

JOURNAL OF THE SENATE

Friday, April 7, 1933

The Senate convened at 10:30 a. m. pursuant to adjournment on Thursday, April 6, 1933.

The President in the Chair.

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

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

A quorum present.

Senator Shelley was excused from attendance upon the Session on account of the death of his brother, Dr. L. S. Shelley, of Baxley, Ga.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Thursday, April 6, was corrected as follows: On page 1, column 2, line 32, strike out the figures "80,000" and insert in lieu thereof the figures "50,000".

Senator MacWilliams moved that the approval of the Journal be deferred until such time as additional data with reference to the unveiling ceremonies held in the Senate Chamber last night can be supplied for use in the Journal.

Which was agreed to and it was so ordered.

REPORTS OF COMMITTEES

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

Senate Chamber,
Tallahassee, Fla., April 6, 1933.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred:

(Senate Bill No. 6):

A bill to be entitled An Act relating to motor vehicles and to amend Section 1010, Revised General Statutes, being Section 1284, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931, relating to the registration and licensing of motor vehicles.

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

Very respectfully,

G. FRANK ANDREWS,
Chairman of Committee.

And Senate Bill No. 6, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 6, 1933.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred:

(Senate Bill No. 45):

A bill to be entitled An Act making it unlawful for any person, firm or corporation to operate any motor vehicle upon the public highways of this State without proper equipment whereby the operator of said motor vehicle shall at all times have a clear view of motor vehicles approaching in the rear thereof; and providing that motor vehicles approaching from the rear shall be allowed to pass with safety motor vehicles in the front thereof.

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

Very respectfully,

G. FRANK ANDREWS,
Chairman of Committee.

And Senate Bill No. 45, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 6, 1933.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred:

(Senate Bill No. 13):

A bill to be entitled An Act repealing Chapter 9157, Laws of Florida, 1927, relating to the title to motor vehicles, the issuance of title certificates and to regulate the purchase, sale and transfer of motor vehicles, etc.

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

Very respectfully,

G. FRANK ANDREWS,
Chairman of Committee.

And Senate Bill No. 13, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., April 7, 1933.

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

Sir:

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

Senate Bill No. 29:

A bill to be entitled An Act to prohibit the transfer of money from one fund to another fund by State officials, and requiring all money heretofore borrowed from any fund to be repaid within two years, and repealing all laws in conflict herewith.

Committee amendments suggested:

Amendment No. 1—Strike out Section 2.

Amendment No. 2—Strike out the words "Section 3" and substitute the words "Section 2".

Amendment No. 3—Strike out the words "Section 4" and substitute the words "Section 3".

Amendment No. 4—That the title be amended by striking therefrom the words "and requiring all money heretofore borrowed from any fund to be repaid within two years".

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

Very respectfully,

W. T. GARY,
Chairman of Committee.

And Senate Bill No. 29, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

REPORT OF ENROLLING COMMITTEE

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

Senate Chamber,
Tallahassee, Fla., April 7, 1933.

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

Sir:

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

(Senate Bill No. 20):

An Act repealing Chapter 15121, Laws of Florida, Acts of 1931, providing for a closed season on Fishing, in Choctawhatchee river and other waters connected therewith.

Also—
(Senate Bill No. 22):

An Act prescribing qualifications of electors in Special Elections called and held to elect State Senators and Members of the House of Representatives in case of vacancies; and relieving electors from paying poll tax subsequent to the last General Election as a qualification to vote in the Special Election.

Also—
(Senate Current Resolution No. 1):

A Concurrent Resolution providing for the joint Session in the House of Representatives to receive the Governor's message.

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

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator Butler—
Senate Resolution No. 5:

BE IT RESOLVED, that the Senate has learned to its sorrow and regret of the death of Hon. W. M. Igou, former Senator of the twenty-third senatorial district.

BE IT FURTHER RESOLVED, as a mark of respect, that a committee of three, be appointed by the President to draft suitable resolutions on the death of said former Senator.

BE IT FURTHER RESOLVED, that a date in the future, to be designated by the President, be set aside and memorial services be held commemorating the life character, and public service of said deceased Senator.

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

And Senate Resolution No. 5 was adopted.

Pursuant to the foregoing resolution, the Chair appointed Senators Butler, MacWilliams and Anderson as the Committee.

By Senator Gomez—
Senate Resolution No. 6:

RESOLVED by the Florida State Senate that the President be, and he is hereby authorized and directed to instruct the Sergeant-at-Arms of the Senate to procure from time to time during the 1933 Session of the Senate, stamps for the use of the Senate for the transacting of official business;

BE IT FURTHER RESOLVED, that the Sergeant-at-Arms be authorized and directed to dispense to the members of the Senate such stamps as the members require, providing that no member shall be given more than twenty three-cent stamps per day;

BE IT FURTHER RESOLVED, that such stamps be used by the members of the Senate for official business only, or for the purpose of communication with constituents upon matters of legislature pending before the Senate or contemplated by members of the Senate for introduction.

The question was put on the adoption of the Resolution.

Which was agreed.

And Senate Resolution No. 6 was adopted.

By Senator English—
Senate Concurrent Resolution No. 4:

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

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

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

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

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

Which was read and referred to the Committee on Public Roads and Highways.

By Senator Getzen—
Senate Concurrent Resolution No. 5:

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

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

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

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

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

Which was read and referred to the Committee on Public Roads and Highways.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Beacham—
Senate Bill No. 96:

A bill to be entitled An Act to amend Section 13 of Chapter 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.

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

By Senator Beacham—

Senate Bill No. 97:

A bill to be entitled An Act to repeal Chapter 15789 of the Laws of Florida, General Acts of 1931, entitled: "An Act defining and classifying intangible personal property for the purpose of taxation and providing for the assessment and valuation of intangible personal property for the purpose of taxation and the levy and collection of taxes upon such intangible personal property, providing rates of taxation on the different classes thereof under Section 1, Article 9 of the Constitution of the State of Florida, and providing for making returns by persons owning intangible personal property and providing the duties of the tax collector, tax assessor and boards of county commissioners in connection therewith, and providing a penalty for failure to make such returns, and other provisions relating to intangible personal property."

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

By Senator Beacham—

Senate Bill No. 98:

A bill to be entitled An Act amending Section 6240 of the Compiled General Laws of Florida of 1927 requiring that any individual, firm, corporation or association insuring any building or structure in this State against loss or damage by fire or lightning, shall cause such building or structure to be examined by an agent of the insurer and full description thereof to be made, and the insurable value thereof to be fixed by such agent and written in the policy, and requiring that in the absence of any change increasing the risk without the consent of the insurers, in case of total loss the whole amount mentioned in the policy upon which the insurers receive a premium shall be paid and requiring that in case of partial loss the full amount of the partial loss shall be paid, but in no case shall the insurers be required to pay more than the amount upon which the premium is paid, and to extend the operation of said section so as to include boats and personal property and so as to include insurance against every peril, on all classes of property and amending Section 6241 of the Compiled General Laws of Florida of 1927 providing the measure of damages in case of loss and providing for an estoppel against the insurer except in cases of active fraud on the part of the insured.

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

By Senator Butler—

Senate Joint Resolution No. 99:

A Joint Resolution proposing an amendment to Article VIII of the Constitution of the State of Florida relative to cities and counties.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Article VIII of the Constitution of the State of Florida relative to cities and counties, to be numbered Section 10 of said Article VIII, be and the same is hereby agreed to, and shall be submitted to the electors of the State at the general election to be held on the first Tuesday after the first Monday in November, A. D. 1934, for ratification or rejection, to-wit:

Section 9. The Legislature from time to time may provide for the consolidation or merger of any two or more counties of the State, may abolish all county officers in any one or more of the counties so consolidated or merged, establish a system of county government and provide for officers for the county resulting from such consolidation or merger, and may provide for all matters germane to such consolidation or merger, but no legislation providing for the consolidation or merger of any counties under this section shall be effective until a majority of the electors in each county affected thereby who shall vote thereon at an election for the purpose, and who are qualified to vote for members of the Legislature, shall ratify and approve such legislation, provision for the holding of which election or elections the Legislature shall have plenary power to enact.

Indebtedness existing at the time any consolidation of counties become effective, whether evidenced by bonds or otherwise, and further bonded indebtedness, if issued for the purpose of refunding or paying antecedent indebtedness, shall not be extended beyond the area originally liable therefor.

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

By Senator Butler—

Senate Bill No. 100:

A bill to be entitled An Act creating the office of county

attorney in all counties having a population of one hundred fifty-five thousand or more according to the last preceding State or Federal census, prescribing the qualifications thereof, the method of filling said office; the compensation and duties of said office; the effective date of this Act and providing for the repeal of laws and parts of laws in conflict with this Act.

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

By Senator Butler—

Senate Bill No. 101:

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

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

By Senator Futch—

Senate Bill No. 102:

A bill to be entitled An Act relating to change of name, amendment of charter, and method of amending the charters and the increasing or reducing of the capital stock of certain corporations.

Which was read the first time by its title only.

Senator Butler moved that the rules be waived and Senate Bill No. 102 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 102 was read a second time by its title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 102 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. 102 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shivers, Sikes, Turner, Watson, Whitaker—34.

Nays—None.

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

By Senator Hilburn—

Senate Bill No. 103:

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

Which was read the first time by its title only.

Senator Hilburn moved that the rules be waived and Senate Bill No. 103 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 103 was read a second time by its title only.

Senator Hilburn moved that the rules be further waived and Senate Bill No. 103 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. 103 was read a third time in full.

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

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

Nays—None.

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

By Senator Hilburn—

Senate Bill No. 104:

A bill to be entitled An Act appropriating and requiring that all moneys coming into the hands of the State Treasurer under Chapter 14832, Laws of Florida, and to be remitted to the several Counties of the State of Florida under Section 12 of

said Chapter, shall, in the case of all Counties of this State having a population of not less than Sixteen Thousand and not more than Eighteen Thousand Four Hundred, according to the last Federal Census, be remitted by said State Treasurer to the Superintendents of Public Instruction of such last mentioned Counties, to be used exclusively for the payment of salaries, accrued or to accrue, of Teachers in the Public Free Schools of said Counties.

Which was read the first time by its title only.

Senator Hilburn moved that the rules be waived and Senate Bill No. 104 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 104 was read a second time by its title only.

Senator Hilburn moved that the rules be further waived and Senate Bill No. 104 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. 104 was read a third time in full.

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

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

Nays—None.

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

By Senator Hilburn—

Senate Bill No. 105:

A bill to be entitled An Act relating to and fixing the fees of Clerks of Circuit Courts, Sheriffs, and Constables in this State, and making it unlawful for such officers to charge, collect or receive other or different amounts for the services designated; and repealing all laws and parts of laws in conflict herewith.

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

By Senator Whitaker—

Senate Bill No. 106:

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

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

By Senators Whitaker, Hodges, Watson and Holland—

Senate Bill No. 107:

A bill to be entitled An Act defining the practice of beauty culture and requiring a license or certificate of registration as a condition precedent to any person practicing beauty culture or acting as a junior operator beautician and prescribing the terms and conditions upon which licenses or certificates of registration may be issued to any person to practice beauty culture or act as a junior operator beautician in the State of Florida; creating the State Board of Beauty Culture Examiners and defining and declaring its powers and duties; regulating the practice of beauty culture or acting as a junior operator beautician by those licensed hereunder; regulating the operation of beauty schools, prescribing a course of study for such schools and the requirements for graduation therefrom; imposing certain fees upon persons applying for licenses, or certificates of registration to practice beauty culture, act as a junior operator beautician or teach in beauty culture schools in this State and appropriating the proceeds thereof to accomplish the purposes of this Act and prescribing penalties for the violation of the provisions of this Act and regulations hereunder.

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

By Senator Whitaker—

Senate Bill No. 108:

A bill to be entitled An Act relative to the nomination and election of County Commissioners in each county of the State of Florida, having a population according to the last Federal Census of more than 150,000 and to provide for their nomina-

tion and election by the voters of such county 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 placed on the Calendar of Local Bills on second reading.

By Senator Whitaker—

Senate Bill No. 109:

A bill to be entitled An Act prohibiting and making it unlawful for the State Road Department of Florida to make or enter into any contract or agreement for the building or construction of any new highway or road, or any portion thereof, when the State Road Department has outstanding and unpaid any indebtedness on account of either construction or maintenance, or when the said Department does not actually have on hand already collected sufficient moneys with which to pay for the construction of such new highway or road in full at the time of the making of such contract or agreement, except such amount as has been definitely allotted by the Federal Government as Federal aid to the State on such project; making void and unenforceable any contract or agreement made and entered into in violation of this Act; providing for punishment and penalty for violation of any of the provisions of this Act; and declaring the intention of the Legislature.

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

By Senator Butler—

Senate Bill No. 110:

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

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

By Senator Gomez—

Senate Bill No. 111:

A bill to be entitled An Act exempting all persons, firms, and corporations buying gasoline or other motor fuel in quantities of five gallons or more when the same is used for operating or propelling boats, ships, stationary gas engines, tractors used for agricultural purposes and equipment for volunteer fire fighting companies within the state of Florida; providing for the refund of all gasoline tax relating thereto and the time within which application or such refunds shall be made; providing penalties for violation of this Act.

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

By Senator English—

Senate Bill No. 112:

A bill to be entitled An Act to amend Section 3524, Compiled General Laws of 1927, being Section 2213 Revised General Statutes of Florida, relating to the annual registration fee of pharmacists, and fees for registration of the same.

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

By Senator Butler—

Senate Joint Resolution No. 113:

A Joint Resolution proposing an amendment to Article VIII of the Constitution of the State of Florida relative to cities and counties.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA: That the following amendment to Article VIII of the Constitution of the State of Florida relative to cities and counties, to be numbered Section 9 of said Article VIII, be and the same is hereby agreed to and shall be submitted to the electors of the State at the general election to be held on the first Tuesday after the first Monday in November, A. D. 1934, for ratification or rejection, to-wit:

Section 9. The Legislature shall have power to establish, alter or abolish, a municipal corporation to be known as the City of Jacksonville, extending territorially throughout the present limits of Duval County, in the place of any or all county, district, municipal and local governments, boards, bodies and officers, constitutional or statutory, legislative, executive, judicial, or administrative, and shall prescribe the jurisdiction, powers, duties and functions of such municipal corporation, its legislative, executive, judicial and administrative departments and its boards, bodies and officers; to

divide the territory included in such municipality into subordinate districts, and to prescribe a just and reasonable system of taxation for such municipality and districts; and to fix the liability of such municipality and districts. Bonded and other indebtedness, existing at the time of the establishment of such municipality, shall not be enforceable against any property not then taxable therefor. A homestead in a rural area of said municipality shall not be limited as if in a city or town. Such municipality may exercise all the powers of a municipal corporation and shall also be recognized as one of the legal political divisions of the State with the duties and obligations of a county and shall be entitled to all the powers, rights and privileges, including representation in the State Legislature, which would accrue to it if it were a county. All property of Duval County and of the municipalities in said county shall vest in such municipal corporation when established as herein provided. Nothing contained herein shall affect Section 20 of Article III of the Constitution of the State of Florida, except as to such provisions therein as relate to regulating the jurisdiction and duties of any class of officers, to summoning and impanelling grand and petit juries, to assessing and collecting taxes for county purposes and to regulating the fees and compensation of county officers. No legislation under this section shall be effective until approved at a special election held in such territory for that purpose by a majority of those voting at such special election who were qualified to vote at the last general election preceding such special election.

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

By Senator Rose—
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.

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

By Senator Sikes—
Senate Bill No. 115:

A bill to be entitled An Act defining and regulating the practice of chiroprody, providing for the examination and licensing of chiroprodists, providing for exemptions from this Act, creating a Board of Chiroprody Examiners, providing penalties for the violation of this Act, repealing laws in conflict herewith and fixing the date upon which this Act becomes effective.

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

By Senator MacWilliams—
Senate Bill No. 116:

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

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

By Senator MacWilliams—
Senate Bill No. 117:

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

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

By Senators Murphy, Harrison, Beacham, Mann, Sikes and Raulerson—

Senate Bill No. 118:

An Act to repeal Sections 1, 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 30a and 31 of Chapter 14572 of the Laws of Florida, being an Act relating to and concerning taxation.

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

By Senator Gomez—

Senate Bill No. 119:

A bill to be entitled An Act to repeal Chapter 11641, Laws of Florida, 1925, entitled, An Act creating the Monroe Water

Supply District, defining its boundaries, prescribing its powers, privileges, duties and liabilities; providing for the appointment of a Board of Trustees for said Monroe Water Supply District, and their terms of office; providing for an election for the issuance of bonds, prescribing how tolls and charges shall be fixed; granting the right to use the public and submerged lands of the state for the purpose of constructing and operating pipe lines; providing for levying taxes upon the property in the district; to issue and dispose of bonds for the purpose of procuring money to carry out the provisions of this Act; granting the right of eminent domain, and for other purposes in accord with the object of this Act, and also to repeal Chapter 13118, Laws of Florida, 1927, entitled, An Act amending Sections One (1), Four (4), Six (6) and Eighteen (18) of Chapter 11641, Acts of the Extraordinary Session of 1925, in relation to the boundaries of said District; the powers of the Trustees thereof; the salaries of said Trustees, and the levying and collection of a tax therefor.

Which was read the first time by its title only.

Senator Gomez moved that the rules be waived and Senate Bill No. 119 be read a second time by its title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 119 was read a second time by its title only.

Senator Gomez moved that the rules be further waived and Senate Bill No. 119 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. 119 was read a third time in full.

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

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

Nays—None.

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

By Senator Gomez—

Senate Bill No. 120:

A bill to be entitled An Act fixing a uniform rate of wages paid to all State employees.

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

By Senator Gomez—

Senate Bill No. 121:

A bill to be entitled An Act fixing the number of hours of daily manual labor for all State employees.

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

By Senator Beacham—

Senate Bill No. 122:

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

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

By Senator Gomez—

Senate Bill No. 123:

A bill to be entitled An Act relating to the redemption in cash or in installment on real property from tax liens and tax certificates for unpaid taxes; providing for the assessment for taxes of the properties on which such tax liens or certificates are being redeemed, and for the procedure in reference thereto.

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

Senator Parker moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 6 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 6:

A bill to be entitled An Act relating to Motor Vehicles and to Amend Section 1010, Revised General Statutes, Being Section 1284, Compiled General Laws of Florida, 1927, as Amended by Chapter 15625, Laws of Florida, Acts of 1931. Relating to the Registration and Licensing of Motor Vehicles.

Was taken up and read a second time in full.

Senator English offered the following amendment to Senate Bill No. 6:

At the end of Section 1, strike out the period and insert the following, "Provided, however, that persons, firms and corporations who have paid into the Motor Vehicle Commissioner of the State of Florida any penalty under the provisions of Chapter 15625, Laws of Florida, Acts of 1931, be refunded the amount of such penalty for the year 1933 and it is hereby declared to be the duty of the proper official of the State of Florida to draw a warrant or warrants on any funds available therefor, for the payment of the same within 30 days after the passage and approval of this Act."

Senator English moved the adoption of the amendment.

Pending the adoption of the amendment, Senator Anderson moved that the further consideration of the motion be postponed and Senate Bill No. 6, with the pending amendment, retain its place on the Calendar of Bills on second reading.

Which was agreed to.

And it was so ordered.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., April 7, 1933.

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

Sir: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Rawls of Alachua County—

House Bill No. 1:

A bill to be entitled An Act providing that all County Tax Collectors in the State of Florida shall keep the tax books open for the collection of taxes under the 1st day of June, A. D. 1933.

And respectfully requests the concurrence of the Senate therein.

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

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

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

Tallahassee, Fla., April 7, 1933.

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

Sir: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 102:

A bill to be entitled An Act relating to change of name, amendment of charter, and method of amending the charters and the increasing or reducing of the capital stock of certain corporations.

And respectfully requests the concurrence of the Senate therein.

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

Which was read the first time by its title and referred to the Committee on Enrolled Bills.

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

Tallahassee, Fla., April 7, 1933.

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

Sir: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 1:

A bill to be entitled An Act providing that all county tax collectors in the State of Florida shall keep the tax books open for the collection of taxes until the first day of June, A. D. 1933.

And respectfully requests the concurrence of the Senate therein.

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

Which was read the first time by its title and referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., April 7, 1933.

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

Sir: I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

Senate Bill No. 18:

A bill to be entitled An Act repealing Chapter 15578, Laws of Florida, Acts of 1931, entitled "An Act to provide for the nomination in Primaries of Candidates for office of Members of the Board of Public Instruction by the voters of the county at large, in Walton county, Florida."

And respectfully requests the concurrence of the Senate therein.

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

Which was read by title and referred to the Committee on Enrolled Bills.

CONSIDERATION OF BILLS ON SECOND READING

Senate Bill No. 30:

A bill to be entitled An Act for the relief of Fons A. Hathaway, and to refund the filing fee paid as required under Section 385 of the Compiled General Laws of Florida, 1927.

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

Senator MacWilliams moved that the rules be waived and Senate Bill No. 30 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. 30 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, Chowning, Clarke, Dell, English, Gary, Getzen, Gomez, Harrison, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shivers, Sikes, Turner, Watson, Whitaker—32.

Nays—None.

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

The following communication was received and read:

FLORIDA STATE NEWS

Tallahassee, Fla., April 7, 1933.

To the President of the Senate,
Florida Legislature,
State Capitol.

Dear Sir:

I wish to be informed as to the reason for the apparent discrimination against my printing office, in the matter of printing required by your branch of the Legislature, not covered by the contract for printing the Calendar and the Journals. No work has been tendered or have any bids been asked for, notwithstanding the fact that work has been sent other printing shops and at other times bids have been asked for.

Every employee in my shop is a taxpaying citizen of Florida. I would dislike to believe that my printing shop was being discriminated against because these tax paying citizens employed in my printing shop were members of the printers and pressmen's Unions.

Yours truly,
C. W. HUNTER.

Senator Whitaker moved that a committee of three be appointed to investigate the subject matter of the foregoing communication.

Which was agreed to.

The Chair appointed Senators Whitaker, MacWilliams and Parrish as such committee.

Senator Gomez moved that the rules be waived and that the Senate do now take up the consideration of Senate Bill No. 45 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 45:

A bill to be entitled An Act making it unlawful for any

person, firm or corporation to operate any motor vehicle upon the public highways of this State without proper equipment whereby the operator of said motor vehicle shall at all times have a clear view of motor vehicles approaching in the rear thereof; and providing that motor vehicles approaching from the rear shall be allowed to pass with safety motor vehicles in the front thereof.

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

Senator Whitaker moved that the rules be waived and Senate Bill No. 45 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.

Senator Getzen moved that the rules be waived and that the Senate do now take up the consideration of Senate Bill No. 29 out of its order.

Which was not agreed to.

Senator Gillis moved that the rules be waived and when the Senate do adjourn it adjourn until 4:00 o'clock P. M., Monday, April 10, 1933.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Senators Hodges and English moved, jointly, that a committee of three be appointed to draft suitable resolutions about the death of the late Senator W. W. Phillips of the 14th Senatorial District.

Which was agreed to.

The Chair appointed Senators Hodges, English and Parker as such committee.

Senator Gomez moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:37 o'clock P. M. until 4:00 o'clock P. M., Monday, April 10, 1933.