

JOURNAL OF THE SENATE

Thursday, May 11, 1933

The Senate convened at 10:30 o'clock A. M. pursuant to adjournment on Wednesday, May 10, 1933.

The President Pro Tem. in the Chair.

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

Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—35.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of May 10. was corrected and as corrected was approved.

Senator MacWilliams requested that Senate Bills Nos. 116 and 117, reported unfavorably by Committee on Public Roads and Highways, be restored to the Calendar of Bills on second reading, under the rule.

REPORTS OF COMMITTEES

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

Senate Chamber,
Tallahassee, Fla., May 10, 1933.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred:

Senate Bill No. 300:

A bill to be entitled An Act providing for the transferring of license plates from destroyed 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 Bill No. 300, contained in the above report, was placed on the table under the rule.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 10, 1933.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred:

Senate Bill No. 311:

A bill to be entitled An Act providing for the regulation of persons, firms or corporations who purchase goods, wares and merchandise for the purpose of sale, resale, barter or exchange and using motor vehicles for the transportation of such goods, wares and merchandise; defining such persons, firms or corporations as "for hire" carriers and requiring motor vehicles used by such persons, firms or corporations to register and pay registration fees and for other purposes, and providing punishment for violation of the provisions of this Act.

Have had the same under consideration and offered the following as a Committee Substitute for Senate Bill No. 311:

A bill to be entitled An Act providing for the licensing and regulation of transient merchants using motor vehicles, and providing penalties for the violation thereof.

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

Very respectfully,

G. FRANK ANDREWS,
Chairman of Committee.

And Senate Bill No. 311, with the Committee Substitute, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

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

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

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

Sir:

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

Senate Bill No. 391:

A bill to be entitled An Act relating to tax assessments and collection of revenue; to provide for assessments of omitted property and re-assessments in case of erroneous or invalid assessments, in counties, taxing districts, cities and towns, in the State of Florida.

And—

Senate Bill No. 334:

A bill to be entitled An Act providing that the dealer in gasoline or other like products of petroleum in this State shall be exempt from payment of excise tax thereon now or hereafter imposed on sales of such products to towns and cities for use in the performance of municipal duties and functions, and providing for a report of such tax exempt sales by the dealer, and requiring a certificate by a municipal officer as to such exemption; providing penalties for the violation hereof, and repealing all laws in conflict with this Act.

And—

Senate Bill No. 92:

A bill to be entitled An Act to amend Section 7 of Chapter 15659, Laws of Florida, Acts of 1931, entitled: "An Act relating to taxation, levying and imposing an excise tax on gasoline and other like products of petroleum in addition to other taxes thereon; levying and imposing a license tax on every dealer in gasoline or any other like product of petroleum; providing for the report of sale of such commodities, and the collection and payments of such taxes; creating special funds for the reception of such taxes; providing the purposes of such taxes, and for the deposit, appropriation and disposition of the proceeds derived from such taxes, and prescribing the duties of certain officials with reference thereto and declaring certain roads to have been and to be built for state purposes and as being State undertakings; repealing Chapter 14575, Laws of Florida, Acts of 1929, relating to the subject of gasoline taxes; repealing Chapter 14573, Acts of 1929, relating to the subject of gasoline taxes, and raising special revenue for educational purposes, and all laws in conflict with this Act; providing for the enforcement of this Act and penalties for violation hereof."

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

Very respectfully,

W. T. GARY,
Chairman of Committee.

And Senate Bills Nos. 391, 334 and 92, contained in the above report, were placed on the table under the rule.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 11, 1933.

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

Sir:

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

Senate Bill No. 96:

A bill to be entitled An Act to amend Section 13 of Chap-

ter 14572, Laws of Florida, Acts of 1929, and Section 15053, Laws of Florida, Acts of 1931, relating to and concerning taxation and providing for the time within which foreclosure in equity of tax sale certificates and tax deeds may be brought and for the procedure in such cases.

And—

Senate Bill No. 430:

A bill to be entitled An Act to amend Chapter 15787, Acts of 1931, entitled An Act levying and imposing an excise tax on documents to raise revenue for the support of the State government; and prescribing penalties for failure to pay said tax.

And—

House Bill No. 354:

A bill to be entitled An Act to prohibit trespass upon State lands and to provide penalties therefor.

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

Very respectfully,

W. T. GARY,
Chairman of Committee.

And Senate Bills Nos. 96 and 430 and House Bill No. 354, contained in the above report, were placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 11, 1933.

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

Sir:

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

Senate Bill No. 114:

A bill to be entitled An Act relating to taxation, including regulations as to the manner of initiating and conducting contests of taxes and assessments of counties, cities and towns, creating a Board of Review, prescribing its duties and powers and prescribing the jurisdiction of the courts and procedure in relation thereto.

And—

Senate Bill No. 201:

A bill to be entitled An Act relating to the redemption of lands from tax sales; providing for the acceptance of bonds and/or matured interest coupons in the redemption of lands from certain tax sales.

Have had the same under consideration, and refer the same back without recommendation.

Very respectfully,

W. T. GARY,
Chairman of Committee.

And Senate Bills Nos. 114 and 201, contained in the above report, were placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 11, 1933.

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

Sir:

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

Senate Bill No. 495:

A bill to be entitled An Act to cancel all tax sale certificates issued in the year 1923 and all prior years and now owned by the State of Florida.

And—

Senate Bill No. 466:

A bill to be entitled An Act to repeal Sections 698, 699 and 700 of the Revised General Statutes of Florida of 1920, the same being Sections 900, 901 and 902, respectively, of the Compiled General Laws of Florida, 1927, relating to taxation of certain State prison farm lands.

And—

Senate Bill No. 553:

A bill to be entitled An Act to authorize the acceptance and

exchange of bonds, delinquent interest coupons, or other obligations of counties, districts and municipalities, at par, in redemption of lands from tax sales and in payment of other evidences of delinquent taxes due to same.

And—

Senate Bill No. 293:

A bill to be entitled An Act to amend Section 779 of the Revised General Statutes of Florida, 1920 (being Section 1003 of the Compiled General Laws of Florida, 1927), as amended by Chapter 14572, Acts of 1929, Laws of Florida, same being An Act relating to and concerning taxation, by amending Section 12 of said Chapter 14572, Acts of 1929, relating to the matter of procuring tax deeds.

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

Very respectfully,

W. T. GARY,
Chairman of Committee.

And Senate Bill Nos. 495, 466, 553, and 293, contained in the above report, were placed on the table under the rule.

Also—

Senator Black, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 11, 1933.

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

Sir:

Your Committee on Pensions, to whom was referred:

Senate Bill No. 382:

A bill to be entitled An Act granting a pension to H. A. Williams of Madison County, Florida.

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

Very respectfully,

J. G. BLACK,
Chairman of Committee.

And Senate Bill No. 382, 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 10, 1933.

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

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after 2nd reading amendments adopted:

Senate Bill No. 34:

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

Amendments:

In title, line 4 (typewritten bill), after the word "rings" in the fourth line add the words "or any other device".

In Section 1, line 4 (typewritten bill), after the word "rings" in the fourth line add the words "or any other device".

In (typewritten bill), at the end of Section 1, add the following: "Provided, that the provisions of this Act shall not apply to shrimp nets, pound nets, or purse-seines when used in the taking of menhaden fish only."

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

Also—

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

Senate Chamber,
Tallahassee, Fla., May 10, 1933.

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

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after 3rd reading and passed as amended:

Senate Bill No. 478:

A bill to be entitled An Act to provide for the incorporation of benevolent mutual benefit associations or societies on the assessment plan organized for the purpose of benefitting and protecting members in the case of dismemberment, and to the end of benefitting widow, orphans, heirs, devisees and estates of deceased members thereof; providing for the method of incorporation of such associations and the regulation and control of such associations as may be incorporated under the terms of this Act, and requiring those associations or organizations doing a similar business in the State of Florida to be incorporated under the terms of this Act, and providing a penalty for failure so to do; authorizing the State Treasurer to examine into the solvency and operation of such associations incorporated or reincorporated under the terms of this Act; providing for a valuation of certificates and providing for a reserve fund; providing for the payment of all benefits in cash only; providing for general State supervision and control of benevolent mutual benefit associations or societies that may be hereafter operated in the State of Florida, subject to the terms of this Act, on the assessment plan.

Amendments:

In Section 17, line 7, strike out the words after word "law" add "Except".

At the end of Section 16 add the following: This shall not be construed to prevent any certificate or policy holder from making any lawful assignment or designating any beneficiary which he may desire, but the Association must pay said beneficiary in cash only.

Add at end of Section 10: This Act shall not be construed to impair the exemptions now granted to any society or lodge under Section 4307 Revised General Statutes of Florida, 1920 (same being Section 6270, Compiled General Laws of Florida, 1927), or under Section 4479, Revised General Statutes of Florida, 1920 (same being Section 6443, Compiled General Laws of Florida, 1927).

To Section 10 add the following: "Nothing in this Act shall apply or effect any association or society, the object of which association or society shall be to provide medicine, medical care and financial relief for unemployment, illness and death of its members. However, in the case of death such financial relief shall be paid in cash from funds paid into said society or association by its members."

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

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 11, 1933.

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

Sir:

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

Senate Bill No. 349:

A bill to be entitled An Act authorizing and empowering the town of DeFuniak Springs, Florida, a municipal corporation, to assess, levy and collect license taxes upon businesses, occupations and professions engaged in and carried on therein without regard to the nature, limitations or amounts levied for State and County licenses, and ratifying, approving and confirming all licenses heretofore levied by said municipality.

Also—

Senate Bill No. 94:

A bill to be entitled An Act to amend Section 2463 of the Revised General Statutes of Florida (1920), as amended by Chapter 8540 of Acts of 1921, Chapter 9303 of Acts of 1923,

Chapter 10202 of Acts of 1925, Chapter 12194 of Acts of 1927, Chapter 13758 of Acts of 1929, and Chapter 14820 of Acts of 1931 relating to duties of pilots commission, examination, licensing, appointment and number of pilots.

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 11, 1933.

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

Sir:

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

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 3,500 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.

Also—

House Bill No. 935:

A bill to be entitled An Act to prohibit the catching or taking of mackerel in the waters of Monroe County, Florida, by the use of gill seines having a stretched mesh of less than three and one-quarter inches, and providing a penalty for the violation thereof.

Also—

House Bill No. 937:

A bill to be entitled An Act to prohibit the catching or taking of any fish in the waters of Monroe County, Florida, by the use of purse seines; making it prima facie evidence of the violation of said Act for any purse seine to be found on any fishing vessel or fishing boat engaged in fishing in the waters of Monroe County, Florida, and providing a penalty for the violation thereof.

Also—

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 jurisdiction, acts, powers and government of said Village; providing for the construction of this Act; approving, ratifying, confirming and vali-

dating taxes and assessments levied by the Council of said Village and comprises thereof and all ordinances and resolutions of said Council, and all Acts and proceeds 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.

Also—

House Bill No. 672:

A bill to be entitled An Act providing for the levy of taxes by the City of Tampa for the purposes of the Board of Public Recreation.

Also—

House Bill No. 670:

A bill to be entitled An Act prescribing the requirements of the levy by the City of Tampa of taxes for the general fund of said City.

Also—

House Bill No. 708:

A bill to be entitled An Act to amend Section Four (4) of Chapter Twelve Thousand, Six Hundred Fifty-two (12652), Acts of 1927, Laws of Florida, and entitled: "An Act to abolish the present government within the territory herein particularly described and to create, establish and organize a municipality to be known as the City of Dania, Florida, and to define its territorial boundaries and provide its charter and to provide for government, jurisdiction, powers, franchises and privileges."

Also—

House Bill No. 674:

A bill to be entitled An Act amending the title to and Section One of Chapter 13232, Laws of Florida, Acts of 1927, the same being An Act delegating to the town of Palm Beach in Palm Beach County, Florida, power and authority to regulate, control, methodize, rule and govern the erection and construction of buildings and structures of every nature and/or kind, to be built and/or erected in the Town of Palm Beach, Florida; providing for the creation of a zoning department and zoning commission of the Town of Palm Beach, Florida, to regulate, control, methodize, rule and govern the erection and construction of buildings and structures of every nature and/or kind to be built or erected in the Town of Palm Beach, Florida, subject to the supervision of the Town Council of the Town of Palm Beach, Florida; prescribing the powers of such zoning department and zoning commission hereby created, and the manner, mode and method of appeals from its rulings or decisions; providing when such zoning commission shall become operative and go into effect.

Also—

House Bill 676:

A bill to be entitled An Act ratifying, validating, approving and confirming certain ordinances of the Town of Palm Beach, in Palm Beach County, Florida, relating to zoning.

Also—

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—

House Bill No. 750:

A bill to be entitled An Act authorizing and directing the County Commissioners of Clay County to return to all county candidates in Clay County in the primaries of 1932, other than candidates for House of Representatives and the State Senate, their pro rata share of all moneys received by the County as fees from candidates not used for the expenses of holding the two primaries of 1932 in said County.

Also—

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

Also—

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.

Also—

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.

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.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By the Committee on Motor Vehicles—

Senate Bill No. 565:

A bill to be entitled An Act to require non-residents of this State engaging in business or other gainful employment who operate motor vehicles to procure a Florida license plate and attach the same to said motor vehicle, and to require residents of this State using and operating motor vehicles in this State, whether owned by themselves or any person, firm or corporation, resident of this or some other State, County, Territory or District, to procure and attach to said motor vehicle a Florida license plate, and providing a penalty for violation of this Act.

Which was read the first time by its title only.

Senator Anderson moved that the rules be waived and Senate Bill No. 565 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 565 was read a second time in full.

Senator Sikes moved that the rules be waived and the further consideration of Senate Bill No. 565 be informally passed and the bill retain its place on the Calendar of Bills on second reading.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By the Committee on Motor Vehicles—

Senate Bill No. 566:

A bill to be entitled An Act to require all persons, firms and corporations in the State of Florida who rent or permit the use of motor vehicles to or by another for compensation, or hire to equip such motor vehicles with "for hire" license plates as required by law, and providing a penalty for violation of this Act, and repealing all laws and parts of laws in conflict with the provisions of this Act.

Which was read the first time by its title only.

Senator Andrews moved that the rules be waived and Senate Bill No. 566 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 566 was read a second time in full.

Senator Parrish moved that the rules be waived and the further consideration of Senate Bill No. 566 be informally passed and the bill retain its place on the Calendar of Bills on second reading.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By Senator Parrish—

Senate Bill No. 567:

A bill to be entitled An Act for the relief of Gus Summerford on account of personal injuries sustained by him while in the employ of the State Road Department.

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

By Senator Sikes—

Senate Bill No. 568:

A bill to be entitled An Act relating to banking, setting:

forth the method for disposing of and cancelling unclaimed and uncalled for certificates of deposit issued by and in the possession of banks reopened under Chapter 14487, Laws of Florida, Acts of 1929.

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

By Senator Sikes—

Senate Bill No. 569:

A bill to be entitled An Act relating to banking; permitting Banks or Trust Companies reopened pursuant to Section 4167 of the Revised General Statutes of Florida as amended by Chapter 14487 of the Laws of Florida to borrow money and to mortgage or pledge any or all of the assets of such Bank or Trust Company.

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

By Senator Whitaker—

Senate Bill No. 570:

A bill to be entitled An Act granting a pension to Mrs. May Beaty Martin, widow of Fletcher Burr Martin.

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

By Senator Whitaker—

Senate Bill No. 571:

A bill to be entitled An Act to grant a pension to John A. Gavin, of Hillsborough County, Florida.

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

By Senator Whitaker—

Senate Bill No. 572:

A bill to be entitled An Act to amend Section 5213, Compiled General Laws of Florida, 1927, relating to the alteration of Justice of the Peace Districts in Counties of the State of Florida.

Which was read the first time by its title only.

Senator Whitaker moved that the rules be waived and Senate Bill No. 572 be read a second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 572 was read a second time in full.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 572 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. 572 was read a third time in full.

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

Yeas—Senators Anderson, Andrews, Bass, Black, Caro, Chowning, Clarke, Dell, English, Gary, Gillis, Harrison, Hilburn, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parrish, Raulerson, Shelley, Shivers, Sikes, Stewart, Watson, Whitaker—28.

Nays—Senator Butler—1.

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

By Senator Harrison—

Senate Bill No. 573:

A bill to be entitled An Act granting a pension to Mrs. James H. P. McDonald, of Bradenton, Florida.

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

By Senators Larson and Sikes—

Senate Bill No. 574:

A bill to be entitled An Act to amend Sections 6 and 14 of Chapter 14832, Laws of Florida, Acts of Legislature, 1931, the same being an Act entitled: "An Act to provide for a State Racing Commission to prescribe its powers and duties, and to fix the compensation of its members; to provide for holding referendum and recall elections in any County to determine whether racing shall be permitted to be continued therein; to provide for licensing and taxing such racing and apportioning the moneys derived therefrom among the several Counties of the State to provide for and regulate the making of pari mutuel pools within the enclosure or licensed race tracks: providing certain penalties for the violation of this Act, and for other purposes relating thereto."

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

By Senator Butler—

Senate Bill No. 575:

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

Which was read the first time by its title only.

Senator Butler moved that the rules be waived and Senate Bill No. 575 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 575 was read a second time by title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 575 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. 575 was read a third time in full.

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

Yeas—Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—35.

Nays—None.

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

By Senator Butler—

Senate Bill No. 576:

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

Which was read the first time by its title only.

Senator Butler moved that the rules be waived and Senate Bill No. 576 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 576 was read a second time by title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 576 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. 576 was read a third time in full.

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

Yeas—Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—35.

Nays—None.

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

By Senator Butler—

Senate Bill No. 577:

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

Which was read the first time by its title only.

Senator Butler moved that the rules be waived and Senate Bill No. 577 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 577 was read a second time by title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 577 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. 577 was read a third time in full.

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

Yeas—Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—35.

Nays—None.

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

By Senator Watson—

Senate Bill No. 578:

A bill to be entitled An Act to amend Section 4191, Compiled General Laws of Florida, 1927, being Section 13 of Chapter 10175, Laws of 1925, relating to fees to be collected for ad-

mission certificates to the practice of law in the State of Florida.

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

By Senator Watson—
Senate Bill No. 579:

A bill to be entitled An Act relating to the nomination of County Commissioners in the several Counties of the State of Florida, and to provide for their nomination by the voters of such counties at large and not by districts, and to prescribe where they shall reside, and to repeal all laws in conflict herewith.

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

By Senator Beacham—
Senate Bill No. 580:

A bill to be entitled An Act providing ways and means for readjusting, refunding and liquidating the indebtedness of any financially embarrassed municipality, county or organized district of the State of Florida; for a judicial proceeding to carry out such purpose; for the confirmation and validation of refunding bonds issued by any such debtor unit; for the assessment and levy of taxes to pay principal and interest of such refunding bonds; for the assessment and levy of taxes to pay unrefunded bonds or other indebtedness of such municipality, county or district, and for other purposes.

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

By Senator Rose—
Senate Bill No. 581:

A bill to be entitled An Act amending Section 256 of the Revised General Statutes of 1920, being also Section 312 of the Compiled General Laws of 1927, as amended by Chapter 14657, Laws of Florida, 1931; relating to the printing of names of candidates on tickets to be voted at any general election to be held in the State of Florida.

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

By Senator Anderson—
Senate Joint Resolution No. 582:

A Joint Resolution proposing an amendment to Article V of the Constitution of Florida relating to the judiciary by adding thereto an additional Section to be known as Section 45 providing for the reduction of the number of Judicial Circuits of this State and requiring the reapportionment of such Circuits and the Judges thereof.

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

That the following amendment to Article V of the Constitution of this State relating to the Judiciary by adding thereto additional Section 45 as hereinafter set forth, be and the same is hereby agreed to and shall be submitted to the qualified voters of the State of Florida for ratification or rejection at the next ensuing general election, that is to say, that an additional Section to be designated as Section 45 of Article V of the Constitution of Florida be adopted to read as follows, to-wit:

"Section 45. (a) There shall be no more than fifteen judicial circuits of the State of Florida to be appropriately designated, numbered and defined by a suitable law enacted by the Legislature for that purpose in accordance with the amendment; provided that no judicial circuit as defined by law hereunder shall embrace less than fifty thousand inhabitants according to the last preceding State or Federal census; and provided further that no judicial circuit existing at the time of the ratification of this amendment shall be affected, altered, or abolished, except in the manner provided in this amendment for carrying the same into execution, nor shall any existing Circuit Judge or State Attorney be disturbed in the tenure of his office until the expiration of any commission held by him on the date this amendment is ratified.

(b) It shall be the duty of the Legislature at its next regular session after the amendment shall have been ratified to pass suitable laws to carry this amendment into effect, and to make effective the re-apportionment and reduction of judicial circuits and Circuit Judges hereby contemplated.

(c) There shall be one Circuit Judge to each Judicial Circuit but additional Circuit Judges for judicial circuit may be provided for by law as authorized by Section 43 of amended Article V of this Constitution, but the total number of Circuit Judges apportioned to any one judicial circuit shall not

exceed one Circuit Judge for every fifty thousand inhabitants, or major fraction thereof, after this amendment shall have been put into effect.

(d) There re-apportionment of Circuits and Judges thereof hereby provided for shall become effective sixty days after the act providing for same shall have become a law."

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., May 11, 1933.

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

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate amendment to:

By Mr. Harrell of Hamilton—
House Bill No. 706:

A bill to be entitled An Act authorizing, directing and empowering the Town of White Springs, Florida, to receive and accept in settlement of taxes, paving assessments, or any indebtedness of said Town; and providing for the destruction of said bonds so received.

Which amendment read as follows:

In title, line 3 (printed bill), after the word "accept" insert the following: "Bonds".

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

Also—

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

Tallahassee, Fla., May 11, 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. Rogers of Broward, Edney of Okaloosa, Frost of Duval, Untreiner of Escambia, Bonifay of Santa Rosa, Ward of Orange, Westbrook of Lake, Ward of Duval, Booth of Pinellas, Bell of Escambia and Robineau of Dade—

House Bill No. 586:

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

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

House Bill No. 586, contained in the above Message, was read the first time by its title only.

Senator Beacham moved that the rules be waived and House Bill No. 586 be placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Also—

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

Tallahassee, Fla., May 10, 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 requests the Senate to return House Bill No. 893 for further consideration:

By Messrs. 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.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senator Watson moved that House Bill No. 893 be immediately returned to the House of Representatives.

Which was agreed to.

And it was so ordered

The motion made by Senator Holland to reconsider the vote by which Senate Bill No. 140 passed the Senate, was taken up in its order and the consideration of same was informally passed.

The motion made by Senator Whitaker to reconsider the vote by which Senate Bill No. 133 passed the Senate, was taken up in its order.

Senate Bill No 133:

A bill to be entitled An Act providing for the payment of premium on bonds of officers and employees of the State and Counties by the State or Counties.

The question was put on the adoption of the motion made by Senator Whitaker.

Which was not agreed to.

And Senate Bill No. 133 was ordered certified to the House of Representatives.

The motion made by Senator English to reconsider the vote by which Senate Bill No. 266 failed to pass the Senate, was taken up in its order.

Senate Bill No. 266:

A bill to be entitled An Act relating to the tenure of employment of public school teachers in the State of Florida.

The question was put on the adoption of the motion made by Senator English

Which was not agreed to.

The motion made by Senator Clarke to reconsider the vote by which Senate Bill No. 533 passed the Senate, was taken up in its order and the consideration of same was informally passed.

Senate Concurrent Resolution No. 14:

A Memorial to the Congress of the United States in favor of completing of the adherence of the United States to the World Court.

WHEREAS, The question of the adherence of the United States to the World Court has been before the Senate of the United States since February 24, 1933, and is still unsettled; and

WHEREAS, The Senate of the United States now has upon its executive calendar the three World Court treaties which, if and when the Senate consents to ratification, will complete the adherence of the United States to the World Court; and

WHEREAS, One of these treaties, in the judgment of the Department of State, the American Bar Association, the Chamber of State of Florida and other competent authorities, fully protects the United States with reference to the Court's advisory jurisdiction and entirely meets the reservation upon this subject attached by the United States Senate to its resolution of 1926, providing that the United States should adhere to the Court; and

WHEREAS, Both the Republican and Democratic party platforms in 1932 endorsed the completion of the adherence of the United States to the Court; and

WHEREAS, In the present state of international unrest it is desirable to emphasize the principle of judicial settlement as one means of contributing to international stability;

NOW THEREFORE BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, the House of Representatives concurring: That the United States Senate is urged to terminate the seven year delay in making the Senate's 1926 resolution of adherence to the Court effective by promptly ratifying the three pending World Court treaties and thus completing the adherence of the United States to the Court.

BE IT FURTHER RESOLVED: That copies of this resolution be sent to Senators Trammell and Fletcher of this State.

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

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Concurrent Resolution No. 14 was adopted.

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

Senate Concurrent Resolution No. 9:

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

WHEREAS, it is established fact that Florida, as such, and cities and counties, as such, as well as many other various agencies interested in the permanent growth and progress of the state and communities, have spent many millions of dollars in the past to sell to the Nation and the World than among other things Florida is the PLAY GROUND OF THE NATION,

WHEREAS it follows that these combined efforts have contributed most substantially to the growth of Florida as a whole, in the form of increased permanent population, summer and winter tourists and investments in every material direction,

WHEREAS these results which have been of great benefit in contributing in many ways towards the increasing of the tax rolls.

WHEREAS it is both prudent and wise that the State of Florida and its Cities and Towns should, as far as reasonably possible, continue this constructive work:

WHEREAS, it is an undeniable fact that one of the very substantial contributions to the attainment of this objective accrues from the presence in the State each year of many major and other baseball clubs, and scores of trained newspapermen and publicists assigned to such respective clubs have provided an additional means of great importance in publicising the State:

WHEREAS the State as a whole and each City and County in which these baseball clubs train each spring, benefit through the publication of countless thousands of news stories (measuring last year in excess of a half million inches in over 2,000 newspapers),

AND WHEREAS Florida and its component political subdivisions share a recognition of the immense value accruing from the presence of the major baseball teams as well as all other teams in all classes, and is most gratified to have enjoyed their presence in the past, socially and professionally,

NOW THEREFORE, be it Resolved, the House of Representatives and the Senate Concurring, that the State of Florida extends its felicitations to the following baseball clubs which trained in the Playground of the Nation this year and bids their return:

Cincinnati Baseball Club,
Philadelphia American Baseball Club,
Philadelphia National Baseball Club,
St. Louis American Baseball Club,
St. Louis National Baseball Club,
Boston American Baseball Club,
Brooklyn National Baseball Club,
Montreal Baseball Club,
Newark Baseball Club,
Baltimore Baseball Club,
Buffalo Baseball Club,
New York American Baseball Club,
Boston Braves Baseball Club.

And we further invite and extend a cordial invitation to other teams in the following leagues: The American League, the National League, the American Association, the International League to make this their training grounds.

BE IT FURTHER RESOLVED that a copy of these resolutions be sent the Executive Officer of the above named clubs, and the executive officer of each of the clubs in each of the Associations mentioned above.

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

The question was put on the adoption of the Resolution.

Which was agreed to

And House Concurrent Resolution No. 9 was adopted.

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

Senator Sikes was excused from further attendance upon the Session until May 12, 1933.

Senator MacWilliams moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 39 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 39:

A bill to be entitled An Act to amend Section 1039 (787) of the Compiled General Laws of Florida, 1927, providing for the cancellation of Certain Tax Sale Certificates or Tax Deeds.

issued to the State or Counties prior to 1877.

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

Senator Hilburn offered the following amendment to Senate Bill No. 39:

In Section 1, line 9 (typewritten bill), strike out the figures 1910 and insert in lieu thereof the following: 1932.

Senator Hilburn moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Hilburn to Senate Bill No. 39, the hour having arrived for the consideration of Senate Bill No. 271, as a Special Order.

Senate Bill No. 271:

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

Was taken up.

Senator Beacham moved that the rules be waived and the Senate do now take up the consideration of House Bill No. 586 out of its order.

Which was agreed to by a two-thirds vote.

And—

House Bill No. 586:

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

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

Senator Shelley offered the following amendment to House Bill No. 586:

In Section 2, line 6 (typewritten bill), strike out the figures \$4,000 and insert in lieu thereof the following: \$3,600.

Senator Shelley moved the adoption of the amendment.

Upon which a roll call was demanded.

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

Yeas—Senators Andrews, Bass, Clarke, English, Gary, Gillis, Hilburn, Larson, Lundy, MacWilliams, Mann, Parker, Parrish, Raulerson, Rose, Shelley, Watson—17.

Nays—Senators Anderson, Beacham, Black, Butler, Caro, Chowning, Dell, Gomez, Holland, Lewis, Whitaker—11.

Which was agreed to.

And the amendment was adopted.

Senator Dell offered the following amendment to House Bill No. 586:

In Section 35, line 8 (typewritten bill), after the word "certificate" add the following: "including a Wasserman test".

Senator Dell moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Beacham moved that the rules be further waived and House Bill No. 586, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 586, as amended, was read a third time in full.

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

Yeas—Senators Anderson, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Gomez, Hodges, Holland, Larson, Lewis, Lundy, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shivers, Turner, Watson—25.

Nays—Senators Bass, Gillis, Hilburn, MacWilliams, Shelley, Whitaker—6.

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

EXPLANATION OF VOTE

I vote no on House Bill No. 586 for the reason that the present administration promised the people to abolish or consolidate this department and to vote for this bill would in effect prevent such abolition or consolidation.

PAT WHITAKER.

By unanimous consent, Senator Beacham withdrew Senate Bill No. 271.

Senator MacWilliams moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 39 out of its order.

Which was agreed to.

And—

Senate Bill No. 39:

A bill to be entitled An Act to amend Section 1039 (787) of the Compiled General Laws of Florida, 1927, providing for the cancellation of Certain Tax Sale Certificates or Tax Deeds issued to the State or Counties prior to 1877.

Was taken up out of its order.

The following amendment, offered by Senator Hilburn, was pending adoption:

In Section 1, line 9 (typewritten bill), strike out the figures "1910," and insert in lieu thereof the following: "1932."

Senator Hilburn moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Hilburn, Senator Beacham offered the following substitute amendment to Senate Bill No. 39:

In Section 1, line 9 (typewritten bill), strike out the figures "1910," and insert in lieu thereof the following: "1915."

Senator Beacham moved the adoption of the amendment.

Upon which a roll call was demanded.

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

Yeas—Senators Anderson, Andrews, Bass, Beacham, Butler, Caro, Clarke, Dell, Gillis, Holland, Larson, Lundy, MacWilliams, Mann, Parker, Parrish, Raulerson, Shelley, Turner, Whitaker—20.

Nays—Senators Black, English, Gary, Gomez, Harrison, Hilburn, Hodges, Lewis, Rose, Shivers, Stewart, Watson—12.

Which was agreed to.

And the substitute amendment was adopted.

And Senate Bill No. 39, as amended, was ordered referred to the Committee on Engrossed Bills.

EXPLANATION OF VOTE

I vote "No" for the amendment for the reason that it kills the bill and that conservative members of this body have refused to permit a change in our tax system by indefinitely postponing the Income Tax Amendment, and it is now apparent that in order to secure relief for real estate and the average citizen a general breaking down of our present tax system must be forced upon conservatives who believe that the poor class of people must bear all of the cost of operation of our State government and maintenance of our schools.

BERNARD H. ENGLISH.

Senator Caro moved that Senate Bills Nos. 496 and 497 be recalled from the Committee on Judiciary "A."

Which was agreed to.

And it was so ordered.

By unanimous consent Senator Caro withdrew Senate Bills Nos. 496 and 497.

Senator English moved that the Senate do now proceed to the consideration of Executive communications.

Which was agreed to.

And the Senate went into Executive Session at 12.48 o'clock P. M.

The Senate emerged from Executive Session at 1:09 o'clock P. M. and resumed its session.

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

Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—35.

A quorum present.

The hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:11 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, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—36

A quorum present.

By permission the following reports were submitted:

REPORTS OF COMMITTEES

Senator Holland, Chairman of the Committee on Judiciary "B," submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 11, 1933.

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

Sir:

Your Committee on Judiciary "B," to whom was referred: Senate Bill No. 537:

A bill to be entitled An Act relating to the assessment, levying and collection of taxes upon the estates of decedents, to prescribe the rates of such taxes, and the method of computing and collecting the same, to provide for the enforcement thereof and for the disposition of revenue therefrom, and imposing penalties for the violation of this Act.

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

Very respectfully,
S. L. HOLLAND,
Chairman of Committee.

And Senate Bill No. 537, 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 11, 1933.

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

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments), after 3rd reading amendments adopted.

Senate Bill No. 39:

A bill to be entitled An Act to amend Sections 1013 (787) of the Compiled General Laws of Florida 1927, providing for the cancellation of certain tax sale certificates or tax deeds issued to the State or Counties prior to 1877.

Amendments:

In section 1, line 9, strike out the figure "1910" and insert in lieu thereof the following: "1915."

In title, line 1, after the word Section, insert the following "787 of the Revised General Statutes of Florida being Section."

In Section 1, line 1, after the word "Section," insert the following: "787 of the Revised General Statutes of Florida being Section."

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

Also—

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

Senate Chamber,
Tallahassee, Fla., May 11, 1933.

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

Sir:

Your Committee on Engrossed Bills, to whom was referred (with amendments) after 3rd reading and passed with amendments:

Senate Bill No. 43:

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

Amendments:

In title, line 1 (typewritten bill), after the word "Section",

insert the following: 2806 of the Revised General Statutes of Florida, being Section

In Section 1, line 1 (typewritten bill), after the word "Section" insert the following: "2806 of the Revised General Statutes of Florida, being Section."

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

Senator Hilburn moved that Senate Bill No. 250 be made a special and continuing order for 11:15 o'clock A. M., Friday, May 12, 1933.

Which was agreed to.
And it was so ordered.

Senator MacWilliams moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 43 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 43:

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

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

Senator MacWilliams offered the following amendment to Senate Bill No. 43:

In Section 1, line 1 (typewritten bill), after the word "Section" insert the following: 2806 of the Revised General Statutes of Florida, being Section.

Senator MacWilliams moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator MacWilliams also offered the following amendment to Senate Bill No. 43:

In title, line 1 (typewritten bill), after the word "Section" insert the following: 2806 of the Revised General Statutes of Florida, being Section.

Senator MacWilliams moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator MacWilliams moved that the rules be further waived and Senate Bill No. 43, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 43, as amended, was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Gillis, Hilburn, Hodges, Holland, Lewis, Lundy, MacWilliams, Mann, Parrish, Rose, Shivers, Sikes, Stewart, Watson, Whitaker—28.

Nays—None.

So the bill passed.

And Senate Bill No. 43, as amended, was ordered referred to the Committee on Engrossed Bills.

By permission the following bills were introduced:

By Senators Black and Getzen:

Senate Bill No. 583:

A bill to be entitled An Act authorizing and relating to funeral service contracts.

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

By Senator Bass—

Senate Bill No. 584:

A bill to be entitled An Act authorizing the Board of County Commissioners of Suwannee County, Florida, to increase by resolution several items of the necessary and ordinary expenses, and all special and extraordinary expenses, as adopted for the fiscal year ending September 30, 1933; and authorizing an expenditure for the purpose of paying a part of the County Agent's salary from the Agricultural Fund.

Which was read the first time by its title only.

Senator Bass moved that the rules be waived and Senate Bill No. 584 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 584 was read a second time by title only.

Senator Bass moved that the rules be further waived and Senate Bill No. 584 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. 584 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, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—36.

Nays—None.

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

By Senator Anderson—
Senate Bill No. 585:

A bill to be entitled An Act relating to the issuance of preferred stock of any bank, banking firm, banking company or trust company, 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 stockholders of preferred stock and fixing the rights of holders of preferred stock and repealing Senate Bill No. 125, Acts of 1933, approved May 10, and all other laws in conflict therewith.

Which was read the first time by its title only.

Senator Anderson moved that the rules be waived and Senate Bill No. 585 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 585 was read a second time by title only.

Senator Anderson moved that the rules be further waived and Senate Bill No. 585 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. 585 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, Gillis, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Raulerson, Rose, Shivers, Watson, Whitaker—28.

Nays—None.

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

By Senator Lewis—
Senate Bill No. 586:

A bill to be entitled An Act prescribing the duties and compensation of County Prosecuting Attorneys in counties of the State of Florida having a population of not less than thirty-one thousand (31,000) and not more than thirty-two thousand (32,000) according to the last State or Federal Census, and requiring a surety bond to be given by such County Prosecuting Attorney guaranteeing the faithful performance of his duties.

Which was read the first time by its title only.

Senator Lewis moved that the rules be waived and Senate Bill No. 586 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 586 was read a second time by title only.

Senator Lewis moved that the rules be further waived and Senate Bill No. 586 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. 586 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, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—35

Nays—None.

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

By Senator Beacham—
Senate Bill No. 587:

A bill to be entitled An Act relating to Okeechobee Flood Control District; amending Sections 9, 10, 11, 12, 27 and 39 of Chapter 14777, Laws of Florida, Acts of 1931, relating to Okeechobee Flood Control District; repealing Sections 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25 of said Chapter 14777, Laws of Florida, Acts of 1931, relating to Okeechobee Flood Control District; repealing Chapter 13711, Laws of Florida, Acts of 1929, relating to Okeechobee Flood Control District.

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

The following proof of publication was attached to Senate Bill No. 587 when it was introduced in the Senate:

PROOF OF PUBLICATION OF NOTICE

STATE OF FLORIDA,
COUNTY OF PALM BEACH.

Before the undersigned authority personally appeared A. W. Young, who on oath, does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to: Okeechobee Flood Control District; amending Sections 9, 10, 11, 12, 27 and 39 of Chapter 14777, Laws of Florida, Acts of 1931, relating to Okeechobee Flood Control District; repealing Sections 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25 of said Chapter 14777, Laws of Florida, Acts of 1931, relating to Okeechobee Flood Control District; repealing Chapter 13711, Laws of Florida, Acts of 1929, relating to Okeechobee Flood Control District; has been published at least thirty (30) days prior to this date by being printed in a newspaper published in each of the counties in which Okeechobee Flood Control District lies, in whole or in part, to-wit:

"Ft. Lauderdale Daily News," published in Broward County, publication March 31, 1933.

"Collier County News," published in Collier County, publication March 30, 1933;

"Miami Daily News," published in Dade County, publication March 31, 1933;

"Glades County Democrat," published in Glades County, publication March 31, 1933;

"Clewiston News," published in Hendry County, publication April 7, 1933;

"Highlands County News," published in Highlands County, publication March 30, 1933;

"Fort Myers News-Press," published in Lee County, publication March 31, 1933;

"Stuart Daily News," published in Martin County, publication March 31, 1933;

"Key West Citizen," published in Monroe County, publication March 31, 1933;

"Okeechobee News," published in Okeechobee County, publication March 31, 1933;

"Palm Beach Post," published in Palm Beach County, publication March 31, 1933;

"Fort Pierce News-Tribune," published in St. Lucie County, publication March 31, 1933;

That a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

A. W. YOUNG.

Sworn to and subscribed before me upon this 8th day of May, 1933.

GRACE LASSWELL,

Notary Public, State of Florida at Large.
My Commission expires December 15, 1933.

(Seal)

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

NOTICE IS HEREBY GIVEN That at the session of the Legislature of Florida to convene in April, 1933, application will be made for the passage of special or local legislation, the substance of which will be, as follows:

An Act relating to Okeechobee Flood Control District; amending Sections 9, 10, 11 and 27, of Chapter 14777, Laws of Florida, Acts of 1931, relating to Okeechobee Flood Control District; repealing Sections 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25, of said Chapter 14777, Laws of Florida.

Acts of 1931, relating to Okeechobee Flood Control District.
 Dated this March 23, 1933.
BOARD OF COMMISSIONERS OF OKEECHOBEE FLOOD CONTROL DISTRICT,

By E. DEANE DUFF,
 Vice-Chairman.

By Senator Whitaker—
 Senate Bill No. 588:

A bill to be entitled An Act to amend Section 1 of Chapter 15621, Laws of Florida, approved June 25th, 1931, entitled: An Act fixing the fees and/or compensation to be charged and received by the Justices of the Peace in Counties of the State of Florida having a population of more than one hundred thousand, and less than one hundred fifty thousand, according to the last Federal Census.

Which was read the first time by its title only.

Senator Whitaker moved that the rules be waived and Senate Bill No. 588 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 588 was read a second time by title only.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 588 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. 588 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, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—35.

Nays—None.

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

By Senator Gomez—
 Senate Bill No. 589:

A bill to be entitled An Act to abolish the present municipal government of the City of Key West, Monroe County, Florida, and to create, establish and reorganize a municipality to be known and designated the City of Key West, Monroe County, Florida; and to define its territorial boundaries; and to provide for its government, jurisdiction, powers, franchises and privileges; and to authorize the issuance of municipal bonds; to legalize and validate the ordinances and resolutions of the present City of Key West, Monroe County, Florida, and official acts thereunder, and adopt same as the ordinances and resolutions and official acts of the City of Key West, Monroe County, Florida, created hereunder; and for other purposes.

Which was read the first time by its title only.

Senator Gomez moved that the rules be waived and Senate Bill No. 589 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 589 was read a second time by title only.

Senator Gomez moved that the rules be further waived and Senate Bill No. 589 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. 589 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, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—36.

Nays—None.

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

By Senator Larson—
 Senate Bill No. 590:

A bill to be entitled An Act fixing and providing for the payment of salaries of Supervisors of Registration in counties of the State of Florida having a population of not less than six thousand eight hundred and fifty-nine (6,859) and not more than six thousand eight hundred and eighty (6,880), according to the last Federal Census.

Which was read the first time by its title only.

Senator Larson moved that the rules be waived and Senate Bill No. 590 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 590 was read a second time by title only.

Senator Larson moved that the rules be further waived and Senate Bill No. 590 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. 590 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, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—35.

Nays—None.

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

Senator Whitaker moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 286 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 286:

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

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

The Committee on Claims offered the following amendment to Senate Bill No. 286:

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

Senator Whitaker moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 286, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 286, as amended, was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Black, Butler, Caro, Chowning, Dell, English, Gary, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, MacWilliams, Mann, Parker, Parrish, Raulerson, Shelley, Shivers, Stewart, Whitaker—26.

Nays—Senators Bass, Clarke, Gillis, Lundy, Rose, Turner—6.

So Senate Bill No. 286 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1933 Session of the Florida Legislature, and Senate Bill No. 286, 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. 285 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 285:

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

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

The Committee on Claims offered the following amendment to Senate Bill No. 285:

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

Senator Whitaker moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 285, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 285, as amended, was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Black, Butler, Caro, Chowning, Dell, English, Gary, Gomez, Harrison, Hodges, Holland, Larson, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Shelley, Shivers, Sikes, Stewart, Whitaker—25.

Nays—Senators Bass, Clarke, Gillis, Lundy, Turner—5.

So Senate Bill No. 285 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1933 Session of the Florida Legislature, and Senate Bill No. 285, 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. 287 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 287.

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

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

The Committee on Claims offered the following amendment to Senate Bill No. 287:

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

Senator Whitaker moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Whitaker moved that the rules be further waived and Senate Bill No. 287, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 287, as amended, was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Butler, Caro, Chowning, Dell, English, Gary, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Shelley, Shivers, Stewart, Watson, Whitaker—26.

Nays—Senators Bass, Clarke, Gillis, Lundy, Turner—5.

So Senate Bill No. 287 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1933 Session of the Florida Legislature, and Senate Bill No. 287, as amended, was ordered referred to the Committee on Engrossed Bills.

Senator Gillis moved that Senate Bills Nos. 12, 11, 231, 367 and 105 be made special and continuing orders for Tuesday, May 16, 1933, at 11:00 o'clock A. M.

Which was agreed to.

And it was so ordered.

Senator Hilburn moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 26 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 26:

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

Was taken up out of its order.

Senator Hilburn moved that the rules be further waived and Senate Bill No. 26 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 26 was read a second time by title only.

The following Committee Substitute for Senate Bill No. 26: A bill to be entitled An Act to classify eggs; to regulate the sale of same; to define the term "wholesaler;" to require registration by wholesalers; to provide exemptions; to require filing of invoices by wholesalers; to impose an inspection fee; to authorize rules and regulations; to provide for proper enforcement thereof; to provide penalties for violation of this Act.

Was taken up and read the first time by its title only.

Senator Hilburn moved that the rules be further waived and the Committee Substitute for Senate Bill No. 26 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 26 was read a second time by title only.

Senator Hilburn moved the adoption of the Committee Substitute for Senate Bill No. 26:

Which was agreed to.

And the Committee Substitute for Senate Bill No. 26 was adopted.

Senator Hilburn moved that the rules be further waived and Committee Substitute for Senate Bill No. 26 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 26 was read a third time in full.

Upon the passage of the Committee Substitute the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Gillis, Gomez, Harrison, Hilburn, Hodges, Larson, Lewis, Lundy, MacWilliams, Mann, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Turner, Watson, Whitaker—31.

Nays—Senator Black—1.

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

By permission the following report by the Special Committee appointed pursuant to Senate Resolution No. 13 was submitted:

The Special Committee appointed to investigate and report to the Senate under the terms of Senate Resolution No. 13 the feasibility of discontinuing State aid to the State Radio Station known as WRUF at Gainesville, Florida, held hearings at Gainesville May 5th and 6th, 1933, and from their investigations and the testimony taken by the Committee find that the State Radio Station is situated on the University grounds at Gainesville, Florida, and is a well constructed and well equipped radio station of 5,000 watts; that the cost of operation of such a station averaging 10 hours a day averaging \$281,100.00 annually and that this station under investigation at Gainesville operates 11½ hours a day at a total of only \$39,237.00, and that a considerable part of this money goes back to students who act on the staff of the station and receive compensation averaging about \$15.00 a month toward their expenses at the University.

We also find that this station broadcasts crop reports,

weather reports, police reports, and such like matters for the interest and value to the farmers and truck growers of this State and that special arrangements are had with Washington to give through this station advance notices of frost and that thousands of dollars have been saved in this way to citrus and truck crop owners. We also find that this station has a regular coverage of the entire United States east of the Mississippi and is heard in every state of the Union; that thirty-nine acknowledgements of broadcasts were received last December from as far west as California, three as far northeast as Maine, and that over 15,000 communications were received in a limited time in direct response to broadcasts from this station.

We also find that in North Florida one farmer out of every twenty owns a radio and in central and southern Florida in the citrus and vegetable areas one farmer out of every five owns a radio and that these farmers and growers check in through this station for market reports, storm and frost warnings daily through the Florida Experiment Station broadcasting through this station.

We find also that the commercial advertising taken by this station from July 1, 1932 to April 30, 1933 amounted to less than \$2,000.00.

We also find that no offer has been made to lease anything or purchase anything except one letter has been communicated to this Committee which offered to lease the station, but pay nothing for the lease until all expenses had been paid and which was not accompanied by any security to carry out any lease terms in any form whatever.

We also find that this station if forced to leave the air or curtail its activities to any appreciable extent its power would be reduced and it would be placed upon a useless frequency which would only give it local coverage and which means power enough to be heard only for a very short distance and that even at this time a Connecticut station is endeavoring through the Federal Radio Commission to get this place on the air.

We also find that the advertising over this station of State activities and attractions in seventy-two broadcasts of fifteen minutes each figured at regular card rates would approximate \$5,000.00 annually in value to this station on these programs alone.

WE ARE THEREFORE OF THE OPINION that failure to continue this station as a state activity and make a reasonable appropriation therefor would be equivalent to junking equipment valued at a total of \$109,521.70, losing for Florida's strongest station its place on the air, depriving truck farmers, citrus growers, and general farmers of marketing and crop information and giving them the opportunity of getting pre-warnings on frost and storms for the protection of their crops.

WE ARE FURTHER OF THE OPINION that outside of thousands of interested listeners-in on fine general programs, the hotels, apartment and rooming houses of this state, the farmers, citrus and truck growers receive major benefits and that the expenses to provide for this radio station should be divided into three equal parts to the state for the benefit of its citizens who listen in; to the Hotel Commission, and the Inspection Department Division of the Department of Agriculture, and that:

(1) The sum of \$14,000.00 should be contributed out of the General Revenue Fund.

(2) \$14,000.00 out of the moneys coming from the Hotel Commission.

(3) \$14,000.00 out of the Inspection Fees of the Department of Agriculture and that out of the total of these fees a sufficient sum should be used for hooking up by remote control this station with the State Capitol at Tallahassee, in compliance with the original Act creating and providing for the station, and that the activities for State Government by its several departments may be made public to the people of this State.

This May 10th, A. D. 1933.

WM. C. HODGES,
W. A. MacWILLIAMS,
J. J. PARRISH,
J. W. TURNER,
S. W. ANDERSON.

Senator Shivers moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 441 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 441:

A bill to be entitled An Act for the relief of T. A. Dekle,

formerly Tax Collector of Washington County, Florida, releasing him and the sureties on his bond as such Tax Collector from liability for a certain deposit in the Bank of Chipley, Chipley, Florida.

Was taken up out of its order and read a second time in full. Senator Shivers moved that the rules be further waived and Senate Bill No. 441 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. 441 was read a third time in full.

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

Yeas—Mr. President; Senators Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Parrish, Raulerson, Rose, Shelley, Shivers, Stewart, Turner, Watson, Whitaker—29.

Nays—Senators Anderson, Gillis—2.

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

Senator Shivers moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 406 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 406:

A bill to be entitled An Act to amend Section 3281 Revised General Statutes of Florida, being Section 2 of Chapter 10112 Acts of 1925, being Section 5089 Compiled General Laws of Florida, in relation to the empaneling of jury and proceedings in the trial of condemnation cases in the exercise of the right of eminent domain.

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

The Committee on Judiciary "A" offered the following amendment to Senate Bill No. 406:

In Section 2, line 2 (typewritten bill), change period to comma, and add "provided however, that nothing in this Act shall affect any suit or suits now pending."

Senator Shivers moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Shivers offered the following amendment to Senate Bill No. 406:

In Section 1, (typewritten bill), strike out the word "corporation", after the words "other public" and insert in lieu thereof the following: "body".

Senator Shivers moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

And Senate Bill No. 406, as amended, was ordered referred to the Committee on Engrossed Bills.

Senator Butler moved that Senate Joint Resolution No. 99 be made a special and continuing order for Tuesday, May 16, 1933, at 11:15 o'clock A. M.

Which was agreed to.

And it was so ordered.

Senator Parrish moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 434 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 434:

A bill to be entitled an Act to prohibit the sale or offering for sale, the transportation, and the preparation, receipt or delivery for transportation or market of any citrus fruit that is immature or otherwise unfit for human consumption, to provide for the enforcement thereof, and to provide penalties for the violation thereof.

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

Senator Parrish moved that the rules be further waived and Senate Bill No. 434 be read a third time in full and put upon its passage.

Which was not agreed to.

And Senate Bill No. 434 was placed on the Calendar of Bills on third reading.

Senator Bass moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 144 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 144:

A bill to be entitled An Act providing for the manner of em-

ployment of teachers in the public schools of this state and prescribing the prerequisites of such teachers.

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

Senator Bass moved that the rules be further waived and Senate Bill No. 144 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. 144 was read a third time in full.

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

Yeas—Senators Andrews, Bass, Chowning, English, Gary, Gillis, Gomez, Hilburn, Holland, Larson, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Watson—22.

Nays—Mr. President; Senators Anderson, Caro, Dell, Hodges, Turner—6.

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

Senator English moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 4:46 o'clock P. M. until 10:30 o'clock A. M. May 12, 1933.

EXECUTIVE SESSION

The Senate in Executive Session on May 5, 1933, refused to advise and consent to the suspension from office of M. P. Lehman, Sheriff of Dade County, Florida.

The Senate in Executive Session on May 11, 1933, refused to advise and consent to the suspension from office of W. J. Skinner, Solicitor of the Criminal Court of Record, in and for Hillsborough County, Florida.