

JOURNAL OF THE SENATE

TUESDAY, APRIL 9, 1929

The Senate convened at 11 o'clock a. m., pursuant to adjournment on Monday, April 8, 1929.

The President in the chair.

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

Mr. President, Senators Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.
A quorum present.

Prayer by the Chaplain.

The reading of the Journal of April 8, 1929, was dispensed with.

The Journal of April 8, 1929, was corrected, and as corrected was approved.

REPORTS OF COMMITTEES

Mr. Howell, of 25th District, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 9th, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred—

Senate Bill No. 29:

A bill to be entitled An Act granting a pension to Mr. Adam L. Eichelberger.

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

Very Respectfully,
L. H. HOWELL,
Chairman of Committee.

And Senate Bill No. 29, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Turnbull, Chairman of the Committee on Rules, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 9th, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Rules, to whom was referred—

Senate Resolution No. 1:

BE IT RESOLVED, That no attaches other than those already provided for shall be selected to serve this Senate without recommendation of the Committee on Attaches, and the approval of the Senate.

Together with the amendment thereto offered by Senator Hodges; to-wit: "Insert after the word 'Senate' on the third line of the body of the Resolution the following, "but this shall not apply to the desk force of the Secretary of the Senate or the Secretaryship of such committees as are allowed Secretaries."

Have had the same under consideration, and recommend that the same be not adopted.

Very respectfully,
THEO. T. TURNBULL,
Chairman of Committee.

And Senate Resolution No. 1, together with the amendment, thereto was placed on the Calendar for the order of consideration of Resolutions.

The President appointed on the part of the Senate the following Committee to regulate and control the concession granted by the Senate for the sale of refreshments in the lobby and the same was ordered to be certified to the House of Representatives.

Senators Phillips and Hinely.

SPECIAL REPORT OF COMMITTEE ON RULES.

Which was read as follows:

Mr. Turnbull, of 22nd District, Chairman of the Committee on Rules, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 9th., 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Rules, beg leave to make the following report:

They recommend that the rules of the regular session of 1927 be adopted as the rules for the session of 1929 with the following changes and additions:

No. 1—That Rule 4 be changed and amended as follows: On page 8, line 2 the word "five" shall be changed to read "seven."

No. 2—On page 8, line 20, the word "thirteen" shall be changed to read "seventeen."

No. 3—On page 8, line 35 the word "nine" shall be changed to read "eleven."

No. 4—On page 8, line 29, the word "five" shall be changed to read "seven."

No. 5—On page 9, paragraph 7 shall read as follows:

7. All applications to the Senate for clerical assistance to any committee, except the committees on engrossed and enrolled bills, shall be referred to the Committee on Attaches for investigation and, if approved by said Committee, to be reported to the Committee on Audit and Control of Legislative Expenses.

Paragraph entitled "Rules Governing Executive Session" that Rule No. 10 be added as follows:

Rule 10. Violation of the above rules as to the secrecy of the proceedings of Executive Sessions shall be considered by the Senate as sufficient grounds for the unseating of the offending Senator.

Very respectfully,
THEO. T. TURNBULL,
Chairman of Committee.

Senator Turnbull moved the adoption of the report.

Which was agreed to.

And the report of the Committee on Rules was adopted.

INTRODUCTION OF RESOLUTIONS

By Mr. Futch—

Senate Resolution No. 15:

BE IT RESOLVED by the Senate of the State of Florida that the room adjacent to the room of the Secretary of the Senate and adjoining the Senate Chamber, be, and the same is hereby set apart and designated as and for the President's office.

BE IT FURTHER RESOLVED, That the Sergeant at Arms be, and he is hereby authorized and instructed to obtain and install in said room the necessary furniture and furnishings for the use of the President.

Which was read.

Mr. Futch moved the adoption of the Resolution.

Which was agreed to.

And the Resolution was adopted.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Taylor—

Senate Bill No. 59:

A bill to be entitled An Act as to the admission as evidence in courts of this State of certificates issued under authority of the Congress of the United States or certified copies thereof, relating to the grade, classification, quality or condition of agricultural products.

Which was read the first time by its title and referred to the Committee on Agriculture and Live Stock.

By Senator Taylor—

Senate Bill No. 60:

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 Reorganization 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 1, Military Code of Florida, Under Title VIII, Revised General Statutes of Florida, 1920, as 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," as such Chapter 8502 was amended by Chapter 12089, Laws of Florida, approved May 30, 1927; and to repeal all laws and parts of laws in conflict herewith.

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

By Senator Swearingen—
Senate Bill No. 61:

A bill to be entitled An Act to Repeal Chapter No. 11829, Acts of the Legislature of 1927, being, "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 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 place of business open during certain hours each 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 in 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 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, or to have had, any interest in property within this State, providing that foreign corporations which have heretofore and shall hereafter qualify to transact business in this State shall file with the Secretary of State a list of their officers and directors; providing the conditions under which foreign corporations may maintain actions in the Courts of this State, and other purposes."

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

By Senator Swearingen—
Senate Bill No. 62:

A bill to be entitled An Act to repeal chapter 12409, Acts of the Legislature of 1927, being An Act to amend sections 777, 794 and 795 of the Revised General Statutes of Florida, relating to notice of application for tax deed, manner of obtaining tax deed, limitation of time in which suit may be brought, and refunding of taxes and other expenses where land is recovered from tax deed holder.

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

By Senators Young and Wagg—
Senate Bill No. 63:

A bill to be entitled An Act to authorize the Board of Commissioners of Everglades Drainage District of Florida to join and co-operate with the United States in works for Everglades Drainage District and to authorize the said Board to Hypothecate, or use Bonds or other evidences of indebtedness of said District therefor.

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

By Senator Hodges—
Senate Bill No. 64:

A bill to be entitled An Act relative to Mortgage Foreclosures by the State Board of Education and Trustees Internal Improvement Fund of the State of Florida, and providing for certain special proceedings in connection therewith.

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

By Senator Rowe—
Senate Bill No. 65:

A bill to be entitled An Act to amend Section 4504 of the Compiled General Laws of Florida, entitled "Right to, and Life of Executions."

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

By Senator Rowe—
Senate Bill No. 66:

A bill to be entitled An Act to amend Section 5276 of Article 11, of the Compiled General Laws of Florida, entitled Article 11, "Notice of Institution of Suit, Personal and by Publication."

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

By Senator Rowe—
Senate Bill No. 67:

A bill to be entitled An Act to Amend Section 4910 of the Compiled General Laws of Florida, entitled "Insufficient Answers and Proceedings Thereon."

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

By Senator Futch—
Senate Bill No. 68:

A bill to be entitled An Act to amend Section Two of Chapter 12245, Laws of Florida, Acts of 1927, entitled: "An Act Defining the Time When Registration Books in Counties Having Population of Not Less Than Eighteen Thousand Five Hundred and Not More Than Nineteen Thousand Inhabitants According to the Last State Census, Shall be Kept Open in the Office of the Supervisor of Registration, and Prescribing the Duties and Compensation of the Registration Officers Therein."

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

By Senator Rowe—
Senate Bill No. 69:

A bill to be entitled An Act to amend Section 42 of Chapter 4313 Acts of 1893 being "An Act to Abolish the Present Municipal Government of the Town of Madison, Florida, and to Provide a Town Government Therefor." Said section relating to the levying and collection of taxes and licenses.

Which was read the first time by its title and referred to the Calendar of local bills on second reading.

Senator Hodges moved that the Senate do now take up the regular order of the day and consider the bills disapproved by the Governor as transmitted by the Secretary of State to the Senate.

Which was agreed to and the Senate reverted to the order of the day.

ORDER OF THE DAY

Senate Bill No. 205:

A bill to be entitled An Act to amend Chapter 10175 of the Laws of Florida, approved June 12, 1925, entitled An Act to provide for the appointment of a State Board of Law Examiners, and prescribe their powers and duties, including the authority to prescribe rules of professional conduct and ethics in their practice, and to make investigations as to any immoral or sharp practice or other unprofessional conduct and report the same to the State's Attorney of the Circuit Court for investigation; and provide for the maintenance of said board and the expenses of conducting its business, from fees to be collected for admission certificates, and additional sources when necessary; and to provide penalties for violations of the provisions of this Act.

Passed by the 1927 session of the Legislature with the Governor's objections appended thereto.

Was taken up and read by its title.

And on motion of Senator Malone the consideration of same was informally passed over.

Senate Bill No. 676:

A bill to be entitled An Act authorizing the Board of Public Instruction of Calhoun County, Florida, to collect one cent on the gallon of all gasoline sold in Special Tax School District Number Four of said county, for the benefit of the schools of said district, and prescribing a method to enforce the provisions of this Act, by designating its violation a misdemeanor.

Passed by the 1927 session of the Legislature with the Governor's objections appended thereto.

Was taken up and read together with the following objections thereto by the Governor:

Tallahassee, Florida, June 6, 1927.

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

Sir:

Pursuant to authority vested in me as Governor, under Provisions of Section 28 of Article III, of the Constitution of the State of Florida, I transmit to you with my objections thereto Senate Bill No. 676, the same having originated in the Senate of 1927 and being entitled as follows:

"An Act Authorizing the Board of Public Instruction of Calhoun County, Florida, to Collect One Cent on the Gallon of All Gasoline Sold in Special Tax School District Number Four of Said County, for the Benefit of the Schools of said District; and Prescribing a Method to Enforce the Provisions of This Act, By Designating Its Violation a Misdemeanor."

We already have a five cent gasoline tax and the levying of

an extra cent a gallon is unwarranted and unwise, as ample provisions have been made to take care of the schools in the State of Florida, and for the further reason that this bill undertakes to authorize a special school district to levy a special tax on gasoline and the approval of this measure might be used as the basis of a law suit concerning the election in general.

For the above reasons I have withheld my approval from this measure.

Very respectfully,
(Signed) JOHN W. MARTIN,
Governor.

The question was put by the President: "Shall this bill pass the objections of the Governor to the contrary notwithstanding?"

Upon the passage of the bill, the roll was called and the following was the vote:

Yeas—None.

Nays—Mr. President, Senators Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

So the Bill failed to pass over the Governor's objections thereto.

Senate Bill No. 811:

A bill to be entitled An Act prohibiting the registration of voters before any person other than the Supervisor of Registration or his lawful authorized deputies in all counties of the State of Florida having a population in excess of 150,000 according to the last preceding census authorized by the State of Florida.

Passed by the 1927 Session of the Legislature with the Governor's objections appended thereto.

Was taken up and read together with the following Governor's objections thereto.

STATE OF FLORIDA
EXECUTIVE DEPARTMENT

Tallahassee, Fla., June 11, 1927.

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

Sir:

Pursuant to authority vested in me as Governor, under Provisions of Section 28 of Article III of the Constitution of the State of Florida, I transmit to you with my objection thereto Senate Bill No. 811, the same having originated in the Senate of 1927 and being entitled as follows:

"An Act prohibiting the Registration of Voters before any person other than the Supervisor of Registration or his lawful authorized deputies in all counties of the State of Florida having a population in excess of 150,000, according to the last preceding census authorized by the State of Florida."

I am of the opinion that the said Bill is unconstitutional because the general law of Florida provides in all counties that the Tax Collector may register voters and receive Poll Taxes. This Bill attempts to change the basic law of the State in one county of the State and limits the citizens of that county to one avenue of registration when the citizens of other counties of Florida may be registered in two ways.

I am advised by the highest authority that the law is unconstitutional. I can see no just reason why the people of Duval County should be limited while the people of other counties of the State are not. It appears to me that this is a matter for general legislation and not local legislation.

For the above stated reasons I have withheld my approval from this measure.

Very respectfully,
(Signed) JOHN W. MARTIN,
Governor.

The President put the question: "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?"

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President, Senators Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

Nays—None.

So the Bill passed, title as stated, the objections of the Governor to the contrary notwithstanding.

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

Senate Bill No. 941:

A bill to be entitled An Act relating to elections held in the

Town of Ormond, Volusia County, Florida; prescribing the method of holding said elections; the time and manner of registration; designating who are qualified electors; regulating the manner of challenging persons offering to vote; requiring production of naturalization certificates or authenticated copies thereof in certain cases; declaring the violations of the provisions hereof to be misdemeanors, except that false swearing shall be perjury; to establish a white non-partisan municipal party of the Town of Ormond; to provide for other political parties in the Town of Ormond; to provide for the nomination of elective officers of said municipality by primary election, and more particularly amending Chapter 9869, Special Acts, 1923.

Passed by the 1927 session of the Legislature with the Governor's objection appended thereto.

Was taken up in its order and by request of Senator Putnam the same was informally passed over.

Senate Bill No. 258:

A bill to be entitled An Act to authorize the issuance and sale of One Hundred and Fifty Thousand Dollars worth of interest bearing bonds by Wakulla County, Florida, for the purpose of, and the proceeds therefrom to be used in, constructing and building that portion of State Road Number Ten (10) as designated by Chapter 10269 of the Laws of Florida, which is located within Wakulla County, Florida, (from the Leon County line), Via Newport, as near St. Marks as practicable, then around the coast to Panacea Springs, and thence to the Franklin County line; to provide for the payment of the interest and final redemption of said bonds; to provide for the appointment of trustees for said bonds, the turning over the proceeds from said bonds, by the trustees to the Road Department of the State of Florida to be used for such construction and building of said road after contract or agreement therefor by said department has been made by the County Commissioners; and to provide upon what terms and conditions this Act shall go into effect.

Passed by the 1927 session of the Legislature with the Governor's objection appended thereto.

Was taken up and read with the following objections of the Governor thereto.

State of Florida, Executive Department

Tallahassee, Fla., June 6, 1927.

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

Sir:

Pursuant to authority vested in me as Governor, under provisions of Section 28 of Article III, of the Constitution of the State of Florida, I transmit to you with my objections thereto Senate Bill No. 258, the same having originated in the Senate of 1927 and being entitled as follows:

"An Act to Authorize the Issuance and Sale of One Hundred and Fifty Thousand Dollars Worth of Interest Bearing Bonds by Wakulla County, Florida, for the purpose of, and the Proceeds Therefrom to be Used in, Constructing and Building That Portion of State Road Number Ten (10) as Designated by Chapter 10269 of the Laws of Florida, Which Is Located Within Wakulla County, Florida, from the Leon County Line, via Newport, as near St. Marks as Practicable, Then Around the Coast to Panacea Springs and Thence to the Franklin County Line: to Provide for the Payment of the Interest and Final Redemption of Said Bonds; to Provide for the Appointment of Trustees for Said Bonds; to Provide for Turning Over the Proceeds from Said Bonds by the Trustees to the Road Department of the State of Florida to be Used for Such Construction and Building of Said Road After Contract or Agreement Therefor by Said Department Has Been Made by the County Commissioners; and to Provide Upon What Terms and Conditions This Act Shall Go Into Effect."

I am disapproving this bill at the request of the author, Senator H. N. Walker, of Wakulla County.

For the above stated reason I have withheld my approval from this measure.

Very respectfully,
(Signed) JOHN W. MARTIN,
Governor.

The President put the question: "Shall the bill pass, the objections of the Governor to the contrary notwithstanding?"

Upon the passage of the bill the roll was called and the vote was:

Yeas—None.

Nays—Mr. President, Senators Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges,

Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Welsh, Whitaker, Young—34.

So the Bill failed to pass over the Governor's objections thereto.

Senate Bill No. 655:

A bill to be entitled An Act for the purpose of authorizing tax sales in the County of Clay in the State of Florida and other legal advertising to be done in any newspaper of general circulation published in said county.

Passed by the 1927 session of the Legislature with the Governor's objection appended thereto.

Was taken up in its order and read with the following Governor's objections thereto:

State of Florida, Executive Department
Tallahassee, Florida, June 6, 1927.

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

Sir:

Pursuant to authority vested in me as Governor under Provisions of Section 28 of Article III, of the Constitution of the State of Florida, I transmit to you with my objections thereto Senate Bill No. 655, the same having originated in the Senate of 1927, and being entitled as follows:

"An Act for the Purpose of Authorizing Tax Sales in the County of Clay in the State of Florida and Other Legal Advertising to be Done in Any Newspaper of General Circulation Published in Said County."

This measure is useless and unnecessary. The Constitution of the State requires that all laws relating to the assessment of taxes shall be of uniform operation throughout the State and this measure would have the effect of making a local law in Clay County covering the tax sale advertisement which would possibly interfere with the tax sales in the State for the next two years.

For the above stated reasons I have withheld my approval from this measure.

Very respectfully,
(Signed) JOHN W. MARTIN,
Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

Upon the passage of the bill the roll was called, and the vote was:

Yeas—None.

Nays—Mr. President, Senators Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

So the Bill failed to pass over the Governor's objections thereto.

The Secretary announced the following appointments:

Fannie Mendelson, Sara Jones, Marie Miller.

Also Mabel Robertson, Lera Nelle Murrow and Mrs. Grace Diehl as Secretarial Stenographers.

(Note.—Mabel Robertson's duties began on April 3, 1929.)

By permission, Mr. Adams, Chairman of Committee on Corporations, submitted the following report:

Mr. Adams, of First District, Chairman of the Committee on Corporation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 9th, 1929.

Hon. J. J. Parrish,
President of the Senate.

Sir:

Your Committee on Corporation to whom was referred:

Senate Bill No. 57:

A bill to be entitled An Act to amend section 6588 Compiled General Laws of Florida relating to corporations.

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

Very respectfully,
PAUL S. ADAMS
Chairman of Committee.

And Senate Bill No. 57, contained in the above report, was placed on the Calendar of Bills on Second reading.

By permission Senator Phillips introduced the following bills:

Senate Bill No. 70:

A bill to be entitled An Act to amend Chapter 11459 Acts of 1925, Laws of Florida entitled "An Act to authorize the issuance and sale of five hundred thousand dollars worth of interest

bearing bonds by Columbia County, Florida, for the purpose of hardsurfacing State Roads No. 5-A, State Road No. 28, and for hardsurfacing a road from Lake City to the Georgia line via Benton, and to build a complete system of lateral settlement roads throughout said county; to provide for the payment of the interest and final redemption of said bonds; to provide for the appointment of Trustees to handle the expenditure of the proceeds of said bonds and to provide upon what terms and conditions this Act shall go into effect," by adding an additional section thereto giving Columbia County and the State Road Department the right to use the proceeds of said Bond Issue for the purpose of grading as well as hardsurfacing the roads specified in said Act.

Which was read the first time by its title together with the following notice and affidavit of publication:

AFFIDAVIT OF PUBLICATION AND NOTICE

I, E. R. Meitzen, Publisher of the Columbia Gazette, Published weekly at Lake City, Florida, do solemnly swear that a copy of the attached notice, as per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for five consecutive issues commencing with the issue dated Feb. 28, 1929, and ending with the issue dated March 28, 1929. The dates of insertion being Feb. 28, 1929, March 7, 1929, March 14, 1929, March 21, 1929, March 28, 1929.

(Signed) E. R. MEITZEN.

Subscribed and sworn to before me this 30th day of March, 1929.

L. C. GREEN,
Notary Public State Florida At Large.
My Commission Expires May 17, 1930.
Columbia Gazette, Lake City, Fla.
Local Legislation

Notice is hereby given that a local bill will be introduced at the 1929 session of the Legislature amending Chapter 11,459 laws of Florida giving the State Road Dept. the right and authority to grade and hard-surface State Road No. 82.

(Notary Seal) W. W. PHILLIPS.

Mr. Phillips moved that the rules be waived and that Senate Bill No. 70 be read the second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 70, with title above stated, was read the second time, by its title only.

Mr. Phillips moved that the rules be further waived and that Senate Bill No. 70 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. 70, 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 Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

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.

Senate Bill No. 71—

A bill to be entitled An Act To Regulate the Expenditure of Appropriations made by the Legislature and to require a Budget of all Expenditures to be filed with and approved by the Board of County Commissioners of State Institutions before payment of any warrant as to same.

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

By permission Senator Stewart offered the following Resolution:

By Senator Stewart and Wagg—

Senate Resolution No. 16:

WHEREAS, There has heretofore been referred to Special Committees appointed by the President of the Senate to investigate and report to the Senate on suspension and removal of J. B. Royal, State Game and Fresh Water Fish Commissioner and Jerry W. Carter, State Hotel Commissioner; and

WHEREAS, It is necessary, in order to conduct a thorough and intelligent investigation in connection with said suspension and removal, that said Committees be authorized and empowered to issue witness subpoenas and summons persons to appear before said Committees as witnesses, and with authority to swear all witnesses and with authority to require the production of papers and documents, and also to prescribe the rules of evidence gov-

erning said investigation, and with authority to employ such clerical assistance and incur other necessary expenses in connection therewith as may be necessary in the conduct of said investigation, as well as authority to compel the attendance of persons or witnesses summoned before said committees and also to fix the per diem and mileages of all persons summoned as witnesses for their attendance before said Committee;

NOW THEREFORE BE IT RESOLVED by the Senate of the State of Florida that the Special Committees appointed by the President of the Senate to investigate the suspension and removal of J. B. Royall, State Game and Fresh Water Fish Commissioner and Jerry W. Carter, State Hotel Commissioner are hereby empowered and authorized to issue subpoenas and summons persons to appear before said Committees as witnesses, and with authority to require production of all papers and documents, and also to prescribe the rules and evidence governing said investigation and with authority to employ such clerical assistance in connection therewith as may be necessary to the conduct of said investigation, and to secure and have made photostatic or typewritten copies of all necessary charges, papers and other documents, as well as authority to compel the attendance of persons or witnesses summoned before said Committee and also to fix the per diem and mileage of all persons summoned as witnesses for their attendance before said Committees.

Which was read.

Mr. Stewart moved to adopt the Resolution.

Which was agreed to and the Resolution was adopted.

The rules were waived by a two-thirds vote and the Senate took up for consideration all local bills upon the Calendar.

LOCAL BILLS ON SECOND READING.

Senate Bill No. 36:

A bill to be entitled An Act to authorize and empower the City Commission of the City of Leesburg, Florida, by resolution to extend or increase the time for payment of any or all special assessments for public improvements heretofore at any time made by said city against any lots, pieces or parcels of land for the purpose of defraying the whole or any part of the expenses of any public improvement heretofore made and completed by said city, and providing for the enforcement of any such lien.

Was taken up in its order.

Mr. Futch moved that the rules be waived and that Senate Bill No. 36 be read the second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 36, with title above stated, was read the second time by its title only.

Mr. Futch moved that the rules be further waived and that Senate Bill No. 36 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. 36, 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 Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

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.

Senate Bill No. 37:

A bill to be entitled An Act to authorize and empower the City of Leesburg, Florida, to acquire, build, construct, develop, own, control, manage and operate air ports or landings and housing facilities for air planes and air craft of any and all descriptions and to acquire by such lease or otherwise any and all necessary land or lands necessary for such purposes either within or outside of the corporate limits of said city and to make and enforce such rules, regulations, and requirements as may be found necessary and expedient in connection with such air port or landing facilities for air planes and air craft.

Was taken up in its order.

Mr. Futch moved that the rules be waived and that Senate Bill No. 37 be read the second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 37, with title above stated, was read the second time by its title only.

Mr. Futch moved that the rules be further waived and that Senate Bill No. 37 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. 37, 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 Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

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.

By Senator Phillips—

Senate Bill No. 38:

A bill to be entitled An Act to amend Section 10 of Chapter 8993, Acts of 1921, Laws of Florida, relating to the City of Lake City, Florida, as amended by Section 1 of Chapter 12961, Acts of 1927, entitled "An Act to amend Section 10 of Senate Bill 184, said Senate Bill amending Chapter 8993, Acts of 1921, relative to the tenure of office of the Mayor and define the City Wards."

Was taken up in its order.

Mr. Phillips moved that the rules be waived and that Senate Bill No. 38 be read the second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 38, with title above stated, was read the second time by its title only.

Mr. Phillips moved that the rules be further waived and that Senate Bill No. 38 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. 38, 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 Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

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.

Senate Bill No. 53:

A bill to be entitled An Act authorizing the issuance of search warrants by the Municipal Court of the City of Orlando, Florida, the service of same, and for the giving of bond by the administrative officer serving such warrants.

Was taken up in its order.

Mr. Futch moved that the rules be waived and that Senate Bill No. 53 be read the second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 53, with title above stated, was read the second time by its title only.

Mr. Futch moved that the rules be further waived and that Senate Bill No. 53 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. 53, 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 Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

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.

Senate Bill No. 55:

A bill to be entitled An Act relating to the powers and duties of the Municipal Court of the City of Orlando, Florida, and providing for substitution of judges in case of the absence, incapacity or disqualification of said municipal judge.

Was taken up in its order.

Mr. Futch moved that the rules be waived and the Senate Bill No. 55 be read the second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 55, with title above stated, was read the second time by its title only.

Mr. Futch moved that the rules be further waived and the Senate Bill No. 55 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. 55, 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 Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Johns, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen,

Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—36.

So the Bill passed, title as stated.

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

Mr. Turnbull, Chairman of the Committee on Rules and Procedure, moved that 200 copies of the rules as reported by the Committee be printed.

Which was agreed to and it was so ordered.

Mr. Rowe moved that the Senate do now adjourn.

Which was agreed to.

Thereupon, the Senate stood adjourned until 11 o'clock A. M., Wednesday, April 10, 1929