

JOURNAL OF THE SENATE

Of the twenty-first biennial session of the Legislature of the State of Florida, under the Constitution of the State, A. D., 1885, begun and held at the Capitol in the City of Tallahassee, Florida, Tuesday, the fifth day of April, A. D., 1927, at 12 o'clock, noon, being the day and hour fixed by the Constitution of the State of Florida for the convening of the Legislature.

Tuesday, April 5, 1927

The Senate convened at 12 o'clock, noon, and was called to order by Hon. John S. Taylor, President of the Senate.

The Secretary of the Senate announced that the Secretary of the State had certified to the election of State Senators at the general election of November, 1926, and that the same had been filed.

Secretary Charles A. Finley, by direction of the President, called the roll of the hold-over members of the Senate and the following answered to their names:

HOLDOVERS

Hon. John S. Taylor, 11th Dist.
Hon. D. Stuart Gillis, 3rd Dist.
Hon. H. N. Walker, 5th Dist.
Hon. John J. Swearingen, 7th Dist.
Hon. Hugh Hale, 9th Dist.
Hon. John W. Watson, 13th Dist.
Hon. D. E. Knight, 15th Dist.
Hon. S. A. Hinley, 17th Dist.
Hon. M. O. Overstreet, 19th Dist.
Hon. J. W. Turner, 21st Dist.

Hon. L. D. Edge, 23rd Dist.
 Hon. W. R. McDaniel, 25th Dist.
 Hon. E. J. Etheredge, 27th Dist.
 Hon. J. Slater Smith, 29th Dist.
 Hon. A. M. Taylor, 31st Dist.
 All of whom responded to their names.

The Secretary, by direction of the President, called the roll of the Senators elected at the general election on November 3, 1926, and the following answered to their names:

TO BE SWORN IN

Hon. F. H. Cobb, 1st Dist.
 Hon. Herbert P. Caro, 2nd Dist.
 Hon. W. J. Singletary, 4th Dist.
 Hon. S. W. Anderson, 6th Dist.
 Hon. W. C. Hodges, 8th Dist.
 Hon. R. H. Rowe, 10th Dist.
 Hon. J. H. Scales, 12th Dist.
 Hon. W. W. Phillips, 14th Dist.
 Hon. J. B. Stewart, 16th Dist.
 Hon. Edgar W. Waybright, 18th Dist.
 Hon. W. T. Gary, 20th Dist.
 Hon. T. T. Turnbull, 22nd Dist.
 Hon. W. H. Malone, 24th Dist.
 Hon. W. F. Glynn, 26th Dist.
 Hon. Howard G. Putnam, 28th Dist.
 Hon. I. J. McCall, 30th Dist.
 Hon. J. Maxey Dell, 32nd Dist.
 Hon. L. W. Jennings, 33rd Dist.
 Hon. Pat Whitaker, 34th Dist.
 Hon. Alfred H. Wagg, 35th Dist.
 Hon. M. O. Harrison, 36th Dist.
 Hon. J. J. Parrish, 37th Dist.
 Hon. J. M. Mitchell, 38th Dist.

The oath of office was administered to the foregoing recently elected Senators by the Honorable W. H. Ellis, Chief Justice of the Supreme Court of Florida.

A quorum of the Senate was announced.

The Senate proceeded to the organization of the body:

Mr. Hodges presented the name of the Honorable S. W. Anderson of the Sixth District, to be President of the Senate for the ensuing two years.

There being no other nominations, Hon. S. W. Anderson was elected by acclamation and was declared the President of the Senate.

Mr. Hodges, moved that a committee of three be appointed to escort the newly-elected President to his seat.

Which was agreed to.

And Messrs. Parrish, Singletary and Gary were appointed.

Hon. John S. Taylor, former President of the Senate, received the newly-chosen President and introduced him to the body.

The Hon. Chief Justice of the Supreme Court administered the oath of office to Senator S. W. Anderson as President of the Senate.

Mr. Hodges placed in nomination the name of Hon. Wm. H. Malone of the 24th District, to be the President pro tempore of the body.

There being no other nominations, Hon. Wm. H. Malone was elected to be President pro tempore of the Senate, by acclamation and was escorted to a seat by the President's side by a committee composed of Messrs. Phillips, Turnbull and Taylor, 11th Dist.

Mr. Hodges presented the name of Charles A. Finley to be Secretary.

There being no other nominations for the office, Mr. Charles A. Finley was elected Secretary of the Senate by acclamation.

The Chief Justice of the Supreme Court administered the oath of office to Mr. Chas. A. Finley as Secretary of the Senate.

Mr. Hodges presented the following list of attaches as a nomination for the various positions:

Journal Secretary—Miss Ruby Lowe, Tallahassee.

Assistant Secretary—Robert Miller, Wellborn.
 Bill Secretary—B. H. Simmons, Graceville.
 Ass't. Bill Secretary—R. W. Davis, Jr., Gainesville.
 Reading Secretary—Miss Kate B. Inman, Live Oak.
 Ass't. Reading Secretary—Ray Y. Walden, Osteen.
 Index Secretary—Miss Luna Bowdoin, Orlando.
 Engrossing Secretary—Miss Anna Beth Wilson.
 Enrolling Secretary—Mrs. Emma McDougall, Tallahassee.
 Sergeant-at-Arms—C. E. Johnston, Daytona Beach.
 Ass't. Sergeant-at-Arms—Lee Etheredge, DeSoto City.
 Verifiers—Miss Leola D. Sauls, Tallahassee; Mrs. Marie Cox Williams, Tallahassee.
 Doorkeeper—E. L. Shuler, Okeechobee.
 Messenger—A. M. Smith, Crawfordville.
 Janitor—Eugene Hawkins.
 Chaplain—Rev. J. K. Hutchins, Monticello.
 Stenographers—Mrs. A. R. Simmons, Milton; A. G. Herring, Punta Gorda; Miss Mary Carter, MacClenny; Mrs. Margaret Wallis, Tallahassee; Frank Saxon, Brooksville; Mrs. Ethel Shaw, Blountston; Ethel Daves.
 Pages—Edwin Bradley, Green Cove Springs; Gilbert Turner, Sumner; Evelyn Meyer, Tampa; Thomas Jefferson Blalock, Tallahassee.

The above mentioned attaches were duly elected to serve the ensuing session.

The oath of office was administered to the above named attaches by Senator Wm. C. Hodges, a duly commissioned Notary Public.

Mr. Malone moved that the President appoint a committee of three to wait upon the Governor and inform him that the Senate is duly organized and awaits from him any message he may wish to convey to the body.

Which was agreed to.

The President appointed Messrs. Malone, Glynn and Singletary as said committee.

By permission the committee withdrew.

Mr. Hodges moved that a committee of three be appointed to wait on the House of Representatives and inform that body that the Senate is organized and ready to proceed to

the business of the session, awaiting any communication they may be pleased to convey.

Which was agreed to.

The President appointed Messrs. Hodges, Etheredge and Parrish as said committee.

The committee withdrew.

The committee to wait upon the Governor to notify him of the organization of the Senate and that this body awaits his pleasure appeared at the bar of the Senate and stated they had performed the duty assigned them and that the Governor welcomes the readiness of the body for business, and that he will deliver his message to the joint session of the two branches at 11 o'clock a. m., Wednesday, April 6th.

The Committee was discharged.

The committee to wait upon the House of Representatives and notify that body of organization of the Senate appeared at the bar of Senate and reported to the President that the duty had been performed.

The committee was discharged.

A committee from the House of Representatives appeared at the bar of the Senate and notified the Senate that the House of Representatives was duly organized and ready to proceed.

INTRODUCTION OF SENATE RESOLUTIONS.

By Mr. Hodges—
Senate Resolution No. 1:

Be it resolved that the President of the Senate is hereby authorized to employ one competent stenographer to act as Secretary to the President of the Senate and to perform such other stenographic duties as may be directed by other Senators, with the permission of the President of the Senate.

Mr. Hodges moved the adoption of the Resolution.

Which was agreed to.

The President announced the appointment of Mrs. Lucy H. Grant, of Tallahassee, as the Private Secretary to the President under the above resolution.

Mr. Hodges offered the following resolution:
Senate Resolution No. 2:

Be it resolved that the Secretary of the Senate is hereby authorized to employ one competent stenographer whose duty it shall be to assist at the desk of the Secretary of the Senate and when not engaged in work with the Secretary of the Senate to act as an emergency stenographer to Senators.

Which was read.

Mr. Hodges moved to adopt the resolution.

Which was agreed to.

The Secretary announced the appointment of Miss Ann S. Taylor, of Tampa, Fla., as the stenographic assistant under the above resolution.

On motion of Mr. Turnbull the Senate Rules governing the body in 1925 were declared in force until the Committee on Rules shall report and obtain such change as the Senate may deem proper.

On motion of Mr. Turnbull, a Committee of three was appointed by the President as a Committee to prepare and suggest amendments to the Senate rules.

The President appointed Messrs. Turnbull, Taylor (11th) and W. C. Hodges, as said Committee.

By Hon. T. T. Turnbull—

Senate Resolution No. 3:

RESOLVED, That Marvin C. McIntosh, Special Counsel for the Board of Commissioners of Everglades Drainage District and for the Trustees of the Internal Improvement Fund, be allowed to remain in the Senate Committee room now occupied by him, provided that committees of the Senate be allowed the use of said room when necessary.

Which was read.

Mr. Turnbull moved to adopt the resolution.

The resolution was adopted.

INTRODUCTION OF SENATE CONCURRENT RESOLUTION.

Mr. Taylor, 11th Dist., offered the following Concurrent Resolution:

Senate Concurrent Resolution No. 1:

Whereas, the United Confederate Veterans are now in general reunion in Tampa; and,

Whereas, the people of this country, regardless of state or section, delight to honor these old heroes for their valor in war and their loyalty to the nation since the issues of the war were settled; Therefore be it,

Resolved by the Senate, the House of Representatives Concurring :

That the Legislature, on behalf of the people of the State of Florida, officially welcome the United Confederate Veterans to our state, and extend to them our most cordial greetings; with the sincere wish for their continued happiness and well being.

Which was read the first time.

Mr. Taylor, 11th Dist., moved that the rules be waived, and that Senate Concurrent Resolution No. 1, be taken up and considered at once.

Which was agreed to by a two-third vote.

The Resolution was read the second time.

Mr. Taylor, 11th Dist., moved to adopt the Resolution.

Which was agreed to.

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

Mr. Turnbull moved that the State Printer be instructed to furnish the Senate 1,500 copies of the Senate Daily Journal.

Mr. Etheredge moved to amend the motion of Mr. Turnbull and that 1,000 copies be ordered.

The question was put upon the amendment to the motion.

Which was agreed to.

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

Which was agreed to.

And the order was made for 1,000 copies of the Senate Daily Journal.

On motion the Senate went into Executive Session at 12:37 o'clock P. M.

The Senate resumed its session at 1:35 o'clock P. M.

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

Mr. President, Senators Caro, Cobb, Dell, Edge, Ether-

edge, Gary, Gillis, Glynn, Hale, Harrison, Hinely, Hodges, Jennings, Knight, McCall, McDaniel, Malone, Mitchell, Overstreet, Parrish, Phillips, Putnam, Rowe, Scales, Single-
 tary, Smith, Stewart, Swearingen, Taylor (11th District),
 Taylor (31st District), Turnbull, Turner, Wagg, Walker,
 Watson, Waybright, Whitaker—38.

A quorum present.

Mr. Gillis 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.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives,
 Tallahassee, Fla., April 5, 1927.

Hon. S. W. Anderson,
President of the Senate.

Sir:

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

House Concurrent Resolution No. 1:

Be it resolved by the House of Representatives, the Senate concurring:

That no bills be introduced until Thursday, the 7th, or until the Standing Committees shall have been announced.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
 FRANK WEBB,
 Chief Clerk House of Representatives.

And House Concurrent Resolution No. 1, contained in the above message, was read the first time in full.

Mr. Taylor, 11th District, moved that the rules be waived, and that House Concurrent Resolution No. 1 be taken up and considered at once.

Which was agreed to by a two-third vote.

The Resolution was read the second time.

Mr. Taylor of 11th District, moved to adopt the Resolution.

Which was agreed to.

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

Also—

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

House of Representatives,
Tallahassee, Florida, April 5th, 1927.

*Hon. S. W. Anderson,
President of the Senate.*

Sir:

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

House Concurrent Resolution No. 2:

Be it Resolved by the House of Representatives the Senate concurring.

That the House of Representatives respectfully advises and concur with the Senate in advising the Governor that the Legislature as per his request will assemble in the Hall of the House of Representatives at 11:00 o'clock a. m., April 6th, for the purpose of receiving his Excellency's message.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 2, contained in the above message, was read the first time in full.

Mr. Taylor, 11th District, moved that the rules be waived, and that House Concurrent Resolution No. 2, be taken up and considered at once.

Which was agreed to by a two-third vote.

The Resolution was read the second time.

Mr. Taylor, 11th District, moved to adopt the Resolution.

Which was agreed to.

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

Also—

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

House of Representatives,
Tallahassee, Fla., April 5, 1927.

Hon. S. W. Anderson,
President of the Senate.

Sir:

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

House Concurrent Resolution No. 3:

WHEREAS, The Florida State Bar Association holds its annual meeting in the City of Jacksonville on Thursday, Friday and Saturday, April 7th, 8th and 9th, and many members of this Legislature are members of said Association and are desirous of attending said annual meeting, and

WHEREAS, the House Chamber has not been completely equipped in time for the annual session and it is necessary to lay carpet on the floor and said work cannot be done while the House is in session, now, therefore,

BE IT RESOLVED by the House of Representatives, the Senate concurring, that this House take a recess from noon on Thursday the 7th day of April until noon on Monday the 11th day of April.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,
Chief Clerk House of Representatives.

And House Concurrent Resolution No. 3, contained in the above message, was read the first time in full and was laid over under the rule.

MESSAGE FROM ATTORNEY GENERAL

The following communication from the Attorney General was received and read:

State of Florida, Office of the Attorney General,
Tallahassee, April 5, 1927.

Hon. S. W. Anderson,
President of the Senate.
Tallahassee, Florida.

Dear Sir:

In compliance with the provisions of Section 104, Revised General Statutes, 1920, I hereby recommend Mrs. Mary M. Meginniss as a person experienced in indexing to supervise and assist the respective clerks of each branch of the Legislature having such work in hand in making the index for both the House and Senate Journals during the 1927 Session of the Legislature.

Very respectfully,

J. B. JOHNSON.
Attorney General.

The communication was ordered spread on the Journal.

Mr. Phillips moved that the President be empowered to appoint an assistant janitor.

Which was agreed to.

Whereupon the President appointed Weldon G. Starry, of Blountston, as assistant janitor.

On motion of Mr. Hale, the Senate took a recess at 2:15 o'clock P. M. to 3:30 o'clock P. M. today.

AFTERNOON SESSION—3.30 O'CLOCK.

The Senate convened at 3:30 P. M. pursuant to recess order.

The President in the Chair.

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

Mr. President, Senators Caro, Cobb, Dell, Edge, Etheredge, Gary, Gillis, Glynn, Hale, Harrison, Hinely, Hodges, Jennings, Knight, McCall, McDaniel, Malone, Mitchell, Overstreet, Parrish, Phillips, Putnam, Rowe, Scales, Singletary, Smith, Stewart, Swearingen, Taylor (11th District), Taylor (31st District), Turnbull, Turner, Wagg, Walker, Watson, Waybright, Whitaker—38.

A quorum present.

Mr. Taylor moved that the President of the Senate be empowered to appoint an Assistant Journal Secretary.

Which was agreed to.

At 4:15 o'clock P. M., the Senate went into Executive Session on the motion of Mr. McDaniel.

At 5:25 o'clock p. m., the Senate emerged from its Executive Session.

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

Mr. President, Senators Caro, Cobb, Dell, Edge, Etheredge, Gary, Gillis, Glynn, Hale, Harrison, Hinely, Hodges, Jennings, Knight, McCall, McDaniel, Malone, Mitchell, Overstreet, Parrish, Phillips, Putnam, Rowe, Scales, Singletary, Smith, Stewart, Swearingen, Taylor (11th), Taylor (31st), Turnbull, Turner, Wagg, Watson, Waybright, Whitaker.—37.

A quorum present.

Mr. Turnbull offered the following Resolution—

Senate Resolution No. 3:

RESOLVED, That Marvin C. McIntosh, Special Counsel for the Board of Commissioners of Everglades Drainage District and for the Trustees of the Internal Improvement Fund, be allowed to remain in the Senate Committee room, now occupied by him, provided that committees of the Senate be allowed the use of said room when necessary.

Mr. Turnbull moved to adopt the resolution.

The resolution was adopted.

Mr. Gillis moved that the Senate do now adjourn.

Which was agreed to.

Whereupon the Senate stood adjourned till 10:45 a. m., Wednesday, April 6, 1927.