

# JOURNAL OF THE SENATE

Monday, May 15, 1933

The Senate convened at 3:00 o'clock P. M. pursuant to adjournment on Friday, May 12, 1933.

The President in the Chair.

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

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

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Friday, May 12, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

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

Senate Chamber,  
Tallahassee, Fla., May 15, 1933.

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

Sir:

Your Committee on Constitutional Amendments, to whom was referred:

Senate Joint Resolution No. 582:

Proposing an Amendment to Article V of the Constitution of Florida relating to the Judiciary by adding thereto an additional Section to be known as Section 45 providing for the reduction of the number of Judicial Circuits of this State and requiring the reapportionment of such Circuits and the Judges thereof.

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

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

And Senate Bill No. 582, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

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

Senate Chamber,  
Tallahassee, Fla., May 15, 1933.

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

Sir:

Your Committee on Constitutional Amendments, to whom was referred:

House Joint Resolution No. 20:

A Joint Resolution proposing an Amendment to Article 10 of the Constitution of the State of Florida by adding thereto an additional Section to be known as "SECTION 7" relating to homestead and exemptions.

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

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

And House Joint Resolution No. 20, contained in the above report, was placed on the Calendar of Bills on second reading.

Also—

Senator MacWilliams, Chairman of the Committee on Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 15, 1933.

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

Sir:

Your Committee on Claims, to whom was referred:

Senate Bill No. 596:

A bill to be entitled An Act cancelling State Road Department Warrant Number 92049 for the sum of \$2,776.48 issued by the Comptroller of Florida upon the Requisition of the State Road Department of Florida to the Pensacola Shipbuilding Company as of March 1st, 1928, and authorizing and directing the issuance and delivery to said Pensacola Shipbuilding Company of a Duplicate Warrant for said amount and directing the several accounting departments of their duties, authority and release from liability because and with regard to compliance herewith.

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

Very respectfully,  
W. A. MacWILLIAMS,  
Chairman of Committee.

And Senate Bill No. 596, contained in the above report, was placed on the Calendar of Bills on second reading.

## INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senators Larson, Hodges and Holland—  
Senate Resolution No. 20:

### SENATE RESOLUTION FOR MOTHER'S DAY

The nation officially fixed May 14th as the day set apart to Mothers. The red carnation worn on that day is to typify the mother is still alive and the white carnation is in memory of the mother who is gone.

All days should be days exemplifying love for motherhood. As we grow older childhood friends scatter away, days melt into years and years bring changes. Only one friend remains steadfast throughout these changing years. That friend is our mother. Her face lined with the wrinkles of care, her hair frosted with the changes of many seasons reflects the glory of God. When near her we feel God's holy presence. Her children may pass through the temple of trouble, sorrow may be their constant companion, disgrace may bow their heads in shame and the world may crucify them on a cross of thorns, but the mother will never forsake them. Her ears will never be deaf to their cries of pain or her hands too tired to go with them through the darkest days and minister to their wants. She is the uncrowned queen of the nation. She is the unpaid servant of the world. She is the gentle unseen martyr of human loves. She is the most faithful of the faithful. She hopes for them after hope is gone. She gives her life that they may live. She is alive that they may be happy. Her children's grief is her grief. Their victories are her victories. May her sorrows cease to be and may we stop for a moment here and countless moments hereafter and pay her a tribute of gratitude. May we place on her head a crown of love and tell her that we love her as in those days long gone when we were little children.

THEREFORE, BE IT RESOLVED That the Senate of Florida order a page in its Journal inscribed with this resolution to Mothers whoever and wherever they be in token of our love for them and re-saying the words of an old Senate Resolution passed by this Senate many years ago exemplifying its thought of her:

M is for the many things she gave me  
O means only that she's growing old  
T is for the tears she shed to save me  
H is for her heart of purest gold  
E is for her eyes with lovelight shining  
R means right and right she will always be.  
Put them all together they spell MOTHER—a word that means the world to me.  
Which was read the first time in full.

## Senate Resolution for Mother's Day

By Senators Larson, Hodges and Holland

### Senate Resolution No. 20

The nation officially fixed May 14th as the day set apart to Mothers. The red carnation worn on that day is to typify the mother is still alive and the white carnation is in memory of the mother who is gone.

All days should be days exemplifying love for motherhood. As we grow older childhood friends scatter away, days melt into years and years bring changes. Only one friend remains steadfast throughout these changing years. That friend is our mother. Her face lined with the wrinkles of care, her hair frosted with the changes of many seasons reflects the glory of God. When near her we feel God's holy presence. Her children may pass through the temple of trouble, sorrow may be their constant companion, disgrace may bow their heads in shame and the world may crucify them on a cross of thorns, but the mother will never forsake them. Her ears will never be deaf to their cries of pain or her hands too tired to go with them through the darkest days and minister to their wants. She is the uncrowned queen of the nation. She is the unpaid servant of the world. She is the gentle unseen martyr of human loves. She is the most faithful of the faithful. She hopes for them after hope is gone. She gives her life that they may live. She is alive that they may be happy. Her children's grief is her grief. Their victories are her victories. May her sorrows cease to be and may we stop for a moment here and countless moments hereafter and pay her a tribute of gratitude. May we place on her head a crown of love and tell her that we love her as in those days long gone when we were little children.

**THEREFORE, BE IT RESOLVED** That the Senate of Florida order a page in its Journal inscribed with this resolution to Mothers whoever and wherever they be in token of our love for them and re-saying the words of an old Senate Resolution passed by this Senate many years ago exemplifying its thought of her:

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Put them all together they spell **MOTHER**—a word that means the world to me.

## Concurrent Resolution No. 14

**By Messrs. Worth, Sandler, Kilgore, Bell, Untreiner, Waller,  
Martin, Bishop and Tomasello**

WHEREAS, the State of Florida can have no loss so great as the loss of its patriotic citizens, and

WHEREAS, on last Saturday, May 13, 1933, death brought to a close the life of public service of that paragon of patriotism and model of public virtue—Charles B. Parkhill—whose life had ever been consecrated to the service of his people and his State. Successively as Senator and County Solicitor from Escambia County, Circuit Judge and Supreme Court Justice, Tampa's City Attorney, Major in the World War and State's Attorney, with the warp of tireless industry and the woof of militant integrity he wove of his life a fabric which tells the story of a lawyer whose advocacy never obscured his sense of public duty, a jurist whose eye never deserted justice impartially administered, a soldier whose patriotism was no less fervid when the bands had ceased to play, a prosecutor whose love of the State and stable government under law inspired a vigor which fees could not have bought, but above it all a Christian gentleman, a loving father, a stalwart citizen—one of God's true noblemen.

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the State of Florida, the Senate concurring, that the Legislature of this State deeply regrets the great loss which has been suffered by the State of Florida in the death of the Honorable Charles B. Parkhill, and

BE IT FURTHER RESOLVED, that a page be set aside in the Journal of each the House and the Senate for the recording of this Resolution, and that a copy of this Resolution certified by the Secretary of State under the great seal of the State which he so dearly loved be furnished to his family.

The question was put on the adoption of the Resolution.  
Which was agreed to.  
And Senate Resolution No. 20 was adopted.

By Senator Parker—  
Senate Resolution No. 21:  
A Resolution extending the privileges of the Senate Chamber to the attaches of the Senate for the purpose of putting on a burlesque session.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF FLORIDA:**

Whereas, it has always been the custom in the past, for the Attaches of the Senate to be given the privilege of the Senate Chamber one night during the Session to have a burlesque session of the Senate, and

Whereas, the Senators heretofore, have always taken an active part in said burlesque session, and

Whereas, it has always been a source of much enjoyment for the Senators, Attaches, and Public, and

Whereas, the 1933 session is rapidly drawing to a close;  
Now, therefore, be it resolved, by the Senate of the State of Florida, that said Attaches be given the privilege of the Senate Chamber on Wednesday night, May 17, for the purpose of having a burlesque session, and

Be it further resolved, that the Senators be requested to be present and cooperate as much as possible in putting on this burlesque session.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 21 was adopted.

**INTRODUCTION OF BILLS AND JOINT RESOLUTIONS**

By Senator Shivers—  
Senate Bill No. 613:

A bill to be entitled An Act relating to the expenditure and disbursement of moneys received and deposited to the general fund of the several counties of the State of Florida, having a population of not less than 3000 and not more than 3500 according to the last preceding Federal census to the incorporated cities and towns in such counties, and conferring certain powers and authority upon the Board of County Commissioners with reference thereto, and repealing Senate Bill No. 479, passed at regular session of Legislature year 1933.

Which was read the first time by its title only.

Senator Shivers moved that the rules be waived and Senate Bill No. 613 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 613 was read a second time by title only.

Senator Shivers moved that the rules be further waived and Senate Bill No. 613 be read a third time in full and put upon its passage

Which was agreed to by a two-thirds vote.

And Senate Bill No. 613 was read a third time in full.

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

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

Nays—None.

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

Senator Shivers moved that Senate Bill No. 479 be recalled from the Governor's office.

Which was agreed to.

And it was so ordered.

By Senator Getzen—  
Senate Bill No. 614:

A bill to be entitled An Act requiring the Board of Public Instruction and the Board of County Commissioners in Pasco County, Florida, to reduce millages in such County for the operation of any and all schools in Pasco County, Florida, and to further provide that all monies derived by such Board of Public Instruction in Pasco County, Florida, from any source other than county ad valorem tax shall be used exclusively for the operation of the schools of Pasco County, Florida.

Which was read the first time by its title only.

Senator Getzen moved that the rules be waived and Senate Bill No. 614 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 614 was read a second time by title only.

Senator Getzen moved that the rules be further waived and Senate Bill No. 614 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 614 was read a third time in full.

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

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

Nays—None.

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

By Senator Getzen—  
Senate Bill No. 615:

A bill to be entitled An Act to create a County Budget Commission in Counties having a population of not more than eleven thousand and not less than ten thousand, by the last preceding State or Federal census; to prescribe the powers, duties and functions of such county budget commission and the qualifications, terms of office and method of appointment or election of members thereof; and to authorize such county budget commission to make and control the budgets of receipts and expenditures of the Board of County Commissioners, Board of Public Instruction, County Welfare Board, Parental Home Board and all other boards, commissions and officials of such counties or of taxing districts (except school districts) situate therein authorized to raise and expend moneys for county or district purposes.

Which was read the first time by its title only.

Senator Getzen moved that the rules be waived and Senate Bill No. 615 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 615 was read a second time by title only.

Senator Getzen moved that the rules be further waived and Senate Bill No. 615 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 615 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Harrison, Hilburn, Hodges, Holland, Larson, Lundy, Mann, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—33.

Nays—None.

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

By Senator Futch—  
Senate Bill No. 616:

A bill to be entitled An Act to be known as the "Salesman's Equal Rights Laws of Florida," providing license exemption for selling and delivering goods, wares, and merchandise of manufacturers, wholesalers, jobbers, or brokers in cities and towns under certain specified conditions.

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

By Senator Gary—  
Senate Bill No. 617:

A bill to be entitled An Act to amend Section 9, of Chapter 4888 Acts of 1901, being Section 778, Revised General Statutes of Florida, 1920, being the same as Section 1002, Compiled General Laws of Florida, 1927, relating to redemption of tax certificates.

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

By Senator Anderson—  
Senate Bill No. 618:

A bill to be entitled An Act prescribing the compensation

of County Judges as Judges of the County Courts and Juvenile Courts of their respective counties in counties in the State of Florida having a population of not more than 31,000 and not less than 29,600, according to the last preceding State or Federal census.

Which was read the first time by its title only.

Senator Anderson moved that the rules be waived and Senate Bill No. 618 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 618 was read a second time by title only.

Senator Anderson moved that the rules be further waived and Senate Bill No. 618 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 618 was read a third time in full.

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

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

Nays—None.

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

By Senator Anderson—  
Senate Bill No. 619:

A bill to be entitled An Act to amend Section 39 of Chapter 9060, Laws of Florida, Acts of 1921, entitled: "An Act to establish the municipality of River Junction, Florida; to authorize and provide for its territorial limits, its jurisdiction, powers, privileges and immunities," by defining who shall be considered qualified electors in said municipality.

Which was read the first time by its title only.

Senator Anderson moved that the rules be waived and Senate Bill No. 619 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 619 was read a second time by title only.

Senator Anderson moved that the rules be further waived and Senate Bill No. 619 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 619 was read a third time in full.

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

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

Nays—None.

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

By Senator Parrish—  
Senate Bill No. 620:

A bill to be entitled An Act relating to primary elections; to prohibit all persons on election days from soliciting votes and from distributing any cards, pictures, literature or other writing designed to influence voters within three hundred feet of any polling place; and to prohibit the transporting of voters to polling places on election days.

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

By Senator Parrish—  
Senate Bill No. 621:

A bill to be entitled An Act to amend Section 3066, Revised General Statutes of Florida, being Section 1847, Compiled General Laws of Florida, 1927, relating to bonds required of clerks of the Circuit Court.

Which was read the first time by its title only.

Senator Parrish moved that the rules be waived and Senate Bill No. 621 be placed on the Calendar of Bills on Second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

By Senator Watson—  
Senate Bill No. 622:

A bill to be entitled An Act to declare, designate and establish as a State road that portion of the original Dixie Highway from its point of intersection with State Road No. 4, 1000 feet north of the natural bridge over Arch Creek in Dade County, Florida, southward and over the said natural bridge and through the town of north Miami to point of intersection with the West Dixie Highway, designated as State Road No. 176.

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

By Senator Watson—  
Senate Bill No. 623:

A bill to be entitled An Act to declare, designate and establish as a State road that certain road beginning at the intersection of State Road No. 4 in the City of Miami, Florida, with northeast Thirteenth Street in said City, run thence easterly along Thirteenth Street to the present County causeway, thence continuing easterly over and across said County causeway and along Fifth Street at Miami Beach, Florida, to the intersection of said Fifth Street with the John H. Levi Highway in Miami Beach, Florida; and provide for the maintenance of said road.

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

By Senator Watson—  
Senate Bill No. 624:

A bill to be entitled An Act to declare, designate and establish as a State road the following road starting at the intersection of State Highway No. 140 (or the John H. Levi highway) with 71st street at Miami Beach, thence west along said 71st street to the Everglades or 79th street causeway, thence westerly over and across said 79th street causeway to Northeast 79th street in the City of Miami, thence continuing west along Northeast 79th street to State Road No. 4, said road to be designated as State Road No. 140-A; and to provide for the maintenance of said road.

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

By Senator Watson—  
Senate Bill No. 625:

A bill to be entitled An Act to declare, designate and establish as a State road the following road: Beginning at the intersection of Northeast 79th street and State Road No. 4, City of Miami, Florida, thence west along Northeast 79th street and Northwest 79th street to a point where Northwest 79th street intersects with Bougainvillee avenue in the City of Miami.

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

By Senator Watson—  
Senate Bill No. 626:

A bill to be entitled An Act to declare, designate and establish as a State road that certain road in Dade County, Florida, now known as Ocean Boulevard from its intersection with State Road No. 140 westward over the inland waterway draw-bridge to point of intersection with State Road No. 4 in North Miami Beach; and to provide for the maintenance of said road.

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

By Senator Watson—  
Senate Bill No. 627:

A bill to be entitled An Act to declare, designate and establish as a State road that certain road beginning at intersection of Ocean Boulevard with State Road No. 4 at North Miami Beach, Florida, thence westward to point of intersection with State Road No. 149, thence westward to point of intersection with State Road No. 26-A.

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

By Senator Bass—  
Senate Bill No. 628:

A bill to be entitled An Act cancelling all outstanding State and County tax certificates not held by individuals covering taxes for the year 1930 and prior years, provided the taxes for 1931 and 1932 current taxes on the property involved are fully paid not later than October 1st, 1933.

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

By Senator Beacham—

Senate Bill No. 629:

A bill to be entitled An Act to encourage the clearing of titles to vacant real estate incumbered by delinquent taxes; to expedite the realization of such delinquent taxes, through acquisition by tax foreclosure and resale of such real estate by a taxing unit; providing that where a taxing unit acquires title to real estate through tax foreclosure, the sale of tax certificates held by other taxing units shall be suspended pending resale of such real estate by the taxing unit acquiring title; requiring the distribution of proceeds of resale among the several taxing units having tax liens thereon, according to priority; and providing that all taxing units may continue to levy taxes upon such real estate, pending such resale.

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

By Senators Caro and Beacham—

Senate Bill No. 630:

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 No. 361 providing for a State Racing Commission, etc., which said bill is an Act of the Legislature of 1931; providing that the said State Treasurer of the State of Florida, when the said moneys have been received and disbursements are to be made, that the said Treasurer of the State of Florida in distributing the moneys to the several Counties of the State of Florida having a population of not less than 50,000 and not exceeding 55,000 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.

Which was read the first time by its title only.

Senator Caro moved that the rules be waived and Senate Bill No. 630 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 630 was read a second time by title only.

Senator Caro moved that the rules be further waived and Senate Bill No. 630 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 630 was read a third time in full.

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

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

Nays—None.

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

By Senator Butler—

Senate Bill No. 631:

A bill to be entitled An Act authorizing, defining and regulating the incorporation and operation of Loan and Investment Companies; authorizing the loaning by such companies of sums of money not exceeding ten per centum of capital and surplus for any single loan and the deduction of interest therefor in advance; authorizing the collection of said loans in monthly installments and the collection of an expense charge of one dollar for each fifty dollars or fraction thereof loaned.

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

Senator Beacham moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 611 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 611:

A bill to be entitled An Act to amend Sections 1, 3, 5, 6, 8 and 18 of An Act entitled "An Act to create and incorporate a special taxing District in Palm Beach County, State of Florida, to be known as Lake Worth Inlet District, embracing all of the land within the following described boundaries, to-wit: 'Beginning at the point of intersection of the Atlantic Ocean with the Township line between Townships 41 and 42 South; thence run West along said Township line and continuing West to the Western boundary of Palm Beach County,

Florida; thence run South along the Western boundary of said Palm Beach County to a point where the Township line between Townships 45 and 46 South, according to the United States Survey, if extended West, would intersect said West line of said Palm Beach County; thence run East to the Township line between Townships 45 and 46 South, and continuing East along said Township line to its intersection with the Range line between Ranges 41 and 42 East; thence North along the Range line between Ranges 41 and 42 East to the point of intersection of said Range line with the Township line between Townships 43 and 44 South; thence run East along the Township line between Townships 43 and 44 South to the Atlantic Ocean; thence run North along the West shore of the Atlantic Ocean to the point of beginning; all being in Palm Beach County, Florida,' and to prescribe the boundaries of said District and to provide for the Government and administration of the same, and to define the powers and purposes of said District and of the Board of Commissioners thereof, and to authorize said Board to construct an inlet in said District to connect the waters of Lake Worth with the Atlantic Ocean and all other works necessary or proper in connection therewith, and to empower said Board to levy and collect taxes upon all the taxable property in said district for said purposes authorized by this Act, and to authorize said Board to borrow money, and to issue and sell bonds to procure money to carry out the provisions of this Act, and to prevent injury to any works, constructed under this Act, and generally to provide for the erection and provide the powers of such district for the construction and maintenance of an inlet in said district connecting the waters of Lake Worth with the Atlantic Ocean." Approved June 4th, 1915, and being Chapter 7081, Laws of Florida, by amending Section 1 of said Chapter 7081 to provide a change in the name of said district to 'Port of Palm Beach;' by amending Section 3 of said Chapter 7081, Laws of Florida, 1915, to provide for the terms of office of commissioners and for the filling of vacancies in the office of commissioner, providing for the election of their successors in office, and providing for the administration and operation of said district, defining and providing certain duties of the Board of Commissioners thereof, providing for the budgeting of expenditures of said district, fixing the liability of the commissioners of said district and prescribing the amount and conditions of their bonds, and fixing the compensation of commissioners and auditing committee; by amending Section 5 of said Chapter 7081, Laws of Florida, 1915, as amended by Chapter 7522, Laws of Florida, 1917, increasing the purpose and scope of said Act to embrace in the declaration of purpose thereof 'The Extension of Commerce of the United States;' by amending Section 6 of said Chapter 7081, Laws of Florida, 1915, as amended by Chapter 7522, Laws of Florida, 1917, to provide and define the power and purpose of said district and said Board of Commissioners thereof, as regards the acquisition, disposition and operation of certain properties and facilities by the Board for said District; and confirming any Acts of the Board of Commissioners heretofore committed in and about the acquisition, disposition and operation of such properties; by amending section 8 of said Chapter 7081, Laws of Florida, 1915, as amended by Chapter 7522, Laws of Florida, 1917, as amended by Chapter 8800, Laws of Florida, 1921, as amended by Chapter 14753, Laws of Florida, 1931, fixing and providing for the assessing, levying and collecting of taxes and fixing and providing the compensation of the Tax Assessor and Tax Collector of Palm Beach County, for the assessing and collecting of taxes levied by said District, and to provide for the manner and time at which funds collected by said Tax Collector shall be remitted to the Treasurer of said District; by amending Section 18 of said Chapter 7081, Laws of Florida, 1915, authorizing the Investment of Sinking Funds of the said district in certain securities and providing for the method of such investment and the sale of such securities; and further amending said Chapter 7081, Laws of Florida, 1915, to authorize the Board of Commissioners of the Port of Palm Beach or their successors to deed, convey or transfer to the United States of America such portion of the property of the said Port of Palm Beach as may be required by the United States of America or any Governmental Department thereof, for the maintenance, operation or improvement of said property or by reason of the adoption, maintenance and improvement of the Lake Worth Inlet by the United States of America pursuant to an Act of Congress; prescribing the security to be required for any bank deposit of said district; authorizing the Board of Commissioners to accept certain bonds and coupons issued by said district for certain taxes due said district and confirming and validating any Acts of the Board of Commissioners regarding such bonds heretofore accepted in the payment of such

taxes and defining the duties of the various tax collecting agencies in this regard and authorizing and directing the Comptroller or the State Treasurer to deliver to said district any bonds held by the Comptroller or the State Treasurer for the account or credit of said District; authorizing the purchase of bonds issued by said district with certain funds received from the collection of certain past due taxes and providing for the manner of the purchase and sale of said bonds by the commissioners of said district.

Was taken up out of its order.

Senator Beacham moved that the rules be further waived and Senate Bill No. 611 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 611 was read a second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 611 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 611 was read a third time in full.

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

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

Nays—None.

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

Senator MacWilliams moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 403 out of its order.

Which was agreed to by a two-thirds vote.

And—

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 optometrists 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.

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

Senator MacWilliams moved that the rules be further waived and Senate Bill No. 403 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 403 was read a third time in full.

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

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Black, Butler, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Hilburn, Hodges, Lundy, MacWilliams, Mann, Murphy, Parker, Raulerson, Shelley, Shivers, Stewart, Turner, Watson, Whitaker—27.

Nays—None.

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

Senator Chowning moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 212 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 212:

A bill to be entitled An Act relating to the practice of Midwifery in the State of Florida; requiring all Midwives to obtain a license and have the same recorded before engaging in the practice of Midwifery; authorizing the State Board of Health to make rules and regulations governing the practice of Midwifery and the issuance of licenses therefor and prescribing a penalty for the violation of this Act.

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

Senator Chowning moved that the rules be further waived and Senate Bill No. 212 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 212 was read a third time in full.

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

Yeas—Senators Anderson, Bass, Butler, Chowning, Clarke, Dell, Getzen, Harrison, Hilburn, Hodges, MacWilliams, Stewart, Turner, Watson, Whitaker—15.

Nays—Mr. President; Senators Andrews, Black, English, Gillis, Holland, Lundy, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers—14.

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

Senator Butler moved that the rules be waived and House Bill No. 5 be recalled from the Committee on Privileges and Elections and placed on the Calendar of Bills on second reading without reference.

Which was agreed to by a two-thirds vote.

And it was so ordered.

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

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 39:

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

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

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

Yeas—Senators Anderson, Bass, Butler, Caro, Chowning, English, Gillis, Harrison, Hilburn, Hodges, Holland, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Shelley, Stewart, Turner, Watson, Whitaker—22.

Nays—Mr. President, Senators Andrews, Dell, Lewis, Lundy, Rose—6.

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

Senator Gillis moved that the Senate do reconsider the vote by which Senate Bill No. 39 passed the Senate.

And the motion went over under the rule.

The hour having arrived for the consideration of Senate Bill No. 442 as a Special Order.

Senate Bill No. 442:

A bill to be entitled An Act making appropriations for the salaries of officers and employees of the State and for the current operating expenses of the departments and branches of the State Government for the annual periods beginning July 1, 1933, and July 1, 1934.

Was taken up and read a third time in full, as amended.

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

Yeas—Mr. President; Senators Anderson, Andrews, Black, Caro, Chowning, Dell, Harrison, Hodges, Holland, Lewis, Parrish, Raulerson, Shelley, Turner, Watson—16.

Nays—Senators Bass, Butler, Clarke, English, Getzen, Gillis, Gomez, Hilburn, Lundy, MacWilliams, Mann, Murphy, Parker, Rose, Shivers, Stewart, Whitaker—17.

So the bill failed to pass.

#### EXPLANATION OF VOTE

I vote "No" because in my opinion the bill does not represent the savings and reductions that should be made in the budget at this time. The appropriation bill was passed without opportunity to consider the same, having been placed on second reading at 11:30 Friday and rushed to third reading the same day and not giving sufficient time to study and propose amendments to the bill.

BERNARD H. ENGLISH.

Senator MacWilliams moved that the Senate do reconsider the vote by which Senate Bill No. 442 failed to pass the Senate.

And the motion went over under the rule.

Senator Stewart moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 456 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 456:

A bill to be entitled An Act relating to the holding of inquests of the dead by Justices of the Peace, abolishing juries in such inquests, providing rules and regulations for holding such inquests, fixing the compensation of the Justice of the Peace for holding such inquest, and repealing Section 6191, Section 6192, Section 6193, Section 6194, Section 6195, Section 6196, Section 6197, Section 6198, Section 6199, Section 6200, Section 6201, Section 6203, Section 6204, Revised General Statutes of Florida, repealing Chapter 8581, Acts of 1921, repealing Chapter 10101, Acts of 1925, repealing Section 6205, Section 6206, Section 6207, Revised General Statutes of Florida.

Was taken up out of its order and read a second time in full. Senator Stewart moved that the rules be further waived and Senate Bill No. 456 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 456 was read a third time in full.

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

Yeas—Mr. President; Senators Andrews, Bass, Black, Butler, Caro, Chowning, Dell, Getzen, Gillis, Gomez, Hilburn, Lundy, MacWilliams, Mann, Shivers, Stewart, Turner, Watson, Whitaker—20

Nays—Senators Anderson, Clarke, English, Parrish, Shelley—5.

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

The following communications from the Governor were received:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE  
May 12, 1933.

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

Sir:

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

Senate Bill No. 370 relating to Columbia County.

Senate Bill No. 459 relating to Ship Canal Authority of Florida.

Very respectfully,  
DAVE SHOLTZ,  
Governor.

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE  
May 12, 1933.

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

Sir:

I have the honor to inform you that on May 12, 1933, I approved the following Act which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 349 relating to DeFuniak Springs.

Very respectfully,  
DAVE SHOLTZ,  
Governor.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., May 15, 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. Worth, Sandler, Kilgore, Bell, Untreiner, Waller, Martin, Bishop and Tomasello—

Concurrent Resolution No. 14:

WHEREAS the State of Florida can have no loss so great as the loss of its patriotic citizens, and

WHEREAS on last Saturday, May 13, 1933, death brought to a close the life of public service of that paragon of patriotism and model of public virtue—Charles B. Parkhill—whose life had ever been consecrated to the service of his people and his State Successively as Senator and County Solicitor from Escambia County, Circuit Judge and Supreme Court Justice, Tampa's City Attorney, Major in the World War and State's Attorney, with the warp of tireless industry and the woof of militant integrity he wove of his life a fabric which tells the story of a lawyer whose advocacy never obscured his sense of public duty, a jurist whose eye never deserted justice impartially administered, a soldier whose patriotism was no less fervid when the bands had ceased to play, a prosecutor whose love of the State and stable government under law inspired a vigor which fees could not have bought, but above it all a Christian gentleman, a loving, father, a stalwart citizen—one of God's true noblemen.

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives of the State of Florida, the Senate concurring, that the Legislature of this State deeply regrets the great loss which has been suffered by the State of Florida in the death of the Honorable Charles B. Parkhill, and

BE IT FURTHER RESOLVED that a page be set aside in the Journal of each the House and the Senate for the recording of this Resolution, and that a copy of this Resolution certified by the Secretary of State under the great seal of the State which he so dearly loved be furnished to his family

And respectfully requests the concurrence of the Senate therein.

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

House Concurrent Resolution No. 14, contained in the above Message, was read the first time in full.

Senator Whitaker moved that the rules be waived and House Concurrent Resolution No. 14 be read a second time in full.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 14 was read a second time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And House Concurrent Resolution No. 14 was adopted.

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

The hour having arrived for the consideration of Senate Bills No. 434, 435 and 436, as Special Orders.

Senate Bill No. 434:

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

Was taken up and read a third time in full.

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

Yeas—Senators Anderson, Bass, Beacham, Butler, Chowning, Clarke, Dell, Getzen, Gillis, Hodges, Holland, Larson, Lundy, MacWilliams, Mann, Parker, Parrish, Raulerson, Rose, Shelley, Sikes, Stewart, Turner, Watson, Whitaker—25.

Nays—Mr. President; Senators Andrews, Gomez, Harrison, Hilburn, Lewis, Murphy—7.

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

Senator Parrish moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 436 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 436:

A bill to be entitled An Act to prohibit the use of arsenic or any of its derivatives or any combination, compound or preparation containing arsenic as a dust or spray on bearing oranges which have been dusted or sprayed with arsenic or orange trees; to define oranges and orange trees under the purview of this Act; to prohibit the sale or transportation of any of its derivatives or any combination, compound or

preparation containing arsenic; to provide for enforcement thereof; and to provide penalties for the violation thereof.

Was taken up out of its order.

Senator Parrish moved that the rules be further waived and Senate Bill No. 436 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 436 was read a second time by title only.

The following Committee Substitute for Senate Bill No. 436:

A bill to be entitled An Act to prohibit the use of arsenic or any of its derivatives or any combination compound or preparation containing arsenic, as a dust or spray on bearing orange trees and bearing tangerine trees; to define oranges and orange trees and tangerines and tangerine trees under the purview of this Act; to prohibit the sale or transportation of oranges and tangerines which have been dusted or sprayed with arsenic or any of its derivatives or any combination, compound or preparation containing arsenic; to provide for enforcement thereof; and to provide penalties for the violation thereof.

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

Senator Parrish moved that the rules be waived and the Committee Substitute for Senate Bill No. 436 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 436 was read a second time by title only.

Senator Parrish moved the adoption of the Committee Substitute for Senate Bill No. 436.

Which was agreed to.

And the Committee Substitute for Senate Bill No. 436 was adopted.

Senator Parrish moved that the rules be further waived and Committee Substitute for Senate Bill No. 436 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 436 was read a third time in full.

Pending roll call, Senator Anderson moved that the hour of adjournment be extended ten minutes.

Which was agreed to.

And it was so ordered.

Pending roll call, Senator Holland moved that the hour of adjournment be further extended ten minutes.

Which was agreed to.

And it was so ordered.

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

Yeas—Senators Anderson, Butler, Caro, Clarke, English, Getzen, Gillis, Hodges, Holland, Larson, Lundy, MacWilliams, Parker, Parrish, Shelley, Shivers, Sikes, Stewart, Whitaker—19.

Nays—Mr. President; Senators Bass, Beacham, Black, Chowning, Gomez, Harrison, Hilburn, Lewis, Murphy, Raulerson, Rose, Turner, Watson—14.

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

Senator Caro moved that the hour of adjournment be further extended ten minutes.

Which was agreed to.

And it was so ordered.

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

Which was agreed to by a two-thirds vote.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

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

Tallahassee, Fla., May 15, 1933.

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

Sir:

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

Committee Substitute for Senate Bill No. 315:

A bill to be entitled An Act to amend Section 913, Compiled General Laws of 1927, same being Section 12 of Chapter 5596, Acts of 1907 of the State of Florida, relating to taxation.

Very respectfully,

FRANK WEBB,  
Chief Clerk House of Representatives.

Committee Substitute for Senate Bill No. 315, contained in the above Message, was read by its title and ordered referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 15, 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 Anderson—

Senate Bill No. 585:

A bill to be entitled An Act relating to the issuance of preferred stock of any bank, banking firm, banking company or trust company providing for the payment of dividends thereon, providing how it may be retired and determining its priority over common stock, limiting the liability of the stockholders of preferred stock and fixing the rights of holders of preferred stock and repealing Senate Bill No. 125, Acts of 1933, approved May 10, and all other laws in conflict therewith.

Very respectfully,

FRANK WEBB,  
Chief Clerk House of Representatives.

Senate Bill No. 585, contained in the above Message, was read by its title and ordered referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 15, 1933.

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

Sir:

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

By Senator Holland—

Senate Bill No. 314:

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

Also has passed—

Committee Substitute for Senate Bill No. 313:

A bill to be entitled An Act prescribing additional duties of County Commissioners and Clerks of the Circuit Court, in their respective counties of the State of Florida in connection with the recording and indexing of chattel mortgages, bills of sale, conditional bills of sale, retain title contracts, or any other instrument affecting the title to personal property.

Very respectfully,

FRANK WEBB,  
Chief Clerk House of Representatives.

Senate Bill No. 314 and Committee Substitute for Senate Bill No. 313, 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 15, 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 Whitaker—

Senate Bill No. 329:

A bill to be entitled An Act to regulate the manufacture, sale, possession, control, prescribing, administering, dispensing, compounding, mixing, cultivation and growth of narcotic drugs in the State of Florida; to define certain words and phrases as used in this Act, to make it unlawful to manufacture, possess, have under control, sell, prescribe, administer, dispense or compound any narcotic drug, except as authorized

by this Act; to make it unlawful to manufacture, compound, mix, cultivate grow, or by any other process to produce or prepare narcotic drugs, or as a wholesaler to supply the same, without having first obtained a license to do so from the State Board of Health except in the case of physicians and others specifically exempted therefrom; to provide for and regulate the issuance of licenses therefor by the State Board of Health; to designate the persons to whom licensed manufacturers or wholesalers may sell and dispense narcotic drugs but only upon official written orders; to make lawful the possession and control of narcotic drugs obtained as authorized by this Act; to regulate such sales and to require the keeping of proper records thereof; to regulate the administering, dispensing and use of narcotic drugs obtained under the provisions of this Act; to provide for and to regulate the sale and dispensing of narcotic drugs by apothecaries, upon written prescriptions of physicians, dentists and veterinarians; to make lawful the sale of stocks of narcotic drugs in pharmacies upon discontinuance of dealings in said drugs, to manufacturers, wholesalers and apothecaries upon official written orders; to provide for sales by apothecaries, upon official written orders, to physicians, dentists and veterinarians of limited quantities of narcotic drugs and solutions thereof for medical purposes; to authorize and to regulate the prescribing, administering, dispensing, mixing or otherwise preparing of narcotic drugs by physicians and dentists in good faith and in the course of their professional practices only, and the administering of the same by nurses and internes under their direction; to authorize and to regulate the prescribing, administering and dispensing of narcotic drugs by veterinarians in good faith and in the course of their professional practices only and the administering of the same by assistants or orderlies under their supervision; to require the return to physicians, dentists and veterinarians of the unused portions of narcotic drugs procured from them under the preceding sections; to provide for cases which shall be exceptions and exemptions from the operation of this Act; and to impose conditions upon such exceptions and exemptions; to require the keeping of records by every physician, dentist, veterinarian and other persons authorized to administer and professionally use narcotic drugs, of such drugs received and of such drugs administered, dispensed and professionally used by him, and to define what shall constitute a sufficient compliance with this requirement in certain cases, and to dispense with the keeping of such records in certain cases; to require the keeping of records by manufacturers and wholesalers of all narcotic drugs compounded, mixed, cultivated, grown, produced, prepared, received and disposed of by them; to require the keeping of records by apothecaries of all narcotic drugs received and disposed of by them; to require every person who purchases for resale, or who sells narcotic drug preparations exempted by Section 8 of this Act, to keep a record of all such preparations received, sold or disposed of; to authorize and direct the State Board of Health to prescribe the form of records required under this Act; to require such records to contain certain prescribed information; to require the retention of such records for a period of two years from the date of the transaction recorded; to provide that the keeping of records required by the Federal narcotic laws containing substantially the same information as required under this Act shall constitute compliance with said section, with certain exceptions herein contained; to require that whenever a manufacturer sells and dispenses a narcotic drug, and whenever a wholesaler sells and dispenses a narcotic drug prepared by him, he shall affix a label thereon containing certain specific information, and prohibiting any person except an apothecary to make such distribution to hospitals, and that it may destroy alter, deface, or remove such label, to require that whenever an apothecary sells or dispenses any narcotic drug on a prescription issued by a physician, dentist, or veterinarian, said apothecary shall affix to the container a label containing certain specified information, and to prohibit the altering, defacing or removing of any label so affixed so long as any of the original contents remains; to provide that the person to whom or for whose use, and the owner of any animal for whose use any narcotic drug has been prescribed, sold or dispensed, may lawfully possess such drug only in the container in which it was delivered to him by the person selling or dispensing it; to except from the application of this Act restricting the possession and control of narcotic drugs, common carriers and warehousemen, and their employees, while engaged in lawfully transporting or storing such drugs, public officers and employees in the performance of their official duties requiring possession or control of narcotic drugs, and certain other persons; to define a common nuisance under this Act and to prohibit the maintenance of the same; to provide for the forfeiture of all narcotic drugs coming into the custody of peace officers

where the lawful possession of the same cannot be established or the title thereto ascertained, and for the destruction and disposal of the same to provide that the Court decreeing the forfeiture of such drugs may upon application of the State Board of Health order forfeited narcotic drugs delivered to said State Board of Health for official distribution to hospitals for medicinal use; to provide that the State Board of Health may or deliver to the United States Commissioner of Narcotics excess stocks of such drugs; to require the keeping by the State Board of Health of certain records pertaining to the receipt and disposal of narcotic drugs under this Section; to provide for the revocation and suspension of licenses and registrations of physicians, dentists, veterinarians, manufacturers, wholesalers, and apothecaries convicted of the violation of any provision of this Act and for reinstatement of the same; to authorize the inspection by certain officers of prescriptions, orders and records required by this Act, and stocks of narcotic drugs, and to prohibit the divulging by such officers of knowledge so obtained except in the cases provided for; to provide for the enforced confinement and treatment of any person found upon proceedings had in conformity with the provisions of this Act to be such a habitual user of narcotic drugs as to endanger the public morals, health, safety or welfare, and of any person so far addicted to the use of narcotic drugs as to have lost the power of self control over his addiction; to provide for the commitment by any Court of competent jurisdiction of a defendant in a criminal action or proceeding of such defendant for enforced confinement and treatment in a public hospital or institution under medical supervision, designated by the State Board of Health, when such defendant is a habitual user of narcotic drugs; to provide for the stay of further criminal proceedings and for deferring the imposition of sentence pending discharge of the patient from treatment in accordance with the preceding Section, to provide for the commitment of drug addicts upon voluntary application, to such institutions, to prohibit obtaining or attempting to obtain narcotic drugs or the administration thereof by fraud, deceit, misrepresentation or subterfuge, by the forgery or alteration of a prescription or written order or by the use of a false name or a false address; to prohibit the willful making of any false statement in any prescription order, report or record required by this Act; to provide that no person shall for the purpose of obtaining a narcotic drug falsely assume the title of, or represent himself to be a manufacturer, wholesaler, apothecary, physician, dentist, veterinarian, or other authorized person, to prohibit the forging of a prescription or written order, or the uttering of a false or forged prescription or written order for narcotic drugs; to prohibit the affixing of any false or forged label to a package or receptacle containing any narcotic drugs; to provide that it shall not be necessary in any complaint, information or indictment, or in any proceeding brought for the enforcement of any provision of this Act to negative any exception to or exemption from the same; to provide that the burden of providing such exceptions and exemptions shall be upon the defendant; to make it the duty of the State Board of Health, its officers, agents, inspectors, and representatives, of all peace officers and prosecuting attorneys to enforce this Act, except provisions thereof which specifically delegate such enforcement; to provide that such officers shall cooperate with agencies charged with the enforcement of narcotic laws of this State or other States, and of the United States, to provide for and to prescribe the punishments which may be imposed for violations of this Act; to provide that acquittal or conviction under the Federal Narcotic Laws shall be a bar to prosecution for the same act under this Act; to provide that the invalidity or unconstitutionality of any provision of this Act shall not affect the remaining provisions thereof; to state the general purposes of this Act; to designate the short title thereof, and for other purposes.

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

Senate Bill No. 329, contained in the above Message, was read by its title and ordered referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 12, 1933.

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

Sir:

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

By Senator Andrews—  
Senate Bill No. 171:

A bill to be entitled An Act requiring licenses for the operation, maintenance, opening or establishment of Stores in this State; prescribing the license and fees to be paid therefor, and the disposition thereof, and the powers and duties of the Comptroller of the State of Florida and the Tax Collectors of the several Counties of the State in Connection therewith, and prescribing penalties for the violation thereof.

Which amendments read as follows:

Amendment No. 1:

In Section 3, line 13, strike out the word "application," and insert the following: "applicant".

Amendment No. 2:

Strike out sub-sections 3, 4, 5 and 6 and insert in lieu thereof the following:

"(3) Upon each store in excess of fifteen, but not to exceed thirty, the annual license fee shall be twenty dollars for each such additional store.

(4) Upon each store in excess of thirty, but not to exceed fifty, the annual license fee shall be thirty dollars for each such additional store.

(5) Upon each store in excess of fifty, but not to exceed seventy-five, the annual license fee shall be forty dollars for each such additional store.

(6) Upon each store in excess of seventy-five the annual license fee shall be fifty dollars for each such additional store."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bill No. 171, contained in the above Message, was read by its title, together with House Amendments thereto.

Senator Andrews moved that the Senate do not concur in House Amendment No. 1 to Senate Bill No. 171.

Which was agreed to.

And the Senate refused to concur in House Amendment No. 1 to Senate Bill No. 171.

Senator Andrews moved that the Senate do not concur in House Amendment No. 2 to Senate Bill No. 171.

Which was agreed to.

And the Senate refused to concur in House Amendment No. 2 to Senate Bill No. 171.

Senator Andrews moved that the House of Representatives be requested to recede from House Amendments to Senate Bill No. 171.

Which was agreed to.

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

Senator Caro moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 596 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 596:

A bill to be entitled An Act cancelling State Road Department Warrant Number 92049 for the sum of \$2776.48 issued by the Comptroller of Florida upon the requisition of the State Road Department of Florida to the Pensacola Shipbuilding Company as of March 1st, 1928, and authorizing and directing the issuance and delivery to said Pensacola Shipbuilding Company of a duplicate warrant for said amount and directing the several accounting departments of their duties, authority and release from liability because and with regard to compliance herewith.

Was taken up out of its order and read a second time in full. Senator Caro moved that the rules be further waived and Senate Bill No. 596 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 596 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, Caro, Chowning, Dell, English, Gary, Getzen, Gillis, Hilburn, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—32.

Nays—None

So the bill passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1933 session of the Florida Legislature, and the same was ordered certified to the House of Representatives.

By unanimous consent, Senator Getzen withdrew Senate Bill No. 182.

Senator Parrish moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 435 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 435:

A bill to be entitled An Act to repeal Chapter 11844 of the Acts of Florida of 1927 as amended by Chapter 14485 of the Acts of Florida of 1929, said Chapter 11844 being entitled "An Act to prohibit the use of arsenic or any of its derivatives or any combination compound or preparation containing arsenic, as a fertilizer or spray on bearing citrus trees; to prohibit the sale or transportation of citrus fruit containing any arsenic; and to provide for enforcement thereof."

Was taken up out of its order and read a second time in full retaining its place on the Calendar as a Special Order, on third reading.

Senator Sikes moved that the hour of adjournment be further extended fifteen minutes.

Which was not agreed to

Senator Gillis moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 6:00 o'clock P. M. until 10:30 o'clock A. M., Tuesday, May 16, 1933.