

Wednesday, May 4, 1927

The Senate convened at 11 o'clock A. M., pursuant to adjournment.

The President in the Chair.

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

Mr. President; Senators Caro, Cobb, Dell, Edge, Etheredge, Gary, Gillis, Glynn, Hale, Harrison, Hinely, Hodges, Jennings, Knight, McCall, McClellan, Mitchell, Parrish, Phillips, Putnam, Rowe, Scales, Singletary, Smith, Stewart, Swearingen, Taylor (11th Dist.), Taylor (31st Dist.), Turnbull, Turner, Wagg, Walker, Watson, Waybright, Whitaker—36.

A quorum present.

Prayer by the Chaplain.

Reading of the Journal was dispensed with.

The daily Journal of May 2 was corrected, and as corrected was approved.

OTHER CORRECTIONS.

The Daily Senate Journal of Tuesday, April 26, 1927, on page 61 of said Journal the lines, 33, 34, 35, 36 and 37, of said page, are hereby stricken out and the following is substituted in lieu thereof, to-wit:

“A bill to be entitled An Act to authorize the Board of County Commissioners of Palm Beach County, to issue bonds of said county in order to raise additional money to complete the construction and improvement of roads and bridges now in course of construction in said county and to pay amounts due or to grow due to the contractors for work done or now under way, and to provide money for the purpose of financing the cost of further road and bridge construction in said county, and expenses incidental thereto, and to provide for the payment of said bonds, and to provide for a referendum.”

The title of said bill in the message of the House to the Senate having the original title instead of the amended title.

Also—

The Daily Senate Journal of Tuesday, April 19, 1927, on page 41 of said Journal, after line 22, add the following thereto as the true title of the bill as should have appeared in the message from the House of Representatives, to-wit:

House Bill No. 241:

A bill to be entitled An Act to amend Section 4 of Chapter 11667, Acts of the Extraordinary Session of 1925, being an Act entitled An Act authorizing and empowering the Board of County Commissioners of Okeechobee County, Florida, by resolution to issue and sell negotiable, interest-bearing bonds, bearing six per cent interest per annum, payable semi-annually, in such form, date of maturity, and time and place or places of payment as the said Board of County Commissioners may adopt, in the sum of \$65,000, the proceeds of which to be used in clearing, grading, constructing, and paving a road beginning on the West side of Parrott Avenue on the shores of Lake Okeechobee, and running West along said shores for a distance of approximately one and one-half miles to a place known as McClendon Point, thence South approximately one thousand yards to Chandler Point, thence South approximately two and one-half miles along the shores of Lake Okeechobee to the Northern banks of Kissimmee River. Also widening, repairing, reconstructing and paving that portion of the Jupiter Road in Okeechobee County, Florida, extending from the intersection of said road with State Road Number 8, thence East for a distance of approximately six miles, and also for repairing and reconstructing Bridges and Culverts on said roads, or any part of them, for building new bridges or new culverts on said roads or any part of them; and for levy, assessment and collection of taxes to create a sinking fund for the payment of principal and interest on said bonds, and to provide for the sale and retirement of same, naming depositories for moneys derived from sale of said bonds and from taxes for sinking fund for retirement of said bonds.

REPORTS OF COMMITTEES.

Mr. Taylor (31st Dist.), Chairman of the Committee on Military Affairs, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 3, 1927.

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

Sir:

Your Committee on Military Affairs, to whom was referred—

Senate Bill No. 201:

A bill to be entitled An Act to amend Chapter 8502, Laws of Florida, being An Act entitled "An Act to regulate and provide for the military forces of the State of Florida, and to promote its efficiency; to prescribe rules, regulations and means for its organization, administration, armament, equipment, discipline, control and supervision; to provide for its maintenance, support and upkeep; to authorize and empower the Governor of Florida to make and publish rules and regulations for the re-organization of the Florida National Guard, in conformity to Acts of Congress relating to the National Guard; to authorize the Governor to take necessary steps for procuring aid, equipment and appropriations from the Federal Government for the National Guard; to provide means for the enforcement of this Act; to fix penalties and punishments for the violation of this Act; and to repeal Articles I, II and III of Chapter I, Military Code of Florida, under Title VIII, Revised General Statutes of Florida, 1920, as amended by the Act approved June 7, 1923", as such Chapter 8502 was amended by the Act approved June 7, 1923, the same being Chapter 9337, Laws of Florida, and by the Act approved May 28, 1925, being Chapter 10185, Laws of Florida and to repeal all laws and parts of laws in conflict herewith.

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

Very respectfully,

A. M. TAYLOR,
Chairman of Committee.

And Senate Bill No. 201, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on Second Reading.

Mr. Taylor, 31st District, Chairman of the Committee on Military Affairs, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 3, 1927.

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

Sir:

Your Committee on Military Affairs, to whom was referred—

Senate Bill No. 322:

A bill to be entitled An Act authorizing and directing the presentation by the Governor of Florida, on behalf of the people of this State, to Major General Charles P. Summerall, U. S. Army, of a Saber, in appreciation of his pre-eminently distinguished service in the World War.

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

Very respectfully,

A. M. TAYLOR,
Chairman of Committee.

And Senate Bill No. 322, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on Second Reading.

Mr. Taylor (31st Dist.), Chairman of the Committee on Military Affairs, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 3, 1927.

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

Sir:

Your Committee on Military Affairs, to whom was referred—

Senate Bill No. 219:

A bill to be entitled An Act authorizing the Governor of Florida to receive from the Secretary of War, certain moneys described by the War Department as "OTHER

FUNDS," and to distribute them for the benefit of the National Guard of this State.

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

Very respectfully,

A. M. TAYLOR,
Chairman of Committee.

And Senate Bill No. 219, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on Second Reading.

Mr. Taylor, 31st District, Chairman of the Committee on Military Affairs, submitted the following report:

Senate Chamber,
Tallahassee, Florida, May 3, 1927.

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

Sir:

Your Committee on Military Affairs, to whom was referred—

Senate Bill No. 334:

A bill to be entitled An Act to make May Thirtieth of each year a legal holiday to be known as National Memorial Day.

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

Very respectfully,

A. M. TAYLOR,
Chairman of Committee.

And Senate Bill No. 334, contained in the above report, together with committee amendments, was laid on the table under the rule.

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

Senate Chamber,
Tallahassee, Fla., May 3, 1927.

Hon. S. W. Anderson.

President of the Senate.

Sir:

Your Committee on Judiciary B, to whom was referred—

Senate Bill No. 304:

A bill to be entitled An Act requiring each corporation doing business in the State of Florida to file with the Secretary of State a certificate either designating the office of a Clerk of a Circuit Court and the Clerk of said Court for any county as its office and agent for the service of process, or a certificate showing its principal office or place of business for the service of process in this State and accurately and correctly stating the location thereof, and also requiring said corporation to keep its office or principal place of business open during certain hours of each and every day, excepting Sundays and legal holidays, and requiring each of said corporations to keep at said office during said hours one or more officers or agents and providing that process in all civil cases issuing out of any of the Courts of this State may be served upon any officer, director or agent of said corporation at said office, and providing for service of process by publication upon any corporation that shall fail or refuse to file said certificate with the Secretary of State, or that shall fail or refuse to keep its office at its principal place of business open during the hours and upon the days hereinafter designated, or that shall fail or refuse to keep at said office during said hours one or more officers or agents, and providing for service of process by publication upon any association or foreign corporation which shall not have qualified to do business in this State, but which shall have or appear to have had, any interest in property within this State, and for other purposes.

Committee amendments suggested:

Amendment No. 1. Substitute bill offered with title the same as original bill.

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

Very respectfully,

D. STUART GILLIS,
Chairman of Committee.

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

Mr. Swearingen, of 7th District, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,
Tallahassee, Florida, May 4, 1927.

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

Sir:

Your Committee on Judiciary A, to whom was referred—
Senate Bill No. 177:

A bill to be entitled An Act requiring owners of certain motor vehicles and trailers to furnish security for their civil liability on account of personal injuries caused by their motor vehicles and trailers.

Committee amendments suggested:

Amendment No. 1—

At the end of Section 2 of said bill add the following: "The word 'company' as used in this Act shall include all insurance carriers licensed to write such insurance business in the State of Florida."

Have had the same under consideration, and report same without recommendations, with attached amendments, and that the same, with amendments thereto, do pass.

Very respectfully,

JOHN J. SWEARINGEN,
Chairman of Committee.

And Senate Bill No. 177, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on Second Reading.

REPORTS OF JOINT COMMITTEE ON ENROLLED
BILLS.

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

Senate Chamber,
Tallahassee, Florida, May 2, 1927.

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

Sir:

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

(Senate Bill No. 39):

An Act to amend Chapter 11000, Laws of Florida, being An Act entitled: "An Act creating and constituting a Special Road and Bridge District in Palm Beach County, Florida, known and designated as Cross-State Highway Bridge District; providing for a Board of Supervisors of said District; authorizing the construction of roads and bridges in said district and providing for a Board of Supervisors to enter into contract therefor; authorizing and making provision for levy and collection of a tax for maintenance of such Roads and Bridges and to pay any bond issue of such roads and bridge district; authorizing the issuance of bonds; and relating to the powers and duties of said road and bridge district and said supervisors of said road and bridge district."

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

Very respectfully,

S. A. HINELY,

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

Also—

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

Senate Chamber,
Tallahassee, Florida, May 4, 1927.

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

Sir:

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

(House Bill No. 485) :

An Act to abolish the present municipality of the City of Floranada, Broward County, Florida, under the Commission form of government as created by an Act of the Legislature, approved by the Governor on November 25th, 1925, the same being Chapter No. 11482; to create and establish a new municipality to be known as the City of Floranada, in Broward County, Florida, under a Council form of government; to legalize and validate the Laws and Ordinances of the said City of Floranada, the official acts thereunder and to adopt the same as the laws and ordinances of said City of Floranada under this Act; to prescribe the time within which suits shall be brought against said city and notice thereof; to define, fix and provide the territorial limits, jurisdiction and powers of the said City of Floranada, the jurisdiction and powers of its officers to authorize the imposition of penalties for violation of its laws and ordinances; to provide for the collection and enforcement of taxes under this Charter due to the City of Floranada under the Charter approved by the Governor on November 25th, 1925, and to provide for a referendum and recall of the officers and ordinances of said city, and for other purposes.

Also—

(House Bill No. 396) :

An Act to amend Section 1 of Chapter 9469 of the Laws of Florida as amended by Chapter 10640 of the Acts of 1925, relating to Probation Officer and Assistant Probation Officers of Hillsborough County.

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,

S. A. HINELY,

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

The bills contained in the above report, were thereupon 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. Hinely, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Florida, May 3, 1927.

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

Sir:

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

(House Bill No. 161):

An Act to amend Chapter 11395 (No. 60) of the Special Acts of 1925 of the Laws of Florida, entitled "An Act to amend Chapter 9675 of the Special Acts of 1923 of the Laws of Florida," entitled: "An Act to create and establish a municipality to be known as the City of Anna Maria, in Manatee County, Florida, and to fix its territorial limits, to prescribe and authorize its jurisdiction and powers, and the jurisdiction and powers of its officers."

Also—

(House Bill No. 426):

An Act to abolish the present municipal corporation of the Town of Greenacres City, County of Palm Beach, State of Florida, and to create, establish and constitute a municipal corporation to be known and designated as

the Town of Greenacres City, County of Palm Beach, State of Florida; to prescribe the territorial limits thereof; to prescribe the form of government and to confer certain powers upon said municipality and the officers thereof; to legalize and validate the ordinances of said Town of Greenacres City; to provide for the jurisdiction and powers of its officers and to provide for the carrying into effect the provisions of this Act.

Also—

(House Bill No. 480):

An Act to organize, incorporate and establish the municipality of the Town of Astatula, in Lake County, Florida; to fix its territorial limits, and provide for its government.

Also—

(House Bill No. 461):

An Act to amend Chapter 11776, Acts of 1925, extraordinary session, Laws of Florida, the same being "An Act creating and establishing the municipality of the Town of Venice, in Sarasota County, Florida; fixing its territorial limits, providing for its government and prescribing its jurisdiction and powers", by amending Sections 1 and 2 of Article 1, by amending the title to Article XI, by amending Sections 4 and 5 of Article XI, by adding three additional sections to Article XI, to be known as Sections 8, 9 and 10 of Article XI, by amending Section 3 of Article XII, by amending Section 1 of Article XIII, and by changing words "Town of Venice" to "City of Venice" wherever same appear in said Chapter 11776.

Also—

(House Bill No. 381):

An Act to authorize the issuance and sale of three hundred and fifty thousand dollars (\$350,000.00) worth of interest bearing bonds by Union County, Florida, for the purpose of hard-surfacing State Roads Number Forty-nine and Fifty-six in Union County; to provide for the payment of the interest and final redemption of said bonds.

Also—

(House Bill No. 309):

An Act to create certain territory in Holmes County,

Florida, into a Special Road and Bridge District; to authorize the survey, construction and building of a hard-surfaced road therein, culverts and bridges thereon, to provide for the issuance and sale of bonds to pay therefor and to provide for the redemption of said bonds; for the appointment of the Board of Trustees in relation thereto, to define their powers and duties, and to provide for certain duties of the Board of County Commissioners of Holmes County, Florida, in relation to the payment of the interest on said bonds and to provide a sinking fund for their ultimate payment and to prescribe certain duties of the State Road Department, their powers and duties relating thereto, and for other purposes.

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

Very respectfully,

S. A. HINELY,

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

On motion of Mr. Singletary the rules were waived and Senate Bill No. 306 was recalled from the Committee on Roads and Highways, and was placed on the Calendar of Bills on the Second Reading under a waiver of the rules.

Mr. Edge moved that the rules be waived and that the House of Representatives be requested to return to the Senate, House Bill No. 575.

Which was agreed to by a two-thirds vote.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS.

By Senator Smith—
Senate Bill No. 368:

A bill to be entitled An Act authorizing the State Road Department of the State of Florida to establish, construct and maintain State Road No. 49, as defined and designated by Chapter 10269, Acts of 1925.

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

By Senator Glynn—
Senate Bill No. 369:

A bill to be entitled An Act to authorize the City of Palatka, in Putnam County, Florida, to devote to and use for the purpose of constructing extensions to the present water works system in said city, the unexpended balance of the proceeds from the sale of \$45,000.00 bonds of said city, issued for the purpose of paving streets and avenues in said city, and dated the 1st day of January, 1927.

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 Senator Caro—
Senate Bill No. 370:

A bill to be entitled An Act to amend Section 2312 of the Revised General Statutes of the State of Florida as to compensation of committee appointed to inquire into the alleged insanity of any person.

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

By Senator Swearingen—
Senate Bill No. 371:

A bill to be entitled An Act to provide for an additional circuit judge for the Tenth Judicial Circuit of Florida, and to regulate the dispatch of business in said circuit after such appointment.

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

By Senator Swearingen—
Senate Bill No. 372:

A bill to be entitled An Act to create the office of an official court reporter in the Criminal Court of Record in Polk County, Florida; to provide the manner of appointment; to define the duties of said reporter; to provide compensation thereof, and the manner in which said compensation shall be paid.

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 Senator Swearingen—

Senate Bill No. 373:

A bill to be entitled An Act authorizing the Board of County Commissioners of Polk County, Florida, to issue for and on behalf of Polk County, Florida, and to sell interest bearing time warrants or bonds of said County for an amount not to exceed One Hundred and Fifty Thousand Dollars for the purpose of raising funds with which to reconstruct or rebuild in said County and to widen one certain permanent road, to-wit: Beginning where the highway running west from Frostproof to Fort Meade intersects with State Road No. 8 in the City of Frostproof and running thence west toward Fort Meade, as the same is now located, to a point where said road has heretofore been reconstructed and widened and providing for the rate of interest said warrants or bonds shall bear and the period for which said warrants or bonds shall run, and providing for the levy of a special tax to cover interest and to create a sinking fund for the payment of said warrants or bonds.

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 Senator Etheredge—

Senate Bill No. 374:

A bill to be entitled An Act relating to the Everglades Drainage District; to amend Section 1164 of the Revised General Statutes of Florida, as amended by Chapter 8413, Laws of Florida, Acts of 1921, as amended by Chapter 9119, Laws of Florida, Acts of 1923, as amended by Chapter 10026, Laws of Florida, Acts of 1925, relating to the levy, assessment and collection of drainage taxes in the Everglades Drainage District; to legalize, validate and confirm the levy and assessment of the drainage taxes for the years 1925 and 1926, levied and assessed under the provisions of said Chapter 10026, and providing for the re-assessment of any lands escaping the assessment of any annual tax levied by this Act, or any law of which this Act is amendatory.

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

By Senator Caro—

Senate Bill No. 375:

A bill to be entitled An Act granting a Confederate pension to Mrs. E. S. Hammond, of Escambia County, State of Florida.

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

By Senator McClellan—

Senate Bill No. 376:

A bill to be entitled An Act to pay James S. Story, of Calhoun County, Florida, a State pension.

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

By Senator McClellan—

Senate Bill No. 377:

A bill to be entitled An Act to provide for the payment of a pension to Elizabeth Jones, of Blountston, Calhoun County, Florida.

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

By Senator Wagg—

Senate Bill No. 378:

A bill to be entitled An Act to amend Section 4065 of the Revised General Statutes of Florida, relating to the definition of Investment Companies.

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

By Senator Wagg—

Senate Bill No. 379:

A bill to be entitled An Act to authorize, empower and direct the State Road Department of the State of Florida to construct on a portion of State Road No. 25 a usable and serviceable road; to appropriate from state road funds in the emergency or ten per cent reserve fund of said Department amounts sufficient to carry out the purposes of this act, and to provide when said work shall be commenced.

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

By Senator Gillis—

Senate Bill No. 380:

A bill to be entitled An Act requiring all persons handling public funds of whom a bond is required, to have such bonds executed by a surety company authorized to transact business in the State of Florida, providing for the payment of the premium thereon, and making appropriation therefor.

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

By Senator Watson—

Senate Bill No. 381:

A bill to be entitled An Act to provide for the manner in which all witness subpoenas shall be served.

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

By Senator Watson—

Senate Bill No. 382:

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

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 Senator Watson—

Senate Bill No. 383:

A bill to be entitled An Act to amend Chapter 10085, Laws of Florida, Acts of 1925, entitled "An Act providing for the appointment of assistants to the county solicitor of certain counties."

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 Senator Watson—

Senate Bill No. 384:

A bill to be entitled An Act providing for the County Commissioners of Dade County, Florida, to furnish office space and to pay certain expenses necessary for or incurred by the County Solicitor of Dade County, Florida,

and of the State Attorney of the Eleventh Judicial Circuit in and for Dade County, Florida, and also providing for the method of payment of such expenses.

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 Senator Harrison—

Senate Bill No. 385:

A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Manatee County, Florida, to borrow money in amounts not to exceed at any one time the aggregate of Four Hundred Thousand Dollars for the purpose of establishing, constructing, repairing or rebuilding public roads or bridges in said county, or of defraying the expense of the establishment, construction, repair or rebuilding public roads or bridges in said county, and to issue their bonds, notes, warrants or other evidences of indebtedness therefor, and to authorize a tax levy for the payment of same, providing for the sale thereof, and for an election in connection with the issuance thereof if petitioned for.

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 Senator Edge—

Senate Bill No. 386:

A bill to be entitled An Act to change the official name of the Town of Howey, a municipal corporation, organized and existing under the Laws of the State of Florida, to Howey-in-the-Hills.

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 Senator Edge—

Senate Bill No. 387:

A bill to be entitled An Act to authorize the City of Clermont, in Lake County, to issue bonds in an amount not exceeding Three Thousand Dollars for the purpose of creating a capital fund to be used for financing and re-

financing local improvements therein and to provide for the payment of the principal of and interest on such bonds.

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 Senator Watson—

Senate Bill No. 388:

A bill to be entitled An Act to amend Section 1916, Revised General Statutes of Florida, relating to the boundary lines of municipalities.

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

ORDERS OF THE DAY.

Mr. Caro moved that the Senate do now reconsider the vote by which the Senate passed Senate Bill No. 15.

The question was put, and the Senate reconsidered its action in passing Senate Bill No. 15.

The bill was again placed before the Senate on its passage.

By unanimous consent—

The further consideration of Senate Bill No. 15 on its passage was temporarily passed over.

Mr. Hodges moved to waive the rules and that the Senate do now take up and consider Senate Bills Nos. 238 and 187.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 238:

A bill to be entitled An Act appropriating Two Hundred Thirty Thousand One Hundred Dollars, or so much thereof as shall be necessary to pay deficit incurred in the support and maintenance of the State Prison; to pay deficit in printing Special Acts of Legislature, regular Session, 1925; to pay deficit in traveling expenses of State Auditors; to pay architect's commissions for new State Building.

Was taken up and placed before the Senate, and read the second time.

Mr. Phillips moved that the rules be waived and that Senate Bill No. 238 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 238, with title above stated, was read the third time in full.

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

Yeas—Mr. President; Senators Caro, Dell, Edge, Etheredge, Gary, Glynn, Harrison, Hodges, Jennings, Knight, McCall, McClellan, Mitchell, Parrish, Phillips, Rowe, Scales, Singletary, Smith, Stewart, Swearingen, Taylor (11th Dist.), Taylor (31st Dist.), Turnbull, Turner, Wagg, Walker, Watson—29.

Nays—None.

So the bill passed, title as stated.

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

Senate Bill No. 187:

A bill to be entitled An Act appropriating the sum of Six Thousand Five Hundred Dollars, or so much thereof as may be necessary to pay outstanding bills incurred by the Secretary of State for supplies, repairs and for fuel, lights and water and expenses in the upkeep of the Capitol Building, and to pay such bills to July 1st, 1927.

Was taken up and placed before the Senate, and read the second time.

Mr. Hodges moved that the rules be waived and that Senate Bill No. 187 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 187, with title above stated, was read the third time in full.

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

Yeas—Mr. President, Senators Caro, Dell, Edge, Etheredge, Gary, Gillis, Glynn, Harrison, Hinely, Hodges, Jennings, Knight, McCall, McClellan, Mitchell, Parrish, Phillips, Putnam, Rowe, Scales, Singletary, Smith, Stewart, Swearingen, Taylor (11th Dist.), Taylor (31st Dist.), Turnbull, Turner, Wagg, Walker, Watson, Whitaker—33.

Nays—None.

So the bill passed, title as stated.

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

Mr. Wagg moved to waive the rules and that the Senate do now take up and consider Senate Bill No. 88.

Which was not agreed to.

Mr. Singletary moved that 200 copies of Senate Bill No. 88 be printed.

Which was agreed to and it was so ordered.

Mr. McClellan moved that the rules be waived and that the Senate do now take up and consider House Bill No. 333.

Which was not agreed to.

CONSIDERATION OF BILLS ON THE SECOND READING.

Senate Bill No. 62:

A bill to be entitled An Act providing for the creation and establishment of a State Licensing Board for General Contractors, granting certain powers to and prescribing the duties of said Board; providing for the examination, licensing and regulation of persons engaging in the practice of general contractors in the State of Florida; providing for the maintenance of said Board and the expenses of conducting its business from fees to be collected for licenses issued by said Board; and providing penalties for the violation of the provisions of this Act.

Was taken up and placed before the Senate, and read the second time.

Mr. Whitaker moved that the rules be waived and that Senate Bill No. 62 remain on its second reading.

Which was agreed to by a two-thirds vote.

Mr. Whitaker moved that 200 copies of Senate Bill No. 62 be printed.

Which was agreed to and it was so ordered.

House Joint Resolution No. 27:

A Joint Resolution proposing an amendment to Section 10, Article 12, of the Constitution of the State of Florida, relating to Education; authorizing the division of counties

into Special Tax Districts; providing for the election of School Trustees, their term of office and duties; and for levying and collection of a district School Tax for School purposes.

Was taken up and placed before the Senate and read the second time.

There being no amendment, Senate Bill No. 27 took its position on the Calendar of Bills on the Third Reading.

Senate Bill No. 63:

A bill to be entitled An Act to authorize the appointment of an Educational Survey Commission of the State of Florida; to define its powers and duties; to provide for the employment of a staff of experts; to make an appropriation to defray the expense of such Commission, its staff, servants, and employees, and to prohibit interference with the work of said Commission.

Was taken up and placed before the Senate and read the second time.

Committee on Education offered the following amendment to Senate Bill No. 63:

In Section 1, line 2, strike out the word "seven" and insert in lieu thereof the following: "five."

Mr. Hodges moved the adoption of the amendment.

Which was agreed to.

Also—

Committee on Education offered the following amendment to Senate Bill No. 63:

In Section 5, line 7, strike out the word "four" and insert in lieu thereof the following: "three."

Mr. Hodges moved the adoption of the amendment.

Which was agreed to.

Committee on Education offered the following amendment to Senate Bill No. 63:

In Section 5, lines 2 and 3, strike out the words and figures "Fifty thousand dollars (\$50,000)," and insert in lieu thereof the following: "Fifteen thousand dollars (\$15,000.00)."

Mr. Hodges moved the adoption of the amendment.

Upon which a yea and nay vote was demanded.

The roll was called and the vote was:

Yeas—Mr. President, Senators Edge, Gary, Hinely, Hodges, Knight, Phillips, Rowe, Scales, Singletary, Taylor (31st Dist.), Turnbull, Turner, Walker—14.

Nays—Senators Caro, Cobb, Dell, Etheredge, Gillis, Glynn, Hale, Harrison, Jennings, McCall, McClellan, Mitchell, Parrish, Putnam, Smith, Stewart, Swearingen, Taylor (11th Dist.), Wagg, Watson, Waybright, Whitaker—22.

So the amendment was not agreed to.

Mr. Whitaker moved that the rules be waived and that Senate Bill No. 63, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 63, as amended, with title above stated, was read the third time in full.

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

Yeas—Senators Caro, Cobb, Dell, Edge, Etheredge, Gary, Gillis, Glynn, Hale, Harrison, Jennings, Knight, McCall, McClellan, Mitchell, Parrish, Putnam, Smith, Stewart, Swearingen, Taylor (11th Dist.), Taylor (31st Dist.), Wagg, Walker, Watson, Waybright, Whitaker—27.

Nays—Mr. President, Senators Hinely, Hodges, Phillips, Rowe, Scales, Singletary, Turnbull, Turner—9.

So the bill, as amended, passed, title as stated.

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

Mr. Hale moved that the Chairman of the Committee on Judiciary B be empowered to employ a clerk and when not employed by said Committee to be employed in the stenographic room.

Which was agreed to.

By unanimous consent—

The following Senate Bills were permitted to be introduced:

By Senator Turnbull—

Senate Bill No. 389:

A bill to be entitled An Act to declare, designate and establish a certain state road.

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

By Senator Turnbull—
Senate Bill No. 390:

A bill to be entitled An Act amending Section 1 of Chapter 10269, Laws of Florida, Acts of 1925, 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" insofar as said Act relates to State Road No. 42, in Jefferson County, Florida.

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

By Senator Whitaker—
Senate Bill No. 391:

A bill to be entitled An Act fixing the fees and compensation to be charged by the clerk of the various courts of record and the clerks of the circuit court, as recorded.

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

By Senator Scales—
Senate Bill No. 392:

A bill to be entitled An Act relating to special appearances in all courts of the State of Florida.

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

By Senator Waybright—
Senate Bill No. 393:

A bill to be entitled An Act amending Section Four (4) of Chapter 7175 of the Laws of the State of Florida relating to the Firemen's Pension Fund of the City of Jacksonville, Florida, and the time and manner of service of members of said Department to entitle them and their dependents to a pension under said Act, the said Act being entitled "An Act providing a pension for the members of the Fire Department of the City of Jacksonville, who shall become permanently incapacitated to perform their duties in said department, or who have served for a number of years, and for their relief, and certain persons dependent upon them for support, and providing a fund for said purposes;" said

Act being approved May 10th, A. D. 1925; and repealing all Acts or parts of Acts in conflict herewith.

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 Senator Walker—

Senate Bill No. 394:

A bill to be entitled An Act to declare, designate and establish a certain State road.

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

By Senator Jennings—

Senate Bill No. 395:

A bill to be entitled An Act for the relief of Frank Forster.

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

By Senator Knight—

Senate Bill No. 396:

A bill to be entitled An Act to amend Section 4678 and Section 4679 of the Revised General Statutes of Florida, 1920, in relation to negotiable instruments.

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

By permission—

The following reports were submitted:

REPORTS OF COMMITTEES.

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

Senate Chamber,
Tallahassee, Florida, May 4, 1927.

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

Sir:

Your Committee on Appropriations, to whom was referred—

Senate Bill No. 163:

A bill to be entitled An Act providing for the creation of a State Board of Public Welfare of five members, two of whom shall be women, to be appointed by the Governor, fixing their terms of office, prescribing their duties, authorizing the employment of a secretary, who shall be known as Commissioner of Welfare, and an assistant secretary, who shall be known as Director of Child Welfare, and making an appropriation for carrying into effect the provisions of this Act.

Have had the same under consideration, and your committee offers the following amendments:

Amendment 1. In the title, seventh line, after the word "of" insert the word "public."

Amendment 2. Strike out Section 8 and insert in lieu thereof the following: "All records relating to children received, or placed out by child caring agencies mentioned in Sections 4 and 7, inclusive, shall when delivered to and inspected by the State Board of Public Welfare, be placed in a sealed envelope or other container and shall thereafter be kept by said Board as a Sealed Record, and shall not be subject to further inspection by any one whomsoever, except that any person may file with said Board, his petition in writing, signed and verified by said petitioner, setting up fully the reasons why he should be allowed to examine said record and showing the purpose to which said information will be put after examination of same. When such a petition is filed, said Board shall give thirty days' notice of the filing of said petition, to the custodian of said child, or children, and to the agency, or agencies, from whom such record was obtained. For the purpose of serving said notice it shall be deemed sufficient that the same be sent by registered mail to the last known address of said parties. Within said thirty days objections to the opening of

said sealed record may be made in writing. Upon the application and the objections, if any, so filed, said Board shall be and is hereby authorized to open or refuse to open said sealed record, unless written request is made that said parties may be further heard, either in person or by their authorized representatives. If such request shall be made within the time herein above specified the Board shall fix the time and place for said hearing and after said hearing the decision of such Board shall be deemed final. Provided, this Act shall not be construed to divest any parties of their interest or their right to apply for further relief to any court of competent jurisdiction."

Amendment No. 3—In Section 9, line 2, strike out the word "monthly" and insert in lieu thereof the following: "quarterly."

Amendment No. 4—In Section 12, line 1, after the word "person" add the words: "including the members of the Board of Public Welfare and their Employees."

Amendment No. 5—In Section 9, line 3, strike out the words "six" and insert in lieu thereof the following: "seven."

Amendment No. 6—After the word "Tallahassee" strike out "or at such other place as may be determined by the Board."

Amendment No. 7—Make Section 4 of said bill to read as follows: "Said Board shall pass annually on the fitness of every semi-public or private agency engaged in the receiving and caring for affected, dependent, neglected or delinquent children, and including maternity homes and boarding houses for infants under three years of age, and agencies placing children out in private homes, and if a question of their fitness is raised by said Board the matter may be determined by the Circuit Court sitting in Chancery."

And your committee further recommends that 200 copies of the bill and committee amendments be printed.

And your committee recommends that the same, with amendments, do pass.

Very respectfully,

WM. C. HODGES,

Chairman of Committee.

And Senate Bill No. 163, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Florida May 4, 1927.

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

Sir:

Your Committee on Judiciary A, to whom was referred—
Senate Bill No. 270:

A bill to be entitled An Act to amend Section 6026, Revised General Statutes of Florida, of 1920, relating to affidavits for warrants in Criminal cases and providing for the names and addresses of the witnesses to be included therein.

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

Very respectfully,

JOHN J. SWEARINGEN,
Chairman of Committee.

And Senate Bill No. 270, contained in the above report, was placed on the table under the rule.

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

Senate Chamber,
Tallahassee, Florida, May 4, 1927.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

House Bil No. 130:

A bill to be entitled An Act fixing the time within which claim or demands against the estate of a decedent shall be presented for payment, prescribing the person to whom, and the place at which, the same shall be presented, and providing for the filing and docketing thereof by the County

Judge; and providing that claims or demands not so presented within said time shall be barred by limitation.

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

Very respectfully,
JOHN J. SWEARINGEN,
Chairman of Committee.

And House Bill No. 130, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Florida, May 4, 1927.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 214:

A bill to be entitled An Act to provide for the publication of resolutions adopted by the several boards of county Commissioners of the State of Florida, determining the necessity of the issuance of county bonds and for the publication of notice of election to determine the question of the issue of county bonds.

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

Very respectfully,
JOHN J. SWEARINGEN,
Chairman of Committee.

And Senate Bill No. 214, contained in the above report, was placed on the table under the rule.

Mr. Swearingen, of 7th District, Chairman of the Committee on Judiciary A, submitted the following report:

Senate Chamber,
Tallahassee, Florida, May 4, 1927.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 209:

A bill to be entitled An Act with respect to bills of exception.

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

Very respectfully,

JOHN J. SWEARINGEN,

Chairman of Committee.

And Senate Bill No. 209, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 4, 1927.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 363:

A bill to be entitled An Act to provide for three additional Circuit Judges for the Second Judicial Circuit of Florida, and to regulate the dispatch of business in said circuit after such appointment, and making an appropriation to pay the salaries of such additional Circuit Judges.

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

Very respectfully,

JOHN J. SWEARINGEN,

Chairman of Committee.

And Senate Bill No. 363, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., May 4, 1927.

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

Sir:

Your Committee on Judiciary A, to whom was referred—

Senate Bill No. 371:

A bill to be entitled An Act to provide for an additional Circuit Judge for the Tenth Judicial Circuit of Florida, and to regulate the dispatch of business in said circuit after such appointment.

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

Very respectfully,

JOHN J. SWEARINGEN,

And Senate Bill No. 371, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Florida, May 4, 1927.

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

Sir:

Your Committee on Judiciary A, to whom was referred—
Senate Bill No. 347:

A bill to be entitled An Act to amend Section One (1) and Two (2) of an act entitled "An Act authorizing the issuance of time warrants of Special Road and Bridge Districts of the State of Florida, for the purpose of completing the construction of unfinished roads and bridges

in such special road and bridge districts. And providing for the payment of principal and interest of such warrants." said act being known as Chapter 10238, Laws of Florida, 1925, which was approved by the Governor on June 8, 1925.

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

Very respectfully,

JOHN J. SWEARINGEN,
Chairman of Committee.

And Senate Bill No. 347, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Florida, May 4, 1927.

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

Sir:

Your Committee on Judiciary A, to whom was referred—
Senate Bill No. 348:

A bill to be entitled An Act to amend Section 3, Chapter 10256, Act of 1925, approved June 8, 1925, entitled, "An Act to require the teaching of the constitution of the United States, including study of and devotion to American institutions and ideals in all the public high schools, universities and colleges of this State: requiring that all applicants for teachers' certificates shall also pass a satisfactory examination thereon and show loyalty thereto, and providing a penalty for the wilful violation thereof."

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

Very respectfully,

JOHN J. SWEARINGEN,
Chairman of Committee.

And Senate Bill No. 348, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Mr. Etheredge moved that the Senate do now adjourn.

Which was agreed to.

Whereupon, at 12:59 o'clock P. M., the Senate was declared adjourned to eleven o'clock A. M., Thursday, May 5th, 1927.