

JOURNAL OF THE SENATE

Thursday, May 4, 1933

The Senate convened at 10:30 o'clock A. M. pursuant to adjournment on Wednesday, May 3, 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, Hale, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, April 12, was further corrected as follows:

On page 36, column 2, between lines 14 and 15, insert the following:

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

Same being a correction to an amendment to Committee Substitute for Senate Bill No. 15, offered by Senator Butler.

And as corrected was approved.

The Journal of Wednesday, May 3, was corrected, and as corrected was approved.

REPORTS OF COMMITTEES

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

Senate Chamber,
Tallahassee, Fla., May 3, 1933.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred: Senate Bill No. 411—

A bill to be entitled An Act to conserve the use of the public highways by licensing of motor carrier transportation agents and operators and requiring posting of bonds and insurance for the protection of the users thereof.

Committee Amendments Suggested:

Amendment No. 1:

In Section 1, line 10 (typewritten bill), after word "necessity" insert "or permit."

And—

Amendment No. 2:

At end of Section 1, change period to comma and add: "or within ten miles thereof."

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

Very respectfully,

G. FRANK ANDREWS,
Chairman of Committee.

And Senate Bill No. 411, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 3, 1933.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred: Senate Bill No. 428:

A bill to be entitled An Act relating to the licensing of Motor Vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of Motor

Vehicles on the public highways and to make uniform the laws relating thereto.

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

Very respectfully,

G. FRANK ANDREWS,
Chairman of Committee.

And Senate Bill No. 428, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 3, 1933.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred:

Senate Bill No. 116:

A bill to be entitled An Act to define and prohibit the operation of trailers on the highways of this State; to limit the use of two-wheeled and semi-trailers on said highways, and to provide a penalty for the violation of the provisions of this Act.

Also—

Senate Bill No. 117:

A bill to be entitled An Act to limit the gross weight, including load, of all vehicles operated on the highways of this State, and to provide penalties for the violation of the provisions of this Act.

Also—

Senate Bill No. 450:

A bill to be entitled An Act amending Chapter 10186, Acts of 1925, Section 1, being Section 1318, Compiled General Laws of Florida, 1927, relating to the speed of Motor Vehicles.

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

Very respectfully,

G. FRANK ANDREWS,
Chairman of Committee.

And Senate Bills Nos. 116, 117 and 450, contained in the above report, were placed on the table under the rule.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 4, 1933.

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

Sir:

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

Senate Bill No. 407:

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

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

Very respectfully,

BERNARD ENGLISH,
Chairman of Committee.

And Senate Bill No. 407, contained in the above report, was placed on the table under the rule.

Also—

Senator Getzen, Chairman of the Committee on Education, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 4, 1933.

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

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

Senate Bill No. 254:

A bill to be entitled An Act providing for a minimum of eight months free schools in the several Counties of the State of Florida in both elementary and high schools each year; providing for an impartial expenditure of State funds as between schools with respect to length of term; making an appropriation to increase the County school fund; estimating the expenditure of the appropriation and requiring tax levies in amounts sufficient to enable County Boards of Public Instruction to maintain all schools for eight months and to retire debts incurred for current expenses; regulating the expenditure of this fund and making it a misdemeanor to spend the money appropriated by the State in aid of the Counties otherwise than as in this Act provided, and providing punishment therefor; providing a penalty for the failure to maintain any school for a term of eight months.

The Committee on Education, the Chairman and Vice-Chairman of said Education Committee earnestly request that Senate Bills Nos. 254, 182, 429 and 460, dealing solely with education, be made a special and continuing order for consideration by the Senate on the 12th day of May A. D. 1933, at eleven o'clock.

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

Very respectfully,

SAMUEL W. GETZEN,
Chairman of Committee.

And Senate Bill No. 254, contained in the above report, was placed on the Calendar of Bills on second reading.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Fla., May 4, 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 with amendments:

Senate Bill No. 142:

A bill to be entitled An Act to further establish, declare and designate State Road Number 19.

Amendments:

And insert in lieu thereof the following:

Amendment No. 1:

Section 3. That said part of this road shall be and become and rank as a preferential road on the Third preferential system.

Amendment No. 2:

Section 4. This Act shall take effect immediately upon its passage and approval by the Governor, or on its becoming a law without such approval.

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. 142, contained in the above report, was ordered to be certified to the House of Representatives.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 4, 1933.

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

Sir:
Your Committee on Engrossed Bills, to whom was referred (with amendments) after third reading House Amendment concurred in:

Senate Bill No. 194:

A bill to be entitled An Act to amend Section 780 of the Revised General Statutes of Florida of 1920, the same being

Section 1004 of the Compiled General Laws of Florida, 1927, relating to the duties of the Clerk of the Circuit Court as to redemption of tax certificates and reporting the same to the Comptroller of the State of Florida, and making distribution of funds.

Amendment:

In Section One, line 35, after the word "State," strike out the period and insert a comma in lieu thereof, and immediately after said comma add the following: "and shall file with the Board of County Commissioners a report showing the amount of money collected and disposition thereof in detail."

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

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Watson—

Senate Bill No. 457:

A bill to be entitled An Act authorizing the Governor of the State of Florida in the exercise of the police powers of the State to declare in counties having a population of not less than 140,000 and not more than 145,000 inhabitants, according to the last census, moratoriums when applied for by the owner or owners of certain property or properties to prevent the foreclosure of mortgages or liens upon homes, farms and essential business enterprises, provided the taxes and insurance are paid.

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

By Senator Gary—

Senate Bill No. 458:

A bill to be entitled An Act to validate and confirm any and all county school warrants and special tax school district warrants or other evidences of indebtedness, heretofore issued by any County Board of Public Instruction of the State of Florida, for the purpose of securing loans of money to be expended for the benefit of public free schools or for the purpose of construction of school buildings, the purchase of school grounds or school furniture and equipment; also any and all warrants, notes or other evidences of indebtedness issued by any such County Board of Public Instruction for the purpose of renewing any such obligations previously issued or incurred, and recognizing such warrants as valid obligations of the respective counties and districts issuing same.

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

By Committee on Commerce and Navigation.—

Senate Bill No. 459:

A bill to be entitled An Act creating and incorporating the ship canal authority of the State of Florida; prescribing the capital of said corporation; providing for the management of said corporation and prescribing its general powers; authorizing said corporation to acquire, operate and maintain a ship canal across the State of Florida; authorizing the purchase of property, equipment, services and supplies, and the performance of any and all acts necessary or convenient to the acquisition, construction and operation of said canal and its appurtenances; providing that none of the general revenues of the State shall be used for or pledged for such purpose; authorizing said corporation to borrow money and to issue revenue bonds securing the repayment thereof; authorizing said corporation to procure rights of way and other property by condemnation and otherwise, and giving said corporation the right to take and use certain State lands for such purposes; authorizing counties to condemn or otherwise procure and to donate to said corporation land, rights of way and other property needed or useful in the construction and operation of said canal, and to levy taxes for such purposes; providing for the collection of tolls and the making of rules for the use of said canal and creating a lien on watercraft for unpaid tolls; prescribing the disposition to be made of revenues derived by the corporation from the operation of said canal; granting to said corporation the right to regulate and control the business of pilotage in said canal, exempting the property of said corporation from taxation; providing for annual and other reports to be made to the Governor; prescribing bonds

to be furnished by members of the board of directors of said corporation, and the salaries to be paid said members; authorizing said corporation to transfer its rights and property to the United States of America under certain conditions; and repealing conflicting laws.

Which was read the first time by its title only.

Senator Turner moved that the rules be waived and Senate Bill No. 459 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 459 was read a second time by title only.

Senator Turner moved that the rules be further waived and Senate Bill No. 459 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. 459 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, Hale, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Raulerson, Shelley, Shivers, Turner Watson—31.

Nays—Senators Parker, Whitaker—2.

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

EXPLANATION OF VOTE

I vote no for the reason that Senate Bill No. 459 was brought before the Senate for the first time this morning and request for time in which I could take the matter up with the Chamber of Commerce at Tampa for their suggestions, Tampa being a port city, being denied I for this reason and the further reason that full consideration of this bill has been denied, cast my vote in the negative.

PAT WHITAKER.

Senator Turner moved that Senate Bill No. 151 be recalled from the Committee on Enrolled Bills and recommitted to the Committee on Engrossed Bills.

Which was agreed to.

And it was so ordered.

By Senator Larson—
Senate Bill No. 460:

A bill to be entitled An Act to amend Sections 2, 4, 5, 7 and 8 of Chapter 9122, Acts of the Legislature of 1923; Section 8 of Chapter 9122, Acts of the Legislature of 1923, as amended by Section 1 of Chapter 12417, Acts of the Legislature of 1927; Section 11 of Chapter 9122, Acts of the Legislature of 1923, as amended by Section 3 of Chapter 12417, Acts of the Legislature of 1927; Section 12 of Chapter 9122, Acts of the Legislature of 1923, as amended by Section 4 of Chapter 12417, Acts of the Legislature of 1927; and Section 22 of Chapter 9122, Acts of the Legislature of 1923, as amended by Section 2 of Chapter 11871, Acts of the Legislature of 1927, and to repeal Section 1 of Chapter 8511 and Sections 1, 2, 3, 4 and 5 of Chapter 8542, Acts of the Legislature of 1921; Sections 6, 10, 13 and 33 of Chapter 9122, Acts of the Legislature of 1923; Section 9 of Chapter 9122, Acts of the Legislature of 1923, as amended by Section 2 of Chapter 12417, Acts of the Legislature of 1927; Section 14 of Chapter 9122, Acts of the Legislature of 1923, as amended by Section 1 of Chapter 10244, Acts of the Legislature of 1925; Section 15 of Chapter 9122, Acts of the Legislature of 1923, as amended by Section 2, of Chapter 10244, Acts of the Legislature of 1925; Section 16 of Chapter 9122, Acts of the Legislature of 1923, as amended by Section 3 of Chapter 10244, Acts of the Legislature of 1925 and by Section 1 of Chapter 11871, Acts of the Legislature of 1927; Section 17 of Chapter 9122, Acts of the Legislature of 1923, as amended by Section 4 of Chapter 10244, Acts of the Legislature of 1925; and Section 18 of Chapter 9122, Acts of the Legislature of 1923, as amended by Section 5 of Chapter 10244, Acts of the Legislature of 1925, all of said Statutes relating to the Certification of Public School Teachers.

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

By Senator Lundy—
Senate Bill No. 461:

A bill to be entitled An Act to extend State Road No. 227.

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

By Senator Lundy (by Request)—

Senate Bill No. 462:

A bill to be entitled An Act relating to the title to extinct churches and religious societies.

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

By permission Senator Gillis resigned from the committee appointed by the Chair on May 1, to visit the University of Florida Radio Station and the Chair appointed Senator Watson in his place.

By unanimous consent Senator Getzen withdrew his motion to reconsider the vote by which Senate Bill No. 138 passed the Senate.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., May 3, 1933.

Hon. T. G. Futch,

President of the Senate.

Str:

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

Also has adopted—

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.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Concurrent Resolutions Nos. 4 and 10, contained in the above Message, were ordered referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 3rd, 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. 95:

A bill to be entitled An Act authorizing the Clerk of the Supreme Court of the State of Florida to supply the office of the Attorney General of said State with copies of the reports of the decisions of the Supreme Court.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bill No. 95, contained in the above Message, was read by its title and ordered referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 4, 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 adopted with amendments:

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

19—S. B.

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.

Which amendments read as follows:

No. 1. In line 3, immediately after the words "Plant City," insert the following: "and Oak Park."

No. 2. In line 21, immediately after the words "Plant City" insert in lieu thereof the following: "and Oak Park."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Concurrent Resolution No. 5, contained in the above Message was read the first time in full, together with House Amendments thereto.

Senator Getzen moved that the Senate do concur in House Amendment No. 1 to Senate Concurrent Resolution No. 5.

Which was agreed to.

And the Senate concurred in House Amendment No. 1 to Senate Concurrent Resolution No. 5.

Senator Getzen moved that the Senate do concur in House Amendment No. 2 to Senate Concurrent Resolution No. 5.

Which was agreed to.

And the Senate concurred in House Amendment No. 2 to Senate Concurrent Resolution No. 5.

And Senate Concurrent Resolution No. 5, as amended, was ordered referred to the Committee on Engrossed Bills.

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

Also—

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

Tallahassee, Fla., May 4th, 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 with amendment:

By Senator Parker—
Senate Bill No. 194:

A bill to be entitled An Act to amend Section 780 of the Revised General Statutes of Florida of 1920, the same being Section 1004 of the Compiled General Laws of Florida, 1927, relating to the duties of the Clerk of the Circuit Court as to redemption of tax certificates and reporting the same to the Comptroller of the State of Florida, and making distribution of funds

Which amendment reads as follows:

In Section 1, line 35, after the word "State," strike out the period and insert a comma in lieu thereof, and immediately after said comma add the following: "and shall file with the Board of County Commissioners a report showing the amount of money collected and disposition thereof in detail."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bill No. 194, contained in the above Message, was read by its title, together with House Amendment thereto.

Senator Parker moved that the Senate do concur in House Amendment to Senate Bill No. 194.

Which was agreed to.

And the Senate concurred in House Amendment to Senate Bill No. 194.

And Senate Bill No. 194, as amended, was ordered referred to the Committee on Engrossed Bills.

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

Also—

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

Tallahassee, Fla., May 3rd, 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. Rawls and Murphree, of Alachua—
House Bill No. 727:

A bill to be entitled An Act relating to county officers and their employees in counties of not less than 31,975 and not more than 42,750 population; to fix and provide for their salaries, and to require that all their fees, commissions and prerequisites be accounted for and paid into the County.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 727, 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., May 4, 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:

Committee Substitute for House Bills Nos. 46, 89 and 177.

A bill to be entitled An Act amending and re-enacting Section 4981 of the Compiled General Laws of Florida, 1927, being Section 3189 of the Revised General Statutes of Florida, 1920, being Chapter 522, Section 1, Acts of 1853, as amended by Section 1, Chapter 4726, Acts of 1899, the same being An Act entitled: "An Act to amend Section 1478 of the Revised General Statutes of the State of Florida relating to residence required in order to obtain a divorce."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,

Chief Clerk House of Representatives.

Committee Substitute for House Bills Nos. 46, 89 and 177 was read the first time by its title only and referred to the Committee on Judiciary "B".

House Memorial No. 3:

A MEMORIAL TO THE CONGRESS OF THE UNITED STATES REQUESTING THE PASSAGE OF HOUSE RESOLUTION NO. 3083.

WHEREAS, a large percentage of the municipalities and other taxing districts within the State of Florida are hopelessly insolvent due to the amount of bonds issued by said municipalities and other taxing districts within the State of Florida, and,

WHEREAS, said municipalities and other taxing districts are without sufficient sources of revenue to pay off and discharge the bonded indebtedness owing by the respective municipalities and other taxing districts; and if it were undertaken to levy a sufficient tax against the properties located

within said respective municipalities and taxing districts, and enforce the collection of same, it would amount to a confiscation of the properties located within said municipalities or other taxing districts;

NOW, THEREFORE, BE IT RESOLVED by the Legislature of the State of Florida, that the Congress of the United States of America is hereby respectfully petitioned and requested to pass House Resolution No. 3083 introduced in the House of Representatives on March 11th, 1933, by the Honorable J. Mark Wilcox, and a companion measure introduced in the Senate by the Honorable Duncan U. Fletcher, and that the Secretary of State of the State of Florida be directed to transmit a copy of this memorial under the Great Seal of the State to the President of the United States, and to the United States Congress, and to the members of Congress from the State of Florida.

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

The question was put on the adoption of the Memorial.

Upon which a roll call was demanded.

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

Yeas—Senators Butler, Chowning, Dell, Getzen, Gillis, Gomez, Hilburn, Holland, Lewis, Lundy, MacWilliams, Murphy, Rose, Shivers, Sikes, Turner, Watson.—17.

Nays—Mr. President; Senators Anderson, Andrews, Bass, Black, Caro, English, Hale, Hodges, Larson, Mann, Parker, Raulerson, Shelley, Whitaker.—15.

And House Memorial No. 3 was adopted.

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

By unanimous consent Senator Sikes withdrew Senate Bill No. 147.

By permission the following bills were introduced:

By Senator Whitaker—

Senate Bill No. 463:

A bill to be entitled An Act providing for the method of selecting inspectors and clerks of election for all County and State elections, general, primary, or special, held in the State of Florida; and providing for the filling of vacancies in said inspectors and clerks; creating an election board for each County; providing the method of the appointment of the members thereof, the tenure of office, and prescribing their duties and qualifications.

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

By Senator Whitaker—

Senate Bill No. 464:

A bill to be entitled An Act providing for a pension to be paid by the City of Tampa to Dave King.

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

By Senator Whitaker—

Senate Bill No. 465:

A bill to be entitled An Act to abolish the office of supervisor of registration in all of the Counties of the State of Florida, and placing all of the duties heretofore and now performed by said supervisors of registration upon the Tax Collector in each County as ex officio supervisor of registration.

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

Committee Substitute for 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 in its order, pending amendment.

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

In Section 1, in line 18 on page 2 of the printed bill after the words "Each Justice of the Supreme Court" strike out the figures "5500," and insert in lieu thereof the following: 7200.

Senator Whitaker moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Whitaker, Senator Anderson offered the following amendment to the amendment:

In Section 1, line 18 (printed bill), strike out the figures \$7,200 and insert in lieu thereof the following: \$6,500.00

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

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—Mr. President; Senators Anderson, Beacham, Clarke, Gomez, Harrison, Hodges, Holland, Whitaker.—9.

Nays—Senators Andrews, Bass, Black, Butler, Caro, Dell, English, Gary, Getzen, Gillis, Hilburn, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Turner, Watson.—26.

Which was not agreed to.

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

Pending the adoption of the amendment offered by Senator Whitaker, Senator Parrish offered the following substitute amendment to Committee Substitute for Senate Bill No. 15:

In Section 1, line 18 (printed bill), strike out the figures 5,500 and insert in lieu thereof the following: 6,000.00.

Senator Parrish moved the adoption of the substitute amendment.

Upon which a roll call was demanded.

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

Yeas—Senators Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gomez, Hilburn, Hodges, Holland, Larson, MacWilliams, Murphy, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Turner, Watson, Whitaker.—26.

Nays—Mr. President, Senators Anderson, Gary, Getzen, Gillis, Harrison, Lewis, Lundy, Mann, Parker.—10

Which was agreed to.

And the substitute amendment was adopted.

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

In Section 1, line 35 (printed bill), strike out the words after words Superintendent State Prison Farm \$3,000 and insert in lieu thereof the following: Superintendent State Prison \$2,400.

Senator Parker moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

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

In Section 1, line 31 (printed bill), after figures "1931" strike out the figures "2700" and insert in lieu thereof the following: \$3,000.00 for State's Attorneys having three or more counties in his district and now entitled to receive \$3,600.00 under Chapter 15720 Laws of Florida, Acts of 1931.

Senator Dell moved the adoption of the amendment.

Which was not agreed to.

Senator MacWilliams moved that the rules be waived and the Senate do now take up the consideration of Messages from the House of Representatives, out of their order.

Which was agreed to by a two-thirds vote.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., May 4, 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 adopted:

By Messrs. Teague of Franklin and Kelly of Pinellas—
House Concurrent Resolution No. 12:

Relating to an invitation to the Governor to address the House and Senate

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

That the Honorable David Sholtz, Governor of the State of Florida, be invited to address a joint session of the House and Senate in the House Chamber at 4:00 o'clock P. M., this the 4th day of May, A. D. 1933.

BE IT FURTHER RESOLVED by the House of Representatives and Senate concurring, that the House and Senate convene at 4:00 o'clock P. M. this day in the House Chamber for the purpose of hearing the message of the Governor.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Concurrent Resolution No. 12, contained in the above Message, was read the first time in full.

Senator MacWilliams moved that the rules be waived and House Concurrent Resolution No. 12 be read a second time in full.

Which was agreed to by a two-thirds vote

And House Concurrent Resolution No. 12 was read a second time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And House Concurrent Resolution No. 12 was adopted.

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

Also—

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

Tallahassee, Fla., May 4, 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. Andrews of Holmes—

House Bill No. 870:

A bill to be entitled An Act relating to the title to property belonging to extinct churches and religious societies.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 870, contained in the above Message, was read the first time by its title and referred to the Committee on Judiciary "B".

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

In Section 1, line 36 (printed bill), strike out the words \$3,000.00 and insert in lieu thereof the following: \$4,500.00.

Pending the adoption of the amendment offered by Senator Turner, Senator Gary offered the following amendment to the amendment:

In Section 1, line 36 (printed bill), strike out the words \$4,500 and insert in lieu thereof the following: \$3,600.

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

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 Andrews, Bass, Gary, Getzen, Gillis, Harrison, Hilburn, Lundy, MacWilliams, Murphy, Parker, Parrish, Raulerson, Rose, Shivers.—15.

Nays—Mr. President; Senators Anderson, Caro, Chowning, Clarke, Dell, English, Gomez, Hale, Hodges, Holland, Mann, Shelley, Sikes, Turner, Watson, Whitaker.—17.

Which was not agreed to.

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

Upon which a roll call was demanded.

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

Yeas—Mr. President; Senators Caro, Chowning, Clarke, Dell, English, Gomez, Harrison, Hodges, Holland, Turner, Watson, Whitaker.—13.

Nays—Senators Anderson, Andrews, Bass, Gary, Getzen, Gillis, Hale, Hilburn, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes.—19.

Which was not agreed to.

Senator Murphy moved that a committee of three be appointed to escort Hon. E. J. Ethridge, former Senator from the 27th Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

And the Chair appointed Senators Murphy, Hilburn and Harrison as the committee.

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

In Section 1, line 36, (printed bill), strike out the figures "\$3,000.00" and insert in lieu thereof the following: "\$4,000.00."

Senator Anderson moved the adoption of the amendment. Upon which a roll call was demanded.

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

Yeas—Mr. President; Senators Anderson, Caro, Chowning, Clarke, Dell, English, Gary, Gomez, Harrison, Hilburn, Hodges, Holland, Lewis, MacWilliams, Raulerson, Rose, Shelley, Sikes, Turner, Watson.—21.

Nays—Senators Andrews, Bass, Getzen, Gillis, Hale, Larson, Lundy, Mann, Murphy, Parker, Shivers.—11.

Which was agreed to.

And the amendment was adopted.

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

In Section 1, line 37 (printed bill), strike out the figures 3600 and insert in lieu thereof the following: 2400.

Senator Andrews moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Andrews, Senator Getzen offered the following amendment to the amendment:

In Section 1, line 37 (printed bill), strike out the words \$2,400 and insert in lieu thereof the following: \$4,000.

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

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 Getzen, Harrison, Holland, Raulerson.—4.

Nays—Mr. President; Senators Anderson, Andrews, Bass, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Gillis, Gomez, Hilburn, Hodges, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Rose, Shelley, Shivers, Sikes, Turner, Watson, Whitaker.—30.

Which was not agreed to.

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

Pending the adoption of the amendment offered by Senator Andrews, Senator Bass offered the following substitute amendment to Committee Substitute for Senate Bill No. 15:

In Section 1, line 37 (printed bill), strike out the words 3600 and insert in lieu thereof the following: 3000.

Senator Bass moved the adoption of the substitute amendment.

Upon which a roll call was demanded.

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

Yeas—Mr. President; Senators Bass, Butler, Clarke, Gomez, Hilburn, MacWilliams, Mann, Parker, Sikes.—10.

Nays—Senators Anderson, Andrews, Caro, Chowning, Dell, English, Gary, Getzen, Gillis, Harrison, Hodges, Holland, Larson, Lewis, Lundy, Murphy, Parrish, Raulerson, Rose, Shelley, Shivers, Turner, Whitaker.—23.

Which was not agreed to.

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

Which was not agreed to.

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

In Section 1, line 38 (printed bill,) (typewritten bill,) strike out the entire line.

Senator English moved the adoption of the amendment.

Which was not agreed to.

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

In Section 1, line 39 (printed bill,) strike out the entire line, and insert in lieu thereof the following: Each of the members of State Railroad Commission 4500.

Senator English moved the adoption of the amendment.

Which was not agreed to.

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

In Section 1, (printed bill,) strike out the lines 22, 23 and

24, and insert in lieu thereof the following: Each of the several State Attorneys entitled to receive 4,500 under Chapter 15720, Laws of Florida, Acts of 1931, \$3,375.

Senator Gillis moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Gillis, Senator English offered the following amendment to the amendment:

In Section 1, line (printed bill,) strike out the figures 3375, and insert in lieu thereof the following: 3600.

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

Pending the adoption of the amendment to the amendment offered by Senator English, Senator Butler moved that the rules be waived and the Senate do now take up the consideration of Messages from the House of Representatives out of their order.

Which was agreed to by a two-thirds vote.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., May 4th, 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 adopted the Joint Conference Committee report on Senate Bill No. 427 and in adopting such report, concurs in the recommendation made therein.

The report is as follows:

Report of a Conference Committee appointed to adjust the differences between the two Houses on the Amendments by the House to Senate Bill No. 427:

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

And

Hon. Peter Tomasello, Jr.,
Speaker of the House of Representatives.

The Committee of Conference on the disagreeing votes of the two Houses on the amendments of the House to Senate Bill No. 427 having met after full and free conferences, have agreed to recommend and do recommend to their respective Houses as follows:

We recommend that the House recede from its amendment No. 1, affecting Section 11, and that both bodies adopt the following amendment in lieu thereof:

Section 11. "All Taxes and other Revenues collected hereunder after the payment of expenses incident to the administration of this Act shall be paid into a fund in the Treasury of the State of Florida to be known as "Unappropriated Funds," to be held intact until hereafter appropriated by the action of the Legislature.

We further recommend that the Senate concur in House amendment No. 2, affecting Section 4, line 8, of page 6.

We further recommend that the Senate concur in House amendment No. 3, affecting Section 14, line 3.

We further recommend that the Senate concur in House Amendment No. 4, affecting Section 17, line 3.

We further recommend that the Senate concur in House amendment No. 5, affecting Section 17, line 1, page 10.

We further recommend that the Senate concur in House amendment No. 6, affecting Section 5, sub-section B, line 9.

We further recommend that the Senate concur in House amendment No. 7, affecting Section 4, line 1, page 6.

We further recommend that the Senate concur in House amendment No. 8, affecting Section 5, sub-section B, line 9.

We further recommend that the Senate concur in House amendment No. 9, affecting Section 3, sub-section A, line 5.

We further recommend that both Houses adopt the following amendment to Section 3, sub-section B, line 4:

Strike out the words: "Said distributors may transport" and insert the following: "manufacturers and distributors may transport or cause to be transported."

We further recommend that the Senate concur in House amendment No. 11, affecting Section 3, line 4, page 4.

We further recommend that the Senate concur in House amendment No. 12, affecting Section 4, line 24.

We further recommend that the Senate concur in House amendment No. 13, affecting Section 5, line 1.

We beg leave to report that, after full and free conference,

that the vote upon each of the reconsiderations, herein contained was unanimous.

THEREFORE, We as members of the Conference upon the part of the Florida State Senate and the House of Representatives, respectfully recommend that both bodies do concur in the recommendations of the Committee contained herein.

Respectfully submitted,

M. M. FROST

S. E. TEAGUE

J. L. KELLEY,

Conference Committee on Part of House of Representatives.

J. TURNER BUTLER

F. T. BLACK

JOHN R. BEACHAM,

Conference Committee on Part of Florida State Senate.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

The Joint Conference Committee Report on Senate Bill No. 427, contained in the above Message, was read.

Senator Butler moved the adoption of the Joint Conference Committee Report.

Pending the adoption of the motion made by Senator Butler, Senator Whitaker moved that the hour of adjournment be extended fifteen (15) minutes.

Which was agreed to.

And it was so ordered.

The question recurred on the adoption of the Joint Conference Committee Report.

Pending the adoption of the Joint Conference Committee Report, Senator Butler moved that the hour of adjournment be further extended twenty (20) minutes.

Which was agreed to.

And it was so ordered.

The question recurred on the adoption of the Joint Conference Committee Report.

Pending the adoption of the Joint Conference Committee Report, Senator Butler moved that the hour of adjournment be further extended fifteen (15) minutes.

Which was agreed to.

And it was so ordered.

The question recurred on the adoption of the Joint Conference Committee Report.

Upon which a roll call was demanded.

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

Yeas—Mr. President; Senators Beacham, Black, Butler, Caro, Chowning, Clarke, English, Gomez, Hale, Harrison, Lewis, MacWilliams, Mann, Parker, Raulerson, Rose, Shelley, Shivers, Sikes, Turner, Watson, Whitaker.—23.

Nays—Senators Anderson, Andrews, Bass, Gary, Getzen, Hilburn, Hodges, Holland, Larson, Lundy, Murphy.—12.

Which was agreed to.

And the Joint Conference Committee Report on Senate Bill No. 427 was adopted.

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

And Senate Bill No. 427 was ordered referred to the Committee on Engrossed Bills.

The following pair was announced:

Senator Gillis and Senator Stewart are paired—if Senator Stewart were present he would vote "aye" and Senator Gillis would vote "no" on the adoption of the Joint Conference Committee Report on Senate Bill No. 427.

Senator Butler moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 306 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 306:

A bill to be entitled An Act to amend Section 5456 of the Revised General Statutes of the State of Florida, 1920, being the same as Section 1 and 3 of Chapter 7286 of the Acts of Florida, 1917, being An Act entitled: "An Act to prevent the advertisement of or solicitation of orders for alcoholic liquors, either spirituous, vinous or malt, such as brandy, whiskey,

rum, wine, gin, beer or other alcoholic liquors; to provide for the removal of such advertisements in defined cases and to provide for the prevention of the continuation and repetition of Acts hereby made unlawful and to prescribe remedies, procedure, penalties and punishment;" to provide the exclusion from the provisions of said Act certain beverages declared and deemed to be non-intoxicating and for medical purposes by Section 5469 of the Revised General Statutes of Florida, 1920, as amended by the Laws of Florida, 1933.

Was taken up out of its order.

Senator Butler moved that the rules be further waived and House Bill No. 306 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 306 was read a second time by title only.

Senator Butler moved that the rules be further waived and House Bill No. 306 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. 306 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 Beacham, Butler, Caro, Chowning, Clarke, Dell, English, Getzen, Gomez, Hale, Harrison, Hodges, Larson, Lewis, MacWilliams, Mann, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Watson, Whitaker.—25.

Nays—Senators Andrews, Gary, Gillis, Holland, Lundy.—5
So the bill passed title as stated, and the action of the Senate was ordered immediately certified to the House of Representatives, the rule being waived.

Senator Shelley moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 1:40 o'clock P. M. until 3:00 o'clock P. M. this day.

AFTERNOON SESSION

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

The President in the Chair.

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

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

A quorum present.

By permission the following reports were submitted:

REPORTS OF COMMITTEES

Senator Gomez, Chairman of the Committee on Public Utilities, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 4, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

Your Committee on Public Utilities, to whom was referred:

Senate Bill No. 33:

A bill to be entitled An Act making it unlawful to injure or knowingly to suffer to be injured or to tamper with, meddle with, or interfere with the proper action or just registration of any meter, wire, pipe or fittings or to make or cause to be made any connection with any wire, main, service pipe or other pipe, appliance or appurtenance used for or in connection with the furnishings or electricity, gas or water and making it unlawful fraudulently to use, waste or suffer to be wasted electricity, gas or water, the measuring or registration of which has been prevented by such injury to tampering or connection with the meter, wire, pipe or other appliances, and making the existence of any connection, wire, conductor, meter alteration or other device effecting the diversion of electricity, gas or water without the same being measured or registered by a meter installed for that purpose or the use or waste of electricity, gas or water, the measurement or registration of which has been prevented by any such connection, wire, conductor, meter alteration or other device prima facie evidence of intent to violate and of the violation of this Act by the person or persons using or receiving the direct

benefits from the use of such electricity, gas or water, and fixing the penalty therefor.

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

Very respectfully,

ARTHUR GOMEZ,
Chairman of Committee.

And Senate Bill No. 33, contained in the above report, was placed on the Calendar of Bills on second reading.

REPORT OF ENROLLING COMMITTEE

Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 4, 1933.

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

Sir:

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

Senate Bill No. 288:

A bill to be entitled An Act to amend Section 4340 of the Revised General Statutes of Florida of 1920, the same being Section 6303 of the Compiled General Laws of Florida 1927, relating to final judgments against surety companies, providing for the disposition of Florida assets of such sure companies and the securities deposited with the State Treasurer under Section 4339 of the Revised General Statutes of Florida of 1920, in event of insolvency or liquidation of said companies.

Also—

Committee Substitute for Senate Bill No. 356:

A bill to be entitled An Act to amend Section 4269, Revised General Statutes of Florida 1920 (same being Section 6228, Compiled General Laws of Florida, 1927), relating to proceedings by State Treasurer against insolvent and defaulting insurance companies.

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.

Also—

Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 4, 1933.

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

Sir:

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

House Bill No. 789:

A bill to be entitled An Act to authorize the issuance of bonds by the Town of Frostproof in Polk County, Florida, for the purpose of procuring funds with which to purchase and/or erect, construct and equip an electric light plant and system for said Town, authorizing the pledging of all receipts of such electric light plant and system over and above the expenses of operation thereof for the equal and pro rata payment of first the interest and second the principal of said bonds; authorizing the mortgaging of said electric light plant and system to secure the equal and pro rata payment of first the interest and second the principal of said bonds, and providing for the levying of taxes to pay the principal and interest of said bonds and providing for an election by the freeholders who are qualified electors residing in said Town to determine whether or not such bonds shall be issued.

Also—

House Bill No. 752:

A bill to be entitled An Act to repeal Chapter 15216, Laws of Florida, Acts of 1931, entitled: "An Act making it unlawful to prohibit the netting, placing and setting of nets and other illegal methods of taking fish from the waters of Alligator Harbor, New River, and that part of Carrabelle River from the Bridge on State Coastal Highway No. 10 to the mouth of New River and all of New River to Franklin County line; and providing a penalty for the violation thereof"; and approved May 23, A. D. 1931.

Also—

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.

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.

Also—

Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 4, 1933.

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

Sir:

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

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 the holders of preferred stock.

Also—

Senate Bill No. 366:

A bill to be entitled An Act to amend the charter of the City of Hialeah, Florida.

Also—

Senate Joint Committee Substitute for Senate Bill No. 151:

A bill to be entitled An Act to define alcoholic or intoxicating liquors and beverages, whether spirituous, vinous or malt, or fruit juices, within the meaning of the Statutes of this State; but not to alter existing Statutes regulating the sale of alcohol for medical, scientific or mechanical purposes, and wine for sacramental purposes.

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.

Also—
 Senator Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
 Tallahassee, Fla., May 4, 1933.

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

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

House Bill No. 865:

A bill to be entitled An Act apportioning the moneys received from the State Treasurer by the County Commissioners of Holmes County, which said moneys have been received or may be hereafter received from the State Treasurer under and by virtue of the laws 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; and providing that said moneys so received by said County Commissioners shall be paid over to the County School Board for the purpose of paying certain outstanding indebtedness.

Also—
 House Bill No. 606:

A bill to be entitled An Act apportioning the moneys receive from the State Treasurer by the County Commissioners of the several counties of the State of Florida having a population of not less than one hundred forty thousand (140,000) and not more than one hundred fifty thousand (150,000) according to the last State or Federal Census which said moneys have been received from the State Treasurer under and by virtue of Chapter 14832 of the Laws of Florida 1931, providing for a State Racing Commission and providing for licensing and taxing such racing and apportioning the moneys derived therefrom among the several counties, etc., to provide that said moneys so received by said County Commissioners shall be paid over to the County School Board for public school purposes.

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.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
 Tallahassee, Fla., May 4, 1933.

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

Sir:
 Your Committee on Engrossed Bills, to whom was referred (with amendments) after 3rd reading House Amendments concurred in:

Senate Bill No. 151, Senate Joint Committee Substitute:

A bill to be entitled An Act to define alcoholic or intoxicating liquors and beverages, whether spirituous, vinous or malt, within the meaning of the Statute of this State; but not to alter existing Statutes regulating the sale of alcohol for medicinal, scientific or mechanical purposes, and wine for sacramental purposes.

House Amendments:

In line 2 of title after the word "Malt" insert "or fruit juices".

Section 1, line 2 after the word "Malt" add "or fruit juices".

In Section 1, line 9 strike out the word "Alcohol" and insert the following: "alcohol".

Strike out the Section 3 and insert the following: "This

act shall take effect immediately upon its passage and approval by the Governor or upon its becoming a law without such approval".

Have carefully examined same, and find same correct; engrossed, and return same herewith.

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

And Senate Joint Committee Substitute for Senate Bill No. 151, contained in the above report, was referred to the Committee on Enrolled Bills.

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

Senate Chamber,
 Tallahassee, Fla., April 4, 1933.

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

Sir:
 Your Committee on Engrossed Bills, to whom was referred (with amendments), after second reading House Amendments concurred in.

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:

Amendments:

In line 3, immediately after the words "Plant City" insert in lieu thereof the following "and Oak Park."

In Line 21, immediately after the words "Plant City" insert in lieu thereof the following "and Oak Park."

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

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

And Senate Concurrent Resolution No. 5, contained in the above report, was referred to the Committee on Enrolled Bills.

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

Senate Chamber,
 Tallahassee, Fla., May 4th, 1933

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

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

Senate Bill No. 427:

A bill to be entitled An Act regulating and controlling the manufacture; transportation and sale of malt and vinous beverages commonly known as beer, porter, ale, wine, or fruit juices, and such similar beverages as are not prohibited by the Laws of the State; authorizing the Governor of the State of Florida to appoint supervisors to supervise the business of persons, associations of persons, or corporations engaged in such business and prescribing the powers and duties of said supervisors; prescribing a tax to be levied and assessed upon all such beverages manufactured or sold within this State and prescribing the method of assessing and collecting said tax and the distribution thereof; prescribing license fees and the collection and distribution thereof; appropriating funds necessary for the enforcement thereof; and prescribing penalties for the violation of the provisions of this Act, and providing for referendum.

House Amendments:

In Section 3, Sub-Section (a), line 5, after the word "Record," insert the following: And make report.

In Section 3, Sub-Section (b), line 4, strike out the words "said distributors may transport," and insert the following: "Manufacturers and distributors may transport or cause to be transported."

In Section 3, line 4, page 4, after the word "said," insert the following: "principal office and all".

In Section 4, line 24, after the word "association," strike

out the words "or persons," and insert the following: "of persons of a similar nature."

In Section 4, line 1, page 6, strike out the word "Court," and insert the word "County."

In Section 4, line 8, page 6, after the words "lines of travel" strike out remainder of Section.

In Section 5, line 1, strike out the word "manufactured," and insert the following: "manufacturer."

In Section 5, Sub-Section (b), line 9, after the word "manufacturers" insert the following: "or distributors."

In Section 5, Sub-Section (b), line 9, after the word "production," insert the following: "or distribution."

In Section 14, line 3, after the words "eighteen years" strike out the remainder of this Section.

In Section 17, line 3, strike out the word "four," and insert the following: "six."

In Section 17, page 10, line one, strike out the words "one half," and insert the following: "three fourths."

Section 11. "All taxes and other revenues collected hereunder after the payment of expenses incident to the administration of this Act shall be paid into a fund in the Treasury of the State of Florida to be known as "Unappropriated Funds," to be held intact until hereafter appropriated by the action of the Legislature.

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

The hour designated by the President for the Memorial Services in memory of Honorable John J. Swearingen, Honorable Everette Markeley Johns and Honorable W. M. Igo, pursuant to Senate Resolutions Nos 1 and 5, having arrived, the following services were held in the Senate Chamber.

Senator Butler addressed the Body commemorating the life and character of the late Honorable W. M. Igo, former member of the Senate from the Twenty-third Senatorial District.

Senator MacWilliams then addressed the Body on the life and character of Honorable W. M. Igo.

Senator Holland addressed the Body commemorating the life and character of the late Honorable John J. Swearingen, former member of the Senate from the Seventh Senatorial District, as follows:

By Senator Holland—

"Mr. President, Members of the Senate, Ladies and Gentlemen:

I count it a distinct honor to be designated by the President and members of this Senate to speak briefly upon the high character, the lofty attainments and the gracious personality of the late John J. Swearingen, State Senator from the 7th Senatorial District comprising Polk County, throughout the years from 1924 to 1931, inclusive. Senator Swearingen was a native son of Georgia who came with his family to settle in Polk County back in the early pioneering days. Born in Newnan, Georgia, on May 19, 1878, a son of M. B. and May C. Swearingen, Senator Swearingen came with his parents to settle at Homeland in Polk County in 1883 at the tender age of five years. That was before the time that the railroads had penetrated to our part of the State and the Swearingen family came through the country in a wagon seeking for the splendid things which the virgin territory of interior south Florida had to offer and which were at that time luring to our communities so many of the best people from other parts of the nation. May I digress to say that in the same group of Georgia citizens that transplanted themselves to Polk County at that time came my own father, from the same Georgia community. The close friendship which had existed between the two families prior to their removal from Georgia has continued throughout the years.

After attending the country schools at Homeland and later graduating from high school at the Summerlin Institute at Bartow, Senator Swearingen attended Washington and Lee University where he received his law degree in 1902. He began the practice of his profession at Arcadia where he remained until 1907, at which time he moved back to Bartow, forming a partnership with the late Charles C. Wilson, formerly a member of this Senate from the 7th District and a member of the Constitutional Convention of 1865, and the late Thomas L. Wilson, under the firm name of Wilson & Swearingen, which association continued until the death of Thomas L. Wilson, the last survivor of the two Wilson brothers, in 1927.

The firm had meantime been enlarged by the addition of Mr. Bradley C. Wilson, and the firm name therefore continued after 1927 under the name of Swearingen and Wilson. This firm has been and still remains one of the outstanding law firms of all south Florida and has rightfully enjoyed a reputation for high honor and for outstanding professional capacity, specializing in the practice of corporation law in which field it has numbered among its clients a majority of the phosphate companies, banks and other large business concerns of our section of the state.

In the field of the law Senator Swearingen stood at the very apex of his profession, being considered one of the most brilliant of the trial lawyers of the State, as well as one of its safest, wisest and best grounded business counsellors.

In the field of politics and government Senator Swearingen served brilliantly his district and the state throughout the eight years of his membership in the Senate. His work here was characterized by his keen grasp of the problems of the state, his willingness to accord impartial consideration to the rights of all sections of the state, and his willingness to stand unflinchingly for principle and for his conscientious convictions.

In the field of civic service Senator Swearingen was always found as an active participant in all of the worthwhile activities of our city, our county and the state. Among the outstanding services rendered in this particular field were his long continued membership on the Board of Trustees of Southern College and his membership on the Board of Directors of the State Chamber of Commerce. He belonged to the Kiwanis Club of Bartow, of which he was a past president; was a Mason, a Shriner, and was a faithful member and attendant at the Methodist Church of Bartow. Senator Swearingen was married on April 15, 1908, to Mary H. Rainey of North Carolina, a member of a distinguished North Carolina family. There are two children, Miss Katherine Wilson Swearingen, a graduate of the State College for Women here in Tallahassee, and William B. Swearingen, now a law student at Vanderbilt University.

Senator Swearingen was interested in many business enterprises, as a director of various banks, a director of the Roux Crate Company, and a director in the Gulf Life Insurance Company of Jacksonville. He was largely interested in the citrus industry, as well as the phosphate industry, and, in fact, he participated in and contributed to the development of every substantial business and industry in our section of the State.

Any remarks on the life of John Swearingen would be wholly insufficient which failed to mentioned the distinguished military service which he rendered in the Spanish American War. Enlisting as a member of the company from Polk and DeSoto Counties, which became a part of the regiment best known as "Ray's Immunes," Senator Swearingen spent many months in active service in Cuba.

So much for the biographical facts concerning Senator John J. Swearingen, and now to consider his intensely human qualities for which he was so deeply loved by his thousands of friends. He was generous in the extreme, always giving unstintedly of his substance and of his time and energy; he was tolerant and willing to accord sincerity to others who might differ from his views; he was in all things, most loyal to his friends; he was indeed a delightful friend, loved for his friendly smile and his cordial handshake, and always eagerly sought after as a partner on the golf course. He was a kind, indulgent father, and a loving and tender husband. I feel sure that in considering his memory, those of us who knew him best will love to think of him for his kindly, tender, human qualities, which made us love him so deeply and so keenly mourn his passing.

In closing, may I say again, that it has been an honor which I shall long remember to have had this opportunity of speaking so briefly upon the outstanding public servant, the brilliant lawyer, the kind, friendly, gracious man, who will be remembered by each of us as our own personal friend, the late John J. Swearingen."

Senator Gillis then addressed the Body on the life and character of Honorable John J. Swearingen.

Senators Clarke, Whitaker, Dell, Hilburn and Sikes addressed the Body, in the order named, commemorating the life and character of the late Honorable Everette Markeley Johns, former member of the Senate from the Fifteenth Senatorial District.

The following Resolutions were introduced and it was ordered that a page of the Senate Journal be devoted and set aside for each of the Resolutions:

Senate Resolution No. 15

By Senator Butler

WHEREAS, it has been brought to the attention of this Senate that William M. Igou, formerly Secretary of the State of Florida, and formerly a Member of this Senate from the Twenty-third Senatorial District, has departed this life; and,

WHEREAS, Mr. Igou performed distinguished services to this State, not only as a Member of this Senate, but also as Secretary of State of the State of Florida; and,

WHEREAS, he possessed qualities of leadership of the highest order and he used them for the elevation and improvement of his County, his State and his Nation;

NOW, THEREFORE, BE IT RESOLVED That by his death the State has lost one of its most distinguished and useful citizens.

BE IT FURTHER RESOLVED That we do here record our sorrow at his death and do extend to his family our sympathy in their bereavement.

Senate Resolution No. 16

By Senator Holland

WHEREAS, since the last Session of this Senate the Almighty Father, in His infinite wisdom, has seen fit to take from among us our distinguished member, and our dearly beloved friend, the Honorable John J. Swearingen.

THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA IN SESSION ASSEMBLED, That the members of the Senate do hereby record their profound sorrow and regret of the passing of the Honorable John J. Swearingen, and that they do further state their convictions that in his death, Polk County, the 7th Senatorial District, and the whole State of Florida, as well as this Body, have lost an outstanding citizen and public servant, an able and wise counselor, and a loyal and true friend, fully exemplifying in his life the best and finest standards of true, Southern manhood.

BE IT FURTHER RESOLVED, That these resolutions, as well as the remarks of Senator Holland of the 7th Senatorial District, be spread upon the Journal of the Senate and the same be transmitted by the Secretary of the Senate to the bereaved widow and family.

Senate Resolution No. 17

By Senators Clarke, Dell and Mann

"WHEREAS, since the last convening of this Honorable Body Almighty God in His Divine Wisdom has seen fit to take from among us our honored and beloved member, the Honorable Everette Markeley Johns, late a Senator from the 15th District of Florida, who by his courage, courtesy, integrity and distinguished ability, had endeared himself to all who knew him, either in person, or by reputation, a man whom we all admired and loved, and in whose counsel and wisdom we had learned to confide. Who, to his friends was always fair, to his opponents eminently fair and considerate, and who in his devotion to every duty, was firm and unswerving."

THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA IN SESSION ASSEMBLED, That the Senate has learned with profound sorrow and regret of the passing of the Honorable Everette Markeley Johns.

BE IT FURTHER RESOLVED That in the death of our late co-worker, Bradford County, the 15th Senatorial District, the State of Florida, and this Body have lost a true friend, a most valuable citizen, an able counselor, and outstanding statesman.

BE IT FURTHER RESOLVED That these resolutions be spread upon the Journal of the Senate, and a copy of these resolutions be transmitted by the Secretary of the Senate to the bereaved widow of our beloved co-worker.

S. D. CLARKE, Chairman.

J. MAXEY DELL,

J. M. MANN,

Committee.

By Senator Butler—

Senate Resolution No. 15:

WHEREAS, it has been brought to the attention of this Senate that William M. Iguo, formerly Secretary of the State of Florida, and formerly a Member of this Senate from the Twenty-third Senatorial District, has departed this life; and,

WHEREAS, Mr. Iguo performed distinguished services to this State, not only as a Member of this Senate, but also as Secretary of State of the State of Florida; and,

WHEREAS, he possessed qualities of leadership of the highest order and he used them for the elevation and improvement of his County, his State and his Nation;

NOW, THEREFORE, BE IT RESOLVED That by his death the State has lost one of its most distinguished and useful citizens.

BE IT FURTHER RESOLVED That we do here record our sorrow at his death and do extend to his family our sympathy in their bereavement.

Which was read in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 15 was adopted.

By Senator Holland—

Senate Resolution No. 16:

WHEREAS, since the last Session of this Senate the Almighty Father, in His infinite wisdom, has seen fit to take from among us our distinguished member, and our dearly beloved friend, the Honorable John J. Swearingen,

THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA IN SESSION ASSEMBLED, That the members of the Senate do hereby record their profound sorrow and regret of the passing of the Honorable John J. Swearingen, and that they do further state their convictions that in his death, Polk County, the 7th Senatorial District, and the whole State of Florida, as well as this Body, have lost an outstanding citizen and public servant, an able and wise counselor, and a loyal and true friend, fully exemplifying in his life the best and finest standards of true, Southern manhood.

BE IT FURTHER RESOLVED, That these resolutions, as well as the remarks of Senator Holland of the 7th Senatorial District, be spread upon the Journal of the Senate and the same be transmitted by the Secretary of the Senate to the bereaved widow and family.

Which was read in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 16 was adopted.

By Senators Clarke, Dell and Mann—

Senate Resolution No. 17:

In response to Resolution previously adopted by the Senate, your Committee appointed to draft suitable Resolutions commemorating the life, character and public service of Everette Markeley Johns, deceased, late a Senator from the 15th District, begs leave to submit the following Resolutions:

"WHEREAS since the last convening of this Honorable Body Almighty God in His Divine Wisdom has seen fit to take from among us our honored and beloved member, the Honorable Everette Markeley Johns, late a Senator from the 15th District of Florida, who by his courage, courtesy, integrity and distinguished ability had endeared himself to all who knew him, either in person, or by reputation, a man whom we all admired and loved, and in whose counsel and wisdom we had learned to confide. Who, to his friends was always fair, to his opponents eminently fair and considerate, and who in his devotion to every duty, was firm and unswerving."

THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA IN SESSION ASSEMBLED, That the Senate has learned with profound sorrow and regret of the passing of the Honorable Everette Markeley Johns.

BE IT FURTHER RESOLVED That in the death of our late co-worker, Bradford County, the 15th Senatorial District, the State of Florida, and this body have lost a true friend, a most valuable citizen, an able counselor, and outstanding statesman.

BE IT FURTHER RESOLVED That these resolutions be spread upon the Journal of the Senate, and a copy of these resolutions be transmitted by the Secretary of the Senate to the bereaved widow of our beloved co-worker.

S. D. CLARKE, Chairman,

J. MAXEY DELL,

J. M. MANN,

Committee.

A committee from the House of Representatives, composed of Messrs. Kanner, Frost and Robineau, appeared at the bar of the Senate and announced that the House of Representatives was ready to receive the Senate in Joint Session to receive the message of his Excellency, Governor Dave Sholtz.

Senator MacWilliams moved that the Senate do now proceed to the Hall of the House of Representatives to unite with that Body for the purpose of receiving the Governor of the State.

Which was agreed to.

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

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

The President of the Senate in the Chair.

By direction, the Secretary called the roll of the Senate 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, Hale, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—38.

A quorum of the Senate present.

By direction, the Chief Clerk of the House called the roll of the House of Representatives and the following members answered to their names:

Mr. Speaker; Messrs: Albury, Anderson, Andrews, Auvil, Baskin, Bass, Bell, Bishop, Bonifay, Booth, Boyd, Boynton, Brannon, Brown, Burchard, Butler (Bradford), Butler (Charlotte), Butt, Byington, Byrd, Carey, Christie, Collier, Crocker, Denison, Dickey, Dickinson, Dixon, Driver, Dugger, Early, Edney, Endsley, Entzminger, Ezell, Folks, Frost, Gaston, Geiger, Goff, Hancock, Harrell, Hatch, Hendry, Herrin, Holly, Hosford, Hubbell, Ives, Kanner, Kelly, Kennedy, Kilgore, Knight, Laney, Lanier, Lewis, MacWilliam, Martin, Middleton, Murphree, O'Bryan, Pearce, Peeples, Price, Rawls, Register, Rehwinkel, Rivers, Roberts, Robineau, Rogers, Sandler, Sapp, Scofield, Simmons, Sims, Smith, Stewart, Stone, Strickland, Teague, Trammell, Untreiner, Victor, Waller, Wand, Ward, Westbrook, Willis, Wood, Worth, Wynn, Zim.—95.

A quorum of the House of Representatives present.

The President declared a quorum of the joint assembly present.

And the joint assembly was duly organized and ready to receive the Governor.

Mr. Westbrook moved that a committee of three be appointed to wait upon the Governor and notify him that the joint assembly was organized and awaited his pleasure, and to escort Governor Sholtz to the rostrum of the House of Representatives.

Which was agreed to.

And the President appointed Mr. Westbrook of Lake, Mr. Christie of Duval and Senator Getzen as the Committee to wait upon the Governor.

The Committee withdrew.

The Committee re-appeared escorting the Governor who was received by the joint assembly standing; Governor Dave Sholtz was duly escorted to the rostrum.

The President introduced Governor Sholtz to the joint assembly and the Governor addressed the Body.

Senator Parrish moved that the joint assembly do now arise.

Which was agreed to.

The Senate then withdrew and returned to the Senate Chamber to resume its Session.

The Senate resumed its Session at 4:25 o'clock P. M.

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, Turner, Watson, Whitaker.—36.

A quorum present.

Senator Larson moved that Senate Bills Nos. 254, 182, 429 and 460 be made special and continuing orders for 11:00 o'clock A. M. Tuesday, May 9, 1933.

Which was not agreed to.

Committee Substitute for 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.

Which was pending at the hour of recess, was taken up.

The following amendment by Senator Gillis was pending adoption at the hour of recess:

In Section 1, (printed bill), strike out lines 22, 23 and 24 and insert in lieu thereof the following: Each of the following attorneys entitled to receive under Chapter 15720, Laws of Florida, Acts of 1931, \$3,375.

Senator Gillis moved the adoption of the amendment.

Pending the adoption of the amendment by Senator Gillis, Senator English offered the following amendment to the amendment, which was pending adoption at the hour of recess:

Strike out the figures 3375 and insert in lieu thereof the following: 3600.

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

Which was not agreed to.

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

Which was agreed to.

And the amendment was adopted.

Senators Shelley and Holland offered the following amendment to Committee Substitute for Senate Bill No. 15:

Strike out lines 38, 39 and 40 of Section 1 and insert in lieu thereof the following: "Chairman State Railroad Commission \$3,600, each of two members of State Railroad Commission 3,400."

Senator Holland moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senators Shelley and Holland, Senator English offered the following amendment to the amendment:

Strike out the figures 3600 and 3400 and insert in lieu thereof the following: 4000.

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

Which was not agreed to.

The question recurred on the adoption of the amendment offered by Senators Shelley and Holland to Committee Substitute for Senate Bill No. 15.

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, (printed bill), strike out lines numbered 25, 26 and 27 and insert in lieu thereof the following: Each of the several State Attorneys entitled to receive \$4,000 under Chapter 15720, Laws of Florida, Acts of 1931, \$3,200.

Senator Gillis moved the adoption of the amendment.

Which was agreed to.

And the Amendment was adopted.

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

In Section 1, (printed bill), between lines 32 and 33 insert: Each of the several state attorneys entitled to receive \$3,300 under Chapter 15720, Laws of Florida, Acts of 1931, \$2,640.

Senator Gillis moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

And Committee Substitute for Senate Bill No. 15, as amended, was ordered referred to the Committee on Engrossed Bills.

Senator Whitaker moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 280 out of its order.

Which was not agreed to.

Senator Beacham moved that Senate Bill No. 271 be made a special and continuing order for 11:00 o'clock A. M. Tuesday, May 9, 1933.

Which was not agreed to.

CONSIDERATION OF BILLS AND JOINT RESOLUTIONS ON THIRD READING

Senate Bill No. 72:

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

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

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

Yeas—Mr. President; Senators Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Dell, English, Gary, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Raulerson, Rose, Shelley, Shivers, Sikes, Whitaker—29.

Nays—Senators Anderson, Clarke, Gillis, Turner—4.

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

Senate Bill No. 68 was taken up in its order and the consideration of same was informally passed.

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

Which was agreed to by a two-thirds vote.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., May 4th, 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 Butler—
Senate Bill No. 110:

A bill to be entitled An Act "relating to the County Commissioners of all counties having a population of over one hundred fifty-five thousand (155,000) according to the last preceding State or Federal Census, imposing certain duties on them in regard to making up of a budget of road work to be done from year to year; repealing all laws in conflict with this Act and providing for the effective date of same."

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bill No. 110, contained in the above Message, was ordered referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 4th, 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 Parker—
Senate Bill No. 433:

A bill to be entitled An Act to provide for the cancelling, annulling, and voiding of bonds of Taylor County, Florida, and prohibiting the issuance and sale of certain bonds, the issuance of which was authorized at an election held in said County on November 24, A. D. 1925.

Also has passed—

By Senator Futch—
Senate Bill No. 394:

A bill to be entitled An Act providing for the distribution and use of moneys received from the State Treasurer during the year 1933 which is derived from licensed race tracks by 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.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bills Nos. 433 and 394, contained in the above Message, were ordered referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 4th, 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. Edney, of Okaloosa—
House Bill No. 808:

A bill to be entitled An Act repealing Chapter 10052, Acts of 1925, and each and every Section thereof: it being An Act fixing the compensation of members of County Commissioners and members of the Board of Public Instruction in Counties having a population of not less than nine thousand seven hundred nor more than ten thousand five hundred, and certain assessed valuation.

Also has passed—

By Mr. Edney, of Okaloosa—
House Bill No. 809:

A bill to be entitled An Act regulating the hunting of squirrels and deer in Okaloosa County, Florida, and fixing a penalty for the violation thereof.

Proof of publication attached to bill.

Also has passed—

By Mr. Register, of Union—
House Bill No. 812:

A bill to be entitled An Act for the relief of all tax payers of the City of Lake Butler, a municipal corporation in Union County, Florida, who have paid in full sewerage and/or paving assessments of said city.

Also has passed—

By Mr. Robineau, of Dade—
House Bill No. 820:

A bill to be entitled An Act to prohibit in Dade County, Florida, 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.

Proof of publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 808, 809, 812 and 820, 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., May 4th, 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. Brown of Dade—

House Bill No. 817:

A bill to be entitled An Act relating to the City Government of the City of Coral Gables; and to amend An Act entitled: "An Act to abolish the present municipal government of the City of Coral Gables, Dade County, Florida, and create, establish and organize a municipality to be known and designated as the City of Coral Gables, to define its territorial boundaries, and to provide for taxes, government, jurisdiction, powers and privileges," approved May 8th, 1929; confirming in other respects the existing Charter of the City of Coral Gables, and Laws amendatory thereof; authorizing the governing authorities of the City of Coral Gables to levy and assess taxes against any of the property which may be hereafter excluded from the boundaries of said City for and on account of any existing indebtedness of said City, for which such property may be liable.

Also has passed—

By Messrs. Sandler, Kilgore and Worth of Hillsborough—
House Bill No. 797:

A bill to be entitled An Act prohibiting the owner or person having the custody and control of cattle, hogs, horses, mules, goats, sheep or other live stock from permitting the running at large of such cattle, hogs, horses, mules, goats, sheep or other live stock within the following described boundaries in Hillsborough County, Florida, to-wit: beginning at the northeast corner of Hillsborough County, which is the northeast corner of Section 1, Township 27 South, Range 22 East, and run thence South along the Hillsborough-Polk County line to the Southeast corner of Section 36, Township 29 South, Range 22 East; thence west approximately 3500 feet to the center line of the Alafia River (sometimes known

as Howell's Creek), as shown in U. S. Department of Agriculture Bureau of Soils map of Hillsborough County, Florida, published in 1916; thence westerly along the center line of the said Alafia River to Hillsborough Bay; thence northwesterly along the shore line of Hillsborough Bay and old Tampa Bay to the range line dividing Ranges 16 and 17 East, which is also the west boundary of Hillsborough County; thence North to the Northwest corner of Hillsborough County; thence East along County line to the northeast corner of Hillsborough County, which is the point of beginning, and to provide for the enforcement of this Act by the impounding and sale of such cattle, hogs, horses, mules, goats, sheep or other live stock which may be found running at large in said territory.

Proof of publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 817 and 797, 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., May 4, 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. Auvil of Pasco—

House Bill No. 788:

A bill to be entitled An Act providing that the Board of County Commissioners of Pasco County, Florida, shall turn over to the Board of Public Instruction of said County all moneys received by said Board of County Commissioners under Chapter 14832, Acts of 1931, until such time as certain of the present indebtedness of said Board of Public Instruction has been paid off, and prescribing the purposes for which said money shall be used by the said Board of Public Instruction.

Proof of Publication attached to bill.

Also has passed—

By Mr. Edney of Okaloosa—
House Bill No. 811:

A bill to be entitled An Act fixing the compensation of members of the Board of County Commissioners, and members of the Board of Public Instruction in Okaloosa County, Florida; and repealing Chapter 10052, Acts of 1925.

Proof of Publication attached to bill.

Also has passed—

By Mr. Edney of Okaloosa—
House Bill No. 810:

A bill to be entitled An Act relating to and concerning taxation for the Town of Crestview, Okaloosa County, Florida; confirming and validating all assessments made in said Town of Crestview during the years of 1925 to 1932, inclusive, for City or Town taxes; and confirming all tax sales made in said Town for unpaid and delinquent taxes for the years of 1925 to 1932, inclusive; and confirming and validating all tax sale certificates and/or tax deeds issued by said Town of Crestview, or for said Town of Crestview upon sales of property in said town for the unpaid and/or delinquent taxes upon such property for the years of 1925 to 1932, inclusive; and providing for the foreclosure in equity of tax sale certificates, deeds or unpaid and delinquent taxes due said Town of Crestview for any and all years, and for the procedure in such case of foreclosure suits on such tax sale certificates, deeds or unpaid and delinquent taxes, held by said Town of Crestview, or individuals, firms or corporations.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 788, 811 and 810, 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., May 4, 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:

Committee Substitute for House Bill No. 806:

A bill to be entitled An Act to abolish the Board of Commissioners of St. Lucie Inlet District and Port Authority and Offices of Treasurer and Secretary as created and defined by Chapter 13808, Laws of Florida, 1929, and Amendatory Act thereof enacted by the Florida Legislature, 1931; to provide that all functions, duties and powers as provided in Chapter 13808 and the Amendatory Act thereof, are hereby vested in a new Board to be made up ex-officio of the five County Commissioners of Martin County, Florida, and the Chairman and one member of the Board of County Commissioners of St. Lucie County, to be by the latter designated; providing that the Clerk of the Circuit Court of Martin County, Florida, shall act as Secretary and Treasurer of said District; to repeal and remove the authorization for the tax levy for maintenance, repair or construction or for the payment of expenses in carrying on or transacting the business of said District, and to repeal the tax levy for police, fire, sanitary and publicity purposes; providing that all properties and assets, as well as the books and records of said District, together with a written report setting forth the financial affairs and status of said District shall be delivered to the new Board created hereunder, within thirty days after such Act becomes a law; and providing regulations incidental to the purpose and intent of this Act.

Proof of Publication attached to bill.

Also has passed—
By Mr. Kanner of Martin—
House Bill No. 843:

A bill to be entitled An Act to empower the City of Stuart, Florida, to provide for the purchase, construction or improvement of a recreation park in said City; to provide for the issuance of revenue bonds payable solely out of the revenues derived therefrom; to provide for the operation of said recreation park in case of deficiencies in revenue and declaring an emergency.

Also has passed—
By Mr. Booth of Pinellas—
House Bill No. 853:

A bill to be entitled An Act authorizing the City of Safety Harbor, Florida, to cancel special assessments or improvement liens heretofore levied by said City against the abutting property in said City.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Committee Substitute for House Bill No. 806, and House Bills Nos. 843 and 853, 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., May 4, 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. Booth of Pinellas—
House Bill No. 855:

A bill to be entitled An Act authorizing the City of Safety Harbor, Florida, to compromise or adjust ad valorem taxes as assessed against any taxable property in said City.

Also has passed—
By Mr. Auvil of Pasco—
House Bill No. 866:

A bill to be entitled An Act validating and legalizing certain sales of tax certificates by the Clerk of the Circuit Court of Pasco County, Florida, or by the Board of County Commissioners of said County, prior to the first day of March,

1933, the purchase price of which certificates was paid in bonds.

Proof of Publication attached to bill.

Also has passed—
By Mr. Auvil of Pasco—
House Bill No. 857:

A bill to be entitled An Act to amend Sections 6. 7 and 8 of Chapter 13250—(No. 1445), Acts of 1927, entitled: "An Act to make it unlawful for livestock to run or roam at large in certain portions of Pasco county, Florida; providing for the impounding and sale of such livestock so running or roaming at large; providing that persons damaged by such livestock running or roaming at large may recover damages therefor; and providing for a local option election."

Proof of Publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 855, 856 and 857, 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., May 4, 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. Byington and Stewart of Volusia—
House Bill No. 859:

A bill to be entitled An Act to repeal Chapter 15157, Laws of Florida, 1931, entitled: "An Act to ratify, confirm, validate and legalize all Acts and proceedings of the City of Daytona Beach, Volusia County, Florida, its City Commission, officials and agents, relative to and in connection with the making and entering into a certain agreements with E. L. King, and to ratify, confirm, validate and legalize said agreement; and to authorize and require said City of Daytona Beach to pay to said E. L. King each year for the years A. D. 1928 to 1937 inclusive, a sum of money equal to the total sum of State, County and Municipal taxes for such years on certain property in said City."

Also has passed—
By Mr. Edney of Okaloosa—
House Bill No. 873:

A bill to be entitled An Act fixing the compensation and traveling expenses and office expenses of the Superintendent of Public Instruction of Okaloosa County, State of Florida.

Proof of Publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 859 and 873, 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., May 4, 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. O'Bryan of Osceola—
House Bill No. 866:

A bill to be entitled An Act relating to the taking, shipment and sale of fresh water fish in Osceola County; prescribing the time when and means by and extent to which and size they may be taken, possessed, shipped and dealt in, and in what lakes commercial fishing shall be prohibited, and providing for a closed season thereof during which no commercial

fishings shall be allowed, and providing penalties for the violation of this Act.

Proof of publication attached to bill.

Also has passed—
By Mr. Wood of Lee—
House Bill No. 851:

A bill to be entitled An Act pertaining to and regulating the Iona Drainage District, in Lee County, Florida; to provide that no maintenance taxes, nor emergency taxes nor any form of extra taxes, other than taxes for debt service, shall be levied or assessed for the year 1933 and subsequent years, and to prohibit the levy of same by the Iona Drainage District, in Lee County, State of Florida, or its Board of Supervisors or officers or receiver; and to cancel the unpaid maintenance taxes and unpaid emergency taxes levied and assessed for the respective years 1930, 1931 and 1932; to provide the penalty upon unpaid delinquent taxes due and/or to become due the Iona Drainage District, in Lee County, State of Florida, and to reduce the penalty on unpaid delinquent taxes for years prior to 1933; to provide and regulate and/or make optional the employment of an attorney and engineer and to limit, establish and regulate the fees, compensation and salary of the attorney and engineer and the supervisors and Secretary of the Board of Supervisors and Treasurer and office expense and other costs, charges and expenses of the Iona Drainage District, in Lee County, State of Florida; and to forbid the Board of Supervisors of said District and/or officers of said district to borrow money or issue warrants, notes or other evidence of debt against said District; and to forbid their incurring any liability, expense, costs or charges against said District; to authorize the Receiver of the Iona Drainage District, in Lee County, State of Florida, to reconvey lands held by the Receiver of said District under foreclosure for delinquent taxes or otherwise to the original owner from whom the respective lands were received by the Receiver of said District upon the redemption by such original owner; to receipt for delinquent taxes and cancel of record tax certificates and claims held by said District; to execute deeds of conveyance and other necessary good and sufficient instruments to return to the owner of the respective lands his title free and clear of any and/or all liens and clouds under delinquent Drainage Taxes, levies, assessments, penalties and costs; to provide for the cancellation on the records of the Clerk of the Circuit Court of Lee County, Florida, and the records of the said District of any and all tax liens, claims and incumbrances held by the Receiver of said District upon the redemption of lands; and to validate receipts for tax payments and certificates or redemption heretofore made or issued by either the attorney for said District; the attorney for the Receiver of said District, and/or the Receiver of said District, and to authorize the Clerk of said Court to record the same and any such receipts and certificates of payment made or issued hereafter in the book of satisfaction of liens, and that such record shall be conclusive evidence of such tax lien having been paid; to authorize Iona Drainage District, of Lee County, Florida, to accept bonds, interest coupons and other obligations issued by said District in payment of due and/or delinquent taxes to said District and/or in payment of all unpaid assessed benefits; and to authorize said District to accept its bonds, interest coupons and other obligations at a sale of delinquent taxes and/or in payment of certificates which have been issued to it at previous delinquent tax sales; and to authorize said District to accept its bonds and coupons and other obligations, as herein provided, at par and in lieu of cash; and to provide that the provisions of the Act shall apply to and govern the Receiver of said District and the attorney for the Receiver and any and all officers and attorneys for said District; to provide that from and after this Act becomes a law a copy of the annual tax roll of the District shall be filed in the office of the Clerk of the Circuit Court in and for Lee County, Florida, and kept there as a public record and the tax payments and redemption of delinquent taxes shall be entered therein by the Secretary of the District or by the Receiver of the District; to provide that such tax roll record shall be accepted by the court as conclusive evidence as to payment of taxes and redemption of delinquent taxes, and to provide that the Secretary of the District shall certify delinquent taxes, at which time he shall post to the copy of the tax roll as filed in the Clerk's office all payments made to the Tax Collector, and thereafter post to said copy of tax roll all payments for redemptions made for the preceding month, and to provide that in case of receivership of said District the Receiver shall perform all duties herein provided to be performed by the Secretary of the District, together with duties required by the court.

Proof of publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 866 and 851, 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., May 4, 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. Bass, of Palm Beach—

House Bill No. 682:

A bill to be entitled An Act authorizing and empowering the Town of Palm Beach, of Palm Beach County, Florida, to foreclose by bill in Chancery the lien of any tax certificate now owned or hereafter acquired by said Town; providing the procedure for such suits and for the compensation of the Town Attorney in conducting and prosecuting the same; providing for an appeal in said suits, and fixing the effective date of this Act.

And respectfully requests the concurrence of the Senate therein.

Very Respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 682, 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., May 4, 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. Robineau and Brown of Dade—

House Bill No. 893:

A bill to be entitled An Act to amend Sections 12, 12-A and 104 of Chapter 10847, Laws of Florida, approved May 9, 1925, and entitled: "An Act to amend and re-enact the Charter of the City of Miami, in the County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said City and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances, and to ratify certain Acts and proceedings of the Commission and of the officers of the City," relating to the recalling of any member of the Commission, and to the publication and codification of ordinances.

By Mr. Scofield of Citrus—

House Bill No. 828:

A bill to be entitled An Act regulating the duties of the Treasurer of the State of Florida under the provisions of Chapter 13949, Laws of Florida, entitled: "An Act relating to County and District bonds; prescribing the duties of the State Treasurer in relation thereto, and abolishing the office of bond trustees, in Citrus County, Florida," as amended by Chapter 13956, Laws of Florida, entitled: "An Act to amend An Act of the 1929 Session of the Legislature entitled: 'An Act relating to County and District bonds, prescribing the duties of the State Treasurer in relation thereto and abolishing the office of bond trustees in Citrus County, Florida,' which was approved on the 24th day of May, 1929, by adding thereto an additional section, relating to compulsory accounting against the bond trustees which have been abolished in Citrus County, Florida."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 893 and 828, contained in the above Mes-

sage 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., May 4th, 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. Bell, of Escambia—
House Bill No. 895:

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

Also has passed—

By Mr. Robineau, of Dade—
House Bill No. 894:

A bill to be entitled An Act amending Chapter 15690, Laws of Florida, Acts of 1931, entitled: "An Act creating a municipal corporation in Dade County, to be known as 'Miami Shores Village'; defining its boundaries, rights, powers, and duties, and otherwise providing for the operation and government of said village; and prescribing a rule for construing this Act," relating to the jurisdictions, acts, powers and government of said village, providing for the construction of this Act; approving, ratifying, confirming and validating taxes and assessments levied by the Council of said Village and compromises thereof and all ordinances and resolutions of said Council, and all Acts and proceedings of the various officers and employees of the said Village; repealing Chapter 15689, Laws of Florida, Acts of 1931, and repealing all Laws in conflict with this Act; and expressly saving to the Village all rights, remedies and defenses acquired or heretofore arising under or by virtue of Chapters 15689 and 15690, Laws of Florida, Acts of 1931 or other Laws.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 895 and 894, 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., May 4th, 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. Christie, of Duval—
House Bill No. 5:

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.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 5, contained in the above Message, was read the first time by its title only and referred to the Committee on Privileges and Elections.

Pursuant to the terms of Senate Resolution No. 14, the President announced the appointment of Senators Mann, Chowning, and Clarke as the Committee to investigate the subject matter of said Resolution.

Senate Joint Resolution No. 14:

A Joint Resolution proposing the repeal of Sections 21 and 20—S. B.

22 of Article 5 of the Constitution of the State of Florida, relating to Justices of the Peace, providing for the divisions of each County into Justice Districts; for the election of Justices of the Peace, fixing their terms of office and prescribing the jurisdiction.

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

By unanimous consent Senator Whitaker offered the following amendment to Senate Joint Resolution No. 14:

At the end of Section 1 add the following: "provided however, the Justices of Peace and Constables holding office at the time of the approval hereof by the people shall serve out the remainder of their term."

Senator Whitaker moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Upon the passage of the Joint Resolution, 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, Gillis, Gomez, Harrison, Hilburn, Holland, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Turner, Whitaker—31.

Nays—Senator Hodges—1.

So Senate Joint Resolution No. 14, as amended, passed by the required Constitutional three-fifths vote of all members elected to the Senate for the 1933 session of the Florida Legislature.

And Senate Joint Resolution No. 14 was ordered referred to the Committee on Engrossed Bills.

Senate Joint Resolution No. 8:

A Joint Resolution Proposing repeal of Section 23 of Article 5 of the Constitution of the State of Florida, relating to Constables and providing for their election.

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

Upon the passage of the Joint Resolution the roll was called and the vote was:

Yeas—Mr. President; Senators Andrews, Bass, Beacham, Black, Butler, Caro, Clarke, Dell, English, Gary, Gillis, Gomez, Harrison, Hilburn, Holland, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Turner, Whitaker—28.

Nays—Senator Hodges—1.

So Senate Joint Resolution No. 8 passed by the required Constitutional three-fifths vote of all members elected to the Senate for the 1933 session of the Florida Legislature, and the action of the Senate was ordered to be certified to the House of Representatives.

Senate Bill No. 62:

A bill to be entitled An Act providing that no suit for the foreclosure of any tax certificate or tax deed shall be instituted or maintained, except in suits by the State or taxing district, issuing such tax certificate or tax deed, unless all State, County, Municipal, Drainage District, and other taxing district taxes, both past due and current, have been paid in full, and all installments of improvement assessments both past due and current, have been paid in full, and all tax due and current, have been paid in full, and all tax certificates of whatever nature (except those the subject matter of the suit) have been redeemed; and providing that the sworn bill of complaint shall set forth said facts.

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

By unanimous consent, Senator Raulerson offered the following amendment to Senate Bill No. 62:

In title, line 3 (typewritten bill), after the word "State", add the following: County.

Senator Raulerson moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

By unanimous consent, Senator Raulerson also offered the following amendment to Senate Bill No. 62:

In Section 1, line 2 (typewritten bill), after the word "State" add the following: County.

Senator Raulerson moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

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

Yeas—Mr. President; Senators Bass, Beacham, Black, Butler, Caro, Chowning, Dell, Gary, Gomez, Harrison, Hilburn, Hodges, Holland, Lewis, Lundy, MacWilliams, Mann, Murphy, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Whitaker.
—26.

Nays—Senators Andrews, Clarke, English, Gillis, Parker, Turner—6.

And Senate Bill No. 62 was ordered referred to the Committee on Engrossed Bills.

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

And the Senate stood adjourned at 5:22 o'clock P. M. until 10:30 o'clock A. M. Friday, May 5, 1933.