

JOURNAL OF THE SENATE

TUESDAY, APRIL 23, 1929

The Senate convened at 11 o'clock a. m., pursuant to adjournment on Monday, April 22, 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, Irby, Johns, King, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—38.

A quorum present.

Prayer by Chaplain.

The reading of the Journal was dispensed with.

The Journal of April 22, 1929, was corrected, and as corrected was approved.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

Senate Chamber,

Tallahassee, Fla., April 23, 1929.

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

Sir:

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

(Committee Substitute for House Bill No. 1):

An Act to amend Sections 78 and 79, Revised General Statutes of Florida, 1920, being Sections 94 and 95, Compiled General Laws of Florida, 1927, relating to the publication of notice of intention to pass special or local laws and proof of publication of such notice.

Also—

(House Bill No. 238):

An Act to amend Chapter 6297, Laws of Florida, passed at the Regular Session of the Legislature of Florida in the year 1911, relating to the drainage and reclamation of certain lands in Putnam County, Florida.

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

Very respectfully,

J. MAXEY DELL,

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

Senator Dell, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 23, 1929.

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

Sir:

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

(Senate Bill No. 13):

An Act relating to setting fire to or burning wild forest woods, land or marshes in Columbia County, Florida.

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

Very respectfully,

J. MAXEY DELL,

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

Also—

Senator Dell, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 23rd, 1929.

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

Sir:

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

(Senate Bill No. 120):

An Act to amend Section 3 of Chapter 12720, approved June 3, 1927, entitled, "An Act authorizing the Boards of County Commissioners of Escambia and Santa Rosa Counties to grant an exclusive franchise for the construction and operation of a

toll bridge across Escambia Bay; authorizing the owner of such franchise to condemn property for such bridge with causeway and approaches; authorizing the Railroad Commissioners to fix maximum tolls for and to approve rules and regulations with reference to the use of said bridge and reserving to the State and said Counties, or either of them, the right to purchase said bridge, and to prohibit the construction, operation and maintenance by any person or corporation or by the State or any subdivision or agency thereof of any ferry or tunnel and of any bridge or causeway except the one authorized by said Chapter connecting Santa Rosa Peninsular with the mainland at any point between Muscogee Wharf in Pensacola and Escambia Bridge on State Road No. 1 and granting jurisdiction to courts of equity to enjoin the construction and operation of such ferry, tunnel or other bridge or causeway.

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

Very respectfully,

J. MAXEY DELL,

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

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

Senate Chamber,

Tallahassee, Fla., April 23, 1929

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

Sir:

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

(Senate Bill No. 120):

An Act to amend Section 3 of Chapter 12720, approved June 3, 1927, entitled, "An Act authorizing the Boards of County Commissioners of Escambia and Santa Rosa Counties to Grant an Exclusive Franchise for the construction and operation of a toll bridge across Escambia Bay; authorizing the owner of such franchise to condemn property for such bridge with causeway and approaches; authorizing the railroad commissioners to fix maximum tolls for and to approve rules and regulations with reference to the use of said bridge and reserving to the State and said Counties, or either of them, the right to purchase said bridge," and to prohibit the construction, operation and maintenance by any person or corporation or by the State or any subdivision or agency thereof of any ferry or tunnel and of any bridge or causeway except the one authorized by said chapter connecting Santa Rosa Peninsular with the mainland at any point between Muscogee Wharf in Pensacola and Escambia Bridge on State Road No. 1 and granting jurisdiction to courts of equity to enjoin the construction and operation of such ferry, tunnel or other bridge or causeway.

Have examined the same and find it correctly enrolled.

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

Very respectfully,

J. MAXEY DELL,

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

The Bill contained in the above report was 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. Phillips, Chairman of the Committee on Engrossed Bills of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 23, 1929.

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

Sir:

Your Committee on Engrossed Bills, to whom was referred:

Senate Bill No. 101:

With the following amendment: In Section 2, after the word "Court" strike out the period and insert in lieu thereof the following: a semicolon and the following words:

"Provided that nothing in this Act shall be construed or held to apply to any person selling any beef, mutton, pork or other green

ments which has been produced by such person on a farm or ranch operated by him and where the same is sold from a vehicle."

Beq leave to report that the same has this day been examined and the above bill has been properly engrossed.

Very respectfully,

W. W. PHILLIPS,

Chairman of the Committee on Engrossed Bills.

And Senate Bill No. 101 contained in the above report was placed on the Calendar of Bills on the Third Reading.

Senator Singletary, Chairman of the Committee on Roads and Highways, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 23, 1929.

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

Sir:

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

Senate Bill No. 153:

Have had the same under consideration, and recommend that the same, with amendments thereto; do pass.

Committee Amendment suggested:

Sec. 2. Line 4, strike out all of said section after the words "punished by," and insert the following: "A fine not exceeding five hundred (\$500.00) dollars or by imprisonment in the County Jail not exceeding twelve (12) months."

Very respectfully,

W. J. SINGLETARY,

Chairman of Committee.

And Senate Bill No. 153, with Committee Amendment, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senator Waybright, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 23, 1929.

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

Sir:

Your Committee on Education, to whom was referred:

Senate Bill No. 108:

A bill to be entitled An Act to create a Florida State Commission for the Blind, to prepare and maintain a register of those adult blind persons living in the State in which is shown their condition, cause of blindness, and capacity for education and industrial training; to set up a bureau of information and industrial aid for the blind; to assist other agencies in developing Home Industries; to aid in furnishing books, materials, and tools for rehabilitation for the blind; to devise other means of helping them; to adopt such measures as may be deemed expedient for the prevention and cure of blindness; to provide for an annual report on the activities of the State Commission for the Blind in connection therewith; and to make an appropriation for carrying out the provisions of the Act.

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

Very respectfully,
EDGAR W. WAYBRIGHT,
Chairman of Committee.

And Senate Bill No. 108, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senator Swearingen, Chairman of the Committee on Judiciary "B," submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22nd, 1929.

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

Sir:

Your Committee on Judiciary "B", to whom was referred:

Senate Bill No. 87:

Being An Act providing for the supervision and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the public highways of the State; defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida and providing for the enforcement of the provisions of this Act and for the punishment of violations thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and repealing all Acts inconsistent with the provisions of this Act.

Has offered the following amendments:

Amendment No. 1. Sec. 1, page 3, line 8, after the word "the" insert the following: "assembling or shipping point enroute to".

Amendment No. 2. Sec. 3, page 5, line 14, after the word "applicant" insert the following: "and to all transportation companies serving any part of the route between the fixed termini."

Amendment No. 3. Sec. 3, page 6, line 14, after the words "his court record" insert the following: "as well as the effect that the granting of such certificate may have upon other transportation facilities within the territory sought to be served by such applicant, and also the effect upon transportation as a whole within said territory".

Amendment No. 4. Sec. 3, page 6, line 20, strike out the words "the first day of January 1929" and insert the following: "the 19th day of April 1929".

Amendment No. 5. Sec. 15, line 15, page 17, strike out the words "an equal share of said balance" and insert the following: "its part of said balance in the proportion that the bus mileage travelled over its highway system bear to the entire bus mileage travelled by the motor vehicles of said auto transportation company."

Amendment No. 6. Sec. 15, line 20, page 17, strike out the words "to be used by the said County Commissioners in the repair and upkeep of said highway system", insert the following: "to be paid by said County Commissioners to the bond trustees of the County bonds, to be used by said trustees to pay the interest on and provide a sinking fund to retire the County bonds issued for the purpose of constructing the State system or the County system of good roads within said County."

Very respectfully,

JOHN J. SWEARINGEN,

Chairman of Committee.

And Senate Bill No. 87, with Committee Amendments, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senator Swearingen, Chairman of the Committee on Judiciary "B," submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 23, 1929.

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

Sir:

Your Committee on Judiciary "B," to whom was referred:

Senate Bill No. 127:

A bill to be entitled An Act to amend Section 34, Chapter 1637, Acts of Florida, 1868, as amended by Section 1, Chapter 5160, Acts of Florida, 1903, and known as Section 7247, of the Compiled General Laws of Florida, 1927, by defining certain exceptions thereto and repealing all laws or parts of laws in conflict therewith.

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. 127, contained in the above report, was placed on the Calendar of Bills on Second Reading.

Senator Whitaker, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 19, 1929.

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

Sir:

Your Committee on Judiciary "A," to whom was referred—

Senate Bill No. 21:

A bill to be entitled An Act to repeal Chapter 11828 Acts regular session of 1927, entitled An Act to provide for the appointment of three special prosecuting attorneys for the State at Large, to be known as "Special Assistants to the Attorney General," to fix their Compensation, provide for their powers, duties, privileges and obligations.

Have had the same under consideration, and recommend a committee substitute, heretofore attached, in lieu of the original Bill.

Committee Substitute for Senate Bill No. 21. A bill to be entitled An Act to Repeal Chapter 11828 Acts regular session of 1927, entitled An Act to provide for the appointment of three special prosecuting attorneys for the State at large to be known as "Special Assistants to the Attorney General," to fix their compensation, provide for their powers, duties, privileges and obligations.

Very respectfully,

PAT. WHITAKER,
Chairman of Committee.

And Senate Bill No. 21, contained in the above report, was placed on the Calendar of Bills on Second Reading.

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

Senate Chamber,
Tallahassee, Fla., April 23, 1929.

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

Sir:

Your Committee on Judiciary "B", to whom was referred—
Senate Bill No. 211:

A bill to be entitled An Act to amend Section 2 of Chapter 12409 of the Laws of Florida, Acts of 1927, the same 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 Holders.

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. 211, 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 "B", submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 23, 1929.

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

Sir:

Your Committee on Judiciary "B", to whom was referred—
Senate Bill No. 103:

A bill to be entitled An Act to regulate the practice of land surveying, granting further powers to and prescribing further duties of, the existing Board of Engineering Examiners; providing for the examination and registration of land surveyors; and providing penalties for the violation of this Act.

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. 103, contained in the above report, was placed on the table.

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

Senate Chamber,
Tallahassee, Fla., April 16, 1929.

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

Sir:

Your Committee on Constitutional Amendments, to whom was referred:

Senate Joint Resolution No. 89, being an Act proposing an amendment to Article IX of the Constitution of the State of Florida, relative to Taxation and Finance, to be known as Section 12, of Article IX.

Committee Amendments suggested:

Amendment No. 1. "In Section 12, strike out line 11, inserting period after word "time" in line 10 instead of a comma.

Amendment No. 2. "In Section 12, line 4, after word "pulp" insert the word "paper."

Amendment No. 3. In Section 12, line 10, after word "other," insert "new."

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

Very respectfully,
W. D. BELL,
Chairman of Committee.

And Senate Joint Resolution No. 89, with Committee Amendments, contained in the above report, was placed on the Calendar of Bills on second reading.

By Senator King:
Senate Resolution No. 19:
Inviting Hamilton Holt, President Rollins College, to address the Senate.

WHEREAS Hamilton Holt, who was during the World War Diplomatic Representative of President Woodrow Wilson on important international problems abroad, and for many years owner

and editor of the Independent Magazine, and who now as President of Rollins College is one of Florida's best friends, therefore

Be It Resolved by the Senate of the State of Florida:

That Hamilton Holt be invited to speak in the Senate Chamber at eight thirty o'clock Thursday evening, May the second, 1929, on such subject as he himself may choose, and that the House of Representatives and the public generally be invited to attend. Which was read.

Mr. King moved the adoption of the Resolution.

Which was agreed to.

And the Resolution was adopted.

By Mr. Swearingen—

Senate Concurrent Resolution No. 11:

A Memorial to the Congress of the United States requesting the placing of suitable markers or monuments at all forts of the Seminole Indian War in the State of Florida; that parks and monuments be established on battlegrounds of the Seminole Indian War in the State of Florida; and especially, that a plot of ground for a park be secured in the City of Fort Meade, Polk County, Florida, where certain Indian War soldiers who fell in battle were buried, and a suitable monument be erected to their memory (said battle occurring June 14-16, 1856), and that a park be established on the old Seminole Indian War battlegrounds near Fort Meade, Florida; and for suitable appropriations therefor.

WHEREAS, The historical battlefields of the Seminole Indian War seemingly have been ignored and neglected, and

WHEREAS, Graves of men who were killed in the Seminole Indian War have not been marked, and

WHEREAS, We have failed to hold sacred the memory of those brave men of pioneer days who gave their lives for their country, by omitting to mark their graves and the battlefields, now therefore,

BE IT RESOLVED by the Legislature of the State of Florida:

That the Congress of the United States be and it is hereby respectfully requested to place suitable markers or monuments at all forts of the Seminole Indian War in the State of Florida;

That parks and monuments be established on battlegrounds of the Seminole Indian War in the State of Florida;

That especially, a plot of ground for park purposes be secured in the City of Fort Meade, Polk County, Florida, where certain Indian War soldiers who fell in the battle were buried, and a suitable monument be erected to their memory (said battle occurred on June 14 and 16, 1856). Also that a park be established on the old Seminole Indian War battlegrounds near Fort Meade, Florida; and

That sufficient appropriations by Congress be made to carry out the purpose thereof.

Which was read the first time.

Mr. Swearingen moved that the rules be waived and Senate Concurrent Resolution No. 11 be read a second time.

Which was agreed to by a two-thirds vote.

Senate Concurrent Resolution No. 11 was read a second time.

Mr. Swearingen moved the adoption of the resolution.

And the rules being waived by a two-thirds vote, the Concurrent Resolution was laid over for the purpose of amendment.

Senate Concurrent Resolution No. 7:

WHEREAS, The reclamation of the swamp and overflowed land throughout the nation has been conducive to the public utility, has greatly improved the health of the people, has saved vast sums in the construction of highways and bridges and has made possible the settlement, development and occupation of the great alluvial empire, upon which the nation is drawing heavily for its basic crops; and

WHEREAS, There is great financial distress in the Drainage Districts of the country, owing to the heavy drainage taxes assessed against the lands in these several districts; and

WHEREAS, Congress is now considering the enactment into law of legislation that will provide Drainage Tax Relief to all the Drainage Districts in the thirty-four states of the Union where these districts are situated; Therefore,

BE IT RESOLVED by the Senate of the State of Florida, the House of Representatives concurring, that we earnestly request and urge upon Congress the early enactment of Drainage Tax Relief legislation.

BE IT FURTHER RESOLVED, That copies of these resolutions be sent to each member of Congress from Florida.

Which was taken up in its order and placed before the Senate, and read the second time.

Mr. Young moved the adoption of the resolution.

Which was agreed to.

And the Resolution was adopted.

And the adoption of the resolution was ordered to be certified to the House of Representatives.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Waybright—
Senate Bill No. 224:

A bill to be entitled An Act concerning toll bridges in Duval County, and authorizing the County of Duval, in the State of Florida to issue bonds for the construction of an additional toll bridge across the St. Johns River in said County, approaches and two roads leading therefrom, making provisions in reference to tolls, providing for the investment of sinking funds derived from tolls and charges, providing for powers of eminent domain in said County in connection therewith, and for elections, and also prescribing the qualifications of those who shall be permitted to vote in said elections, with further conditional provision for an election as to whether the present bridges shall be made free, and other matters in connection with all of the above.

Which was read the first time together with the following certificate of publication:

STATE OF FLORIDA,
COUNTY OF DUVAL.

Personally appeared before me, a Notary Public, State of Florida, W. A. Elliott, who says under oath that he is Business Manager of The Florida Times-Union, a newspaper published in the City of Jacksonville, in said County and State; and that the attached advertisement of Notice re bill concerning an additional bridge across the St. Johns River, was published in said newspaper once a week for a period of five weeks consecutively, beginning March 9th, 1929 and ending April 6, 1929, said publication being made on the following dates: March 9, 16, 23, 30, April 6, 1929.

W. A. ELLIOTT,

Sworn to and subscribed before me this the 8th day of April, A. D. 1929.

ADA PYKE,

Notary Public, State of Florida.

My commission expires Feb. 11, 1931.

Mr. Waybright moved to waive the rule and that Senate Bill No. 224 be read the second time, by its title only.

Which was agreed to by a two-thirds vote, and Senate Bill No. 244 was read the second time, by its title only.

Mr. Waybright moved to waive the rule further, and that Senate Bill No. 224 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. 224 was read the third time in full.

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, Hinely, Hodges, Howell, Irby, King, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—35.

Nays—None.

So the bill passed, title as stated.

And the same was ordered to be certified to the House of Representatives immediately, the rule having been waived.

By Senator Waybright—
Senate Bill No. 225:

A bill to be entitled An Act to provide for the employment and discharge of teachers in the public, common and high schools of Florida.

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

By Senator Hodges—
Senate Bill No. 226:

A bill to be entitled An Act making appropriations for salaries and other current expenses of the State for two years from June 30, 1929.

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

Mr. Hodges moved that 500 copies of Senate Bill No. 226 be printed:

Which was agreed to and so ordered.

By Senator Whitaker—
Senate Bill No. 227:

A bill to be entitled An Act to place the name of Police Captain L. R. Rhodes on the pension roll of the City of Tampa.

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 Whitaker—
Senate Bill No. 228:

A bill to be entitled An Act designating and defining Arbor Day in the State of Florida.

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

By Senator Whitaker—
Senate Bill No. 229:

A bill to be entitled An Act prescribing the terms upon which licenses or certificates of registration may be issued to practitioners of barbering; defining the profession of barbering and who are eligible to practice barbering, as defined herein; prescribing age and qualifications of those entering this profession or entering schools or colleges teaching barbering; providing for examination of barbers and apprentices before entering the profession or schools; forbidding any person to practice the art of barbering who has any infectious or contagious disease; creating the State Board of Barber Examiners; providing for its appointment; declaring its powers and duties and providing for its maintenance; prescribing penalties for violation of the provisions of this Act and repealing all laws or portions of laws inconsistent herewith.

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

By Senator Hodges—
Senate Bill No. 230:

A bill to be entitled An Act legalizing, validating, ratifying and confirming a contract for the purchase and sale of electric energy between the City of Tallahassee, a Municipal Corporation under the laws of the State of Florida and West Florida Power Company, a Corporation created and existing under and by virtue of the Laws of the State of Florida, bearing date 21st day of December, A. D. 1928, fixing the rates and conditions and restrictions of service; to provide for the holding of a referendum election to determine whether said contract shall be extended to a period ten years from its date; and repealing all laws or parts of laws in conflict herewith.

Mr. Hodges moved to waive the rule and that Senate Bill No. 230 be read the second time by its title only.

Which was agreed to by a two-thirds vote, and Senate Bill No. 230 was read the second time by its title only.

Mr. Hodges moved to waive the rule further, and that Senate Bill No. 230 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. 230 was read the third time in full.

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, Hinely, Hodges, Howell, Irby, King, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—35.

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 Hodges—
Senate Bill No. 231:

A bill to be entitled An Act to fix the territorial limits of the City of Tallahassee, a Municipal Corporation, and to provide for the annexation of certain additional territory to said City upon the terms and conditions and subject to the regulations prescribed in this Act; and to preserve any existing obligations on the part of Leon County and/or the State Road Department with reference to hardsurfacing or paving certain State and/or County Roads in said territory.

Mr. Hodges moved to waive the rule and that Senate Bill No. 231 be read the second time, by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 231 was read the second time, by its title only.

Mr. Hodges moved to waive the rule further, and that Senate Bill No. 231 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. 231 was read the third time in full.

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, Hinely, Hodges, Howell, Irby, King, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam,

Rowe, Scales, Singletary, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—35.

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 Hodges—

Senate Bill No. 232:

A bill to be entitled An Act authorizing and empowering the City of Tallahassee, a municipal corporation, to acquire, improve, maintain and operate airports, aviation terminals and landing fields; to let, lease and grant privileges thereon to others; to issue bonds for the purpose of purchasing and improving airports, aviation terminals and landing fields under certain conditions.

Mr. Hodges moved to waive the rule and that Senate Bill No. 232 be read the second time, by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 232 was read the second time, by its title only.

Mr. Hodges moved to waive the rule further, and that Senate Bill No. 232 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. 232 was read the third time in full.

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, Hinely, Hodges, Howell, Irby, King, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—35.

Nays—None.

So the bill was passed, title as stated.

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

By Senator Parrish—

Senate Bill No. 233:

A bill to be entitled An Act creating the Florida Crippled Children's Commission and providing for the appointment, term of office and manner of succession of the members thereof; Providing for the organization, powers and duties of said commission; granting unto said commission power to designate hospitals, clinics, or other medical centers for the care, treatment, hospitalization and convalescence of crippled children, and to pay the costs thereof in cases of indigent or partially indigent children; to authorize said commission to employ orthopedic surgeons, physicians, nurses or other help; designating the Juvenile Court, and where such courts is not in existence, the County Judge as the agency to determine and certify who are indigent children and to make the necessary appropriation for carrying out the provisions of this Act.

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

By Senator Putnam—

Senate Bill No. 234:

A bill to be entitled An Act to abolish the present Municipal Government of the Town of Pierson, in the County of Volusia, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the Town of Pierson, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges.

Which was read the first time by its title and placed on the Calendar of Local Bills on Second Reading.

By Senator Putnam—

Senate Bill No. 235:

A bill to be entitled An Act to create a board consisting of the Governor, the Commissioner of Agriculture and the State Marketing Commissioner to be known as the State Agricultural Marketing Board, to define its duties and powers and make appropriation for the carrying out of the provisions thereof.

Which was read the first time by its title and placed on the Calendar of Bills on Second Reading without reference.

By Senator Caro—

Senate Bill No. 236:

A bill to be entitled An Act to amend Sections 563, 564 and 565 of the Compiled General Laws of Florida of 1927, relative to establishing and maintaining public Kindergartens.

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

By Senator Harrison—

Senate Bill No. 237:

A bill to be entitled An Act to authorize the City of Palmetto to issue refunding bonds and to provide for their payment.

Which was read the first time by its title and placed on Calendar of Local Bills on Second Reading.

By Senator Putnam—

Senate Bill No. 238:

A bill to be entitled An Act relating to qualification of electors in the City of DeLand, Volusia County, Florida.

Senator Putnam moved to waive the rule and that Senate Bill No. 238 be read the second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 238 was read the second time by its title only.

Mr. Putnam moved to waive the rule further, 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 was read the third time in full.

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, Hinely, Hodges, Howell, Irby, King, Knabb, Malone, McCall, Mitchell, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—35.

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 Putnam—

Senate Bill No. 239:

A bill to be entitled An Act relating to jury lists in the County Judge's Courts in counties which have a population of more than forty thousand and not exceeding forty-three thousand.

Which was read the first time by its title and placed on the Calendar of Local Bills on Second Reading.

By Senator Putnam—

Senate Bill No. 240:

A bill to be entitled An Act relating to jury lists in the Circuit Courts in Counties which have a population of more than forty thousand and not exceeding forty-three thousand.

Which was read the first time by its title and placed on the Calendar of Local Bills on Second Reading.

By Senator Waybright—

Senate Bill No. 241:

A bill to be entitled An Act in relation to the City of Jacksonville, and limiting the duration of contract entered into by said City.

Which was read the first time by its title and placed on the Calendar of Local Bills on Second Reading.

By Senator Wagg—

Senate Bill No. 242:

A bill to be entitled An Act to authorize the Board of Commissioners of Everglades Drainage District to contribute not exceeding the sum of five thousand dollars to any non-political non-profit organization which may be formed for the purpose of securing Federal aid for flood control in connection with Lake Okechobee.

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

MESSAGE FROM THE GOVERNOR

The following message from the Governor was received and read:

State of Florida, Executive Department,
Tallahassee, April 22, 1929.

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

Sir:

I have the honor to advise you that I have approved the following Acts which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

(Senate Bill No. 36):

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.

Also—

(Senate Bill No. 37):

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.

Also—

(Senate Bill No. 47):

An Act to validate, ratify and confirm the proceedings of the Board of County Commissioners of Monroe County, Florida, authorizing the issuance and sale of \$200,000.00 of refunding bonds of said county, and providing for the levy of a tax to pay the interest and principal of said bonds; to validate, ratify and confirm the indebtedness of Monroe County, Florida, for which said refunding bonds are issued, and to provide the manner of disbursing the funds received from the sale of said bonds, and repealing any conflicting law.

Also—

(Senate Bill No. 53):

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.

Also—

(Senate Bill No. 55):

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.

Also—

(Senate Bill No. 69):

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.

Also—

(Senate Bill No. 92):

An Act to authorize and empower the Town of Perry, Florida, a Municipal Corporation, to acquire, improve, equip, maintain and operate land for airports, and to sell or lease the same.

Also—

(Senate Bill No. 138):

An Act to legalize, ratify, validate and confirm One Million Eight Hundred Eighty-seven Thousand (\$1,887,000.00) Dollars of interest bearing coupon bonds of Florida Inland Navigation District, a special taxing district composed of Duval, St. Johns, Flagler, Volusia, Brevard, Indian River, St. Lucie, Martin, Broward, Palm Beach and Dade Counties, said bonds being dated September 1st, A. D. 1928, and bearing interest at the rate of four per cent per annum, payable semi-annually, September 1st and March 1st, of each year, and the issuance of same having heretofore been authorized by the Board of Commissioners of Florida Inland Navigation District, pursuant to authority granted by Chapter 12026, Laws of Florida, 1927, and pursuant to an election held in said district, authorizing and approving the issuance of said bonds; to legalize, ratify, validate and confirm all Acts heretofore done and Proceedings heretofore taken by the Board of Commissioners of said district relative to said bonds. To legalize, ratify, validate and confirm the Proceedings in the Circuit Court of Volusia County, Florida, which validated said bonds and to authorize the Florida Inland Navigation District to issue and sell said bonds.

And—

Senate Concurrent Resolution No. 6.

Very respectfully,

DOYLE E. CARLTON,

Governor.

DEC/AB

The following message from the Governor was received and read:

April 23, 1929.

Hon. J. J. Parrish,

President of the Senate.

Capitol.

Sir:

I have the honor to inform you that I have today approved the following Act which originated in your Honorable Body and

have caused the same to be filed in the office of the Secretary of State:

(Senate Bill No. 120):

An Act to amend Section 3 of Chapter 12720, approved June 3, 1927, entitled "An Act authorizing the Boards of County Commissioners of Escambia and Santa Rosa Counties to grant an exclusive franchise for the construction and operation of a toll bridge across Escambia Bay; authorizing the owner of such franchise to condemn property for such bridge with causeway and approaches; authorizing the Railroad Commissioners to fix maximum tolls for and to approve rules and regulations with reference to the use of said bridge and reserving to the State and said counties, or either of them, the right to purchase said bridge, and to prohibit the construction, operation and maintenance by any person or corporation or by the State or any subdivision or agency thereof of any ferry or tunnel and of any bridge or causeway except the one authorized by said chapter connecting Santa Rosa Peninsular with the mainland at any point between Muscogee Wharf in Pensacola and Escambia Bridge on State Road No. 1, and granting jurisdiction to courts of equity to enjoin the construction and operation of such ferry, tunnel or other bridge or causeway.

Very respectfully,

DOYLE E. CARLTON,

Governor.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives,
Tallahassee, Fla., April 22, 1929.

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

Sir:

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

House Memorial No. 2:

A bill to be entitled An Act a memorial to the Lighthouse Department of the United States Government at Washington, D. C., to provide lights and buoys to designate and locate the channel entering Choctawhatchee Bay from the Gulf of Mexico for the purpose of making navigation safe.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And House Memorial No. 2, contained in the above message, was read the first time and was laid over under the rules.

The time having arrived for the consideration of Special Orders:

Senate Joint Resolutions 1, 2 and 89, the same were taken up.

Senate Joint Resolution No. 1 was taken up in its order as follows:

SENATE JOINT RESOLUTION No. 1

A joint resolution proposing an amendment to Section 1, Article 10 of the Constitution of the State of Florida relating to Homesteads and Exemptions and providing that no actual homestead shall be subject to State taxation in the State of Florida.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Section One, Article 10, to the Constitution of the State of Florida, relating to homesteads and exemptions be, and the same is hereby agreed to and shall be submitted to the electors of the State of Florida at the general election of representatives to be held in 1930 for approval or rejection. That said Section 1 of Article 10 shall be amended so as to read as follows:

ARTICLE X

HOMESTEAD AND EXEMPTIONS

Section 1. A homestead to the extent of one hundred and sixty acres of land, or the half of one acre within the limits of any incorporated city or town, owned by the head of a family residing in this State, together with one thousand dollars' worth of personal property, and the improvements on the real estate, shall be exempt from forced sale under process of any court, and the real estate shall not be alienable without the joint consent of husband and wife, when that relation exists. But no property shall be exempt from sale for taxes or assessments, or for the payment of obligations contracted for the purchase of said property, or for the erection or repair of improvements on the real estate exempted, or for house, field or other labor performed on the same. The exemption herein provided for in a city or town shall not extend to more improvements or buildings than the residence and business house of the owner; and no judgment or

decree or execution shall be a lien upon exempted property except as provided in this article, but no assessments for any State taxation shall be levied upon that part of the actual homestead of any person who is an actual citizen of this State and residing therein ordinarily for nine months of the year, when such homestead as herein defined is actually used for home purposes and no other purposes and after such citizen or resident files with the Tax Collector collecting taxes from the State in the county wherein such homestead is located, a proper description of the property so located, claiming it as exempt as hereinafter defined by this section. The part of the homestead to be exempted from State taxation shall be the house wherein such citizen or resident lives with his family, and that part of his land which is used for house and barnyard purposes under fence and within the curtilage of the dwelling.

Mr. Bell offered the following amendment to Senate Joint Resolution No. 1:

In Section 1, line 25, through 29 (printed bill), strike out the words "the part of the homestead to be exempt from State taxation shall be the house wherein such citizen or resident lives with his family and that part of his land which is used for house and barnyard purposes, under fence and within the curtilage of the dwelling."

Mr. Bell moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senate Joint Resolution No. 1, as amended, was read for the third time in full and put upon its final passage.

Upon the passage of Senate Joint Resolution No. 1, the roll was called and the vote was as follows:

Yeas—Mr. President, Senators Bell, Caro, Council, Dell, Gary, Hodges, Johns, King, Knabb, McCall, Phillips, Wagg, Watson, Waybright, Whitaker, Young—17.

Nays—Senators Adams, Anderson, Futch, Glynn, Harrison, Hinley, Howell, Irby, Malone, Mitchell, Neel, Putnam, Rowe, Scales, Singletary, Stewart, Taylor, Turnbull, Turner—19.

So the joint resolution, as amended, failed to pass.

Senate Joint Resolution No. 2 was then taken up in its order and read the third time in full as follows:

SENATE JOINT RESOLUTION NO. 2, PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF FLORIDA. TO BE KNOWN AS ARTICLE 20 OF SAID CONSTITUTION.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to the Constitution of the State of Florida, to be known as Article 20, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida at the general election to be held on the first Tuesday after the first Monday in November, 1930, for ratification or rejection.

Article 20. That hereafter before any bond issue of any county or municipality or district in this State shall become a legal charge against the tax payers of the State of Florida or a lien on any taxable property located within any county, municipality or district proposing to issue and sell bonds, and in addition to any other existing legal requirement, such proposed bond issue must also be approved by a board composed of the Governor of Florida, the Attorney General of Florida, and the Comptroller of Florida, to be known as a Board of Public Securities, which board shall be charged with the specific duties of inquiring into the necessity of such bond issues and whether the taxable resources of the county are financially able to support any such bond issue and unless such appears it shall be the duty of these officers to refuse to approve the same.

Upon the passage of Senate Joint Resolution No. 2, the roll was called and the vote was:

Yeas—Mr. President, Senators Hodges, Neel, Phillips, Young—5.
Nays—Senators Adams, Anderson, Bell, Caro, Council, Dell, Futch, Gary, Glynn, Harrison, Hinley, Howell, Irby, Johns, King, Knabb, Malone, McCall, Mitchell, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Wagg, Watson, Waybright, Welsh, Whitaker—32.

So the Joint Resolution failed to pass.

Mr. Phillips moved that when the Senate do adjourn today that the Chair take a recess until 3:00 o'clock this afternoon.

The question was put and the motion was lost.

The hour of adjournment, under the rule, having arrived, the President declared the Senate adjourned at 1:02 o'clock p. m. until 11:00 o'clock a. m. Wednesday, April 24, 1929.