

# JOURNAL OF THE SENATE

FRIDAY, APRIL 26, 1929

The Senate convened at 11 o'clock A. M., pursuant to adjournment on Thursday, April 25, 1929.

The President in the chair.

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

Mr. President, Senators Adams, Anderson, Bell, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, King, 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 was dispensed with.

The Journal of April 25, 1929, was corrected, and as corrected was approved.

## REPORTS OF COMMITTEES

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

Senate Chamber,  
Tallahassee, Fla., April 25, 1929.

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

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 218:

A bill to be entitled An Act making an appropriation for employing a caretaker for the Gamble Mansion and grounds on which it is located in Manatee County, Florida.

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

Amendment 1:

After the title insert the words "and for further beautifying the same."

Amendment 2:

Strike out the words "four thousand" and insert in lieu thereof the following: "Three thousand."

Amendment 3:

After the word "year" insert the following, "and for further beautifying the same."

Amendment 4:

Strike out the words "two thousand," and insert the following: "Fifteen hundred."

Amendment 5:

Strike out the word "Two Thousand" and insert in lieu thereof the following, "Fifteen Hundred."

Very respectfully,

WM. C. HODGES,  
Chairman of Committee.

And Senate Bill No. 218, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., April 25, 1929.

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

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 223:

A bill to be entitled An Act to authorize Judah P. Benjamin Memorial Commission to expend the balance of the Ten Thousand Dollars (\$10,000.00) appropriation made for restoring Gamble Mansion, in beautifying the grounds and the erection of a small residence thereon for the purpose of housing necessary caretaker.

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

Very respectfully,

WM. C. HODGES,  
Chairman of Committee.

And Senate Bill No. 223, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., April 25, 1929.

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

Sir:

Your Committee on Appropriations, to whom was referred:

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 success 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 Court 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.

Committee Amendments suggested:

Amendment No. 1. In Section 2, line 3, after the word "Governor" insert the following: "and who shall maintain a central office at the Capitol of the State."

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

Very respectfully,

WM. C. HODGES,  
Chairman of Committee.

And Senate Bill No. 233, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

## REPORT OF ENROLLING COMMITTEE

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 26, 1929.

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

Sir:

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

(Substitute for House Concurrent Resolution No. 7):

WHEREAS, Florida produces many fruits and vegetables which constitute the principal money crops of the farmers and horticulturists, and

WHEREAS, Great quantities of vegetables and fruit are shipped into the United States from Mexico, Cuba, Porto Rico and other islands of the sea where labor and water transportation is so extremely cheap that we cannot compete with said foreign labor and transportation; therefore,

The Legislature of the State of Florida believes that the citizens of said State are overwhelmingly in favor of a higher tariff or duty on vegetables and fruits, and do hereby petition our Senators, Honorable D. U. Fletcher and Honorable Park Trammell, and our Representatives in Congress, the Honorable Tom A. Yon, the Honorable R. A. Green, the Honorable H. J. Drane, and the Honorable Mrs. Ruth Bryan Owens, to do everything in their power to have a higher tariff placed on citrus fruits, other fruits, vegetables and agricultural products grown in Florida, and

WHEREAS, The Legislature realizes that it cannot consistently ask that a higher duty be put on the products of the State of Florida unless our Representatives support a corresponding tariff on the products of other States; now, therefore,

BE IT RESOLVED: That the Legislature of 1929, now in session, call upon our Senators and Representatives in Congress to support any reasonable tariff on products of other States in order to secure the proper duty on the fruits and vegetables of Florida.

Also—

(House Bill No. 218):

An Act to abolish the present Municipal Government of the Town of Apopka City, in the County of Orange, State of Florida; to create, establish, organize and incorporate a City and a Municipal Corporation to be known and designated as the City of

Apopka; to designate the territorial boundaries of said municipality; and to define and prescribe the jurisdiction, powers, privileges and functions of said municipality.

Also—

(House Bill No. 327):

An Act to authorize the City Commission of the City of Stuart, Florida, to issue bonds of said city in an amount not exceeding Two Hundred Ten Thousand (\$210,000.00) Dollars, for the purpose of liquidating the outstanding floating indebtedness of said city, validating said indebtedness, and providing for the levy of taxes to pay the principal and interest of said bonds.

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 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 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.

#### REPORTS OF COMMITTEES

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

Senate Chamber,  
Tallahassee, Fla., April 25, 1929.

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

Sir:

Your Committee on Claims, to whom was referred:  
Senate Bill No. 94:

A bill to be entitled An Act for the relief of Effie Johns of Baker County, Florida.

Have had same under consideration, and recommend that Committee Substitute for Senate Bill No. 94, being,

A bill to be entitled An Act for the relief of Effie Johns of Baker County, Florida.

Be adopted in lieu of the original bill and that the same do pass.  
Very respectfully,

J. H. SCALES,

And Senate Bill No. 94 with the Committee Substitute, contained in the above report, was placed on the Calendar of Bills on second reading.

Mr. Rowe, Chairman of the Committee on Judiciary "C," submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 26, 1929.

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

Sir:

Your Committee on Judiciary "C", to whom was referred—  
House Bill No. 46:

A bill to be entitled An Act to give Glades County, Florida, more time to repay moneys advanced under Chapter 11842, Laws of Florida.

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

Very respectfully,  
R. H. ROWE,  
Chairman of Committee.

And House Bill No. 46, contained in the above report, was placed on the Calendar of Bills on second reading.

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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 25, 1929.

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

Sir:

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

(Substitute for House Concurrent Resolution No. 7):

WHEREAS, Florida produces many fruits and vegetables which constitute the principal money crops of the farmers and horticulturists, and

WHEREAS, Great quantities of vegetables and fruit are shipped into the United States from Mexico, Cuba, Porto Rico and other islands of the sea where labor and water transporta-

tion is so extremely cheap that we cannot compete with said foreign labor and transportation, therefore,

The Legislature of the State of Florida believes that the citizens of said State are overwhelmingly in favor of a higher tariff or duty on vegetables and fruits, and do hereby petition our Senators, Honorable D. U. Fletcher and Honorable Park Trammell, and our Representatives in Congress, the Honorable Tom A. Yon, the Honorable R. A. Green, the Honorable H. J. Drane, and the Honorable Mrs. Ruth Bryan Owen, to do everything in their power to have a higher tariff placed on citrus fruits, other fruits, vegetables and agricultural products grown in Florida, and

WHEREAS, The Legislature realizes that it cannot consistently ask that a higher duty be put on the products of the State of Florida unless our Representatives support a corresponding tariff on the products of other States, now, therefore,

BE IT RESOLVED: That the Legislature of 1929, now in session, call upon our Senators and Representatives in Congress to support any reasonable tariff on products of other States in order to secure the proper duty on the fruits and vegetables of Florida.

Also—

(House Bill No. 218):

An Act to abolish the present municipal government of the Town of Apopka City, in the County of Orange, State of Florida; to create, establish, organize and incorporate a city and a municipal corporation to be known and designated as the City of Apopka; to designate the territorial boundaries of said municipality; and to define and prescribe the jurisdiction, powers, privileges and functions of said municipality.

Also—

(House Bill No. 327):

An Act to authorize the City Commission of the City of Stuart, Florida, to issue bonds of said city in an amount not exceeding two hundred ten thousand (\$210,000.00) dollars, for the purpose of liquidating the outstanding floating indebtedness of said city, validating said indebtedness, and providing for the levy of taxes to pay the principal and interest of said bonds.

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 Senate.

Senators Caro and Johns were excused from attendance upon the body until Monday, April 29, 1929.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Wagg (By Request)—

Senate Bill No. 261:

A bill to be entitled An Act to provide for the assessment and collection of taxes on motor vehicles, providing how the proceeds of said tax shall be administered and applied, and making it unlawful to use a motor vehicle on which taxes have not been paid.

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

Mr. Anderson moved that Senate Bills Nos. 256, 257, 258 and 259 be referred to the Committee on Finance and Taxation.

Upon the adoption of the motion a ye and nay vote was demanded.

The roll was called and the vote was:

Yeas—Mr. President, Senators Adams, Anderson, Bell, Futch, Gary, Glynn, Harrison, Hinely, Irby, Neel, Putnam, Rowe, Stewart, Swearingen, Taylor, Turnbull, Turner, Young—19.

Nays—Senators Council, Dell, Hodges, Howell, Malone, McCall, Phillips, Scales, Singletary, Wagg, Watson, Waybright, Welsh, Whitaker—14.

Which was agreed to and it was so ordered.

Mr. Wagg moved that 500 copies of Senate Bill No. 261 be printed.

Which was agreed to and so ordered.

Mr. Taylor moved that Hon. John S. Taylor, ex-Member and ex-President of the Senate, who was in the Chamber, be invited to occupy a seat beside the President.

Which was agreed to and Senators Taylor, Gary and Anderson were appointed as a committee to escort Mr. Taylor to the rostrum.

The duty being performed, the committee was discharged.

By Senator King—

Senate Bill No. 262:

A bill to be entitled An Act granting a pension to J. N. Wigfall, Confederate soldier.

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

By Senator King—

Senate Bill No. 263:

A bill to be entitled An Act granting a pension to J. D. Mann, Confederate soldier.

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

By Senator Council—

Senate Bill No. 264:

A bill to be entitled An Act to further provide for maintaining the battlefield and monument at Natural Bridge, and to make appropriation therefor.

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

By Senators Adams and Neel—

Senate Bill No. 265:

A bill to be entitled An Act to repeal Chapter 9157 General Acts of the Regular Session, Florida Legislature 1923, relating to the protection of title of motor vehicles within this State; providing for the issuance of certificate of title and evidence of registration thereof, regulating the purchase, sale and transfer of ownership thereof, and providing penalties for the violation of provisions thereof.

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

By Senator Swearingen—

Senate Bill No. 266:

A bill to be entitled An Act to amend Section 3 of Chapter 11978 the Laws of Florida 1927, being "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 provide compensation therefor, and the manner in which said compensation shall be paid.

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

By Senator Swearingen—

Senate Bill No. 267:

A bill to be entitled An Act to validate and confirm certain deeds given between parties occupying certain relationships of debtor and creditor.

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

By Senator Stewart—

Senate Joint Resolution No. 268:

A joint resolution proposing an amendment by adding to Section 2, Article V of the Constitution of the State of Florida, relating to Judiciary Department.

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

By Senator Stewart—

Senate Bill No. 269:

A bill to be entitled An Act to authorize the judgments and decrees of the United States courts held in the State of Florida to be registered, recorded, docketed, indexed and otherwise conformed to the rules and requirements relating to the judgments and decrees of the Circuit Court of this State, and requiring the Clerk of the Circuit Court of each county in this State to perform certain acts with respect thereto, and to repeal Chapter 10166 of the Acts of 1925.

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

By Senator Stewart—

Senate Bill No. 270:

A bill to be entitled An Act authorizing and providing, in accordance with the Statutes of the United States, for the filing of notices of liens for taxes payable to the United States of America and authorizing and providing for the filing of certificates discharging and releasing such liens.

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

By Senator Stewart—

Senate Bill No. 271:

A bill to be entitled An Act making judgments and decrees of the United States District Courts of this State and certified copies thereof admissible as prima facie evidence of the entry and validity of such judgments and decrees.

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

By Senator Stewart—

Senate Bill No. 272:

A bill to be entitled An Act for securing a more expeditious and efficient administration of justice; creating a Judicial Coun-

cil, providing for their designation; defining its duties and powers and providing for the administration thereof.

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

By Senator Watson—

Senate Bill No. 273:

A bill to be entitled An Act creating the office of County Auditor in and for Dade County, Florida, and providing his clerical assistance, and compensation; prescribing qualification of such auditor, scope of his authority and duties; and providing penalty for failure of County officials, boards, or trustees to produce necessary data and information for auditing and abolishing the office of Auditor and Purchasing Agent for Dade County, Florida; repealing Chapter 10501, Special Acts of 1925.

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

By Senator Waybright—

Senate Bill No. 274:

A bill to be entitled An Act providing that the designation by the federal government of any road or part of road as part of the federal seven per cent system shall not operate so as to give any preference in the construction or building of said road.

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

By Senator Waybright—

Senate Bill No. 275:

A bill to be entitled An Act repealing Chapter 12295 of the Laws of Florida, enacted in the year 1927, providing for the repayment of the money transferred from any funds under said act.

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

By Senator Futch—

Senate Bill No. 276:

A bill to be entitled An Act relating to the procedure by which taxes are assessed, levied and collected, and property sold and conveyed for the non-payment thereof, declaring the validity of all such Acts and declaring the proceedings established by law to be directory only.

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

By Senator Knabb—

Senate Bill No. 277:

A bill to be entitled An Act to establish Special Road and Bridge District No. 11 in Clay County, Florida, to prescribe the jurisdiction and powers of said district, to abolish special road and Bridge Districts Nos. 5 and 9 in said county and to authorize said Special Road and Bridge District No. 11 to issue bonds to refund the bonded indebtedness of said Special Road and Bridge Districts Nos. 5 and 9, by exchanging said bonds of said District No. 11 for the bonds of said Special Road and Bridge Districts Nos. 5 and 9.

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

AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,

County of Leon.

Before the undersigned authority personally appeared T. J. Knabb, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to Senate Bill No. 277, An Act to establish special Road and Bridge District No. 11 in Clay County, Florida, etc.; has been published at least thirty days prior to this date, by being printed in the issues of March 15, 22, 29, April 5, 12, 1929, of the Clay County Crescent, a newspaper or newspapers published in Clay County or Counties, Florida (or) there being no newspaper, by being posted for at least thirty days prior to this date at three public places in Clay County or Counties, one of which places was at the Court House of said county or counties, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

Sworn to and subscribed before me this April 25th, 1929.

(Signed) T. J. KNABBE,

ALLIE YAWN BROWN

(Seal) Notary Public, State of Florida.

My commission expires Jan. 13, 1932.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

And the bill was placed on the Calendar of Local Bills on second reading without reference.

By Senator Waybright—  
Senate Bill No. 278:

A bill to be entitled An Act to regulate the manufacture and construction, or receiving into the State of Florida, of steam boilers, prescribing further duties of the existing State Board of Engineering Examiners; providing for the formulating of rules and regulations for the safe and proper construction and use of steam boilers, in conformity with the uniform boiler code of the American Society of Mechanical Engineers; and filing affidavit of same; and providing penalties for the violation of this Act.

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

By Senator Swearingen—  
Senate Bill No. 279:

A bill to be entitled An Act relative to Fire Insurance; directing fire insurance companies to furnish blanks for proofs of loss; providing the effect of failure to furnish same; requiring copies of this Act to be furnished the assured which is to be considered a part of the policy contract; and declaring conditions in policies in violation of this Act to be void and of no effect.

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

By Senator Glynn—  
Senate Bill No. 280:

A bill to be entitled An Act to amend Section 1 of Chapter 4314, Laws of Florida, entitled "An Act to incorporate and organize a municipal government to be known as San Mateo City, and to prescribe its duties and powers."

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

By Senator Malone—  
Senate Bill No. 281:

A bill to be entitled An Act granting to certain riparian land owners who now have vested rights acquired under Chapter 4564, Acts of 1897, Laws of Florida, the right to sponge, propagate and grow sponge within the bays, lagoons, sounds and straits fronting upon or bordering the lands owned by them, and to prohibit trespassing within said areas and providing suitable penalties therefor.

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

By Senator Parrish—  
Senate Bill No. 282:

A bill to be entitled An Act to amend Section 1 of Chapter 10182, Laws of Florida, Acts of 1923; the same being Section 1280 of the Compiled General Laws of Florida, 1927, relating to terms "motor vehicle," "local authorities," "owner," "chauffeur," "trailer," "semi-trailer," "motorcycle," "side car," "solid tires," "pneumatic tires," "truck," "tractor," "for hire," defined.

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

Committee on Agriculture and Livestock—  
Senate Bill No. 283:

A bill to be entitled An Act to define and regulate the sale of milk and cream in the State of Florida, and provide for the enforcement of the regulations made under the provisions of this Act.

Which was read the first time by its title and placed on the Calendar of Local Bills on second reading without reference.

Mr. Putnam moved that 250 copies of Senate Bill No. 283 be printed.

Which was agreed to and so ordered.

By Senator Anderson—  
Senate Bill No. 284:

A bill to be entitled An Act to amend Section 2854 of the Compiled General Laws of Florida of 1927, same being Section 1803 of the Revised General Statutes of Florida of 1920, same being Section 1 of Chapter 717 of the Acts of 1855, relating to the fees of county surveyor.

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

By Senator Young—  
Senate Bill No. 285:

A bill to be entitled An Act to create and establish a special taxing district in St. Lucie County, Florida, to be known as "St. Lucie Special Road and Bridge District in St. Lucie County, Florida." Authorizing the Board of County Commissioners of

St. Lucie County, Florida, to construct, repair, build, and maintain certain roads and bridges in said district; authorizing the Board of County Commissioners of St. Lucie County, Florida, to acquire, and rebuild that certain bridge located in said district, commonly known as "St. Lucie Bridge"; providing for the issuance of bonds on behalf of said district, and for the levy and collection of taxes, for the payment of principal and interest on said bonds; to provide for the levy and collection of additional taxes for the repair and maintenance of said roads and bridges; providing that said district shall be entitled to receive for the repair and maintenance of the roads and bridges in said district, its due proportion of the general county road tax; providing generally for the powers and duties to be exercised and performed by the Board of County Commissioners for and on behalf of said district.

Which bill was read the first time by its title, and had attached to same when introduced in the Senate the following proof of publication which was ordered to be entered in full upon the Journal of the Senate:

#### AFFIDAVIT OF PROOF OF PUBLICATION

State of Florida,  
County of Leon.

Before the undersigned authority personally appeared A. W. Young who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the creating and incorporation of a special taxing district in St. Lucie County, Florida, has been published at least thirty days prior to this date, by being printed in the issues of Jan. 23 and 30, Feb. 6, 13, 20, and 27, and March 6, 13 and 20, 1929, of the Fort Pierce News-Tribune, a newspaper or newspapers published in St. Lucie County or Counties, Florida (or), there being no newspaper, by being posted for at least thirty days prior to this date at three public places in the St. Lucie County or Counties, one of which places was at the court house of said county or counties, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

Sworn to and subscribed before me this 20th day of April A. D. 1929.

A. W. YOUNG,

FRANK WEBB,

Notary Public, State of Florida.

My commission expires March 7, 1930.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

And the bill was placed on the Calendar of Local Bills on Second Reading without reference.

By Senator Stewart—  
Senate Bill No. 286:

A bill to be entitled An Act to protect and regulate the shrimp industry in the waters of the Atlantic ocean within the jurisdiction of the State of Florida, and providing penalties for violation thereof.

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

By Senator Stewart—  
Senate Bill No. 287:

A bill to be entitled An Act empowering the Supreme Court of Florida to prescribe by General Rules for the several classes of courts in this State, the forms of process, writs, pleadings, motions, and the practice and procedure in actions at law and in suits in equity, and providing that all laws in conflict with such rules shall be of no further force or effect.

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

By Senator Dell—  
Senate Bill No. 288:

A bill to be entitled An Act validating tax assessments of the City of Alachua, a municipality in Alachua County, Florida, and relating to the collection of taxes in said City, and amending Section 67 of Chapter 9367 of the Laws of 1923, and repealing Section 99 of said Chapter.

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

By Senator Malone—  
Senate Bill No. 289:

A bill to be entitled An Act to amend Section 2218 of the Revised General Statutes, being Section 3529 of the Compiled General Laws of Florida, 1927, relating to the practice of pharmacy, and prohibiting the use of certain signs in connections therewith.

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

By Senator Singletary—  
Senate Bill No. 290:

A bill to be entitled An Act for the relief of John Brunner of Jackson County, Florida.

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

By Senator Rowe—  
Senate Bill No. 291:

A bill to be entitled An Act authorizing the State Road Department to hardsurface State Road No. 35 from the Town of Greenville, Florida, to the Taylor County line.

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

By Senator Adams—  
Senate Bill No. 292:

A bill to be entitled An Act to amend Sections 3268, 3269, 3270, 3271, 3272, and 3273, Revised General Statutes of Florida, 1920, relating to adoption of children.

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

By Senator Whitaker—  
Senate Bill No. 293:

A bill to be entitled An Act to authorize and provide for the issuance of refunding bonds of the City of Tampa, and to provide for their payment.

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

By Senator Whitaker—  
Senate Bill No. 294:

A bill to be entitled An Act to amend Section 5481 and Section 5485 of the Revised General Statutes of Florida, as amended by Chapter 10217 of the Acts of 1925, relative to seizure of liquors and property and keeping records of same.

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

By Senator Whitaker—  
Senate Bill No. 295:

A bill to be entitled An Act to authorize and provide for the refunding of any outstanding bonds of the former City of West Tampa by the City of Tampa, and to provide for their payment.

Which Bill was read the first time by its title, and placed on the Calendar of Local Bills on the second reading and had attached to same when introduced in the Senate the following proof of publication which was ordered to be entered in full upon the Journal of the Senate:

**AFFIDAVIT OF PROOF OF PUBLICATION**

State of Florida,

County of Hillsborough.

Before the undersigned authority personally appeared J. A. Lyles, Foreman, who on oath does solemnly swear (or affirm) that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to authority and provision for the refunding of any Outstanding Bonds of the Former City of West Tampa, and to Provide for their Payment has been published at least thirty days prior to this date, by being printed in the issue of March 12th, 19th, 26th, April 2d, 9th 1929 of the Tampa Daily Times, a newspaper or newspapers published in Hillsborough County or Counties, Florida (or), there being no newspaper, by being posted for at least thirty days prior to this date at three public places in the County or Counties, one of which places was at the court house of said county or counties, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

Sworn to and subscribed before me this 9th day of April, 1929.  
(SEAL) J. A. LYLES

E. M. CONNERS,  
Notary Public, State of Florida.  
My commission expires Oct. 5, 1931.

And the Senate thereupon determined that the evidence that said bill has been published in compliance with Section 21 of Article III of the Constitution has been established in this Legislature.

And the bill was placed on the Calendar of Local Bills on Second Reading without reference.

Mr. Turnbull moved to waive the rule and the Senate do now resolve itself in to a Memorial Body to commemorate Memorial Day and that a period of 15 minutes be devoted to services of the occasion and that Senator Taylor be invited to give a recitation of the poem "Thanatopsis."

Which was agreed to by a two-thirds vote.

Upon completion of the services the Senate resumed the consideration of its regular business.

Mr. Mitchell moved that when the Senate do adjourn it adjourn until 4:00 o'clock p. m., Monday, April 29, 1929.

Mr. Hodges moved as a substitute motion that when the Senate do adjourn it adjourn until 11:00 o'clock a. m., Saturday, April 27, 1929, for the purpose of considering House messages and local bills only.

Which was agreed to and it was so ordered.

Mr. Rowe moved that the rules be waived and that House Bills Nos. 191 and 198 be recalled from the Committee on Judiciary "A" and placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

Mr. Whitaker moved that the rules be waived and that House Bill 209 be recalled from the Committee on Judiciary "A" and placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

Mr. Bell moved that the rules be waived and Senate Bill No. 39, reported unfavorably by Committee on Privileges and Elections, be restored to the Calendar.

Which was agreed to by a two-thirds vote and so ordered.

By permission the following bill was introduced:

By Senator Hodges—  
Senate Bill No. 296:

A bill to be entitled An Act to fix the compensation of the Commissioners appointed by the Governor of the State of Florida under Chapter 12039 Acts of 1927 Laws of Florida, relating to the compilation and publication of the Compiled General Laws of 1927, and making an appropriation to pay the same.

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

The hour of Special Order having arrived, Senate Bill No. 87 was taken up in its order and read a second time in full.

Mr. Phillips moved that further consideration of the bill be temporarily passed and that Senate Bill No. 87 be made a Special Order at 11:00 o'clock a. m. on Tuesday, April 30, 1929, and that 300 copies of the bill be printed.

Which was not agreed to.

Judiciary Committee "B" offered the following amendment to Senate Bill No. 87:

In Section 1, page 3, line 8, after the word "the," insert the following, "assembling or shipping point en route to."

Mr. Swearingen moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Judiciary Committee "B" offered the following amendment to Senate Bill No. 87:

In Section 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."

Mr. Swearingen moved the adoption of the amendment.

Mr. Anderson moved that the hour of adjournment be extended 30 minutes.

Mr. Hodges moved as a substitute motion that the hour of adjournment be extended until 3:00 o'clock.

Which was not agreed to.

The question then recurred upon the motion made by Mr. Anderson.

Which was not agreed to.

Mr. Phillips moved that the Senate do now adjourn.

Which was not agreed to.

The question then recurred upon the adoption of the second amendment offered by the Committee on Judiciary "B."

Which was agreed to and the amendment was adopted.

Judiciary Committee "B" offered the following amendment to Senate Bill No. 87:

In Section 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."

Mr. Swearingen moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Judiciary Committee "B" offered the following amendment to Senate Bill No. 87:

In Section 3, page 6, line 20, strike out the words "the first day of January, 1929," and insert in lieu thereof the following, "the 19th day of April, 1929."

Mr. Swearingen moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Mr. Turnbull moved that the further consideration of Senate Bill No. 87 be temporarily passed, and the bill to retain its position on the Calendar.

Which was agreed to.

Mr. Phillips moved that 300 copies of Senate Bill No. 87 be printed immediately.

Which was agreed to and so ordered.

Mr. Adams moved that the hour of adjournment be extended five minutes.

Which was agreed to.

Mr. Knabb moved that the rules be waived and Senate Bill No. 277, which was introduced today, be read the second time in full.

Mr. Johns offered the following amendment to Senate Bill No. 277:

In Section 4, line 1, strike out the words after the word "authorized," add "and directed."

Mr. Knabb moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Mr. Johns offered the following amendment to Senate Bill No. 277:

In Section 3, line 2, after the word "authorized," add the following: "directed within sixty days after this Act becomes a law."

Mr. Knabb moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Mr. Johns offered the following amendment to Senate Bill No. 277:

In Section 3, line 9, after the word "granted," add the following, "and they are hereby directed to issue said bonds without an election."

Mr. Knabb moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Mr. Johns offered the following amendment to Senate Bill No. 277:

In line 4 of title, after word "authorize," add "and direct."

Mr. Knabb moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Mr. Knabb moved that the rules be further waived and Senate Bill No. 277, as amended, be read the third time in full and put upon passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 277 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, Council, Dell, Futch, Gary, Glynn, Harrison, Hinely, Hodges, Howell, Irby, King, Knabb, Malone, McCall, Neel, Phillips, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Wagg, Watson, Waybright, Welsh, Whitaker, Young—35.

Nays—None.

So the bill passed as amended.

And the same was ordered to be certified to the Committee on Engrossed Bills.

Senator Howell moved to waive the rules and take out of its order Senate Bill No. 204 for consideration.

Senator Whitaker moved that the hour of adjournment be extended five minutes.

Which was agreed to.

The question then recurred upon the motion made by Senator Howell.

Which was agreed to.

And Senate Bill No. 204 was read the second time in full.

Senator Howell moved to waive the rules further, and that Senate Bill No. 204 be read the third time, and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 204 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, Council, Dell, Futch, Gary, Harrison, Hinely, Hodges, Howell, Irby, King, Knabb, Malone, McCall, Neel, Putnam, Rowe, Scales, Singletary, Stewart, Swearingen, Taylor, Turnbull, Turner, Watson, Waybright, Welsh.—30

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.

Senators Mitchell, Howell, Turner, Gary, Dell, Knabb and Parrish were excused from further attendance upon the body until Monday, April 29, 1929.

The hour of adjournment having arrived under the extended time the Senate stood adjourned at 1:10 o'clock p. m. until 11:00 o'clock a. m., Saturday, April 27, 1929.