

EXTRAORDINARY SESSION
JOURNAL OF THE SENATE

THURSDAY, JUNE 18, 1931

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Wednesday, June 17, 1931.

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.

The reading of the Journal was dispensed with.

The Journal of Wednesday, June 17, was corrected, and as corrected, was approved.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Florida, June 18, 1931.

Senator Pat Whitaker,
President of the Senate:

Sir:

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

Senate Bill No. 8-X:

A bill to be entitled An Act Defining and Classifying Intangible Property for the Purpose of Taxation and Providing for the Assessment and Valuation of Intangible Personal Property for the Purpose of Taxation and the levy and Collection of Taxes upon such Intangible Property, and Providing Different Rates of Taxation on the Different Classes thereof under Section 1 of Article IX of the Constitution of the State of Florida, and Providing for the Making of Returns by Persons Owning Intangible Property and Providing a Penalty for Failure to Make Such Returns.

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

Very respectfully,

J. W. WATSON,
Chairman of Committee.

And Senate Bill No. 8-X, contained in the above report, was ordered to be certified to the House of Representatives.

REPORT OF COMMITTEE

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

Senate Chamber,
Tallahassee, Fla., June 18, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

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

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.

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

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

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

Senate Bill No. 131-X:

A bill to be entitled An Act to Legalize, Validate and Confirm any and all Taxes Levied or Assessed to Pay Debts of the former Town of Palm Bay, Brevard County, Florida.

Which was read the first time by its title only.

Senator Parrish moved that the rules be waived and Senate Bill No. 131-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 131-X was read a second time by its title only.

Senator Parrish moved that the rules be further waived and Senate Bill No. 131-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. 131-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 Parrish to introduce and have considered the following bill:

Senate Bill No. 132-X:

A bill to be entitled An Act relating to the City of Titusville, Florida; to authorize the acceptance and exchange of any and all bonds and/or Time Warrants and/or any and all past due interest owed by said city at par in redemption of any and all delinquent taxes and/or any and all assessments of said city; to validate all previous exchanges and payments by or to said city and to provide a rule of construction of this Act.

Which was read the first time by its title only.

Senator Parrish moved that the rules be waived and Senate Bill No. 132-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 132-X was read a second time by its title only.

Senator Parrish moved that the rules be further waived and Senate Bill No. 132-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. 132-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 Senator Young—

Senate Bill No. 133-X which the Chair ruled came within the purview of the Governor's call:

A bill to be entitled An Act fixing the ad valorem tax on real and personal property and providing for its distribution, and repealing all other levies.

Which was read the first time by its title only.

Senator Young moved that the rules be waived and Senate

Bill No. 133-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 a two-thirds vote, permission was given to Senator Knabb to introduce and have considered the following bill:

Senate Bill No. 134-X:

A bill to be entitled An Act to amend Section 5860 of the Revised General Statutes of Florida, the same being Section 8102 of the Compiled General Laws of Florida, 1927, relating to the unlawful shipping or selling without inspection and branding of turpentine or rosin, and a proviso as to such inspection and branding.

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 Wagg to introduce and have considered the following bill:

Senate Bill No. 135-X:

A bill to be entitled An Act amending Section One of Chapter 7683 Laws of Florida, Acts of 1917, as amended by Chapter 9046, Laws of Florida, Acts of 1921, as amended by Chapter 11010, Laws of Florida, Acts of 1925, "relating to the limits of the Town of Palm Beach, Florida, and providing a referendum as to when this Act becomes effective."

Which was read the first time by its title only.

Senator Wagg moved that the rules be waived and Senate Bill No. 135-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 135-X was read a second time by its title only.

Senator Wagg moved that the rules be further waived and Senate Bill No. 135-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. 135-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 Hilburn to introduce and have considered the following bill:

Senate Bill No. 136-X:

A bill to be entitled An Act to provide for the nomination of members of the Board of County Commissioners of Putnam County, Florida, by the voters of the County at large, and not by districts.

Which was read the first time by its title only.

The following proof of publication was attached to Senate Bill No. 136-X when it was introduced in the Senate.

COPY OF ADVERTISEMENT

NOTICE OF INTENTION TO APPLY TO THE LEGISLATURE FOR THE PASSAGE OF SPECIAL OR LOCAL LEGISLATION

Notice is hereby given of intention at the 1931 Legislature of the State of Florida to obtain passage of special or local legislation which will permit Putnam County:

1. To nominate County Commissioners from the county at large, providing that such commissioners must reside in the district they represent.
2. To nominate such commissioners for four year "stagger" terms.

PROOF OF PUBLICATION

STATE OF FLORIDA, COUNTY OF PUTNAM.

Personally appeared before me H. D. Harkreader, who, being duly sworn, deposes and says that he is one of the publishers of The Palatka Daily News, a newspaper published in the City of Palatka, in said County and State, that the notice, a copy of which is hereunto attached, has been published in said

Palatka Daily News for one issue of April 8, A. D. 1931. H. D. HARKREADER.

Sworn to and subscribed before me this the 9th day of June, A. D. 1931.

(SEAL)

EDITH M. JAMES,

Notary Public, State of Florida at Large.

My commission expires February 6, 1935.

Senator Hilburn moved that the rules be waived and Senate Bill No. 136-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 136-X was read a second time by its title only.

Senator Hilburn moved that the rules be further waived and Senate Bill No. 136-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. 136-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 Whitaker to introduce and have considered the following bill:

Senate Bill No. 137-X:

A bill to be entitled An Act validating the tax levies of the City of Port Tampa heretofore made and providing for the enforcement thereof and authorizing the adjustment, compromise and settlement of any taxes due to the City of Port Tampa.

Which was read the first time by its title only.

Senator Anderson moved that the rules be waived and Senate Bill No. 137-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 137-X was read a second time by its title only.

Senator Anderson moved that the rules be further waived and Senate Bill No. 137-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. 137-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 of the members of the Senate, permission was given to Senator Watson to introduce and have considered the following bill:

Senate Bill No. 138-X:

A bill to be entitled An Act to further amend Section 2 of Chapter 10847, Laws of Florida, approved May 9, 1925, entitled "An Act to amend and re-enact the Charter of the City of Miami in the County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said city and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances; and to ratify certain acts and proceedings of the commission and of the officers of the city," as amended by Chapter 11617, Acts of 1925; and by this Act to restrict and re-define the boundaries of the City of Miami; providing for the continuance of all rights, powers and privileges heretofore conferred on said city; and for preservation and collection by said city of all outstanding taxes and special assessments, and liens and other remedies therefor, against lands formerly within said city and by this Act excluded."

Which was read the first time by its title only.

Senator Watson moved that the rules be waived and Senate Bill No. 138-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 138-X was read a second time by its title only.

Senator Watson moved that the rules be further waived and Senate Bill No. 138-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. 138-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 Gomez to introduce and have considered the following bill:

Senate Bill No. 139-X:

A bill to be entitled An Act to provide a manner in which the Boards of County Commissioners of the several counties may accept the grant, dedication or conveyance of any area in such county for park purposes; may acquire property for park purposes; may maintain and improve public parks within the counties; may sell or otherwise dispose of the same; providing for the supervision and regulation thereof; providing that a tax not exceeding one-half ($\frac{1}{2}$) mill may be annually levied for park purposes, and creating a "County Public Park Fund."

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

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

By Senator Watson—

Senate Bill No. 140-X:

A bill to be entitled An Act creating a municipal corporation in Dade County, to be known as "Miami Shores Village"; defining its boundaries, rights, powers and duties, and otherwise providing for the operation and government of said village; and prescribing a rule for construing this act.

Which was read the first time by its title only.

Senator Watson moved that the rules be waived and Senate Bill No. 140-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 140-X was read a second time by its title only.

Senator Watson moved that the rules be further waived and Senate Bill No. 140-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. 140-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 Watson to introduce and have considered the following bill:

Senate Bill No. 141-X:

A bill to be entitled An Act to amend Sub-Section H, Section 4 and Sub-Section C of Section 5 of an Act approved by the Governor June 3rd, 1931, entitled: "An Act regulating the sale of securities and to make uniform the law relating thereto, and repeal statutes which are inconsistent herewith."

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

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

Senate Bill No. 142-X:

A bill to be entitled An Act to amend Sections One and Three of Chapter 12704, Acts of 1927, the same being an Act relating to the appointment of county detective and assistant county detective in Duval County, Florida.

Which was read the first time by its title only.

Senator Butler moved that the rules be waived and Senate Bill No. 142-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 142-X was read a second time by its title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 142-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. 142-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 Butler to introduce and have considered the following bill:

Senate Bill No. 143-X:

A bill to be entitled An Act to provide for the employment and compensation of a second assistant to the county solicitor of criminal courts of record of counties having a population of one hundred fifty-five thousand (155,000) or more, according to the last State or Federal Census, and authorizing the county solicitor of such counties to employ not to exceed two assistants.

Which was read the first time by its title only.

Senator Butler moved that the rules be waived and Senate Bill No. 143-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 143-X was read a second time in full.

Senator Butler moved that the rules be further waived and Senate Bill No. 143-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. 143-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 Senator Gary—

Senate Bill No. 144-X, which the Chair ruled came within the purview of the Governor's call:

A bill to be entitled An Act to raise revenue, providing for a license and other taxes, and the means and methods of collecting and enforcing the same.

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

VETO MESSAGE

Senate Bills No's. 617 and 674, contained in the veto message of the Governor, were taken up in their order and the consideration of same was informally passed.

Senate Bill No. 953:

A bill to be entitled An Act abolishing the City of Elfers, in Pasco County, Florida, and repealing Chapter 10540-(No. 518), Special Act of 1925, creating said city, and repealing all Acts amendatory thereof.

Was taken up in its order.

The question was put: "Will the bill pass, the Governor's veto to the contrary notwithstanding?"

Upon the passage of the bill, the Governor's objections to the contrary notwithstanding the roll was called and the vote was:

Yeas—None.

Nays—Mr. President; Senators Adams, Anderson, Andrews, Bell, Bradshaw, Caro, Chowning, Clarke, Council, Dell, English, Gary, Getzen, Gomez, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Wagg, Watson, Young—32.

So the bill failed to pass over the Governor's veto.

Senator Anderson moved that the rules be waived and all bills passed today be certified to the House of Representatives immediately

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

RECONSIDERATION

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

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—Senator Anderson, Bell, Bradshaw, Caro, Council, Dell, English, Getzen, Gomez, Harrison, Johns, Knabb, Lewis, Parker, Parrish, Watson—16.

Nays—Mr. President; Senators Adams, Andrews, Butler, Chowning, Clarke, Futch, Gary, Harris, Hilburn, Hinely, Hodges, Howell, King, Stewart, Taylor, Turner, Wagg, Young—19.

Which was not agreed to.

And the Senate refused to reconsider the vote by which Committee Substitute for House Bill No. 1 passed the Senate.

Senator Lewis requested that Senate Bill No. 58-X, reported unfavorably by the Committee on Judiciary, be restored to the Calendar of Bills on second reading.

And it was so ordered.

Senator Stewart requested that Senate Bill No. 114-X, reported unfavorably by the Committee on Finance and Taxation, be restored to the Calendar of Bills on second reading.

And it was so ordered.

Senator Anderson moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 8-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 8-X:

A bill to be entitled An Act defining and classifying intangible property for the purpose of taxation and providing for the assessment and valuation of intangible personal property for the purpose of taxation and the levy and collection of taxes upon such intangible property, and providing different rates of taxation on the different classes thereof under Section 1 of Article IX of the Constitution of the State of Florida, and providing for the making of returns by persons owning intangible property and providing a penalty for failure to make such returns.

Was taken up and read a second time in full.

Senator Futch offered the following amendment to Senate Bill No. 8-X:

In Section 3, line 2, (typewritten bill,) between the word "all" and the word "stocks" insert the words "money, coin, bullion, currency."

Senator Futch moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment the roll was called and the vote was:

Yeas—Senators Bell, Council, English, Futch, Gary, Getzen, Hodges, Howell, Irby, Johns, King, Turner, Young—13.

Nays—Mr. President; Senators Adams, Anderson, Andrews, Bradshaw, Butler, Caro, Chowning, Clarke, Dell, Gomez, Harris, Harrison, Hilburn, Hinely, Knabb, Lewis, Parker, Parrish, Stewart, Swearingen, Taylor, Wagg, Watson—24.

Which was not agreed to.

Senator Futch offered the following amendment to Senate Bill No. 8-X:

In Section 6, line 3 (typewritten bill), strike out the words "two" and insert in lieu thereof the following: "Five."

Senator Futch moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment by Senator Futch the roll was called and the vote was:

Yeas—Senators Adams, Andrews, Bell, Bradshaw, Caro, Council, English, Futch, Gary, Getzen, Harris, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Parker, Stewart, Turner, Watson—22.

Nays—Mr. President; Senators Anderson, Butler, Chowning, Clarke, Dell, Gomez, Harrison, Knabb, Parrish, Swearingen, Taylor, Wagg, Young—14.

Which was agreed to.

And the amendment was adopted.

Senator Futch offered the following amendment to Senate Bill No. 8-X:

In Section 7, line 3 (typewritten bill,) strike out the words: "one mill" and insert in lieu thereof the following: "two and one-half mills."

Senator Futch moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Anderson moved that the rules be waived and Senate Bill No. 8-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. 8-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—Senators Adams, Anderson, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Council, Dell, English, Futch, Gary, Getzen, Gomez, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Lewis, Parker, Stewart, Swearingen, Turner—28.

Nays—Mr. President; Senators Clarke, Harris, Knabb, Parrish, Taylor, Wagg, Watson, Young—9.

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

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

Senator Johns moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 117-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 117-X:

A bill to be entitled An Act to amend Section 757 of the Revised General Statutes of Florida of 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 sales be filed with a Clerk of the Circuit Court; Collector's fees; time of sale; form of notice.

Was taken up and read a second time in full.

Senator Johns moved that the rules be further waived and Senate Bill No. 117-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. 117-X was read a third time in full.

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

Yeas—Senators Adams, Andrews, Bell, Bradshaw, Butler, Caro, Chowning, Clarke, Council, Dell, English, Futch, Gomez, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Lewis, Parker, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—33.

Nays—Mr. President; Senator Gary—2.

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 Parrish moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 36-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 36-X:

A bill to be entitled An Act to provide for the carrying on of research work and investigation at the main Agricultural Experiment Station at the University of Florida at Gainesville, Florida, for the purpose of determining the iodine contents, calcium contents and other mineral contents of Florida fruits and vegetables and of recording and compiling such determination; and to make appropriations for salaries, equipment, material and all other expenses in connection with carrying on said research work and investigation for two years from June 30, 1931.

Was taken up and read a second time in full.

Senator Parrish moved that the rules be further waived and Senate Bill No. 36-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. 36-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, Bell, Bradshaw, Butler, Chowning, Council, Dell, Futch, Gary, Harrison, Hinely, Howell, Irby, Johns, King, Knabb, Lewis, Parrish, Stewart, Taylor, Turner, Wagg, Watson, Young—26.

Nays—Senators Andrews, English—2.

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 Parrish moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 38-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 38-X:

A bill to be entitled An Act relating to the maturity of citrus fruits; to provide for the carrying on of research work and investigation through the main agricultural experiment station at the University of Florida at Gainesville, Florida, both at said station and throughout the citrus belt of the State of Florida, for the purpose of determining accurate tests and standards of maturity for citrus fruits produced commercially in the State of Florida, and for the further purpose of discovering artificial means of hastening and retarding the maturity of such citrus fruits without injuriously affecting the natural qualities thereof; to provide for recording and compiling the results of such research work and investigation; and to make appropriations for salaries, equipment, material and all other expenses in connection with carrying on said research work and investigation for two years from June 30, 1931.

Was taken up and read a second time in full.

Senator Parrish moved that the rules be further waived and Senate Bill No. 38-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. 38-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, Gary, Getzen, Hilburn, Hinely, Hodges, Howell, Irby, Johns, King, Knabb, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—28.

Nays—Senator English—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 Clarke moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 24-X out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 24-X:

A bill to be entitled An Act relating to commissions of County Assessors of Taxes assessing special taxes and special tax district taxes in certain counties of the State of Florida.

Was taken up and read a second time in full.

The Committee on Finance and Taxation offered the following amendment to House Bill No. 24-X:

In Section 1 (typewritten bill), strike out Section 1, and insert in lieu thereof the following:

"Section 1. The County Tax Assessors of taxes in the several counties of this State having a population of not less than 2,755, and not more than 2,765, and not less than 4,010, and not more than 4,015, and not less than 5,110, and not more than 5,115, and not less than 6,720, and not more than 6,725, and not less than 6,855, and not more than 6,860, and not less than 7,295, and not more than 7,305, and not less than 7,425, and not more than 7,430, and not less than 7,740, and not more than 7,750, and not less than 9,185, and not more than 9,195, and not less than 9,404, and not more than 9,409, and not less than 9,895, and not more than 9,900, and not less than 13,275, and not more than 13,285, and not less than 10,345, and not more than 10,355, and not less than 12,439, and not more than 12,444, and not less than 12,920, and not more than 12,925, and not less than 13,405, and not more than 13,-

410, and not less than 14,989, and not more than 14,994, and not less than 15,610, and not more than 15,615, and not less than 18,730, and not more than 18,740, and not less than 20,090, and not more than 20,100, and not less than 23,470, and not more than 23,480, and not less than 29,885, and not more than 29,895, and not less than 62,145, and not more than 62,155, according to the last preceding State or Federal Census, whichever may be the later, shall be entitled to receive commissions for assessing special taxes and special tax district taxes at the rate of one and one-half per cent (1½%) upon the amount of such taxes assessed subject to the same limitation and deductions as commissions are allowed and paid for assessing the general County taxes, but such commission shall be payable only from the special taxes or special tax district taxes collected, the same to be audited and determined by the Board of County Commissioners or the governing or administrative board of Commission of such district as the case may be.

Pending the adoption of the amendment, Senator Andrews moved that the rules be waived and the further consideration of House Bill No. 24-X be informally passed, the bill with its pending amendment retaining its place on the Calendar of Bills on second reading.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Stewart moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 118-X out of its order.

Which was agreed to by a two-thirds vote.

And—

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.

Was taken up and read a second time in full.

Senator Stewart moved that the rules be further waived and Senate Bill No. 118-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. 118-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, Bell, Bradshaw, Chowning, Clarke, Council, Dell, English, Gary, Getzen, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, Irby, Knabb, Lewis, Parrish, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—28.

Nays—Senators Anderson, Andrews, Parker—3.

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.

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, Finely, Hodges, Howell, Irby, Johns, 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 18, 1931.

Hon. Pat Whitaker,
President of the Senate.

Sir:

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

(House Bill No. 16-X):

An Act to define and declare the Act of burning or attempting to burn any property of value with intent to defraud the insurer of such property to be arson with intent to defraud, whether the same would be arson at common law or otherwise, and providing the punishment thereof.

Also—

(House Bill No. 17-X):

An Act to define and punish the offense of unlawfully burning, setting fire to, or attempting to burn or set fire to, property, or aiding, assisting, counselling, procuring or advising in the burning of or setting fire to, property in this state, whether the same would be arson at common law or otherwise; to denominate as "arson" the crime hereby denounced, and to divide the same into degrees, and to provide the punishment for each degree.

Also—

(House Bill No. 18-X):

An Act declaring that the placing or distributing of any inflammable, explosive or combustible material or substance, or any device in any building or property with intent to eventually wilfully and maliciously set fire to or burn same, or to procure the setting fire to or burning of same, shall constitute an attempt to burn such building or property; and providing a penalty for conviction thereof.

Also—

(House Bill No. 125-X):

An Act to fix the payment 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.

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.

Also—

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 18, 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.

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

Very respectfully,

J. W. TURNER,

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

REPORT OF COMMITTEE

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

Senate Chamber,
Tallahassee, Fla., June 18, 1931.

Hon. Pat Whitaker,

President of the Senate.

Sir:

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

Senate Bill No. 72-X:

A bill to be entitled An Act Relating to and Concerning Taxation; Amending Section 1 of Chapter 10040, Laws of Florida, Acts of 1925, Being Section 894 of the Compiled General Laws of Florida and Relating to and Concerning Taxation, Amending Sections 741, 756, 757, 759, 761, 762, 766, 770, 775 and 779 of the Revised General Statutes of Florida, being Respectively, Sections 950, 969, 970, 972, 974, 975, 981, 985, 992 and 1003 of the Compiled General Laws of Florida; and all of Which Relate to and concern Taxation; Amending Section 2 of Chapter 7806, Laws of Florida, Acts of 1919, Being Section 994 of the Compiled General Laws of Florida, Relating to and Concerning Taxation; Providing for the Foreclosure in Equity of Tax Sale Certificates and Deeds and for the Procedure in Such Cases; Providing Who Shall Bring Such Suits Upon Behalf of the State; Providing for the Creation for each County of a Delinquent Tax Adjustment Board; Prescribing the Powers and Duties of Such Board and for appeals from Orders Entered by Such Board; Providing for the Creation of a Delinquent Tax Adjustment Board of Appeals and Prescribing the Powers and Duties of Such Board; Providing for the Compromise and Adjustment of Tax Sale Certificates Held by the State upon Certain Conditions.

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

Amendment No. 1:

Strike out all of the title and insert in lieu thereof the following:

"A Bill to be entitled An Act providing for the creation for each county in the State of Florida of a Tax Delinquent Adjustment Board prescribing the powers and duties of such Board and for appeals from orders entered by such Board; Providing for the Creation of a delinquent tax adjustment Board of Appeals and Prescribing the powers and duties of such Board; Providing for the compromise and Adjustment of tax sale Certificates held by the State upon certain conditions."

Amendment No. 2:

Strike out everything after the Enacting Clause and insert in lieu thereof the following:

Section 1. DELINQUENT TAX ADJUSTMENT BOARD. There is hereby created and established in and for each county in the State of Florida a board to be known as "Delinquent Tax Adjustment Board," consisting of the chairman of the Board of County Commissioners, the chairman of the Board of Public Instructions, the Clerk of the Circuit Court, the County Tax Assessor and the County Tax Collector. The Clerk of the Circuit Court shall be the Secretary of the Board. The Board and each member and officer thereof are hereby charged with the duties and vested with the powers hereinafter set forth. No member or officer shall receive any compensation for the performances of such duties except the compensation now allowed by law to such officers, but the Board may employ clerical assistance, which shall be paid by the county out of the General Fund.

Section II. MEETINGS OF THE BOARD. Said Board shall meet for the purpose of organizing and electing a chairman on the First Monday of July, 1931, and shall thereafter hold monthly meetings not later than the tenth (10th) day in each of the months of July, August, September, October, November and December 1931, and January, February, April, May, June, July, August, September, October, November and December, 1932, and January, February, March,

1933, for the purpose of receiving and passing upon applications for compromise and adjustment as hereinafter provided. The Board may adjourn its monthly meetings from day to day or from time to time as its business may require.

Section III. POWERS OF THE BOARD. The Said Board is authorized in its sound discretion, to compromise and adjust the amount required to be paid for the redemption or purchase of tax sale certificates, or any portion of any such certificates, held by the State for the year 1930, and/or any previous year or years upon lands within said county, including the omitted subsequent taxes upon such lands, upon principles of fairness to the State and the County and the owners and lienors of such lands.

Section IV. OFFERS OF CO-OPERATION BY OTHER LIENORS. A holder of a lien upon the property, whether by mortgage, tax certificate or otherwise, may in writing agree with the Board to co-operate with the Board and the applicant by reducing his lien to a stated extent in consideration of a compromise as requested by the applicant. If such compromise shall be ordered and the adjusted amount paid, such agreement shall be binding and shall accrue to the benefit of the county and the applicant, its and his successors and assigns.

Section V. ORDER CONCERNING ADJUSTMENT. Within forty (40) days after the filing of any application the Board shall either grant or reject the application or may grant a part of the relief prayed, by the entry of an order by a vote at least three members of the Board.

Section VI. APPEAL. The State Comptroller, the Board of County Commissioners, the Board of Public Instruction, the applicant of the county may appeal from a decision of the Board within ten (10) days after the entry of the order by filing a certified copy of the application and of the order in the office of the State Treasurer, accompanied by a statement that the appeal is taken pursuant to this Section. The appeal shall be heard by the Governor, the state Treasurer, and the Attorney General, as a Delinquent Tax Adjustment Board of Appeals in such manner and at such time and upon such evidence, if any, as such Board of Appeals may direct, and the appellant and the applicant and the Clerk of the Circuit Court of the County shall be notified of the date fixed for such hearing. The Board of Appeals may affirm or reverse the order appealed, from or may itself determine the relief to be granted, and its determination shall be final and conclusive for all purposes.

Section VII. PAYMENT OF THE ADJUSTED AMOUNT. Within ten (10) days after the entry of the order, or, if an appeal be taken, within ten (10) days after the determination of such appeal, the owner, or any person interested, may redeem or purchase such certificate or certificates in the manner provided by law, by paying the amount so determined, together with all omitted taxes as adjusted, together with interest upon such omitted taxes as adjusted at the rate of 8% per annum computed from April 1st, of the year in which they became delinquent. Thereafter, any such owner or persons interested may redeem or purchase such certificate or certificates by paying the adjusted amount, together with all omitted taxes as adjusted, together with interest upon the aggregate of such amounts at the rate of 2% per month, from the date of the entry of the original order or adjustment; provided, however, that if payment shall not be made under any such order of adjustment on or before March 30th, 1933, or within ninety (90) days after the final determination of the application for compromise or adjustment of any such certificate, which ever shall be the later date, then the said order of adjustment shall immediately become null and void and of no force or effect, to the same extent as if no application had ever been made for adjustment or compromise with reference to such certificate.

Section VIII. EXTENSION OF TIME FOR FILING APPLICATIONS. The Governor, the State Treasurer, and the Attorney General may extend the time herein provided for the filing of applications for the compromise or adjustment of tax sale certificates in accordance with the provisions of this Act, whenever the circumstances shall seem to them to warrant such extension of time.

Section 9. COMPTROLLER SHALL PRESCRIBE FORMS. The Comptroller shall prescribe the necessary forms and records to be used and filed by the Delinquent Tax Adjustment Board and each county shall pay the necessary expense of obtaining such records and forms.

Section 10. FEES OF CLERK. The Clerk of the Circuit Court shall receive, in lieu of all other fees, for the redemp-

tion or assignment of any tax sale certificate which shall have been adjusted or compromised hereunder, a fee of twenty-five (0.25) cents for each certificate so redeemed or assigned.

Section 11. SALE OF TAX CERTIFICATES HELD BY THE STATE. No tax sale certificate held by the State for taxes for the year 1930 or previous years, shall be sold prior to April 1st, 1932. It shall be the duty of the Comptroller to designate the dates on which the Clerks of the Circuit Courts of the several counties shall receive competitive bids for the purchase of all such certificates of sale and all subsequent and omitted taxes due on lands within their respective counties. Notice of such sale in each county, signed by said Clerk, shall be published once in a newspaper published in the county (or if no newspaper be published therein, shall be posted at the front door of the Court House) such publications to be made at least thirty (30) days before the date fixed for the sale. The form of notice and the conditions affecting the advertising and sale shall be determined by the Comptroller.

At the sale of each certificate, together with all omitted subsequent taxes upon the land covered thereby, shall be offered separately and shall be sold at the highest price bid for the same and the assignment of a certificate to a purchaser at such sale shall carry with it an assignment of all subsequent unpaid and omitted taxes upon payment of such unpaid or omitted taxes in accordance with the bid therefor, subject to any reduction or adjustment of the amount of any such tax lien theretofore made or ordered under this or any other law. The right shall be reserved to reject any or all bids, and all awards made shall be subject to approval of the Comptroller, who shall approve or reject the same within ten days (10) after certification to him by said Clerk of the result of the sale. The sale shall be made by the Clerk and may be continued from day to day until all certificates are sold and the Clerk shall require a deposit from all bidders before taking their bids in such amount or percentage as may be fixed by the Comptroller. Any certificates not sold may be successively advertised and offered for sale at such time or times as shall be designated by the Comptroller.

If in an action to foreclose the lien of any such certificate, commenced within ninety (90) days after the sale of such certificate pursuant to this section, a court of competent jurisdiction shall hold that the certificate is void in whole or in part and the lien thereof is unenforceable in such whole or part, the county shall refund the amount paid for such purchase or for the invalid portion of such certificate, as the case may be, without interest, if application for such refund be made to the Clerk of the Circuit Court within six months after such final decree, provided, however, that the county shall not be under obligation to make such refund prior to the close of the next ensuing fiscal year. The amount of such refund, except the portion thereof which represents the proceeds of the sale which accrued to the State, which portion shall be repaid by the State to the County for the purpose of such refund, shall be included in the county budget. The Clerk of the Circuit Court shall be entitled to receive from the purchaser a fee of twenty-five (0.25) cents for the transfer and assignment of every certificate sold pursuant to this section, and the same shall be in lieu of all other fees provided by law for any such sale, transfer or assignment.

Section 11-A. DISTRIBUTION OF COPIES OF THIS ACT. Within fifteen (15) days after this act shall be in effect, it shall be the duty of the State Comptroller to cause five thousand (5000) copies thereof to be printed and to mail a printed copy to each member of the Board of County Commissioners, the Clerk of the Circuit Court, the Tax Assessor and the Tax Collector of each county in the State and to the publisher of each newspaper within the State and to furnish copies thereof to all applicants. The expense of printing and postage and other costs of distribution shall be paid from the general fund and not otherwise appropriated.

Section 12. If any provision, clause, section or part of section of this act shall be held to be unconstitutional it shall not affect the remainder of this act.

Section 13. All laws or parts of laws in conflict herewith are hereby repealed, but nothing herein shall be deemed to repeal An Act of the Legislature, regular session of 1929 known as Senate Bill 129, relating to the redemption of Tax Sale Certificates held by the State, upon the payment of the principal thereof, plus interest at the rate of eight per cent per annum, nor any general law of this State limiting the total compensation which tax collectors may receive, but all of the provisions of this act shall be deemed to be cumulative thereto.

Section 14. This act shall take effect immediately upon becoming a law.

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

And Senate Bill No. 72-X, with committee amendments, contained in the above report, was placed on the Calendar of Bills on second reading.

By permission the following Resolution was introduced:

By Senator Stewart:
Senate Resolution No. 12-X:
BE IT FURTHER RESOLVED BY THE SENATE OF THE STATE OF FLORIDA,

That beginning on Friday, June 19th, 1931, that the Senate will meet at 10 o'clock A. M. and remain in session until 1 o'clock P. M., meet at 3 o'clock P. M. each day and remain in session until 5 o'clock P. M.

BE IT FURTHER RESOLVED, That beginning Tuesday, June 23rd, 1931, and continuing throughout the remainder of the Extraordinary Session that the Senate will meet at 8 o'clock P. M. each day and remain in session until 10 o'clock P. M.

Which was read.

Senator Stewart moved the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 12-X was adopted.

Senator Bell moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 91-X out of its order.

Which was not agreed to.

UNFINISHED BUSINESS

Senate Bill No. 17-X:

A bill to be entitled An Act relating to taxation, levying and imposing an excise tax on gasoline and other like products of petroleum in addition to other taxes thereon; levying and imposing a license tax on every dealer in gasoline or any other like product of petroleum; providing for the report of sale of such commodities, and the collection and payment of such taxes; creating special funds for the reception of such taxes; providing the purposes of such taxes, and for the deposit, appropriation and disposition of the proceeds derived from such taxes, and prescribing the duties of certain officials with reference thereto, and declaring certain roads to have been and to be built for State purposes and as being State undertakings; repealing Chapter 14575, Laws of Florida, Acts of 1929, relating to the subject of gasoline taxes; repealing Section 1 of Chapter 14573, Acts of 1929, relating to the subject of gasoline taxes, and all laws in conflict with this Act; providing for the enforcement of this Act and penalties for violation hereof.

Which was read a second time in full on June 12, 1931, the bill retaining its place on the Calendar of Bills on second reading for further consideration, was taken up.

Senator Bell moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 91-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 91-X:

A bill to be entitled An Act relating to the levy, collection and distribution of an additional tax of one cent per gallon upon sales of gasoline.

Was taken up and read a second time in full.

Senator Bell moved that the rules be waived and Senate Bill No. 91-X be substituted for Senate Bill No. 17-X, assuming its place on the Calendar.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Johns moved that the rules be further waived and Senate Bill No. 91-X be read a third time in full and put upon its passage.

Which was not agreed to.

And the same was ordered to be placed on the Calendar of Bills on third reading.

SENATE BILLS ON THIRD READING

Senate Bill No. 98-X:

A bill to be entitled An Act making an appropriation for the maintenance and upkeep of Gamble Mansion, located at Ellenton, in Manatee County.

Was taken up in its order and 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, Council, Dell, Getzen, Gomez, Harris, Harrison, Hodges, Howell, Knabb, Parker, Parrish, Stewart, Turner, Wagg, Watson, Young—23.

Nays—Senators Clarke, Hilburn—2.

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 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 18, 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 Chowning to introduce and have considered the following bill:

Senate Bill No. 88-X:

A bill to be entitled An Act to extend the corporate limits of the City of DeLand, a municipality located in Volusia County, Florida, to describe and to define the territory embraced and included within the extended corporate limits of said City of DeLand, to give the said City of DeLand jurisdiction over the territory embraced in such extension, to render the taxable property in said territory liable for municipal taxes for the year A. D. 1932, and all subsequent years, and to provide for the assessment and collection of municipal taxes on the taxable property in said territory for the year A. D. 1932, and all years subsequent to the year A. D. 1932.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

And Senate Bill No. 88-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. Rogers of Broward—

House Bill No. 118-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 validate, ratify, legalize and confirm the assessment, levy and collection of taxes and interest and penalties thereon for the years 1929 and 1930 by the City of Fort Lauderdale, a municipal corporation of Broward County, Florida; and to validate and confirm all settlements, compromises and adjustments made with reference to taxes and tax certificates for the year 1930 and all years prior thereto, and the sales and agreements of sale of tax certificates for said years and settlement and release thereof; and to validate and confirm all special assessments assessed and levied for local improvements and the adjustments and compromises made with reference thereto; and providing for a referendum.

House Bill No. 144-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 regulating the sale of citrus fruit in bulk and the transportation thereof over the public roads and highways by trucks in counties having not less

than 60,000 population and not over 100,000 population according to the last preceding Federal or State Census, and providing penalties for the violation thereof.

House Bill No. 143-X:

A bill to be entitled An Act authorizing the Board of County Commissioners of Santa Rosa County, Florida, to levy for the road and bridge fund of said county not to exceed ten mills; providing that said millage shall include that authorized by general law and permitting levy under general law where such law authorizes higher millage.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,

Chief Clerk House of Representatives.

And House Bill No. 118-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 118-X was read the first time by its title. Senator Wagg moved that the rules be waived and House Bill No. 118-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 118-X was read a second time by its title only.

Senator Wagg moved that the rules be further waived and House Bill No. 118-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. 118-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 immediately, the rule having been waived.

And House Bill No. 144-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 144-X was read the first time by its title.

Senator Harris moved that the rules be waived and House Bill No. 144-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And House Bill No. 144-X was read a second time in full.

Senator Harris moved that the rules be further waived and House Bill No. 144-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. 144-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, Caro, Chowning, Clarke, Council, Dell, Futch, Gary, Gomez, Harris, Harrison, Johns, King, Lewis, Swearingen, Taylor, Turner, Watson, Young—20.

Nays—Senators Bell, Bradshaw, English, Getzen, Hilburn, Hodges, Howell, Irby, Knabb, Parker, Stewart—11.

The following explanation of vote was received:

I vote "No" because in my opinion the bill is clearly violation of the Constitution.

W. C. HODGES,

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.

And House Bill No. 143-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 143-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, Florida, June 18, 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. 142-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 Chapter No. 13795, Acts of 1929, Laws of the State of Florida, being and entitled "An Act to authorize Sarasota-Fruitville Drainage District, in Sarasota County, Florida, to control the waters which may from time to time be in the canals of said District, granting said District title to such waters, with authority to control same for irrigation purposes, by installation of dams, pumps, sluice-ways and other appurtenant works in and over the canals and upon the right-of-way of the District to admit outside waters and artesian and other waters into the District ditch system for irrigation purposes, to deliver such waters by pumping or otherwise to various points which the District, to make a reasonable charge for such service, and to make contracts with any person or corporation for the granting to him or them the authority granted to said District under Sections One, Two, Three, and Four of this Act." Approved May 23, 1929, and providing for a referendum upon the question of whether this Act shall go into effect.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,

Chief Clerk House of Representatives.

And House Bill No. 142-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 142-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 18, 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. 136-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 the municipality of South Miami in Dade County, Florida, and to repeal Chapter 13425 of the Special Acts of the Legislature for the year 1927, "An Act to abolish the present municipal government of the Town of South Miami, Dade County, Florida, and to create, establish and recognize a municipality to be known and designated the City of South Miami, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges, and to authorize the issuance of municipal bonds and for all other purposes."

House Bill No. 138-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 granting authority by the State of Florida to any person, firm or corporation to construct, operate and maintain a toll bridge across the Apalachicola River between the counties of Calhoun and Liberty on State Road Number Nineteen; the location of such bridge to be designated by the State Road Department; plans and specifications of such bridge to be subject to approval by the State Road Department; such toll bridge to be subject to purchase or lease by the State Road Department, and other matters pertinent to this subject.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 136-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 136-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. 138-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 138-X was read the first time by its title.

Senator Howell moved that the rules be waived and House Bill No. 138-X be placed on the Calendar of Bills on second reading without reference.

Which was not agreed to.

And House Bill No. 138-X was referred to the Committee on Miscellaneous Legislation.

Also—

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

House of Representatives,
Tallahassee, Fla., June 18, 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. 139-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 Board of County Commissioners of Franklin County, Florida to purchase lands for a site for a County Court House in said County of Franklin and to pay for the same by the levy and collection each year of a special tax not exceeding three mills on the dollar on all taxable property in said Franklin County until such Court House site shall be paid for.

House Bill No. 140-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 requiring the bond trustees of High Springs Special Road and Bridge District of Alachua County, Florida, to transmit certain moneys to the State Treasurer as County Treasurer ex officio and providing how same shall be applied.

House Bill No. 141-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 closing certain portions of Dixie County, Florida, to hunting and trapping for a period of four years

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 139-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 139-X was read a first time by its title.

Senator Council moved that the rules be waived and House Bill No. 139-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 139-X was read a second time by its title only.

Senator Council moved that the rules be further waived and House Bill No. 139-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. 139-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 immediately, the rule having been waived.

And House Bill No. 140-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 140-X was read a first time by title.

Senator Dell moved that the rules be waived and House Bill No. 140-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 140-X was read a second time by its title only.

Senator Dell moved that the rules be further waived and House Bill No. 140-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. 140-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 immediately, the rule having been waived.

And House Bill No. 141-X, contained in the above message, was permitted to be introduced into the Senate by the Constitutional two-thirds vote.

House Bill No. 141-X was read the first time by its title and ordered to be placed on the Calendar of Local Bills on second reading.

Senator Clarke moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 24-X out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 24-X:

A bill to be entitled An Act relating to commissions of County Assessors of Taxes assessing special taxes and special tax district taxes in certain counties of the State of Florida.

Which was read a second time in full on this morning and, with a pending amendment, retained its place on the Calendar of Bills on second reading, was taken up.

The consideration of the motion to adopt the following amendment offered by the Committee on Finance and Taxation, which was pending, was resumed:

In Section 1, (typewritten bill), strike out Section 1, and insert in lieu thereof the following:

"Section 1. The County Tax Assessors of taxes in the several counties of this State having a population of not less than 2,755, and not more than 2,765, and not less than 4,010, and not more than 4,015, and not less than 5,110, and not more than 5,115, and not less than 6,720, and not more than 6,725, and not less than 6,855, and not more than 6,860, and not less than 7,295, and not more than 7,305, and not less than 7,425, and not more than 7,430, and not less than 7,740, and not more than 7,750, and not less than 9,185, and not more than 9,195, and not less than 9,404, and not more than 9,409, and not more than 23,480, and not less than 29,885, and not less than 13,275, and not more than 13,285, and not less than 10,345, and not more than 10,355, and not less than 12,439, and not more than 12,444, and not less than 12,920, and not more than 12,925, and not less than 13,405, and not more than 13,410, and not less than 14,989, and not more than 14,994, and not less than 15,610, and not more than 15,615, and not less than 18,730, and not more than 18,740, and not less than 20,090, and not more than 20,100, and not less than 23,470, and not more than 23,480, and not less than 29,885, and not more than 29,895, and not less than 62,145, and not more than 62,155, according to the last preceding State or Federal Census, whichever may be the later, shall be entitled to receive commissions for assessing special taxes and special tax district taxes at the rate of one and one-half per cent (1½%) upon the amount of such taxes assessed subject to the same limitation and deductions as commissions are allowed and paid for assessing the general County taxes, but such commission shall be payable only from the special taxes or special tax district taxes collected, the same to be audited and de-

terminated by the Board of County Commissioners or the governing or administrative board of Commission of such district as the case may be.

The question recurred on the motion to adopt the amendment.

Pending the adoption of the amendment, Senators Adams and Knabb offered the following amendment to the amendment to House Bill No. 24-X:

In Section 1, line 12 (typewritten bill) after the words; figures 9,900 insert the following: and not less than 6,800 and not more than 6,900 and not less than 6,200 and not more than 6,275 and not less than 1,400 and not more than 14,100, and not less than 12,400 and not more than 12,500.

Senator Adams moved the adoption of the amendment to the amendment.

Which was agreed to.

And the amendment to the amendment was adopted.

The question recurred on the motion to adopt the amendment, as amended.

Which was agreed to.

And the amendment, as amended, was adopted.

Senator Clarke moved that the rules be further waived and House Bill No. 24-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. 24-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 Anderson, Bell, Caro, Chowning, Clarke, Council, English, Gary, Harris, Hilburn, Hodges, Johns, Knabb, Swearingen, Taylor, Turner, Wagg, Watson, Young—20.

Nays—Senators Andrews, Gomez, Irby, Stewart—4.

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 immediately, the rule having been waived.

Senator Wagg moved that the rules be waived and Senate Bill No. 65-X be made a Special and Continuing Order for 11:30 o'clock A. M., Friday, June 19, 1931.

Which was not agreed to.

SENATE BILLS ON THIRD READING

Senate Bill No. 89-X was taken up in its order and the consideration of same was informally passed.

By permission the following bills were introduced:

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

Senate Bill No. 145-X:

A bill to be entitled An Act to amend Section 19 of Chapter 10177 of the Acts of 1925, being Section 4016 of Chapter 71 of the Compiled General Laws of Florida Relating to business of making small loans.

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

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

Senate Bill No. 146-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, Justices of the Peace, Clerk of the Criminal Court of Record and the County Superintendent of Public Instruction in all the counties in the State of Florida having a population of not less than two thousand eight hundred and seventy-five (2,875) nor more than two thousand eight hundred and ninety (2,890) 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 Gomez moved that the rules be waived and Senate Bill No. 146-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 146-X was read a second time in full.

Senator Gomez moved that the rules be further waived and Senate Bill No. 146-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. 146-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 immediately, the rule having been waived.

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

Senate Bill No. 147-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, Justices of the Peace, Clerk of the Criminal Court of Record and the County Superintendent of Public Instruction in all the counties of the State of Florida having a population of not less than three thousand four hundred and eighty-five (3,485) nor more than three thousand five hundred (3,500) 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 Gomez moved that the rules be waived and Senate Bill No. 147-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 147-X was read a second time in full. Senator Gomez moved that the rules be further waived and Senate Bill No. 147-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. 147-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 immediately, the rule having been waived.

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

Senate Bill No. 148-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, Justices of the Peace, Clerk of the Criminal Court of Record and the County Superintendent of Public Instruction in all counties of the State of Florida having a population of not less than fourteen thousand nine hundred fifty (14,950) nor more than fifteen thousand (15,000) 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 Gomez moved that the rules be waived and Senate Bill No. 148-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 148-X was read a second time in full.

Senator Gomez moved that the rules be further waived and Senate Bill No. 148-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. 148-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 immediately, the rule having been waived.

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

Senate Bill No. 149-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, Justices of the Peace, Clerk of the Criminal Court of Record, and the County Superintendent of Public Instruction in all counties of the State of Florida having a population of not less than thirteen thousand six hundred (13,600) nor more than thirteen thousand six hundred and fifty (13,650) 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 Gomez moved that the rules be waived and Senate Bill No. 149-X be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 149-X was read a second time in full.

Senator Gomez moved that the rules be further waived and Senate Bill No. 149-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. 149-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 immediately, the rule having been waived.

By the Committee on Appropriations—

Senate Bill No. 150-X, which the Chair ruled came within the purview of the Governor's call:

A bill to be entitled An Act making annual appropriations for salaries and other expenses of the State of Florida, beginning July 1st, 1931.

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

Senator Neel moved that 300 copies of Senate Bill No. 150-X be printed for distribution.

Which was agreed to.

And it was so ordered.

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

Senate Bill No. 151-X:

A bill to be entitled An Act providing that any and all moneys which are the proceeds of bond issues or of time warrants, and which constitute a surplus in the hands of bond trustees or other officials charged with handling such funds, after the purposes for which the bonds or time warrants were issued have been completely carried out, shall be held by said bond trustees and officials as a sinking fund for the payment and retirement of the interest coupons and bonds and time warrants out of which said moneys were raised; and providing that said funds shall then be administered in

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

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

Senate Bill No. 152-X:

A bill to be entitled An Act to authorize the City of Miami to issue bonds to refund indebtedness and interest, and to levy a tax upon all taxable property within said city for the payment of such bonds and the interest thereon and to pledge special assessments, tax sale certificates, tax deeds and certain real estate to such payment, and to provide a depository or depositories for moneys collected for the payment of such bonds and interest by agreement with such depository or depositories and/or the purchases of such bonds and to require the Commission of the City of Miami to fix and adjust the millage levied for bond purposes and to repeal inconsistent laws and parts thereof.

Which was read the first time by its title only:

Senator Watson moved that the rules be waived and Senate Bill No. 152-X be read a second time by its title only

Which was agreed to by a two-thirds vote.

And Senate Bill No. 152-X was read a second time by its title only.

Senator Watson moved that the rules be further waived and Senate Bill No. 152-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. 152-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 immediately, the rule having been waived.

Senator Getzen moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 72-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 72-X:

A bill to be entitled An Act relating to and concerning taxation; amending Section 1 of Chapter 10040, Laws of Florida, Acts of 1925, being Section 894 of the Compiled General Laws of Florida and relating to and concerning taxation, amending Sections 741, 756, 757, 759, 761, 762, 766, 770, 775, and 779 of the Revised General Statutes of Florida, being respectively, Sections 950, 969, 970, 972, 974, 975, 981, 985, 992, and 1003 of the Compiled General Laws of Florida; and all of which relate to and concern taxation; amending Section 2 of Chapter 7806, Laws of Florida, Acts of 1919, being Section 994 of the Compiled General Laws of Florida, relating to and concerning taxation; providing for the foreclosure in equity of tax sale certificates and deeds and for the procedure in such cases; providing who shall bring such suits upon behalf of the State; providing for the creation for each county of a delinquent tax adjustment board; prescribing the powers and duties of such board and for appeals from orders entered by such board; providing for the creation of a delinquent tax adjustment board of appeals and prescribing the powers and duties of such board; providing for the compromise and adjustment of tax sale certificates held by State upon certain conditions.

The Committee on Finance and Taxation offered the following amendment to Senate Bill No. 72-X:

Strike out all of the title, and insert in lieu thereof the following: "A bill to be entitled An Act providing for the creation for each county in the State of Florida of a Tax Delinquent Adjustment Board prescribing the powers and duties of such Board and for appeals from orders entered by such Board; providing for the creation of a Delinquent Tax Adjustment Board of Appeals and prescribing the powers and duties of such Board; providing for the compromise and adjustment of tax sale certificates held by the State upon certain conditions."

Senator Wagg moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

The Committee on Finance and Taxation offered the following amendment to Senate Bill No. 72-X:

Strike out everything after the enacting clause, and insert in lieu thereof the following:

Section 1. DELINQUENT TAX ADJUSTMENT BOARD. There is hereby created and established in and for each county in the State of Florida a board to be known as "Delinquent Tax Adjustment Board," consisting of the chairman of the Board of County Commissioners, the chairman of the Board of Public Instructions, the Clerk of the Circuit Court, the County Tax Assessor and the County Tax Collector. The Clerk of the Circuit Court shall be the Secretary of the Board. The Board and each member and officer thereof are hereby charged with the duties and vested with the powers herein-after set forth. No member or officer shall receive any compensation for the performances of such duties except the compensation now allowed by law to such officers, but the Board

may employ clerical assistance, which shall be paid by the county out of the General Fund.

Section II. MEETINGS OF THE BOARD. Said Board shall meet for the purpose of organizing and electing a chairman on the first Monday of July, 1931, and shall thereafter hold monthly meetings not later than the tenth (10th) day in each of the months of July, August, September, October, November and December 1931, and January, February, April, May, June, July, August, September, October, November and December, 1932, and January, February, March, 1933, for the purpose of receiving and passing upon applications for compromise and adjustment as hereinafter provided. The Board may adjourn its monthly meetings from day to day or from time to time as its business may require.

Section III. POWERS OF THE BOARD. The said Board is authorized in its sound discretion, to compromise and adjust the amount required to be paid for the redemption or purchase of tax sale certificates, or any portion of any such certificates, held by the State for the year 1930, and/or any previous year or years upon lands within said county, including the omitted subsequent taxes upon such lands, upon principles of fairness to the State and the county and the owners and lienors of such lands.

Section IV. OFFERS OF CO-OPERATION BY OTHER LIENORS. A holder of a lien upon the property, whether by mortgage, tax certificates or otherwise, may in writing agree with the Board to cooperate with the Board and the applicant by reducing his lien to a stated extent in consideration of a compromise as requested by the applicant. If such compromise shall be ordered and the adjusted amount paid, such agreement shall be binding and shall accrue to the benefit of the county and the applicant, its and his successors and assigns.

Section V. ORDER CONCERNING ADJUSTMENT. Within forty (40) days after the filing of any application the Board shall either grant or reject the application or may grant a part of the relief prayed, by the entry of an order by a vote of at least three members of the Board.

Section VI. APPEAL. The State Comptroller, the Board of County Commissioners, the Board of Public Instruction, the applicant of the county may appeal from a decision of the Board within ten (10) days after the entry of the order by filing a certified copy of the application and of the order in the office of the State Treasurer, accompanied by a statement that the appeal is taken pursuant to this Section. The appeal shall be heard by the Governor, the State Treasurer, and the Attorney General, as a Delinquent Tax Adjustment Board of Appeals in such manner and at such time and upon such evidence, if any, as such Board of Appeals may direct, and the appellant and the applicant and the Clerk of the Circuit Court of the County shall be notified of the date fixed for such hearing. The Board of Appeals may affirm or reverse the order appealed, from or may itself determine the relief to be granted, and its determination shall be final and conclusive for all purposes.

Section VII. PAYMENT OF THE ADJUSTED AMOUNT. Within ten (10) days after the entry of the order, or, if an appeal be taken, within ten (10) days after the determination of such appeal, the owner, or any person interested, may redeem or purchase such certificate or certificates in the manner provided by law, by paying the amount so determined, together with all omitted taxes as adjusted, together with interest upon such omitted taxes as adjusted at the rate of 8% per annum computed from April 1st, of the year in which they become delinquent. Thereafter, any such owner or persons interested may redeem or purchase such certificate or certificates by paying the adjusted amount, together with all omitted taxes as adjusted, together with interest upon the aggregate of such amounts at the rate of 2% per month from the date of the entry of the original order or adjustment; provided, however, that if payment shall not be made under any such order of adjustment on or before March 30th, 1933, or within ninety (90) days after the final determination of the application for compromise or adjustment of any such certificate, which ever shall be the later date, then the said order of adjustment shall immediately become null and void and of no force or effect, to the same extent as if no application had ever been made for adjustment or compromise with reference to such certificate.

Section VIII. EXTENSION OF TIME FOR FILING APPLICATIONS. The Governor, the State Treasurer, and the Attorney General may extend the time herein provided for the filing of applications for the compromise or adjustment of tax sale certificates in accordance with the provisions of this act, whenever the circumstances shall seem to them to warrant such extension of time.

Section 9. COMPTROLLER SHALL PRESCRIBE FORMS. The Comptroller shall prescribe the necessary forms and records to be used and filed by the Delinquent Tax Adjustment Board and each county shall pay the necessary expense of obtaining such records and forms.

Section 10. FEES OF CLERK. The Clerk of the Circuit Court shall receive, in lieu of all other fees, for the redemption or assignment of any tax sale certificate which shall have been adjusted or compromised hereunder, a fee of twenty-five (0.25) cents for each certificate so redeemed or assigned.

Section 11. SALE OF TAX SALE CERTIFICATES HELD BY THE STATE. No tax sale certificate held by the State for taxes for the year 1930 or previous years, shall be sold prior to April 1st, 1932. It shall be the duty of the Comptroller to designate the dates on which the Clerks of the Circuit Courts of the several counties shall receive competitive bids for the purchase of all such certificates of sale and all subsequent and omitted taxes due on lands within their respective counties. Notice of such sale in each county, signed by said Clerk, shall be published once in a newspaper published in the county (or if no newspaper be published therein, shall be posted at the front door of the Court House) such publications to be made at least thirty (30) days before the date fixed for the sale. The form of notice and the conditions affecting the advertising and sale shall be determined by the Comptroller.

At the sale of each certificate, together with all omitted subsequent taxes upon the land covered thereby, shall be offered separately and shall be sold at the highest price bid for the same and the assignment of a certificate to a purchaser at such sale shall carry with it an assignment of all subsequent unpaid and omitted taxes upon payment of such unpaid or omitted taxes in accordance with the bid therefor, subject to any reduction or adjustment of the amount of any such tax lien theretofore made or ordered under this or any other law. The right shall be reserved to reject any or all bids, and all awards made shall be subject to approval of the Comptroller, who shall approve or reject the same within ten days (10) after certification to him by said Clerk of the result of the sale. The sale shall be made by the Clerk and may be continued from day to day until all certificates are sold and the Clerk shall require a deposit from all bidders before taking their bids in such amount or percentage as may be fixed by the Comptroller. Any certificates not sold may be successively advertised and offered for sale at such time or times as shall be designated by the Comptroller.

If in an action to foreclose the lien of any such certificate, commenced within ninety (90) days after the sale of such certificate pursuant to this section, a court of competent jurisdiction shall hold that the certificate is void in whole or in part and the lien thereof is unenforceable in such whole or part, the county shall refund the amount paid for such purchase or for the invalid portion of such certificate, as the case may be, without interest, if application for such refund be made to the Clerk of the Circuit Court within six months after such final decree, provided, however, that the county shall not be under obligation to make such refund prior to the close of the next ensuing fiscal year. The amount of such refund, except the portion thereof which represents the proceeds of the sale which accrued to the State, which portion shall be repaid by the State to the County for the purpose of such refund, shall be included in the county budget. The Clerk of the Circuit Court shall be entitled to receive from the purchaser a fee of twenty-five (0.25) cents for the transfer and assignment of every certificate sold pursuant to this section, and the same shall be in lieu of all other fees provided by law for any such sale, transfer or assignment.

Section 11-A. DISTRIBUTION OF COPIES OF THIS ACT. Within fifteen (15) days after this act shall be in effect, it shall be the duty of the State Comptroller to cause five thousand (5000) copies thereof to be printed and mail a printed copy to each member of the Board of County Commissioners, the Clerk of the Circuit Court, the Tax Assessor and the Tax Collector of each county in the State and to the publisher of each newspaper within the state and to furnish copies thereof to all applicants. The expense of printing and postage and other costs of distribution shall be paid from the general fund and not otherwise appropriated.

Section 12. If any provision, clause, section or part of section of this act shall be held to be unconstitutional it shall not affect the remainder of this act.

Section 13. All laws or parts of laws in conflict herewith are hereby repealed, but nothing herein shall be deemed to repeal an Act of the Legislature of Florida, regular session of 1929 known as Senate Bill No. 129, relating to the redemption of Tax Sale Certificates held by the State, upon the payment of the principal thereof, plus interest at the rate of eight per cent per annum, nor any general law of this State limiting the total compensation which tax collectors may receive, but all of the provisions of this act shall be deemed to be cumulative thereto.

Section 14. This act shall take effect immediately upon becoming a law.

Senator Wagg moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Getzen moved that the rules be further waived and Senate Bill No. 72-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. 72-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, Bradshaw, Caro, Chowning, Clarke, Council, English, Futch, Gary, Getzen, Harris, Harrison, Hilburn, Hodges, Howell, Johns, King, Knabb, Lewis, Neel, Stewart, Swearingen, Taylor, Turner, Wagg, Watson, Young—30.

Nays—Senators Bell, Dell, Gomez, Irby, Parker—5.

So the bill passed, as amended.

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

Senator Harrison moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 142-X.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 142-X:

A bill to be entitled An Act to repeal Chapter No. 13795, Acts of 1929, Laws of the State of Florida, being and entitled "An Act to authorize Sarasota-Fruitville Drainage District in Sarasota County, Florida, to control the waters which may from time to time be in the canals of said district, granting said district title to such waters, with authority to control same for irrigation purposes, by installation of dams, pumps, sluice-ways and other appurtenant works in and over the canals and upon the right-of-ways of the district to admit outside waters and artesian and other waters into the district ditch system for irrigation purposes, to deliver such waters by pumping or otherwise to various points within the district, to make a reasonable charge for such service, and to make contracts with any person or corporation for the granting to him or them the authority granted to said district under Sections One, Two, Three and Four of this Act." Approved May 23, 1929, and providing for a referendum upon the question of whether this Act shall go into effect.

Senator Harrison moved that the rules be further waived and House Bill No. 142-X be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 142-X was read a second time by its title only.

Senator Harrison moved that the rules be further waived and House Bill No. 142-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. 142-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 immediately, the rule having been waived.

Senator Caro moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 15-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 15-X:

A bill to be entitled An Act regulating the employment of persons upon public works in the State of Florida, and giving preference to citizens of the State of Florida.

Was taken up and read a second time in full.

Senator Caro moved that the rules be further waived and Senate Bill No. 15-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. 15-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, Clarke, Council, Dell, English, Gary, Getzen, Gomez, Harris, Hilburn, Hodges, Howell, Lewis, Neel, Parker, Parrish, Stewart, Swearingen, Taylor, Wagg, Watson, Young—28.

Nays—Senators Chowning, Futch, Irby, King, Turner—5.

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 Wagg moved that the rules be waived and the Senate do now reconsider the vote by which House Bill No. 118-X passed the Senate.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which House Bill No. 118-X passed the Senate, and the bill was ordered to be placed on the Calendar of Local Bills on third reading.

Senator Young moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 4-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 4-X:

A bill to be entitled An Act requiring the Boards of County Commissioners of the several counties of the State of Florida to provide, install and maintain fireproof vaults and/or compartments for the keeping, filling and storage of the public records pertaining to the various and sundry offices of the county officials of each county of said state; and prescribing a penalty for the violation of this act.

Was taken up and read a second time in full.

Senator Young moved that the rules be further waived and Senate Bill No. 4-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. 4-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, Dell, Futch, Gary, Getzen, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, King, Stewart, Swearingen, Taylor, Wagg, Watson, Young—24.

Nays—Senators Chowning, Council, English, Irby, Knabb, Turner—6.

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 Futch moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 68-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 68-X:

A bill to be entitled An Act providing for inspection of weights and measures; adopting standards for weights and measures; providing for character of construction and permanency of weights and measures; providing methods of inspection of weights and measures; providing for condemnation proceedings in the enforcement of this Act; authorizing the Commissioner of Agriculture to promulgate general rules and regulations; and providing penalties for the violation of this Act.

Was taken up and read a second time in full.

Senator Futch moved that the rules be further waived and Senate 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 Senate 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, Caro, Chowning, Council, Dell, English, Futch, Gary, Getzen, Harris, Harrison, Hilburn, Hinely, Hodges, Howell, King, Knabb, Neel, Stewart, Taylor, Turner, Wagg, Watson, Young—29.

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.

Senator Getzen moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 71-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 71-X:

A bill to be entitled An Act relating to and concerning taxation and prescribing the method and manner in which State and County taxes shall be collected, and providing the manner and method of the proceedings for the collection of such taxes.

Was taken up and read a second time in full.

Senator Getzen moved that the rules be further waived and Senate Bill No. 71-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. 71-X was read a third time in full.

Senator Getzen moved that the rules be waived and the further consideration of Senate Bill No. 71-X be informally

passed, the bill retaining its place on the Calendar of Bills on third reading for further consideration.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Adams moved that the rules be waived and when the Senate do adjourn it adjourn until 10:00 o'clock A. M., Friday, June 19, 1931.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Chowning moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 65-X out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 65-X:

A bill to be entitled An Act imposing license taxes upon gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes, and fixing a penalty for the violation of the provisions of this Act; providing that the gasoline inspection laws of the State of Florida shall apply to this Act.

Was taken up and read a second time in full.

And Senate Bill No. 65-X was ordered to be placed on the Calendar of Bills on third reading.

Senator Gomez moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 4:55 o'clock P. M., until 10:00 o'clock A. M., Friday, June 19, 1931.