

JOURNAL OF THE SENATE

Tuesday, May 2, 1933

The Senate convened at 10:30 o'clock A. M. pursuant to adjournment on Monday, May 1, 1933.

The President in the Chair.

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

Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Monday, May 1, was corrected, and as corrected was approved.

REPORTS OF COMMITTEES

Senator Bass, Chairman of the Committee on Building and Loan, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 27, 1933.

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

Sir:

Your Committee on Building and Loan, to whom was referred:

Senate Bill No. 250:

A bill to be entitled An Act regulating the business of Building and Loan Associations and the conditions and basis upon which the withdrawal value of unpledged stock may be paid to or withdrawn by stockholders; providing that certain income shall be impounded under certain circumstances and used for the protection and conservation of assets belonging to the Association and for operating expenses; providing for the application of the withdrawal value of stock directly upon loans; regulating the making of loans and the assignment or transfer of evidences of indebtedness held by the Association; amending Section 6155, Compiled General Laws of Florida; regulating the acquiring and holding of real estate; providing that the withdrawal value of stock may be accepted in payment of loans and in payment for assets sold by the Association at the discretion of the Association; providing for the reduction or settlement of loans under certain circumstances; providing that notes, bonds, mortgages, shares of stock issued or received by the Building and Loan Associations shall be exempt from the provisions of Chapters 15787 and 15789, Laws of Florida, 1931; providing that Building and Loan Associations shall have the right and authority to purchase shares of stock in and bonds, notes and other securities of any Federal Home Loan Bank, or any other Federal or Reserve Corporation created or authorized by law to lend money to Building and Loan Associations; authorizing Building and Loan Associations to borrow money from any Federal Home Loan Bank or any other Federal or Reserve Corporation created or authorized by law to lend money to Building and Loan Associations, and to mortgage, pledge, assign and hypothecate any or all of their assets including mortgages to secure such loans; providing that Building and Loan Associations shall set up a reserve for contingencies against which losses are to be charged; providing that the liability to its stockholders may be reduced by order of the Circuit Court under certain conditions; regulating the payment of dividends; providing for the voluntary or involuntary liquidation or re-organization of Building and Loan Associations in case of insolvency and for other reasons; providing regulations relating to re-organization and voluntary or involuntary liquidation; providing that the withdrawal of unpledged stock may be limited or deferred and that liability to stockholders may be reduced by the vote or consent of a majority of the stockholders; defining the legal relationship existing between Building and Loan Asso-

ciations and their stockholders; defining insolvency of Building and Loan Associations; providing for payment of stock or share accounts held in more than one name; repealing Sections 6168, 6170, 6172, 6175, 6176, 6177, 6178, 6181 and 6183 of the Compiled General Laws of Florida, 1927, Chapter 15605 of the Acts of the Legislature of the State of Florida for the year 1931, and all other laws, or parts of laws in conflict with this Act.

Amendments to Senate Bill No. 250:

Amendment No. 1:

Title, line 35, after the word "pledge", insert: the words "or repledge"

Amendment No. 2:

Section 1, at the end of Subsection 4, insert "After obtaining the consent and approval of the Comptroller, losses may be adjusted pro rata by the segregation of the assets into groups represented by different series of stock. Previous stock may be cancelled and new stock in various series issued in its place for each group of assets of old stock or for new investment. When assets are segregated to it, each series shall hold and own such assets independently of other series and have no interest in nor obligation for the assets, debts, burdens, nor obligations of other series. Mutuality of like interests shall be maintained".

Amendment No. 3:

Section 1, Subsection 6, page 5, lines 8 and 9, strike out the words "or some multiple thereof or such other unit or multiple thereof", and insert in lieu thereof the following: "or such other sum less than One Hundred (100.00) Dollars".

Amendment No. 4:

Section 3, Subsection 7, page 8, line 4, strike out the word "loss" and insert in lieu thereof the word "loan".

Amendment No. 5:

Title, page 2, add to the title of the Act at the end thereof and immediately following the word "Act" the following sentence: "and prescribing certain penalties for the violation of this Act".

Amendment No. 6:

Section 6, paragraph 1, after the word "agency" at the end of paragraph 1, add the following: "This right to pledge shall include the right to replace the shares of stock pledged as collateral without securing the consent of the owner thereto".

Amendment No. 7:

In Section 9, lines 4 and 5, page 14, strike out the words: "at the request of the Comptroller".

Amendment No. 8:

Section 10, Subsection 5, line 18, page 16, insert after the period following the word "exclusive" the following: "Any such plan of reorganization or voluntary liquidation after approval by the stockholders and the Comptroller, shall be presented to the Circuit Court of the Circuit in which the Association is located for confirmation and shall not be operative or effective until confirmation by such Court".

Amendment No. 9:

Section 10, Subsection 10, page 19, line 6, strike out the period after the word "assets" and add the following: "which have already been distributed, but any claim which may be filed thereafter with a showing satisfactory to the liquidator that the claimant received no notice provided for in this section prior to the expiration of the twelve months' period, he shall be entitled to share in such disbursement or distribution of assets as may be made after due proof of his claim".

Amendment No. 10:

Section 11 add the following: "Should any director, officer, or employee in charge of the management and affairs of any Building and Loan Association operating under the provisions of this Act, make any loan of the funds or assets of the Building and Loan Association for which they are acting, in a sum greater than fifty (50%) per cent of the withdrawal value of the stock at the time of making said loan to any director, officer, or employee; or should any director, officer, or employee in any other manner operate or use the Association, its funds or assets in such a manner as to profit or benefit such officer, director, or employee to the injury of

said Association and to the advantage of such officer, director, or employee other than as otherwise contemplated in the terms of employment of such officer, director, or employee, any and all such officers, directors, or employees thus violating the provisions of this Act, shall be guilty of a felony and upon conviction thereof shall be fined not in excess of Five Thousand (\$5000) Dollars or imprisoned in the Penitentiary of the State of Florida for a period of not greater than two (2) years—either the fine or the imprisonment to be imposed at the discretion of the trial Court".

Amendment No. 11:

Section 9, line 11, page 13, insert after the period following the word "Association" the following: "Said petition shall set forth among other things, a true and correct appraisal of all assets owned by the Association. Such appraisal shall be based on the fair market value of the assets and shall be made by a Committee appointed by the Board of Directors. Notice of the hearing upon said petition shall be given to the Comptroller at least fifteen (15) days prior to the hearing and a copy of the petition should be attached to the notice. The Comptroller in his discretion may be represented at said hearing upon the petition. If in his opinion, the appraisal attached to the petition does not set forth the fair market value of the assets, the Comptroller may appoint three disinterested persons, who shall, with all reasonable dispatch, appraise the assets of the Association, and such appraisal as soon as completed shall be presented to the Court for its consideration. At the request of the Comptroller, the Court shall delay the entry of any order on the petition until the appraisal has been filed and considered. All expenses of such appraisal shall be borne by the Association".

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

Very respectfully,

CLAYTON C. BASS,
Chairman of Committee.

And Senate Bill No. 250, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 2, 1933.

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

Sir:

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

Senate Bill No. 374:

A bill to be entitled An Act in relation to written contracts for the sale or marketing of agricultural products, providing for the recording thereof, the effect of such recording as notice; and providing remedies and fixing liabilities for violations with either actual or constructive notice thereof.

Committee Amendments Suggested:

Amendment No. 1:

In Section 1, lines 2 and 3, strike out the words: "hereafter to be grown" and insert in lieu thereof the following: "to be grown in the then current year and the next succeeding year".

Amendment No. 2:

At the end of Section 2 change period to comma and add, "provided that nothing in this Act shall have the effect of impairing or altering the present law relating to the lien of land lords for rent and advances."

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

Very respectfully,

J. B. STEWART,
Chairman of Committee

And Senate Bill No. 374, contained in the above report, together with committee amendments, was placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 1, 1933.

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

Sir:

Your Committee on Public Health, to whom was referred:

Senate Bill No. 403:

A bill to be entitled An Act to amend Section 15 and repeal

Section 20 of An Act entitled: "An Act to define and regulate the practice of optometry; to provide for a board of examiners, its duties, powers, appointments and salaries, and for the examination, qualification and fee of applicants for the practice of optometry; issuance (and revocation) of certificates and registration of licensed practitioners of optometry; exempting registered optometrist from jury duty; optometrist to give expert testimony as to visual acuity and efficiency; prohibiting the unethical or unprofessional practice, and sale of eye-glasses, spectacles and lenses; and prescribing the penalty for the violation of the terms and provisions of this Act," being Chapter 14778, Acts of 1931.

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

Very respectfully,

J. W. TURNER,
Chairman of Committee.

And Senate Bill No. 403, 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 2, 1933.

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

Sir:

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

Senate Bill No. 375:

A bill to be entitled An Act levying and imposing, and providing for the collection of a State Tax on all paid admissions to places of amusement or entertainment in the State of Florida.

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 No. 375, contained in the above report, was placed on the table under the rule.

Also—

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

Senate Chamber,
Tallahassee, Fla., May 2, 1933.

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

Sir:

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

Senate Bill No. 419:

A bill to be entitled An Act making it unlawful for any person to offer for sale, sell, ship or offer for shipment in the State of Florida, any fruit or vegetables which have been sprayed with arsenic under certain conditions, unless the same are plainly labelled, showing the same to have been sprayed with arsenic, and providing a penalty for violation of the provisions of this Act.

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

Very respectfully,

M. O. HARRISON,
Chairman of Committee.

And Senate Bill No. 419, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator Watson, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 2, 1933.

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

Sir:

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

House Bill No. 612:

A bill to be entitled An Act to provide for a closed and open season for net and other commercial fishing on the Homosassa River and its tributaries and to make it unlawful to fish

in said river except as provided for herein and to provide a penalty for the violation of this Act.

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

Very respectfully,

J. W. WATSON,
Chairman of Committee.

And House Bill No. 612, contained in the above report, was placed on the table under the rule.

Also—

Senator Watson, Chairman of the Committee on Game and Fisheries, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 2, 1933.

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

Sir:

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

Senate Bill No. 379:

A bill to be entitled An Act for the protection of Black Bass, to prohibit the sale and transportation of Black Bass, to provide penalties for the violation of the provision of this Act and to repeal certain existing laws and statutes.

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

Very respectfully,

J. W. WATSON,
Chairman of Committee.

And Senate Bill No. 379, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Joint meeting of Committee on Education of the Senate, and Committee on Education "A" and Committee on Education "B" of the House, submitted the following report:

Tallahassee, Fla., May 2, 1933.

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

And

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

Sirs:

Your Joint Committee on Education to whom was referred:

By Samuel W. Getzen—

Senate Bill No. 182:

A bill to be entitled An Act relating to and providing for the establishment and maintenance of a uniform system of free public schools in Florida; and for said purposes; establishing a Department of Education; providing certain powers and duties of the State Board of Education, including among others general supervision of free public schools and other State educational institutions, power and duty after examining annual County School Budgets to certify annually millage which shall be assessed and collected in each county for public free schools pursuant to Section 8, Article 12 of the Constitution of Florida, power to adopt rules and regulations; providing certain powers and duties of the State Superintendent of Public Instruction; providing for the number of members, terms of office, manner of election, compensation, and duties of Board of Public Instruction in each county, and that same shall be subject to rules and regulations of State Board of Education; providing for the powers and duties of Superintendents of Public Instruction, and Trustees of Special Tax School Districts in each county, and that same shall be subject to rules and regulations of State Board of Education; providing that the State Treasurer shall be an ex officio Treasurer of the County School Fund in each county, including funds of Special Tax School Districts, and providing for his powers and duties as such; abolishing County Depository of County School Funds; creating a Teachers Salary Fund for each county, and providing the funds from which it shall be established and what shall be paid out of same; abolishing various positions including State Supervisor of High Schools, State Supervisor of Elementary Schools, Rural School Inspectors, Director of Buildings and Building Standards; repealing all laws and parts of laws in conflict with said Act including (Sections 568, 569 and 570 of the Revised General Statutes of Florida, being Sections 709, 710 and 711, respectively, of the Compiled General Laws of Florida, Chapter 10257, Acts of 1925, Chapter 12324, Acts of 1927, Chapter 6539, Acts of

1913, Chapter 14506, Acts of 1929, Sections 427, 428, 429, 430, 431, 432, 436, 439, 440, 441, 443, 447, 449, 450, 452, 453, 454, 455, 456, 457, 462, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 485, 486, 487, 523, 524, 525, 526, 527, 528, 529, 537, 538, 539, 540, 604, 605, 691, 692, and 693) of the Revised General Statutes, Chapter 7911, Acts of 1919, Chapter 9142, Acts of 1923, Chapter 9335, Acts of 1923, Chapter 10291, Acts of 1925, Chapter 9136, Acts of 1923, providing the Act shall take effect July 1st, 1933, and shall be known as the School Law of 1933.

Have had the same under consideration, and offer the following as a Joint Committee Substitute:

A bill to be entitled An Act relating to the establishment and maintenance of a uniform system of Free Public Schools in the State of Florida; creating a Teachers Salary Fund of each county of the State; authorizing the State Board of Education to fix the maximum salary of teachers in the Public Free Schools of the State payable out of the Teachers Salary Fund of the several counties; defining the supervising powers and duties of the State Board of Education over schools of higher grades, and defining what shall constitute schools of higher grades within the meaning of this Act; authorizing the State Board of Education to fix and determine the establishment, classification and character of all schools of higher grades which shall receive State aid and to determine the course of study therein and to prescribe for the division of such schools into groups when deemed advisable and to prescribe the minimum size for classes therein and to provide for the employment of assistants to the State Superintendent of Public Instruction and to prescribe duties of and fix the compensation of such assistants, and to provide for a uniform system of accounting, budgets, records, audits and reports by County Boards of Public Instruction, and to have certain powers with reference to transportation of pupils including equipment of vehicles and qualification of drivers, and to have powers of examination, supervision and revision of school budgets in counties not levying a certain millage for school purposes; prescribing certain additional duties of the State Treasurer and State Superintendent of Public Instruction; providing that title to all property held for educational purposes by Trustees of Special Tax School Districts in any county shall be vested in the Board of Public Instruction for said county; providing that the State Treasurer shall be ex-officio Treasurer and Depository of a designated portion of the county school fund of each county and providing the manner, and for what purposes said funds so held by the State Treasurer may be expended; abolishing the positions of State Supervisor of High Schools, the position of State Supervisor of Physical and Health Education, the positions of Rural School Inspectors, the position of Director of Buildings and Building Standards and to provide the penalties for violation of this Act; and repealing all laws creating and providing for the positions so abolished, and repealing all laws or parts thereof in conflict with this Act.

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

Very respectfully,

SAMUEL W. GETZEN,
Chairman Committee on Education of Senate.

R. P. GOFF,
Chairman Committee on Education "A" of House
DWIGHT L. ROGERS,

Chairman Committee on Education "B" of House.
And Senate Bill No. 182, together with the Joint Committee Substitute, was placed on the Calendar of Bills on the second reading.

REPORT OF ENROLLING COMMITTEE

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

Senate Chamber,
Tallahassee, Fla., May 1, 1933.

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

Sir:

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

Senate Bill No. 204:

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

and in payment of any taxes levied or assessed by said City prior to the year 1933.

Also—
Senate Bill No. 295:
A bill to be entitled An Act apportioning the moneys received by the State Treasurer under and by virtue of the Law of the State of Florida, to-wit: Senate Bill 361 providing for a State Racing Commission, etc., which said bill is an Act of the Legislature of 1931; providing that the said State Treasurer of the State of Florida, when the said Moneys have been received and disbursements and are to be made, that the said Treasurer of the State of Florida in distributing the moneys to the several counties of the State of Florida having a population of not less than 10,500 and not exceeding 10,690 according to the last State or Federal Census; that he shall distribute such moneys to such counties to the Boards of Public Instruction for the purpose of paying teachers salaries and bus drivers in said counties.

Also—
Senate Bill No. 396:
A bill to be entitled An Act to authorize any bank, banking corporation or trust company resuming operations under the provisions of Chapter 14487, Laws of Florida, Acts of 1929, to set aside, transfer and convey to a Trustee, Corporation or Liquidating Agent selected by the creditors a part or all of the frozen assets of such bank, banking corporation or trust company upon the surrender of the certificates of deposit or other evidence of indebtedness issued by any such bank, banking corporation, or trust company to enable banks to continue business without restrictions.

Also—
Senate Bill No. 210:
A bill to be entitled An Act requiring the City of Dade City, Florida, to accept bonds or other indebtedness of said City, whether matured or unmatured, and/or matured interest bond coupons of said City in payment of any General or Special Assessments made by said City prior to the year 1933, and in payment of any taxes levied or assessed by said City prior to the year 1933.

Also—
Senate Bill No. 164:
A bill to be entitled An Act extending the franchise of Florida Ferry Company to include the construction, maintenance and operation of a toll bridge across the St. Johns River at Jacksonville, Florida, with approaches thereto and granting a franchise therefor: prescribing general specifications for such toll bridge, treating of the cost and operation thereof and incumbrances and securities thereon, and regulating the tolls to be collected on said bridge; providing for the application of tolls so collected and recapture, purchase or acquisition of such toll bridge and franchise by the County of Duval; granting the right of eminent domain; appropriating public rights and rights of the City of Jacksonville; relating to, prescribing and continuing toll charges on the present St. Johns River Bridge; and forbidding other bridges, ferries, tunnels or highways within prescribed limits; and providing for a general referendum to the qualified freeholders of Duval County, Florida, for approval or disapproval of such franchise.

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 2, 1933.

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

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

House Bill No. 266:
A bill to be entitled An Act exempting the electors of the City of Miami, Dade County, Florida, otherwise qualified, from the payment of 1932 poll taxes in order to qualify for the municipal elections of that municipality, occurring during the months of May and June, 1933.

Also—
House Concurrent Resolution No. 8:
A resolution protesting against the contemplated action of Congress in reference to our system of National Defense. Have examined the same and find them correctly enrolled. The same having been duly signed by the Speaker and Chief Clerk of the House of Representatives, we herewith present the same for the signature of the President and Secretary of the Senate.

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

The bill 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 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 2, 1933.

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

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

Senate Bill No. 188:
A bill to be entitled An Act requiring the City of Lake Butler, Florida, to accept bonds or other indebtedness of said City, whether matured or unmatured, and/or matured interest bond coupons of said City in payment of any general and special assessments made by said City prior to the year 1932, and in payment of any taxes levied or assessed by said City prior to the year 1932.

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

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

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

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 2, 1933.

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

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

House Bill No. 587:
A bill to be entitled An Act to authorize the acceptance and exchange of bonds, interest coupons or other obligations of Martin County, Florida, and other Taxing Districts and municipalities situated within Martin County, Florida, at par

in redemption of lands from tax sales and in payment in part, or in full, of other taxes due on same.

Also—

House Bill No. 299:

A bill to be entitled An Act validating, ratifying and confirming, all levies of taxes by the Town Council of the Town of Oviedo, Florida, and all tax assessment rolls prepared by the Tax Assessor of the Town of Oviedo, Florida, and all sales of land for non-payment of taxes due the Town of Oviedo, Florida.

Also—

House Bill No. 287:

A bill to be entitled An Act extending and prescribing the corporate limits of the City of Trenton, Gilchrist County, Florida, and relating to taxation thereby, limitation of the power of said City to tax, and collection of licenses on businesses, trades, occupations and professions.

Also—

House Bill No. 400:

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

Also—

House Bill No. 536:

A bill to be entitled An Act to cancel State and County Tax Certificate No. 1175, dated August 1, 1932, and against that certain lot, piece or parcel of land, situate in Seminole County, Florida, and owned by the City of Sanford, Florida, and in this Act described, and to cancel all State and County taxes assessed against the above described land and premises subsequent to the year 1931, and to exempt said land and premises from taxation beginning with the year 1933, and continuing until said City of Sanford, Florida, shall have sold and conveyed said land and premises.

Also—

House Bill No. 239:

A bill to be entitled An Act to authorize the acceptance and exchange of bonds of interest coupons or other obligations of Charlotte County, Florida, and other taxing Districts located within Charlotte County, Florida, at par in redemption of lands from tax sales and in payment in part or in full of other taxes due the same.

Also—

House Bill No. 298:

A bill to be entitled An Act authorizing the redemption of any and all delinquent taxes due the Town of Oviedo, Florida, for any year prior to the year 1931 for twenty-five per cent of the amount of such taxes and interest if such redemption be made before the 31st day of December, 1933, provided all taxes subsequent to taxes for the year 1930 and current taxes are paid at the time of such redemption, and for fifty per cent of the amount of such taxes and interest if such redemption be made after the 31st day of December, 1933, and before the 31st day of December, 1934, provided all taxes subsequent to taxes for the year 1930 and current taxes are paid at the time of such redemption, and provided that this Act shall not apply to any tax liens or tax certificates not owned by the Town of Oviedo, Florida.

Also—

House Bill No. 185:

A bill to be entitled An Act extending and enlarging the time for payment of City taxes assessed by the City of Deland for the year 1932.

Also—

House Bill No. 85:

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

Also—

House Bill No. 511:

A bill to be entitled An Act creating the office of Official Court Reporter for the Criminal Court of Record for Hillsborough County, Florida, providing for the appointment and

fees to be allowed such reporter, prescribing the duties of said reporter, and fixing the tenure of office of said reporter, and for deputies.

Also—

House Bill No. 569:

A bill to be entitled An Act relating to the City of Cocoa, and to amend the Act creating the City of Cocoa; to define and establish the corporate limits of said City, and to exclude certain territory from said City, preserving the lien for taxes and public improvements in favor of the City in the territory excluded; to grant to the said City the power to prevent abuses and discriminations by and regulating the rates of public utilities, to dispose of the Cocoa-Merritt Island Bridge to the State of Florida or to Brevard County, to levy sanitary taxes, license taxes and excise sales taxes, to make appropriations for governmental or municipal purposes and to levy taxes to pay the same and the priorities of the said appropriations; to authorize the separate payment of taxes levied for several purposes; to provide for the issuance of tax anticipation warrants, their payment, liens and priorities; to provide for the payment of special assessment liens and taxes and the mediums of payment, and the payment of taxes and special assessments with bonds, interest coupons and other evidences of debt, for the division of liens for special assessments for public improvements; to validate tax levies of the City of Cocoa; to grant certain additional powers to the City of Cocoa and to the City Council of the City of Cocoa; and for other purposes.

Also—

House Bill No. 236:

A bill to be entitled An Act providing how all moneys paid to Citrus County, or the Board of County Commissioners of Citrus County, under the provisions of Chapter 14832, Acts of Regular Session of the Legislature 1931, shall be spent, and to provide for the creating of a trust fund and how the same shall be deposited, and providing further for the County Board of Public Instruction to borrow from said trust fund to operate the public free schools, and providing further for the purchase and retiring of special tax school district bonds.

Also—

House Bill No. 276:

A bill to be entitled An Act to repeal Chapter 12569 of the Special Laws of Florida, 1927, the same being "An Act to authorize the Town Council of the Town of Bowling Green, Hardee County, Florida, or its successors, to issue bonds in a sum not to exceed thirty thousand dollars, the proceeds thereof to be used to pay for the site upon which the municipal building of said Town is located, to pay the cost of completion of municipal building and to pay for the furniture for the municipal building in said Town, and to provide the rate of interest said bonds shall bear and to authorize the levy and collection of a tax for payment of the principal and interest of said bonds."

Also—

House Bill No. 460:

A bill to be entitled An Act to authorize the Boards of County Commissioners of all Counties of this State having a population of between ninety-eight hundred and ten thousand according to the 1930 Federal Census, to provide by resolution for the acceptance by such Counties, in payment of all taxes due such Counties, any past due and unpaid current obligations of the said Counties at par plus accrued interest; and for the acceptance to the extent of the amount of such taxes levied for school purposes, and in payment of the taxes to such extent, of any past due and unpaid current obligations of the Board of Public Instruction of such County, at par, plus accrued interest; and for the acceptance in payment of special tax school district taxes of any past due and unpaid current obligation of such special tax school district, at par plus accrued interest.

Also—

House Bill No. 478:

A bill to be entitled An Act to abolish the present municipal government of the City of Sebastian, in Indian River County, Florida; to create and establish a new municipality to be known as City of Sebastian, in Indian River County, Florida; to fix the territorial limits of such City; to legalize and validate the ordinances of the abolished municipality and official Acts thereon; to validate, legalize, ratify and confirm the ordinances and resolutions, bonds, certificates of indebtedness and obligations of the abolished municipality

of Sebastian, Florida, as the ordinances and resolutions, bonds, certificates of indebtedness and other obligations of the new municipality of Sebastian, Florida; to legalize, validate, ratify and confirm all contracts of the abolished municipality of Sebastian, Florida, making such contracts binding upon the new municipality of Sebastian, Florida; to provide and specify how such municipality shall be governed, by what officers it shall be governed, and to fix and prescribe the jurisdiction and powers of the said City of Sebastian, Florida, and the officers thereof; and to provide for the assessment, levy and collection of taxes and assessments in and for the said City.

Also—

House Bill No. 289:

A bill to be entitled An Act requiring the nomination of County Commissioners by the electors of the County-at-Large instead of by districts in certain Counties of the State of Florida.

Also—

House Bill No. 494:

A bill to be entitled An Act to legalize and validate all proceedings in the matter of incorporating and organizing the Pinellas Park Drainage District in Pinellas County, State of Florida, and the election of the Board of Supervisors and the appointment of the officers of said Drainage District and the appraisal of rights-of-way and holding basins and the assessments made for the benefits derived from the construction of the improvements set out in the plan of reclamation against the lands comprehended within said Drainage District and the taxes assessed and levied against said lands; and the resolution adopted by the Board of Supervisors of said Drainage District for the issue and sale of one hundred thousand dollars (\$100,000.00) of bonds of said Drainage District, together with the form of bond and the coupon thereto attached, and the bonds and coupons thereto attached, issued and sold under the said resolution, and such other obligations of said District as are now outstanding and unpaid, and to ratify, approve, validate and confirm all assessments for taxes and levy of special taxes in said District by the Supervisors thereof, and to ratify, approve, validate and confirm all sales of lands in Pinellas Park Drainage District, in the County of Pinellas, and State of Florida, by foreclosure proceedings for the collection of delinquent drainage taxes in said district; and to ratify, validate, approve and confirm each and every Master's Deed issued for and on behalf of said District in said proceedings, together with all proceedings taken in connection with the issuance and sale thereof.

Also—

House Bill No. 251:

A bill to be entitled An Act authorizing, directing and empowering the Board of County Commissioners of Citrus County, State of Florida, to spend and dispose of moneys recovered by said County in the suit of W. V. Knott, et al, vs. G. I. Singleton, et al, in the Circuit Court of Citrus County, State of Florida, which said suit has been settled and which moneys were originally voted for the construction of roads in Citrus County.

Also—

House Bill No. 86:

A bill to be entitled An Act to repeal Chapter 12997 Special Acts of the Legislature A. D. 1927, same being "An Act to abolish the present municipal government of the City of Lecanto, in Citrus County, Florida, and to establish and organize a municipality in Citrus County, Florida, to be known and designated as the City of Lecanto and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges" and to abolish the municipal government of the City of Lecanto, Florida.

Also—

House Bill No. 250:

A bill to be entitled An Act to authorize, direct and empower the Board of County Commissioners of Citrus County, State of Florida, to spend and dispose of all moneys that may be recovered in the suit now pending in the Circuit Court of Citrus County, State of Florida, between W. V. Knott, as State Treasurer, et al, vs. G. I. Singleton, et al, which said suit is to recover any moneys that may not have been properly accounted for by the 1923 bond fund trustees and whether said money so recovered is for principal, interest or sinking fund.

17—S. B.

Also—

House Bill No. 277:

A bill to be entitled An Act repealing Chapter 12565 of the Special Acts of the Laws of Florida of 1927 the same being "An Act to validate and confirm the bonds and bond issue by the City of Bowling Green in the sum of thirty thousand dollars; to validate all proceedings for the authorization and issuance of said bonds and to authorize and require the levy and collection of a tax for the payment thereof."

Also—

House Bill No. 286:

A bill to be entitled An Act making it lawful to fish in all the waters of Gilchrist County, Florida, with a gig.

Also—

House Bill No. 261:

A bill to be entitled An Act prescribing a closed season against fishing or attempting to fish, in the fresh waters of Gulf County, Florida, and making it a misdemeanor for any person to fish, attempt to fish, take fish, or attempt to take fish, during said closed season.

Also—

House Bill No. 521:

A bill to be entitled An Act authorizing the Board of County Commissioners in Counties having a population of not less than 3,000 and not more than 3,400, according to the last preceding Federal Census, by resolution to transfer moneys from the road and bridge fund to any other fund as necessary for paying items as set out in the budget without the approval of the State Comptroller.

Also—

House Bill No. 450:

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

Also—

House Bill No. 493:

A bill to be entitled An Act to legalize and validate all proceedings in the matter of incorporating and organizing the Lake Largo-Cross Bayou Drainage District in Pinellas County, State of Florida, and the election of the Board of Supervisors and the appointment of the officers of said Drainage District and the appraisal of Rights-of-Way and holding basins and the assessments made for the benefits derived from the construction of the improvements set out in the plan of reclamation against the lands comprehended within said Drainage District and the taxes assessed and levied against said lands; and the resolution adopted by the Board of Supervisors of said Drainage District for the issue and sale of one hundred twenty thousand dollars (\$120,000.00) of bonds of said Drainage District, together with the form of bond and the coupon thereto attached, and the bonds and coupons thereto attached, issued and sold under the said resolution, and such other obligations of said District as are now outstanding and unpaid, and to ratify, approve, validate and confirm all assessments for taxes and levy of special taxes in said District by the Supervisors thereof, and to ratify, approve, validate and confirm all sales of lands in Lake Largo-Cross Bayou Drainage District, in the County of Pinellas and State of Florida, by foreclosure proceedings for the collection of delinquent Drainage taxes in said District; and to ratify, validate, approve and confirm each and every Master's Deed issued for and on behalf of said District in said proceedings, together with all proceedings taken in connection with the issuance and sale thereof.

Also—

House Bill No. 247:

A bill to be entitled An Act to amend Section 1 of Chapter 9998, Laws of Florida, Acts of 1923, same being "An Act fixing the period of redemption of lands in the Melbourne-Tillman Drainage District that may be sold for delinquent taxes assessed by the said District."

Also—

House Bill No. 291:

A bill to be entitled An Act to amend Section 21, of the Compiled General Laws of Florida, 1927, the same being Section 19, of the Revised General Statutes of Florida, 1920, the same relating to the designating of the boundary lines of

Gadsden County, Florida, and defining within what lines shall be comprehended the County of Gadsden, State of Florida.

Also—

House Bill No. 84:

A bill to be entitled An Act to fix and declare the corporate limits and territorial boundaries of the City of Inverness, Florida, and to fix the maximum rate of taxation on Certain lands therein.

Also—

House Bill No. 374:

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

Also—

House Bill No. 539:

A bill to be entitled An Act amending the Charter of the City of Bradenton, Florida, same being Chapter No. 9692, Laws of Florida, Acts of 1923, as same existed at the time of its passage; said Chapter No. 9692 being entitled: "An Act to incorporate the City of Bradenton, in Manatee County Florida, and to provide for its government and prescribe its jurisdiction and powers, and to abolish the present corporation of the City of Bradenton, in Manatee County, Florida," by changing certain sections thereof and adding other sections, and repealing all laws and parts of laws in conflict herewith.

Also—

House Bill No. 725:

A bill to be entitled An Act relating to qualifications of voters in special tax school district elections held in the State of Florida.

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

Very respectfully,

S. W. ANDERSON,

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

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 2, 1933.

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

Sir:

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

Senate Bill No. 188:

A bill to be entitled An Act requiring the City of Lake Butler, Florida, to accept bonds or other indebtedness of said City, whether matured or unmatured, and/or matured interest bond coupons of said City in payment of any General and Special Assessments made by said City prior to the year 1932, in payment of any taxes levied or assessed by said City prior to the year 1932.

Beg leave to report that the same has this day been presented to the Governor for his approval.

Very respectfully,

S. W. ANDERSON,

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

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 2, 1933.

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

Sir:

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

Senate Concurrent Resolution No. 12:

WHEREAS, the Legislature of the State of Florida by a Joint Resolution in 1929 Memorialized Congress, the Federal Bureau of Public Roads and the State Road Department of

Florida to use every possible effort to federalize the Gulf Coast Highway, which is legally known as State Roads 10, 15 and 115.

Beg leave to report that the same has this day been presented to the Governor for his approval.

Very respectfully,

S. W. ANDERSON,

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

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 1, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

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

Senate Bill No. 204:

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

Also—

Senate Bill No. 295:

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

Also—

Senate Bill No. 396:

A bill to be entitled An Act to authorize any bank, banking corporation or trust company resuming operations under the provisions of Chapter 14487, Laws of Florida, Acts of 1929, to set aside, transfer and convey to a Trustee, Corporation or Liquidating Agent selected by the creditors a part or all of the frozen assets of such bank, banking corporation or trust company upon the surrender of the certificates of deposit or other evidence of indebtedness issued by any such bank, banking corporation, or trust company to enable banks to continue business without restrictions.

Also—

Senate Bill No. 210:

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

Also—

Senate Bill No. 164:

A bill to be entitled An Act extending the franchise of Florida Ferry Company to include the construction, maintenance and operation of a toll bridge across the St. Johns River at Jacksonville, Florida, with approaches thereto and granting a franchise therefor; prescribing general specifications for such toll bridge, treating of the cost and operation thereof and incumbrances and securities thereon, and regulating the tolls to be collected on said bridge; providing for the application of tolls so collected and recapture, purchase or acquisition of such toll bridge and franchise by the County of Duval; granting the right of eminent domain; appropriating public rights and rights of the City of Jacksonville; relating to prescribing and continuing toll charges on the present St. Johns River Bridge; and forbidding other bridges, ferries, tunnels or

highways within prescribed limits; and providing for a general referendum to the qualified freeholders of Duval County, Florida, for approval or disapproval of such franchise.

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

Very respectfully,

S. W. ANDERSON,

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

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 2, 1933.

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

Sir:

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

House Bill No. 266:

A bill to be entitled An Act exempting the electors of the City of Miami, Dade County, Florida, otherwise qualified, from the payment of 1932 poll taxes in order to qualify for the municipal elections of that municipality, occurring during the months of May and June, 1933.

Also—

House Concurrent Resolution No. 8:

A Resolution protesting against the contemplated action of Congress in reference to our system of national defense.

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

Very respectfully,

S. W. ANDERSON,

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

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Fla., May 2, 1933.

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

Sir:

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

Senate Bill No. 427:

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

Amendments:

After Section 4, (typewritten bill,) add: "No vendor shall sell or serve such beverage at a bar or counter on the premises where the beverages herein referred to are sold or consumed, but all such beverages shall be served to purchasers only when seated at a table or tables where food may be served. This provision, however, shall not apply to service in hotel rooms occupied and paid for by bona fide guests."

In Section 11, line 3, (typewritten bill,) strike out all after line 3 and insert as follows: "be deposited in the General Revenue Fund".

In Section 14, line 6, (typewritten bill,) strike out the word "street".

In Section 14, line 5, (typewritten bill,) strike out the word "street".

In Section 14, (typewritten bill,) strike out the last two lines of Section 14.

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

Very respectfully,

J. W. TURNER,

Chairman of Committee.

And Senate Bill No. 427, contained in the above report, was ordered to be certified to the House of Representatives.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Chowning—

Senate Bill No. 428:

A bill to be entitled An Act relating to the licensing of motor vehicle operators and chauffeurs and to the liability of certain persons for negligence in the operation of motor vehicles on the public highways and to make uniform the laws relating thereto.

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

By Senator Chowning—

Senate Bill No. 429:

A bill to be entitled An Act relating to public schools, and requiring that all youth not domiciled, but only residing temporarily, within the State, shall pay tuition for attending any public school of the State of Florida.

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

By Senator Bass—

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.

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

By Senator Bass—

Senate Bill No. 431:

A bill to be entitled An Act relating to the right to hunt and fish in resident counties, and the regulation thereof.

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

By Senator Getzen—

Senate Bill No. 432:

A bill to be entitled An Act to amend Section 4011, Compiled General Laws of 1927 and to provide for the interest rates upon small loans.

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

STATE OF FLORIDA
EXECUTIVE DEPARTMENT

Tallahassee, Fla., May 2, 1933.

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

Sir:

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

SENATE CONCURRENT RESOLUTION NO. 12 RELATING TO GULF COAST HIGHWAY.

Respectfully submitted,

DAVE SHOLTZ,

Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., May 1, 1933.

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

Sir:

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

By Senator Watson—

Senate Bill No. 256:

A bill to be entitled An Act to permit the City of Miami to received municipal bonds in payment of taxes assessed prior to the year 1932.

Also passed—

By Senator Watson—
Senate Bill No. 257:

A bill to be entitled An Act permitting municipal improvement liens heretofore assessed by the City of Miami to be payable in bonds.

Also passed—

By Senator Butler—
Senate Bill No. 174:

A bill to be entitled An Act with reference to the St. Johns River Bridge in Duval County, Florida, with reference to the retention of tolls thereon; ordering the St. Johns River Bridge Bond Trustees to use the proceeds of the tolls of the St. Johns River Bridge in Duval County, Florida, for the operation, maintenance and repair of the said bridge and for the purchase and retirement by said Trustees of any outstanding St. Johns River Bridge Bonds to cancel certain outstanding standing bonds for Duval County, Florida, with certain stated moneys; ordering and directing the Trustees of the St. Johns River Bridge Bonds to cancel certain outstanding Duval County Bonds now in their possession and ordering and instructing said Trustees to assign and transfer into the Sinking Funds of certain Duval County, Florida, bond issues administered by the Board of Administration of the State of Florida, other outstanding Duval County, Florida, bonds, now in their possessions; authorizing and directing the Trustees of the St. Johns River Bridge bonds to cancel and surrender to the proper authorities all bonds hereinafter purchased out of funds hereinafter coming into their hands; and making any and all other proper provisions in connection with each and all of the foregoing.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bills Nos. 256, 257 and 174, contained in the above Message, were read by their titles and ordered referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 1, 1933.

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

Sir:

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

By Senator Watson—

Senate Bill No. 168:

A bill to be entitled An Act relating to the Government of the City of Miami and providing for a budget of expenditures.

Also—

By Senator Whitaker—

Senate Bill No. 343:

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

Also—

By Senator Caro—

Senate Bill No. 310:

A bill to be entitled An Act regulating the summons of petit jurors in circuit courts, criminal courts of record, county courts, the court of record in and for Escambia County, Florida, and amending Sections 2786 and 2787 of the Revised General Statutes of Florida.

Also—

By Senator Watson—

Senate Bill No. 318:

A bill to be entitled An Act to abolish the jurisdiction of the City of Hialeah, Dade County, Florida, a Municipal Corporation, over certain lands in Dade County, Florida, and to exclude the same from its Corporate Limits and to repeal all Laws or parts of Laws in conflict therewith.

Also—

By Senator Getzen—

Senate Bill No. 245:

A bill to be entitled An Act abolishing the City of Elfers in Pasco County, Florida, and repealing Chapter 10540 (No. 518),

Special Act of 1925, creating said City, and repealing all Acts amendatory thereof.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bills Nos. 168, 343, 310, 318, and 245, contained in the above Message, were read by their titles and ordered referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 2, 1933.

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

Sir:

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

By Mr. Teague of Franklin—

House Bill No. 751:

A bill to be entitled An Act authorizing the tonging, taking and gathering of oysters from the natural and artificial or planted beds, bars and reefs in Franklin County, Florida, during the month of September of each year, and the possession, transportation and sale of such oysters so taken under the provisions, restrictions, limitations now enforced by law during the open season from October 1st to April 15th of each year, and repealing all laws, general or special, in conflict herewith.

Proof of Publication attached to bill.

Also has passed:

By Mr. Rogers of Broward—

House Bill No. 748:

A bill to be entitled An Act to amend Section 1, of Chapter 12878, Laws of Florida, Acts of 1927, entitled "An Act to amend Section One of Article Four, Section Two of Article Fifteen, Section Eight of Article Twenty, Section Three of Article Twenty-two, Section Three of Article Twenty-five, of an Act passed by the Legislature in the regular session, 1927, and signed by the Governor June 1st, 1927, and entitled 'An Act to abolish the municipality created by Chapter 11519 of the Acts of the Legislature of the State of Florida, approved November 25, 1925, and designated the City of Hollywood, County of Broward, State of Florida, and to create and establish a municipal corporation to be known as the City of Hollywood; to provide a charter for said City; to define its territorial limits; to provide for its government; and to prescribe its jurisdiction,'" and to amend Section 2, Section 9, Section 11 and Section 13, of Article 4, of Chapter 12877, Laws of Florida, Acts of 1927, entitled: "An Act to abolish the municipality created by Chapter 11519 of the Acts of the Legislature of the State of Florida, approved November 25, 1925, and designated the City of Hollywood, County of Broward, State of Florida, and to create and establish a municipal corporation to be known as the City of Hollywood; to provide a charter for said City; to define its territorial limits; to provide for its government; and prescribe its jurisdiction."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 751, contained in the above Message, was read the first time by its title only and referred to the Committee on Game and Fisheries.

House Bill No. 748, contained in the above Message, was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

Also—

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

Tallahassee, Fla., May 2, 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. Butt of Brevard—

House Bill No. 753:

A bill to be entitled An Act to authorize the County Com-

missioners of Brevard County, Florida, to accept bonds or interest coupons or other obligations of said county or other taxing districts within said county at par in payment in part or in full the taxes due on bonds or other debt service obligations of said county or other taxing districts within said county and validating the Acts of the County Commissioners or Tax Collector of Brevard County, Florida, in accepting bonds, interest coupons or other obligations of the County of Brevard or other taxing districts within said county in payment in part or in full the taxes due on debt service obligations of the county, or other taxing districts within said county.

Proof of publication attached to bill.

Also has passed:
By Mr. Smith of Clay—
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.

Proof of publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

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

House Bills Nos. 753 and 750, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., May 2, 1933.

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

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

By Mr. Dickinson of Orange—
House Bill No. 781:

A bill to be entitled An Act to authorize and empower the City of Winter Garden through its City Council or other governing body, to compromise, abate, refund, relinquish, compound, adjust and settle any and all taxes, assessments, liens for local improvements, and any and all interest and penalties thereon, levied and/or assessed upon any property in the City of Winter Garden, Florida, prior to January 1, 1932.

Also has passed—
By Messrs. Knight, Driver and Hancock of Polk—
House Bill No. 776:

A bill to be entitled An Act providing for appointment of Deputy Constables in all Justice of the Peace Districts in all Counties of the State of Florida having a population of not less than seventy thousand (70,000) nor more than one hundred thousand (100,000), according to the last preceding State or Federal Census; providing for their powers, duties, responsibilities and dismissal.

Also has passed—
By Messrs. Zim and Victor of St. Johns—
House Bill No. 775:

A bill to be entitled An Act authorizing the Boards of County Commissioners of Counties of the State of Florida having a population of not less than 18,100 and not more than 18,700, according to the last United States Census of 1930, to levy an additional tax for the Fine and Forfeiture Fund of such Counties, and authorizing the collection of such tax.

By Messrs. Wood of Lee, Collier of Collier, Robineau, Brown and Roberts of Dade—
House Bill No. 762:

A bill to be entitled An Act to prohibit hunting and the discharging of fire-arms upon, from, across and within one-half mile of State Road No. 27, as now designated by the State Road Department of the State of Florida, and commonly known as the Tamiami Trail from the southerly corporation limits of Fort Myers, Florida, to the easterly corporation limits of Coral Gables, Florida, and providing a

penalty for violation of the provisions of this Act.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 781, 776, and 775, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

House Bill No. 762, contained in the above Message, was read the first time by its title only and referred to the Committee on Judiciary "B".

Also—

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

Tallahassee, Fla., May 2, 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. Knight, Hancock and Driver of Polk—
House Bill No. 789:

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

Also has passed—
By Messrs. Sandler, Kilgore and Worth of Hillsborough—
House Bill No. 796:

A bill to be entitled An Act to provide for the incorporation of all of those lands in Hillsborough County, Florida, including in, and platted as, New Suburb Beautiful, North New Suburb Beautiful and West New Suburb Beautiful, according to the plat thereof recorded in Plat Book 10, pages 18 and 41, and Plat Book 11, page 12, public records of Hillsborough County, Florida, as a special sanitary district, providing for the powers and duties of said district in and about the collection and removal of sewage and garbage therein and therefrom, and for the supervision, maintenance and operation of the sewers in said district, providing for the exercise of said powers and duties by a Board of Commissioners to be appointed by the Governor, providing for the making and collection of special assessment against, and creating liens upon lands in said Special Sanitary District for the raising of funds for the purposes of said district, requiring all dwellings in said district to have sewer connections with sewer system in said district, and providing criminal liability for failure to so connect, and providing for the proceedings by which said Special Sanitary District shall become so incorporated as a public municipal corporation to be known as Suburbs Beautiful Special Sanitary District.

Proof of publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 789, contained in the above Message, was read the first time by its title only.

Senator Holland moved that the rules be waived and House Bill No. 789 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 789 was read a second time by title only.

Senator Holland moved that the rules be further waived and House Bill No. 789 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. 789 was read a third time full.

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

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

Nays—None.

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

House Bill No. 796, contained in the above Message, was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

Also—

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

Tallahassee, Fla., May 2, 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. Rogers of Broward—
House Bill No. 745:

A bill to be entitled An Act amending Section 1, abolishing Section 2, amending Section 3, Section 11, Section 12, Section 13, Section 14, Section 16, and Section 17, and abolishing Section 18 and Section 19, of Article 11, of Chapter 12877, Laws of Florida, Acts of 1927, entitled: "An Act to abolish the municipality created by Chapter 11519 of the Acts of the Legislature of the State of Florida, approved November 25, 1925, and designated the City of Hollywood, County of Broward, State of Florida, and to create and establish a municipal corporation to be known as the City of Hollywood; to provide a Charter for said City; to define its territorial limits; to provide for its government; and to prescribe its jurisdiction."

Also has passed—

By Mr. Rogers of Broward—
House Bill No. 747:

A bill to be entitled An Act amending Section 1 and Section 7, of Article 16, amending Section 1 and Section 8, of Article 9, abolishing Article 10, amending Section 1 and Section 5, of Article 20, amending Section 1, of Article 17, amending Section 4, of Article 22 and abolishing Section 10, Article 25, of Chapter 12877, Laws of Florida, Acts of 1927, entitled: "An Act to abolish the municipality created by Chapter 11519 of the Acts of the Legislature of the State of Florida, approved November 25, 1925, and designated the City of Hollywood, County of Broward, State of Florida, and to create and establish a municipal corporation to be known as the City of Hollywood; to provide a Charter for said City; to define its territorial limits; to provide for its government; and to prescribe its jurisdiction."

Also has passed—

By Mr. Rogers of Broward—
House Bill No. 746:

A bill to be entitled An Act amending Article 5, of Chapter 12877, of the Laws of Florida, Acts of 1927, entitled: "An Act to abolish the municipality created by Chapter 11519 of the Acts of the Legislature of the State of Florida, approved November 25, 1925, and designated the City of Hollywood, County of Broward, State of Florida, and to create and establish a municipal corporation to be known as the City of Hollywood; to provide a Charter for said City; to define its territorial limits; to provide for its government; and to prescribed its jurisdiction."

Also has passed—

By Mr. Teague of Franklin—
House Bill No. 752:

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

Proof of publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 745, 747 and 746, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

House Bill No. 752, contained in the above Message, was read the first time by its title only.

Senator Shelley moved that the rules be waived and House Bill No. 752 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 752 was read a second time by title only.

Senator Shelley moved that the rules be further waived and House Bill No. 752 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. 752 was read a third time in full.

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

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

Nays—None.

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

Also—

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

Tallahassee, Fla., May 2, 1933.

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

Sir:

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

By Messrs. Byington and Stewart—

House Concurrent Resolution No. 7:

To provide for the investigation of the affairs of the Merchants Bank and Trust Company, a Florida banking corporation, now and long since defunct in order to obtain information to be used as the basis for recovery of assets and property of the bank through suits at law and in equity by the Comptroller, or his Liquidator, and for other purposes:

WHEREAS, The Merchants Bank and Trust Company of Daytona Beach, Florida, was a banking corporation doing a banking business in Daytona Beach, Volusia County, Florida, until the 12th day of July, 1929, when it closed its doors and was taken over by the Comptroller for the purpose of liquidation, and

WHEREAS, a statement of its condition at its close of business June 29th, 1929, was as follows:

RESOURCES

Loans and Discounts	\$2,208,095.31
Overdrafts	84.69
Banking House	173,869.24
Bonds:	
U. S. Government	330,125.12
N. Y. Stock Exchange	306,329.54
Municipal and Other	231,57.30
Cash and Due from Banks	499,906.26
	<hr/>
	\$3,749,984.46

LIABILITIES

Capital Stock	\$ 100,000.00
Surplus	250,000.00
Undivided Profits	28,953.93
Bills Payable	450,000.00
Deposits	2,921,030.53
	<hr/>
	\$3,749,984.46

and

WHEREAS, on the 30th day of May, 1929, a few days before said bank closed its doors, it undertook and procured a pool loan of \$500,000.00 from several foreign banks, executing a note to the Florida National Bank of Jacksonville in the aggregate sum of Five Hundred Thousand Dollars

(\$500,000.00) and securing the same by pledge and hypothecation of its assets and property, and

WHEREAS, at a later date when the bank was in a precarious and faulting financial condition, certain of its officers and directors deposited or advanced Two Hundred and Fifty Thousand Dollars (\$250,000.00) in the said bank and by resolution took a second lien on all assets and property of the bank for the purpose of securing themselves to the exclusion of the common depositors and creditors, and

WHEREAS, the Merchants Holding Company, a Florida Corporation, in which the officers and directors of the bank owned shares of stock and controlled therein, was operated for the purpose of dealing in investments and securities and property in which the bank or its officers could not directly deal in themselves, and

WHEREAS, it is believed by a large number of citizens, the depositors and common creditors of the Merchants Bank and Trust Company, that many illegal transactions, investments and acts were done and perpetrated by the bank, its officers and directors to the very great loss and detriment of the creditors and depositors, as above set forth, and that special privileges, preferences and liens were had and taken by the officers and directors of the said bank in the assets of the bank contrary to law, and

WHEREAS, the Merchants Bank and Trust Company has been in liquidation continuously since the 12th day of July, 1929, and has failed to pay any common depositor or common creditor any dividend, and has failed to pay the common creditors and common depositors anything at all, and

WHEREAS, a committee should be appointed to investigate the affairs of the Merchants Bank and Trust Company of Daytona Beach, Volusia County, Florida, and advise the people fully and correctly to what extent and manner, if at all, any wrong doings or illegal acts were done by the Merchants Bank and Trust Company, its officers, and directors, within one year before the closing of the bank, and make such report and recommendations as said committee may think proper touching all matters and phases thereof in connection with the subjects hereinbefore mentioned, and in order that the Comptroller of the State of Florida and his liquidator may be fully advised, and that any property or assets illegally taken may be recovered and recaptured, NOW THEREFORE,

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

SECTION 1. That there is hereby established a joint Legislative Committee which shall be composed of one member of the Senate, appointed by the President of the Senate, and two members of the House of Representatives, appointed by the Speaker. The committee shall select its own Chairman.

SECTION 2. The committee is authorized and directed to conduct an investigation of the affairs of the Merchants Bank and Trust Company and all charges, statements and alleged beliefs hereinbefore mentioned, and to ascertain with all convenient speed the circumstances of the taking of any preferences or liens against the assets of said bank, and the activities and transactions of the Merchants Holding Company between the company and bank, its officers and directors, and to ascertain the reason, if any, why no dividends or other thing of value have been paid to the common depositors and creditors of the bank during the three years and nine months that the bank has been in liquidation, and to obtain all such information and carry out the purposes and objects expressed herein and in the preceding paragraph.

SECTION 3. The Committee shall report to the Senate and House of Representatives, not later than five days before adjournment of the present Legislature, the results of its labors, work and investigation, together with such recommendations for legal action for the recovery of assets by way of suit, or otherwise as from the results of said investigation may seem advisable; but, in event the present session of the Legislature shall have adjourned before such investigation is had or finished, then the committee shall file its report and findings in the office of the Comptroller of the State of Florida at such time as it may be complete.

SECTION 4. For the purposes of this resolution, the Comptroller of the State of Florida is hereby authorized to furnish the committee such information and assistance as he may be able to furnish, and the committee is authorized to sit during the sessions, recesses and adjournments, including adjournment sine die of the present Legislature, and at such times and places as to it shall seem suitable and meet, and to hold such conferences and to employ such clerical, stenographic, experts and other assistance as may be necessary, and to require the attendance of such witnesses, and the production of such books, papers and documents, to take such testimony, to have

the same reduced to writing and to administer oaths and affirmations, and providing that oaths and affirmations may be administered by any member of the Committee.

SECTION 5. Subpoena shall be issued under the signature of the Chairman of the committee and shall be served by any person designated by him. Any person summoned as a witness under the authority of this resolution shall obey the same in the same manner as summons issuing from the Circuit Courts of Florida, and in the same manner, as such provisions are applicable to any person summoned as a witness in any of the Circuit Courts of the State of Florida.

SECTION 6. The expenses of the committee, not to exceed Seven Hundred Fifty Dollars (\$750.00), shall be paid from the General Revenue Fund of Volusia County, Florida, upon vouchers approved and signed by the Chairman of the committee.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Concurrent Resolution No. 7, contained in the above Message, was read the first time in full and referred to the Committee on Banking.

Also—

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

Tallahassee, Fla., May 2nd, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

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

By Senator Caro—

Senate Concurrent Resolution No. 8:

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

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

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

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

BE IT RESOLVED BY THE SENATE AND HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA, That we extend to this distinguished citizen our congratulations that he has been able to contribute so abundantly to the true greatness of our State and to laying the sure foundation of the system of higher education of our State on such lofty lines as to insure its future growth; and

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

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

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Concurrent Resolution No. 8, contained in the above Message, was ordered referred to the Committee on Enrolled Bills.

Senator Whitaker moved that Senate Bill No. 203 be re-committed to the Committee on Public Health.

Which was agreed to.

And it was so ordered.

The hour having arrived for the consideration of Senate Bills Nos. 147 and 47, as Special Orders.

Committee Substitute for Senate Bill No. 47:

A bill to be entitled An Act to amend Section 1007, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1281, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1010, Revised General Statutes, being Section 1284, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; to amend Section 1011, Revised General Statutes, as amended by Chapter 8310, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1285, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1012, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1286, Compiled General Laws of Florida, 1927, and to amend Chapter 14657, Acts of 1931, all of said Sections relating to the Operation, Licensing and Taxing of Motor Vehicles, Trailers, Semi-Trailers and Motorcycle Side Cars.

Was taken up in its order.

By unanimous consent Senator MacWilliams withdrew his motion to reconsider the vote by which the following amendment to Committee Substitute for Senate Bill No. 47 was adopted on April 28, 1933:

In Section 5, strike out all after the word "repealed," beginning with the words "provided, however," and ending with and including the word Florida.

By unanimous consent Senator MacWilliams withdrew the following amendment to Committee Substitute for Senate Bill No. 47 which was pending adoption on May 1, 1933:

In Section 3—Sub-section (4) typewritten bill, strike out the words: "The maximum gross weight, including weight of vehicle, of any such single vehicle, singly or in combination, shall not exceed 16,000 pounds, unless specific authority has been obtained from the State Road Department, or the Railroad Commission, or unless each vehicle is equipped with vacuum booster brakes, electric brakes, or air brakes, to safeguard the traveling public, at least six tires in contact with the road, and oversize tires of sufficient dimensions to conserve the public highways which will allow a 20,000 pounds gross load for such vehicle; such gross load to be packed on such vehicle so as not to exceed 550 pounds per inch of tire."

Senator Gary moved that the rules be waived and the Senate do now reconsider the vote by which the following amendment to Committee Substitute for Senate Bill No. 47 failed of adoption on May 1, 1933:

In Section 3 strike out subsection (6) and insert in lieu thereof the following: (6) No four-wheel trailer shall be operated on a public highway outside of the limits of a municipal corporation after December 31, 1933.

Which was agreed to by a two-thirds vote.

And the Senate reconsidered the vote by which the foregoing amendment failed of adoption.

Senator MacWilliams offered the following substitute amendment to Committee Substitute for Senate Bill No. 47:

In Section 3, Sub-Section (6) strike out all of said Sub-section and insert in lieu thereof the following: (6) No four-wheel trailer shall be operated on a public highway outside of the limits of a municipal corporation after December 31, A. D. 1933, carrying a load of more than two thousand (2,000) pounds, including weight of trailer.

Senator MacWilliams moved the adoption of the substitute amendment.

Pending the adoption of the substitute amendment, Senators Murphy and Larson offered the following amendment to the substitute amendment:

After a, insert in "net."

Senator Larson moved the adoption of the amendment to the substitute amendment.

Which was not agreed to.

The question recurred on the adoption of the substitute amendment offered by Senator MacWilliams.

Which was not agreed to.

Senator Shelley offered the following amendment to Committee Substitute for Senate Bill No. 47:

In Section 3, Sub-Section (4), page 16, line 194 (printed bill), strike out the figures "20,000" and insert in lieu thereof the following: "18,000."

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—Mr. President; Senators Anderson, Bass, Butler, Caro, Chowning, Clarke, Dell, Gary, Getzen, Gillis, Gomez, Hilburn, Hodges, MacWilliams, Rose, Shelley, Shivers, Stewart, Turner, Watson.—21.

Nays—Senators Andrews, Beacham, Black, English, Harrison, Holland, Larson, Lewis, Mann, Murphy, Parker, Parrish, Raulerson, Whitaker.—14.

Which was agreed to.

And the amendment was adopted.

Senator Parker offered the following amendment to Committee Substitute for Senate Bill No. 47:

In Section 3, lines 163, 164 and 167 (printed bill), strike out the words: "Together with a penalty of ten per cent of the amount of the tax due" if delinquent more than 30 days by levy and sale in the same manner as under an execution of law on the amount of the tax due.

Senator Parker moved the adoption of the amendment.

Pending the adoption of the amendment Senator Parker moved that the further consideration of the amendment be informally passed.

Which was agreed to.

And it was so ordered.

Senator Holland offered the following amendment to Committee Substitute for Senate Bill No. 47:

On page 27 of printed bill immediately before Section 5 insert the following:

Section 4½: Any weight or load limit set for any vehicle by any section of this Act in excess of 16,000 pounds of gross weight, including weight of such vehicle, shall be held as applying only to highways maintained by the State Road Department and to municipal streets; as to all other highways the maximum load limit for any vehicle shall be 16,000 pounds, of gross weight, including the weight of such vehicle.

Senator Holland moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Holland, Senator MacWilliams offered the following amendment to the amendment:

Amendment to amendment (of Senator Holland):

Strike out "Municipal Streets".

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

Pending the adoption of the amendment to the amendment, Senator Gomez 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 12:11 o'clock P. M.

The Senate emerged from Executive Session at 1:18 o'clock P. M. and resumed its session.

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

Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Hale, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—38.

A quorum present.

Senator Shelley moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 1:20 o'clock P. M. until 10:30 o'clock A. M. Wednesday, May 3, 1933.