Which was agreed to by a two-thirds vote.

And the amendment was again placed before the Senate.

The question was put upon the adoption of the amendment, and the amendment was adopted.

Mr. Phillips offered the following amendment to Senate Bill No. 7:

In Section 11, line 3, strike out the figures 85 and insert in lieu thereof the following: 80.

Mr. Phillips moved the adoption of the amendment.

Which was agreed to.

Mr. Knight moved to extend the time of adjournment to 1:15 o'clock p. m.

Which was agreed to by a two-thirds vote.

Mr. Taylor moved that the order to adjourn until 3 o'clock p. m. be rescinded.

Mr. Taylor moved to waive the rules and that the Senate do now take up the motion for reconsideration.

Which was agreed to by a two-thirds vote.

The question was put upon the reconsideration of the recess order and the same was rescinded.

Mr. Taylor moved that when the Senate adjourns today it shall stand adjourned until 8 o'clock p. m.

Which was agreed to.

The Senate resumed the consideration of Senate Bill No. 7.

Mr. Rowe offered the following amendment to Senate Bill No. 7:

In Section 12, line 2, printed bill, strike out the words "College or Normal," and insert in lieu thereof the following: "or College."

Mr. Rowe moved the adoption of the amendment.

Which was not agreed to.

Mr. Hodges offered the following amendment to Senate Bill No. 7:

Strike out all after the enacting clause.

Mr. Hodges moved the adoption of the amendment.

Mr. Etheredge moved that the amendment be laid on the table.

Which was agreed to.

Mr. Malone offered the following amendment to Senate Bill No. 7:

In Section 6, line 2, printed bill, after the word "meeting" add the following: "any one of."

Mr. Malone moved the adoption of the amendment.

Which was agreed to.

Mr. Hodges offered the following amendment to Senate Bill No. 7:

In Section 22, strike out all of said Section except the words Sec. 22 and insert in lieu thereof the following: "Every fifth week during the year two consecutive examinations shall be held simultaneously in three sections of the State by a member of the Examining Board, assisted by the Superintendent of the county in which the examination is being held, thereby holding one examination in each county of the State during the year."

Mr. Hodges moved the adoption of the amendment.

Which was not agreed to.

And Senate Bill No. 7, as amended, was ordered to be referred to the Committee on Engrossed Bills.

Mr. Mitchell moved that Senate Bill No. 111 be recalled from the Committee on Judiciary A, and that the bill be placed upon the Calendar of Bills on the Third Reading as of yesterday.

Mr. Stokes moved to amend the motion of Mr. Mitchell that the bill be recalled from said Committee and that the bill be now considered.

Pending which.

Mr. Johnson moved that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate at 1:14 o'clock P. M. took a recess until 8 o'clock this evening.

#### NIGHT SESSION—8 O'CLOCK P. M.

The Senate met pursuant to recess order.

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, Knabb, Knight, Lindsey, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Shelley, Singletary, Stokes, Taylor, Wicker—28.

A quorum present.

By consent—

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

Senate Chamber,  
Tallahassee, Fla., April 24, 1923.

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

*Sir:*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 210:

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.

Also—

Senate Bill No. 211:

A bill to be entitled An Act to amend Sections 3525 and 3530 of the Revised General Statutes of Florida, relating to statutory liens and the provisions applicable to remedies against either real or personal property.

Also—

Senate Bill No. 183:

A bill to be entitled An Act fixing the compensation for solicitors of the criminal court of record in certain counties.

Also—

Senate Bill No. 185:

A bill to be entitled An Act to amend An Act to prescribe the exercise of trust functions or the right to act as trustee, executor, administrator, registrar of stocks and bonds, guardians of estate, assignee, receiver or committee of estates of lunatics or any other fiduciary capacity by corporations or associations within the limits of the State of Florida, the same being Chapter 8531 of the Laws of Florida, approved June 14, 1921.

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

Very respectfully,

R. H. ROWE,  
Acting Chairman of Committee.

And Senate Bills Nos. 210, 211, 183 and 185, contained in the above report, were placed on the Calendar of Bills on Second Reading.

By consent—

Mr. Stokes, Chairman of the Committee on Corporations, submitted the following report:

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

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

*Sir:*

Your Committee on Corporations, to whom was referred—

Senate Bill No. 139:

A bill to be entitled An Act to amend Section 4503 of the Revised General Statutes of the State of Florida, relative to limit of indebtedness of corporations not for profit.

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

Very respectfully,

JNO. P. STOKES,  
Chairman of Committee.

And Senate Bill No. 139, contained in the above report, was placed on the Calendar of Bills on Second Reading.

By consent—

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

Senate Chamber,  
Tallahassee, Fla., April 24, 1923.

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

*Sir:*

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 208:

A bill to be entitled An Act to provide for the subjection of estates by entreties 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 providing 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.

Propose the following amendment for adoption:

In Section 3, lines 9 and 10, strike out the words, "and if not so brought all rights for labor performed and materials furnished shall be barred by law."

Also—

Strike out the words, "and suit in equity instituted," at the end of the title.

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

Very respectfully,

R. H. ROWE,

Acting Chairman of Committee.

And Senate Bill No. 208, together with amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

The motion of Senator Mitchell that the Senate recall Senate Bill No. 111 from the Committee on Judiciary A and that the bill be placed on the Calendar of Bills on the Third Reading as of yesterday, together with the amendment to the motion made by Mr. Stokes, that the bill be recalled from the said committee and be now considered, which was pending at the recess hour, was placed before the Senate.

The question was put upon the amendment to the motion, and the amendment was agreed to.

The question then recurred upon the motion of Mr. Mitchell as amended.

The motion, as amended, was agreed to.

Mr. Stokes moved to indefinitely postpone Senate Bill No. 111.

Pending which motion—

Mr. Campbell offered the following amendment to Senate Bill No. 111:

Strike out all of Sections 2 and 3.

Mr. Campbell moved the adoption of the amendment.

The amendment was agreed to.

The question then recurred upon the motion to indefinitely postpone the bill.

The motion to indefinitely postpone the bill was not agreed to.

Mr. Singletary moved to waive the rules and to take up for consideration of Senate Bill No. 111 for the third reading.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 111:

A bill to be entitled An Act to require daily readings from the Holy Bible in all the Public Schools of the State of Florida.

Was taken up and read the third time in full.

Upon the passage of Senate Bill No. 111 the roll was called and the vote was:

Yeas—Senators Anderson, Epperson, Etheredge, Knabb, Knight, Mapoles, Mitchell, Phillips, Putnam, Singletary, Taylor, Wicker—12.

Nays—Mr. President, Senators Butler, Campbell, Colson, Cone, Eaton, Hodges, Igou, Johnson, Lindsey, Overstreet, Rowe, Russell, Shelley, Stokes—15.

So the bill failed to pass.

Mr. Lindsey explained his vote as follows:

There is no law against reading the Bible in public schools and it is quite generally done, and such practice has my approval, but I question the advisability of making it compulsory and I therefore vote "No."

Mr. Campbell moved that the Senate do now adjourn.

Which was agreed to.

Thereupon the Senate, at 10:30 o'clock P. M., stood adjourned until 11 o'clock A. M., Wednesday, April 25, 1923.