

**EXTRAORDINARY SESSION**  
**JOURNAL OF THE SENATE**  
**WEDNESDAY, JUNE 17, 1931**

The Senate convened at 10:30 o'clock A. M., pursuant to adjournment on Tuesday, June 16, 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, Hillburn, 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.

The reading of the Journal was dispensed with.

The Journal of June 16 was corrected, and as corrected was approved.

**REPORTS OF COMMITTEES**

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

Senate Chamber,  
Tallahassee, Fla., June 17, 1931.

*Hon. Pat Whitaker,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 43-X:

A bill to be entitled An Act to define who shall be dealers in turpentine gum, gum spirits of turpentine, steam distilled spirits of turpentine, destructively distilled spirits of turpentine, wood spirits of turpentine and any other kinds of spirits of turpentine, gum rosin, wood rosin and all other kinds of rosin or any of said products, being otherwise known as naval stores, produced or manufactured in, or shipped into this State, and to levy a tax upon such dealers buying or selling or moving said products, to provide for the inspection and grading of said products, to provide for reports of sales, shipments, consignments or of the moving and transporting of said products and to provide means for the enforcement of and penalties for the violation of the provisions of this Act.

And—

Senate Bill No. 114-X:

A bill to be entitled An Act levying a tax on all theatrical, operatic, minstrel, vaudeville and/or moving picture shows, conducted, given or held within the State of Florida where the charge for admission, including any charge for reserved seats, shall be more than fifty cents; providing for the payment and disposition of the proceeds derived from such tax, and providing penalties for the violation of the provisions of this Act.

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

Very respectfully,

ALFRED H. WAGG,

Chairman of Committee.

And Senate Bills No's. 43-X and 114-X, contained in the above report, were placed on the table under the rule.

Also—

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

Senate Chamber,  
Tallahassee, Fla., June 17, 1931.

*Hon. Pat Whitaker,*  
*President of the Senate.*

*Sir:*

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

Senate Bill No. 117-X:

A bill to be entitled An Act to amend Section 757 of the Revised General Statutes of Florida, 1920, the same being Section 970 of the Compiled General Laws of Florida of 1927,

as amended by Section 4 of Chapter 14572 Laws of Florida, Acts of 1929, relating to the requirement that a copy of the advertisement of tax sale be filed with a Clerk of the Circuit Court; collector's fees; time of sale; form of notice.

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. 117-X, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Hodges moved that the courtesies of the floor inside the rail be extended to the venerable Honorable D. M. Lowry, ex-member of the Senate from the Eighth Senatorial District.

Which was agreed to.

And it was so ordered.

**INTRODUCTION OF BILLS AND JOINT RESOLUTIONS**

By a two-thirds vote, permission was given to Senator Stewart to introduce and have considered the following bill:

Senate Bill No. 118-X:

A bill to be entitled An Act to authorize and empower the State Road Department, the boards of county commissioners of the several counties, and all municipal corporations to include highway, road and street beautification in their programs of highway, road and street construction, repair, maintenance and/or upkeep.

Which was read the first time by its title only.

Senator Stewart moved that the rules be waived and Senate Bill No. 118-X be 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.

By Senator Knabb—

Senate Bill No. 119-X which the Chair ruled came within the purview of the Governor's call:

A bill to be entitled An Act providing for the raising of special revenue for the general revenue fund of this State and for the maintenance of roads.

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

By a two-thirds vote, permission was given to Senator Knabb to introduce and have considered the following bill:

Senate Bill No. 120-X:

A bill to be entitled An Act to amend Section 4953 of the Revised General Statutes of Florida, the same being Section 7040 of the Compiled General Laws of Florida, 1927, relating to the duty of inspectors of turpentine and rosin and certificates of inspection.

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

By a two-thirds vote, permission was given to Senators Swearingen, Whitaker, Harris and Butler to introduce and have considered the following bill:

Senate Bill No. 121-X:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court, Sheriff, Tax Collector, Tax Assessor, County Judge, and Clerk of the Civil Court and Criminal Court of Record, in all counties of the State of Florida having a population of more than sixty thousand (60,000) according to the last Federal Census, and prescribing the time when this Act shall become a law.

Which was read the first time by its title only.

Senator Swearingen moved that the rules be waived and Senate Bill No. 121-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 121-X was read a second time in full.

Senator Swearingen moved that the rules be further waived and Senate Bill No. 121-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 121-X 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, Andrews, Bell, Bradshaw, Clarke, Council, Dell, Gary, Gomez, Harris, Harrison, Hilburn, Hodges, Howell, Irby, Johns, Knabb, Parker, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—26.

Nays—None.

So the bill passed, title as stated.

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

By a two-thirds vote, permission was given to Senator Clarke to introduce and have considered the following bill:

Senate Bill No. 122-X:

A bill to be entitled An Act to amend Section 421, Compiled General Laws of Florida, 1927, being Section 364, Revised General Statutes of Florida, 1920, as Amended by Section 15, Chapter 13761, Laws of Florida, Session 1929, relating to sworn statements of campaign expenses.

Which was read the first time by its title only.

Senator Clarke moved that the rules be waived and Senate Bill No. 122-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 122-X was read a second time in full.

Senator Clarke moved that the rules be further waived and Senate Bill No. 122-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 122-X 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, Chowning, Clarke, Council, Dell, English, Futch, Gary, Harris, Harrison, Hilburn, Hodges, Howell, Irby, Johns, Lewis, Parker, Parrish, Stewart, Swearingen, Turner, Watson, Young—28.

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 a two-thirds vote, permission was given to Senator Clarke to introduce and have considered the following bill:

Senate Bill No. 123-X:

A bill to be entitled An Act to amend Section 1984, Compiled General Laws of Florida, 1927, being Section 1308, Revised General Statutes of Florida, 1920, relating to the number of copies of statutes and disposition thereof.

Which was read the first time by its title only.

Senator Clarke moved that the rules be waived and Senate Bill No. 123-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 123-X was read a second time in full.

Senator Clarke moved that the rules be further waived and Senate Bill No. 123-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 123-X 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, Clarke, Council, Dell, English, Futch, Gary, Harris, Harrison, Hilburn, Howell, King, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—26.

Nays—Senator Parker—1.

So the bill passed, title as stated.

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

Senator Bell moved that the rules be waived and Committee Substitute for House Bill No. 1 be recalled from the House of Representatives for further consideration.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Bell moved that the Senate do reconsider the vote by which Committee Substitute for House Bill No. 1 passed the Senate.

Which went over under the rule.

By a two-thirds vote, permission was given to Senator Futch to introduce and have considered the following bill:

Senate Bill No. 124-X:

A bill to be entitled An Act fixing and prescribing the qualifications of electors for the election of recall of officers of the City of Leesburg, Florida, and repealing all laws and parts of laws in conflict with same.

Which was read the first time by its title only.

Senator Futch moved that the rules be waived and Senate Bill No. 124-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 124-X was read a second time by its title only.

Senator Futch moved that the rules be further waived and Senate Bill No. 124-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 124-X 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 a two-thirds vote, permission was given to Senator Futch to introduce and have considered the following bill:

Senate Bill No. 125-X:

A bill to be entitled An Act providing for and establishing a method of recall and removal from office of City Commissioners of the City of Leesburg, Florida, and repealing all laws and parts of laws in conflict with the same, and particularly repealing Section 139, Section 140, Section 141, Section 142, Section 143, Section 144, Section 145, Section 146, Section 147, and Section 148 of Chapter 9820, Laws of Florida, Acts of 1923, which is an act relating to municipal government of the City of Leesburg, Florida.

Which was read the first time by its title only.

Senator Futch moved that the rules be waived and Senate Bill No. 125-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 125-X was read a second time by its title only.

Senator Futch moved that the rules be further waived and Senate Bill No. 125-X be read a third time and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 125-X 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.

Senator Futch moved that he be permitted to introduce and have considered the following bill:

Senate Bill No. 126-X:

A bill to be entitled An Act requiring motor vehicles on the public highways, roads, streets and thoroughfares of the State of Florida to be equipped with reflectors, and providing penalty for the violation of the same.

Which was not agreed to.

By a two-thirds vote, permission was given to Senator Young to introduce and have considered the following bill:

Senate Bill No. 127-X:

A bill to be entitled An Act designating, declaring and establishing as State Roads certain highways in Indian River County, Florida.

Which was read the first time by its title only.

Senator Young moved that the rules be waived and Senate Bill No. 127-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 127-X was read a second time in full.

Senator Young moved that the rules be further waived and Senate Bill No. 127-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 127-X 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, Andrews, Bell, Bradshaw, Butler, Chowning, Clarke, Council, Dell, English, Futch, Getzen, Harris, Hilburn, Howell, Irby, King, Lewis, Parker, Stewart, Swearingen, Taylor, Turner, Wagg, Young—26.

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 a two-thirds vote, permission was given to Senator Wagg to introduce and have considered the following bill:

Senate Bill No. 128-X:

A bill to be entitled An Act prescribing certain duties of the tax collector with reference to tax levied for road and bridge purposes.

Which was read the first time by its title only.

Senator Wagg moved that the rules be waived and Senate Bill No. 128-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 128-X was read a second time in full.

Senator Wagg moved that the rules be further waived and Senate Bill No. 128-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 128-X 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 Anderson, Andrews, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hilburn, Hodges, Howell, Irby, Johns, Knabb, Neel, Parker, Swearingen, Taylor, Turner, Wagg, Watson, Young—31.

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 unanimous consent Senator Clarke withdrew Senate Bill No. 13-X.

Senator Bell moved that he be permitted to introduce and have considered the following bill:

Senate Bill No. 129-X:

A bill to be entitled An Act providing that the State Road Department shall maintain paved highways within the corporate limits of cities and towns of the State of Florida where such paved highways connect State Roads maintained by State Road Department and are so situated as to constitute a part of the state highway through such cities or towns.

Upon which a roll call was demanded.

Upon the adoption of the motion by Senator Bell the roll was called and the vote was:

Yeas—Mr. President; Senators Andrews, Bell, Bradshaw, Caro, Chowning, Council, Dell, Gary, Getzen, Gomez, Harrison, Hodges, Howell, Johns, King, Parrish, Stewart, Swearingen, Taylor, Wagg, Watson, Young—23.

Nays—Senators Adams, Anderson, Butler, Clarke, English, Futch, Harris, Irby, Knabb, Parker, Turner—11.

Which was agreed to.

Senator Bell moved that the rules be waived and Senate Bill No. 129-X be 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.

Senator Butler moved that the rules be waived and Senate Bill No. 46-X be recalled from the Calendar of Bills on second reading and re-referred to the Committee on Judiciary.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By a two-thirds vote, permission was given to Senator Taylor to introduce and have considered the following bill:

Senate Bill No. 130-X:

A bill to be entitled An Act fixing the compensation of County Commissioners in Counties having a population, according to the last state or federal census, of not less than

eighteen thousand five hundred (18,500) nor more than twenty thousand (20,000).

Which was read the first time by its title only.

Senator Taylor moved that the rules be waived and Senate Bill No. 130-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 130-X was read a second time in full.

Senator Taylor moved that the rules be further waived and Senate Bill No. 130-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 130-X 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.

Senator Harris moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 74-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 74-X:

A bill to be entitled An Act to amend Section 3077 of the Revised General Statutes of Florida (1920), relating to the duties of the clerk of the circuit court as the recorder of deeds and of all other papers not pertaining to the circuit court which he may be required by law to record, by requiring him to also record in the mortgage lien and satisfaction book all partial releases of mortgages and liens on real and personal property and all instruments affecting the priority of such mortgages and liens.

Was taken up and read a second time in full.

Senator Harris moved that the rules be further waived and Senate Bill No. 74-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 74-X 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 Andrews, Bell, Caro, Chowning, Clarke, Council, Dell, English, Harris, Harrison, Hilburn, Hodges, Howell, Irby, Johns, Knabb, Lewis, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—26.

Nays—Senators Anderson, Bradshaw, Futch—3.

So the bill passed, title as stated.

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

Senator Turner moved that the rules be waived and the Senate do now take up the consideration of Messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

And it was so ordered.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives,  
Tallahassee, Fla., June 16, 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 a two-thirds vote, permission was given to Senator Wagg to introduce and have considered the following bill:

Senate Bill No. 73-X:

A bill to be entitled An Act to cancel all State and County and Okeechobee Flood Control taxes heretofore assessed against Section 10, Township 44 South, Range 37 East, in Palm Beach County, Florida, and all tax sale certificates heretofore issued and now outstanding against said land, and to relieve the State Board of Education of Florida from the pay-

ment of any taxes heretofore assessed for State and County and Okeechobee Flood Control taxes against the same.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

And Senate Bill No. 73-X, contained in the above message, was read 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., June 16, 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 a two-thirds vote, permission was given to Senators Andrews, King, Futch and Hodges to introduce and have considered the following bill:

Senate Bill No. 44-X:

A bill to be entitled An Act to amend Section 10 of Chapter 7905, Acts of 1919, Laws of Florida, enlarging the uses for which the general inspection fund may be collected and used so as to include the acquirement of hog cholera serum, inspection equipment and other property when approved by the Board of State Institutions.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

And Senate Bill No. 44-X, contained in the above message, was read 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., June 16, 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. Prine of Polk—

House Bill No. 56-X:

A bill to be entitled An Act to abolish the Criminal Courts of Record in and for Polk County, Florida, and to provide for the transfer of cases pending therein to the Circuit and County Court of said county, and to repeal Chapter 9356, Acts of 1923, as amended by Chapter 10087, Acts of 1929, Laws of Florida.

House Bill No. 101-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act relating to the City of Clermont, in Lake County; amending Section 1 of Chapter 10430, Acts of 1925, as amended by Section 1 of Chapter 12614, Acts of 1927; providing and establishing the boundary lines of the City of Clermont; providing for the exclusion of certain territory heretofore included within the territorial limits of said municipality; and providing for the enforcement of liens for taxes and special assessments heretofore levied against any of the property excluded under the provisions of this Act; and providing for a referendum election.

House Bill No. 103-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act fixing the fees and/or compensation to be charged and received by the justices of the peace in counties of the State of Florida having a population of more than one hundred thousand, and less than one hundred fifty thousand, according to the last Federal Census.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

And House Bill No. 56-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 56-X was read the first time by its title and ordered to be placed on the Calendar of Local Bills on second reading.

And House Bill No. 101-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 101-X was read the first time by its title. Senator Futch moved that the rules be waived and House Bill No. 101-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 101-X was read a second time by its title only.

Senator Futch moved that the rules be further waived and House Bill No. 101-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 101-X 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, Hillburn, 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 action of the Senate was ordered to be certified to the House of Representatives under the rule.

And House Bill No. 103-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 103-X was read the first time by its title.

Senator Watson moved that the rules be waived and House Bill No. 103-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And House Bill No. 103-X was read a second time in full.

Senator Watson moved that the rules be further waived and House Bill No. 103-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 103-X 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, Hillburn, 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 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., June 16, 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—

House Bill No. 104-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act to declare, designate and establish a certain State Road in Lake and Osceola Counties forming a part of the connecting system of State Roads of the State of Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And House Bill No. 104-X, contained in the above message,

was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 104-X was read the first time by its title.

Senator Futch moved that the rules be waived and House Bill No. 104-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And House Bill No. 104-X was read a second time in full.

Senator Futch moved that the rules be further waived and House Bill No. 104-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 104-X 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, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Getzen, Gomez, Hodges, Howell, Irby, Johns, Knabb, Neel, Parrish, Stewart, Taylor, Turner, Wagg, Watson, Young—29.

Nays—None.

So the bill passed, title as stated.

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., June 16, 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—

House Bill No. 102-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act to abolish and re-enact the Charter of the City of Hialeah in the County of Dade, being Chapter 11516, Acts of Extraordinary Session 1925, and to fix the boundaries and provide for its government, jurisdiction, powers, franchises, and privileges and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances, and to authorize the issuance of municipal bonds, and providing for a referendum election for the ratification of this Charter and for other purposes.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And House Bill No. 102-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 102-X was read the first time by its title and ordered to be 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., June 15, 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—

House Bill No. 78-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act to prescribe the qualifications of electors in all municipal elections, whether general or special, in the City of Orlando, Orange County, Florida, and to provide for the registration of electors in certain cases.

House Bill No. 79-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act relating to the territorial limits of the Town of Lantana, a municipal corporation, in Palm Beach County, Florida; providing for the exclusion from the

territorial limits of said town certain lands and to oust said town and its officers of all jurisdiction over such lands; and to provide for the full settlement and satisfaction of all claims asserted by said town against such lands for taxes for the year 1931 and all years prior thereto.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And House Bills No's. 78-X and 79-X, contained in the above message, were permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bills No's. 78-X and 79-X were read the first time by their titles and ordered to be 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., June 15, 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—

House Bill No. 80-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act to amend Sections 188 and 220 of the Charter of the City of St. Augustine, being Chapter 14375 of the Laws of Florida Acts 1929.

House Bill No. 81-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act authorizing the issuance of search warrants by the Mayor's Court of the City of Winter Garden, Florida; the service of same and for the giving of bond by the administrative officer serving such warrants.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk, House of Representatives.

And House Bills No's. 80-X and 81-X, contained in the above message, were permitted to be introduced into the Senate by the Constitutional two-thirds vote.

And House Bills No's. 80-X and 81-X were read the first time by their titles and ordered to be 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., June 16, 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—

House Bill No. 97-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act to provide for the substitution of judges of and for criminal courts of record, civil courts of record and courts of crime in certain cases, and in certain counties.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

And House Bill No. 97-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 97-X was read the first time by its title. Senator Watson moved that the rules be waived and House Bill No. 97-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 97-X was read a second time by its title only.

Senator Watson moved that the rules be further waived and House Bill No. 97-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 97-X 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 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., June 15, 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—

House Bill No. 83-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act providing for the appointment of a probation officer and assistant probation officer of Polk County, Florida, and providing for a term of office and compensation, and also the expenses incurred in conducting the business of said office and prescribing his duties in connection with the juvenile court of said county.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 83-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 83-X was read the first time by its title and ordered to be 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., June 16, 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—

House Bill No. 98-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act relating to the City of West Palm Beach, in Palm Beach County, Florida, and to amend Sections 5, 28, 36, 41, 103, 104, 105, 113 and 126 of Chapter 9945, Acts of Florida, 1923, entitled: "An Act to abolish the present municipality of the City of West Palm Beach in Palm Beach County, Florida; to create and establish a new municipality to be known as the City of West Palm Beach, in Palm Beach County, Florida; to legalize and validate the ordinances of said City of West Palm Beach and official acts thereunder, and to adopt the same as the ordinances of said City of West Palm Beach; to prescribe the time within which suits can be brought against said city and for notice thereof; and to fix and provide the territorial limits, jurisdiction and powers of said City of West Palm Beach, in Palm Beach County, Florida, and the jurisdiction and powers of its officers", as the same was amended by Chapter 11310, Laws of Florida, 1925; to repeal Section 68 of said Act; to create additional powers to the City of West Palm Beach in Palm Beach County, Flor-

ida; to provide for a referendum of each Section of this Act; and for other purposes.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 98-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 98-X was read the first time by its title Senator Wagg moved that the rules be waived and House Bill No. 98-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 98-X was read a second time by its title only.

Senator Wagg moved that the rules be further waived and House Bill No. 98-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 98-X 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 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., June 16, 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—

House Bill No. 99-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act to repeal House Bill No. 778, approved on the 1st day of June, A. D. 1931, entitled, "An Act relating to the City of West Palm Beach, in Palm Beach County, Florida, and to amend Sections 5, 25, 36, 37, 31, 103, 104, 105, 109, 112, 113, 117, and 126 of Chapter 9945 Acts of Florida, 1923, entitled: 'An Act to abolish the present municipality of the City of West Palm Beach in Palm Beach County, Florida; to create and establish a new municipality to be known as City of West Palm Beach, in Palm Beach County, Florida; to legalize and validate the ordinances of said City of West Palm Beach and official acts thereunder, and to adopt the same as the ordinances of said City of West Palm Beach; to prescribe the time within which suits can be brought against said city and for notice thereof; and to fix and provide the territorial limits, jurisdiction and powers of said City of West Palm Beach, in Palm Beach County, Florida, and the jurisdiction and powers of its officers' as the same was amended by Chapter 11310 Laws of Florida, 1925; to repeal Section 68 of said Act; to create additional powers to the City of West Palm Beach in Palm Beach County, Florida; to provide for a referendum of each Section of this Act; and for other purposes.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 99-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 98-X was read the first time by its title. Senator Wagg moved that the rules be waived and House Bill No. 99-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

House Bill No. 99-X was read the first time by its title only.

Senator Wagg moved that the rules be further waived and

House Bill No. 99-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 99-X 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 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., June 16, 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—

House Bill No. 100-X:

The introduction of which was agreed to by a two-thirds vote of the members of the House of Representatives.

A bill to be entitled An Act authorizing and empowering the City of Palatka, a municipal corporation under the laws of the State of Florida, to extend the time within which certain special assessments levied and made by said City for the purpose of paying the cost of constructing, grading, paving, repaving and otherwise improving certain streets within the corporate limits of the City of Palatka, shall be due and payable; and authorizing a rebate by said City to property owners who have heretofore paid certain of said special assessments; and authorizing said City to reduce the interest rate on said assessments from eight per cent per annum to six per cent per annum; and granting such other and further authority and powers as may be necessary and appropriate to the carrying into effect of the purposes above set forth.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

And House Bill No. 100-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 100-X was read the first time by its title and ordered to be placed on the Calendar of Local Bills on second Reading.

Senator Lewis moved that he be permitted to withdraw the motion made by him on yesterday to reconsider the vote by which the Senate refused to concur in House Amendment No. 1 to Senate Bill No. 1-X.

Upon which a roll call was demanded.

Upon the adoption of the motion by Senator Lewis the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Butler, Caro, Chowning, Clarke, Dell, Futch, Gary, Getzen, Gomez, Harris, Harrison, Hodges, Howell, Irby, Johns, Knabb, Lewis, Stewart, Swearingen, Taylor, Turner, Wagg, Watson—27.

Nays—Senators Bell, Bradshaw, Council, English, Parker, Parrish, Young—7.

The following explanation of vote was received:

I vote "I" to giving permission to Senator Lewis to withdraw his motion for reconsideration of the vote wherein the Senate refuse to concur in the House Amendment to Senate Bill No. 1-X for the following reason:

Because I voted no against the bill originally for reasons stated at such time. Yet after such passed by the concurring in the House Amendment it would, in my opinion, violate or infringe a contract existing between any company or person chise now existing thereby declaring act unconstitutional against the constitutional provision that the Legislature cannot pass laws that would infringe or cause the violation of a contract. I am in favor if such could legally be incorporated

in the law whereby such tax proposed in the bill could not be passed to the consumer.

SAMUEL W. GETZEN.

Which was agreed to.

And Senator Lewis withdrew the motion to reconsider the vote by which the Senate refused to concur in House Amendment No. 1 to Senate Bill No. 1-X.

Senator Stewart moved that the rules be waived and the Senate do now take up the consideration of Local House Bills on second reading on the Calendar.

Which was agreed to by a two-thirds vote.

And it was so ordered.

#### HOUSE LOCAL BILLS ON SECOND READING

House Bills No.'s 19-X and 20-X were taken up in their order and the consideration of same was informally passed.

House Bill No. 62-X:

A bill to be entitled An Act regulating fishing on the Suwannee River in Dixie, Gilchrist and Levy Counties.

Was taken up.

Senator Dell moved that the rules be waived and House Bill No. 62-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 62-X was read a second time by its title only.

Senator Turner offered the following amendment to House Bill No. 62-X:

In Section 1, line six (typewritten bill), strike out the words: "This does not affect the taking of Cat and Sturgeon fish" and insert in lieu thereof the following:

"The provision of this Act shall not apply to the taking of fish from the Suwannee River as far north as the fork of the east and west passes or the taking of Sturgeon fish with nets the size of mesh as is now provided by law."

Senator Turner moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Dell moved that the rules be further waived and House Bill No. 62-X, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 62-X, as amended, was read a third time in full.

Upon the passage of the bill, as amended, 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, as amended, title as stated.

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

House Bill No. 68-X:

A bill to be entitled An Act to authorize and empower the City of Fernandina in the State of Florida to impose and enforce alternative sentences of fines or labor against persons convicted in the municipal court of said city, and to authorize said city to work its convicts on the streets of said city or lease them to any county in the State of Florida.

Was taken up.

Senator Stewart moved that the rules be waived and House Bill No. 68-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 68-X was read a second time by its title only.

Senator Stewart moved that the rules be further waived and House Bill No. 68-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 68-X 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, Hil-

burn, 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 action of the Senate was ordered to be certified to the House of Representatives under the rule.

By unanimous consent Senator Stewart withdrew Senate Bill No. 80-X.

Senator Gary moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 59-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 59-X:

A bill to be entitled An Act to repeal Section 42 of Chapter 10040 Laws of Florida, Acts of 1925 as amended by Chapter 14572 Laws of Florida, Acts of 1929, relating to and concerning taxation.

Was taken up and read a second time in full.

The Committee on Finance and Taxation offered the following amendment to Senate Bill No. 59-X:

In Section 2, lines 1 and 2 (typewritten bill), strike out the words: "immediately upon becoming a law" and insert in lieu thereof the following: "on December 1st, 1931."

Senator Wagg moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Gary moved that the rules be further waived and Senate Bill No. 59-X, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 59-X, as amended, was read a third time in full.

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

Yeas—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Chowning, Clarke, Council, Dell, English, Futch, Gary, Gomez, Harris, Hilburn, Hodges, Howell, Irby, Johns, Knabb, Parrish, Stewart, Swearingen, Taylor, Turner, Watson—27.

Nays—Senators Butler, Caro, Harrison—3.

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

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

Senator Futch moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 124-X passed the Senate.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which Senate Bill No. 124-X passed the Senate and the bill was placed on the Calendar of Bills on third reading.

Senator Futch moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 124-X.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 124-X:

A bill to be entitled An Act fixing and prescribing the qualifications of electors for the election of recall of officers of the City of Leesburg, Florida, and repealing all laws and parts of laws in conflict with same.

By unanimous consent Senator Futch offered the following amendment to Senate Bill No. 124-X:

In title, line 3 (typewritten bill), strike out the word "of" and insert in lieu thereof the following: "and".

Senator Futch moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

The question recurred on the passage of the bill.

Upon the passage of the bill, as amended, 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, as amended.

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

Senator Howell moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 9-X out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 9-X:

A bill to be entitled An Act to provide for the relief of J. W. Kyser and Beanie Kyser by authorizing the State Road Department to pay for injuries sustained by them as the result of negligence by its employees.

Was taken up and read a second time in full.

Senator Howell moved that the rules be further waived and House Bill No. 9-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 9-X 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, Andrews, Bell, Bradshaw, Caro, Council, Dell, Gary, Getzen, Gomez, Harris, Harrison, Hinely, Hodges, Howell, King, Knabb, Lewis, Neel, Parrish, Swearingen, Taylor, Wagg, Watson, Young—26.

Nays—Senators Anderson, Butler, Chowning, Clarke, English, Hilburn, Irby, Johns, Parker, Stewart, Turner—11.

So the bill passed, by the Constitutional two-thirds vote, title as stated.

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

Senator Taylor moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 40-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 40-X:

A bill to be entitled An Act to reduce the penalties and costs, imposed against certain lands in Hastings Drainage District, located in the Counties of St. Johns, Putnam and Flagler in the State of Florida, to provide for the payment of drainage taxes now due said Hastings Drainage District and the issuance of receipts therefor.

Was taken up and read a second time in full.

Senator Taylor moved that the rules be further waived and Senate Bill No. 40-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 40-X 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, Chowning, Clarke, Council, Dell, English, Gary, Gomez, Harris, Hilburn, Hinely, Hodges, Howell, Johns, Lewis, Neel, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Young—29.

Nays—Senator Knabb—1.

So the bill passed, title as stated.

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

Senator Adams moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 3-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 3-X:

A bill to be entitled An Act to create the State Purchasing Agency for the State of Florida; providing for the duties and powers of such State Purchasing Agency and for the making of rules and regulations by said State Purchasing Agency and appropriating money to be used for the payment of the cost of maintaining and operating such State Purchasing Agency.

Was taken up and read a second time in full.

Senator Adams moved that the rules be further waived and Senate Bill No. 3-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 3-X was read a third time in full.

Pending the consideration of the passage of Senate Bill No. 3-X, the hour of recess having arrived a point of order was

called and the Senate stood recessed at 1:00 o'clock P. M. until 3:00 o'clock P. M., this day.

### AFTERNOON SESSION

The Senate convened at 3:00 o'clock P. M., pursuant to recess order.

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, Jonns, King, Knabb, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—38.

A quorum present.

By permission the following committee reports were received:

#### 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., June 17, 1931.

*Hon. Pat Whitaker,*  
*President of the Senate.*

Sir:

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

(Senate Bill No. 44-X):

An Act to amend Section 10 of Chapter 7905, Acts of 1919, Laws of Florida, enlarging the uses for which the General Inspection Fund may be collected and used so as to include the acquirement of hog cholera serum, inspection equipment and other property when approved by the Board of State Institutions.

Also—

(Senate Bill No. 73-X):

An Act to cancel all State and County and Okeechobee Flood Control taxes heretofore assessed against Section 10, Township 44 South, Range 37 East, in Palm Beach County, Florida, and all tax sale certificates heretofore issued and now outstanding against said land, and to relieve the State Board of Education of Florida from the payment of any taxes heretofore assessed for State and County and Okeechobee Flood Control taxes against the same.

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.

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

#### REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,  
Tallahassee, Fla., June 17, 1931.

*Hon. Pat Whitaker,*  
*President of the Senate.*

Sir:

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

Senate Bill No. 124-X:

A bill to be entitled An Act fixing and prescribing the qualifications of electors for the election and recall of officers of the city of Leesburg, Florida, and repealing all laws and parts of laws in conflict with same.

Senate Bill No. 59-X:

A bill to be entitled An Act to repeal Section 42 of Chapter

10040, Laws of Florida, Acts of 1925, as amended by Chapter 14572, Laws of Florida, Acts of 1929, relating to and concerning taxation.

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

Very respectfully,

J. W. WATSON,

Chairman of Committee.

And Senate Bills No's. 124-X, and 59-X, contained in the above report, were ordered to be certified to the House of Representatives.

#### REPORTS OF COMMITTEES

Senator Gomez, Chairman of the Committee on Miscellaneous Legislation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., June 17, 1931.

*Hon. Pat Whitaker,*  
*President of the Senate.*

Sir:

Your Committee on Miscellaneous Legislation, to whom was referred:

Senate Bill No. 115-X:

A bill to be entitled An Act relating to state employees and defining the qualifications of those qualified to hold positions of employment in Florida, the salary of which comes wholly or in part from state funds.

Have had the same under consideration, and report the same without recommendation.

Very respectfully,

ARTHUR GOMEZ,

Chairman of Committee.

And Senate Bill No. 115-X, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Gomez, Chairman of the Committee on Miscellaneous Legislation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., June 17, 1931.

*Hon. Pat Whitaker,*  
*President of the Senate.*

Sir:

Your Committee on Miscellaneous Legislation, to whom was referred:

House Bill No. 82-X:

A bill to be entitled An Act amending Sections 35 and 36 of Chapter 13644, Acts of 1929, an Act relating to game, non-game birds, fresh water fish and fur-bearing animals; to create the Department of Game and Fresh Water Fish and the office of State Game Commission, to define his duties and powers and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh water fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh water fish or hides of fur-bearing animals, to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the State, etc.

Committee reports favorably with recommendation to strike words "and Lake Istokpoga" from Section 1.

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

Very respectfully,

ARTHUR GOMEZ,

Chairman of Committee.

And House Bill No. 82-X, with Committee Amendment, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Gomez, Chairman of the Committee on Miscellaneous Legislation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., June 17, 1931.

*Hon. Pat Whitaker,*  
*President of the Senate.*

Sir:

Your Committee on Miscellaneous Legislation, to whom was referred:

Senate Bill No. 96-X:

A bill to be entitled An Act to amend Section 5297 Revised General Statutes of 1920, being Section 7418 Compiled General Laws of Florida 1927, relating to the destruction and injury of Telegraph or Telephone lines.

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

Very respectfully,

ARTHUR GOMEZ,  
Chairman of Committee.

And Senate Bill No. 96-X, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Gomez, Chairman of the Committee on Miscellaneous Legislation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., June 17, 1931.

Hon. Pat Whitaker,  
President of the Senate.

Sir:

Your Committee on Miscellaneous Legislation, to whom was referred:

Senate Bill No. 77-X:

A bill to be entitled An Act relating to the cancellation of certain tax certificates in the State of Florida.

Have had the same under consideration, and report the same without recommendation.

Very respectfully,

ARTHUR GOMEZ,  
Chairman of Committee.

And Senate Bill No. 77-X, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Johns, Chairman of the Committee on Judiciary, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., June 16, 1931.

Hon. Pat Whitaker,  
President of the Senate.

Sir:

Your Committee on Judiciary, to whom was referred:

Senate Bill No. 58-X:

A bill to be entitled An Act dividing the State of Florida into fourteen judicial circuits; providing circuit judges and state attorneys therefor and the manner of their appointment and confirmation; and providing for the termination of the terms of office of the State attorneys.

And—

Senate Bill No. 52-X:

A bill to be entitled An Act to repeal an Act known and designated as Chapter 12436-(No. 631), approved May 22nd, 1927, entitled: "An Act defining and fixing the territory and boundaries of the Fifth Judicial Circuit and creating the Twenty-Fourth Judicial Circuit, providing for the Circuit Judge and State Attorney in the Twenty-fourth Circuit and Court in the Fifth and Twenty-Fourth Judicial Circuits, and providing and fixing the time for holding the terms of Circuit Court in the Fifth and Twenty-Fourth Judicial Circuits, and effect on pending litigation and providing for the payment of the salary of the Circuit Judge and State Attorneys." To make provisions for incorporating and including the counties of Citrus and Hernando, now comprising the Twenty-Fourth Judicial Circuit of Florida into the Fifth Judicial Circuit of Florida; to provide for holding the terms of Circuit Court in Citrus, Hernando and Marion Counties in the Fifth Judicial Circuit of Florida; to provide for the effect of the passage of this Act on pending litigation in the Circuit Court of Citrus and Hernando Counties; to fix the time when this Act shall go into effect, and providing for a referendum election thereon and to repeal all laws in conflict with this Act.

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

Very respectfully,

E. M. JOHNS,  
Chairman of Committee.

And Senate Bills No's. 58-X and 52-X, contained in the above report, were placed on the table under the rule.

#### UNFINISHED BUSINESS

Senate Bill No. 3-X:

A bill to be entitled An Act to create the State Purchasing Agency for the State of Florida; providing for the duties and

powers of such State Purchasing Agency and for the making of rules and regulations by said State Purchasing Agency and appropriating money to be used for the payment of the cost of maintaining and operating such State Purchasing Agency.

The consideration of the passage of which was pending at the hour of recess this morning, was resumed.

Pending the consideration of the passage of Senate Bill No. 3-X, Senator Watson moved that a committee of three be appointed to escort Hon. F. M. Hudson, former member of the Senate from the 13th Senatorial District, to the rostrum.

Which was agreed to.

And the Chair appointed Senators Watson, Harris and Taylor as such committee.

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

Yeas—Senators Adams, Bell, Butler, Chowning, Futch, Harrison, Hodges, Howell, Irby, Parrish, Stewart, Taylor, Wagg, Watson, Young—15.

Nays—Mr. President; Senators Anderson, Andrews, Bradshaw, Caro, Clarke, Council, Dell, English, Gary, Getzen, Gomez, Harris, Hilburn, Hinely, Johns, King, Lewis, Parker, Swearingen, Turner—21.

The following pair was received:

"I am paired with Senator Neel. If he were here he would vote 'aye' and I would vote 'no.'"

T. J. KNABB.

So the bill failed to pass.

Senator Turner moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 90-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 90-X:

A bill to be entitled An Act to amend Section 43 of Chapter 13644, Laws of Florida 1929, being Section 1977 of 1930 Supplement to Compiled General Laws of Florida 1927, relating to the open deer season.

Was taken up and read a second time in full.

Senator Turner moved that the rules be further waived and Senate Bill No. 90-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 90-X 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 Bell, Butler, Caro, Council, English, Futch, Harrison, Hodges, Irby, Knabb, Parker, Turner, Watson, Young—15.

Nays—Senators Adams, Anderson, Andrews, Bradshaw, Chowning, Clarke, Gary, Getzen, Gomez, Hilburn, Hinely, Howell, Johns, King, Parrish, Swearingen, Wagg—17.

So the bill failed to pass.

Senator Gary moved that the rules be waived and the Senate do now take up the consideration of Messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

And it was so ordered.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

House of Representatives,  
Tallahassee, Fla., June 17, 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—

House Bill No. 125-X:

A bill to be entitled An Act to fix the pay of members, officers and attaches of the Legislature of the State of Florida, for Extraordinary Session of 1931, and providing for certain expenses of the same, and making appropriation for the payment of the same.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 125-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

And House Bill No. 125-X was read the first time by its title. Senator Gary moved that the rules be waived and House Bill No. 125-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And House Bill No. 125-X was read a second time in full.

Senator Gary moved that the rules be further waived and House Bill No. 125-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 125-X 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, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gary, Gomez, Harris, Hilburn, Hinely, Hodges, Howell, Irby, Stewart, Swearingen, Taylor, Wagg, Watson—26.

Nays—Senators Bell, Getzen, Johns, Knabb, Parrish, Young—6.

So the bill passed, title as stated.

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

Senator Futch moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 66-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 66-X:

A bill to be entitled An Act to amend Chapter 5194 of the

Laws of Florida, entitled "An Act to prohibit the fraudulent use and wilful waste of electricity, gas or water, and the fraudulent or wilful tampering with or injury of meters intended to measure electricity, gas or water."

Was taken up and read a second time in full.

Senator Futch moved that the rules be further waived and Senate Bill No. 66-X be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 66-X 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 Anderson, Butler, Caro, Chowning, Clarke, English, Futch, Gary, Getzen, Harris, Hilburn, Hinely, Hodges, Howell, Irby, Johns, Parker, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—25.

Nays—Senators Adams, Bell, Bradshaw, Council, Gomez, Knabb, Parrish—7.

So the bill passed, title as stated.

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

Senator Whitaker asked permission of the Senate to detach the proof of publication from Senate Bills No's. 829 and 831 introduced at the Regular Session for the purpose of attaching same to companion bills to be re-introduced at the Extraordinary Session.

Which was agreed to.

And the permission was granted.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 5:00 o'clock P. M., until 11:00 o'clock A. M., Thursday, June 18, 1931.