

JOURNAL OF THE SENATE

Thursday, April 20, 1933

The Senate convened at 10:30 o'clock A. M. pursuant to adjournment on Wednesday, April 19, 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 the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, April 19, was corrected as follows:

On page 4, column 2, between lines 54 and 55, insert the following:

Amendment No. 2:

In Section 3, line 5, after the word "causes": Add "Conviction of any offense against the Laws of the State of Florida for moral turpitude."

Also, on page 4, column 2, strike out lines 75, 76, 77, 78, and 79.

Also, on page 5, column 1, line 2, strike out the words "with amendments thereto"

Also, on page 9, column 1, strike out lines 30 and 46, inclusive, and insert in lieu thereof the following:

House Bill No. 246:

A bill to be entitled An Act to provide that moneys paid by the State Treasurer to County Commissioners of Counties of the State of Florida having a population of not less than seven thousand two hundred (7200) and not more than seven thousand four hundred (7400) according to the last State or Federal Census, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, under any amendment of said Act, or under any law, which is derived from licensed race tracks, shall be paid by the County Commissioners to the Board of Public Instruction of their County, in proportion of one-half of the amount of money received from the State Treasurer during the year nineteen hundred and thirty-three (1933), and all of the money received from the State Treasurer during the year 1934 and subsequent years, which said money shall go to the Board of Public Instruction of such Counties to be used exclusively to pay indebtedness as herein set forth; to provide that the Board of Public Instruction of such Counties shall use said moneys received from the County Commissioners to pay indebtedness as herein set forth; providing that County Commissioners and/or members of the Board of Public Instruction shall be guilty of malfeasance in office if such moneys are not applied as herein set forth, and to repeal Chapter 15764, Laws of Florida, Acts of 1931.

Same being a correction to the title of House Bill No. 246, as contained in Messages from the House of Representatives. And as corrected was approved.

REPORTS OF COMMITTEES

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

Senate Chamber,
Tallahassee, Fla., April 19, 1933.

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

Sir:

Your Committee on Appropriations, to whom was referred:

By Senator Gillis—

Senate Bill No. 249:

A bill to be entitled An Act to amend Sections 1 and 2 of Chapter 11831, Laws of Florida, Acts of 1927, being Section 1724, Compiled General Laws of Florida, 1927, relating to an appropriation for the maintenance of the monuments and grounds located near Port Saint Joe, Gulf County, Florida,

erected to commemorate the signing of the Constitution of the State of Florida.

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

Very respectfully,

WM. C. HODGES,
Chairman of Committee.

And Senate Bill No. 249, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 19, 1933.

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

Sir:

Your Committee on Appropriations, to whom was referred:

By Senator Gillis—

Senate Bill No. 211:

A bill to be entitled An Act relating to Royal Palm State Park, and to amend Section 1 of Chapter 8425, Laws of Florida, Acts of 1921, being Section 1703, Compiled General Laws, 1927, relating to an appropriation for Royal Palm State Park.

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

Very respectfully,

WM. C. HODGES,
Chairman of Committee.

And Senate Bill No. 211, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 19, 1933.

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

Sir:

Your Committee on Appropriations, to whom was referred:

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 appropriation for the maintenance of Battle Field Monument at Natural Bridge in the State of Florida.

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

Very respectfully,

WM. C. HODGES,
Chairman of Committee.

And Senate Bill No. 283, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator W. T. Gary, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 19, 1933.

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

Sir:

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

Senate Bill No. 126:

A bill to be entitled An Act to provide that all moneys collected in the name of the State of Florida by any Agent or Department of the State of Florida shall be deposited in the general revenue fund of the State of Florida, and providing further that no moneys shall be expended by any Department of the State of Florida or by any Commission, Board or Agency of the State of Florida except and upon authorization of such expenditure under and by an appropriating Act or Acts of the Legislature.

Committee Amendments Suggested:

Amendment No. 1:

In Section 1, Line 8, (typewritten bill) insert the following: "Provided, that the provisions of this Act shall not apply to any of the institutions under the supervision of the Board of Control, nor to boards and commissions created for the purpose of regulating the admission, licensing, registration, or the practice of trades or professions under the supervision of such boards or commissions, the practitioners of which are required to pay occupational taxes in addition to the fees for such supervision and regulation," at the end of said Section.

Amendment No. 2:

In Section 6, Line 1, strike out words "become a law" and insert in lieu thereof the words "go into effect".

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

Very respectfully,

W. T. GARY,
Chairman of Committee.

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

Senator English, Chairman of the Committee on Privileges and Elections, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 20, 1933.

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

Sir:

Your Committee on Privileges and Elections, to whom was referred:

Senate Bill No. 101:

A bill to be entitled An Act to provide for the holding of State Conventions for the purpose of ratifying or rejecting proposed amendments to the Constitution of the United States.

Have had the same under consideration and submit a Committee Substitute as follows:

A bill to be entitled An Act providing for a Convention of delegates to determine whether or not the State of Florida shall ratify the proposed Twenty-First Amendment to the Constitution of the United States of America.

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

Very respectfully,

BERNARD H. ENGLISH,
Chairman of Committee.

And Senate Bill No. 101 with Committee Substitute therefor, 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 20, 1933.

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

Sir:

Your Committee on Claims, to whom was referred:

Senate Bill No. 285:

A bill to be entitled An Act for the relief of Mrs. Carrie Pifer and providing appropriation to compensate her for the loss of her son, Robert Hal Pifer, who was killed by a shot from a machine gun fired by members of the Florida National Guard.

Committee Amendments Suggested:

Amendment No. 1:

In (typewritten bill), strike out all of Section 2, and insert in lieu thereof the following: "That the Comptroller is hereby authorized and required to immediately draw his warrant on the Treasurer for the sum of One Thousand Dollars (\$1,000.00) in favor of the said Mrs. Carrie Pifer, and the Comptroller is further hereby authorized and required to draw his warrants on the Treasurer on the first of each and every month thereafter for the sum of One Hundred Dollars (\$100.00) in favor of the said Mrs. Carrie Pifer, said warrants to be drawn in said sum of One Hundred Dollars (\$100.00) on the first of each and every of said months until the remaining sum of Four Thousand Dollars (\$4,000.00) has been fully paid, and the Treasurer is hereby authorized and required to pay all of said warrants."

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

Very respectfully,

W. A. MacWILLIAMS,
Chairman of Committee.

And Senate Bill No. 285, contained in the above report, together with Committee amendments, 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 20, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

Your Committee on Claims, to whom was referred:

Senate Bill No. 286:

A bill to be entitled An Act for the relief of Mrs. Annie A. Browning and providing appropriation to compensate her for the loss of her husband, William Ennis Browning, who was killed by a shot fired from a machine gun by members of the Florida National Guard.

Committee Amendments Suggested:

Amendment No. 1:

In (typewritten bill), strike out all of Section 2, and insert in lieu thereof the following: "That the Comptroller is hereby authorized and required to immediately draw his warrant on the Treasurer for the sum of One Thousand Dollars (\$1,000.00) in favor of the said Annie A. Browning, and the Comptroller is further hereby authorized and required to draw his warrants on the Treasurer on the first of each and every month thereafter for the sum of One Hundred Dollars (\$100.00) in favor of the said Annie A. Browning, said warrants to be drawn in said sum of One Hundred Dollars (\$100.00) on the first of each and every of said months until the remaining sum of Four Thousand Dollars (\$4,000.00) has been fully paid, and the Treasurer is hereby authorized and required to pay all of said warrants."

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

Very respectfully,

W. A. MacWILLIAMS,
Chairman of Committee.

And Senate Bill No. 286, contained in the above report, together with committee amendments, 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 20, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

Your Committee on Claims, to whom was referred:

Senate Bill No. 287:

A bill to be entitled An Act for the relief of John McRae and Mrs. Ann C. McRae and providing appropriation to compensate them for the loss of their son Hugh Edward McRae, who was killed by a shot fired from a machine gun by members of the Florida National Guard.

Committee Amendments Suggested:

Amendment No. 1:

In (typewritten bill), strike out all of Section 2, and insert in lieu thereof the following: "That the Comptroller is hereby authorized and required to immediately draw his warrant on the Treasurer for the sum of One Thousand Dollars (\$1,000.00) in favor of the said John McRae and Ann C. McRae and the Comptroller is further hereby authorized and required to draw his warrants on the Treasurer on the first of each and every month thereafter for the sum of One Hundred Dollars (\$100.00) in favor of the said John McRae and Ann C. McRae, said warrants to be drawn in said sum of One Hundred Dollars (\$100.00) on the first of each and every of said months until the remaining sum of Four Thousand Dollars (\$4,000.00) has been fully paid, and the Treasurer is hereby authorized and required to pay all of said warrants."

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

Very respectfully,

W. A. MacWILLIAMS,
Chairman of Committee.

And Senate Bill No. 287, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

REPORTS OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Fla., April 19, 1933.

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

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

Senate Bill No. 140:

A bill to be entitled An Act fixing the rate of interest on tax certificates.

Amendments:

In Section 3, line 3, strike out the word "of" and insert in lieu thereof, the following "issued in".

In Sections 1 and 2, lines 3 and 4, after the word "county", add "or any municipality in the several counties of the State of Florida".

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. 140, with committee amendments, contained in the above report, was referred to the Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., April 19, 1933.

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

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

Senate Bill No. 143:

A bill to be entitled An Act to further establish, declare and designate State Road No. 90.

Amendment:

In Section 1, line 2, after the word "from" insert the word "near".

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. 143, as amended, contained in the above report, was referred to the Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., April 19, 1933.

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

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

Joint Resolution No. 69:

A Joint Resolution proposing an amendment to the Constitution of Florida, to be known as Sections 12, 13 and 14, of Article IX, relating to taxation and finance.

Amendments:

Amendment No. 1:

In the title, strike out figures 13 and 14.

Amendment No. 2:

In Section 12, strike out all of that part of Section beginning with the words "or for the benefit of any State".

Amendment No. 3:

Strike out Section 13 and Section 14.

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. 69, contained in the above report, was referred to the Calendar of Bills on third reading.

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

Senate Chamber,
Tallahassee, Fla., April 19, 1933.

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

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

Senate Bill No. 124:

A bill to be entitled An Act, the Bank Conservator Act and providing for the appointment of a Conservator by the Comptroller for certain banks and trust companies under certain conditions with his powers, duties and compensation, and further providing for the reorganization of certain banks and trust companies.

House amendments:

To the title and after the last word of the title change the period to a comma and add the following: "and prescribing penalties for the violation of said Act and for the violation of rules or regulations made pursuant to said Act."

In Section 7, line 4, strike out the word "Receiver", and insert in lieu thereof the following: "Conservator".

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. 124, contained in the above report, was referred to the Committee on Enrolled Bills.

REPORT OF ENROLLING COMMITTEE

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 20, 1933.

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

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

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 9400 and not more than 9410 according to the Federal Census of 1930".

Also—

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—

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—

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.

Also—

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—

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 1, 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 DeSoto County; and to authorize the Board of Public Instruction for Hardee County, Florida, to issue, executive 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.

Also—

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—

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. Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. W. ANDERSON,

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

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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 19, 1933.

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

Sir:

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

House Bill No. 322:

A bill to be entitled An Act to abolish the own of Molino in Escambia County, State of Florida, and to provide for the distribution of the assets of the said Town.

Also—

House Bill No. 242:

A bill to be entitled An Act to apportion 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 six thousand two hundred and seventy (6,270) and not more than six thousand two hundred and eighty (6,280) according to the last Federal Census under the provisions of Chapter 14832 Laws of Florida, Act of 1931. Said Chapter being an Act taxing racing in the State of Florida.

Also—

House Bill No. 264:

A bill to be entitled An Act prescribing a closed Season against fishing in the fresh waters of Calhoun County, Florida; making it a misdemeanor to fish, attempt to fish, take or remove fish from said fresh waters during the closed Season except as herein authorized.

Also—

House Bill No. 274:

A bill to be entitled An Act to repeal Chapter 12566 of the Special Laws of Florida of 1927 the same being: "An Act to validate and confirm an issue of Municipal building bonds of the City of Bowling Green, Florida; to provide for the levy and collection of a tax to pay said bonds and the interest thereon, and to provide the method of sale of said bonds."

Also—

House Bill No. 132:

A bill to be entitled An Act cancelling the authorization to issue and the validation of certain unissued and unsold

bonds of Orange County, authorized and validated for the purpose of constructing hard-surfaced highways therein.

Also—

House Bill No. 123:

A bill to be entitled An Act authorizing and empowering the City of Cottondale, Florida, to collect, foreclose, and enforce tax liens for delinquent taxes now due and past due to said City for the year 1931, or that may hereafter for any subsequent year or years, become due and delinquent to said City, with accrued interest, penalties and costs therefor, by Bill in Chancery, and providing the method of such proceedings and the costs thereof, and validating the assessment rolls of said City for the years 1931 and 1932 and extending the time for the payment of taxes or the taking up of tax sales certificates to the 30th day of September, A. D., 1933.

Also—

House Bill No. 110:

A bill to be entitled An Act to repeal Chapter 15224, Special Acts of 1931, Regular and Extraordinary Sessions, Laws of Florida, same being: "An Act requiring all able-bodied male persons, over the age of 21 years and under the age of 45 years, to work the roads of Gadsden County, Florida, and providing for the method and manner in which such work shall be carried on; providing for the appointment of a Road Foreman and Summoner and fixing their compensation.

Also—

House Bill No. 103:

A bill to be entitled An Act relating to County Welfare Boards and amending Chapter 9274 Acts of 1923, Section One, same being Section 2903, Compiled General Laws of Florida of 1927, so as to make the provisions of said Section apply only in Counties of the State of Florida having a population of over 155,000 according to the last Federal Census.

Also—

House Bill No. 96:

A bill to be entitled An Act authorizing the Board of County Commissioners of Brevard County, Florida, to fix the salary of the Clerk and Auditor of said Board of County Commissioners.

Also—

House Bill No. 158:

A bill to be entitled An Act to provide for the reception and safe keeping by the Commissioner of Agriculture of the State of Florida of the Tract Books, Maps and Records of the United States Land Office at Gainesville, Florida, appertaining to the Land Titles in Florida.

Also—

House Bill No. 241:

A bill to be entitled An Act providing that the annual maintenance tax of the Crane Creek Drainage District shall be levied on a uniform acreage basis instead of a benefit assessment basis; and limiting the amount thereof.

Beg 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

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 18, 1933.

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

Sir:

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

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.

Beg 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

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 20, 1933.

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

Sir:

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

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".

Also—

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—

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—

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.

Also—

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—

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 1, 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 DeSoto County; and to authorize the Board of Public Instruction for Hardee County, Florida, to issue, execute and deliver removal 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.

Also—

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—

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 supplemental Act thereof. Beg 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.

Senator Holland moved that Senate Bill No. 291 be recalled from the Committee on Judiciary "A" and placed on the Calendar of Bills on second reading under the rule.

Which was agreed to.

And it was so ordered.

By unanimous consent, Senator Holland withdrew Senate Bill No. 291.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Caro—

Senate Concurrent Resolution No. 8:

WHEREAS, after a long life, rich in public service, the fullness of years has prompted the Honorable Philip Keyes Yonge, one of the most useful of Florida's sons, to withdraw from active personal participation in the affairs of our State; and

WHEREAS, his ability, loyalty, zeal and idealism, especially in the field of education, have been always actively manifested in the concerns of his city, county, state and nation, and of right entitled him to a peculiar and prominent distinction among our citizens; and

WHEREAS, for nearly twenty-five years as a member of the Board of Control of institutions of higher learning—eighteen of which he was chairman—he served with a devotion that comes only from self-consecration to a high purpose; and

WHEREAS, his recent resignation causes us to lose from our councils the wisdom that has come to him from long and varied experience; now therefore,

BE IT RESOLVED by the Senate and House of Representatives of the State of Florida, that we extend to this distinguished citizen our congratulations that he has been able to contribute so abundantly to the true greatness of our State and to laying the sure foundation of the system of higher education of our State on such lofty lines as to insure its future growth; and

BE IT RESOLVED FURTHER that we, the representatives of its citizens; express our profound appreciation of this devoted service; wishing for him many more years of the fullest enjoyment of the fruition of a life well spent; and

BE IT FURTHER RESOLVED that copies of this resolution be inserted in the records of the Journals of the Senate and of the House of Representatives and that a copy be sent to the Honorable Philip Keyes Yonge as evidence of the State's appreciation of his labors, given always with the self-effacing modesty of the patriot.

Which was read the first time in full.

Senator Caro moved that the rules be waived and Senate Concurrent Resolution No. 8 be read a second time in full,

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 8 was read a second time in full.

The question was put on the adoption of the resolution. Which was agreed to.

And Senate Concurrent Resolution No. 8 was adopted.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Getzen—

Senate Bill No. 295:

A bill to be entitled An Act apportioning the moneys received by the State Treasurer under and by virtue of the Law of the State of Florida, to-wit: Senate Bill 361 providing for a State Racing Commission, etc., which said bill is An Act of the Legislature of 1931; providing that the said State Treasurer of the State of Florida, when the said moneys have been received and disbursements are to be made, that the said Treasurer of the State of Florida in distributing the moneys to the several counties of the State of Florida having a population of not less than 10,500 and not exceeding 10,690 according to the last State of Federal census; that he shall distribute such moneys to such counties to the Boards of Public Instruction for the purpose of paying teachers salaries and bus drivers in said counties.

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

By Senator Gillis—

Senate Joint Resolution No. 296:

A JOINT RESOLUTION proposing to amend Section 24 of Article III of the Constitution of the State of Florida, relating to county and municipal governments.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That Section 24 of Article III of the Constitution of the State of Florida relating to county and municipal governments be and the same is hereby amended, and as amended is agreed to and shall be submitted to the electors of the State of Florida at the General Election of Representatives to be held in 1934 for approval or rejection. Said Section 24 of Article III, as amended, shall read as follows:

Section 24. The Legislature shall establish a uniform system of county and municipal government, which shall be applicable, except in cases where local or special laws for counties are provided by the Legislature that may be inconsistent therewith. The Legislature shall by general law classify cities and towns according to population, and shall by general law provide for their incorporation, government, jurisdiction, powers, duties and privileges under such classifications, and no special or local laws incorporating cities or towns, providing for their government, jurisdiction, powers, duties and privileges shall be passed by the Legislature.

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

By Senator Gillis—
Senate Bill No. 297:

A bill to be entitled An Act prescribing and fixing the maximum amount that may be charged for mileage and for subsistence by all state officers and state employees traveling on state business, and requiring the State Comptroller to prepare forms for transportation request and for rendering traveling expense statements.

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

By Senator Gillis—
Senate Bill No. 298:

A bill to be entitled An Act to fix the amount to be charged by the Clerks and/or Judges of the several courts in the State of Florida, except the Clerk of the Supreme Court and Judges and/or Clerks of the Juvenile Courts, and except the County Judge as Judge of the Probate Court, in all cases civil and criminal in the State of Florida, as fees for services rendered.

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

By Senator Gillis—
Senate Bill No. 299:

A bill to be entitled An Act relating to vacancies in the office of additional Circuit Judges authorized by the Laws of the State of Florida in accordance with Article V, Section 43 of the Constitution of the State of Florida, and the duties of the Governor in relation thereto.

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

By Senator Shivers—
Senate Bill No. 300:

A bill to be entitled An Act providing for the transferring of license plates from destroyed motor vehicles.

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

By Senator Shivers—
Senate Bill No. 301:

A bill to be entitled An Act placing school bus transportation under the charge and supervision of the State Board of Education.

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

By Senator English—
Senate Bill No. 302:

A bill to be entitled An Act fixing the amount of bond required of dealers under the Florida Securities Commission Law of the State of Florida, to-wit: Chapter 14899, Acts of 1931, where such dealers deal solely and exclusively in securities issued by a public commission, board or officer of the government of the United States, or of any State, territory or insular possession thereof, or of any municipality located therein, or of the District of Columbia, or of the Dominion of Canada or of any province thereof.

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

By Senator Caro—
Senate Bill No. 303:

A bill to be entitled An Act amending Chapter 14656 Acts of 1931, Laws of Florida, relating to registration

be paid for the licensing of passenger busses furnishing public transportation within incorporated cities.

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

By Senator Caro—
Senate Bill No. 304:

A bill to be entitled An Act to amend Section 6 of Chapter 15625, Acts of 1931, Laws of Florida, amending Sections 1007, 1010, 1011 and 1031, Revised General Statutes of Florida, relating to the operation, licensing and taxing of motor vehicles, trailers, semi-trailers and motorcycle side cars, and for other purposes in relation to motor vehicles and registration thereof.

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

By Senator Butler—
Senate Bill No. 305:

A bill to be entitled An Act to authorize the re-establishment and the re-assessment and collection of taxes upon any real or personal property in the Town of Atlantic Beach, a municipal corporation, in Duval County, Florida.

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

By Senator Butler—
Senate Bill No. 306:

A bill to be entitled An Act relating to the Town of Atlantic Beach, in Duval County, Florida, providing for the construction of seawalls, authorizing the issuance of bonds for that purpose; authorizing and providing for special assessments against abutting property to pay a portion of the cost of seawalls or the bonds issued for that purpose, and other matters in connection therewith or relating thereto.

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

By Senator Butler—
Senate Bill No. 307:

A bill to be entitled An Act affecting the government of the Town of Atlantic Beach, providing for an increase in the bond limit for the purpose of constructing bulkhead and other municipal purposes.

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

By Senator Butler—
Senate Bill No. 308:

A bill to be entitled An Act to provide and authorize the Town of Atlantic Beach, Duval County, Florida, to provide and prescribe zoning regulations.

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

By Senator Caro—
Senate Bill No. 309:

A bill to be entitled An Act providing that no compensation of any character, either salary, per diem or otherwise and mileage or other expenses shall be paid to the County Commissioners of any county in the State of Florida, of Public

ferred to the Committee on County Organizations.

By Senator Caro—
Senate Bill No. 310:

A bill to be entitled An Act to provide for the sale of Tax Certificates, respectfully submitted, DAVID SHOLTZ, Governor.

General Statutes of THE HOUSE OF REPRESENTATIVES
Which was read the first time by its title only and referred to the Calendar of Local Bills on second reading.

By Senator Futch—
Senate Bill No. 311:

A bill to be entitled An Act to provide for the sale of Tax Certificates, respectfully submitted, DAVID SHOLTZ, Governor.

By Senator 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. Teague, of Franklin—
House Bill No. 519:

A bill to be entitled An Act prescribing and fixing the maximum amount that may be charged for mileage and for subsistence by all State officers and State employees travelling on State business, and requiring the State Comptroller to pre-

By Senators Caro, Larson, Shelley and Mann—
Senate Bill No. 312:

A bill to be entitled An Act to incorporate Benevolent Mutual Benefit Associations or Societies on the Assessment Plan organized for the purpose of benefitting and protecting members in the case of dismemberment, and to the end of benefitting widows, orphans, heirs, devisees and estates of deceased members thereof; providing for the method of incorporation of such associations and the regulation and control of such associations as may be incorporated under the terms of this Act, and of those associations or organizations doing a similar business in the State of Florida that desire to be incorporated under the terms of this Act; authorizing the State Treasurer to examine into the solvency and operation of such associations incorporated under the terms of this Act; providing for a valuation of certificates and providing for a reserve fund; providing for general State supervision and control of Benevolent Mutual Benefit Associations or Societies that may be hereafter operated in the State of Florida, subject to the terms of this Act, on the assessment plan.

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

By Senator Holland—
Senate Bill No. 313:

A bill to be entitled An Act prescribing additional duties of County Commissioners and Clerks of the Circuit Court, in their respective Counties of the State of Florida in connection with the recording and indexing of Chattel Mortgages, Bills of Sale, Conditional Bills of Sale, Retain title Contracts, or any other instrument affecting the title to personal property.

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

By Senator Holland—
Senate Bill No. 314:

A bill to be entitled An Act to provide for the recording of all Bills of Sale, Conditional Sales Contract, Retain Title Contracts, Contracts, Mortgages, Liens and Leases upon Livestock; providing when this Act shall become effective and providing for priority of purchaser or lien holders.

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

By Senator Holland—
Senate Bill No. 315:

A bill to be entitled An Act to amend Section 913 Compiled General Laws of 1927 relating to taxation.

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

By Senator Parrish—
Senate Bill No. 316:

A bill to be entitled An Act to amend Section 27 of Chapter 14764, Laws of Florida, Acts of 1931, relating to the operation of Motor Vehicles by Railroad Companies on the Highways of this State, and providing the terms and conditions under which said Railroad Companies may operate such operation of buses.

to authorize and the first time by its title only and referred to the County, Florida, to Motor Vehicles. regulations therefor; and construction for Hardee County for the annual payment of the principal of said warrants authorizing the Governor of levy of a millage sufficient thereof of the police powers of

Also—
House Bill No. 419:

A bill to be entitled An Act fixing the penalties against the Tax Collectors of Glades, Hendry and Leeward in connection with the sale, redemption, purchase and improvement District for non-payment of taxes in said Dis-

Also—
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 supplemental Act thereof.

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.

ate of April 6, 1933, approval of which was deferred on motion of Senator MacWilliams, be approved.

Which was agreed to

And the Journal of April 6, 1933, as corrected was approved.

Senator Raulerson moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 431 out of its order.

Which was agreed to by a two-thirds vote.

And—

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.

Was taken up out of its order.

Senator Raulerson moved that the rules be waived and House Bill No. 431 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 431 was read a second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 431 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. 431 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, Lundy, MacWilliams, 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 Raulerson moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 432 out of its order.

Which was agreed to by a two-thirds vote.

And—

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 of 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 the Sound to Jupiter Island; thence run southerly along the east shore of said waters of Hobe Sound also known as Artic Narrows and Jupiter River, to the south line of Martin County, Florida; thence run due east across the waters of the Sound, also known as Indian Narrows and Jupiter River, to 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.

Was taken up out of its order.

Senator Raulerson moved that the rules be waived and House Bill No. 432 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 432 was read a second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 432 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. 432 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, Lundy, MacWilliams, 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 Raulerson moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 433 out of its order.

Which was agreed to by a two-thirds vote.

And—

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.

Was taken up out of its order.

Senator Raulerson moved that the rules be waived and House Bill No. 433 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 433 was read a second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 433 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. 433 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, Lundy, MacWilliams, 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 Raulerson moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 405 out of its order.

Which was agreed to by a two-thirds vote.

And—

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."

Was taken up out of its order.

Senator Raulerson moved that the rules be waived and House Bill No. 405 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 405 was read a second time by title only.

Senator Raulerson offered the following amendment to House Bill No. 405:

In Section 1, Line 4, strike out the words 4000 and insert in lieu thereof the following: 4100.

Senator Raulerson moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Raulerson also offered the following amendment to House Bill No. 405:

In Section 1, Line 5, strike out the words 4200 and insert in lieu thereof the following: 4130.

Senator Raulerson moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Raulerson moved that the rules be further waived and House Bill No. 405, 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. 405, 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, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lundy, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—35.

Nays—None.

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

The following communication from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
April 20, 1933

Hon. 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. 103 relating to Superintendents of Public Instruction.

Senate Bill No. 104 relating to Race Track Funds.

Senate Bill No. 167 relating to Palatka.

Senate Bill No. 172 relating to Race Track Funds.

Senate Bill No. 192 relating to sale of Tax Certificates.

Respectfully submitted,

DAVE SHOLTZ,
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., April 20, 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. Teague, of Franklin—

House Bill No. 519:

A bill to be entitled An Act prescribing and fixing the maximum amount that may be charged for mileage and for subsistence by all State officers and State employees travelling on State business, and requiring the State Comptroller to pre-

pare forms for transportation request and for rendering traveling expense statements.

And respectfully requests the concurrence of the Senate therein.

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

House Bill No. 519, 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 20, 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 in compliance with a request of the Senate, the House of Representatives herewith returns:

By Senator Shivers—
Senate Bill No. 222:

A bill to be entitled An Act approving, validating and confirming the tax assessment rolls of the City of Chipley, Florida, for the years 1927 to 1932, inclusive.

Also—
By Senator Gillis—
Senate Bill No. 138:

A bill to be entitled An Act to amend Section 2 of Chapter 8466, Laws of Florida, Acts of 1921, entitled: "An Act relating to fraud or the attempt to defraud by assuming to have or to be able to obtain certain information whether the same exists or not; to prescribe certain evidence, and to provide penalties for the violation of this Act."

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

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

Tallahassee, Fla., April 20, 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:

Senate Memorial No. 8:

A Memorial to the Congress of the United States of America relating to the Palm Valley Bridge across the canal of the Florida Inland Navigation District, and requesting that said bridge be rebuilt and operated for the benefit of the people of the State.

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

Senate Memorial No. 8 was ordered referred to the Committee on Enrolled Bills.

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

Tallahassee, Fla., April 20, 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. Dixon of Jackson—
House Bill No. 15:

A bill to be entitled An Act to amend section one of Chapter 5266, Acts of 1903, Laws of Florida, the same being Section 7361 of the Compiled General Laws of Florida, 1927, and Section 5242 of the Revised General Statutes of Florida, 1920, said Act being entitled:

"An Act prescribing a penalty for permitting and allowing dogs that have injured or killed sheep or are in the habit of injuring or killing the same to run at large."

Also—
By Mr. Byington of Volusia—
House Bill No. 182:

A bill to be entitled An Act to amend Section 6069, Compiled General Laws of Florida, 1927, relating to capital stock in State banks and prescribing the conditions of increasing capital stock in banks.

Also—
By Mr. Bass of Palm Beach—
House Bill No. 390:

A bill to be entitled An Act authorizing the use of bonds and/or matured interest coupons or other obligations in the payment of certain taxes and assessments of drainage districts and sub-drainage districts.

And respectfully requests the concurrence of the Senate therein.

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

House Bill No. 15, contained in the above Message, was read the first time by its title only and referred to the Committee on Agriculture and Live Stock.

House Bill No. 182, contained in the above Message, was read the first time by its title only and referred to the Committee on Banking.

House Bill No. 390, contained in the above Message, was read the first time by its title only and referred to the Committee on Drainage

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

Tallahassee, Fla., April 20, 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. Byington of Volusia—
House Bill No. 181:

A bill to be entitled An Act prohibiting State banks from engaging in the investment security business, and providing for the complete separation and disassociation of investment security companies from banks in the State of Florida, and for other purposes.

Also—
By Mr. Christie, of Duval—
House Bill No. 209:

A bill to be entitled An Act relating to the deposit of moneys paid into the several courts of this State, and the withdrawal thereof.

Also—
By Mr. Bass of Palm Beach—
House Bill No. 389:

A bill to be entitled An Act validating the Acts of public officers in accepting bonds, matured interest coupons and other obligations in payment of taxes and redemption of tax certificates and tax liens.

Also—
By Mr. Tomasello, of Okeechobee—
House Bill No. 404:

A bill to be entitled An Act authorizing the disposition of undisposed of Funds raised or created for the purpose of applying toward the payment of principal or interest of refunding bonds when such refunding bonds are not issued.

And respectfully requests the concurrence of the Senate therein.

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

House Bill No. 181, contained in the above Message, was read the first time by its title only and referred to the Committee on Banking.

House Bill No. 209, contained in the above Message, was read the first time by its title only and referred to the Committee on Judiciary "A."

House Bill No. 389, contained in the above Message, was read the first time by its title only and referred to the Committee on Finance and Taxation.

House Bill No. 404, contained in the above Message, was

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

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

Senate Concurrent Resolutions Nos. 5 and 4 were taken up in their order and the consideration of same was informally passed.

Committee Substitute Senate Bill No. 15:

A bill to be entitled An Act to fix the annual salaries of certain State Officers and employees, and repealing Chapter 15720, Laws of Florida, Acts of 1931, relating to same subject.

Was taken up and the amendment of Senator Butler to the amendment of the Committee on Finance and Taxation to the Committee Substitute to the Bill was under consideration when the hour of adjournment arrived.

Informally passed on April 17th.

With pending amendments, was taken up in its order.

The following amendment by the Committee on Finance and Taxation was pending.

In Section 1, strike out the figures \$5,000.00 and insert in lieu thereof the following: \$4,800.00.

Senator Gary having previously moved the adoption of the amendment.

Pending the adoption of the amendment offered by the Committee on Finance and Taxation, Senator Butler offered the following amendment to the amendment:

In Section 1, strike out figures \$4,250.00 and insert in lieu thereof the following: \$4,800.00.

Senator Butler having previously moved the adoption of the amendment to the amendment, and the same was pending.

The consideration of the above amendments was taken up.

Pending the adoption of the amendment to the amendment, Senator Hodges moved that the rules be waived and the further consideration of Committee Substitute for Senate Bill No. 15, with pending amendments, be postponed until Tuesday, April 25.

Which was not agreed to.

The question then recurred on the adoption of the amendment offered by Senator Butler to the amendment offered by the Committee on Finance and Taxation to Committee Substitute for Senate Bill No. 15.

Upon which a roll call was demanded.

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

Yeas—Senators Anderson, Beacham, Black, Butler, Caro, Clarke, Dell, English, Gomez, Hodges, Holland, Larson, Sikes, Stewart, Watson, Whitaker.—16.

Nays—Mr. President; Senators Andrews, Bass, Chowning, Gary, Getzen, Gillis, Hilburn, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Turner.—20.

Which was not agreed to.

The question recurred on the adoption of the amendment offered by the Committee on Finance and Taxation.

Pending the adoption of the amendment Senator Gillis offered the following substitute amendment to the amendment offered by the Committee on Finance and Taxation:

In Section 1, Line 21, strike out the figures \$3,250 and insert in lieu thereof the following: \$4,500.

Senator Gillis moved the adoption of the substitute amendment.

Which was agreed to.

And the substitute amendment was adopted.

Senator Getzen offered the following amendment to Committee Substitute for Senate Bill No. 15:

Section 5. This Act shall in no event be construed as an appropriation of any salary or salaries mentioned herein, but shall only be construed as an Act fixing the maximum amount of such salary or salaries to be paid only from moneys specifically appropriated for such purposes by some other Act of the Legislature."

Senator Getzen moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Getzen also offered the following amendment to Committee Substitute for Senate Bill No. 15:

"Section 6. The annual salaries of all other State officials and/or employees of the State shall be in such amount as may be provided for such office or employment in the General Appropriation Bill for the biennium beginning July 1, 1933."

Senator Getzen moved the adoption of the amendment.

Pending the adoption of the amendment offered by Sena-

tor Getzen, Senator Hodges moved that the rules be waived and the further consideration of Committee Substitute for Senate Bill No. 15, with pending amendments, be postponed until Monday, April 24.

Pending the adoption of the motion by Senator Hodges, Senator Stewart moved, as a substitute motion, that Committee Substitute for Senate Bill No. 15, with pending amendments, be indefinitely postponed.

Upon which a roll call was demanded.

On the adoption of the motion made by Senator Stewart the roll was called and the vote was:

Yeas—Senators Chowning, Harrison, Hodges, Stewart.—4.

Nays—Mr. President; Senators Anderson, Andrews, Bass, Black, Caro, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hilburn, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Turner, Watson, Whitaker.—31.

Which was not agreed to.

The question recurred on the motion made by Senator Hodges, upon which a roll call was demanded.

Upon the motion made by Senator Hodges, the roll was called and the vote was:

Yeas—Senators Anderson, Beacham, Butler, Chowning, Clarke, Dell, English, Gomez, Harrison, Hodges, Lewis, Stewart, Whitaker.—13.

Nays—Mr. President; Senators Andrews, Bass, Gary, Getzen, Gillis, Hilburn, Holland, Larson, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Turner, Watson.—22.

Which was not agreed to.

The question then recurred on the adoption of the amendment offered by Senator Getzen to Committee Substitute for Senate Bill No. 15.

Which was agreed to and the amendment was adopted.

Senator Getzen also offered the following amendment to Committee Substitute for Senate Bill No. 15:

In Section Five, Line One (typewritten bill,) strike out the words: "Section Five" and insert in lieu thereof the following: "Section Seven."

Senator Getzen moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Gillis offered the following amendment to Committee Substitute for Senate Bill No. 15:

In Section 1, Line 5 (printed bill,) strike out the figures \$7,200.00 and insert in lieu thereof the following: \$6,000.00.

Senator Gillis moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Gillis, Senator Gomez offered the following substitute amendment:

In Section 1, Line 5 (printed bill,) strike out the figures \$7,200.00 and insert in lieu thereof the following: \$7,500.00.

Senator Gomez moved the adoption of the substitute amendment.

Upon which a roll call was demanded.

Upon the adoption of the substitute amendment offered by Senator Gomez, the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Getzen, Gomez, Harrison, Hodges, Lewis, Lundy, Raulerson, Rose, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—24.

Nays—Andrews, Bass, Gary, Gillis, Hilburn, Holland, Larson, MacWilliams, Mann, Murphy, Parker, Parrish, Shelley.—13.

Which was agreed to.

And the substitute amendment was adopted.

Senator Hilburn 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 the Senate took up the consideration of Messages from the House of Representatives.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., April 20, 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 respectfully requests the Senate to return to the House of Representatives:

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, number 16½, relating to a tax on licenses. And respectfully requests the concurrence of the Senate therein.

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

Senator Hilburn moved that House Bill No. 448 be immediately returned to the House of Representatives.

Which was agreed to.
And it was so ordered.

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

Tallahassee, Fla., April 20, 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 concurred in Senate Amendment to:

By Messrs. Wood of Lee, Burchard of Hendry and Peeples of Glades:

House Bill No. 420:

A bill to be entitled An Act to amend Sections 4, 6 and 8, and to repeal Section 5-a 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 tax 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.

Which amendment is:

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

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

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

Tallahassee, Fla., April 20, 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. Scofield, of Citrus—
House Bill No. 3:

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

A bill to be entitled An Act relating to the fencing of pits and holes and damages for any horses, cattle or other domestic animals falling into same.

And respectfully requests the concurrence of the Senate therein.

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

House Bill No. 3, contained in the above Message, was read the first time by its title only and referred to the Committee on Agriculture and Live Stock.

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

Tallahassee, Fla., April 20, 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 MacWilliams—
Senate Bill No. 50:

A bill to be entitled An Act relating to the rate of wages for Laborers and Mechanics employed on public buildings of the State of Florida by Contractors and Sub-Contractors, and for other purposes.

Also—
By Senator Anderson—
Senate Bill No. 125:

A bill to be entitled An Act relating to the Issuance of Preferred Stock of Banking Companies, providing for the payment of dividends thereon. Providing how it may be retired and determining its priority over Common Stock; limiting the Liability of the Holders of Preferred Stock and fixing the rights of holders of Preferred Stock.

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

Senate Bills Nos. 50 and 125, contained in the above Message, were read by their titles only and ordered referred to the Committee on Enrolled Bills.

Senator English moved that the Senate do now adjourn.
Which was agreed to.

And the Senate stood adjourned at 12:55 o'clock P. M. until 10:30 o'clock A. M., Friday, April 21, 1933.

EXECUTIVE SESSION CONFIRMATIONS

The Senate in Executive Session on April 19, 1933, advised and consented to the following appointments made by his Excellency Governor Dave Sholtz:

C. B. TREADWAY, Member of the State Road Department, State of Florida, State at Large, appointed to succeed George B. Hills (resigned) for unexpired term ending October 7, 1933.

WALTER R. GALL, Member of the State Road Department, State of Florida, First Congressional District, appointed to succeed Addison Logan (resigned) for unexpired term ending October 7, 1935.

ROY V. OTT, Member of the State Road Department, State of Florida, Second Congressional District, appointed to succeed W. A. Shands (resigned) for unexpired term ending October 8, 1935.

J. R. ASBELL, Member of the State Road Department, State of Florida, Third Congressional District, appointed to succeed H. H. Wells, (resigned) for unexpired term ending September 29, 1934.

W. P. MOOTY, Member of the State Road Department, State of Florida, Fourth Congressional District, appointed to succeed J. E. Lupfer (resigned) for unexpired term ending October 7, 1936.

ALBIN P. DEARLING, Harbor Master, Duval County, Florida, appointed to succeed B. F. Camp (resigned) for unexpired term ending September 17, 1934.

BENNIE EDMUNDSON, JR., Harbor Master, Escambia County, Florida, appointed for a period of two years from April 22, 1933.

JOURNAL OF THE SENATE

Friday, April 21, 1933

The Senate convened at 10:30 o'clock A. M. pursuant to adjournment on Thursday, April 20, 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 the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Thursday, April 20, was corrected, and as corrected was approved.

REPORTS OF COMMITTEES

Senator J. W. Turner, Chairman of the Committee on Public Health, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 20, 1933.

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

Sir:

Your Committee on Public Health, to whom was referred:

Senate Bill No. 2:

A bill to be entitled An Act to abolish the office of Hotel Commission and providing that all powers, duties, rights, privileges and obligations heretofore vested by law in the State Hotel Commission and State Hotel Commissioner shall hereafter be vested in and exercised by the State Board of Health.

And—

Senate Bill No. 58:

A bill to be entitled An Act to abolish the Hotel Commission and the office of Hotel Commissioner.

And—

Senate Bill No. 59:

A bill to be entitled An Act to repeal Chapter 14650, Laws of Florida, Acts of 1931, defining the practice of barbering, creating a State Board of Barber Examiners and prescribing their duties and powers, etc.

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

Very respectfully,

J. W. TURNER,
Chairman of Committee.

And Senate Bills Nos. 2, 58 and 59, contained in the above report, were placed on the table under the rule.

Senator J. W. Turner, Chairman of the Committee on Public Health, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 20, 1933.

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

Sir:

Your Committee on Public Health, to whom was referred:

Senate Bill No. 271:

A bill to be entitled An Act relating to Hotels, Inns, Restaurants, Apartment Houses and Public Lodging Houses, defining the same and prescribing rules for their operation and maintenance so as to insure the safety and health of employees and patrons of the same; providing for the inspection thereof, fees for same, and fixing fine and penalties for violation of such rules and regulations; and repealing all laws and parts of laws in conflict herewith.

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

Very respectfully,

J. W. TURNER,
Chairman of Committee.

And Senate Bill No. 271, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator M. O. Harrison, Chairman of the Committee on Agriculture and Live Stock, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 19, 1933.

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

Sir:

Your Committee on Agriculture and Live Stock, to whom was referred:

Senate Bill No. 26:

A bill to be entitled An Act relating to sale of eggs for food by grades and standards, establishing grades or standards, employing inspectors, making and filing invoices, labeling eggs sold, licensing dealers by Department of Agriculture, providing penalties for the violation of this law, and providing for the operation and enforcement thereof.

Have had the same under consideration and offer a substitute Committee Bill, entitled: An Act to Classify Eggs; to regulate the sale of same; to define the term "Wholesaler"; to require registration by wholesalers; to provide exemptions; to require filing of invoices by wholesalers; to impose an inspection fee; to authorize rules and regulations; to provide for proper enforcement thereof; to provide penalties for violation of this Act.

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

Very respectfully,

M. O. HARRISON,
Chairman of Committee.

And Senate Bill No. 26, with Committee Substitute, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator J. Turner Butler, Chairman of the Committee on Constitutional Amendments, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1933.

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

Sir:

Your Committee on Constitutional Amendments, to whom was referred:

Joint Resolution No. 55:

A Joint Resolution proposing an amendment to Section 27 of Article 3 of the Constitution of the State of Florida relating to the duties of the Legislature regarding the election by the people or appointment by the Governor of State and County officers and fixing their duties and compensation.

And—

Joint Resolution No. 54:

A Joint Resolution proposing an amendment to Section 20 of Article 3 of the Constitution of the State of Florida relating to the passage of special or local laws.

And—

Joint Resolution No. 16:

A Joint Resolution proposing an amendment to Section 9 of Article 12 of the Constitution of the State of Florida, relating to County School funds, their use and distribution.

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

Very respectfully,

J. TURNER BUTLER,
Chairman of Committee.

And Senate Joint Resolutions Nos. 55, 54 and 16, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator G. Frank Andrews, Chairman of the Committee on Motor Vehicles, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1933.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred:
Senate Bill No. 47:

A bill to be entitled An Act to amend Section 1007, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1281, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1010, Revised General Statutes, being Section 1284, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; to Amend Section 1011, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1285, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1012, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1286, Compiled General Laws of Florida, 1927, all of said Sections relating to the operation, licensing and taxing of Motor Vehicles, Trailer, Semi-Trailer and Motorcycle Side Cars.

Offer the following Committee Substitute:

To amend Section 1007, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1281, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1010, Revised General Statutes, being Section 1284, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; to amend Section 1011, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1285, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1012, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1286, Compiled General Laws of Florida, 1927, and to amend Chapter 14657, Acts of 1931, all of said Sections relating to the operation, licensing and taxing of Motor Vehicles, Trailers, Semi-Trailers and Motorcycle Side Cars.

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

Very respectfully,

G. FRANK ANDREWS,
Chairman of Committee.

And Senate Bill No. 47, with Committee Substitute therefor, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 21, 1933.

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

Sir:

Your Committee on Appropriations, to whom was referred:
Senate Bill No. 239:

A bill to be entitled An Act to establish and maintain a branch Experiment Station in or near Bushnell or Webster, Sumter County, Florida, to conduct a field research on laboratory problems: to make it the duty of the Board of Control to establish such branch stations and to provide for carrying on investigation thereat and appropriating money for the expense thereof.

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

Very respectfully,

Wm. C. HODGES,
Chairman of Committee.

And Senate Bill No. 239, contained in the above report, was placed on the table under the rule.

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

Senate Chamber,
Tallahassee, Fla., April 21, 1933.

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

Sir:

Your Committee on Judiciary "A", to whom was referred:
Senate Bill No. 43:

A bill to be entitled An Act to amend Section 4493 of the Compiled General Laws of Florida, 1927, providing the rate of interest on all judgments.

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

Very respectfully,

J. B. STEWART,
Chairman of Committee.

And Senate Bill No. 43, 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 21, 1933.

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

Sir:

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

Senate Bill No. 183:

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.

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

Very respectfully,

J. B. STEWART,
Chairman of Committee.

And Senate Bill No. 183, 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 Joint Committee on Judiciary "A" and Judiciary "B" of the Senate and Judiciary "A" of the House, to whom was referred:

Senate Bill No. 146:

A bill to be entitled An Act relating to Wills and Probate thereof, to descent and distribution of decedents' estates, to dower, to the administration of decedents' estates and the practice and procedure relating thereto, to County Judges and their jurisdiction in probate and administration and to appellate procedure relating thereto, to revise and consolidate the law relating to the Estates of decedents and to repeal all laws and statutes in conflict herewith.

Amendment No. 1:

Add paragraph (D) to Section 43 the following:

"For the purpose of this Section a married woman whose husband is an alien or a non-resident of Florida may establish or designate a separate domicile in this State."

Amendment No. 2:

In Section 35—Dower in Realty and Personality.—Whenever a widow of any decedent shall not be satisfied with the portion of the Estate of her husband to which she is entitled under the law of descent and distribution or under the will of her said husband, or both, she may elect, in the manner hereinafter provided, to take dower, which dower shall be one-third part in fee simple of the real property of which her husband died seized and possessed, or had before conveyed whereof she had not relinquished her right of dower as provided by law, and one-third part absolutely of the personal Estate, free from all liabilities for the debts of the decedent, all Estate and Inheritance Taxes and all costs, charges and expenses of administration. The homestead shall not be included in the property subject to dower, but shall descend as otherwise provided in this Act for the descent of homesteads.

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

Very respectfully,
 Judiciary "A" J. B. STEWART,
 Judiciary "B" S. L. HOLLAND,
 Judiciary "A" REPRESENTATIVE KANNER.

Chairmen of Committee.

And Senate Bill No. 146, with the Committee Amendments, contained in the above report, was placed on the Calendar of Bills on second reading.

Senators J. B. Stewart, Chairman of the Committee on Judiciary "A", and E. H. Lundy, Chairman of the Committee on Temperance, submitted the following report:

Senate Chamber,
 Tallahassee, Fla., April 20, 1933.

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

Sir:

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

House Bill No. 265:

A bill to be entitled An Act providing for the inspection, branding, labeling and stamping of certain beverages defined in Section 5469 of the Revised General Statutes of Florida, as amended by the Acts of Florida, 1933; providing for the payment of certain fees to be paid for the inspection of such beverages and the manner in which stamps therefor shall be sold; providing for tags or labels and the forms thereof; providing for the appointment, duties, powers, compensation and bonds of inspectors; providing for the duties of the Sheriffs in connection with the enforcement of this Act; providing for statements to be filed by manufacturers or importers of such beverages; providing for the seizure of same and for violations of the provisions hereof; providing for the duties of the Governor and the Comptroller of the State in the operation and enforcement of this Act; providing for the annual license tax to be levied and collected by the State of Florida, its Counties and Municipalities upon all manufacturers, wholesale dealers and retail dealers as defined herein doing business in the State of Florida; defining certain crimes in violation of this Act and prescribing penalties therefor and for other incidental matters thereunto pertaining.

House Bill No. 114:

A bill to be entitled An Act to amend Section 5469 of the Revised General Statutes of the State of Florida, 1920, defining intoxicating liquors and the alcoholic content thereof; to declare certain beer, ale, porter, wine or similar malt or vinous liquor or fruit juice non-intoxicating; to declare and presume the transportation, sale, barter, gift or exchange of alcohol in certain quantities contained in certain drinks and beverages as being for medical purposes; to prohibit the prosecution for the manufacture, transportation, possession, sale, barter, gift or exchange of certain non-intoxicating beverages and to prevent the same being considered as nuisances per se; to construe this Act as not precluding Municipalities from restricting or regulating the sale of certain non-intoxicating liquors or beverages or from imposing a tax upon manufacturers and sellers thereof and to repeal all laws or parts of laws in conflict with this Act.

Senate Bill No. 151:

A bill to be entitled An Act to provide revenue by the taxation of certain non-intoxicating liquor and amending Section 7 of Chapter 7736 Laws of Florida, Acts of 1918, defining intoxicating liquor, and for other purposes.

Have had the same under consideration, and recommend that Committee Substitutes for House Bill No. 265, House Bill No. 114 and Senate Bill No. 151 do pass.

Very respectfully,

J. B. STEWART,
 Chairman of Committee Judiciary "A".
 E. H. LUNDY,
 Chairman of Committee on Temperance.

And House Bills Nos. 265 and 114 and Senate Bill No. 151, with Committee Substitutes, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator John W. Watson, Chairman of the Committee on Game and Fish, submitted the following report:

Senate Chamber,
 Tallahassee, Fla., April 21, 1933.

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

Sir:

Your Committee on Game and Fish, to whom was referred:

Senate Bill No. 34:

A bill to be entitled An Act to prohibit the catching, possession, for sale or shipment, of food fish, with a purse-seine, purse-gill-net, or any other net using rings on the lead line thereof, through which a purse line is drawn, and to provide a penalty therefor.

Committee Amendment Suggested:

Amendment No. 1:

Provided, That the provisions of this Act shall not apply to shrimp nets, pound nets, or purse-seines when used in the taking of menhaden.

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

Very respectfully,

JOHN W. WATSON,
 Chairman of Committee.

And Senate Bill No. 34, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

REPORT OF ENROLLING COMMITTEE

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 21, 1933.

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

Sir:

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

Senate Bill No. 124:

A bill to be entitled An Act, the Bank Conservator Act and providing for the appointment of a Conservator by the Comptroller for certain banks and trust companies under certain conditions with his powers, duties and compensation, and further providing for the reorganization of certain banks and trust companies, and prescribing penalties for the violation of said Act and for the violation of rules or regulations made pursuant to said Act.

Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. W. ANDERSON,
 Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bill contained in the above report was thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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 21, 1933.

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

Sir:

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

House Bill No. 257:

A bill to be entitled An Act relating to the compensation of the Clerk of the Criminal Court of Record now or hereafter established in all Counties of the State of Florida having a population of more than 155,000 according to the last or any future official census, Federal or State.

Also—

House Bill No. 259:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings before the Circuit Court in all Counties of the State of Florida having a population of more than 155,000 according to the last or any future official Federal or State Census.

Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present

the same for the signature of the President and Secretary of the Senate.

Very respectfully,

S. W. ANDERSON,
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on Enrolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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 21, 1933.

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

Sir:

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

Senate Memorial No. 8:

A bill to be entitled An Act a Memorial to the Congress of the United States of America relating to the Palm Valley Bridge across the canal of the Florida Inland Navigation District, and requesting that said bridge be rebuilt and operated for the benefit of the people of the State.

Beg 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.

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 21, 1933.

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

Sir:

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

Senate Bill No. 124:

A bill to be entitled An Act, the Bank Conservator Act and providing for the appointment of a Conservator by the Comptroller for certain banks and trust companies under certain conditions with his powers, duties and compensation, and further providing for the reorganization of certain banks and trust companies, and prescribing penalties for the violation of said Act and for the violation of rules or regulations made pursuant to said Act.

Beg 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.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Watson—

Senate Concurrent Resolution No. 9:

WHEREAS, Hon. John F. Dorman, Chief Clerk in the office of the Secretary of State of the State of Florida for thirty-one years, died on the 8th day of May, A. D. 1932; and

WHEREAS, the said John F. Dorman was working at his desk in the office of the Secretary of State on Saturday afternoon when he was stricken and all State offices are customarily closed at noon on Saturday; and

WHEREAS, the said John F. Dorman was a capable, efficient and faithful employe of the State for many years and rendered valuable service to the State of Florida; and

WHEREAS, the said John F. Dorman was held in high esteem by the officials and employees with whom he was associated, as well as by many members of former legislatures to whom he rendered valuable service, therefore

BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING:

FIRST, that the Legislature of the State of Florida deplores the death of Hon. John F. Dorman, former Chief Clerk in the office of the Secretary of State of the State of Florida.

SECOND, that the Legislature of the State of Florida hereby expresses its appreciation and commendation of the efficient and faithful service of the said John F. Dorman to the State of Florida.

THIRD, that the Legislature of the State of Florida expresses its sympathy to the widow and family of the said John F. Dorman in their bereavement.

FOURTH, that a copy of this Resolution be sent to the family of the deceased, and spread upon the Journal of both Houses.

Which was read the first time in full.

Senator Watson moved that the rules be waived and Senate Concurrent Resolution No. 9 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 9 was read a second time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Concurrent Resolution No. 9 was adopted.

Senator Getzen moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 295 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 295:

A bill to be entitled An Act apportioning the moneys received by the State Treasurer under and by virtue of the Law of the State of Florida, to-wit: Senate Bill 361 providing for a State Racing Commission, etc., which said bill is An Act of the Legislature of the State of Florida, when the said moneys have been received and disbursements are to be made, that the said Treasurer of the State of Florida in distributing the moneys to the several counties of the State of Florida having a population of not less than 10,500 and not exceeding 10,690 according to the last State or Federal census; that he shall distribute such moneys to such counties to the Boards of Public Instruction for the purpose of paying teachers salaries and bus drivers in said counties.

Was taken up out of its order.

Senator Getzen moved that the rules be waived and Senate Bill No. 295 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 295 was read a second time by title only.

Senator Getzen moved that the rules be further waived and Senate Bill No. 295 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. 295 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, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lundy, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—34.

Nays—None.

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

Senator Getzen moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 438 out of its order.

Which was agreed to by a two-thirds vote.

And—

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.

Was taken up out of its order.

Senator Getzen moved that the rules be waived and House Bill No. 438 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 438 was read a second time by title only.

Senator Getzen moved that the rules be further waived and House Bill No. 438 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. 438 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, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lundy, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—34.

Nays—None.

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

By permission, the Conference Committee on Senate Concurrent Resolution No. 2 submitted the following report:

The Conference Committee, consisting of Senators MacWilliams, English and Clarke, as Senate Conferees, and S. P. Robineau, W. V. Albury and A. O. Kanner, Conferees for the House of Representatives, duly met in conference on April 20th, in accordance with their respective appointments, for the purpose of adjusting differences existing with reference to Senate Concurrent Resolution No. 2.

The differences presented were those arising out of House Amendment to Concurrent Resolution No. 2, whereby joint committee for the purpose of considering measures having for their purpose the abolishing, creation, or re-circuiting of circuit courts of the State, shall consist of six members from the Senate and nine members from the House, in lieu of ten members from each Chamber, as provided in the original Senate Concurrent Resolution No. 2.

The Senate refused to concur in the amendment and the House refused to recede therefrom.

The Conference Committee recommends that the Senate do now concur with the House Amendment.

BERNARD H. ENGLISH,
W. A. MacWILLIAMS,
S. D. CLARKE,
Conferees from the Senate.
S. P. ROBINEAU,
WILLIAM V. ALBURY,
A. O. KANNER,
Conferees from the House.

Senator MacWilliams moved the adoption of the report.

Which was agreed to.

And the report was adopted.

Senator MacWilliams moved that the Senate do now concur in the House Amendment to Senate Concurrent Resolution No. 2.

Which was agreed to.

And the Senate concurred in the House Amendment to Senate Concurrent Resolution No. 2.

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

Senator Clarke moved that Senate Bill No. 281 be recalled from the Committee on Insurance and placed on the Calendar of Bills on second reading, under the rule.

Which was agreed to.

And it was so ordered.

The President announced the appointment of the following Committee on the part of the Senate, pursuant to the terms of Senate Concurrent Resolution No. 2: Senators MacWilliams, Beacham, Murphy, Sikes, Parker and English.

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

Which was not agreed to.

Senator Rose moved that Senate Bill No. 67 be recalled from the Committee on Banking and placed on the Calendar of Bills on second reading, under the rule.

Which was agreed to.

And it was so ordered.

Senator Gillis moved that Senate Bill No. 7, reported unfavorably by the Committee on Banking, be restored to the Calendar of Bills on second reading.

Which was agreed to.

And it was so ordered.

Senator MacWilliams moved that five hundred (500) copies of the Senate Daily Journal of April 6, 1933, as corrected, be printed.

Which was agreed to.

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. 170 out of its order.

Which was not agreed to

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Shivers—

Senate Bill No. 319:

A bill to be entitled An Act for the relief of William M. Denton.

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

By Senator MacWilliams—

Senate Bill No. 320:

A bill to be entitled An Act creating a State Constabulary; providing for the appointment, powers, duties and compensation of the Superintendent, Assistant Superintendents and members of said Constabulary; providing for the creation of a State Constabulary Fund and the disposition thereof; providing for reports by the officers and members of said Constabulary to the Attorney-General and for the duties of the Attorney-General in connection therewith; providing for the duties of County Peace and Enforcement Officers and of Prosecuting Officers in relation to said State Constabulary and for the repeal of all laws in conflict herewith.

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

By Senator Dell—

Senate Bill No. 321:

A bill to be entitled An Act relating to taxation; to provide for the creation of a State Railroad and Telegraph Assessment Board, and prescribing its duties and powers, to amend Section 747, Revised General Statutes of Florida, as amended by Chapter 9178, Laws of Florida, Acts of 1923, and Chapter 10284, Laws of Florida, Acts of 1925, being Section 960, Compiled General Laws of Florida, relating to annual returns by railroads, sleeping and parlor car companies; the assessment of the property of such companies and the apportionment to counties, municipalities and districts; to provide that Section 960 of Compiled General Laws as amended by this Act, shall also apply to refrigerator car lines and telegraph lines operating in Florida, and to provide for the employment of a secretary and valuation engineer and necessary clerical assistance required in the administration of this Act and making original appropriation therefor.

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

By Senator Bass—

Senate Bill No. 322:

A bill to be entitled An Act requiring auto transportation companies transporting persons for compensation over the roads of the State and operating busses for that purpose to provide passenger depots with all necessary conveniences as the safety, convenience and comfort of passengers may require in all cities and towns at which regular scheduled stops are made for the purpose of taking on and discharging passengers; authorizing such cities and towns to impose an annual license tax upon such auto transportation companies, and providing penalties for the violation of this Act.

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

By Senator Anderson—

Senate Bill No. 323:

A bill to be entitled An Act for the relief of Mrs. Mamie Crowson and her six children, and providing appropriation for injuries and damages sustained by the loss of her husband, E. Crowson, whose death on the 4th day of January, 1932, was caused by his being struck with an axe by an insane criminal while the said E. Crowson was in the employ of and working for the Florida State Hospital at Chattahoochee.

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

By Senator Butler—

Senate Bill No. 324:

A bill to be entitled An Act placing State Road No. 157 in the First Preferential System of Roads to be constructed by the State Road Department.

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

By Senator Butler—

Senate Bill No. 325:

A bill to be entitled An Act granting to the City of Jacksonville, Florida, for public purposes, all existing islands and

islands which hereafter may be made in the St. Johns River from the southern corporate limits of the City of Jacksonville to the Atlantic Ocean.

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

By Senator Harrison—
Senate Bill No. 326:

A bill to be entitled An Act to further provide for and maintain that certain property in Manatee County known as Gamble Mansion as a memorial to Judah P. Benjamin, Secretary of State of the Confederacy.

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

By Senator Larson—
Senate Bill No. 327:

A bill to be entitled An Act granting a pension to Mrs. Helen G. Mitchell of Macclenny, Florida.

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

By Senator Larson—
Senate Bill No. 328:

A bill to be entitled An Act granting a pension to Mrs. Sallie S. Bardin of Clay County, Florida.

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

The following communication from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT

Tallahassee, Fla., April 21, 1933.

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

Sir:

I have the honor to inform you that I have today approved the following Act 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. 224, relating to Race Track Funds.
Respectfully submitted,

DAVE SHOLTZ,
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., April 21, 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 Holland—
Senate Bill No. 261:

A bill to be entitled An Act providing for the consolidation of special tax school districts in Polk County; to provide a method of initiating such consolidation by resolution of Board of Public Instruction; and for the holding of an election for the approval of such consolidation by the qualified voters of districts to be affected by such consolidation who pay a tax on real or personal property; to provide for the election of trustees and the setting of millage in the consolidated districts; to provide that the consolidated district shall not be liable for the bonded or other indebtedness of the separate districts.

Also—

By Senator Clarke—
Senate Bill No. 165:

A bill to be entitled An Act to repeal Chapter 15274 (No. 636) approved May 21, 1931, same being An Act to provide for the nomination of members of the Board of County Commissioners and of the Board of Public Instruction of Jefferson County, Florida, by the voters of the County at large and not by Districts.

Also—

By Senator Getzen—
Senate Bill No. 206:

A bill to be entitled An Act requiring the City of Bushnell,

Florida, to accept Bonds or other indebtedness of said City, whether matured or unmatured, and/or Matured Interest Bond Coupons of said City in payment of any General or Special Assessments made by said City prior to the year 1933, and in payment of any taxes levied or assessed by said City prior to the year 1933.

Also—

By Senator Getzen—
Senate Bill No. 209:

A bill to be entitled An Act requiring the City of Center Hill, Florida, to accept bonds or other indebtedness of said City, whether matured or unmatured, and/or matured interest bond coupons of said City in payment of any General or Special Assessments made by said City prior to the year 1933, and in payment of any taxes levied or assessed by said City, prior to the year 1933.

Also—

By Senator Getzen—
Senate Bill No. 208:

A bill to be entitled An Act requiring the City of Webster, Florida, to accept bonds or other indebtedness of said City whether matured or unmatured, and/or matured interest bond coupons of said City in payment of any General and Special Assessments made by said City prior to the year 1933, and in payment of any taxes levied or assessed by said City prior to the year 1933.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bills Nos. 261, 165, 206, 209 and 208, contained in the above Message, were read by their titles only and ordered referred to the Committee on Enrolled Bills.

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

Tallahassee, Fla., April 21, 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 Holland—
Senate Bill No. 262:

A bill to be entitled An Act to amend Section 21 and Section 22 and Section 23 and Section 24 and Section 29 and Section 30 and Section 132 of Chapter 9683, Laws of Florida, as passed at the 1923 Regular Session of the Legislature of the State of Florida, entitled: "An Act to validate and legalize an election held in and for the City of Bartow on the 13th day of December, A. D., 1921; to validate and legalize the Charter of the City of Bartow, which was adopted by the electors of said City at said election held on the 13th day of December, A. D., 1921; and to validate and legalize all contracts, Municipal assessments, ordinances and resolutions, appointments and election of officers and all other Acts which have been done under and by virtue of said Charter, and providing a form and method of government for said City of Bartow," and providing for a referendum thereof.

Also—

By Senator MacWilliams—
Senate Bill No. 272:

A bill to be entitled An Act providing for appointment and authorizing the County Commissioners to fix the compensation of a Probation Officer in and for St. Johns County, Florida.

Also—

By Senator Chowning—
Senate Bill No. 255:

A bill to be entitled An Act providing for the time when City taxes for the City of New Smyrna, Florida, for the year A. D., 1932, shall become delinquent, and extending and enlarging the time for payment thereof.

Also—

By Senator Holland—
Senate Bill No. 260:

A bill to be entitled An Act permitting the County Board of Public Instruction for Polk County to invest and reinvest sinking fund collected for the retirement of any bonds of any special tax school district in Polk County in United States

Government Bonds or United States Government Certificates of Indebtedness.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bills Nos. 262, 272, 255, and 260, contained in the above Message, were read by their titles only and ordered referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., April 21, 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. Wood, of Lee—

House Bill No. 159:

A bill to be entitled An Act to amend Section 1 of Chapter 11914, Acts of 1927, Laws of Florida, the same being Section 2204 of Compiled General Laws of Florida, 1927, relating to compensation of County Commissioners and repealing Chapter 11935, Acts of 1927, Laws of Florida, relating to compensation of County Commissioners.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 159, contained in the above Message, was read the first time by its title only and referred to the Committee on County Organizations.

Also—

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

Tallahassee, Fla., April 20, 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 the Constitutional two-thirds vote of all members elected to the House for the 1933 session of the Florida Legislature:

By Messrs. Rawls, of Alachua; Register, of Union; and Butler, of Bradford—

House Bill No. 350:

A bill to be entitled An Act for the relief of Luke Drawdy, Alachua County, Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 350, contained in the above Message, was read the first time by its title only and referred to the Committee on Claims.

Also—

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

Tallahassee, Fla., April 21, 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 respectfully requests the Senate to return to the House of Representatives: Senate Bill No. 125, for corrections in House Message:

By Senator Anderson—

Senate Bill No. 125:

A bill to be entitled An Act relating to the Issuance of Preferred Stock of Banking Companies, providing for the payment of dividends thereon. Providing how it may be retired and determining its priority over Common Stock; limiting the Liability of the Holders of Preferred Stock and fixing the rights of holders of Preferred Stock.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senator Anderson moved that Senate Bill No. 125 be immediately returned to the House of Representatives.

Which was agreed to.

And it was so ordered.

Also—

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

Tallahassee, Fla., April 21, 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. Sandler, Kilgore and Worth of Hillsborough—

House Bill No. 512:

A bill to be entitled An Act repealing Chapter 14692 of the General Laws of Florida for 1931 relating to the compensation of County Solicitors of Criminal Courts of Record in and for counties having a population of not less than 150,000 nor more than 155,000 according to the last preceding Federal Census.

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

Proof of publication attached to bill.

Also—

By Messrs. Sandler, Kilgore and Worth of Hillsborough—

House Bill No. 511:

A bill to be entitled An Act creating the office of Official Court Reporter for the Criminal Court of Record for Hillsborough County, Florida, providing for the appointment and fees to be allowed such reporter, prescribing the duties of said reporter, and fixing the tenure of office of said reporter, and for deputies.

Also—

By Messrs. Brown and Roberts, of Dade—

House Bill No. 505:

A bill to be entitled An Act to abolish the jurisdiction of the City of Hialeah, Dade County, Florida, a municipal corporation, over certain lands in Dade County, Florida, and to exclude the same from its corporate limits and to repeal all laws or parts of laws in conflict therewith.

Also—

By Mr. Rivers, of Columbia—

House Bill No. 503:

A bill to be entitled An Act exempting the electors of the City of Lake City, Columbia County, Florida, otherwise qualified, from the payment of 1932 poll taxes in order to qualify for the municipal election of that municipality occurring May 2, 1933.

Also—

By Mr. Kanner, of Martin—

House Bill No. 531:

A bill to be entitled An Act to abolish the present Municipal Government of the City of Stuart, in Martin County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Stuart, and to define its territorial boundaries and provide for its government, jurisdiction, powers, franchises and privileges.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 512, 511, 505, 503 and 531, 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 21, 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. Stone, of Gulf—
House Bill No. 521.

A bill to be entitled An Act authorizing the Board of County Commissioners in Counties having a population of not less than 3000 and not more than 3400, according to the last preceding Federal Census, by resolution to transfer moneys from the Road and Bridge Fund to any other Fund as necessary for paying items as set out in the budget without the approval of the State Comptroller.

Also—

By Mr. Teague, of Franklin—
House Bill No. 520:

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 and providing for the relief of such Tax Assessors of all liability for the payment of commissions received for the assessments of special taxes and special tax district taxes, in Counties having a population of not less than six thousand and not more than six thousand four hundred, according to the last preceding State or Federal Census.

Also—

By Messrs. Sandler, Kilgore and Worth, of Hillsborough—
House Bill No. 514:

A bill to be entitled An Act repealing Chapter 14693 of the General Laws of Florida for 1931, creating and providing for the offices of two Assistant County Solicitors and two stenographers for the County Solicitor of the Criminal Court of Record and providing for the payment of rent on offices for the County Solicitor and providing for the purchase of supplies for the County Solicitor, fixing the compensation of Assistant County solicitors and stenographers in Counties in the State of Florida, having a population of not less than 150,000 nor more than 155,000 according to the last preceding Federal Census.

Proof of Publication attached to bill.

Also—

By Messrs. Sandler, Kilgore and Worth, of Hillsborough—
House Bill No. 513:

A bill to be entitled An Act fixing the compensation of County Solicitor of the Criminal Court of Record in and for Hillsborough County, Florida.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 521, 520, 514 and 513, 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 21, 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. Sandler, Kilgore and Worth, of Hillsborough—
House Bill No. 538:

A bill to be entitled An Act repeal^g Chapter 8701 of the Acts of 1921 of the Legislature of the State of Florida, providing for the employment of a detective or detectives by the Board of County Commissioners of Hillsborough County, Florida, upon the recommendation of the Solicitor of the Criminal Court of Record of the said County, and which provides funds for their compensation.

Proof of Publication attached to bill.

Also—

By Mr. Dickinson, of Orange—
House Bill No. 529:

A bill to be entitled An Act abolishing the municipality of

the Town of Taft, in Orange County, Florida; providing for the publication of notice to creditors of said municipality to file their claims against said municipality; and providing for the contest of such claims by electors or taxpayers of said municipality; providing for referendum election on the abolishment of said municipality and fixing the qualifications of electors who may participate in such election; and providing for the recordation of the result of such election; and providing for the payment of the debts and obligations of said municipality.

Also—

By Mr. Westbrook, of Lake—
House Bill No. 523:

A bill to be entitled An Act to repeal Chapter 15738, Laws of Florida, Acts of 1931, entitled: "An Act providing for the compensation of County Tax Assessors, County Tax Collectors, County Judges and Clerks of Circuit Courts in all counties of the State of Florida having a population of more than 23,150 and less than 23,165, according to the last State or Federal Census; providing that all fees collected by or paid to such officers be paid into a special fund to be known as County Officer's Fund and for all such officers to be compensated from such fund; and providing for the budgeting of the expense of all such offices and the duties of the Board of County Commissioners in such counties."

Also—

By Messrs. Wynn and Dixon, of Jackson—
House Bill No. 522:

A bill to be entitled An Act legalizing the taking of fish with gigs during certain months of the year in Counties having a population of not less than thirty-one thousand eight hundred (31,800) and not more than thirty-two thousand (32,000).

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 538 and 529, 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. 523, contained in the above Message, was read the first time by its title only.

Senator Gillis moved that the rules be waived and House Bill No. 523 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 523 was read a second time by title only.

Senator Gillis moved that the rules be further waived and House Bill No. 523 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. 523 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, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—35.

Nays—None.

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

House Bill No. 522, 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 21, 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. Byington, of Volusia—
House Bill No. 480:

A bill to be entitled An Act extending and enlarging the time for payment of city taxes assessed by the City of Daytona Beach, Volusia County, Florida, for the year 1933.

Also—
By Mr. Stone, of Gulf—
House Bill No. 421:

A bill to be entitled An Act relieving the Tax Assessors and Tax Collectors in all counties of the State of Florida having a population of not less than three thousand (3000) and not more than three thousand four hundred (3400) according to the last preceding State or Federal Census, of all liability for the payment of commissions received for the assessment and/or collection of all general county school taxes and special school district taxes.

Also—
By Mr. Byington, of Volusia—
House Bill No. 481:

A bill to be entitled An Act to amend Section 161 of Chapter 10466, Laws of Florida, Acts of 1925, entitled: "An Act to abolish the present municipal governments of the City of Daytona, town of Daytona Beach and town of Seabreeze in the County of Volusia and State of Florida, and to establish, organize, and constitute a municipality to be known and designated as the City of Daytona Beach, in Volusia County and State of Florida; to define its territorial boundaries and to provide its jurisdiction, powers and privileges" as amended by Section 2 of Chapter 15158, Laws of Florida, Acts of 1931.

Also—
By Mr. MacWilliam, of Indian River—
House Bill No. 478:

A bill to be entitled An Act to abolish the present municipal government of the City of Sebastian, in Indian River County, Florida; to create and establish a new municipality to be known as City of Sebastian, in Indian River County, Florida; to fix territorial limits of such city; to legalize and validate the ordinances of the abolished municipality and official acts thereon; to validate, legalize, ratify and confirm the ordinances and resolutions, bonds, certificates of indebtedness and obligations of the abolished municipality of Sebastian, Florida, as the ordinances and resolutions, bonds, certificates of indebtedness and other obligations of the new municipality of Sebastian, Florida; to legalize, validate, ratify and confirm all contracts of the abolished municipality of Sebastian, Florida, making such contracts binding upon the new municipality of Sebastian, Florida; to provide and specify how such municipality shall be governed, by what officers it shall be governed, and to fix and prescribe the jurisdiction and powers of the said City of Sebastian, Florida, and the officers thereof; and to provide for the assessment, levy and collection of taxes and assessments in and for the said City.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 480, 421, and 481, contained in the above Message, were read the first time their titles only and placed on the Calendar of Local Bills on second reading.

House Bill No. 478, 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. 478 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 478 was read a second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 478 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. 478 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 Sikes moved that when the Senate do adjourn it adjourn until 4:00 o'clock P. M., Monday, April 24, 1933.

Which was agreed to.

And it was so ordered.

Senator Whitaker moved that the rules be waived and

House Bill No. 114, Senate Bill No. 151 and House Bill No. 265 be made special and continuing orders for Monday, April 24, 1933, at 4:30 o'clock P. M.

Upon which a roll call was demanded.

On the adoption of the motion made by Senator Whitaker, the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Beacham, Black, Caro, Chowning, Clarke, Dell, English, Getzen, Gomez, Harrison, Hodges, Larson, Lewis, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—30.

Nays—Senators Bass, Gary, Gillis, Holland, Lundy.—5.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senator Raulerson moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 531 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 531:

A bill to be entitled An Act to abolish the present Municipal Government of the City of Stuart, in Martin County, Florida, and to create, establish and organize a Municipality to be known and designated as the City of Stuart, and to define its territorial boundaries and provide for its government, jurisdiction, powers, franchises and privileges.

Was taken up out of its order.

Senator Raulerson moved that the rules be waived and House Bill No. 531 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 531 was read a second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 531 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. 531 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 21, 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. Ward, of Orange—

House Bill No. 502:

A bill to be entitled An Act to amend Section 55 of Chapter 11325, Laws of Florida, 1925, the said Act being An Act to abolish the present Government of the Town of Winter Park, in the County of Orange, State of Florida; to create, establish, organize and incorporate a City and Municipal Corporation to be known and designated as the City of Winter Park; to designate the territorial boundaries of said Municipality and to define and prescribe the jurisdictions, powers, privileges and functions of such Municipality.

Also—

By Mr. Roberts, of Dade—

House Bill No. 454:

A bill to be entitled An Act permitting Municipal improvement lien heretofore assessed by the City of Homestead to be payable in bonds.

Also—

By Mr. Roberts, of Dade—

House Bill No. 455:

A bill to be entitled An Act to permit the City of Homestead to receive Municipal bonds in payment of taxes assessed prior to the year 1932.

Senator Gomez moved that the rules be waived and House Bill No. 290 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 290 was read a second time by title only.

Senator Gomez moved that the rules be further waived and House Bill No. 290 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. 290 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.

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

Senator Stewart moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 376 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 376:

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

Was taken up out of its order.

Senator Stewart moved that the rules be waived and House Bill No. 376 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 376 was read a second time by title only.

Senator Stewart moved that the rules be further waived and House Bill No. 376 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. 376 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 Concurrent Resolution No. 5:

WHEREAS, State Road Number 2 and State Road Number 23 running from Ocala, Florida, to Palmetto and Bradenton, Florida, by the way of Belleview, Bushnell, Dade City, Plant City, also from Coleman to Lakeland, via Beville's Corner, Webster, is an existing highway which has been substantially graded and improved as included in the State Highways in the State of Florida in its State Highway System; and

WHEREAS, the location and route of said Road is such as to make the same extremely valuable for use as a military road in time of war, and for use as a commercial Highway at other times, and a valuable and useful highway for the transportation of vegetables throughout the section through which it traverses, enabling better marketing conditions for the growers of such fruits and vegetables.

BE IT THEREFORE RESOLVED, by the Florida State Senate, the House of Representatives concurring, the Legislature of the State of Florida respectfully calls to the attention of the Senators of the State of Florida and their Representatives in Congress of the United States to said State Road No. 2 and State Road Number 23, running from Ocala, Florida, to Palmetto and Bradenton, Florida, by way of Belleview, Bushnell, Dade City, Plant City, also from Coleman to Lakeland, via Beville's Corner and Webster, and request the Senators and Representatives in Congress of the United States from Florida to present to the proper Federal Bureau or Department and to the Congress of the United States the advisability of having said road included in the system of roads in the State of Florida, entitled to Federal aid as a military road or otherwise.

BE IT FURTHER RESOLVED, by the Florida State Senate, the House of Representatives concurring, the State Road Department of the State of Florida shall make request to all proper Federal Boards, Engineers or Commission to have placed upon and in the allotment State Road Number 2 and State Road Number 23, entitling such highway to Federal aid as a military road or otherwise.

BE IT FURTHER RESOLVED, that a copy of this Resolution under the Great Seal of the State of Florida be forwarded to each of the Senators and Representatives of Florida in the Congress of the United States to be filed with said Congress of the United States and with the proper Federal Bureau or Department, having jurisdiction of matters hereinbefore referred to and that a copy be forwarded to the Membership of the State Road Department of the State of Florida for their immediate action and consideration.

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

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Concurrent Resolution No. 5 was adopted.

Senate Concurrent Resolution No. 4:

WHEREAS, State Road No. 82 running from Lake City in Columbia County, Florida, to the Georgia line, is an existing highway, which has been substantially graded and improved as included in the designation of State highways in the State of Florida in its State highway system, and

WHEREAS, the location and route of said road is such as to make the same extremely valuable for the use of a military road in time of war and for use as a commercial highway at other times; therefore,

BE IT RESOLVED BY THE SENATE OF FLORIDA, THE HOUSE OF REPRESENTATIVES CONCURRING:

That the Legislature of the State of Florida respectfully calls the attention of the Senators and Representatives of the State of Florida in the Congress of the United States to said road No. 82 running from Lake City in Columbia County, Florida, to the Georgia line, and request the Senators and Representatives in the Congress of the United States from this State to present to the proper Federal Bureau or Department and to the Congress of the United States the advisability of having said road included in the system of roads in the State of Florida entitled to Federal aid as a military road or otherwise.

BE IT FURTHER RESOLVED, that a copy of this resolution under the Great Seal of the State of Florida be forwarded to each of the Senators and Representatives of Florida in the Congress of the United States, to be filed with said Congress of the United States and with the proper Federal Bureau or Department having jurisdiction of matters hereinbefore referred to.

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

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Concurrent Resolution No. 4 was adopted.

Senator English moved that three hundred (300) copies of Committee Substitute for Senate Bill No. 47 be printed.

Which was agreed to.

And it was so ordered.

Senator English moved that the rules be waived and Senate Bill No. 47 be made a special and continuing order for Wednesday, April 26, at 11:00 o'clock A. M.

Committee Substitute for Senate Bill No. 15 was taken up in its order as unfinished business.

By Senator Gillis—

Committee Substitute Senate Bill No. 15:

A bill to be entitled An Act to fix the annual salaries of certain State Officers and employees, and repealing Chapter 15720, Laws of Florida, Acts of 1931, relating to same subject.

Senator Holland offered the following amendment to Committee Substitute Bill No. 15:

In Section 1, Line 16 (printed bill,) opposite the words "Adjutant General" strike out the figures "2,400" and insert in lieu thereof the following figures: "3,600."

Senator Holland moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Holland, Senator Gary offered the following substitute amendment to Committee Substitute Bill No. 15:

In Section C (printed bill,) strike out the figures \$2400 and insert in lieu thereof the following: \$3000.

Senator Gary moved the adoption of the Substitute Amendment.

Upon which a roll call was demanded.

On the adoption of the Substitute Amendment offered by Senator Gary the roll was called and the vote was:

Yeas—Senators Chowning, Gary, Getzen, Gillis, Hilburn, Larson, Lewis, Lundy, Parker, Raulerson, Rose, Turner, Watson.—13.

Nays—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Clarke, Dell, English, Gomez, Harrison, Hodges, Holland, MacWilliams, Mann, Murphy, Parrish, Shelley, Shivers, Sikes, Whitaker.—22.

Which was not agreed to.

The question then recurred on the adoption of the amendment offered by Senator Holland to Committee Substitute Bill No. 15.

Which was agreed to.

And the amendment offered to Committee Substitute for Senate Bill No. 15 by Senator Holland was adopted.

By permission, the following resolutions were offered:

By Senator Black—

Senate Concurrent Resolution No. 10:

WHEREAS, State Road, that part of the State Road No. 50 being the certain road beginning at State Road No. 2 just west of Jasper, Florida, and running in a northerly direction to the Georgia line in the most direct and practical route, same being a part of the Suwannee Scenic Highway, is an existing highway which has been substantially graded and improved as included in the State Highways in the State of Florida in its State Highway System; and

WHEREAS, the location and route of said Road is such as to make the same extremely valuable for use as a military road in time of war, and for use as a commercial highway at other times, and a valuable and useful highway for the transportation of vegetables throughout the section through which it traverses, enabling better marketing conditions for the growers of such fruits and vegetables.

BE IT THEREFORE RESOLVED, by the Florida State Senate, the House of Representatives concurring, the Legislature of the State of Florida respectfully calls to the attention of the Senators of the State of Florida and their Representatives in Congress of the United States to said State Road No. 50 being the certain road beginning at State Road No. 2 just west of Jasper, Florida, and running in a northerly direction to the Georgia line in the most direct and practical route, the same being a part of the Suwannee Scenic Highway, and request the Senators and Representatives in Congress of the United States from Florida to present to the proper Federal Bureau or Department and to the Congress of the United States the advisability of having said road included in the system of roads in the State of Florida, entitled to Federal aid as a military road or otherwise.

BE IT FURTHER RESOLVED, by the Florida State Senate, the House of Representatives concurring, the State Road Department of the State of Florida shall make request to all proper Federal Boards, Engineers or Commission to have placed upon and in the allotment State Road No. 50, being the certain road beginning at State Road No. 2 just west of Jasper, Florida, and running in a northerly direction to the Georgia line in the most direct and practical route, same being a part of the Suwannee Scenic Highway, entitling such highway to Federal aid as a military road or otherwise.

BE IT FURTHER RESOLVED, that a copy of this Resolution under the Great Seal of the State of Florida be forwarded to each of the Senators and Representatives of Florida in the Congress of the United States to be filed with said Congress of the United States and with the proper Federal Bureau or Department, having jurisdiction of matters hereinbefore referred to and that a copy be forwarded to the Membership of the State Road Department of the State of Florida for their immediate action and consideration.

Which was read the first time in full.

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

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 10 was read a second time in full.

The question was put on the adoption of the resolution.

Which was agreed to.

And Senate Concurrent Resolution No. 10 was adopted.

By Senator Dell—

Senate Resolution No. 11:

A resolution regarding portraits of Presidents of the Senate and to see that such portraits be protected at the close of the session.

BE IT ENACTED BY THE SENATE OF THE STATE OF FLORIDA:

That the actions of the Senate Committee appointed under

the provision of Senate Resolution No. 36 passed on May 22, 1931, as a continuing Resolution for the painting of the portraits of the past Presidents of the Senate be approved and that the portraits as unveiled with appropriate ceremonies in the presence of the Governor and his Cabinet, the Supreme Court, and other distinguished citizens of Florida, be accepted and that at the close of this Session the portraits and frames be carefully protected by cloth covering in their places on the walls of the Senate Chamber and that the Committee be and it is hereby thanked by the Senate for its labors in perfecting and carrying into completion the terms and intent of this Resolution.

Which was read the first time in full.

The question was put on the adoption of the resolution.

Which was agreed to.

And Senate Resolution No. 11 was adopted.

By permission, the following bills were introduced:

By Senator Whitaker—

Senate Bill No. 329:

A bill to be entitled An Act to regulate the manufacture, sale, possession, control, prescribing, administering, dispensing, compounding, mixing, cultivation and growth of narcotic drugs in the State of Florida. to define certain words and phrases as used in this Act, to make it unlawful to manufacture, possess, have under control, sell, prescribe, administer, dispense or compound any narcotic drug, except as authorized by this Act; to make it unlawful to manufacture, compound, mix, cultivate, grow, or by any other process to produce or prepare narcotic drugs, or as a wholesaler to supply the same, without having first obtained a license to do so from the State Board of Health, except in the case of physicians and others specifically exempted therefrom; to provide for and regulate the issuance of licenses therefor by the State Board of Health: to designate the persons, to whom licensed manufacturers or wholesalers may sell and dispense narcotic drugs but only upon official written orders; to make lawful the possession and control of narcotic drugs obtained as authorized by this Act; to regulate such sales and to require the keeping of proper records thereof; to regulate the administering, dispensing and use of narcotic drugs obtained under the provisions of this Act; to provide for and to regulate the sale and dispensing of narcotic drugs by apothecaries, upon written prescriptions of physicians, dentists and veterinarians; to make lawful the sale of stocks of narcotic drugs in pharmacies upon discontinuance of dealings in said drugs, to manufacturers, wholesalers and apothecaries upon official written orders; to provide for sales by apothecaries, upon official written orders, to physicians, dentists and veterinarians of limited quantities of narcotic drugs and solutions thereof for medical purposes; to authorize and to regulate the prescribing, administering, dispensing, mixing or otherwise preparing of narcotic drugs by physicians and dentists in good faith and in the course of their professional practices only, and the administering of the same by nurses and internes under their direction; to authorize and to regulate the prescribing, administering and dispensing of narcotic drugs by veterinarians in good faith and in the course of their professional practices only and the administering of the same by assistants or orderlies under their supervision; to require the return to physicians, dentists and veterinarians of the unused portions of narcotic drugs procured from them under the preceding sections; to provide for cases which shall be exceptions and exemptions from the operation of this Act; and to impose conditions upon such exceptions and exemptions; to require the keeping of records by every physician, dentist, veterinarian and other persons authorized to administer and professionally use narcotic drugs, of such drugs received and of such drugs administered, dispensed and professionally used by him, and to define what shall constitute a sufficient compliance with this requirement in certain cases, and to dispense with the keeping of such records in certain cases: to require the keeping of records by manufacturers and wholesalers of all narcotic drugs compounded, mixed, cultivated, grown, produced, prepared, received and disposed of by them; to require the keeping of records by apothecaries of all narcotic drugs received and disposed of by them; to require every person who purchases for resale, or who sells narcotic drug preparations exempted by Section 8 of this Act, to keep a record of all such preparations received, sold or disposed of; to authorize and direct the State Board of Health to prescribe the form of records required under this Act; to require such records to contain certain prescribed information; to require the retention of such records for a period of two years from the date of the transaction recorded; to provide that the keeping of records required by the Federal narcotic laws containing

substantially the same information as required under this Act shall constitute compliance with said section, with certain exceptions herein contained; to require that whenever a manufacturer sells and dispenses a narcotic drug, and whenever a wholesaler sells and dispenses a narcotic drug prepared by him, he shall affix a label thereon containing certain specific information, and prohibiting any person except an apothecary to alter, deface, or remove such label; to require that whenever an apothecary sells or dispenses any narcotic drug on a prescription issued by a physician, dentist, or veterinarian, said apothecary shall affix to the container a label containing certain specified information, and to prohibit the altering, defacing or removing of any label so affixed so long as any of the original contents remains; to provide that the person to whom or for whose use, and the owner of any animal for whose use any narcotic drug has been prescribed, sold or dispensed, may lawfully possess such drug only in the container in which it was delivered to him by the person selling or dispensing it; to except from the application of this Act restricting the possession and control of narcotic drugs, common carriers and warehousemen, and their employees while engaged in lawfully transporting or storing such drugs, public officers and employees in the performance of their official duties requiring possession or control of narcotic drugs, and certain other persons; to define a common nuisance under this Act and to prohibit the maintenance of the same; to provide for the forfeiture of all narcotic drugs coming into the custody of peace officers where the lawful possession of the same cannot be established or the title thereto ascertained, and for the destruction and disposal of the same; to provide that the Court decreeing the forfeiture of such drugs may upon application of the State Board of Health order forfeited narcotic drugs delivered to said State Board of Health for official distribution to hospitals for medicinal use; to provide that the State Board of Health may make such distribution to hospitals, and that it may destroy or deliver to the United States Commissioner of Narcotics excess stocks of such drugs; to require the keeping by the State Board of Health of certain records pertaining to the receipt and disposal of narcotic drugs under this Section; to provide for the revocation and suspension of licenses and registrations of physicians, dentists, veterinarians, manufacturers, wholesalers, and apothecaries convicted of the violation of any provision of this Act and for reinstatement of the same; to authorize the inspection by certain officers of prescriptions, orders and records required by this Act, and stocks of narcotic drugs, and to prohibit the divulging by such officers of knowledge so obtained, except in the cases provided for; to provide for the enforced confinement and treatment of any person found upon proceedings had in conformity with the provisions of this Act to be such a habitual user of narcotic drugs as to endanger the public morals, health, safety or welfare, and of any person so far addicted to the use of narcotic drugs as to have lost the power of self control over his addiction; to provide for the commitment by any Court of competent jurisdiction of a defendant in a criminal action or proceeding, of such defendant for enforced confinement and treatment in a public hospital or institution under medical supervision, designated by the State Board of Health, when such defendant is a habitual user of narcotic drugs; to provide for the stay of further criminal proceedings and for deferring the imposition of sentence pending discharge of the patient from treatment in accordance with the preceding Section; to provide for the commitment of drug addicts upon voluntary application, to such institutions; to prohibit obtaining or attempting to obtain narcotic drugs or the administration thereof by fraud, deceit, misrepresentation or subterfuge, by

the forgery or alteration of a prescription or written order, or by the use of a false name or a false address; to prohibit the willful making of any false statement in any prescription, order, report or record required by this Act; to provide that no person shall for the purpose of obtaining a narcotic drug falsely assume the title of, or represent himself to be a manufacturer, wholesaler, apothecary, physician, dentist, veterinarian, or other authorized person; to prohibit the forging of a prescription or written order, or the uttering of a false or forged prescription or written order for narcotic drugs; to prohibit the affixing of any false or forged label to a package or receptacle containing any narcotic drugs; to provide that it shall not be necessary in any complaint, information or indictment, or in any proceeding brought for the enforcement of any provision of this Act to negative any exception to or exemption from the same; to provide that the burden of providing such exceptions and exemptions shall be upon the defendant; to make it the duty of the State Board of Health, its officers, agents, inspectors, and representatives, of all peace officers and prosecuting attorneys to enforce this Act: except provisions thereof which specifically delegate such enforcement; to provide that such officers shall cooperate with agencies charged with the enforcement of narcotic laws of this State or other States and of the United States, to provide for and to prescribe the punishments which may be imposed for violations of this Act; to provide that acquittal or conviction under the Federal Narcotic Laws shall be a bar to prosecution for the same act under this Act; to provide that the invalidity or unconstitutionality of any provision of this Act shall not affect the remaining provisions thereof; to state the general purposes of this Act; to designate the short title thereof, and for other purposes.

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

By Senator Hübner—
Senate Bill No. 330:

A bill to be entitled An Act relating to poultry; providing for the creation of the Florida Poultry Improvement Board and for the appointment of its members and prescribing its powers and duties; transferring, all matters and things relating to experiments with poultry, from the Board of Control and various other agencies, to and vesting the same in said Florida Poultry Improvement Board; providing for the establishments of standards by said Board and providing for the enforcement of all rules and regulations promulgated by said Board and appropriating funds for the support and maintenance of same

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

By Senator English—
Senate Bill No. 331:

A bill to be entitled An Act to repeal Section 35, Chapter 3872, Laws of Florida, Acts of 1889, relating to the attendance of youth of one county of school in another county and providing for the requisition for and transfer of school funds from the county in which the said youth resides to the Treasurer of School Funds in the county in which the school is located.

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

Senator Hodges moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:43 o'clock P. M. until 4:00 o'clock P. M., Monday, April 24, 1933.