

Mr. Johnson moved that the Senate do now adjourn.
Which was agreed to.
Whereupon the Senate, at 6:40 o'clock P. M. stood adjourned until 10 o'clock A. M. Wednesday, May 16, 1923.

REMOVAL.

The Senate, in Executive Session this day, removed, upon the Governor's recommendation, B. F. Willis from the office of County Judge of Leon County, Fla.

Wednesday, May 16, 1923

The Senate met at 10 o'clock A. M.

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, MacWilliams, Malone, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—30.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal was dispensed with.

The Journal of Tuesday, May 15th, was corrected, and as corrected was approved.

REPORTS OF COMMITTEES.

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

Senate Chamber,
Tallahassee, Florida, May 15, 1923.

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

Sir:

Your Committee on Pensions, to whom was referred—
Senate Bill No. 226:

A bill to be entitled An Act granting pensions to August Bond of Santa Rosa County, Florida.

Also—

Senate Bill No. 279:

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

Also—

Senate Bill No. 459:

A bill to be entitled An Act granting Pension to W. E. Phillips, of Baker County, Florida.

Also—

Senate Bill No. 341:

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

Also—

Senate Bill No. 342:

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

Also—

House Bill No. 279:

A bill to be entitled An Act to provide for the granting of a Pension to Fannie R. Carver.

Also—

House Bill No. 518:

A bill to be entitled An Act granting a Pension to A. J. Holt, of Arcadia, DeSoto County, Florida.

Also—

House Bill No. 429:

A bill to be entitled An Act granting Pension to August Bond of Santa Rosa County, Florida.

Also—

House Bill No. 231:

A bill to be entitled An Act Granting Pension to William J. Odom, of Carrabelle, Franklin County, Florida.

Also—

House Bill No. 165:

A bill to be entitled An Act to grant William N. Bullard, of Lafayette County, Florida, a former Confederate Soldier, a pension under the Laws of the State of Florida.

Also—

House Bill No. 368:

A bill to be entitled An Act granting Pension to George Smith, of St. Lucie County, Florida.

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

Very respectfully,

N. J. WICKER,

Chairman of Committee.

And Senate Bills Nos. 226, 279, 459, 341, 342 and House Bills Nos. 279, 518, 429, 231, 165 and 368, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 15, 1923.

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

Sir:

Your Committee on Pensions, to whom was referred—
House Bill No. 187:

A bill to be entitled An Act granting a pension to Martha F. McLelland.

Also—

House Bill No. 321:

A bill to be entitled An Act granting pensions to Luke Drawdy, of Alachua County, Florida.

Also—

House Bill No. 350:

A bill to be entitled An Act to place the name of J. B. Higginbotham on the pension roll of the State of Florida.

Also—

Senate Bill No. 336:

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

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

Very respectfully,

N. J. WICKER,
Chairman of Committee.

And House Bills Nos. 187, 321 and 350, and Senate Bill No. 336, contained in the above report, were placed on the table under the rule.

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

Senate Chamber,
Tallahassee, Fla., May 15, 1923.

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

Sir:

Your Committee on Claims, to whom was referred—
Senate Bill No. 360:

A bill to be entitled An Act for the relief of the Burroughs Adding Machine Company, for certain money due said company by the State of Florida.

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

Very respectfully,

W. H. MALONE,
Chairman of Committee.

And Senate Bill No. 360, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber.
Tallahassee, Fla., May 15, 1923.

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

Sir:

Your Committee on Claims, to whom was referred—
Senate Bill No. 224:

A bill to be entitled An Act to provide for the relief of Joseph H. Jones, State Attorney for the Seventeenth Judicial Circuit of Florida, and W. M. Murphy, County Solicitor for Orange County, Florida, for services rendered by them to the State for which there is no method to compensate them.

Also—

Senate Bill No. 266:

A bill to be entitled An Act for the relief of W. J. Henderson.

Also—

Senate Bill No. 349:

A bill to be entitled An Act to provide for the payment to Mrs. Annie Hedick, sole and only heir of Anderson Mayo, deceased, who is the holder and owner of certain outstanding and unpaid State warrants issued by the Comptroller of the State of Florida for services rendered the State with interest on said warrants.

Also—

Senate Bill No. 367:

A bill to be entitled An Act for the relief of John R. Bridges, of Washington County, Florida.

Also—

Senate Bill No. 402:

A bill to be entitled An Act for the relief of J. M. Rawlins, of Daytona, Volusia County, Florida, for losses sustained in condemnation of live stock by the State Live Stock Sanitary Board.

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

Very respectfully,

W. H. MALONE,
Chairman of Committee.

And Senate Bills Nos. 224, 266, 349, 367 and 402, contained in the above report, were placed on the table under the rule.

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

Senate Chamber,
Tallahassee, Fla., May 16, 1923.

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

Sir:

Your Committee on Judiciary B, to whom was referred—
House Bill No. 288:

A bill to be entitled An Act to amend Section 5059 of the Revised General Statutes with reference to punishment for assault.

Also—

Senate Bill No. 498:

A bill to be entitled An Act creating an additional judicial circuit in the State of Florida, to be designated as the Nineteenth Judicial Circuit, and to create the Circuit Court thereof, and to provide for a Judge and State Attorney in said Court, and to provide for State Attorney in the First Judicial Circuit, and defining and fixing the territorial limits and the boundaries of the First and Nineteenth Judicial Circuits, and providing the time for holding the terms of court in said Judicial Circuit, and prescribing the effect on pending cases in said Court.

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

Very respectfully,

D. E. KNIGHT,
Chairman of Committee.

And House Bill No. 288 and Senate Bill No. 498, contained in the above report, were placed on the table under the rule.

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

Senate Chamber,
Tallahassee, Florida, May 15, 1923.

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

Sir:

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

Senate Bill No. 419:

A bill to be entitled An Act revising Sections 6217 and 6218 of the General Statutes of Florida, providing for the abolishment of the convict lease system described in Rules and Regulations for the Maintenance and Care of Convicts, Fixing the Salaries of Captains, Guards and Physicians Described in the Method of Rendering Reports to the Boards of Commissioners of Said Institutions and Providing the Penalties for the Failure to Comply with the Rules and Regulations as Contained in this Bill.

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

Very respectfully,

W. J. SINGLETARY,
Chairman of Committee.

An Senate Bill No. 419, contained in the above report, was ordered to be placed on the Calendar of Bills on Third Reading.

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

Senate Chamber,
Tallahassee, Florida, May 15, 1923.

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

Sir:

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

Senate Bill No. 431:

A bill to be entitled An Act to repeal Sections 6268, 6269, 6270 and 6271 of the Revised General Statutes of Florida, relating to the appointment, compensation, term of employment, qualifications, powers and duties of supervisors of convicts; to provide for the employment of inspectors of convicts; to prescribe their powers and duties; to fix their compensation and to fix penalties for the violation of the provisions of this Act; to prescribe certain rules to be observed by persons in control of convicts, and to prescribe penalties for violating the same; to prescribe certain duties of the Commissioner of Agriculture and the Board of Commissioners of State Institutions, and to prohibit corporal punishment of convicts and prisoners.

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. 431, contained in the above report, was ordered to be placed on the Calendar of Bills on Third Reading.

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

Senate Chamber,
Tallahassee, Fla., May 16, 1923.

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

Sir:

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

Senate Bill No. 382:

A bill to be entitled An Act to provide for the registration of dealers in motor vehicles and the issuing to such dealers motor vehicle demonstration tags; also to provide for the transfer of registration of a motor vehicle from a dealer in motor vehicles to the purchaser.

Also—

House Bill No. 274:

A bill to be entitled An Act to protect the title of motor vehicles within this State; to provide for the issuance of certificates of title and evidence of registration thereof; to regulate the purchase, sale and transfer of ownership thereof, and to provide penalties for the violation of the provisions hereof.

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

Very respectfully,

W. M. IGOU,

Chairman of Committee.

And Senate Bill No. 382 and House Bill No. 274, 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, May 16, 1923.

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

Sir:

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

(Senate Bill No. 343):

An Act creating, organizing and incorporating a Special Taxing District in St. Lucie County, Florida, to be known and designated as Fort Pierce Inlet District; prescribing the boundaries thereof, providing for the government and administration of said District; to define the powers and purposes of said district and of the Board of Commission-

ers thereof; to authorize said board to construct, improve and maintain an inlet in said district connecting the waters of the Atlantic Ocean with the waters of the Indian River; to construct all other works necessary or proper in connection with said inlet; to provide for the acquiring and condemnation of any property needed for district purposes; to provide for the levy and collection of taxes for district purposes; to authorize said board to borrow money and issue and sell bonds to procure money to carry out the provisions of this Act; to provide for an election to determine whether bonds of the district shall be issued; to prevent injury to work constructed under this Act, and to prescribe penalties therefor; to confer upon and charge to said district all rights, properties, debts and obligations of the Citizens, inhabitants and property owners of the same territory acting or claiming to act as an Incorporated Taxing District under the name of Fort Pierce Inlet District; to repeal all laws in conflict herewith; and generally to provide for the construction, improvement and maintenance of the Fort Pierce Inlet.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

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

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

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

Senate Chamber,
Tallahassee, Fla., May 16, 1923.

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

Sir:

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

(Senate Bill No. 186):

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

Also—

(Senate Bill No. 270):

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 in connection with said local improvements, said bonds to be general obligations of the municipalities.

Also—

(Senate Joint Resolution No. 135):

A Joint Resolution proposing an amendment to Article IX of the Constitution of the State of Florida, relative to taxation and finance.

Also—

(Senate Bill No. 166):

An Act to amend Section 1858, Revised General Statutes of Florida, pertaining to assessment of one-third of expense of certain improvements against property specially benefited thereby by cities and towns.

Also—

(Senate Bill No. 103):

An Act making an appropriation to pay a portion of the costs of the paving of a street in the City of Gainesville, Florida, known as University Avenue, extending from its intersection with the east boundary line of Section 6, Township 10 South, Range 20 East, westerly to its

intersection with the west boundary line of said section, where said street abuts upon either side of the lands used for the University of the State of Florida, and belonging to and the title to which is vested in the Board of Education of said State.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

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

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

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

Senate Chamber,
Tallahassee, Florida, May 16, 1923.

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

Sir:

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

(House Bill No. 693):

An Act to authorize and empower the County Commissioners of Pasco County, Florida, to levy an annual tax for county publicity purposes and expend the funds so raised for advertising the resources of Pasco County.

Also—

(House Bill No. 685):

An Act fixing the redemption of lands in the Cocoa Drainage District that may be sold for delinquent taxes assessed by said District.

Also—

(House Bill No. 660):

An Act to legalize, ratify, validate and confirm street and sidewalk assessments in the City of Fort Pierce, Florida.

Also—

(House Bill No. 625):

An Act to authorize the Board of County Commissioners of Sarasota County, Florida, to issue interest-bearing time warrants, not to exceed the sum of Five Thousand (\$5,000.00) Dollars, for the purpose of transcribing portions of the records of Manatee County, relating to lands and property now in Sarasota County, Florida.

Also—

(House Bill No. 626):

An Act authorizing the Board of County Commissioners of Sarasota County, Florida, to borrow money not to exceed fifty per centum of the estimate of the revenue to be collected for any fiscal year for said county; to provide for the repayment of said money borrowed, and the interest to be paid for same.

Also—

(House Bill No. 342):

An Act fixing the compensation of County Commissioners of counties having a population of more than 40,000 and not more than 45,000, and which had a total assessed valuation for the year A. D. 1922, of more than twenty-seven million dollars (\$27,000,000.00).

Have examined the same and find it correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

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

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

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

Senate Chamber,
Tallahassee, Fla., May 16, 1923.

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

Sir:

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

(House Bill No. 688):

An Act to repeal Chapter 8625, Acts of the Legislature of 1921, entitled "An Act to authorize the Board of County Commissioners of Brevard County, Florida, to issue interest-bearing time warrants in the sum of seventy-five thousand dollars, bearing interest at six per cent. per annum, and payable on or before a date twenty-five years after date thereof for the purpose of constructing, widening, hard-surfacing and maintaining a public road and highway to be known as the Merritt Island road in Road District No. 2 of said Brevard County, and to provide for the payment of the same."

Also—

(House Bill No. 918):

An Act to legalize and validate the proceedings for the issuance of bonds of the City of West Tampa, Florida, in the amount of \$65,000.00 for the purpose of refunding \$60,000.00 of bonds of said city and funding the floating indebtedness thereof, which bonds were voted at a special election held in said city January 4, 1923; to authorize a change in the denomination of said bonds and a modification of the decree validating the same, and to repeal An Act passed by the Senate April 10th, 1923, and by the House

of Representatives April 11th, 1923, which became a law without the approval of the Governor April 27th, 1923; relating to the validation and change in the denomination of the aforesaid bonds.

Also—

(House Bill No. 744):

An Act to amend Sections 41, 42, 43, 44, 45, 46, Chapter 5791, the same being "An Act to establish, organize and constitute a municipality in DeSoto County, Florida, to be known and designated as the Town of Bowling Green and to define its territorial boundaries and provide for its jurisdiction, powers and privileges," prescribing a method for the assessment and collection of taxes upon real and personal property within said municipality.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

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

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

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

Senate Chamber,
Tallahassee, Fla., May 16, 1923.

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

Sir:

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

(House Bill No. 687) :

An Act authorizing the appointment of a Receiver to collect delinquent taxes of the Cocoa Drainage District, upon application of any Bondholder, in case of default.

Also—

(House Bill No. 674) :

An Act to authorize the City of Tallahassee to levy a Special Tax for creating a publicity and advertising fund for said City, and providing for the expenditure thereof.

Also—

(House Bill No. 627) :

An Act to authorize the Board of County Commissioners of Sarasota County, Florida, to issue and sell negotiable Time Warrants, and to provide for the application of the moneys derived from such issue and sale.

Also—

(House Bill No. 572) :

An Act to provide for the validation and collection of Back Taxes of the Town of Callahan, Florida, and to legalize and confirm collections heretofore made.

Also—

(House Bill No. 749) :

An Act to amend Sections 5, 38 and 39 of Chapter 5791 of the Acts of the Legislature of Florida, 1907, the same being "An Act to establish, organize and constitute a municipality in DeSoto County, Florida, to be known and designated as the Town of Bowling Green, and to define its territorial boundaries and to provide for its jurisdiction, powers and privileges," and to provide for the appointment of a Town Marshal by the Town Council of the Town of Bowling Green, Florida.

Also—

(House Bill No. 654) :

An Act to establish, organize and constitute a municipality to be known and designated as the Town of Hillcrest Heights, and to define its territorial boundaries; and to provide for its jurisdiction, powers and privileges.

Also—

(House Bill No. 619) :

An Act in relation to Indentured Pilot Apprentices for the Port of Key West, Florida.

Also—

(House Bill No. 515) :

An Act amending Sections 4, 24, 71 and 73, of Chapter 8284 Laws of Florida, (Acts of 1919), same being the Charter Act of the Town of Jennings, Florida.

Also—

(House Bill No. 696) :

An Act for the protection of Taxi Drivers in the collection of their fares in Santa Rosa County, Florida.

Have examined the same and find them correctly enrolled.

The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

R. H. ROWE,

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

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

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

Senate Chamber,
Tallahassee, Florida, May 16, 1923.

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

Sir:

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

Senate Bill No. 174:

A bill to be entitled An Act relating to the State Road Department imposing certain duties upon said Department and conferring certain powers upon the same.

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

Very respectfully,

W. M. IGOU,
Chairman of Committee.

And Senate Bill No. 174, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Florida, May 16, 1923.

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

Sir:

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

Senate Bill No. 334:

A bill to be entitled An Act to amend Section 3045 of Article 1, Chapter 4, of the Revised General Statutes of the State of Florida, providing for the holding of a Spring and Fall Term of the Circuit Court, Fourth Judicial Circuit of Florida.

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. 334, contained in the above report, was ordered to be referred to the Committee on Enrolled Bills.

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

Senate Chamber,
Tallahassee, Fla., May 16, 1923.

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

Sir:

Your Committee on Constitutional Amendments, to whom was referred—

Senate Joint Resolution No. 416:

A Joint Resolution proposing an amendment to Article X of the Constitution of the State of Florida, relating to homestead and exemptions.

Also—

Senate Joint Resolution No. 412:

A Joint Resolution proposing an amendment to the Constitution of the State of Florida, relating to the creation of counties.

Also—

Senate Joint Resolution No. 333:

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

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

Very respectfully,

J. TURNER BUTLER,
Chairman of Committee.

And Senate Joint Resolutions Nos. 416, 412 and 333, contained in the above report, were 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, Florida, May 16, 1923.

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

Sir:

Your Committee on Constitutional Amendments, to whom was referred—

House Joint Resolution No. 131:

A Joint Resolution proposing an amendment to Section 3 of Article XII of the Constitution of the State of Florida, relating to the State Board of Education, its membership and powers.

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

Very respectfully,
J. TURNER BUTLER,
Chairman of Committee.

And House Joint Resolution No. 131, contained in the above report, was placed on the table under the rule.

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

Senate Chamber,
Tallahassee, Fla., May 16, 1923.

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

Sir:

Your Committee on Constitutional Amendments, to whom was referred—

Senate Joint Resolution No. 448:

A Joint Resolution proposing an amendment to Article XV of the Constitution of the State of Florida, relative to the public health.

Have had the same under consideration and recommend that it do pass, with the following amendment:

Section 4, line 1: Strike out the words "The Legislature may provide for County, or County Commissioners'

Districts having a population of ten thousand (10,000) or more inhabitants, public hospitals," and insert in lieu thereof the following: "The Legislature may provide for public hospitals in counties having a population of more than twenty-five thousand (25,000), according to the Federal census next preceding."

Very respectfully,
J. TURNER BUTLER,

Chairman of Committee.

And Senate Joint Resolution No. 448, with the Committee amendments thereto, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Overstreet, Chairman of the Committee on Reforestation and Agriculture, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 16, 1923.

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

Sir:

Your Committee on Reforestation and Agriculture, to whom was referred—

House Bill No. 98:

A bill to be entitled An Act providing for the licensing and revoking of licenses of commission merchants; providing for the collection and disposition of the funds derived from the license tax; requiring commission merchants to make bond; certiorari to review; outlining the powers of the Commissioner of Agriculture to investigate; provisions requiring commission merchants to report sales; declaring certain Acts to be offenses, and fixing the penalty therefor.

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

Very respectfully,
M. O. OVERSTREET,

Chairman of Committee.

And House Bill No. 98, contained in the above report, was placed on the table under the rule.

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

Senate Chamber,
Tallahassee, Florida, May 16, 1923.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

House Bill No. 219:

A bill to be entitled An Act to provide for the recovery of a reasonable attorney's fee on rendition of a judgment against any person, firm, or corporation, on any bond on which such person, firm, or corporation has become a surety.

Also—

Senate Bill No. 464:

A bill to be entitled An Act to amend Section 1495 of the Revised General Statutes of Florida relating to the compensation of County Commissioners.

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

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

And House Bill No. 219 and Senate Bill No. 464, contained in the above report, were placed on the Calendar of Bills on Second Reading.

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

Senate Chamber.
Tallahassee, Florida, May 16, 1923.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

House Bill No. 459:

A bill to be entitled An Act to amend Section 2579, Revised General Statutes of Florida, relating to locality of actions.

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

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

And House Bill No. 459, contained in the above report, was placed on the table under the rule.

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

Senate Chamber.
Tallahassee, Florida, May 16, 1923.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 206:

A bill to be entitled An Act to prohibit the giving of free passage or free tickets by common carrier and prescribing a penalty for the violation thereof.

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

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

And Senate Bill No. 206, contained in the above report, was placed on the Calendar of Bills on Second Reading.

INTRODUCTION OF BILLS.

By Mr. Calkins—

Senate Resolution No. 20:

Whereas, There are a number of important bills on the Senate Calendar the passage of which will be uncontested; and

Whereas, It will facilitate Senate procedure and shorten our calendar to take such bills up for consideration under waiver of the rules and at a special meeting called for that purpose; therefore, be it

Resolved by the Senate, That the Senate shall meet in session at 8 o'clock tonight for the consideration of such bills; that at said session the roll of Senators by districts shall be called, and each Senator shall be permitted to call up for final consideration one uncontested bill out of its regular order. A bill shall be contested under the provisions of this resolution if so many as three Senators shall object to the taking up of such bill. The Senator calling up a bill by waiver of rules under this resolution shall be allowed three minutes to explain the purpose, meaning and object of such bill, before the motion to take up the bill is put.

Which was read.

Mr. Calkins moved the adoption of the resolution.

Which was agreed to.

Mr. Stokes moved that each Senator who desires to call up for consideration tonight an uncontested bill, must file with the bill secretary, before 5 P. M. today, the number of the bill, provided, if the bill should be objected to by three Senators when called up at the night session, the Senator may call up another bill.

Which was agreed to.

CONSIDERATION OF RESOLUTIONS.

Mr. Cone offered the following Memorial Resolution:
Senate Memorial No. 5:

Memorial to the Congress of the United States:

Whereas, the construction of a canal from Cumberland Sound, Georgia, to St. Marks, Florida, would be of untold

advantage to the commerce of the nation and the Americas; and

Whereas, by the routing of such a canal up the St. Mary's River and thence in a direct line to St. Marks, Florida (on the Gulf) would entail the digging of only about 100 miles of such canal; and

Whereas, the construction of this canal would reduce the haul from the southeast and the southwest of all commerce going to Europe, South and Central America, over 500 miles; and

Whereas, the construction of this canal would cut 450 miles from the Seaboard Coast Line to the ports of the Gulf, and in time save the destruction of billions of dollars of shipping by avoiding the dangerous Florida straits; and

Whereas, the cost of the construction of this canal would not compare with the benefits to the general commerce to be gained therefrom; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the Congress of the United States be petitioned to cause said proposed canal to be definitely located and constructed at as early a date as practicable.

Resolved, further, That our Senators and Representatives in Congress be urged to secure the final survey and construction of said canal to be made at as early a date as practicable, and to assist in procuring the construction of said canal.

Be it further Resolved, That the Secretary of State be requested to furnish each of the Senators and Representatives aforesaid a copy of this Memorial, and that a copy hereof be also furnished to the Associated Press, to the Chairman of the Southern Commercial Congress and to the President of the United States.

Which was read the first time in full.

Mr. Cone moved to waive the rules and that the Memorial be read the second time.

Which was agreed to by a two-thirds vote.

And Senate Memorial No. 5 was read the second time in full.

Mr. Cone moved that the Memorial be adopted.

Which was agreed to.

And Senate Memorial No. 5 was adopted.

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

The following communication was read, and, on motion of Mr. Scales, was ordered to be spread on the Journal:

The following resolution was duly adopted by the Board of County Commissioners of Dixie County, Florida:

Whereas the case of the State of Florida against T. W. Higginbotham is set for trial in Dixie County, Florida, on the 17th day of May, 1923, and

Whereas the said cause is in Dixie County, Florida, although the headquarters of the Putnam Lumber Company, at the time of the death of Martin Tabert, was in Taylor County, Florida, and the Putnam Lumber Company's men were working in Lafayette County, Florida; and

Whereas the alleged whipping of Martin Tabert, occurred in Dixie County, Florida, it was only about one hundred yards from the Taylor County line, and only about fifty yards from the Lafayette County line; and

Whereas Dixie County, Florida, has been, and is a victim of circumstances; therefore be it

Resolved, by the Board of County Commissioners in regular session this May 7th, 1923, that Hon. J. H. Scales, Senator, and Hon. T. A. Fletcher, Representative, use their best influence to have an appropriation made to pay the expense of this case in Dixie County, Florida; and

Be it further Resolved, That a copy of this resolution be furnished by the Clerk of this Board to Hon. J. H. Scales and a copy furnished to Hon. T. A. Fletcher;

And be it further Resolved, That Hon. J. H. Scales, Senator, and Hon. T. A. Fletcher, Representative, do have a copy hereof spread upon the Journal of the Senate and House of Representatives.

Adopted in open session of the Board of County Commissioners, this May 7th, 1923.

W. T. GREEN,

Chairman of the Board of County Commissioners.

Attest:

L. L. BARBER, Clerk.

State of Florida, County of Dixie.

I hereby certify that the foregoing is a true and correct transcript from the minutes of the Board of County Commissioners of Dixie County, as held on May 7th, 1923.

Witness my hand and Official Seal this May 11th, 1923.

(Seal)

L. L. BARBER, Clerk.

INTRODUCTION OF BILLS.

By Mr. Campbell—

Senate Bill No. 503:

A bill to be entitled An Act to grant certain water front, riparian rights and submerged lands in Biscayne Bay east of the City of Miami, Florida, to the City of Miami in Dade County, Florida.

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

By Mr. Hodges—

Senate Bill No. 504:

A bill to be entitled An Act authorizing the Board of County Commissioners of Leon County, Florida, to purchase one hundred acres of land, more or less, in said county for the purpose of establishing on same a permanent County Fair Grounds, and buildings and equipment including the construction of a suitable grand-stand, race track, baseball park, and other buildings or tracks, including a railroad switch or spur-track on or to said premises; and to authorize said County Commissioners to lease the land and buildings to the Leon County Fair Association, its successors or assigns, or to other lessees, at an annual rental that will refund to the county treasury, over a period of years, the amount expended for the land and a portion of the cost of improvements thereon, with annual interest on said investment not to exceed six per cent. per annum; conferring on the Board of County Commissioners the permanent ownership for said county of said land and improvements, and control thereof, defining the duties and powers of said Board in connection therewith, and limiting the expenditure for and the location of such land, and providing for the levying of a tax for the purpose of carrying out the provisions of this Act, and to pay such time warrants as may be issued therefor.

Which was read the first time by its title.

Mr. Hodges moved that the rules be waived and that Senate Bill No. 504 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 504 was read a second time by its title only.

Mr. Hodges moved that the rules be further waived and that Senate Bill No. 504 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. 504 was read a third time in full.

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

Yeas—Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, 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 immediately.

MESSAGES FROM THE GOVERNOR.

The following message from the Governor was read:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
Tallahassee, May 14, 1923.

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

Sir:

As requested in your communication of the fourteenth instant, I have the honor to return herewith House Bill No. 566, the same being—

An Act for the protection of fish in the fresh water canals, rivers, streams, creeks, lakes and bayous of Brevard County, Florida, and providing penalties for the violation of this Act.

The above bill is returned to your body upon your request for the purpose of correcting an error.

Very respectfully,

CARY A. HARDEE,
Governor.

Mr. Campbell moved that House Bill No. 566, contained in the foregoing message, be certified to the House of Representatives for their consideration.

Which was agreed to.

House Bill No. 172:

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

Was taken up and read a second time in full.

Mr. Hodges moved that the rules be waived and that House Bill No. 172, 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. 172, 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, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—30.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 222:

A bill to be entitled An Act to amend Section 610 of the Revised General Statutes of Florida, entitled "State Treasurer to receive and disburse certain funds."

Was taken up and read a second time in full.

Mr. Colson moved that the rules be waived and that House Bill No. 222, 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. 222, 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,

Hodges, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Overstreet, Russell, Scales, Singletary, Stokes, Taylor, Wicker—23.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 74:

A bill to be entitled An Act to remove the disability of certain female minors.

Was taken up and read the second time in full.

Mr. Stokes moved to temporarily pass over the further consideration of the bill for the purpose of amendment.

Which was agreed to.

House Bill No. 68:

A bill to be entitled An Act to amend Section 578 of the Revised General Statutes of the State of Florida, relating to the form of ballot to be used in elections in special tax school districts.

Was taken up and read a second time in full.

Mr. Hodges moved that the rules be waived and that House Bill No. 68 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. 68 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, Igou, Johnson, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, 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.

Mr. Igou moved that Senate Bill No. 263 be taken up out of its order and now considered.

Mr. Malone moved as a substitute motion that all spe-

cial orders be made continuing orders and take their special positions at tomorrow's session.

Which was agreed to by a two-thirds vote.

The consideration of—

House Bill No. 74:

A bill to be entitled An Act to remove the disability of certain female minors.

Was resumed.

Mr. Stokes offered the following amendment to Senate Bill No. 74:

In Section 1, strike out the first four lines and the first four words of the fifth line down to the word "Majority", and insert in lieu thereof the following: "Section 1. That the disabilities of non-age of all female minors who are married, who have not been married, or who may hereafter become married, including those divorced or hereafter divorced, and those who are or who may hereafter become widows, are hereby removed."

Mr. Stokes moved the adoption of the amendment.

Which was agreed to.

Mr. Hodges moved that the rules be waived and that House Bill No. 74, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 74, as amended, was read a third time in full.

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

Yeas—Mr. President, Senators Anderson, Butler, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, Knabb, Knight, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Rowe, Russell, 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.

Senate Bills Nos. 397 and 378 were restored to the Calendar by request of Senator Lindsey.

House Bill No. 113 was, on the request of Senator Campbell, restored to the Calendar.

House Bill No. 51:

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

Was taken up and read a second time in full.

Mr. Anderson moved that the rules be waived and that House Bill No. 51 be read a third time in full and put upon its passage.

Which was not agreed to.

And the bill took its position of bills on Calendar of third reading.

House Bill No. 39:

A bill to be entitled An Act to prohibit and punish the desecration, mutilation or other improper use of the flag of the United States of America; defining certain offenses in the use or exhibition thereof, and prescribing punishment for such offenses.

Was taken up and read a second time in full.

Mr. Butler moved that the rules be waived and that House Bill No. 39 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. 39 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, Cone, Eaton, Epperson, Etheredge, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—25.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 20:

A bill to be entitled An Act to prohibit any person from having in his or her possession any deadly weapon while engaged in the violation of any of the prohibition laws of this State, or of the United States.

Was taken up and read a second time in full.

And House Bill No. 20 was ordered to be placed on the Calendar of Bills on Third Reading.

House Bill No. 102:

A bill to be entitled An Act to prohibit the using of any conveyance for the illegal transportation of intoxicating liquor without the written consent of the owner.

Was taken up and read a second time in full.

And House Bill No. 102 was ordered to be placed on Calendar of Bills on Third Reading.

House Bill No. 180:

A bill to be entitled An Act to compel sheriffs, deputy sheriffs and other police officers of the State of Florida to dispose of all intoxicating liquors coming under their possession in the manner provided by law; to prohibit any sheriff, deputy sheriff or other police officers in this State from drinking, selling or giving away any intoxicating liquor which may have been seized under the provisions of the prohibition law of the State of Florida, and to provide penalties for the violation of this law.

Was taken up and read a second time in full.

And House Bill No. 180 was ordered to be placed on the Calendar of Bills on Third Reading.

Committee Substitute for—

House Bill No. 227:

A bill to be entitled An Act relative to the possession of intoxicating liquors.

Was taken up and read a second time in full.

And Committee Substitute for House Bill No. 227 was ordered to be placed on the Calendar of Bills on Third Reading.

House Bill No. 360:

A bill to be entitled An Act to authorize sheriffs, deputy sheriffs and other public officers in this State to seize any property which may be found unlawfully in the possession of any person lawfully arrested and to seize any property that may be found unlawfully being, or unlawfully being used at any place, or in any house, building, or structure, which is, then and there being lawfully seized by such officers.

Was taken up and read a second time in full.

And House Bill No. 460 was ordered to be placed on the Calendar of Bills on Third Reading.

House Bill No. 97:

A bill to be entitled An Act to amend Section 4585, Revised General Statutes of Florida, relative to keeping certain records in seizure of liquors, etc.

Was taken up and read a second time in full.

And House Bill No. 97 was ordered to be placed on the Calendar of Bills on Third Reading.

Committee Substitute for House Bills Nos. 24 and 108:

A bill to be entitled An Act to prohibit the manufacture, or sale, of poisonous adulterations in liquor intended for beverage purposes, and to punish the offense, and declaring the presumption that all intoxicating liquors are poisonous.

Was taken up and read the second time in full.

And the same was ordered placed on the Calendar of Bills on Third Reading.

House Bill No. 261:

A bill to be entitled An Act to define first and second offense violation of the Prohibition Laws of Florida in certain cases; to prescribe a Rule of Evidence in the prosecution of causes under second offense prosecutions; to provide for the punishment of offenders who possess, manufacture, sell, barter, give or exchange, or transport, in the night time, prohibited intoxicating liquor or liquors, and to prescribe penalties therefor; to define the duties of Judges, Grand Juries and Prosecuting Attorneys in reference to the enforcement of this Act.

Was taken up and read a second time in full.

And the same was ordered placed on the Calendar of Bills on Third Reading.

House Bill No. 214:

A bill to be entitled An Act to amend Section 3476 of the Revised General Statutes of the State of Florida, relating to the general right to writ of replevin.

Was taken up and read a second time in full.

The following substitute, offered by the Committee on Judiciary A was read the first time:

A bill to be entitled An Act relating to the kind of judgment to be entered in a replevin suit where the right of possession of the prevailing party is based upon a claim of lien or some special interest in the property replevied.

Mr. MacWilliams moved to waive the rules and that the Committee Substitute for House Bill No. 214 be read the second time by its title.

Which was agreed to.

And the same was read the second time by its title.

Mr. MacWilliams moved to adopt the substitute in lieu of the original bill.

Which was agreed to.

And the substitute was adopted in lieu of the original bill.

And Senate Substitute for House Bill No. 214, was placed on the Calendar of Bills on Third Reading.

House Bill No. 216:

A bill to be entitled An Act to amend Section 2598 of the Revised General Statutes of the State of Florida, Relating to the Service of Process.

Was taken up and read a second time in full.

Mr. Knight offered the following amendment to House Bill No. 216:

In Section 1, lines 19 and 20, strike out the words "May be served by the Sheriff or any Constable of the County in which the defendant is to be found" and insert in lieu the following: "May be served by the Sheriff of the County or the Constable of the Justice District in which the defendant is to be found."

Mr. Knight moved the adoption of the amendment.

Which was agreed to.

Mr. Hodges moved that the rules be waived and that House Bill No. 216 as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 216 as amended was read a third time in full.

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

Yeas—Mr. President, Senators Anderson, Campbell, Colson, Cone, Eaton, Etheredge, Hodges, Igou, Knabb, Lindsey, Malone, Mapoles, Mitchell, Overstreet, Phillips, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wicker—25.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 217:

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

Was taken up and read a second time in full.

Mr. Stokes offered the following amendment to House Bill No. 217:

In Section 1, line 7, after the word "verdict" insert "shall be sentenced to imprisonment for life, and may be sentenced to solitary confinement, at the discretion of the Court."

Mr. Stokes moved the adoption of the amendment.

Which was agreed to.

Mr. Hodges moved that the rules be waived and that House Bill No. 217, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 217, as amended, was read a third time in full.

Pending roll call—

Mr. Johnson moved that the further consideration of the bill be informally passed over for the purpose of preparing an amendment.

Which was agreed to.

House Bill No. 40:

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

Was taken up and read a second time in full.

The Committee on Judiciary A offered the following amendment to Committee Substitute for House Bill No. 40: In title, line 2, after the words "relating to," insert the following: "intoxicated persons operating automobiles."

Mr. MacWilliams moved the adoption of the amendment.

Which was agreed to.

The Committee on Judiciary A offered the following amendment to House Bill No. 40:

In title, insert the word "section" before figures 5563.

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

Mr. Johnson offered the following amendment to Committee Substitute for House Bill No. 40:

In Section 1, lines 14 and 15, strike out the words "less than one hundred dollars nor."

Mr. Johnson moved the adoption of the amendment.

Pending the consideration of which—

The hour of adjournment having arrived, the Senate took a recess at 1 o'clock p. m. to 4 o'clock p. m.

AFTERNOON SESSION.

The Senate met at four o'clock, 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, Calkins, Campbell, Colson, Cone, Epperson, Etheredge, Hodges, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—28.

A quorum present.

By consent the following report was submitted—

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

Senate Chamber,
Tallahassee, Florida, May 16, 1923.

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

Sir:

Your Committee on State Institutions, to whom was referred—

Senate Bill No. 503:

A bill to be entitled An Act to grant certain water front riparian rights, and submerged lands in Biscayne Bay, East of the City of Miami, Florida to the City of Miami, in Dade County, Florida.

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

Very respectfully,

W. A. RUSSELL,
Chairman of Committee.

And Senate Bill No. 503, contained in the above report, was placed on the Calendar of Bills on Second Reading.

House Bills Nos. 40 and 217, were taken up and their consideration were informally passed over.

House Bill No. 41:

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

Which had been informally passed over, after its Second Reading.

Was taken up.

Mr. Hodges offered the following amendment to Substitute for House Bill No. 41:

In Section 1, line 34, of printed bill strike out the word "and" and insert in lieu thereof the following: "Or."

Mr. Hodges moved the adoption of the amendment.

Which was not agreed to.

The further consideration of the bill was informally passed over, on the motion of Mr. Knight.

Mr. Colson moved to waive the rules and that the Senate do now take up and consider messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Fla., May 16, 1923.

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

Sir:

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

Senate Bill No. 430:

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

Also—

Senate Bill No. 461:

A bill to be entitled An Act to amend Chapter 8387 Laws of Florida, Acts of 1919, of An Act entitled "An Act to abolish the present municipal government of the town of Waldo, in Alachua County, Florida, to legalize the ordinances of said town and all official acts thereunder; to create and establish the municipality of the City of Waldo, in Alachua County, Florida; to prescribe its boundaries and to provide its jurisdiction and powers and officers thereof," and providing for the exercise of those powers, and to enable the City of Waldo to provide for the paving of any street or parts of streets in said city, and for the general improvement in said city, and to subject in every such case the lots or parcels of land fronting or abutting on any street or part of street where such improvements may be made, to a lien in favor of said city, for all or a specified part of the cost of the work and material; to authorize the enforcement and collection by said city of all such liens and to authorize said City of Waldo, Florida, to issue its certificates of indebtedness.

Very respectfully,

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

And Senate Bills Nos. 430 and 461, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Fla., May 6, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
Senate Bill No. 435:

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

Also—

Senate Bill No. 434:

A bill to be entitled An Act to amend Sections One, Three and Four, Article Thirteen of Chapter 8376, Acts of the Legislature of the State of Florida for the year 1919, with reference to the issuance and sale of municipal bonds of the Town of Umatilla, Lake County, Florida.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Senate Bills Nos. 434 and 435, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Florida, May 16, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
Senate Bill No. 501:

A bill to be entitled An Act to create certain territory in Putnam County, Florida, into a Special Road and Bridge District; to legalize and validate an election and the result as shown by the canvass of the returns thereof, held in said territory, constituting the said territory into a Special Road and Bridge District; and to authorize, legalize and validate the building and construction of certain Roads and Bridges named therein, and for the issuance of bonds to pay therefor, and the appointment of a board of bond trustees, and to invest said trustees with certain powers and duties, and to carry into effect the object and purpose of said election; and to provide for the collection, use and control of funds within said territory for interest and sinking fund for said bonds.

Also—

Senate Bill No. 502:

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

Also—

Senate Bill No. 433:

A bill to be entitled An Act to authorize the Town of Umatilla, Lake County, Florida, to construct, purchase, lease, establish, maintain and operate a municipal plant for the purpose of manufacturing, furnishing and distributing electricity, ice and water for municipal purpose and for use by consumers thereof; to maintain in connection therewith a cold storage plant; to prescribe rules and regulations for the distribution of water, ice and electricity and the use of said cold storage plant, and to provide for the payment by consumers and users there-

of proper compensation therefor; to authorize said town to reconstruct, extend and enlarge said municipal plant; to borrow money for the last mentioned purpose or to maintain and operate said plant; and to confer upon said town all rights and privileges provided by the laws of the State of Florida with reference to similar municipal plants.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Senate Bills Nos. 501, 502 and 433, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Florida, May 16, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
Senate Bill No. 394:

A bill to be entitled An Act relating to the government and powers of the town of Lake Worth in Palm Beach County, Florida; authorizing, approving, ratifying, legalizing, validating and confirming certain certificates of indebtedness of said town of Lake Worth, and declaring and making said certificates of indebtedness to be legally binding, direct and negotiable obligations of said town of Lake Worth.

Also—

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.

Also—

Senate Bill No. 384:

A bill to be entitled An Act to provide for the protection of the public roads of Lake County, Florida, and to provide penalties for the violation of the same.

Also—

Senate Bill No. 392:

A bill to be entitled An Act to amend Section 1 of Chapter 7146 of the Acts of the Legislature of the State of Florida of 1915, said Act being entitled "An Act relating to the paving, grading, curbing, laying out, opening, repairing or otherwise improving of the streets, alleys and highways of the City of DeLand, Florida, and to the laying, constructing and repairing of sidewalks in said city, and giving to said city a lien for the cost of such improvements; and providing for the issuance of certificates of indebtedness for such cost; and providing for their payment or collection.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And Senate Bills Nos. 394, 272, 384 and 392, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Fla., May 16, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
House Bill No. 786:

A bill to be entitled An Act providing for the catching and taking of shrimp at any time from the waters of Pen-

sacola Bay in Escambia County; repealing conflicting laws, and providing penalties for the violation of said Act.

Also—

House Bill No. 788:

A bill to be entitled An Act to repeal Chapter 7516, Acts of 1917, requiring non-resident persons to pay a license tax to catch fish in the fresh water lakes and rivers of the County of Liberty.

Also—

House Bill No. 792:

A bill to be entitled An Act to prescribe the open season for shooting quail and the open season for shooting and killing deer in St. Johns County, Florida, and to provide penalties for hunting, chasing or killing quail and deer except in the open season provided by this Act.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bills Nos. 786, 788 and 792, contained in the above message, were read the first time by their titles and were placed on the Calendar of Local Bills on the Second Reading.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Florida May 16, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
House Bill No. 944:

A bill to be entitled An Act to amend Sections 6, 38, 92, 93, 103, 121, 122, and 124 of Chapter 7235 Laws of Flor-

ida, Acts of 1915, approved May 18, 1915, being "An Act to abolish the present municipal Government of the City of St. Augustine, County of St. Johns, State of Florida, and to organize, incorporate, and establish a City Government for the same; and to prescribe the jurisdiction, powers and functions of said municipality;" and providing for a referendum in respect to the amendment of said Section 6; and to amend Sections 3, 10, and 15; and repealing Section 14 of Chapter 7696, Laws of Florida, Acts of 1917, approved June 5, 1917, being "An Act to amend the Charter of the City of St. Augustine, Florida, being Chapter 7235 of the Laws of Florida, by legalizing and validating certain amendments thereof adopted by the Charter Board of said City, and ratified by a majority of those qualified voters of said City who voted at an election held therein on March 20, 1917, and also all proceedings pertaining thereto, both precedent and subsequent thereto; and by enacting herein, independently of said adoption and election, all of said amendments of said City Charter by said Charter Board and said voters adopted, except Section 215 thereof; also by repealing Sections 79, 209, and 210 of said Charter, independently of the Repeal thereof in said election."

Also—

House Bill No. 945:

A bill to be entitled An Act for the relief of B. H. Baker, J. W. White, and J. H. Fears, and to authorize and direct the County Commissioners of Jackson County, Florida, to refund and repay to the said B. H. Baker, J. W. White and J. H. Fears, the sum of one thousand dollars, heretofore paid by the said B. H. Baker, J. W. White and J. H. Fears, to the Fine and Forfeiture of said County.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bill No. 944, contained in the above message, was read the first time by its title.

Mr. MacWilliams moved that the rules be waived and House Bill No. 944 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 944 was read a second time by its title only.

Mr. MacWilliams moved that the rules be further waived and that House Bill No. 944 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. 944 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, Epperson, Etheredge, Hodges, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Putnam, Russell, Scales, Shelley, Singletery, Stokes, Taylor, Wells, Wicker—25.

Nays—None.

So the bill passed, title as stated.

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

And House Bill No. 945, contained in the above message, was read the first time by its title and was placed on the Calendar of Local Bills on second reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Fla., May 16, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
House Bill No. 855:

A bill to be entitled An Act to authorize the Board of County Commissioners of Taylor County, Florida, to pay to Alton C. Hendry, Tax Collector of Taylor County, Florida, certain sums of money claimed as commissions.

Also—

House Bill No. 858:

A bill to be entitled An Act to legalize and validate all

proceedings had and done in the calling and holding of an election in Special Tax School District Number 1, of Osceola County, Florida, under the provisions of Chapter 6542, Acts of the Legislature of the State of Florida, and authorizing and validating the issuance of bonds to the amount of \$45,000.00 by the Board of Public Instruction of Osceola County, Florida, in pursuance thereof.

Also—

House Bill No. 857:

A bill to be entitled An Act to validate, ratify and confirm all proceedings in connection with the creation and organization of Special Tax School District Number Four (4), of Osceola County, Florida, and all elections held in said District for the selection of School Trustees.

Also—

House Bill No. 859:

A bill to be entitled An Act to validate, ratify and confirm all proceedings in connection with the creation and organization of Special Tax School District Number One (1) of Osceola County, Florida, and all elections held in said District for the selection of School Trustees.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bills Nos. 855, 858, and 859, contained in the above message, were read the first time by their titles and were placed on the Calendar of Local Bills on the Second Reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Fla., May 16, 1923.

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

Sir:

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

House Bill No. 154:

A bill to be entitled An Act fixing the salaries of the Judges of the Criminal Courts in counties having 80,000 or more population.

Also—

House Bill No. 851:

A bill to be entitled An Act amending Sections 2, 3, 5, 6, 8, 9, 10 and 11 of Chapter 7080 of the Laws of Florida, Acts of 1915, approved June 5th, 1915, entitled: "An Act to create and incorporate a Special Taxing District in Palm Beach County, Florida, to be known as South Lake Worth Inlet District, embracing all of Townships Forty-four (44) and Forty-five (45) South, Range Forty-three (43) East, and all of Townships Forty-four (44) and Forty-five (45) South, Range Forty-two (42) East, and to prescribe the boundaries of said district and to provide for the government and administration of the same, and to prescribe and define the powers and purposes of said district and of the Board of Commissioners thereof, and to authorize said Board to construct an inlet in said district to connect the waters of Lake Worth with the Atlantic Ocean and all other works necessary or proper in connection therewith, and to empower said Board to levy and provide for the collection of taxes upon all the taxable property in said district for said purposes and other purposes authorized by this Act, and to authorize said Board to borrow money and to issue and sell bonds and procure moneys to carry out the provisions of this Act, and to prevent injury to any works constructed under this Act, and generally to create and provide the powers of such district for the construction and maintenance of an inlet in said district connecting the waters of Lake Worth with the Atlantic Ocean," relating to the election of the Commis-

sioners of South Lake Worth Inlet District in Palm Beach County, Florida, to the levy of certain taxes for the purposes of said district, the borrowing of money by said district, and the issuance of bonds by said district.

Also—

House Bill No. 852:

A bill to be entitled An Act to validate, approve and confirm all of the proceedings taken for the creation, establishment and organization of the East Palatka Drainage District in Putnam County, Florida, and to validate, approve and confirm 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, the Board of Supervisors, the Commissioners and all other officers and agents of said East Palatka Drainage District, acting for and on behalf of said district in carrying out the affairs of said district; and to validate, approve and confirm the issue of bonds of the par value of \$62,500 of said East Palatka Drainage District, bearing date of May 1, 1923, and bearing interest at the rate of six per cent (6%) per annum, payable semi-annually; and to validate, approve and confirm any and all tax levies and assessments which have been made by the Board of Supervisors of said East Palatka Drainage District for and on behalf of said district upon the taxable property located within said district.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bills Nos. 154, 851 and 852, contained in the above message, were read the first time by their titles and were placed on the Calendar of Local Bills on the second reading without reference.

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

House of Representatives,
Tallahassee, Fla., May 16, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
House Bill No. 821:

A bill to be entitled An Act to legalize and validate the assessment and levies of taxes for the years, A. D. 1910, 1911, 1912, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920, 1921 and 1922, by the City of Palatka, Florida; and to legalize and validate the distress warrants issued by the city of Palatka for taxes assessed in the years, A. D. 1910, 1911, 1912, 1913, 1914, 1915, 1916, 1917, 1918, 1919, 1920, 1921 and 1922, and to provide for the enforcement of collection thereof, and to legalize and validate the liens acquired by the City of Palatka, Florida, against any and all lots or parcels of land for the laying of sidewalks or paving, and to legalize and validate the certificates of such liens sold by the City of Palatka, Florida, and to provide for the enforcement of the collection of such liens.

Also—

House Bill No. 820:

A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Lee County, Florida, to issue and sell negotiable interest bearing time warrants not to exceed the sum of fifty thousand (\$50,00.00) dollars, for and on behalf, and as the obligation and liability of Caloosa Valley Highway Special Road and Bridge District of Lee County, Florida; to use the proceeds thereof for the purpose of constructing the roads and bridges in Divisions Nos. Four and Five of said Special Road and Bridge District, and to provide for the assessment, levy and collection of tax against all the taxable property in said Special Road and Bridge District for the purpose of

paying the interest on such time warrants and to provide a sinking fund for the redemption thereof at maturity, and for the purpose of road and bridge construction in case such time warrants are not sold.

Also—

House Bill No. 828:

A bill to be entitled An Act empowering the Town of Inverness, Florida, to exempt from town taxes for a period not exceeding five years homes to be constructed in said town.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

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

And House Bills Nos. 821, 820 and 828, contained in the above message, were read the first time by their titles and were placed on the Calendar of Local Bills on Second Reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Florida, May 16, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
House Bill No. 942:

A bill to be entitled An Act to validate, approve and confirm all proceedings taken by the City of Sanford, Florida, in connection with the construction, paving, repaving, hard-surfacing, and rehard-surfacing of certain streets in said city; validating, approving and confirming the levy of special assessments made by said city against the property fronting or abutting upon said streets to be paved; authorizing the issuance and sale of certificates of indebted-

ness; and authorizing the issuance and sale of bonds of the City of Sanford, Florida, in connection with said street improvement. Said bonds to be general obligations of said city.

Also—

House Bill No. 943:

A bill to be entitled An Act to authorize the County of Wakulla, in the State of Florida, to assume the payment of certain outstanding bonds of Special Road and Bridge District No. 1 of said county; and to authorize and direct the Board of County Commissioners of said County to annually levy a tax on the taxable property in said county beginning with the tax year 1923, a sufficient millage to pay the interest on and to create a sinking fund for the ultimate redemption of the Special Road and Bridge District No. 1 bonds of said district; and for the abolition of said Special Road and Bridge District No. 1, and directing the Trustees of said Special Road and Bridge District No. 1 to make an accounting of their said trust to the Board of County Commissioners of said County; and authorizing and directing the said Trustees of said Special Road and Bridge District No. 1 to pay over to County Bond Trustees of said County all moneys, collateral or other property held by them as such Trustees; and authorizing and directing the Board of County Commissioners of said County to bring such action in the courts of law or chancery of this State, as may be necessary, to compel such accounting, and to sue said Trustees and or their bondsmen for any default in their said trust.

Also—

House Bill No. 780:

A bill to be entitled An Act imposing a license upon non-residents of the State of Florida for the privilege of fishing or taking fresh water fish from any of the fresh water lakes, creeks, or streams, in Franklin County, Florida; and fixing a penalty for the violation of the provisions hereof.

And respectfully requests the concurrence of the Senate thereto.

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

And House Bill No. 942, contained in the above message, was read the first time by its title.

Mr. Overstreet moved that the rules be waived and House Bill No. 942 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 942 was read a second time by its title only.

Mr. Overstreet moved that the rules be further waived and that House Bill No. 942 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. 942 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, Epperson, Etheredge, Hodges, Igou, Knabb, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Putnam, Rowe, Russell, Scales, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—28.

Nays—None.

So the bill passed, title as stated.

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

And House Bills Nos. 943 and 780, contained in the above message, were read the first time by their titles and were placed on the Calendar of Local Bills on the Second Reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Florida, May 16, 1923.

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

Sir:

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

House Bill No. 752:

A bill to be entitled An Act permitting and authorizing the Board of County Commissioners of Manatee County Florida, to issue and sell negotiable time warrants for purpose of acquiring machinery, tools and equipment for the construction, maintenance and repair of Public Roads.

Also—

House Bill No. 765:

A bill to be entitled An Act to authorize the County of Lee to levy a special tax for the support and maintenance of charitable hospitals within the County of Lee, State of Florida.

Also—

House Bill No. 771:

A bill to be entitled "An Act to amend Sections 33, 34, 36 and 79, of Chapter 8926, Laws of Florida, Acts of 1921, entitled 'An Act to abolish the present municipality of the Town of Clermont, County of Lake, State of Florida, and to create and establish a municipal corporation to be known as the City of Clermont, County of Lake, State of Florida; to prescribe the territorial limits thereof; to prescribe the form of government; to provide for its jurisdiction, powers and privileges; to confer certain powers upon said municipality and the officers thereof, and to provide for the carrying into effect of the provisions of this Act; to validate, confirm and legalize certain bonds heretofore authorized by the Town of Clermont' and to provide further and additional powers for said municipality."

Also—

House Bill No. 773:

A bill to be entitled An Act to amend Chapter 8754 of the local laws of the State of Florida, entitled An Act to authorize the County Commissioners of Manatee County, to levy a special tax for publicity purposes.

And respectfully requests the concurrence of the Senate thereto.

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

And House Bills Nos. 752, 765, 771 and 773, contained in the above message was read the first time by their titles and were placed on the Calendar of Local Bills on the Second Reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Fla., May 16, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
House Bil No. 842:

A bill to be entitled An Act creating a County Welfare Board for each county having a population of over one hundred thousand; prescribing its powers and duties; providing for its financial support, and providing for the qualifications of its members, and repealing Chapters 7336 and 8535, Laws of Florida.

Also—

House Bill No. 846:

A bill to be entitled An Act prohibiting the operation upon or over the hard-surfaced highways and public roads of Seminole County, Florida, of vehicles, trucks, tractors, implements, log carts, log wagons and trailers, traction engines, trailers and other implements, without rubber or smooth surface metal tires, or having tires or supporting surfaces of a character injurious to said roads or the surface thereof, and providing a penalty for violation of such provisions; and providing for the operation of such vehicles by permission of the Board of County Commissioners and providing for the operation on such roads of such vehicles used for transportation of logs, timber or turpentine products in accordance with rules and regulations of the Board of County Commissioners, and for repair of damage done by said vehicles; and providing pen-

alties for violation of such provisions; and providing for recovery of damages and attorney's fees from persons damaging such roads; and providing for the granting of temporary and permanent injunctions without bond to protect such roads and defining; "public roads" as used in this Act; and providing for the issue of writs of mandamus to compel the repair of damage done to such roads; and providing rules of evidence for civil actions and criminal prosecutions with regard to such roads and damage thereto; and exempting the Federal, State and County Governments from the provisions hereof while building maintaining or improving such roads; and vesting in the Board of County Commissioners of said County power and authority to make, prescribe and promulgate rules and regulations for the protection of and governing traffic on said roads, and thereby to prescribe the weights of such vehicles and implements, and the width and character of the tires or supporting surfaces thereof, which shall be allowed the use of such roads, and generally regulating and governing the traffic on and use of such roads and providing penalties for violation of such rules and regulations and providing for the adoption and promulgation thereof, and rules of evidence to prove such rules and regulations; and providing such rules and regulations shall have the force and effect of law; and repealing all laws in conflict herewith, and providing the method by this Act may be repealed or modified; providing for the validity of all sections and parts hereof not held invalid; and providing when this Act shall take effect.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bills Nos. 842 and 846, contained in the above message, were read the first time by their titles and were placed on the Calendar of Local Bills on Second Reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Fla., May 16, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
House Bill No. 801:

A bill to be entitled An Act Validating proceedings of the Board of Supervisors of East Marsh Drainage District in this State in levying and assessing taxes or assessments upon land in said district; validating all of the Acts and Proceedings of the Board of Supervisors and said District with reference to the assessment of benefits and damages upon lands therein and all acts and proceedings of said District and all officers in connection with the levy, assessment and collection of taxes and assessments for said District; authorizing the Board of Supervisors of said District to collect and enforce delinquent taxes and assessments; repealing all laws in conflict with this Act.

Also—

House Bill No. 814:

A bill to be entitled An Act to prohibit the operation upon or over the hard-surfaced highways and public roads of Broward County, Florida, of vehicles, trucks, tractors, implements, log carts, log wagons and trailers, traction engines, trailers and other implements, without rubber or smooth surfaced metal tires, or having tires or supporting surfaces of a character injurious to said roads or the surface thereof, and providing a penalty for violation of such provisions; and providing for the operation of such vehicles by permission of the Board of County Commissioners; and providing for the operation on such roads of such vehicles used for transportation of logs, timber or turpentine products in accordance with rules and regulations of the Board of County Commissioners, and for repair of damage done by said vehicles; and providing penalties for violations of such provisions; and providing for recovery of damages and attorney's fees from persons damaging such roads; and providing for the granting of temporary and permanent injunctions without bond to

protect such roads; and defining "public roads" as used in this Act; and providing for the issue of writs of mandamus to compel the repair of damage done to such roads; and providing rules of evidence for civil actions and criminal prosecutions with regard to such roads and damage thereto; and exempting the Federal, State and county governments from the provisions hereof while building, maintaining or improving such roads; and vesting in the Board of County Commissioners of said county power and authority to make, prescribe and promulgate rules and regulations for the protection of and governing traffic on said roads, and thereby to prescribe the weights of such vehicles and implements, and the width and character of the tires or supporting surfaces thereof, which shall be allowed the use of such roads, and generally regulating and governing the traffic on and use of such roads, and providing penalties for violations of such rules and regulations, and providing for the adoption and promulgation thereof, and rules of evidence to prove such rules and regulations; and providing such rules and regulations shall have the force and effect of law; and repealing all laws in conflict herewith, and providing the method by which this Act may be repaired or modified; providing for the validity of all sections and parts hereof not held invalid; and providing when this Act shall take effect.

Also—

House Bill No. 805:

A bill to be entitled An Act to abolish the present municipal government of the City of Sanford, Seminole County, State of Florida, and to organize, incorporate and establish a city government for the same, and to prescribe the jurisdiction, powers and functions of said municipality.

Also—

House Bill No. 809:

A bill to be entitled An Act authorizing the Board of Public Instruction of Hardee County, Florida, to issue notes, certificates of indebtedness or other evidence of indebtedness on behalf of Special Tax School District No. 5 of said county, in an amount not exceeding twenty thousand dollars, for the purpose of paying off the outstanding indebtedness of said district; providing that said notes, or certificates of indebtedness, when issued, shall have all the

attributes of negotiable paper; and authorizing and requiring the Board of Public Instruction of Hardee County, Florida, to provide for and levy a sufficient tax to pay the principal and interest thereof.

And respectfully requests the concurrence of the Senate thereto.

Very respectfully,

B. A. MEGINNISS,

Chief Clerk House of Representatives.

And House Bills Nos. 801, 814, 805 and 809, contained in the above message, were read the first time by their titles and were placed on the Calendar of Local Bills on second reading without reference.

Also—

The following message from the House of Representatives was received:

House of Representatives,
Tallahassee, Fla., May 16, 1923.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—
House Bill No. 401

A bill to be entitled An Act prescribing the compensation of County Commissioners in counties having a population of not less than eighteen thousand five hundred and not more than nineteen thousand, according to the 1920 Federal census, and having property of an assessed valuation, according to the assessment for the year 1922 of more than 10,000,000 dollars.

Also—

House Bill No. 579:

A bill to be entitled An Act to provide for two additional bank examiners, to prescribe their duties and compensation, and to make appropriation therefor.

Also—

House Bill No. 606:

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

Also—

Committee Substitute for House Bill No. 82:

A bill to be entitled An Act to amend Section 1549 of the Revised General Statutes of Florida with reference to compensation of bond trustees.

Also—

House Bill No. 711:

A bill to be entitled An Act declaring, designating and establishing a system of State roads, providing for the location thereof, and providing that such roads when located and constructed shall become and be the property of the State.

And respectfully requests the concurrence of the Senate thereto.

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

And House Bill No. 401, contained in the foregoing message, was read the first time by its title and referred to the Committee on Miscellaneous Legislation.

And House Bill No. 579, contained in the foregoing message was read the first time by its title and referred to the Committee on Banking.

And House Bill No. 606, contained in the foregoing message was read the first time by its title and referred to the Committee on Banking.

And House Bill No. 82, contained in the foregoing message, was read the first time by its title and referred to the Committee on Banking.

And House Bill No. 711, contained in the foregoing message, was read the first time by its title and referred to the Committee on Public Roads and Highways.

By Consent the following reports of the Committee on Enrolled Bills were submitted:

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

Senate Chamber,
Tallahassee, Florida, May 16, 1923.

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

Sir:

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

(Senate Bill No. 186):

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

Also—

(Senate Bill No. 270):

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 in connection with said local improvements, said bonds to be general obligations of the municipalities.

Also—

(Senate Joint Resolution No. 135):

A Joint Resolution proposing an amendment to Article IX of the Constitution of the State of Florida, relative to taxation and finance.

Also—

(Senate Bill No. 166):

An Act to amend Section 1858 Revised General Statutes of Florida, pertaining to assessment of one-third of expense of certain improvements against property specially benefited thereby by cities and towns.

Also—

(Senate Bill No. 103):

An Act making an appropriation to pay a portion of the costs of the paving of a street in the city of Gainesville, Florida, known as University Avenue, extending from its intersection with the East boundary line of Section 6, Township 10 South, Range 20 East, westerly to its intersection with the west boundary line of said Section, where said street abuts upon either side of the lands used for the University of the State of Florida, and belonging to and the title to which is vested in the Board of Education of said State.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,
Tallahassee, Fla., May 16, 1923.

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

Sir:

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

(Senate Bill No. 343):

An Act creating, organizing and incorporating a Special Taxing District in St. Lucie County, Florida, to be known

and designated as Fort Pierce Inlet District; prescribing the boundaries thereof, providing for the government and administration of said District; to define the powers and purposes of said District and of the Board of Commissioners thereof; to authorize said board to construct, improve and maintain an inlet in said District connecting the waters of the Atlantic Ocean with the waters of the Indian River; to construct all other works necessary or proper in connection with said inlet; to provide for the acquiring and condemnation of any property needed for District purposes; to provide for the levy and collection of taxes for district purposes; to authorize said Board to borrow money and issue and sell bonds to procure money to carry out the provisions of this Act; to provide for an election to determine whether bonds of the district shall be issued; to prevent injury to works constructed under this Act, and to prescribe penalties therefor; to confer upon and charge to said District all rights, properties, debts and obligations of the citizens, inhabitants and property owners of the same territory acting or claiming to set as an incorporated taxing district under the name of Fort Pierce Inlet District; to repeal all laws in conflict herewith; and generally to provide for the construction, improvement and maintenance of the Fort Pierce Inlet.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,
Tallahassee, Florida, May 16, 1923.

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

Sir:

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

(House Bill No. 687):

An Act authorizing the appointment of a receiver to collect delinquent taxes of the Cocoa Drainage District, upon application of any bondholder, in case of default.

Also—

(House Bill No. 674):

An Act to authorize the City of Tallahassee to levy a special tax for creating a publicity and advertising fund for said city, and providing for the expenditure thereof.

Also—

(House Bill No. 627):

An Act to authorize the Board of County Commissioners of Sarasota County, Florida, to issue and sell negotiable time warrants, and to provide for the application of the moneys derived from such issue and sale.

Also—

(House Bill No. 572):

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

Also—

(House Bill No. 749):

An Act to amend Sections 5, 38 and 39 of Chapter 5791 of the Acts of the Legislature of Florida, 1907, the same being "An Act to establish, organize and constitute a municipality in DeSoto County, Florida, to be known and designated as the Town of Bowling Green, and to define its territorial boundaries and to provide for its jurisdiction, powers and privileges," and to provide for the appointment of a town marshal by the Town Council of the Town of Bowling Green, Florida.

Also—

(House Bill No. 654):

An Act to establish, organize and constitute a municipality to be known and designated as the Town of Hillcrest Heights, and to define its territorial boundaries; and to provide for its jurisdiction, powers and privileges.

Also—

(House Bill No. 619):

An Act in relation to indentured pilot apprentices for the Port of Key West, Florida.

Also—

(House Bill No. 515):

An Act amending Sections 4, 24, 71 and 73 of Chapter 8284, Laws of Florida (Acts of 1919), same being the Charter Act of the Town of Jennings, Florida.

Also—

(House Bill No. 696):

An Act for the protection of taxi drivers in the collection of their fares in Santa Rosa County, Florida.

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,
Tallahassee, Florida, May 16, 1923.

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

Sir:

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

(House Bill No. 693):

An Act to authorize and empower the County Commissioners of Pasco County, Florida, to levy an annual tax for advertising the resources of Pasco County.

Also—

(House Bill No. 685):

An Act fixing the period of redemption of lands in the

Cocoa Drainage District that may be sold for delinquent taxes assessed by the said District.

Also—

(House Bill No. 660):

An Act to legalize, ratify, validate and confirm street and sidewalk assessments in the City of Fort Pierce, Florida.

Also—

(House Bill No. 625):

An Act to authorize the Board of County Commissioners of Sarasota County, Florida, to issue interest-bearing time warrants, not to exceed the sum of Five Thousand (\$5,000.00) Dollars, for the purpose of transcribing portions of the records of Manatee County, relating to lands and property now in Sarasota County, Florida.

Also—

(House Bill No. 626):

An Act authorizing the Board of County Commissioners of Sarasota County, Florida, to borrow money not to exceed fifty per centum of the estimate of the revenue to be collected for any fiscal year for said county; to provide for the re-payment of said money borrowed, and the interest to be paid for same.

Also—

(House Bill No. 342):

An Act fixing the compensation of County Commissioners of counties having a population of more than 40,000 and not more than 45,000, and which had a total assessed valuation for the year A. D. 1922, of more than Twenty-seven Million Dollars (\$27,000,000.00).

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

Very respectfully,

R. H. ROWE,

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

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

Senate Chamber,
Tallahassee, Fla., May 16, 1923.

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

Sir:

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

(House Bill No. 688):

An Act to repeal Chapter 8625, Acts of the Legislature of 1921, entitled: "An Act to authorize the Board of County Commissioners of Brevard County, Florida, to issue interest-bearing time warrants in the sum of seventy-five thousand dollars, bearing interest at six per cent per annum, and payable on or before a date twenty-five years after date thereof, for the purpose of constructing, widening, hard-surfacing and maintaining a public road and highway to be known as the Merritt Island Road in Road District No. 2 of said Brevard County, and to provide for the payment of the same."

Also—

(House Bill No. 918):

An Act to legalize and validate the proceedings for the issuance of bonds of the City of West Tampa, Florida, in the amount of \$65,000.00, for the purpose of refunding \$60,000.00 of bonds of said city and funding the floating indebtedness thereof, which bonds were voted at a special election held in said city January 4, 1923; to authorize a change in the denomination of said bonds and a modification of the decree validating the same, and to repeal an Act passed by the Senate April 10th, 1923, and by the House of Representatives April 11th, 1923, which became a law without the approval of the Governor, April 27th, 1923; relating to the validation and change in the denomination of the aforesaid bonds.

Also—

(House Bill No. 744):

An Act to amend Sections 41, 42, 43, 44, 45, 46, Chapter 5791, the same being "An Act to establish, organize and constitute a municipality in DeSoto County, Florida, to be known and designated as the Town of Bowling Green,

and to define its territorial boundaries and provide for its jurisdiction, powers and privileges," prescribing a method for the assessment and collection of taxes upon real and personal property within said municipality.

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.

The consideration of—

House Bill No. 41:

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

Was resumed.

Mr. Knight offered the following amendment to House Bill No. 41:

In Section 1, line 7, strike out the word "Article" and insert in lieu thereof the following: "Act."

Mr. Knight moved the adoption of the amendment.

Which was agreed to.

And the bill as amended was placed on the Calendar of Bills on the Third Reading.

House Bill No. 286:

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

Was taken up and read a second time in full.

Mr. Stokes offered the following amendment to House Bill No. 286:

In Section 19, line 1, after the word "Issue" insert the following: "Under this Act or under any other law of this State."

Mr. Stokes moved the adoption of the amendment.

Which was agreed to.

Mr. Stokes offered the following amendment to House Bill No. 286:

In Section 19 at the end of the Section, add the following: "And no dwelling occupied as such shall be searched

in the night time under this Act, or under any other law of this State, except for stolen or embezzled property.

Mr. Stokes moved the adoption of the amendment.

Which was agreed to.

Mr. Stokes moved that the rules be waived and that House Bill No. 286 as amended be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 286 as amended was read a third time in full.

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

Yeas—Mr. President, Senators Anderson, Calkins, Etheredge, Hodges, Knight, Lindsey, MacWilliams, Malone, Mitchell, Overstreet, Phillips, Putnam, Rowe, Russell, Scales, Singletary, Stokes, Taylor, Wicker—21.

Nays—None.

So the bill passed, title as stated.

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

House Bill No. 136:

A bill to be entitled An Act to repeal Section 5579 of the Revised General Statutes of Florida in relation to Beating Way on Railroad Trains.

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

Mr. Stokes offered the following amendment to House Bill No. 136:

In Section 1, strike out the word "thirty" and insert in lieu thereof the following: "ten."

Mr. Stokes moved the adoption of the amendment.

Upon which a yea and any vote was demanded.

Upon which the roll was called, and the vote was:

Yeas—Senators Calkins, Campbell, Eaton, Hodges, Knight, Mapoles, Mitchell, Overstreet, Phillips, Putnam, Russell, Shelley, Singletary, Stokes, Taylor—15.

Nays—Mr. President, Senators Anderson, Cone, Epperon, Etheredge, Lindsey, MacWilliams, Malone, Rowe, Scales, Wicker—11.

So the amendment was adopted.

Mr. Philips offered the following amendment to House Bill No. 136:

In Section 1 strike out the words "twenty-five dollars" and insert in lieu thereof the following: Five dollars.

Mr. Phillips moved the adoption of the amendment.

Mr. Singletary offered the following amendment to the amendment to House Bill No. 136:

In Section 1 strike out the words "twenty-five dollars" and insert in lieu thereof the following: "ten."

Mr. Singletary moved the adoption of the amendment. Which was agreed to.

The question then recurred on the adoption of the amendment as amended.

The amendment as amended was agreed to.

Mr. Stokes offered the following amendment for House Bill No. 136:

At the end of Section 1 add: "And the County shall not be liable for the fees of the arresting officer arresting one for the violation of this Act unless the arresting officer is specifically requested to effect the arrest by some official or employee of the railroad company affected by such offence who shall make the request at the time the offence is committed."

Mr. Stokes moved the adoption of the amendment. Which was agreed to.

Mr. MacWilliams offered the following amendment to House Bill No. 136:

Amend title by adding to title the words: "And providing a penalty therefor."

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

Mr. Stokes moved to waive the rules and that House Bill No. 136 as amended be read the third time and put upon its passage.

Which was not agreed to.

Pending further consideration of the bill—

By consent—

Mr. Taylor introduced—
Senate Bill No. 505:

A bill to be entitled An Act fixing the compensation of members of the County School Boards in counties having a population of seventy-five thousand persons or in excess thereof, according to the last Federal census.

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 consent—

Mr. Taylor introduced—
Senate Bill No. 506:

A bill to be entitled An Act to amend Section 972 of the Revised General Statutes of Florida, relative to shows, and a license tax based on admission charge; tax on each tent; proviso; no fractional license.

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

By consent—

Mr. Taylor introduced—
Senate Bill No. 507:

A bill to be entitled An Act providing a closed season for deer, wild turkey and squirrel in Hillsborough County, Florida, and to authorize the County Commissioners of Hillsborough County to appropriate funds for the enforcement of this Act, and to provide a penalty for the violation of same.

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.

House Bill No. 140:

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

Was taken up and read a second time in full.

Mr. Taylor moved to indefinitely postpone House Bill No. 140.

Which was agreed to.

And the action of the Senate was ordered to be certified to the House of Representatives.

Upon request of Mr. Campbell, the Senate ordered that House Bill No. 104 be placed on the Calendar of Local Bills on Second Reading.

Mr. Mapoles moved that the Senate do now take a recess. Which was agreed to. Thereupon the Senate at 6:02 o'clock p. m. took a recess to 8 o'clock p. m. today.

EVENING SESSION.

The Senate met at 8 o'clock P. M. Wednesday, May 16th, 1923.

The President in the Chair.

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

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

A quorum present.

By consent—

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

Senate Chamber,
Tallahassee, Florida, May 16, 1923.

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

Sir:

Your Committee on Appropriations, to whom was referred—

Senate Bill No. 368:

A bill to be entitled An Act to provide for the taking of the census of the State of Florida in the year 1925 and making appropriation therefor.

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

Very respectfully,
W. C. HODGES,
Chairman of Committee.

And Senate Bill No. 368, contained in the above report, was placed on the Calendar of Bills on Second Reading.

SENATE BILLS OF A GENERAL NATURE ON SECOND READING.

Mr. Stokes called up—

Senate Bill No. 14:

And—

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.

Was taken up and read the second time in full.

Mr. Stokes moved that the rules be waived and that Senate Bill No. 14 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. 14 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, Cone, Eaton, Epperson, Hodges, Igou, Johnson, Knight, MacWilliams, Mapoles, Mitchell, Overstreet, Putnam, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—23.

Nays—None.

So the bill passed, title as stated.

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

Mr. Lindsey called up Senate Bill No. 328—

And—

Senate Bill No. 328:

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

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

The Committee on Judiciary B offered the following amendment to Senate Bill No. 328:

In Section 1, line 7, strike out the word "three" and insert in lieu thereof the following: "one."

Mr. Knight moved the adoption of the amendment.

The amendment was agreed to.

Mr. Lindsey offered the following amendment to Senate Bill No. 328:

In title, strike out "three" and insert in lieu thereof the following: "one."

Mr. Lindsey moved the adoption of the amendment.

The amendment was agreed to.

Mr. Lindsey moved that the rules be waived and that Senate Bill No. 328, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 328, as amended, was read a third time in full.

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

Yeas—Mr. President, Senators Butler, Campbell, Epperson, Hodges, Mapoles—6.

Nays—Senators Anderson, Calkins, Colson, Cone, Eaton, Etheredge, Igou, Johnson, Knight, Lindsey, MacWilliams, Malone, Mitchell, Overstreet, Putnam, Rowe, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—22.

So the bill failed to pass.

Mr. Singletary called up Senate Bill No. 297.

And—

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.

Was taken up and read the third time in full.

By unanimous consent—

Mr. Singletary offered the following amendment to Senate Bill No. 297:

In Section 3, line 19, strike out "\$2.50" and insert in lieu thereof the following: "\$3.00."

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

Mr. Stokes offered the following amendment to Senate Bill No. 297:

At the end of Section 4 add: "except in counties where there are Criminal Courts of Record or a Court of Record."

Mr. Stokes moved the adoption of the amendment.

The amendment was agreed to.

Mr. Johnson moved to waive the rules and that the further consideration of the bill be informally passed over and that it be made a continuing order.

Which was agreed to by a two-thirds vote.

Mr. Shelley called up Senate Bill No. 354.

And—

Senate Bill No. 354:

A bill to be entitled An Act to amend Section 4617 of the Revised General Statutes, defining the term "common carrier" as used in Chapter 6, Title 4, Regulation of Railroads, Steamboats, etc., Division 4.

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

Mr. Shelley moved that the rules be waived and that Senate Bill No. 354 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. 354 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, Cone, Eaton, Etheredge, Hodges, Johnson, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Putnam, Rowe, Russell, Shelley, Singletary, Stokes, Taylor, Wells, Wicker—25.

Nays—None.

So the bill passed, title as stated.

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

Mr. Anderson called up Senate Bill No. 107—

And—

Senate Bill No. 107:

A bill to be entitled An Act to legalize and validate tax certificates held by the State of Florida for the nonpayment of State, county and special taxes, except in cases

where the taxes have been previously paid, or where lands against which such certificates accrued were not subject to taxation.

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

Mr. Anderson moved that the rules be waived and that Senate Bill No. 107 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. 107 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, Cone, Eaton, Etheredge, Hodges, Johnson, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Rowe, Russell, Shelley, Singletary, Stokes, Taylor, Wicker—22.

Nays—Senator Epperson—1.

So the bill passed, title as stated.

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

Mr. Eaton called up Senate Bill No. 234.

And—

Senate Bill No. 234:

A bill to be entitled An Act prohibiting the unauthorized making, buying, selling or giving away of duplicate switch keys of railroad companies.

Was taken up and read the second time in full.

Mr. Eaton moved that the rules be waived and that Senate Bill No. 234 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. 234 was read a third time in full.

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

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

Nays—None.

So the bill passed, title as stated.

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

Mr. Hodges called up Senate Bill No. 121—

And—

Senate Bill No. 121:

A bill to be entitled An Act to provide that attorneys at law may prepare transcripts of the record for use on any appeal to the Supreme Court; to require the certification of such transcripts by the clerk of the lower court and prescribe his compensation therefor, and prescribe penalties for the violation of this Act.

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

Mr. Hodges moved that the rules be waived and that Senate Bill No. 121 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. 121 was read a third time in full.

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

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

Nays—None.

So the bill passed, title as stated.

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

Mr. Mitchell called up Senate Bill No. 157—

And—

Senate Bill No. 157:

A bill to be entitled An Act to require the presence of certain bank officials to be present with the State Bank Examiner when the assets of the bank are being examined.

Was taken up and read the second time in full.

Mr. Epperson offered the following amendment to Senate Bill No. 157:

In Section 1, line 6, strike out the word and figure "two (2)" and insert in lieu thereof the word and figure "one (1)."

Mr. Epperson moved the adoption of the amendment.

The amendment was agreed to.

Mr. Mitchell moved that the rules be waived and that Senate Bill No. 157, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 157, as amended, was read a third time in full.

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

Yeas—Mr. President, Senators Anderson, Butler, Calkins, Campbell, Colson, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Knight, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, 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 referred to the Committee on Engrossed Bills.

Mr. Mapoles called up Senate Bill No. 399.

And—

Senate Bill No. 399:

A bill to be entitled An Act to provide that all persons who are not residents of the State of Florida, and who are engaged in the business of selling automobiles at retail in the State of Florida, shall pay a license tax.

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

Mr. Mapoles moved that the rules be waived and that Senate Bill No. 399 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. 399 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, Cone, Eaton, Epperson, Etheredge, Igou, Johnson, Knight, Lindsey, MacWilliams, Malone, Mapoles, Mitchell, Overstreet, Putnam, Russell, 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. Rowe called up Senate Joint Resolution No. 122.

And—

Senate Joint Resolution No. 122:

A Joint Resolution proposing an amendment to Section 17 of Article V of the Constitution of the State of Florida, relating to the jurisdiction of County Judges.

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

Mr. Rowe moved that the rules be waived and that Senate Joint Resolution No. 122 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 122 was read a third time in full, as follows:

A Joint Resolution proposing an amendment to Section 17 of Article V of the Constitution of the State of Florida, relating to the jurisdiction of County Judges.

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

That the following proposed amendment to Section 17 of Article V of the Constitution of the State of Florida, relating to the jurisdiction of County Judges, be and the same is hereby agreed to, and shall be submitted to the electors of the State of Florida for approval or rejection at the next general election of representatives to be held in the year 1924; that is to say, that Section 17 of Article V of the Constitution of Florida shall be amended to read as follows:

Section 17. The County Judge shall have original jurisdiction in all cases at law in which the demand or value of property involved shall not exceed Two Hundred and Fifty (\$250.00) Dollars; of proceedings relating to the forcible entry or unlawful detention of lands and tenements; and of such criminal cases as the Legislature may prescribe. The County Judge shall have jurisdiction of the settlement of the estates of decedents and minors, to order the sale of real estate of decedents and minors, to take probate of wills, to grant letters testamentary of administration and guardianship, and to discharge the duties annually pertaining to courts of probate. He shall have the power of a committing magistrate and shall issue all licenses required by law to be issued in the county.

Upon the passage of Senate Joint Resolution No. 122, the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Butler, Calkins, Campbell, Eaton, Epperson, Etheredge, Igou, Johnson, Knight, MacWilliams, Malone, Mapoles, Mitchell, Putnam, Rowe, Russell, Shelley, Singletary, Taylor, Wells, Wicker—23.

Nays—None.

So Senate Joint Resolution No. 122 was adopted by the Constitutional three-fifths vote of all the members elected to the Senate of 1923.

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

Mr. Taylor called up Senate Bill No. 185.

And—

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, guardian of estate, assignee, receiver or committee of estates, or 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.

Was taken up and read the second time in full.

Mr. Taylor moved that the rules be waived and that Senate Bill No. 185, 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. 185, 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, Cone, Eaton, Epperson, Etheredge, Hodges, Igou, Johnson, MacWilliams, Malone, Mapoles, Putnam, Russell, Singletary, Stokes, Taylor, Wells, Wicker—22.

Nays—Senators Knight, Lindsey—2.

So the bill passed, title as stated.

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

Mr. Etheredge called up House Bill No. 427.

And—

House Bill No. 427:

A bill to be entitled An Act defining and fixing the Territorial Limits and Boundaries of the Sixth Judicial Circuit; creating the Eighteenth Judicial Circuit; providing for a Circuit Judge and State Attorney in the Eighteenth Judicial Circuit, and providing and fixing the time for holding the terms of the Circuit Court in said Circuits and effect on pending litigation.

Was taken up and read the second time in full.

Mr. Etheredge moved that the rules be waived and that House Bill No. 427 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. 427 was read a third time in full.

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

Yeas—Senators Anderson, Butler, Calkins, Campbell, Eaton, Epperson, Etheredge, Igou, Malone, Mapoles, Mitchell, Overstreet, Putnam, Shelley, Stokes, Taylor, Wells—17.

Nays—Mr. President, Senators Colson, Cone, Hodges, Johnson, Knight, Lindsey, MacWilliams, Rowe, Russell, Singletary, Wicker—12.

So the bill passed, title as stated.

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

Mr. Anderson called up Senate Bill No. 368.

And—

Senate Bill No. 368:

A bill to be entitled An Act to provide for the taking of the census of the State of Florida in the year 1925 and making appropriation therefor.

Was taken up and read the second time in full.

Mr. Shelley moved that the further consideration of Senate Bill No. 368 be temporarily passed, and that the bill retain its place on the Calendar of Bills on Second Reading.

Which was agreed to.

Mr. Knight called up Senate Joint Resolution No. 274.

And—

Senate Joint Resolution No. 274:

A Joint Resolution proposing an amendment to Section 1, Article IX of the Constitution of the State of Florida.

Was taken up and read the second time in full.

Mr. Etheredge moved that the further consideration of the resolution be informally passed.

Which was agreed to.

The hour of adjournment having arrived, the Senate, at 10:02 o'clock P. M., stood adjourned to 10 o'clock A. M., Thursday, May 17, 1923.