

JOURNAL OF THE SENATE

Friday, April 5, 1935

The Senate convened at 11:00 o'clock A. M. pursuant to adjournment on Thursday, April 4, 1935.

The President in the Chair.

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

Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Stalley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervan, Tillman, Touchton, Turner, Watson—37.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Thursday, April 4th, was corrected, and as corrected was approved.

The President announced the appointment of Senators Tervan and Butler on the Committee on Public Utilities.

Senator Futch was excused from attendance upon the session today.

REPORTS OF COMMITTEES

Senator Gillis, Chairman of the Committee on Rules & Calendar, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 4, 1935

Hon. William C. Hodges,
President of the Senate.

Sir:

Your committee on Rules & Calendar respectfully report and recommend that Senate Bill No. 123 Entitled "An Act regulating the allowance of the exemption of Homesteads from taxation, and prescribing the duties of county and city officials and taxpayers with reference thereto," be made a special order for consideration immediately upon its introduction.

Respectfully submitted,
D. STUART GILLIS, Chairman
W. A. MACWILLIAMS
J. J. PARRISH
T. G. FUTCH
HENRY S. MCKENZIE

Senator Gillis moved that the foregoing report of the Committee on Rules & Calendar be adopted.

Which was agreed to.

And the report of the Committee on Rules & Calendar was adopted.

Senator Gillis, Chairman of the Committee on Rules & Calendar, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 4, 1935

Hon. William C. Hodges,
President of the Senate.

Sir:

Your committee on Rules & Calendar beg leave to submit the following special rule and recommend its adoption, to-wit: That Rule VII be amended to read as follows:

RULE VII

All Senate bills of a general nature and Joint Resolutions, which in the opinion of the President involve material changes in existing law or as to which he has any doubt as to their constitutionality shall be by him referred to a judiciary committee and to some other appropriate committee of the Senate. All other such bills shall be referred directly to the appropriate committee for recommendation. Reference to judiciary com-

mittees solely shall be considered a reference for recommendation upon the merits or otherwise. When a bill or resolution is referred to a judiciary committee and some other committee, the judiciary committee shall examine the same as to two questions only i.e., as to the constitutionality of the measure, and in what respect it affects existing law, and shall attach its finding in writing to such bill or resolution and promptly transmit the same to the other committee named in the reference, the latter to report to the Senate its recommendation as to whether the same should or should not pass, and such report shall be made within the same period as required by Section 4 of Senate Rule VI, and the period shall run from the date of the reference of such bill to such committee when directly referred or when ordered by a judiciary committee.

Very respectfully,

D. STUART GILLIS, Chairman
W. A. MACWILLIAMS
J. J. PARRISH
T. G. FUTCH
HENRY S. MCKENZIE

Senator Gillis moved that the foregoing report of the Committee on Rules & Calendar be adopted.

Which was agreed to.

And the report of the Committee on Rules & Calendar was adopted.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.

Sir:

Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 4, being a bill to be entitled An Act redistricting the State of Florida into Judicial Circuits, and providing for the appointment of Circuit Judges, and repealing existing laws in conflict with the provisions of this Act.

Beg leave to report as follows:

(1) That said Bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

(2) That said Bill proposes to change existing law by providing for the redistricting of the State of Florida into Judicial Circuits to meet the requirements of the Constitutional Amendment to Article V of the Constitution of Florida, ratified in the General Election held in November, 1935.

In the opinion of the committee the Title should be amended to contain a provision with reference to designation of a Senior Judge as provided in Section 17 of the Bill.

Very respectfully,

S. L. HOLLAND,

Chairman of Committee

And Senate Bill No. 4, contained in the above report, was re-referred to the Committee on Judicial Re-Appportionment.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.

Sir:

Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 54, being a bill to be entitled An Act to authorize the admission of women as students in the School of Pharmacy in the University of Florida, and to declare their qualifications, rights and privileges as students.

Beg leave to report as follows:

(1) That said Bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.

April 5, 1935

JOURNAL OF THE SENATE

33

(2) That said Bill does not change existing law, in that Section 791, Compiled General Laws, 1927, Chap. 10288, Acts 1925, prescribes the qualifications necessary to admit women to enroll as students in the University of Florida.

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

And Senate Bill No. 54, contained in the above report, was re-referred to the Committee on State Institutions.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.

Sir:
Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 59, being a bill to be entitled An Act providing a system of Old Age Pensions, providing a method of determining the persons entitled to such pension and a method of classifying such persons; establishing the powers and duties of the Board of County Commissioners of the several counties of this State in classifying resident's applications for pensions, and approving or disapproving such applications for pensions; creating a State Old Age Pension Board and defining its powers and duties; providing a penalty for wilfully and knowingly making any false statement in claiming or applying for such pension.

Beg leave to report as follows:

(1) That the constitutionality of this Bill is, in the opinion of the Committee, aided by its legal investigator, questionable, because of the provisions of Article XIII, Section 3 of the Constitution, requiring that the respective counties of the State shall provide in the manner prescribed by law for those of the inhabitants that, by reason of age, infirmity or misfortune, may have claims upon the aid and sympathy of society.

This Bill provides for the payment of the costs and expenses of the State Old Age Pension Board out of the State Treasury, and the payment of pensions granted thereunder out of the Old Age Pension Fund.

(2) That said Bill proposes to change existing law by enacting a new law providing for the payment of Old Age Pensions to persons entitled thereto under the provisions of the Bill.

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

And Senate Bill No. 59, contained in the above report, was re-referred to the Committee on Pensions & Claims.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.

Sir:
Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 65, being a bill to be entitled An Act to provide for a re-registration of all voters for all elections to be held in the State of Florida in the year 1936 and subsequent years, except in those counties in which biennial registration is now required by law.

Beg leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by in effect repealing Section 364, Compiled General Laws of Florida, and requiring a re-registration of all voters for all elections to be held in the year 1936 and subsequent years, except in those counties and voting precincts in which biennial registration is now required by Sections 366 and 367 Compiled General Laws of Florida.

Said bill also provides that the registration books may be kept open not later than thirty days before any election.

Attention is called to the fact that the Title of this bill is not as broad as the bill, in that the Title excepts only counties in which biennial registration is now required, whereas the bill excepts counties and voting precincts in which biennial registration is now required by Sections 366 and 367 Compiled General Laws of Florida.

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

3-S. B.

And Senate Bill No. 65, contained in the above report, was re-referred to the Committee on Privileges & Elections.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.

Sir:
Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 10, being a bill to be entitled An Act amending Section 778 of the Revised General Statutes of 1920, also known as Section 1002 of the Compiled General Laws of 1927, so as to abolish the penalty of eight per centum as a condition to redeeming from a tax sale certificate after publication of notice of application for a tax deed.

Beg leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by eliminating from said section the provision for collection of a penalty of eight per cent upon the amount necessary to redeem any tax certificates, fees and costs prior to the issuance of tax deed.

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

And Senate Bill No. 10, contained in the above report, was re-referred to the Committee on Finance & Taxation.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.

Sir:
Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 17, being 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.

Beg leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

(2) Said bill proposes to change existing law by amending the existing citrus maturity act so as to impose higher standards of maturity in cases of tangerines and grapefruit; likewise changing the assessment for maturity inspection service. The bill likewise vests the rule making power in connection therewith in the "Florida Citrus Commission," and the enforcement power in the Commissioner of Agriculture.

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

And Senate Bill No. 17, contained in the above report, was re-referred to the Committee on Citrus Fruits.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.

Sir:
Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 6, being a bill to be entitled An Act relating to taxation and the effect of tax deeds and foreclosure of tax certificates, deeds and liens, upon restrictions and covenants running with the land that are contained in the chain of title.

Beg leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by enacting a new law providing that restrictions and covenants running with the land shall not be affected by tax deeds and foreclosure of tax certificates, deeds and liens, but shall survive and be enforceable by the grantee in any tax deed or master's deed upon foreclosure, his heirs and assigns.

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

And Senate Bill No. 6, contained in the above report, was re-referred to the Committee on Finance & Taxation.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.
Sir:

Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 61, being a bill to be entitled An Act prescribing additional duties to be performed by the State Attorney of each and every Judicial Circuit in the State of Florida.

Beg leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by enacting a new law requiring State's Attorneys to advise, consult with, and in the event of litigation, to represent without charge any person in an action for damages by reason of adulteration or deficiency of the constituent elements in fertilizing elements, under Section 3815, Compiled General Laws of Florida.

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

And Senate Bill No. 61, contained in the above report, was re-recommended to the Committee on Judiciary "A."

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.
Sir:

Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 2, being a bill to be entitled An Act to provide compensation for employees for disability or death resulting from an injury out of or in the course of employment, and for other purposes.

Beg leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by creating a Workmen's Compensation Act applicable to all persons employed by the State and all political subdivisions thereof, except officers elected at the polls, and all public and quasi-public corporations therein, and all private employments in which three or more employees are regularly employed in the same business or establishment, except domestic and agricultural and horticultural farm labor.

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

And Senate Bill No. 2, contained in the above report, was re-referred to the Committee on Labor & Industry.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.
Sir:

Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 16, being a bill to be entitled An Act to stabilize and protect the citrus industry of the State of Florida and to promote the general welfare of such industry and of the State of Florida; to create a State Citrus Commission of the State of Florida to be known as "Florida Citrus Commission"; to provide for the appointment and payment of expenses of the members of such Commission and to prescribe the powers, duties and functions of such Commission and the qualifications and terms of office of members thereof; to create seven citrus districts to be numbered one to seven; to provide for the adoption by said Commission of rules, regulations and orders necessary and proper for an effective administration and enforcement of this Act; to protect and enhance the reputation of Florida citrus fruit in domestic and foreign markets; to regulate the inspection, grading and marking of citrus fruit; to prohibit the shipping of citrus fruit in violation of this Act; to prescribe the powers and duties of the Commissioner of Agriculture of the State

of Florida in the enforcement of this Act; to provide for judicial review of protests made in connection with any rules, regulations or orders adopted pursuant to this Act; to provide for the levy and collection of assessments and the disbursement thereof; to provide for inspection and inspection services; and to provide penalties for violations of the provisions of this Act and any rule, regulation or order promulgated thereunder.

Beg leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by enacting new law creating the "Florida Citrus Commission" composed of eleven members named by the Governor, three from the State at large, and eight from defined citrus districts. The bill outlines the powers, duties and functions of such Commission, including in general the rule making authority in the enforcement of citrus regulatory laws. The bill likewise states the qualifications and terms of office of members. The bill likewise empowers the Commission to regulate the inspection, grading and marking of citrus fruit, and sets up the machinery for a general standardization of the citrus fruit marketed from the State of Florida. The bill provides that the Commissioner of Agriculture shall be the enforcement officer under said standardization system, and provides for the levy and collection of assessments to pay the cost of said standardization and inspection system.

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

And Senate Bill No. 16, contained in the above report, was re-referred to the Committee on Citrus Fruits.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.
Sir:

Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 22, being a bill to be entitled An Act relating to the purchase, handling, sale and accounting of sales of citrus fruit grown in the State of Florida; to prevent fraud and deception therein; to provide for the licensing and bonding of citrus fruit dealers; to prescribe certain powers and duties of the Commissioner of Agriculture of the State of Florida in the administration and enforcement of this Act; and to prescribe penalties for the violations of the provisions of this Act.

Beg leave to report as follows:

(1) That said bill is, in the opinion of the committee, aided by its legal investigator, constitutional.

(2) That said bill proposes to change existing law by enacting new law requiring the licensing and bonding of all citrus fruit dealers for the protection of growers and others with whom such citrus fruit dealers may deal in the handling of citrus fruit. The bill puts on the Commissioner of Agriculture the duty of enforcing the Act and gives him the power to cancel licenses after hearing.

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

And Senate Bill No. 22, contained in the above report, was re-referred to the Committee on Citrus Fruits.

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

Senate Chamber,
Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
President of the Senate.
Sir:

Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 20, being A bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida Citrus Industry and of the State of Florida by promoting the sale of tangerines produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such tangerines; to levy and impose an excise tax on tangerines produced in Florida and to provide for the collection thereof; to create a tangerine advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said commission here-

under; and to provide penalties for violations of this Act.
 Beg leave to report as follows:

- (1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
- (2) That said bill proposes to change existing law by enacting new law imposing an excise tax on tangerines produced in Florida, and creating a tangerine advertising fund from said excise tax to be expended by the "Florida Citrus Commission" in increasing the consumption of Florida tangerines.

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

And Senate Bill No. 20, contained in the above report, was re-referred to the Committee on Citrus Fruits.

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

Senate Chamber,
 Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
 President of the Senate.

Sir:

Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 19, being A bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida Citrus Industry and of the State of Florida by promoting the sale of grapefruit produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such grapefruit; to levy and impose an excise tax on grapefruit produced in Florida and to provide for the collection thereof; to create a grapefruit advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said commission hereunder; and to provide penalties for violations of this Act.

Beg leave to report as follows:

- (1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
- (2) That said bill proposes to change existing law by enacting new law imposing an excise tax on grapefruit produced in Florida, and creating a grapefruit advertising fund from said excise tax to be expended by the "Florida Citrus Commission" in increasing the consumption of Florida oranges.

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

And Senate Bill No. 19, contained in the above report, was re-referred to the Committee on Citrus Fruits.

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

Senate Chamber,
 Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
 President of the Senate.

Sir:

Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 18, being a bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida Citrus Industry and of the State of Florida by promoting the sale of oranges produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such oranges; to levy and impose an excise tax on oranges produced in Florida and to provide for the collection thereof; to create an orange advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder; and to provide penalties for violations of this Act.

Beg leave to report as follows:

- (1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
- (2) That said bill proposes to change existing law by enacting new law imposing an excise tax on oranges produced in Florida, and creating an orange advertising fund from said excise tax to be expended by the "Florida Citrus Commission" in increasing the consumption of Florida oranges.

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

And Senate Bill No. 18, contained in the above report, was re-referred to the Committee on Citrus Fruits.

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

Senate Chamber,
 Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
 President of the Senate.

Sir:

Your Committee on Judiciary "A", to whom was referred, under Senate Rule VII, Senate Bill No. 21, being A bill to be entitled An Act to protect the owners of registered field boxes, crates, receptacles or containers used in the production, harvesting, transportation and selling of fruits and vegetables and their by-products; to provide for the registration of brands thereof, and defining certain offenses and remedies in connection with the unauthorized and unlawful possession and use thereof; to provide against the obliteration, defacing, removing or changing of such registered brands; to provide and define the legal use of possession of such branded and registered field boxes, crates, containers or receptacles, and prescribing penalties for the violation of the provisions hereof.

Beg leave to report as follows:

- (1) That said bill is, in the opinion of the Committee, aided by its legal investigator, constitutional.
- (2) That said bill proposes to change existing law by enacting new law protecting the owners of registered field boxes used in the production, harvesting, transportation, and sale of fruits and vegetables; and provides for the registration of brands of such field boxes, and defines offenses and remedies in connection with the unauthorized and unlawful possession and use of such; likewise providing against the changing of brands upon such field boxes.

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

And Senate Bill No. 21, contained in the above report, was re-referred to the Committees on Agriculture & Live Stock and on Citrus Fruits, jointly.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,
 Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
 President of the Senate.

Sir:

Your Committee on Pensions and Claims, to whom was referred:

Senate Bill No. 28:

A bill to be entitled An Act for the relief of Samuel F. Lusk for his necessary and actual expenses incurred and paid by him because of serious bodily injuries sustained by him, both temporary and permanent, without any fault of his own, while serving in line of duty as a citrus fruit inspector in the Department of Agriculture of the State of Florida.

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

Very respectfully,
 CLAYTON C. BASS,
 Chairman of Committee.

And Senate Bill No. 28, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Bass, Chairman of the Committee on Pensions & Claims, submitted the following report:

Senate Chamber,
 Tallahassee, Fla., April 4, 1935.

Hon. Wm. C. Hodges,
 President of the Senate.

Sir:

Your Committee on Pensions and Claims, to whom was referred:

Senate Bill No. 34:

A bill to be entitled An Act granting a pension to Mrs. Lillias C. Leath, widow of James M. Leath, who received a pension until his death on July 17th, 1932, under the general pension law.

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

Very respectfully,
 CLAYTON C. BASS,
 Chairman of Committee.

And Senate Bill No. 34, contained in the above report, was placed on the Calendar of Bills on second reading.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Fla., April 5, 1935.

Hon. Wm. C. Hodges,
President of the Senate.

Sir:

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

Senate Bill No. 1:

A bill to be entitled An Act to provide that all County Tax Collectors in the State of Florida shall keep the tax books open for the collection of taxes levied and assessed for the year 1934 until the first day of July, A. D. 1935.

Amendment No. 1:

Strike out Section 1 and insert in lieu thereof:

Section 1. That the several County Tax Collectors of the several Counties of the State of Florida shall keep the tax books open for the collection of all State and County taxes assessed for the year 1934 until and inclusive of the first day of June, 1935, during which time such taxes shall be collected without penalty, and after which said date of June 1st, 1935, the said several Tax Collectors shall proceed according to law.

Amendment No. 2:

In the Title, strike out the words First day of July, and insert in lieu thereof the following: First day of June.

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

The following communication from Senator Raulerson was received and read:

"Senator C. F. Raulerson of the 33rd Senatorial District in response to requests of the citizens of his county sent to him through Hon. W. R. Jackson of Fort Pierce takes pleasure in presenting at this time to the Hon. Wm. C. Hodges, President of the Senate, in a spirit of friendship of the people of his district, a gavel, the head of which is made of black mangrove and pigeon wood and the handle of which is made of china-berry and ironwood and all of which woods are grown in St. Lucie County, Florida. The woods of the handle are symbolical of the duties he will be required to perform and of the spirit of the man. The duties of his office at times will be as delicate as the most delicate china and when necessity requires the ironwood will typify his iron will and unflinching devotion to the people.

In response to this request of his people the Senator from the 33rd takes pleasure in presenting this gavel as the symbol of his authority and moves that this be made a part of the Senate Journal."

Which was agreed to and it was ordered.

The President accepted the gavel with an expression of his appreciation.

INTRODUCTION OF RESOLUTIONS AND CONSIDERATION OF SENATE RESOLUTIONS

By Senator McArthur—
Senate Resolution No. 5:

WHEREAS, since the last convening of this Honorable Body Almighty God in His Divine Wisdom has seen fit to take from among us our honored and beloved member, the Honorable James Bailey Stewart, late a Senator from the 16th District of Florida, who by his courage, courtesy, integrity and distinguished ability, had endeared himself to all who knew him, either in person, or by reputation, a man whom we all admired and loved, and in whose counsel and wisdom we had learned to confide. Who, to his friends was always fair, to his opponents eminently fair and considerate, and who in his devotion to every duty, was firm and unswerving.

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

BE IT FURTHER RESOLVED That in the death of our late co-worker, Nassau County, the 16th Senatorial District, the State of Florida, and this Body have lost a true friend, a most valuable citizen, an able counselor, and outstanding statesman.

BE IT FURTHER RESOLVED That these resolutions be spread upon the Journal of the Senate, and a copy of these

resolutions be transmitted by the Secretary of the Senate to the bereaved widow of our beloved co-worker.

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. 5 was adopted.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senators Rose and Hodges—

Senate Bill No. 123:

A bill to be entitled An Act regulating the allowance of the exemption of homesteads from taxation, and prescribing the duties of county and city officials and taxpayers with reference thereto.

Which was read the first time by title only.

Senator Rose asked unanimous consent of the Senate to take up and consider Senate Bill No. 123 at this time.

Which was agreed to.

Senator Rose moved that the rules be waived and Senate Bill No. 123 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 123 was read the second time by title only.

Senator Rose moved that the rules be further waived and Senate Bill No. 123 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 123 was read the third time in full.

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

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Terwin, Tillman, Touchton, Turner, Watson—36.

Nays—None.

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

EXPLANATION OF VOTE

The following explanation of vote was filed with the Secretary.

We vote for the bill but with serious question as to its Constitutionality, although in complete sympathy with the purpose of the bill.

D. STUART GILLIS,
S. L. HOLLAND,
W. A. MacWILLIAMS.

By Senator Rose—

Senate Bill No. 124:

A bill to be entitled An Act abolishing all Ad Valorem taxes for State purposes and State Agencies except the one mill school tax.

Which was read the first time by title only and referred to the Committees on Judiciary "A" and Finance & Taxation in the order named.

By Senator Parrish—

Senate Bill No. 125:

A bill to be entitled An Act relating to municipalities, and providing that no money judgment or decree shall be a lien upon the property thereof; that no fieri facias shall issue on such judgment; and repealing all laws in conflict herewith.

Which was read the first time by title only and referred to the Committees on Judiciary "B" and Cities & Towns in the order named.

By Senator Parrish—

Senate Bill No. 126:

A bill to be entitled An Act requiring an oath or affirmation to be taken, subscribed to, and filed by principals, supervising principals, supervisors and teachers in the Public Schools of this State; and by Professors, Instructors, and Teachers in any University, College, or Normal School in this State, which is supported in whole or in part by public funds; prescribing the oath or affirmation to be so taken; providing that contracts of employment of such principals, supervising principals, supervisors, teachers, professors, or instructors, shall be invalid unless such oaths be first taken, subscribed to, and filed; and providing penalties for the violation of the provisions of this Act.

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

By Senator Butler—
Senate Bill No. 127:

A bill to be entitled An Act to promote the objects of The National Housing Act by authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, and Trustees and other fiduciaries, to make loans pursuant to Titles I and II of The National Housing Act, and by authorizing Banks, Savings Banks, Trust Companies, Building and Loan Associations, Insurance Companies, Trustees and other fiduciaries, the State of Florida and its political subdivisions, and institutions and agencies thereof, to invest in mortgages insured, and in debentures issued, by The Federal Housing Administrator, and to invest in securities of National Mortgage Associations, and to use such securities as collateral or deposit security where required or permitted by statute.

Which was read the first time by title only and referred to the Committees on Judiciary "B", and Internal Affairs in the order named.

By Senators Clarke, Butler, Sikes and Holland—
Senate Bill No. 128:

A bill to be entitled An Act to correct errors and omissions which occurred in the drafting and enactment of the Probate Act, and to amend Section 35, Section 58, Section 72, Section 74, Section 93, Section 97, Section 115, Section 123, Section 149, Section 151, and Section 187, of Chapter 16,103, Laws of Florida, Acts of 1933, Repeal Section 2765 of the Revised General Statutes of Florida, and Chapter 9283, Laws of Florida, Acts of 1923, and re-enact Section 2675 of the Revised General Statutes of Florida.

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

By Senator Butler—
Senate Bill No. 129:

A bill to be entitled An Act for the relief of the H. & W. B. Drew Company in the matter of the statutory expenses incurred by the State Equalizer of Taxes prior to the Legislation abolishing that office.

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

By Senators Holland, Bass, Futch, MacWilliams, Mann, Murphy, Pannill, Parrish, Sikes, Tervin, Tillman, Touchton, Watson, Gomez, McKenzie, Lewis, Nordman, McArthur, Turner, Smith (14th), and Parker—

Senate Bill No. 130:

A bill to be entitled An Act to amend Sections 2407, 178, 5712, 5711, Revised General Statutes of the State of Florida, 1920, being also published respectively, as Sections 3816, 214, 7935, 7934, Compiled General Laws of Florida, 1927; and further to amend Section 2401 Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 10128, Acts 1925, being also published as Section 3810, Compiled General Laws of Florida, 1927; and further to amend Section 2405 Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 9128, Acts 1923; and as further amended by Section 3, Chapter 10128, Acts 1925, being also published as Section 3814, Compiled General Laws of Florida, 1927; and further to amend Section 2406 Revised General Statutes of the State of Florida, 1920, as amended by Section 4, Chapter 10128, Acts 1925, being also published as Section 3815, Compiled General Laws of Florida, 1927; and further to amend Sections 2416, 2417, 2418, 2419, Revised General Statutes of the State of Florida, 1920, being also published respectively, as Sections 3826, 3827, 3828, and 3829, Compiled General Laws of Florida, 1927; and further to amend Section 2398, Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 9127, Acts 1923, and further amended by Section 2, Chapter 10128, Acts 1925, and Section 1, Chapter 14510, Acts 1929, extra Session, being also published as Section 3807, Compiled General Laws of Florida, 1927; and further to amend Sections 2402 and 5710, Revised General Statutes of the State of Florida, 1920, also published respectively as Sections 3811 and 7933, Compiled General Laws of Florida, 1927; relating to and defining commercial fertilizer, mixed fertilizer and fertilizer materials; defining various fertilizer elements and ingredients and forms of commercial fertilizer; defining certain terms and words used in the Act; providing for registration and analysis of commercial fertilizer, as in the Act defined, and the duty of the State Chemist and others with reference thereto; providing for the taking of special samples by purchasers and official samples by or

under the direction of the State Chemist or the Commissioner of Agriculture; providing the formula for and the method and procedure of analyzing and reporting the analysis of commercial fertilizer, as herein defined, by the State Chemist; prohibiting the sale or offer of sale of pulverized leather, hair or wool waste as a commercial fertilizer or as an ingredient thereof, except under certain conditions, and prescribing a penalty for the violation of the provisions thereof; providing for a lawful variation from the guaranteed analysis and defining deficiency analysis and excess analysis; requiring reports designating agents; providing for guaranteed analysis of commercial fertilizer, as in this Act defined, and the requirements as to form and contents of the statement of the guaranteed analysis; providing for the classification, and guaranteed analysis of cottonseed meal and penalty for the violation of the provision thereof; providing for the labeling of commercial fertilizer, as in this Act defined, and for registration of brands and changes thereof and for the payment of registration fees and penalties for failure to comply therewith; defining major and minor penalties, prescribing the degree or extent of the penalty in each case and prescribing the method of collection; providing penalties for misrepresentation of commercial fertilizer and the elements and ingredients thereof.

Which was read the first time by title only and referred to the Committees on Citrus Fruit and Agriculture & Live Stock, jointly.

By Senator Tervin—
Senate Bill No. 131:

A bill to be entitled An Act to amend Section 385 of the General Compiled Laws of Florida, 1927, relating to the filing fee of candidates for public office.

Which was read the first time by title only and referred to the Committees on Judiciary "B" and Privileges & Elections in the order named.

By Senator Tervin—
Senate Bill No. 132:

A bill to be entitled An Act to amend Section 318 of the Compiled General Laws of Florida, relating to the printing of proposed Constitutional Amendments upon the ballot.

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

By Senator Tervin—
Senate Bill No. 133:

A bill to be entitled An Act authorizing the several prosecuting officers of this State to swear or affirm voluntary witnesses appearing before them and providing punishment for false testimony or information, and authorizing such officers to recognize witnesses.

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

By Senator Tervin—
Senate Bill No. 134:

A bill to be entitled An Act amending Section 5142 of the Revised General Statutes of Florida providing for punishment for larceny of automobiles and other motor vehicles and providing for verdicts or pleas of guilty for the lesser offense defined by Section 5259 Revised General Statutes of 1920.

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

By Senator Tervin—
Senate Bill No. 135:

A bill to be entitled An Act to provide for the insurance of all public buildings of the State of Florida and of the several counties of the State of Florida and of the public school buildings; and to create a sinking fund commission, and to provide its duties.

Which was read the first time by title only and referred to the Committees on Judiciary "B" and Insurance in the order named.

By Senator Butler—
Senate Bill No. 136:

A bill to be entitled An Act making it a felony to wilfully give aid, comfort, food, clothing, shelter or assistance to or harbor an escaped State convict and prescribing the punishment therefor.

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

By Senator Butler—
Senate Bill No. 137:

A bill to be entitled An Act making it a felony to aid, assist,

counsel, hire or procure a State Convict to escape and prescribing the punishment therefor.

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

By Senator McKenzie—
Senate Bill No. 138:

A bill to be entitled An Act for the relief of S. S. Owens and wife, Matilda Owens, Marie Miotke Gorton, J. D. Hardee and wife, Mary Hardee, D. C. McGrady and wife, Maude McGrady, Jennie L. Smith a widow, Ruth Tipton Appleby, and providing appropriation to compensate them for the loss of their children who were killed in a school bus accident in Putnam County, Florida owing to the culpable negligence of the school bus driver.

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

By Senator McKenzie—
Senate Bill No. 139:

A bill to be entitled An Act providing for an allowance in the form of a pension to W. M. Holloway, and making an appropriation to take care of such an allowance or pension.

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

By Senators Smith (29th), Murphy, Pannill and Touchton—
Senate Joint Resolution No. 140:

A Joint Resolution proposing to amend Article V of the Constitution of the State of Florida by Repealing Section 23 thereof and proposing to amend Section 6 of Article VIII of the Constitution of the State of Florida, both relating to constables.

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

That the following amendments to the Constitution of the State of Florida be, and the same are hereby agreed to and shall be submitted to the electors of the State of Florida at the next general election to be held on the first Tuesday after the first Monday in November, A. D. 1936, for ratification or rejection:

Section 23 of Article V of the Constitution of the State of Florida is hereby repealed.

Section 6 of Article VIII of the Constitution of the State of Florida is hereby amended so as to read as follows:

"Section 6. The Legislature shall provide for the election by the qualified electors in each county of the following county officers: a Clerk of the Circuit Court, a Sheriff, a County Assessor of Taxes, a Tax Collector, a Superintendent of Public Instruction and a County Surveyor. The term of office of all county officers mentioned in this Section shall be for four years. Their powers, duties and compensation shall be prescribed by law. The Legislature shall provide by law for the care and custody of all county funds and shall provide the method of reporting and paying out all such funds.

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

By Senator Sweger—
Senate Bill No. 141:

A bill to be entitled An Act providing for the definition and meaning of the word "physician" whenever and wherever the same appears in any and all of the Laws of the State of Florida, heretofore or hereafter enacted, when unaccompanied by a limiting or descriptive word or phrase denoting some particular kind or type of "physician," and providing for the repeal of all laws and parts of laws in conflict herewith in so far as same conflict herewith.

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

By Senator Sweger—
Senate Bill No. 142:

A bill to be entitled An Act to amend Section 2 of Chapter 12005, Laws of Florida, Acts of 1927, relating to the registration and application for certificate of registration and fee to be paid therefor of every person now engaged in the practice of medicine, osteopathy, chiropractic, naturopathy, midwifery, and other medical and/or material systems of healing and every other person hereafter duly licensed to practice the same, and to amend Section 4 of Chapter 12005, Laws of Florida, Acts of 1927, relating to the mailing of application blanks for registration to, and form of blanks for registration of, every person now engaged in the practice of medicine, osteopathy, chiropractic, naturopathy, midwifery, and other medical and/or material systems of healing and every other person

hereafter duly licensed to practice the same, and to amend Section 5 of Chapter 12005, Laws of Florida, Acts of 1927, relating to the duty of the Secretary of State Board of Health to issue certificates of registration to any duly licensed physician, osteopath, chiropractor, naturopath, midwife, and others duly licensed by any State Board to practice the medical and/or material healing art.

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

By Senator Sweger—
Senate Bill No. 143:

A bill to be entitled An Act to amend Section 7, of Chapter 8415, Laws of Florida, 1921, as amended by Section 3 of Chapter 12285, Laws of Florida, Acts of 1927, relating to the recording of license of, and registration of, all persons licensed by the State Board of Medical Examiners to practice medicine, and providing for the clerk's fee for recording said license, and providing for the reports to the Secretary of the State Board of Health by the Clerk of each county of all certificates registered by him.

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

By Senator Sweger—
Senate Bill No. 144:

A bill to be entitled An Act to amend Section 12 of Chapter 8415, Laws of Florida, Acts of 1921, relating to the powers of the State Board of Medical Examiners, and to prosecutions for violation of the provisions of said chapter.

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

Senator Gomez moved that the hour of adjournment be extended thirty (30) minutes.

Which was agreed to and it was so ordered.

By Senator Sweger—
Senate Bill No. 145:

A bill to be entitled An Act to amend Section 1 of Chapter 16087, Laws of Florida, Acts of 1933, relating to the definition and meaning of the words and phrases "person", "physician", "dentist", "veterinarian", "manufacturer", "wholesaler", "apothecary", "hospital", "laboratory", "sale", "coca leaves", "opium", "cannabis", "narcotic drugs", "Federal narcotic laws", "official written order", "special written order", "dispense", and "registry number", as used in said Chapter 16087, Laws of Florida, Acts of 1933, unless the context otherwise requires.

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

By Senator Sweger—
Senate Bill No. 146:

A bill to be entitled An Act to amend Section 6 of Chapter 8415, Laws of Florida, Acts of 1921, as amended by Section 2 of Chapter 12285, Laws of Florida, Acts of 1927, relating to application for license to practice medicine and admission to examination by the State Board of Medical Examiners.

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

By Senator Sweger—
Senate Bill No. 147:

A bill to be entitled An Act to amend Section 14 of Chapter 8415, Laws of Florida, Acts of 1921, as amended by Section 6 of Chapter 12285, Laws of Florida, Acts of 1927, relating to the definition of the practice of medicine and exempting certain persons from the provisions of said Chapter 8415, Laws of Florida, Acts of 1921, as amended.

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

By Senator Sweger—
Senate Bill No. 148:

A bill to be entitled An Act concerning liens for money due physicians, drugless practitioners, dentists, nurses, and hospitals, for services rendered for the relief and cure of injuries caused by the fault or neglect of other persons, on claims and rights of actions accruing to such injured persons by reason of such injuries, and defining and stating the meaning of certain words and phrases for the provisions of this Act.

Which was read the first time by title only and referred to the Committees on Judiciary "C" and Public Health, in the order named.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, April 5, 1935.

Hon. Wm. C. Hodges,
President of the Senate.

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

House Concurrent Resolution No. 2:

By Mr. Getzen of Sumter County:

WHEREAS, the President of the United States, Honorable Franklin D. Roosevelt, is now vacationing and visiting in the State of Florida and in the territory adjacent thereto, and

WHEREAS, the Florida Legislature now in session deems it an honor and a privilege to have as its guest our President, the Honorable Franklin D. Roosevelt, to attend this, the regular session of the Florida Legislature and to address the membership thereof in joint session in the Chamber of the House of Representatives, and

WHEREAS, it is the desire and wish of the membership of the Florida Legislature now in session in Tallahassee, Florida, to extend a most cordial invitation to our President of the United States, Honorable Franklin D. Roosevelt.

BE IT THEREFORE RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING, that the President of the United States of America, Honorable Franklin D. Roosevelt, now vacationing and visiting within the boundaries of the State of Florida and territories adjacent thereto, be, and he is cordially invited to attend the present regular session of the Legislature of the State of Florida, and to address the membership of the Florida Legislature in the Chamber of the House of Representatives at a time convenient to him.

BE IT FURTHER RESOLVED, that a joint committee composed of two members of the House of Representatives to be appointed by the Speaker thereof, and one member of the Florida State Senate to be appointed by the President of the Florida State Senate, and two members who are citizens of Florida to be appointed by the Honorable Dave Sholtz, Governor of Florida, to extend in person a most cordial invitation to the President of the United States of America, the Honorable Franklin D. Roosevelt.

BE IT FURTHER RESOLVED, that the membership of the joint committee herein provided shall do all things necessary in the carrying out of the provisions of this Resolution and that the said joint committee is authorized, empowered and directed to take such and all steps necessary for the entertainment and the preparation for the attendance of the Honorable Franklin D. Roosevelt, President of the United States of America, during his remaining time he shall spend in the State of Florida, including such necessary arrangements during the visit of the Honorable Franklin D. Roosevelt, President of the United States of America, while en route to the City of Tallahassee, during his visit in the city of Tallahassee, and such other time as he may spend in the State of Florida.

BE IT FURTHER RESOLVED, that a copy of these resolutions under the Great Seal of the State of Florida, be delivered in person to the Honorable Franklin D. Roosevelt, President of the United States of America, by this committee appointed hereunder.

BE IT FURTHER RESOLVED, that a copy of these resolutions be spread upon the Journals of the House of Representatives and of the Florida State Senate upon a page dedicated to the President of the United States of America.

BE IT FURTHER RESOLVED, that a copy of these Resolutions be furnished to the press.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
WELDON G. STARRY,
Chief Clerk House of Representatives.

House Concurrent Resolution No. 2, contained in the above message, was read the first time in full.

Senator Gomez asked unanimous consent of the Senate to take up and consider House Concurrent Resolution No. 2 at this time.

Which was agreed to by a two-thirds vote.
And House Concurrent Resolution No. 2 was read the second time in full.

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

And House Concurrent Resolution No. 2 was adopted.
And the action of the Senate was ordered immediately certified to the House of Representatives.

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

Tallahassee, Florida, April 5, 1935.

Hon. Wm. C. Hodges,
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 Mr. Getzen, of Sumter County.

Memorial No. 1.

A Memorial to be entitled a Memorial to the Congress of the United States, requesting the immediate passage of appropriate legislation for the payment and cancellation of interest charges upon the United States Veterans service adjusted certificates.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
WELDON G. STARRY,
Chief Clerk House of Representatives.

House Memorial No. 1, contained in the above message, was read the first time in full and went over under the rule.

Senator Black moved that the rules be waived and when the Senate adjourn, it adjourn to reconvene on Monday, April 8th, 1935, at 3:30 o'clock P. M.

Which was agreed to by a two-thirds vote and it was so ordered.

Senate Concurrent Resolution No. 3 was taken up in its order and the consideration of same was informally passed.

Senate Concurrent Resolution No. 4 was taken up in its order and the consideration of same was informally passed.

House Concurrent Resolution No. 1:

"A Concurrent Resolution Renewing the Concession of the Tallahassee Post of the American Legion Auxiliary for the Sale and Dispensation of Soft Drinks, Confections, Sandwiches, etc., in the Lobby of the State Capitol during the 1935 Session of the Florida Legislature"

WHEREAS, the Legislature of 1933 granted to the ladies of the American Legion Auxiliary at Tallahassee, Florida, the privilege of conducting a cold drink stand in the lobby of the Capitol during the 1933 Session for the sale of cold drinks, confections, sandwiches, cigars, etc., the profits derived from same to be used for the patriotic and charitable purposes for which the American Legion and its Auxiliary stands, and

WHEREAS, the operation and conduct of said concession during the 1933 Session of the Legislature was in all respects satisfactory, and in consideration thereof the ladies of the said American Legion Auxiliary Post have requested a renewal of said concession by the Legislature of 1935 for the same purposes, to the same extent and with the same reservations as were applicable to the operation of the concession heretofore, Now Therefore,

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

That the ladies of the American Legion Post located at Tallahassee, Florida, be and they are hereby granted the concession to operate at a place in the lobby to be designated by the Speaker of the House upon the advice of the President of the Senate, in behalf of and for the uses and purposes of the American Legion Auxiliary, a cold drink stand and concession incidental thereto upon the same terms and conditions and with the same limitations as the same was operated during the 1933 Session of the Legislature, this Resolution to take effect immediately.

Was taken up in its order and read the second time in full. The question was put on the adoption of the Resolution.

Which was agreed to.
And House Concurrent Resolution No. 1 was adopted.
And the action of the Senate was ordered to be immediately certified to the House of Representatives.

Senate Bill No. 37 was taken up in its order and the consideration of same was informally passed.

Senate Bill No. 94:
A Bill to be entitled An Act to establish a Municipal Court in and for the City of Lake City, Florida, to be known as the Municipal Court of Lake City, Florida; providing for the election of a Judge thereof; prescribing the manner in which a person may qualify as a candidate for election to said office; providing for a judge to act in the place of said Municipal Judge when the Judge of said Court shall be unable to act, or be disqualified for any reason to perform the duties of such Judge; Providing for the manner in which the Judge of said

House Concurrent Resolution No. 2

By Mr. Getzen

WHEREAS: The President of the United States, Honorable Franklin D. Roosevelt, is now vacationing and visiting in the State of Florida and in the territory adjacent thereto, and

WHEREAS: The Florida Legislature now in session deems it an Honor and a Privilege to have as its guest our President, the Honorable Franklin D. Roosevelt, to attend this, the regular session of the Florida Legislature and to address the membership thereof in joint session in the Chamber of the House of Representatives, and

WHEREAS: It is the desire and wish of the membership of the Florida Legislature now in session in Tallahassee, Florida to extend a most cordial invitation to our President of the United States, Honorable Franklin D. Roosevelt.

BE IT THEREFORE RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING: That the President of the United States of America, Honorable Franklin D. Roosevelt, now vacationing and visiting within the boundaries of the State of Florida and territories adjacent thereto, be, and he is cordially invited to attend the present regular session of the Legislature of the State of Florida, and to address the membership of the Florida Legislature in the Chamber of the House of Representatives at a time convenient to him.

BE IT FURTHER RESOLVED: That a joint committee composed of two members of the House of Representatives to be appointed by the speaker thereof, and one member of the Florida State Senate to be appointed by the President of the Florida State Senate, and two members who are citizens of Florida to be appointed by the Honorable Dave Sholtz, Governor of Florida, to extend in person a most cordial invitation to the President of the United States of America, the Honorable Franklin D. Roosevelt.

BE IT FURTHER RESOLVED: That the membership of the joint committee herein provided shall do all things necessary in the carrying out of the provisions of this Resolution and that the said joint committee is authorized, empowered and directed to take such and all steps necessary for the entertainment and the preparation for the attendance of the Honorable Franklin D. Roosevelt, President of the United States of America, during his remaining time he shall spend in the State of Florida, including such necessary arrangements during the visit of the Honorable Franklin D. Roosevelt, President of the United States of America, while en route to the City of Tallahassee, during his visit in the City of Tallahassee, and such other time as he may spend in the State of Florida.

BE IT FURTHER RESOLVED: That a copy of these resolutions under the Great Seal of the State of Florida, be delivered in person to the Honorable Franklin D. Roosevelt, President of the United States of America by this committee appointed hereunder.

BE IT FURTHER RESOLVED: That a copy of these resolutions be spread upon the Journals of the House of Representatives and of the Florida State Senate upon a page dedicated to the President of the United States of America.

BE IT FURTHER RESOLVED: That a copy of these resolutions be furnished to the Press.

Court shall be elected; prescribing the qualifications of said Judge, his term of office and compensation.
Was taken up in its order.

Senator Smith (14th) moved that the rules be waived and Senate Bill No. 94 be read the second time by title only.
Which was agreed to by a two-thirds vote.
And Senate Bill No. 94 was read the second time by title only.

Senator Smith (14th) asked unanimous consent of the Senate to take up and consider Senate Bill No. 94 at this time.
Which was agreed to.
And Senate Bill No. 94 was read the third time in full.

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

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

Nays—None.
So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 95:

A Bill to be entitled An Act providing that in all counties of the State of Florida having a population of not less than 14,000 and not more than 14,050, according to the Federal census of 1930, candidates for election to the Board of County Commissioners, and candidates for election as members of the County Board of Public Instruction shall be nominated from the county at large instead of by districts.
Was taken up in its order.

Senator Smith (14th) moved that the rules be waived and Senate Bill No. 95 be read the second time by title only.
Which was agreed to by a two-thirds vote.
And Senate Bill No. 95 was read the second time by title only.

Senator Smith (14th) asked unanimous consent of the Senate to take up and consider Senate Bill No. 95 at this time.
Which was agreed to.
And Senate Bill No. 95 was read the third time in full.

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

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

Nays—None.
So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 96:

A Bill to be entitled An Act to cancel and set aside, abolish and declare null and void any and all tax certificates now held by the City of Lake City, Columbia County, Florida, for and in the behalf of the City of Lake City, which have not been sold or transferred to a person, firm, partnership or corporation; providing the duties of the Tax Collector, Tax Assessor, Clerk of the City of Lake City in Columbia County, Florida, in carrying out the provisions of this Act; providing for the cancellation of such certificates on all lands in the City of Lake City; providing also that any and all lands in the boundaries of the City of Lake City, Florida, which do not receive benefits from any tax assessments heretofore levied shall be excluded from further tax assessments and levies for any purpose whatsoever, and providing for the enforcement of this Act and providing penalties for violation of this Act.
Was taken up in its order.

Senator Smith (14th) moved that the rules be waived and Senate Bill No. 96 be read the second time by title only.
Which was agreed to by a two-thirds vote.
And Senate Bill No. 96 was read the second time by title only.

Senator Smith (14th) asked unanimous consent of the Senate to take up and consider Senate Bill No. 96 at this time.
Which was agreed to.
And Senate Bill No. 96 was read the third time in full.

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

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

Nays—None.
So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 97:

A Bill to be entitled An Act providing for the election of the City Attorney of Lake City, Florida, prescribing his qualifications, duties, compensation, place and term of residence.
Was taken up in its order.

Senator Smith (14th) moved that the rules be waived and Senate Bill No. 97 be read the second time by title only.
Which was agreed to by a two-thirds vote.
And Senate Bill No. 97 was read the second time by title only.

Senator Smith (14th) asked unanimous consent of the Senate to take up and consider Senate Bill No. 97 at this time.
Which was agreed to.
And Senate Bill No. 97 was read the third time in full.

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

Yeas—Mr. President; Senator Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

Nays—None.
So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 98:

A Bill to be entitled An Act to provide that payment of poll taxes shall not be a prerequisite to the right to vote in municipal elections to be held in Lake City, Florida, during the year A. D. 1935.
Was taken up in its order.

Senator Smith (14th) moved that the rules be waived and Senate Bill No. 98 be read the second time by title only.

Which was agreed to by a two-thirds vote.
And Senate Bill No. 98 was read the second time by title only.

Senator Smith (14th) asked unanimous consent of the Senate to take up and consider Senate Bill No. 98 at this time.
Which was agreed to.
And Senate Bill No. 98 was read the third time in full.

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

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

Nays—None.
So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 99:

A Bill to be entitled An Act to provide for a method or means of electing the members of the City Commission of the City of Lake City, Florida; providing for the dates or time for holding said elections; providing for the terms of office of the said Commissioners; providing for the term of office of the Mayor-Commissioner of said city; providing for the election and designation of a Mayor-Commissioner and providing for the compensation of said Mayor-Commissioner; providing for a means and method of designating a Mayor-Commissioner pro tem; requiring said Commissioners to call elections so as to carry out the terms of this Act and providing for the duty of the Mayor-Commissioner to preside over meetings of the said Commissioners.

Was taken up in its order.

Senator Smith (14th) moved that the rules be waived and

Senate Bill No. 99 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 99 was read the second time by title only.

Senator Smith (14th) asked unanimous consent of the Senate to take up and consider Senate Bill No. 99 at this time.

Which was agreed to.

And Senate Bill No. 99 was read the third time in full.

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

Yeas—Mr. President; Senators Adams, Bass, Beacham,

Beall, Black, Butler, Clarke, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

Nays—None.

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 Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:12 o'clock P. M. until 3:30 o'clock P. M. Monday, April 8, 1935.