

JOURNAL OF THE SENATE

Tuesday, April 18, 1933

The Senate convened at 10:30 o'clock A. M. pursuant to adjournment on Monday, April 17, 1933.

The President in the Chair.

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

Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—37.

A quorum present.

Prayer by Rev. Ray Y. Walden.

The reading of the Journal was dispensed with.

The Journal of Monday, April 17, was corrected as follows: On page 5, column 2, line 76, between the names "Raulerson" and "Shelley" insert the name "Rose".

On page 5, column 2, line 77, strike out the figures "20" and insert in lieu thereof the figures "21."

On page 5, column 2, line 80, strike out the name "Rose."

On page 5, column 2, line 80, strike out the figures "18" and insert in lieu thereof the figures "17."

On page 5, column 2, strike out lines 81 and 82.

And as corrected, was approved.

REPORTS OF COMMITTEES

Senator J. B. Stewart, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 18, 1933.

Hon T. G. Futch,
President of the Senate.

Sir:

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

Senate Bill No. 40:

A bill to be entitled An Act to amend Chapter 12081, Laws of Florida, entitled "an Act to amend Section 2853 of the Revised General Statutes of the State of Florida, relating to Lis Pendens and the operation and effect thereof, and to provide for the application of the provisions and requirements of this amendment to suits now pending in which Lis Pendens has been filed."

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

Very Respectfully,
J. B. STEWART,
Chairman of Committee.

And Senate Bill No. 40, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator W. A. MacWilliams, Chairman of the Committee on Claims, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 18, 1933.

Hon T. G. Futch,
President of the Senate.

Sir:

Your Committee on Claims, to whom was referred:

Senate Bill No. 234, a Bill to be entitled An Act for the relief of the H. & W. B. Drew Company in the matter of the statutory expenses incurred by the State Equalizer of Taxes prior to the legislation abolishing that office.

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

Very Respectfully,
W. A. MACWILLIAMS,
Chairman of Committee.

And Senate Bill No. 234, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator W. A. MacWilliams, Chairman of the Committee on Claims, submitted the following report:

s-s. B.

Senate Chamber,
Tallahassee, Fla., April 18, 1933.

Hon T. G. Futch,
President of the Senate.

Sir:

Your Committee on Claims, to whom was referred:

Senate Bill No. 218, a bill to be entitled An Act for the relief of Robt. H. Roesch, individually and as Clerk of the Circuit Court in and for Manatee County, Florida.

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

Very Respectfully,
W. A. MACWILLIAMS,
Chairman of Committee.

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

Senator J. B. Stewart, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 18, 1933.

Hon T. G. Futch,
President of the Senate.

Sir:

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

Senate Bill No. 25, a bill to be entitled An Act relating to Motions for New Trial in Civil Cases and to amend Section 2811, Revised General Statutes, being Section 4498, compiled General Laws of Florida, 1927, relating to Motions for New Trials in Civil Cases.

Amendment No. 1:

In Section 1, Second Paragraph, Line 2 (typewritten bill) strike out the words "and during the same term" and insert in lieu thereof the following: "whether during the same term or not".

Amendment No. 2:

In Section 1, Second Paragraph, Line 4, (typewritten bill) strike out the words "and during the same term" and insert in lieu thereof the following: "whether during the same term or not".

Have had the same under consideration, and recommend that the same do favorably pass with two Amendments.

Very Respectfully,
J. B. STEWART,
Chairman of Committee.

And Senate Bill No. 25 with the Committee Amendments, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator J. B. Stewart, Chairman of the Committee on Judiciary "A," submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 18, 1933.

Hon T. G. Futch,
President of the Senate.

Sir:

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

Senate Bill No. 42, a Bill to be entitled An Act to amend Section 6936 of the Compiled General Laws of Florida, 1927, providing the rate of interest per annum.

Amendment No. 1:

In Title, Line 1 (typewritten bill) after the word "Amend" insert the following: "Section 4849 of the Revised General Laws of the State of Florida, being".

Amendment No. 2:

In Section 1, Line 1, (typewritten bill) after the word "That" insert the following: "Section 4849 of the Revised General Laws of the State of Florida, being".

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

Very Respectfully,
J. B. STEWART,
Chairman of Committee.

And Senate Bill No. 42, with the Committee Amendments, contained in the above report, was placed on the Calendar of Bills on second reading.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
President of the Senate.

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

Senate Bill No. 37:

A bill to be entitled An Act to amend Section 23, Chapter 8502, Acts of 1921, being Section 2035 of the Compiled General Laws of Florida 1927, providing for ten honorary contributing members to each company or battery of National Guards, and providing for their exemption from jury duty.

Amendment:

In Section 1, line 1, after the word "that" insert the following: Section 23 of Chapter 8502 Acts of 1921, being

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

Very respectfully,

J. W. TURNER,
Chairman of Committee.

And Bill No. 37, contained in the above report, was ordered to be certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
President of the Senate.

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

Senate Bill No. 66:

A bill to be entitled An Act relating to the issuance of Writs of Ne Exeat, bond or security to be given under such Writs, and providing for the procedure upon breach of such bonds.

Amendments:

Strike out the words in the title: "manner of suing for the", and insert in lieu thereof the following: "the procedure upon".

Strike out Section 2 and insert in lieu thereof the following: "That in case of a breach of the conditions of any bond given under the terms of Section 1 of this Act, the Judge of said court in which said cause is pending shall enter a decree against the principal and sureties on such bond for the full amount thereof, and said decree shall constitute a lien against all real and personal property of said principal and sureties and shall have the same force and effect as a judgment at law, and the court shall decree the sale of such property. This Act shall not apply to suits pending at the time this Act becomes a law."

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

Very respectfully,

J. W. TURNER,
Chairman of Committee.

And Senate Bill No. 66, contained in the above report, was ordered to be certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
President of the Senate.

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

Senate Bill No. 82:

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

Amendment:

In Section 1, line 3, after the words "Person to" insert the following: "Voluntarily".

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

Very respectfully,

J. W. TURNER,
Chairman of Committee.

And Senate Bill No. 82, contained in the above report, was ordered to be certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
President of the Senate.

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

Senate Bill No. 122:

A bill to be entitled An Act relating to the liability of an owner or operator of a motor vehicle to a guest or passenger transported without payment therefor.

Amendment:

In Section 1, line 3, (typewritten bill), between the words "payment" and "for", insert the words "or promise of payment".

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

Very respectfully,

J. W. TURNER,
Chairman of Committee.

And Senate Bill No. 122, contained in the above report, was ordered to be certified to the House of Representatives.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator S. W. Anderson, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 14, 1933.

Hon. T. G. Futch,
President of the Senate.

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

House Bill No. 235:

A bill to be entitled An Act to amend Section 12, of Chapter 14832, Laws of Florida, Acts of 1931, being: "An Act to provide for a State Racing Commission; to prescribe its powers and duties, and to fix the compensation of its members; to provide for holding referendum and recall elections in any county to determine whether racing shall be permitted or continued therein; to provide for licensing and taxing such racing and apportioning the moneys derived therefrom among the several counties of the State; to provide for and regulate the making of pari mutuel pools within the enclosure of licensed race tracks; providing certain penalties for the violation of this Act, and for other purposes relating thereto." So as to provide for the distribution, on or before April 15th of each year, of the moneys distributable to the several counties of the State.

Also—

House Bill No. 401:

A bill to be entitled An Act to continue litigation in the courts of this State during the Session of the Legislature when the Attorneys interested are members of the Legislature.

Also—

House Bill No. 7:

A bill to be entitled An Act imposing an additional tax 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; requiring a reduction of State ad valorem millage taxes consistent herewith; and providing that this Act is an emergency revenue measure and shall be of no force and effect from and after July 1, 1935.

Also—

House Bill No. 167:

A bill to be entitled An Act dissolving and abolishing the municipal corporation known as Port Sewall in Martin County, Florida, and making provisions for the protection of its creditors.

Also—

House Bill No. 168:

A bill to be entitled An Act to repeal Chapter 12889, Laws of the State of Florida of the year 1927, and to abolish the Town of Indiantown in Martin County, Florida, and providing for the protection of the creditors of said municipality.

Also—

House Bill No. 234:

A bill to be entitled An Act affecting the government of the City of Jacksonville; fixing the salaries of the Mayor, City Commissioners, City Treasurer, City Tax Assessor, City Recorder, Municipal Judge and City Councilmen.

Also—

House Bill No. 48:

A bill to be entitled An Act relating to and regulating elections in the Town of Frostproof in Polk County, Florida; prescribing the qualifications of voters in such elections and providing for the registration of such voters; prescribing an oath to be taken by those desiring to register; providing for the challenging of voters and prescribing an oath for challenged voters; providing for the examination under oath of any person desiring to vote at any such election; prescribing the duties of the election officers; prescribing the manner of holding elections, counting the ballots and canvassing the returns of such elections and recounting the ballots used therein; and authorizing ordinances prohibiting the making falsely of any oath or statement under oath provided for by this Act and prohibiting the voting in any such election of any person not qualified to vote therein and providing penalties for the violation of such ordinances.

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

Very respectfully,

S. W. ANDERSON,

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

Senators Getzen and Sikes jointly moved that the rules be waived and Senate Bill No. 147 be recalled from the Committee on Motor Vehicles and placed on the Calendar of Bills on second reading without reference.

Which was agreed to.

And it was so ordered.

Senator Shivers moved that the rules be waived and Senate Bill No. 222 be recalled from the House of Representatives.

Which was agreed to.

And it was so ordered.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Butler—

Senate Bill No. 273:

A bill to be entitled An Act to prevent fraud and deception in the storing, selling, or offering for sale of any liquid fuels, lubricating oils, greases, and other similar products; to prevent the adulteration of liquid fuels, lubricating oils, greases, and other similar products; providing for the enforcement of this Act and penalties for violations of its provisions; providing that it shall be the duty of the Commissioner of Agriculture to enforce the provisions of this Act, and that expenses of enforcement shall be payable out of the General Inspection Fund.

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

By Senator Caro—

Senate Bill No. 274:

A bill to be entitled An Act to amend Sections 2, 5, 18 and 19 of Chapter 14486, Laws of Florida, Acts of 1929, entitled "An Act providing for depository of sinking funds and delinquent taxes and other moneys for road and bridge indebtedness of the counties and special road and bridge districts of the State or otherwise, authorizing the issuance of refunding bonds by said counties and special road and bridge districts, and providing for the creation of a Board of Administration and the disbursement of such funds to pay such indebtedness and the use of any surplus in any county for the construction and maintenance of roads and bridges.

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

By Senator Mann—

Senate Bill No. 275:

A bill to be entitled An Act directing the Board of County Commissioners, the Tax Collector and/or the Clerk of the Court of all counties having a population of not less than 6,000 and not more than 10,000 according to the last Federal census for Florida to accept and exchange bonds or interest coupons or other obligations of all counties having a

population of not less than 6,000 and not more than 10,000 according to the last United States census for Florida, districts in such counties at par in the redemption of lands from tax sales and in payment of taxes due to the same or in payment of all current taxes except that part of the State of Florida assessed and collected in such counties.

Which was read the first time by its title only.

Senator Mann moved that the rules be waived and Senate Bill No. 275 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 275 was read a second time by title only.

Senator Shivers moved that the rules be further waived and Senate Bill No. 275 be informally passed and retain its place on the Calendar of Bills on second reading.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By Senator Watson—

Senate Bill No. 276:

A bill to be entitled An Act to amend Chapter 10847 of the 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 subsequent legislation, by conferring additional powers upon the City of Miami.

Which was read the first time by its title only.

Senator Watson moved that the rules be waived and Senate Bill No. 276 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 276 was read a second time by title only.

Senator Watson moved that the rules be further waived and Senate Bill No. 276 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. 276 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—37.

Nays—None.

So the bill passed, title as stated and the action of the Senate was ordered certified to the House of Representatives.

By Senator Shivers—

Senate Bill No. 277:

A bill to be entitled An Act requiring the State and all political subdivisions thereof to supply its needs from certain local materials.

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

By Senator Shivers—

Senate Bill No. 278:

A bill to be entitled An Act providing for screening auto wrecking yards or junk yards located within three hundred feet of a designated highway.

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

By Senator Shivers—

Senate Bill No. 279:

A bill to be entitled An Act requiring the State Road Department to erect and maintain markers and signs for the historical points of interest in the State.

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

By Senator Whitaker—

Senate Bill No. 280:

A bill to be entitled An Act prohibiting all State officials from using any public funds for the purpose of employing any attorney or attorneys to advise or represent them in any matter, requiring that the Attorney General and the State Attorneys represent all State officials in connection with all legal work, advisory or otherwise, and providing a penalty for violation of this Act; and providing certain exceptions hereto.

Which was read the first time by its title only.

Senator Whitaker moved that the rules be waived and Senate Bill No. 280 be placed on the Calendar of Bills on second reading without reference.

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

By Senator Clarke—
Senate Bill No. 281:

A bill to be entitled An Act to amend Section 4340 Revised General Statutes of Florida, 1920 (same being Section 6303, Compiled General Laws of Florida, 1927), and Section 4344, Revised General Statutes of Florida, 1920, (same being Section 6306, Compiled General Laws of Florida, 1927), both relating to deposit of surety companies.

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

By Senator Shivers—
Senate Bill No. 282:

A bill to be entitled An Act prohibiting the delivery of Gasoline or other motor vehicle fuel into storage tanks between certain hours; and providing a penalty therefor; and designating the enforcing agents for same.

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

By Senators Shelley and Hodges—
Senate Bill No. 283:

A bill to be entitled An Act to amend Section 1711 Compiled General Laws of Florida which is Chapter 11816 Acts of 1927 relating to the appropriations for the Maintenance of Battle Field Monument at Natural Bridge in the State of Florida.

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

The following communication from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
April 18, 1933.

Honorable T. G. Futch,
President of the Senate,
Tallahassee, Florida,

Sir:

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

Senate Bill No. 19 relating to Walton County.
Senate Bill No. 88 relating to Coral Gables.

Very Respectfully,

DAVE SHOLTZ,
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
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 Messrs. Lewis, Bass, Hancock, Driver, Byington, and Stewart—

House Bill No. 223:

A bill to be entitled An Act to amend Section 1 of Chapter 14746, Laws of Florida, Acts of 1931, being entitled: "An Act fixing the salaries of the Judges of the Criminal Courts of Record in counties having a population of not less than twenty thousand (20,000) nor more than eighty thousand (80,000), the population of such counties to be determined by the last census of the State, whether taken by authority of the United States Government, or the State of Florida."

And respectfully requests the concurrence of the Senate therein.

Very Respectfully,

FRANK WEBB,
Chief Clerk House of Representatives.

House Bill No. 223, contained in the above Message, was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch.

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. Collier of Collier—
House Bill No. 290:

A bill to be entitled An Act relating to 1932 taxes and tax assessment valuations in Collier County, Florida, and the redemption of delinquent taxes and tax sales certificates in said county; validating and confirming the action of the Tax Assessor in making the assessment of the 1932 taxes; validating and confirming the action of the Board of County Commissioners and the resolution adopted by said board on December 24, 1932, reducing said 1932 taxes in Collier County, Florida, and the valuations fixed on said taxable properties within said county and providing for refunds of overpayments of taxes and permitting the redemption of delinquent taxes upon the basis of said reduced valuation; validating and confirming the actions of the Tax Collector of Collier County, Florida, in the amendments of said tax rolls upon the tax valuations as reduced and in amending reports for tax collections for November 1932 and in correcting tax receipts issued prior to December 24, 1932; relieving said Tax Collector of any requirement to account for the collection of taxes for 1932 other than on the basis of such tax rolls, as reduced; validating and confirming the redemption of any and all tax certificates for taxes prior to 1932 when redeemed upon the basis of the values fixed in the 1932 tax rolls for Collier County, Florida, as reduced; reducing valuations reported by the State Comptroller to the Tax Assessor, as placed on Collier County 1932 tax assessment roll, and authorizing refund where payment made on original assessment.

Proof of Publication attached to bill.

Also—

By Mr. Anderson, of Nassau—
House Bill No. 376:

A bill to be entitled An Act providing for the allocation of funds derived from racing in certain Counties in the State of Florida.

Also—

By Mr. MacWilliam, of Indian River—
House Bill No. 394:

A bill to be entitled An Act to authorize the acceptance and exchange of bonds or interest coupons or other obligations of Indian River County, Florida, and other taxing districts and municipalities having power to levy taxes upon property located within Indian River County, Florida, at par in redemption of property from tax sales and in payment in part or in full of other taxes due the same.

Proof of Publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

Very Respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 290 and 376, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

House Bill No. 394, contained in the above Message, was read the first time by its title only.

Senator Raulerson moved that the rules be waived and House Bill No. 394 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 394 was read a second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 394 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. 394 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
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. Dickinson, of Orange—
House Bill No. 81:

A bill to be entitled An Act to amend Section 1010 Revised General Statutes of Florida relating to the operation, licensing and taxing of motor vehicles, and all acts amendatory thereof, as amended by Section 2 of Chapter 15625 Acts of 1931, Laws of Florida.

Also—
By Messrs. Worth, Sandler and Kilgore, of Hillsborough—
House Bill No. 58:

A bill to be entitled An Act to provide for the taxing of reasonable premiums or expenses for surety bonds or other surety in judicial proceedings as costs of the case and repealing all laws in conflict herewith.

Also—
By Mr. Sapp, of Bay—
House Bill No. 199:

A bill to be entitled An Act to amend Section 2806 of the Revised General Statutes of 1920, Section 4493, Compiled General Laws of 1927, relating to interest upon judgments and decrees. And respectfully requests the concurrence of the Senate therein.

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

House Bill No. 81, contained in the above Message, was read the first time by its title only.

Senator Parker moved that the rules be waived and House Bill No. 81 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 81 was read a second time by title only.

Senator Parker moved that the rules be further waived and House Bill No. 81 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. 81 was read a third time in full.

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

Yeas—Senators Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Dell, English, Gary, Getzen, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Turner, Watson, Whitaker—32.

Nays—Mr. President; Senators Anderson, Clarke, Gillis—4.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 58, contained in the above Message, was read the first time by its title only and referred to the Committee on Judiciary "B".

House Bill No. 199, contained in the above Message, was read the first time by its title only and referred to the Committee on Judiciary "A".

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

Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
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. Rawls, of Alachua—
House Bill No. 403:

A bill to be entitled An Act relating to the qualifications of Electors to vote at elections held in the City of High Springs, Florida, for the election of Mayor and City Commissioners.

Also—
By Mr. Tomasello, of Okeechobee—
House Bill No. 405:

A bill to be entitled An Act to amend Chapter 15661, Laws of Florida of 1931, the same being "An Act to authorize the

Board of County Commissioners of Counties having a population of not less than 4,000 and not more than 4,200, according to the Federal Census of the Year 1930, to employ some individual or attorney at law, resident in that county to collect delinquent taxes on personal property, by suit or otherwise, and providing that suit may be brought in the name of the State of Florida for the collection of said taxes; and to authorize the said Board of County Commissioners to make adjustments and/or compromise the amount found to be due for such personal taxes for the year 1930 and/or prior years; and providing for the disposal of funds collected."

Also—
By Mr. Scofield, of Citrus—
House Bill No. 408:

A bill to be entitled An Act authorizing, directing and empowering the City of Crystal River, Fla., to receive and accept bonds in settlement of taxes, paving assessments, or any indebtedness of said city and providing for the destruction of such bonds so received.

Also—
By Mr. Scofield, of Citrus—
House Bill No. 409:

A bill to be entitled An Act authorizing, directing and empowering the Board of County Commissioners in Counties having a total assessed valuation not less than \$2,055,810.00 and not more than \$2,055,850.00 for the year 1932 and having a total population according to the 1925 census of 5,374 and having a total area of 396,800 acres to receive and accept bonds and interest coupons issued by said County or any Special Tax District for the settlement of all taxes due said County for any County or school fund or for any Special Tax School District or any other indebtedness due by said County and providing for the destruction of any bond or bonds so received.

And respectfully requests the concurrence of the Senate therein.

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

House Bills Nos. 403, 405, 408 and 409, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
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. Butler of Bradford—
House Bill No. 275:

A bill to be entitled An Act to amend Chapter 15762, Laws of Florida, Acts of 1931, entitled: "An Act apportioning the moneys received from the State Treasurer by the County Commissioners of the several counties of the State of Florida having a population of not less than nine thousand three hundred ninety (9390) and not exceeding nine thousand four hundred twenty (9420), according to the last State or Federal Census, which said moneys have been received from the State Treasurer under and by virtue of the Law of the State of Florida, to-wit: Senate Bill No. 361, providing for a State Racing Commission, etc., which said Bill is an Act of the Legislature of 1931; and providing that said moneys so received by said County Commissioners shall be divided equally between the County School Board and the County Commissioners of such counties for the purpose of paying certain outstanding indebtedness."

Also—
By Mr. Crocker, of Gilchrist—
House Bill No. 288:

A bill to be entitled An Act relating to the transfer of certain county funds of certain counties of the State of Florida.

Also—
By Messrs. Robineau, Brown and Roberts of Dade—
House Bill No. 266:

A bill to be entitled An Act exempting the electors of the City of Miami, Dade County, Florida, otherwise qualified from

the payment of 1932 poll taxes in order to qualify for the municipal elections of that municipality, occurring during the months of May and June, 1933.

Also—

By Mr. Boynton, of Gadsden—

House Bill No. 291:

A bill to be entitled An Act to amend Section 21 of the Compiled General Laws of Florida, 1927, the same being Section 19, of the Revised General Statutes of Florida, the same relating to the designating of the boundary lines of Gadsden County, Florida, and defining within what lines shall be comprehended the County of Gadsden, State of Florida.

And respectfully requests the concurrence of the Senate therein.

Very Respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 275, 288, 266 and 291, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

Also—

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

Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,

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. Holley, of Seminole—

House Bill No. 400:

A bill to be entitled An Act confirming the acquisition by the City of Sanford, Florida, of title to the land and premises in this Act described and authorizing the City of Sanford, Florida, to maintain and operate said land and premises as an aviation field and to lease, sell, or convey all or any part of the same.

Also—

By Mr. Price, of Hardee—

House Bill No. 395:

A bill to be entitled An Act to validate, ratify and confirm an issue of interest bearing warrants or notes, fifteen in number, of the denomination of one thousand dollars each, issued by the Board of Public Instruction for Hardee County, Florida, on October 1st, A. D., 1921, for the purpose of paying the indebtedness existing against the Board of Public Instruction for Hardee County Florida, by virtue of the creation of Hardee County from a portion of De Soto County; and to authorize the Board of Public Instruction for Hardee County, Florida, to issue, execute and deliver renewal obligations therefor; and to authorize the Board of Public Instruction for Hardee County, Florida, to provide in its budget for the annual payment of the interest and retirement of the principal of said warrants or notes and to require the levy of a millage sufficient therefor.

Proof of Publication attached to bill.

Also—

By Messrs. Crocker, of Gilchrist, and Geiger, of Lafayette—

House Bill No. 374:

A bill to be entitled An Act relating to the qualifications of County Surveyors in certain Counties of the State of Florida.

Also—

By Mr. Crocker of Gilchrist—

House Bill No. 289:

A bill to be entitled An Act requiring the nomination of County Commissioners by the electors of the county-at-large instead of by district in certain counties of the State of Florida.

And respectfully requests the concurrence of the Senate therein.

Very Respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 400, contained in the above Message, was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

House Bill No. 395, contained in the above Message, was read the first time by its title only.

Senator Murphy moved that the rules be waived and House Bill No. 395 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 395 was read a second time by title only.

Senator Murphy moved that the rules be further waived and House Bill No. 395 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. 395 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed, title as stated and the action of the Senate was ordered certified to the House of Representatives.

House Bills Nos. 374 and 289, contained in the above message, were read the first time by their titles only and placed on the Calendar of Locals Bills on second reading.

Also—

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

Tallahassee, Fla., April 13, 1933.

Hon. T. G. Futch,

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 Messrs. Wood of Lee, Burchard of Hendry, and Peoples of Glades—

House Bill No. 418:

A bill to be entitled An Act fixing the compensation of the Clerks of the Circuit Courts of Glades, Hendry and Lee Counties in connection with the redemption, purchase and cancellation of tax certificates issued in the Caloosahatchee Improvement District for non-payment of taxes in said district.

Also—

By Messrs. Wood of Lee, Burchard of Hendry, and Peoples of Glades—

House Bill No. 419:

A bill to be entitled An Act fixing the compensation of the Tax Collectors of Glades, Hendry and Lee Counties in connection with the sale, redemption, purchase and cancellation of tax certificates issued in the Caloosahatchee Improvement District for non-payment of taxes in said district.

Also—

By Messrs. Wood of Lee, Burchard of Hendry, and Peoples of Glades—

House Bill No. 420:

A bill to be entitled An Act to amend Sections 4, 6 and 8, and to repeal Section 5a of Chapter 11870 of the Laws of Florida, Acts of 1927, being An Act entitled: "An Act to establish Caloosahatchee Improvement District in this State and define its boundaries; to create a Board of Commissioners for said district and to define its powers; authorizing the improvement of the Caloosahatchee River and other natural waterways, the construction of canals, dikes, drains, reservoirs and other works for the reclamation, improvement and benefit of the lands and other property embraced in said district and to levy assessments of taxes upon the lands and other property embraced in said district and to provide for the collection of the same, and to enforce the collection of such assessments; and to authorize the Board of Commissioners of said district to borrow money and to issue bonds and dispose of the same to procure money to carry out the provisions of this Act; to prevent injury to any works constructed under this Act and to provide a penalty for violating such provision."

And providing for winding up of the affairs of the Caloosahatchee Improvement District; providing a means for retiring and discharging the existing obligations of Caloosahatchee Improvement District and creating a Board of Trustees of Caloosahatchee Improvement District to wind up the affairs thereof, and to provide for the collection of omitted or subsequent taxes on land sold for non-payment.

And respectfully requests the concurrence of the Senate therein.

Very Respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 418, 419 and 420, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

Also—

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

Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
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. Kanner, of Martin—
House Bill No. 431:

A bill to be entitled An Act to prohibit and make it unlawful for live stock to run or roam at large within the territorial limits of Martin County, in the State of Florida; to provide for the enforcement of this Act and for the impounding and sale of live stock running or roaming at large in said county, and providing that persons damaged by such live stock running or roaming at large may recover damages and costs therefor, and providing penalties for the violation of the provisions of this Act.

Proof of Publication attached to bill.

Also—

By Mr. Kanner, of Martin—
House Bill No. 432:

A bill to be entitled An Act making it unlawful to fish, or cause to be fished, or use, or cause to be used, any drag nets, haul seines, gill nets, or other nets, except common cast nets used for the purpose of catching bait in that part of Martin County, Florida, located within the territory bounded by a circle four miles in diameter, the center of which circle is located in the middle of the St. Lucie Inlet, which center point lies due north of Chandler's point and also at a point where the perimeter of said circle intersects the east shore of the St. Lucie River and the southwest corner of Sewall's Point shore at this point; thence meander the west shore of said Sewall's Point northerly, to a point that is north sixty-six degrees east of Willoughby Point; thence run south sixty-six degrees west, crossing the St. Lucie River to Willoughby Point, on the west shore of the St. Lucie River, Town of Port Sewall, Martin County, Florida; thence meander southerly along the west shore of the St. Lucie River to its intersection with the north line of the Terminal Fill of the St. Lucie Inlet District; thence run easterly along the north line of said Terminal Fill to its intersection with the perimeter of the four mile diameter circle, at which point is the closing of the traverse; and/or to fish, or cause to be fished, or use, or cause to be used, such seines and nets in that part of the south fork on the St. Lucie River lying south of Palm City Bridge, and/or in any creeks emptying into the north or south fork of the St. Lucie River in Martin County, Florida; and/or to fish, or cause to be fished, or use, or cause to be used, such seines and nets in any waters located in Martin County, Florida, within the territory beginning at the center of the west end of the drawbridge crossing the waters of Hobe Sound to Jupiter Island; thence run southerly along the west shore of said waters of Hobe Sound, also known as Indian Narrows and Jupiter River, to the south line of Martin County, Florida; thence run due east across the waters of Hobe Sound, also known as Indian Narrows and Jupiter River, along the said south line of Martin County to the east shore of said waters which is the west shore of Jupiter Island; thence meander northerly to the east shore of said Hobe Sound, also known as Indian Narrows and Jupiter River, to the center of the east end of the Drawbridge; thence run south sixty-six degrees west along the center line of said drawbridge to its westerly end, the point or place of beginning; providing that certain prohibited area be defined with posts, signs or markers by the Board of County Commissioners, but a failure to do so shall be no excuse or defense to any prosecution hereunder; making it unlawful to dump foul or refuse fish so as to cause a nuisance; making it lawful to fish, or cause to be fished in salt waters of Martin County by use of haul seines, drag nets or gill nets, excepting waters prohibited by this Act; regulating the size of mesh and length of such seines and nets, and providing penalty for violation of any of the provisions of this Act, and limiting the duration of this Act.

Proof of Publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

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

House Bills Nos. 431 and 432, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

Also—

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

Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
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. Kanner, of Martin—
House Bill No. 433:

A bill to be entitled An Act to repeal Chapter 12086 of the Laws of Florida, 1927, and to abolish the Martin Drainage District of Martin County, Florida, and to provide for the payment of its debts.

Proof of Publication attached to bill.

Also—

By Mr. Auvil, of Pasco—
House Bill No. 438:

A bill to be entitled An Act providing that all moneys due and to be apportioned to Counties of the State of Florida for the year ending 1933, having a population of not less than ten thousand five hundred seventy (10,570), and not more than ten thousand five hundred eighty (10,580), under Chapter 14832, Acts of 1931, shall be paid direct to the Boards of Public Instruction of said respective Counties, to take care of certain outstanding indebtedness.

Also—

By Mr. Pearce, of Putnam—
House Bill No. 448:

A bill to be entitled An Act amending Chapter 9875, Laws of Florida, establishing and organizing a municipal government for the City of Palatka in Putnam County, Florida, defining its boundaries and providing for its government, jurisdiction, powers, franchises and privileges, by amending Sections 67, 70, 73, 74 and 78, of said Chapter 9875, and adding thereto an additional Section, numbered 16½, relating to a tax on licenses.

Also—

By Mr. Peeples, of Glades—
House Bill No. 449:

A bill to be entitled An Act relating to the distribution of racing funds received under Chapter 14832, Laws of Florida, Acts of 1931, or any amendatory or supplemental Act thereof.

Also—

By Messrs. Christie, Wand, and Frost, of Duval—
House Bill No. 450:

A bill to be entitled An Act relating to the granting of pardons and releases to persons convicted in the municipal court of the City of Jacksonville under city ordinances of said City and prescribing the officers of said City in whom the power to pardon and release such persons shall be vested and the manner in which the same shall be exercised.

And respectfully requests the concurrence of the Senate therein.

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

House Bills Nos. 433, 438 and 448, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

House Bill No. 449, contained in the above Message, was read the first time by its title only.

Senator Murphy moved that the rules be waived and House Bill No. 449 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 449 was read a second time by title only. Senator Murphy moved that the rules be further waived and House Bill No. 449 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. 449 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges,

Holland, Larson, Lewis, Lundy, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—36.

Nays—None.

So the the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 450, contained in the above Message, was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

Also—

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

Tallahassee, Fla., April 18, 1933.

Hon. T. G. Futch,
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 Senator Hilburn—

Senate Bill No. 103:

A bill to be entitled An Act fixing the Compensation of Superintendents of Public Instruction of counties in the State of Florida having a population of not less than Sixteen Thousand (16,000), and not more than Eighteen Thousand Four Hundred (18,400), according to the last Federal Census.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bill No. 103, contained in the above Message, was read the first time by its title only and referred to the Committee on Enrolled Bills.

The motion made by Senator Getzen to reconsider the vote by which Senate Bill No. 138 passed was taken up in its order and the consideration of same was informally passed.

CONSIDERATION OF BILLS AND JOINT RESOLUTIONS ON SECOND READING

Committee Substitute Senate Bill No. 15 was taken up in its order and the consideration of same was informally passed.

Senate Bill No. 60 was taken up in its order and the consideration of same was informally passed.

Senate Bill No. 73:

A bill to be entitled An Act relating to the exchange of the bonds, coupons, and interest thereon, of any County, City, Town or other taxing district, for past due taxes, penalties and interest; to provide for the cancellation of said obligations and regulations under which said exchange may be made; and to provide remedies for any person aggrieved thereby.

Was taken up in its order and read a second time in full.

Senator Getzen moved that the rules be waived and the Senate do now reconsider the vote by which the following amendment offered by Senator Rose to Senate Bill No. 73 was adopted on April 14, 1933:

In title, line 3, (typewritten bill), insert the following: "After the word 'taxes' and before the punctuation comma, the words 'and special assessments'."

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which the amendment was adopted.

By unanimous consent, Senator Getzen withdrew the amendment.

Senator Rose offered the following amendment to Senate Bill No. 73:

In Section 2, line 4 (typewritten bill), insert the following: the word "special" between the words "and" and "assessments."

Senator Rose moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Rose also offered the following amendment to Senate Bill No. 73:

In Section 4, line 5 (typewritten bill), insert the following: the words "and special assessments" between word "taxes" and punctuation ".,"

Senator Rose moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Rose also offered the following amendment to Senate Bill No. 73:

In Section 4, line 6 (typewritten bill,) strike out the word: "County" and insert in lieu thereof the following: the word "municipality."

Senator Rose moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Rose also offered the following amendment to Senate Bill No. 73:

In Section 4, line 7 (typewritten bill), insert the following: words "and special assessments" between word "taxes" and punctuation ".,"

Senator Rose moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Rose also offered the following amendment to Senate Bill No. 73:

In Section 5, line 8 (typewritten bill,) insert the following: words "and special assessments" between word "taxes" and punctuation ".,"

Senator Rose moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Rose also offered the following amendment to Senate Bill No. 73:

In Section 7, line 6, (typewritten bill,) insert: word "special" between the words "or" and "assessments".

Senator Rose moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Getzen offered the following amendment to Senate Bill No. 73:

Add as a Section (typewritten bill):

"This Act shall not effect the provisions of any law or laws on the same subject local in nature enforceable at the time this Act became a law"

Senator Getzen moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

And Senate Bill No. 73, as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 72:

A bill to be entitled An Act relating to taxation and fixing a time of redemption from tax deeds and deeds issued on foreclosure of tax liens.

Was taken up in its order and read a second time in full and placed on the Calendar of Bills on third reading.

Senate Bills Nos. 71 and 39 were taken up in their order and the consideration of same was informally passed.

Senate Bill No. 68:

A bill to be entitled An Act abolishing all ad valorem taxes for State purposes, and repealing all laws in conflict herewith.

Was taken up in its order and read a second time in full.

Senator Rose offered the following amendment to Senate Bill No. 68:

In title, line 1 (typewritten bill), insert the following words "state funds or state agencies," after the word "purposes".

Senator Rose moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Rose also offered the following amendment to Senate Bill No. 68:

In title, line 1 (typewritten bill), insert the following words, "existing, standing or continuous levies of" between the words "all" and "ad valorem".

Senator Rose moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Rose moved that the rules be waived and Senate Bill No. 68, as amended, be read a third time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 68, as amended, was read a third time in full.

Pending roll call, Senator Gomez moved that the rules be waived and further consideration of Senate Bill No. 68, as amended, be informally passed and the bill retain its place on the Calendar of Bills on third reading.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senate Bill No. 170:

A bill to be entitled An Act to provide for the resignation and retirement of Circuit Judges on part pay, under certain conditions, and appropriating money therefor.

Was taken up in its order and read a second time in full, as amended on April 14.

Senator Butler moved that the rules be waived and Senate Bill No. 170, as amended, be read a third time in full and put upon its passage.

which was not agreed to by a two-thirds vote.

And Senate Bill No. 170, as amended, was ordered referred to the Committee on Engrossed Bills.

Senator Gomez moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 418 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 418:

A bill to be entitled An Act fixing the compensation of the Clerks of the Circuit Courts of Glades, Hendry and Lee Counties in connection with the redemption, purchase and cancellation of tax certificates issued in the Caloosahatchee Improvement District for non-payment of taxes in said district.

Was taken up out of its order.

Senator Gomez moved that the rules be waived and House Bill No. 418 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 418 was read a second time by title only.

Senator Gomez moved that the rules be further waived and House Bill No. 418 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. 418 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gomez moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 419 out of its order.

Which was agreed to by a two-thirds vote.

And House Bill No. 419:

A bill to be entitled An Act fixing the compensation of the Tax Collectors of Glades, Hendry and Lee Counties in connection with the sale, redemption, purchase and cancellation of tax certificates issued in the Caloosahatchee Improvement District for non-payment of taxes in said district.

Was taken up out of its order.

Senator Gomez moved that the rules be waived and House Bill No. 419 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 419 was read a second time by title only.

Senator Gomez moved that the rules be further waived and House Bill No. 419 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. 419 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gomez moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 420 out of its order.

Which was agreed to by a two-thirds vote.

And House Bill No. 420:

A bill to be entitled An Act to amend Sections 4, 6 and 8, and to repeal Section 5a of Chapter 11870 of the Laws of Florida, Acts of 1927, being an Act entitled: "An Act to establish Caloosahatchee Improvement District in the State and define its boundaries; to create a Board of Commissioners for said district and to define its powers; authorizing the improvement of the Caloosahatchee River and other natural waterways, the construction of canals, dikes, drains, reservoirs and other works for the reclamation, improvement and benefit of the lands and other property embraced in said district and to levy assessments of taxes upon the lands and other property embraced in said district and to provide for the collection of the same, and to enforce the collection of

such assessments; and to authorize the Board of Commissioners of said district to borrow money and to issue bonds and dispose of the same to procure money to carry out the provisions of this Act; to prevent injury to any works constructed under this Act and to provide a penalty for violating such provision."

And providing for winding up of the affairs of the Caloosahatchee Improvement District; providing a means for retiring and discharging the existing obligations of Caloosahatchee Improvement District and creating a Board of Trustees of Caloosahatchee Improvement District to wind up the affairs thereof, and to provide for the collection of omitted or subsequent taxes on land sold for non-payment.

Was taken up out of its order.

Senator Gomez moved that the rules be waived and House Bill No. 420 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 420 was read a second time by title only.

Senator Gomez offered the following amendment to House Bill No. 420:

In Section 1, line 14 (typewritten bill,) insert between the words "their" and "traveling" the word "reasonable."

Senator Gomez moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Gomez moved that the rules be further waived and House Bill No. 420 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. 420 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker — 37.

Nays—None.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Mann moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 351 out of its order.

Which was agreed to by a two-thirds vote.

And House Bill No. 351:

A bill to be entitled An Act repealing Chapter 15792 of the Acts of 1931 entitled: "An Act fixing the compensation of the County Assessor of Taxes and the County Tax Collector in counties having a total population of not less than 9,400 and not more than 9,410 according to the Federal Census of 1930."

Was taken up out of its order.

Senator Mann moved that the rules be waived and House Bill No. 351 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 351 was read a second time by title only.

Senator Mann moved that the rules be further waived and House Bill No. 351 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. 351 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Dell moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 288 out of its order.

Which was agreed to by a two-thirds vote.

And House Bill No. 288:

A bill to be entitled An Act relating to the transfer of certain county funds of certain counties of the State of Florida.

Was taken up out of its order.

Senator Dell moved that the rules be waived and House Bill No. 288 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 288 was read a second time by title only.

Senator Dell moved that the rules be further waived and House Bill No. 288 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. 283 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson Whitaker—36.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 70:

A bill to be entitled An Act relating to the assessment of exempt property and the allowance and revocation of exemptions, and providing for review by the courts of action thereon.

Was taken up in its order and read a second time in full.

The Committee on Finance and Taxation offered the following amendment to Senate Bill No. 70:

In Section 2, line 10 (typewritten bill), insert the word "or" between the words "increased" and "reduced".

Senator Gary moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to Senate Bill No. 70:

In Section 2, lines 4, 5 and 6 (typewritten bill), strike out the words "and allow an opportunity to present counter-affidavits and shall receive such oral and documentary evidence as may be offered".

Senator Gary moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to Senate Bill No. 70:

In Section 8, line 1 (typewritten bill), strike out the figure "8" and insert in lieu thereof the following: figure "9".

Senator Gary moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to Senate Bill No. 70:

Insert new Section 8, as follows (typewritten bill): "Section 8. If any provision of this Act shall be declared unconstitutional, said provision shall be eliminated and the remaining valid portions thereof shall be enforced."

Senator Gary moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

And Senate Bill No. 70, as amended, was ordered referred to the Committee on Engrossed Bills.

Senate Bill No. 23:

A bill to be entitled An Act to create a County Budget Commission in Counties having a population of 150,000 or less, according to the last preceding State or Federal census; to prescribe the powers, duties and functions of such Budget Commission, and the qualifications, terms of office and methods of appointment or election of members thereof; and to authorize such County Budget Commission to make and control budgets of receipts and expenditures of the Board of County Commissioners, Board of Public Instruction, and all other Boards, Commissions and officials of such Counties authorized to raise or expend moneys for County purposes; provided that this law shall become operative in any such County only after its adoption by said County as provided in this Act.

Was taken up in its order and read a second time in full.

The Committee on County Organizations offered the following amendment to Senate Bill No. 23:

In Section 2, line 5 (typewritten bill), strike out the word "five" and insert in lieu thereof "three".

Senator Gary moved the adoption of the amendment.

Which was not agreed to.

Senator Hilburn offered the following amendment to Senate Bill No. 23:

Strike out Section 17 of said bill and insert in lieu thereof the following: "This Act shall take effect immediately upon its

passage and approval by the Governor or upon becoming a law without such approval."

Senator Hilburn moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Hilburn, Senator Holland moved that the rules be waived and Senate Bill No. 23 with pending amendments be re-committed to the Committee on County Organizations.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Parker moved that House Bill No. 402 be recalled from the House of Representatives.

Which was agreed to.

And it was so ordered.

Senator Parker moved that the Senate reconsider the vote by which House Bill No. 402 passed the Senate.

And the motion went over under the rule.

By permission, the following Resolution was introduced:

By Senators Beacham and Gomez—

Senate Resolution No. 9:

WHEREAS, the Committee on Drainage and the Committee on Public Utilities are both very important Committees, and

WHEREAS, much time of the chairman of each of these Committees is consumed in detail work which could be devoted to important Legislative work, and

WHEREAS, the expense of a clerk to take care of the detail work of these two Committees would be small in comparison to the time which the Chairmen of these Committees have to devote to calling meetings and other details involved;

NOW, THEREFORE, BE IT RESOLVED that the Chairmen of these two Committees be, and they are hereby authorized to name a Clerk to take care of the work of these two Committees who will devote his or her time to the proper dispatch of all business coming before these Committees;

BE IT FURTHER RESOLVED, that during such time as these Committees are not engaged in the consideration of bills before the same, or otherwise, that the Clerk or Secretary of these Committees shall be subject to the performance of like duties by the Chairman of any other Committee of this Senate, or designated to perform duties of a general kind.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

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

Yeas—Senators Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, Getzen, Gillis, Gomez, Harrison, Hodges, Holland, Lewis, Lundy, Mann, Murphy, Parker, Raulerson, Shelley, Shivers, Sikes, Stewart, Watson, Whitaker—25.

Nays—Mr. President; Senators Anderson, Andrews, Bass, English, Gary, Hilburn, MacWilliams, Rose, Turner.—10.

Which was agreed to.

And Senate Resolution No. 9 was adopted.

Senator Getzen moved that the Senate do now adjourn.

Which was not agreed to.

Senator English moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 270 out of its order.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 270:

A bill to be entitled An Act to authorize and direct Trustees or Officers of any College or any other institution of learning in this State upon going out of existence or ceasing to function as an Educational Institution to deliver the Records of all grades attained by Students of said College or Educational Institution to the Registrar of the University of Florida to be preserved by him as a central depository of said records; to designate the University of Florida as the central depository for the records of such Educational Institutions in this State as have ceased to exist or may cease to exist in the future; to direct the University of Florida to collect records of such Educational Institutions extinct or hereafter becoming extinct and to have supervision, care, custody, and control of such records; to require said University of Florida to prepare transcripts of grade records and to certify to the correctness of said transcripts; to empower the University of Florida to charge a nominal fee for preparing such transcripts; to make mandatory the provisions of this Act in the case of any Educational Corporations chartered after the passage of this Act; to make this Act effective upon and after its passage.

Was taken up out of its order.

And Senate Bill No. 270 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass,

Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Harrison, Hilburn, Hodges, Holland, Larson, Lundy, MacWilliams, Parker, Rose, Shelley, Sikes, Stewart, Turner, Watson, Whitaker.—27.

Nays—Senators Beacham, Getzen, Gillis, Gomez, Mann, Murphy, Parrish, Raulerson, Shivers—9.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sikes moved that two hundred (200) copies of Senate Bill No. 147 be printed.

Which was agreed to.

And it was so ordered.

Senator Parker moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:52 o'clock P. M. until 10:30 o'clock A. M., Wednesday, April 19, 1933.