

JOURNAL OF THE SENATE

WEDNESDAY, APRIL 22, 1931

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on April 22, 1931.

The President in the Chair.

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

Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

A quorum present.

Prayer by the Chaplain.

Senator Hodges moved that the Chair appoint a committee of three to notify the House of Representatives that the Senate is in session and ready to assemble in the Hall of the House of Representatives for the purpose of hearing an address by General Charles P. Summerall.

Which was agreed to.

And the Chair appointed Senators Hodges, Anderson and Futch as such committee.

A committee from the House of Representatives appeared at the bar of the Senate and announced that the House of Representatives is in session and ready to receive the Senate in joint session for the purpose of receiving General Summerall.

The committee appointed to announce to the House of Representatives that the Senate was in session appeared at the bar of the Senate and announced that it had performed its duty, and said committee was discharged.

Senator Futch moved that the Senate do now form in processional order and repair to the Hall of the House of Representatives for the joint session of the Senate and House of Representatives.

Which was agreed to.

The Senate formed in processional order and marched to the Hall of the House of Representatives as a body.

The House of Representatives received the Senate with due courtesy and the President of the Senate took his seat as presiding officer of the joint assembly.

By direction the Secretary of the Senate called the roll and the following Senators answered to their names:

Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

A quorum of the Senate present.

The Chief Clerk of the House of Representatives was directed to call the roll of the House of Representatives and the following members answered to their names:

Mr. Speaker; Messrs. Albury, Anderson, Andrews, Barrow, Beasley, Black, Bledsoe, Bloodworth, Booth, Blount, Brock, Bullard, Brown, Burnett, Coffee, Collier, Dann, Durrance, Elliott, Finlayson, Fuller, Goff, Hagan, Harrell, Holmes, Horne (Jackson), Horne (Madison), Kanner, Keen, Kehoe, Kelly, Kendrick, Kennedy, Larson, Lee (Highlands), Lea (Manatee), Lindler, Lowe, Madison, Mason, Mathews (Duval), Mattheus (Gilchrist), Mitchel, Moon (Citrus), Moon (Marion), Morton, McKenzie, McRory, Nordman, Page, Parker, Peeples, Poppell, Prine, Roberts, Robineau, Rogers, Sapp, Shackelford, Sledge, Steed, Stewart, Strickland, Stone, Strom, Taylor, Teague, Tomasello, Trammell (Calhoun), Wainwright, Walker, Ward, Warner, Watson, Wentworth, Westbrook, Wester, West, Whitman, Wicker, Wood, Yearty, Zim—84.

A quorum of the House of Representatives present.

The President introduced Senator Futch of the Twenty-third District as the presiding officer of the joint session.

Mr. Kennedy moved that a committee of three be appointed to escort his Excellency, Governor Doyle E. Carlton, and Honorable Charles P. Summerall to the rostrum of the House of Representatives.

Which was agreed to.

And the Chair appointed Senator English and Messrs. Kennedy and Westbrook as such committee.

And the Honorable Doyle E. Carlton, Governor of the State of Florida, and Honorable Charles P. Summerall were escorted to seats on the rostrum.

Mr. Tomasello moved that a committee of three be appointed to escort Major General Albert H. Blanding to a seat on the rostrum.

Which was agreed to.

And the Chair appointed Senator Swearingen and Messrs. Tomasello and Bullard as such committee.

And Major General Albert H. Blanding was escorted to a seat on the rostrum.

The Chair presented to the joint session his Excellency, Governor Doyle E. Carlton, Governor of the State of Florida, who introduced to the joint session General Charles P. Summerall, who delivered an address to the body.

Thereupon the Senate withdrew and returned to the Senate Chamber to resume its session.

The Senate resumed its session.

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

Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

A quorum present.

The reading of the Journal was dispensed with.

The Journal of Tuesday, April 21, was corrected as follows: On page 8, column 2, between lines 62 and 63, insert the following:

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

Yeas—Mr. President; Senators Anderson, Caro, Chowning, Clarke, Council, Dell, English, Gary, Harris, Harrison, Hilburn, Hinely, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Taylor, Wagg, Watson, Young—27.

Nays—Senators Adams, Bell, Bradshaw, Futch, Gomez, Hodges, Turner—7.

So the bill passed as amended, title as stated.

And as corrected was approved.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

Senate Chamber
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,

President of the Senate.

Sir:

Your Committee on Enrolled Bills, to whom was referred: Senate Bill No. 61:

A bill to be entitled An Act to provide for the service of process in civil suits against non-resident motor vehicle operators, for the giving of notice to such defendants of the institution of such suits, and prescribing the manner in which proof of such service shall be made, and providing for a fee to be paid to the Secretary of State for his services in connection therewith.

Also—

Senate Concurrent Resolution No. 9:

A bill to be entitled An Act providing for the creation of a commission to be known as the Century of Progress, Chicago World Fair Centennial, 1933, Commission and providing for its members, rights and duties.

Have carefully examined same, and find same correctly enrolled and herewith present the same for the signatures of the President and Secretary of the Senate.

Very respectfully,

J. W. TURNER,

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

And the Bill and Concurrent Resolution 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 Chairman of the Committee on Enrolled Bills on the Part of the Senate to be conveyed to the House of Representatives for the signatures of the Speaker and Chief Clerk thereof.

REPORT OF ENROLLING COMMITTEE

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

Senate Chamber
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Enrolled Bills, to whom was referred:

House Concurrent Resolution No. 6:

Inviting General Charles P. Summerall to address the Legislature of the State of Florida at 11:00 o'clock A. M., April 22nd, 1931, in the House Chamber.

A special invitation is extended also to the Cabinet and Justices of the Supreme Court to be present on the above occasion.

Have examined the same and find same 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. W. TURNER,

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

The Concurrent Resolution 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.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Watson, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber
Tallahassee, Fla., April 22, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after third reading:

Joint Committee of House and Senate Bill No. 155:

A bill to be entitled An Act to provide for the levy of inheritance and estate taxes in the State of Florida, prescribing the rates of such taxes, and the method of computing and collecting same, providing for the enforcement thereof and for the disposition of revenues therefrom, and imposing penalties for the violation of this Act.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very respectfully,
JOHN W. WATSON,
Chairman of Committee.

And Senate Bill No. 155, contained in the above report was thereupon referred to the Committee on Enrolled Bills.

Also—
Senator Watson, Chairman of the Committee on Engrossed Bills, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after 3rd reading:

Senate Bill No. 58:

A bill to be entitled An Act relating to the publication of legal notices and process in newspapers in the State of Florida; providing that no notice or process of any kind, nature, character or description provided for under any law of the

State of Florida, whether heretofore or hereafter enacted, shall be deemed to have been published in accordance with the Statute providing for such publication, unless the same shall have been published for the prescribed period of time in a newspaper, which at the time of such publication shall have been continuously published at least once each week and shall have been entered as second class mail matter at a post office in the county where published for a period of two years next preceding the first insertion of such publication, or in a newspaper which is the direct successor of a newspaper which has been so published; provided, however, that nothing contained in this Act shall apply where in any county of the State of Florida there shall be no newspaper in existence which shall have been published for the length of time prescribed by this Act.

Have carefully examined same, and find same correctly engrossed, and return same herewith.

Very Respectfully,

JOHN W. WATSON,

Chairman of Committee.

And Senate Bill No. 58, contained in the above report, was referred to the Committee on Enrolled Bills.

REPORTS OF COMMITTEES

Senator Wagg, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

House Bill No. 294:

A bill to be entitled An Act to provide for the levy of an inheritance and estate tax in the State of Florida on the estates of decedents dying after November 4, 1930, whether a resident or non-resident of the State of Florida, but prior to the taking effect of the general inheritance and estate tax law enacted at the 1931 session of the Legislature; providing for the method of computing and collecting the same and for the enforcement thereof, and for the disposition of the revenues therefrom; and providing for the refund to taxpayers of any taxes collected under this Act which may be disallowed as a credit on Federal estate taxes collected on the same estate.

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

Very Respectfully,

ALFRED H. WAGG,

Chairman of Committee.

And House Bill No. 294, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Wagg, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 111:

A bill to be entitled An Act to provide for the improvement and extension of the Inland Waterways of Florida, and providing an appropriation therefor.

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

Very Respectfully,

ALFRED H. WAGG,

Chairman of Committee.

And Senate Bill No. 111, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Wagg, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:
Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 184:
A bill to be entitled An Act to amend Section 1 of Chapter 10040, Laws of Florida, Acts of 1925, being Section 894 of the Compiled General Laws, 1927, as amended by Chapter 14572, Acts of 1929, Laws of Florida, relating to and concerning taxation and providing for the priority of taxes imposed by the State of Florida and the counties thereof.

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

Very Respectfully,
ALFRED H. WAGG,
Chairman of Committee.

And Senate Bill No. 184, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—
Senator Caro, Chairman of the Committee on Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:
Your Committee on Claims, to whom was referred:

Senate Bill No. 171:
A bill to be entitled An Act for the relief of Mrs. Carl Blecha. Have had the same under consideration, and recommend that the same do pass.

Very Respectfully,
H. P. CARO,
Chairman of Committee.

And Senate Bill No. 171, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—
Senator Caro, Chairman of the Committee on Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:
Your Committee on Claims, to whom was referred:

Senate Bill No. 138:
A bill to be entitled An Act for the relief of Ury Green Sapp, individually, and as Tax Collector of Union County, Florida. Have had the same under consideration, and recommend that the same do pass.

Very Respectfully,
H. P. CARO,
Chairman of Committee.

And Senate Bill No. 138, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—
Senator Caro, Chairman of the Committee on Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:
Your Committee on Claims, to whom was referred:

Senate Bill No. 121:
A bill to be entitled An Act for the relief of G. W. Alderman, individually and as Clerk of the Circuit Court of Bradford County, Florida.

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

Very Respectfully,
H. P. CARO,
Chairman of Committee.

And Senate Bill No. 121, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—
Senator Turner, Chairman of the Committee on Commerce and Navigation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:
Your Committee on Commerce and Navigation, to whom was referred:

Senate Bill No. 85:
A bill to be entitled An Act to repeal Sections 8087 and 8088 of the Compiled General Laws of Florida 1927, being the same as Sections 5846 and 5847 respectively of the Revised General Statutes 1920, and to repeal Chapter 14545 of the Acts of 1929 relating to maintaining and using diving suits, helmets and other apparatus used by deep sea divers.

Have had same under consideration, and recommend the passage of a Committee Substitute Bill, with title as follows:

A bill to be entitled An Act repealing Section 5847 of the Revised General Statutes of 1920 relating to prima facie evidence as to possession of diving suits, etc.

Very Respectfully,
J. W. TURNER,
Chairman of Committee.

And Senate Bill No. 85 with Committee Substitute therefor, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—
Senator Johns, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:
Your Committee on Judiciary "A," to whom was referred:

Senate Bill No. 105:
A bill to be entitled An Act to relate to the record in the office of the Clerk of the Circuit Court of certified copies of proceedings, orders, judgments and decrees of the United States Courts, relating to Estates in Bankruptcy, and the effect thereof, and validating previous records thereof, and fixing a rule of evidence as to such records and certified copies of such records.

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

Very Respectfully,
E. M. JOHNS,
Chairman of Committee.

And Senate Bill No. 105, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—
Senator Johns, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 22, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:
Your Committee on Judiciary "A," to whom was referred:

Senate Bill No. 108:
A bill to be entitled An Act authorizing the record of certified copies of judgments and decrees of the Courts of the United States in the foreign judgment records of the various counties of this State so as to conform the lien of such judgments and decrees to the lien of judgments recovered in the Courts of the State of Florida.

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

Very Respectfully,
E. M. JOHNS,
Chairman of Committee.

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

Also—
Senator Chowning, Chairman of the Committee on County Organizations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on County Organizations, to whom was referred:

Senate Bill No. 127:

A bill to be entitled An Act to amend Chapter 3384 of the Revised General Statutes of Florida of 1920 being Section 5237 of the Compiled General Laws of Florida of 1927 relating to the fees and cost of Justices of the Peace.

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

Very respectfully,
W. C. CHOWNING,
Chairman of Committee.

And Senate Bill No. 127, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Chowning, Chairman of the Committee on County Organizations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on County Organizations, to whom was referred:

Senate Bill No. 92:

A bill to be entitled An Act to amend Chapter 2899 of the Revised General Statutes of Florida of 1920 being Section 4597 of the Compiled General Laws of Florida of 1927 relating to the fees and compensation of Constables.

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

Very respectfully,
W. C. CHOWNING,
Chairman of Committee.

And Senate Bill No. 92, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Chowning, Chairman of the Committee on County Organizations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

Your Committee on County Organizations, to whom was referred:

Senate Bill No. 126:

A bill to be entitled An Act to amend Chapter 2899 of the Revised General Statutes of Florida of 1920, being Section 4597 of the Compiled General Laws of Florida of 1927 relating to the fees and compensation of Constables.

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

Very respectfully,
W. C. CHOWNING,
Chairman of Committee.

And Senate Bill No. 126, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

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

Senate Bill No. 104:

A bill to be entitled An Act to repeal Sub-Section D of Sec-

tion 6 of Chapter 14491, Acts of 1929, Laws of Florida, imposing a license tax upon apartment houses.

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. 104, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

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

Senate Bill No. 134:

A bill to be entitled An Act to prescribe the manner by which elections may be called and held for the approval of the issuance of bonds by Counties, districts and municipalities of the State of Florida, in compliance with Section Six Article Nine of the Constitution of the State of Florida, as amended at the General Election, A. D. 1930, and to regulate the calling, holding, conduct and declaration of the result of same; to prescribe the effect thereof; to limit the right to contest same and to provide penalties for violation of this Act.

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. 134, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

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

Senate Bill No. 26:

A bill to be entitled An Act to amend Section 4810 of the Compiled General Laws of Florida, 1927, fixing the time for holding the terms of the Circuit Courts in the Second Judicial Circuit of Florida.

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. 26, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

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

Senate Bill No. 17:

A bill to be entitled An Act to provide penalties for parking vehicles without lights on paved highways in Florida.

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. 17, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

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

Senate Bill No. 15:
A bill to be entitled An Act to repeal certain sections of chapter 14572 of the Acts of the Legislature of 1929, relating to and concerning taxation and providing for the foreclosure in equity of tax sales certificates and deeds and for the procedure in such cases
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. 15, contained in the above report, was placed on the table under the rule.

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

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

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

Senate Bill No. 14:
A bill to be entitled An Act to amend Section 4467 of the Compiled General Laws of Florida, 1927, and being Section 3 of Chapter 10167, Acts of 1925, of the Compiled General Laws of Florida, relating to the drawing, summoning and impaneling jurors for Court of County Judge in Counties having no County Court, Criminal Court or Court of Record.
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. 14, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

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

Senate Bill No. 52:
A bill to be entitled An Act to amend Chapter 10201, Acts of 1925, amending Section 2212 of the Revised General Statutes of Florida 1920, providing for examination by Board of Pharmacy and Qualification of Applicants; proviso relative to registration of pharmacists.
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. 52, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

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

Senate Bill No. 23:
A bill to be entitled An Act to abolish occupational licenses in Florida.

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. 23, contained in the above report, was placed on the table under the rule.

Senator Parrish moved that the rules be waived and that Senate Bill No. 188, reported favorably by the Committee on Insurance, and now on the Calendar of Senate Bills on second reading, be re-referred to the Committee on Insurance.
Which was agreed to by a two-thirds vote.
And it was so ordered.

Senator Butler moved that the rules be waived and that Senate Bill No. 143, reported favorably by the Committee on Judiciary "A," be re-referred to the Committee on Judiciary "A."

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

Senator Lewis moved that the courtesies of the floor of the Senate be extended to a class from the high school from Jackson County.
Which was agreed to.

INTRODUCTION OF RESOLUTIONS

By Senator Stewart—
Senate Resolution No. 21:
BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

That the Sergeant at Arms of the Senate be and he is hereby directed to supply the Committee on Audit and Control of Legislative Expense, also the Committee on Attaches with regular room to be occupied by said committees during the session of the Legislature.

Which was read.
Senator Stewart moved the adoption of the Resolution.
Which was agreed to.
And the Resolution was adopted.

By Senator Stewart—
Senate Resolution No. 22:
Whereas Pat May, assistant janitor, has been performing service since the 7th day of April, the day of convening of the Florida Legislature, as such employee, and
WHEREAS the name of the said Pat May, assistant janitor, does not appear on the pay roll from said date,
THEREFORE, BE IT RESOLVED BY THE SENATE OF FLORIDA:

That the said Pat May, assistant janitor of the Senate, be paid his per diem for his services from the 7th day of April, A. D. 1931.

Which was read.
Senator Stewart moved the adoption of the Resolution.
Which was agreed to.
And the Resolution was adopted.

By Senator Stewart—
Senate Resolution No. 23:
BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA:

That the present State Senate do appoint a standing committee of five members of the Senate which said committee shall be known as the Committee of Public Lands.

Which was read.
Senator Stewart moved the adoption of the Resolution.
Which was agreed to.
And the Resolution was adopted.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Whitaker—
Senate Bill No. 210:
A bill to be entitled An Act to create a State Boxing Commission; to provide its powers and duties.
Which was read the first time by its title only and referred to the Committee on Miscellaneous Legislation.

By Senator Whitaker—
Senate Bill No. 211:
A bill to be entitled An Act to Amend Section 1 of Chapter 10091 of the Acts of 1925, relating to Fees to be charged by the sheriffs of the several counties of the State of Florida.
Which was read the first time by its title only and referred to the Committee on Judiciary "C."

By Senator Howell—
Senate Bill No. 212:

A bill to be entitled An Act providing that Home Guards of other Southern States in the War Between the States shall not be entitled to a pension under the Laws of this State.

Which was read the first time by its title only.

Senator Howell moved that the rules be waived and Senate Bill No. 212 be read a second time by its title only.

Which was not agreed to.

And Senate Bill No. 212 was referred to the Committee on Pensions.

By Senator Gary—
Senate Bill No. 213:

A bill to be entitled An Act authorizing cities, towns, municipalities of the State of Florida to accept municipal taxes in installments.

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

By Senator Whitaker—
Senate Bill No. 214:

A bill to be entitled An Act to amend Chapter 11893 of the Acts of 1927, relating to the compensation of the clerks of the various courts of record and the clerks of the circuit court as recorder.

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

By Senator Whitaker—
Senate Bill No. 215:

A bill to be entitled An Act for the relief of Charles B. Parkhill as states attorney of the Thirteenth Judicial Circuit in and for Hillsborough County, Florida.

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

By Senator Butler—
Senate Bill No. 216:

A bill to be entitled An Act abolishing the City of South Jacksonville, Duval County, Florida; extending the City limits of City of Jacksonville, Florida, to include the territory now and heretofore comprising City of South Jacksonville, providing for transfer of the property and assets of and within City of South Jacksonville to and into City of Jacksonville and for the assumption by City of Jacksonville of the obligations of City of South Jacksonville, providing for the creation of additional wards and representation on the city council and for the issuance of refunding bonds and the assessment of property and collection of taxes in and from the territory now comprising City of South Jacksonville and providing for a referendum as a condition to the effectiveness of this Act.

Which was read the first time by its title only.

Senator Butler moved that the rules be waived and Senate Bill No. 216 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 216 was read a second time by its title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 216 be read a third time in full and put upon its final passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 216 was read a third time in full.

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

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

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 Dell—
Senate Bill No. 217:

A bill to be entitled An Act to abolish the present municipal government of the City of Alachua, Alachua County, Florida, as created under Chapter No. 9367, Laws of Florida, A. D. 1923, and recreate a city government under Chapter No. 5786,

Laws of 1907, and to define its government, jurisdiction, powers, franchises and privileges.

Which was read the first time by its title only.

Senator Dell moved that the rules be waived and Senate Bill No. 217 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 217 was read a second time by its title only.

Senator Dell moved that the rules be further waived and Senate Bill No. 217 be read a third time in full and put upon its final passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 217 was read a third time in full.

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

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

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 Swearingen—
Senate Bill No. 218:

A bill to be entitled An Act to legalize, ratify, confirm and validate all Acts and Proceedings of the City Commission of the City of Haines City, its officers and agents relative to the authorization and issuance of Refunding Bonds of said City in the amount of \$100,000.00.

Which was read the first time by its title only.

Senator Swearingen moved that the rules be waived and Senate Bill No. 218 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 218 was read a second time by its title only.

Senator Swearingen moved that the rules be further waived and Senate Bill No. 218 be read a third time in full and put upon its final passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 218 was read a third time in full.

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

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

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 Johns—
Senate Bill No. 219:

A bill to be entitled An Act granting a pension to Mrs. Josephine Taylor of Bradford County, Florida.

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

By Senator Johns—
Senate Bill No. 220:

A bill to be entitled An Act granting a pension to George E. Kelly of Union County, State of Florida.

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

By Senator Bell—
Senate Bill No. 221:

A bill to be entitled An Act to provide the amount of pensions for Confederate Veterans and their widows.

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

By Senator Caro—
Senate Bill No. 222:

A bill to be entitled An Act to permit the Board of County Commissioners to arrange for feeding prisoners confined in jail.

Which was read the first time by its title only and referred to the Committee on County Organizations.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives,
Tallahassee, Florida, April 22, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:
I am directed by the House of Representatives to inform the Senate that the House of Representatives has indefinitely postponed—

By Senator Gomez—
Senate Bill No. 47:
A bill to be entitled An Act fixing the compensation of the Board of County Commissioners of Monroe County, Florida, and designating the fund out of which said compensation shall be paid.
And respectfully requests the concurrence of the Senate therein.

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

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

House of Representatives,
Tallahassee, Fla., April 22, 1931.

Hon. Pat Whitaker,
President of the Senate.

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

Senate Concurrent Resolution No. 11:
A bill to be entitled An Act relating to the responsibility for the expense of the Government of the State of Florida and the several departments thereof.

Also—
By Senators Futch and Swearingen—
Senate Concurrent Resolution No. 12:
WHEREAS, the Honorable Charles B. Summerall, retired Chief of Staff of the Army of the United States of America, has accepted the invitation of the Senate and the House of Representatives to address the two bodies in a joint session on April 23, 1931, and

WHEREAS, it is fitting that proper and appropriate reception be tendered the said Honorable Charles B. Summerall upon his arrival in the Capital City,

NOW, THEREFORE, BE IT RESOLVED by the Senate, the House of Representatives concurring that a committee of five (5), two from the Senate and three from the House, be appointed by the President of the Senate and the Speaker of the House to act as a Reception Committee upon the arrival of the Honorable Charles B. Summerall and to make any and all necessary arrangements for his entertainment while in the city.

And respectfully requests the concurrence of the Senate therein.

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

And Senate Concurrent Resolutions Nos. 11 and 12, contained in the above message, was read the first time by its title and referred to the Committee on Enrolled Bills.

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

House of Representatives,
Tallahassee, Fla., April 22, 1931.

Hon. Pat Whitaker,
President of the Senate.

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

By Mr. Westbrook of Lake—
House Bill No. 14:
A bill to be entitled An Act authorizing guardians of infants

and persons under disability to invest funds of their wards for a longer period than one year, when such investment is approved by the County Judge having jurisdiction over the estate of such ward.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 14, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary "A".

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

House of Representatives,
Tallahassee, Fla., April 22, 1931.

Hon. Pat Whitaker,
President of the Senate.

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

By Mr. Westbrook of Lake—
House Bill No. 16:
A bill to be entitled An Act to amend Section 5526 of the Compiled General Laws of Florida, 1927, the same being Section 3662 of the Revised General Statutes of the State of Florida relating to preference in appointment of administrator.
And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 16, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary "A".

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

House of Representatives,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

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

By Mr. Caldwell of Santa Rosa—
House Resolution No. 9:
House Concurrent Resolution on the death of Judge Thomas Franklin West.

Also—
House Concurrent Resolution No. 10:
Providing for a Committee to be appointed by the President of the Senate and the Speaker of the House, to ascertain why the budget has not been filed with the presiding officers, according to law.
And respectfully requests the concurrence of the Senate therein.

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

And House Concurrent Resolution No. 9, contained in the above message, was read the first time.

Senator Bell moved that the rules be waived and that House Concurrent Resolution No. 9 be read the second time in full.

Which was agreed to by a two-thirds vote.
And House Concurrent Resolution No. 9 was read a second time in full.

Senator Bell moved the adoption of the Resolution.
Which was agreed to.

And the Resolution was adopted.
And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

And House Concurrent Resolution No. 10, contained in the above message, was read the first time.

Senator Neel moved that the rules be waived and that House Concurrent Resolution No. 10 be read a second time in full.

Which was agreed to by a two-thirds vote.
And House Concurrent Resolution No. 10 was read a second time in full.

Senator Neel moved the adoption of the Resolution. Which was agreed to. And the Resolution was adopted. And the action of the Senate was ordered to be certified to the House of Representatives under the rule.

Also—

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

House of Representatives,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

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

By Mr. Westbrook of Lake—

House Bill No. 13:

A bill to be entitled An Act concerning and in relation to sales of real estate belonging to minors, lunatics or insane persons by guardians of such persons.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And House Bill No. 13, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary "A".

Also—

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

House of Representatives,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

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

By Mr. Westbrook of Lake—

House Bill No. 12:

A bill to be entitled An Act authorizing the encumbering, by way of lease, mortgage, or otherwise, of the real estate of an infant, insane person or lunatic, by the guardian of such infant, insane person or lunatic, when such encumbrance is authorized by the County Judge of the county wherein such real estate is situated.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And House Bill No. 12, contained in the above message, was read the first time by its title and referred to the Committee on Judiciary "A".

Also—

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

House of Representatives,
Tallahassee, Fla., April 21, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

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

Committee Substitute for House Bill No. 125:

A bill to be entitled An Act to provide for the licensing of aircraft and pilots; to provide penalties for violations of this Act, and to repeal Chapter 11339, Laws of Florida, Acts of 1925, Extraordinary Session, entitled "An Act to encourage the navigation of commercial aircraft in Florida; fixing the license and inspection taxes; to define their rights and privileges and regulate the navigation, inspection and licensing thereof and for other purposes incident to such navigation."

Also—

By Messrs. Horne and Burnett of Madison—

House Bill No. 203:

A bill to be entitled An Act amending Section one (1), of

Chapter 7913, Acts of 1919, the same being Section 747, of the Compiled General Laws of Florida and relating to the consolidation, division and merger of Special Tax School Districts.

Also—

By Mr. Leon Prine of Polk—

House Bill No. 354:

A bill to be entitled An Act to authorize the issuance of refunding bonds by the town of Frostproof, in Polk county, Florida, exclusively for the purpose of refunding any bonds or the interest thereon of said town, and to provide for the payment of such refunding bonds.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And Committee Substitute for House Bill No. 125, contained in the above message, was read the first time by its title and referred to the Committee on Roads and Highways.

And House Bill No. 203, contained in the above message, was read the first time by its title and referred to the Committee on Education.

And House Bill No. 254, contained in the above message, was read the first time by its title and placed on the Calendar of Local Bills on second reading.

Also—

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

House of Representatives,
Tallahassee, Fla., April 22, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

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

In accordance with Senate Concurrent Resolution No. 11, the Speaker of the House of Representatives has appointed Messrs. McKenzie, Coffee and McRory on said Committee on the part of the House.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

Senator Hilburn moved that the rules be waived and Senate Bill No. 58 be recalled from the House of Representatives for further consideration.

Which was agreed to by a two-thirds vote.

And it was so ordered.

CONSIDERATION OF SENATE BILLS ON THIRD READING

Senate Bill No. 44 was taken up in its order and the consideration of same was informally passed.

Committee substitute for Senate Bill No. 20:

A bill to be entitled An Act to give to soldiers and sailors of the World War acreages in the State of Florida where such lands have reverted to the State for taxes under certain conditions and provisions; the method of selection of land and conditions on which such lands shall be deeded to soldiers and sailors and providing for giving assistance to such entrymen and providing for and creating an agency to carry out the provisions of this Act.

Was taken up and read a third time in full.

Upon the passage of the Committee Substitute the roll was called and the vote was:

Yeas—Mr. President; Senators Bell, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Irby, Johns, King, Lewis, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Young—30.

Nays—Senators Adams, Anderson, Andrews, Bradshaw, Howell, Knabb, Neel—7.

So the Committee Substitute passed, title as stated.

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

Senator Hilburn gave notice that he would on tomorrow move to reconsider the vote by which Senate Bill No. 58 passed.

Senator Howell moved that the rules be waived and that

Senate Bill No. 212 be recalled from the Committee on Pensions and placed on the Calendar without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Futch moved that the rules be waived and that when the Senate adjourn it do adjourn to meet this afternoon at 4:00 o'clock.

Which was not agreed to.

By permission the following bills were introduced:

By Senator Adams—

Senate Bill No. 223:

A bill to be entitled An Act appropriating and providing for the disposition of moneys derived from a levy of the Inheritance and Estate Tax in the State of Florida, among the several counties of the said State.

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

By Senator Butler—

Senate Bill No. 224:

A bill to be entitled An Act amending Chapter 7462 of the Acts of Florida of 1917, and Chapter 8672 of the Acts of Florida of 1921, relating to St. Johns River Bridge, and providing for reimbursing the County Commissioners of Duval County, Florida, on account of expenditures made for engineering services and for investigations and surveys preparatory to holding an election pursuant to Chapters 14015 and 14018 of the Special Acts of 1929; providing for reimbursing said County Commissioners for expenditures made and obligations incurred in the matter of constructing an additional approach or approaches to the St. Johns River Bridge in Duval County, Florida.

To which the following Proof of Publication was attached:

PROOF OF PUBLICATION

STATE OF FLORIDA,
COUNTY OF DUVAL.

Before the undersigned authority personally appeared W. A. Elliott, who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to reimbursing the County Commissioners of Duval County, Florida, for expenditures made for engineering services has been published at least thirty days prior to this date by being printed in the issue of March 7th, 1931, of the Florida Times-Union, a newspaper published in the City of Jacksonville, Duval County, Florida; that a copy of the notice has been published as aforesaid and also this proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is attached hereto and made a part hereof.

W. A. ELLIOTT.

Sworn to and subscribed before me this 7th day of April, 1931.

ADA PYKE BELL,

Notary Public, State of Florida.

My commission expires Feb. 23, 1935.

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

By Senator Butler—

Senate Bill No. 225:

A bill to be entitled An Act to extend State Road No. 47 to South Jacksonville and authorize, empower and direct the State Road Department to construct and maintain said extension of said State Road No. 47.

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

By Senator Butler—

Senate Bill No. 226:

A bill to be entitled An Act to declare, designate and establish a certain state road and to authorize, empower and direct the State Road Department to construct and maintain said road.

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

By unanimous consent Senator Gary was permitted to withdraw Senate Bill No. 213.

Senator Adams moved that the Senate do now take up the consideration of executive communications.

Which was agreed to.

And at 12:46 o'clock P. M., the Senate went into executive session.

The Senate emerged from Executive Session at 1:19 o'clock P. M. and resumed its session.

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

Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

A quorum present.

The hour of adjournment having arrived a point of order was called, and thereupon the Senate stood adjourned at 1:20 o'clock P. M., until 11:00 o'clock A. M., Thursday, April 23, 1931.

**EXECUTIVE SESSION
CONFIRMATIONS**

The Senate in Executive Session on April 22, 1931, advised and consented to the removal from office by the Governor of O. T. Weaver, Superintendent of Public Instruction, Nassau County, Florida.

Also the Senate refused to advise and consent to the removal from office by the Governor of Fritz Boyett, County Commissioner in and for Pasco County, Florida.