

JOURNAL OF THE SENATE

Monday, May 13, 1935

The Senate convened at 3:30 o'clock P. M., pursuant to adjournment on Saturday, May 11, 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, Futch, 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, Terwin, Tillman, Touchton, Turner, Watson—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Saturday, May 11th, was corrected, and as corrected was approved.

REPORTS OF COMMITTEES

Senator Savage, Chairman of the Committee on Judiciary "C", submitted the following report.

Senate Chamber,
Tallahassee, Fla., May 11, 1935.

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

Sir:

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

Senate Bill No. 588:

A bill to be entitled An Act to be known as Land Recovery Act, providing a time limit for redemption of real property from the lien of tax sale certificates; defining what shall be a prerequisite in the application of this Act; providing for the giving of notice with reference to redemption, and in case of failure to redeem, the vesting of title in the State; making it unlawful to remove or alter posted notice; providing for the preparation and filing of list of real estate covered by tax sale certificates and the payment of costs of advertisement and lists; providing for redemption by any person having the right to redeem, or the payment of the delinquent taxes by any person; describing the application of the Act as to homesteads; providing how lands not redeemed, or for which taxes shall not have been paid, shall be administered and disposed of; providing for certification of lists of land not redeemed or for which taxes have not been paid, and the issuance of deed to the State; providing for expenses and the fee to be paid the Clerk of the Court; providing for tax sale certificates which may not be listed; authorizing the trustees of the internal improvement fund to determine the value, fix the price for, and dispose of or lease real estate coming to the State under this Act; providing for disposition of moneys arising therefrom; vesting in the original owner or any person entitled to redeem the exclusive option within one year to purchase said real estate and the provisions for such purchase; providing for sale after the expiration of one year; providing for the terms and conditions of sale in all cases; providing for the payment of moneys as the equivalent of taxes in cases of sale upon deferred payments and the disposition of moneys received therefor; authorizing the trustees of the internal improvement fund to borrow money upon said lands and to police, protect and prevent trespass; providing in reference to tax assessors, tax collectors and Clerks of the Courts; describing what constitutes decision of the trustees of the internal improvement fund and the nature of deed which the said trustees shall issue to grantee; providing for returning subdivision lands into acreage.

The Committee has had the above under consideration and offer as a Committee Substitute the following:

A bill to be entitled An Act to be known as Land Recovery Act, providing a time limit for redemption of real property from the lien of tax sale certificates; defining what shall be a prerequisite in the application of this Act; providing for the giving of notice with reference to redemption, and in case of failure to redeem, the vesting of title in the State; making it unlawful to remove or alter posted notice; providing for the

preparation and filing of lists of real estate covered by tax sale certificates and the payment of costs of advertisement and lists; providing for redemption by any person having the right to redeem, or the payment of the delinquent taxes by any person; describing the application of the Act as to homesteads and to Chapter 16252; providing how lands not redeemed, or for which taxes shall not have been paid, shall be administered and disposed of; providing for certification of lists of lands not redeemed or for which taxes have not been paid, and the issuance of deed to the State; providing for expenses and the fee to be paid the Clerk of the Circuit Court; providing for tax sale certificates which may not be listed; authorizing the trustees of the internal improvement fund to determine the value, fix the price for, and dispose of or lease real estate coming to the State under this Act; providing for disposition of moneys arising therefrom; vesting in the original owner or any person entitled to redeem the exclusive option within one year to purchase said real estate and the provisions for such purchase; providing for sale after the expiration of one year; providing for the terms and conditions of sale in all cases; providing for payment in bonds, if lawful so to do; providing for the payment of moneys as the equivalent of taxes in cases of sale upon deferred payments and the disposition of moneys received therefor; authorizing the trustees of the internal improvement fund to borrow money upon said lands and to police, protect and prevent trespass; providing in reference to tax assessors; tax collectors and Clerks of the Circuit Courts; describing what constitutes decision of the trustees of the internal improvement fund and the nature of deed which the said trustees shall issue to grantee; providing for reimbursement to purchase in case deed declared invalid; providing for returning subdivision lands into acreage.

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

Very respectfully,

C. A. SAVAGE,
Chairman of Committee.

And Senate Bill No. 588, contained in the above report, together with Committee Substitute therefor, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 13, 1935.

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

Sir:

Your Committee on Education, to whom was referred:

Senate Bill No. 470:

A bill to be entitled An Act to establish a retirement system for teachers in the institutions of public education throughout the State of Florida, to provide for the financing thereof by contribution and appropriation, and to create the necessary agencies for its administration, and making appropriation therefor.

Have had the same under consideration, and offer a Committee Substitute for Senate Bill No. 470, as follows:

A bill to be entitled An Act providing for and making an appropriation for an actuarial survey for the purpose of obtaining data to be used in the consideration of any plan looking toward the establishment of a teachers' retirement fund in the State of Florida.

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

Very respectfully,

R. L. BLACK,
Chairman of Committee.

And Senate Bill No. 470, contained in the above report, together with Committee Substitute therefor, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 13, 1935.

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

Sir:

Your Committee on Military Affairs, to whom was referred:

Senate Bill No. 715:

A bill to be entitled An Act to amend Chapter 12110, Acts of 1927, Laws of Florida, entitled "An Act to exempt disabled veterans of the World War and Spanish-American War from the payment of an occupational tax in the State of Florida, and to provide the manner in which such exemption shall be allowed" as amended by Chapter 13876, Acts of 1929, Laws of Florida, and as further amended by Chapter 16299, Acts of 1933, Laws of Florida.

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

Very respectfully,

W. A. MacWILLIAMS,
Chairman of Committee.

And Senate Bill No. 715, contained in the above report, was laid on the table.

REPORT OF ENROLLING COMMITTEE

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

Senate Chamber,
Tallahassee, Fla., May 13, 1935.

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

Sir:

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

Senate Bill No. 639:

A bill to be entitled An Act to establish under the provisions of Section 9, Article 8 of the Constitution, a municipal corporation to be known as the City of Jacksonville, extending territorially throughout the present limits of Duval County, in place of all County, District, Municipal and local governments, and certain boards, bodies and officers, except drainage districts and special taxing districts; to prescribe the jurisdiction, powers, duties and functions of the City of Jacksonville, its legislative, executive, judicial and administrative departments, and its boards, bodies and officers; to divide the territory included therein, into districts; to prescribe a just and reasonable system of taxation for the City and its districts, and to fix the liability of such City and districts.

Also—

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.

Also—

Senate Bill No. 226:

A bill to be entitled An Act to grant a pension to W. H. McNair, Sr., of Alachua County, Florida.

Also—

Senate Bill No. 213:

A bill to be entitled An Act granting a pension to Thomas B. Folks, of Marion County, Florida.

Also—

Senate Bill No. 244:

A bill to be entitled An Act granting a pension to Mrs. Mary I. Richardson, widow of D. B. Richardson, late of Company "T", 20th South Carolina Infantry, Confederate States Army.

Also—

Senate Bill No. 215:

A bill to be entitled An Act granting a pension to Mrs. Mary Y. Tribble, widow of Milton Pyles Tribble, of Marion County, Florida.

Have examined the same and find them correctly enrolled.

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

Very respectfully,

F. P. PARKER,
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

The Bills contained in the above report were thereupon duly signed by the President and Secretary of the Senate in open session and ordered referred to the Joint Committee on En-

rolled Bills on the part of the Senate, to be conveyed to the Governor for his approval.

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

Senate Chamber,
Tallahassee, Fla., May 13, 1935.

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

Sir:

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

Senate Bill No. 676:

A bill to be entitled An Act to amend Senate Bill No. 361, Acts of the 1935 Session of the Florida Legislature, the same being an Act providing that the Comptroller of the State of Florida shall draw or cause to be drawn warrants in the sums sufficient to pay outstanding obligations, bills, debts and liens due, past due and owing by Sumter County, Florida, to creditors of Sumter County, Florida, upon the Treasurer of the State of Florida upon the funds in his hands to the credit of Sumter County, Florida; providing that the State Treasurer of the State of Florida shall pay or cause to be paid any and all warrants drawn by the State Comptroller under the provisions of this Act; and providing for the use of and the appropriation herewith of funds now in the hands of the State Treasurer of the State of Florida as Treasurer Ex Officio of Sumter County, Florida, for the payment of debts, obligations and bills owing, past due and unpaid as provided in this Act; providing further for the delivery of such warrants herein provided to be drawn by the Comptroller of the State of Florida and payment by the State Treasurer, as Treasurer Ex Officio of Sumter County, Florida; so as to provide that the Board of County Commissioners of Sumter County, Florida, and the State Board of Administration of the State of Florida may pay costs in connection with the refunding of bonds of Sumter County, Florida.

Also—

Senate Bill No. 602:

A bill to be entitled An Act authorizing the establishment of Vocational Agricultural Departments in the County of Dade, State of Florida; providing for a Board of Control of such Vocational Agricultural Departments; authorizing the Board of County Commissioners of Dade County to levy a special tax for the purpose of operating an experimental or demonstration farm in connection with each of the Vocational Agricultural Departments established; and authorizing the trustees of the Internal Improvement Fund of the State of Florida to lease State Lands to the said Vocational Agricultural Departments for experimental and demonstration purposes.

Also—

Senate Bill No. 659:

A bill to be entitled An Act authorizing the City of Okeechobee, Florida, by ordinance to levy an occupational license tax on all persons, firms or corporations operating trucks or busses for the transportation of passengers or freight in the City of Okeechobee, Florida, provided that persons, firms or corporations, residents of or having main offices in Okeechobee City, Florida, shall not be effected by the provisions of this Act.

Also—

Senate Bill No. 593:

A bill to be entitled An Act to permit the Board of County Commissioners of DeSoto County, Florida, to cancel all taxes levied or assessed in said County, except for State purposes, against any lands in consideration of the owner of such lands conveying or causing to be conveyed to the trustees of the Internal Fund other lands of value equal to the amount of taxes so cancelled.

Also—

Senate Bill No. 503:

A bill to be entitled An Act authorizing and empowering the Armory Board to execute and deliver a deed of conveyance for such price and on such conditions as in its discretion seems proper in order to convey to Fred J. Dion, of Monroe County, Florida, his heirs and assigns forever, a strip of land five feet in width and seventy-five feet in depth out of the southeasterly side of the lot of land now owned and occupied by the State of Florida for military purposes as a National Guard Armory located at Key West, Monroe County, Florida.

Also—

Senate Bill No. 599:

A bill to be entitled An Act to authorize and empower the City of St. Augustine, Florida, a municipal corporation under the laws of the State of Florida, to regulate and to fix the rates to be charged within said municipality for electricity and gas in any form, sold or manufactured, whether it be for illumination, fuel, power or energy, whether private, public or commercial.

Also—

Senate Bill No. 498:

A bill to be entitled An Act to repeal Chapter 11926, Laws of Florida, adopted by the Legislature of Florida at its regular session A. D. 1927, same being Section 5182, Compiled General Laws of Florida of 1927, entitled an Act requiring the County Commissioners of counties having a population of not less than Twenty-three (23,000) Thousand nor more than twenty-five (25,000) thousand population, according to the last State census, to pay the judges of county courts of such counties, a salary of twenty-four hundred (\$2400.00) Dollars per annum.

Also—

Senate Bill No. 631:

A bill to be entitled An Act amending Section 3053 of the Revised General Statutes of Florida, the same appearing as Section 4821 of the Compiled General Laws of Florida 1927, relating to the time for holding terms of Circuit Court, and repealing all laws in conflict herewith.

Also—

Senate Bill No. 455:

A bill to be entitled An Act to cancel and annul a certain city of West Palm Beach, Florida, tax sale certificate and certain State and County Tax Liens against certain property in West Palm Beach, Florida, owned by the Carpenter's Building Association, and to exempt said property from all taxation while so owned.

Also—

Senate Bill No. 595:

A bill to be entitled An Act to permit the Board of County Commissioners of Highlands County, Florida, to cancel all taxes levied or assessed in said county, except for State purposes, against any lands in consideration of the owner of such lands conveying or causing to be conveyed to the trustees of the Internal Fund other lands of value equal to the amount of taxes so cancelled.

Also—

Senate Bill No. 594:

A bill to be entitled An Act to permit the Board of County Commissioners of Hardee County, Florida, to cancel all taxes levied or assessed in said County, except for State purposes, against any lands in consideration of the owner of such lands conveying or causing to be conveyed to the trustees of the Internal Fund other lands of value equal to the amount of taxes so cancelled.

Also—

Senate Bill No. 117:

A bill to be entitled An Act to cancel certain State and County tax certificates against certain lots, pieces or parcels of land, situate in the Town of Hastings, St. Johns County, Florida, and owned by the Town of Hastings, Florida, and in this Act described, and to cancel all State and County taxes assessed against said lands and premises subsequent to the year 1932, and to exempt said lands and premises from taxation beginning with the year 1935, and continuing until said Town of Hastings, Florida shall have sold and conveyed said lands and premises.

Also—

Senate Bill No. 629:

A bill to be entitled An Act authorizing Clerks of the Circuit Courts in the several counties of this State having a population of not less than 50,000 nor more than 60,000 according to the Federal Census of 1930, to cancel of record certain judgments entered prior to the year A. D. 1887.

Also—

Senate Bill No. 660:

A bill to be entitled An Act authorizing the City of Okeechobee, Florida, to adopt an ordinance levying an occupational license tax of twenty-five dollars on peddlers, agents, solicitors, including solicitors for subscriptions to magazines and

other publications, except newspapers, where such peddlers, agents, or solicitors are not employed by or representing persons, firms, or corporations established in and having their main offices in Okeechobee County, Florida.

Also—

Senate Bill No. 661:

A bill to be entitled An Act to authorize the City Council of the City of Okeechobee, Florida, to adopt an ordinance providing for the election of a City Marshall or Chief of Police at the same time that other City Officials are elected, and providing that when said City Marshal or Chief of Police is removed from office by the Mayor he can only be reinstated after trial by the Council and upon the unanimous vote of said City Council.

Also—

Senate Bill No. 663:

A bill to be entitled An Act to provide for the compensation of the judge of the Criminal Court of Record of Monroe County, Florida; to provide that said judge shall devote his entire time as such judge to the exclusion of the private practice of law during his term thereof; to provide for the method of payment of such salary.

Have examined the same and find them correctly enrolled.

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

Very respectfully,

F. P. PARKER,

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

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

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

Senate Chamber,
Tallahassee, Fla., May 13, 1935.

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

Sir:

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

House Bill No. 700:

A bill to be entitled An Act fixing compensation of members of the Board of Public Instruction for each county in the State of Florida having a population of more than 6,700 and less than 6,730, according to the last Federal census, and providing the time of payment of such compensation.

Also—

House Bill No. 859:

A bill to be entitled An Act to provide that candidates for members of the Board of County Commissioners and candidates for members of the County Board of Public Instruction in counties of the State of Florida having a population of not less than fourteen thousand and seven hundred (14,700) and not more than fifteen thousand (15,000) according to the last State census taken in the year 1925, shall be nominated in the primary election by the vote of electors throughout the County.

Also—

House Bill No. 332:

A bill to be entitled An Act to provide for the relief of the needy blind.

Also—

House Bill No. 604:

A bill to be entitled An Act to provide for the cancellation and release of all State, Broward County, City of Fort Lauderdale, City of Hollywood and Special District Taxes, Tax Sale Certificates and Tax Deeds issued to and owned by the State of Florida, County of Broward, City of Fort Lauderdale, City of Hollywood, and other Special Taxing Districts, on lands now owned or hereafter acquired by the Broward County Port Authority, or to which it holds a deed of conveyance.

Also—

House Bill No. 12:

A bill to be entitled An Act amending Section 7 of Chapter

10123, Laws of Florida, Acts of 1925, relating to the protection and regulation of the salt water fishing industry in the State of Florida.

Also—

House Bill No. 20:

A bill to be entitled An Act to provide for the settlement of delinquent taxes on real estate in all counties of the State of Florida having a population of not less than 4000 and not more than 4075, according to the Federal census of 1930, and for the redemption of delinquent tax certificates with bonds in such counties.

Also—

House Bill No. 937:

A bill to be entitled An Act validating and confirming an election held in the City of Wabasso, Florida, on April 30, 1935, at which election the franchise and charter of said city of Wabasso was surrendered; abolishing the City of Wabasso, Florida; providing for the cancellation of tax certificates and discharge of the lien of unpaid taxes in said city.

Also—

House Bill No. 702:

A bill to be entitled An Act to authorize the Board of County Commissioners of all counties in the State of Florida having a population of not less than two thousand seven hundred and fifty (2750) and not more than two thousand eight hundred (2800) according to the last Federal census to levy a millage for the purpose of raising funds to take care of a hospital, medical and nurses bills of poor and indigent citizens of said counties.

Also—

House Bill No. 934:

A bill to be entitled An Act validating, ratifying, and confirming all Acts and proceedings of the City of Wabasso, Florida, and all Acts and proceedings of each an every officer, official and employee of said City in connection with their official duties.

Also—

House Bill No. 883:

A bill to be entitled An Act authorizing the Board of Supervisors of Fellsmere Drainage District in Indian River County, in its discretion to provide for acceptance of cash or said District's Bonds and past due coupons at par in payment in advance of total taxes (debt service taxes) levied against lands in said district; and validating all actions of said Board and the officers of said district in heretofore accepting the district's bonds and coupons in payment of total taxes in advance and in payment of past due and current drainage taxes.

Also—

House Bill No. 943:

A bill to be entitled An Act to authorize the acceptance and exchange of bonds or interest coupons or other obligations of the Town of Bunnell, Florida, in payment and redemption of property from tax sales and in payment in part or in full of other taxes due to the Town of Bunnell, Florida.

Also—

House Bill No. 861:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court, Sheriff, Tax Collector, Tax Assessor, County Judge, Superintendent of Public Instruction and Clerks in all counties of the State of Florida, having a population of not less than twenty thousand (20,000), nor more than twenty-three thousand (23,000), according to the last Federal Census and prescribing the time when this Act shall become a law so as to apply to all counties having a population of not less than twenty thousand (20,000), nor more than twenty-three thousand (23,000), according to the last Federal Census.

Also—

House Bill No. 898:

A bill to be entitled An Act to amend Sections 2 and 12 of Chapter 12563, Acts of the Legislature of the State of Florida, Laws of Florida, approved May 23, 1927, entitled, an Act to abolish the present municipality of the Town of Bowling Green in Hardee County, Florida, and to establish, organize and constitute a municipality to be known and designated as the City of Bowling Green, Florida; to define its territorial boundaries; to provide for its jurisdiction, powers and privileges, and to authorize said City of Bowling Green, Florida, to enforce the ordinances of said City.

Also—

House Bill No. 919:

A bill to be entitled An Act to repeal Chapter 16093, Laws of Florida of 1933, being An Act authorizing and permitting lessees of water bottoms or submerged lands for the culture of oysters and clams in coastal counties having a population of not less than 6280 nor more than 6300 according to the last Official Census, to own, acquire, control or assign more than 500 acres per lessee, whether a resident or non-resident, where such bottoms have been leased and/or applications for such leases have been filed and deposits of moneys necessary to defray the estimated cost of the survey of such bottoms have been made prior to January 1, 1933; and saving all vested rights under existing contracts.

Also—

House Bill No. 854:

A bill to be entitled An Act authorizing the State Tuberculosis Board to establish and maintain district Tuberculosis Sanatoriums; to accept gifts, grants or loans from the Federal Government, or any agency thereof, for the establishment of such Sanatoriums; authorizing said Tuberculosis Board to provide for the securing and repayment of such loans; and authorizing the Boards of County Commissioners of the several Counties of the State of Florida to rent, lease or otherwise contract for the use of beds in such Sanatoriums by Tuberculous from their respective counties.

Also—

House Bill No. 89:

A bill to be entitled An Act providing for registration of qualified electors from without the State in any primary, general, school, municipal, or special elections; and providing procedure in connection therewith, determining residence in connection therewith, and providing for a penalty for violations of any part of this Act.

Also—

House Bill No. 899:

A bill to be entitled An Act prescribing the lawful methods of taking fish from the waters of Lake Jessup in Seminole County, Florida, and prohibiting the taking of fish therefrom in any manner except by hook and line, rod and reel, bob, spinner or troll and prescribing a penalty for the violation of any of the provisions of this Act.

Also—

House Bill No. 218:

A bill to be entitled An Act repealing Sections 333, 334, 335, 336, 337, 338, 339, 340 and 341 of Revised General Statutes, 1920 (same being Sections 390, 391, 392, 393, 394, 395, 396, 397 and 398 respectively of Compiled General Laws of Florida, 1927) relating to the publication, printing, and disposition of pamphlets relating to candidates in the primary by the Secretary of State.

Also—

House Bill No. 28:

A bill to be entitled An Act to provide that notaries public shall pay a commission fee of only (\$5.00) five dollars for any official commission issued by the Governor of the State of Florida and attested by the Secretary of the State.

Also—

House Bill No. 85:

A bill to be entitled An Act relating to the voluntary liquidation of banks and trust companies and providing for the distribution of unclaimed deposits.

Also—

House Bill No. 701:

A bill to be entitled An Act relating to high schools of the several counties in the State of Florida with a population of not less than 29,889 and not more than 30,000 inhabitants according to the last preceding Federal Census.

Also—

House Bill No. 206:

A bill to be entitled An Act to amend Section 12 of Chapter 14579, Laws of Florida, Acts of 1929, entitled "An Act concerning the guardianship of incompetent veterans and minor children of disabled or deceased veterans and commitment of veterans and to make uniform the laws with reference thereto."

Also—

House Bill No. 951:

A bill to be entitled An Act creating a municipal court for

the Town of Apopka City, Florida, providing the duties of such court, and the method of election of a judge to preside over same, and providing the terms of office and the dismissal of such officer, and the method of fixing compensation for such officer.

Also—

House Bill No. 178:

A bill to be entitled An Act to amend Section 15, Section 17(a) and 17(b), Section 20 and Section 21 of Chapter 16087 of the Laws of Florida of 1933, relating to regulation of narcotic drugs and the enforcement thereof in the State of Florida.

Also—

House Bill No. 858:

A bill to be entitled An Act fixing the compensation of members of the Boards of County Commissioners in all counties of the State of Florida having a population of not less than fourteen thousand and seven hundred (14,700) and not more than fifteen thousand (15,000), according to the last preceding State Census taken in the year 1925.

Also—

House Bill No. 875:

A bill to be entitled An Act to authorize and empower the City of St. Augustine, Florida, a municipal corporation under the laws of the State of Florida, to regulate and to fix the rates to be charged within said municipality for electricity and gas in any form, sold or manufactured, whether it be for illumination, fuel, power or energy, whether private, public or commercial.

Also—

House Bill No. 886:

A bill to be entitled An Act authorizing and permitting all persons properly licensed and authorized by law to hunt and/or fish in Leon and/or Jefferson Counties, to hunt and/or fish over the entire surface of Lake Miccosukee, the said lake being located partially within the boundaries of each of said counties.

Also—

House Bill No. 900:

A bill to be entitled An Act to repeal Chapter 16092, Laws of Florida of 1933, being an Act relating to the planting and/or transplanting in seed beds of seed oysters and clutch in coastal counties having a population of not less than 6280 nor more than 6300 and saving all vested rights under existing contracts.

Also—

House Bill No. 88:

A bill to be entitled An Act providing for absentee voting from without the State of Florida in primary, general, school, municipal, or special elections; providing the procedure to be followed; providing the duties of officials in connection therewith; providing for a penalty for violations of any part of this Act, and repealing all laws in conflict herewith.

Also—

House Bill No. 168:

A bill to be entitled An Act to prevent the incorporation of spurious veteran associations.

Also—

House Bill No. 914:

A bill to be entitled An Act authorizing, directing and empowering the Board of County Commissioners of Baker County, State of Florida, to pay E. A. Harvey of Sanderson of Baker County, Florida, a sum not exceeding one thousand dollars (\$1000.00) in full and complete settlement of any and all claims that he might have of whatsoever kind or nature on account of an injury sustained by himself.

Also—

House Bill No. 901:

A bill to be entitled An Act to authorize the acceptance and exchange of bonds, interest coupons or other obligations of all counties in the State of Florida having a population of more than 7700 and less than 8000, according to the Federal census of 1930, and of the taxing districts in said counties, at par in payment or redemption of personal property liens, for delinquent taxes, other than for State taxes, for the year 1931 and all previous years.

Also—

House Bill No. 920:

A bill to be entitled An Act repealing Chapter 16094, Laws of Florida of 1933, being an Act authorizing and permitting lessees who have leased or applied for leases of water bot-

toms or submerged lands for the culture of oysters and clams in coastal counties having a population of not less than 6280 nor more than 6300, according to the last official census, to take, free of any privilege tax thereon, ten (10) barrels of seed oysters from the natural oyster beds in such county for planting purposes only for each acre of bottoms leased for the purpose at any time during the year and without restriction with regard to the distance of the natural bed from which said seed oysters are taken to the bottoms so leased, or for which application for lease has been made, of the seed bed to which the said ten (10) barrels of such seed oysters are to be planted, where such lessee or lessees have heretofore secured a lease or have prior to January 1, 1933 filed with the Shell Fish Commissioner of the State of Florida an application for lease, and made deposit with him pursuant to the statute of the moneys necessary to defray the estimated cost of the survey of the bottoms sought to be leased.

Also—

House Bill No. 846:

A bill to be entitled An Act relating to the distribution and expenditure of moneys derived from gasoline taxes placed to the credit of the several counties of the State of Florida having a population of not less than 13,280 and of not more than 13,300, according to the last preceding Federal census, and conferring certain powers, authority, directions and duties upon the State Board of Administration with reference thereto; prescribing the duties and powers of the Board of County Commissioners, and the distribution and allocation of funds received under this Act; describing the duties of the Clerk and Auditor of the Board of County Commissioners in connection with the enforcement of this Act; prescribing the manner in which said funds may be paid into the general county school funds and the duties and powers of the Board of Public Instruction of said county in connection therewith.

Also—

House Bill No. 910:

A bill to be entitled An Act authorizing, directing and empowering the Board of County Commissioners of Baker County, State of Florida, to pay R. R. Rhoden of Glenn St. Mary of Baker County, Florida, a sum not exceeding one hundred dollars (\$100.00) in full and complete settlement of any and all claims that he might have of whatsoever kind or nature on account of an injury sustained by himself and damages to his automobile.

Also—

House Bill No. 904:

A bill to be entitled An Act providing for certain additional, alternative and supplementary duties and powers of the State Board of Administration in connection with carrying out its functions as a fiscal agent for the Jensen Road and Bridge District, situate in Martin and St. Lucie Counties, Florida, under Chapter 14486, Acts of 1929, Laws of Florida, and any Acts amendatory thereof or supplemental thereto, and requiring the State Board of Administration to use any or all moneys derived from gasoline taxes and credited to the Jensen Road and Bridge District to be used in the purchase of bonds issued by or on behalf of the Jensen Road and Bridge District, under the circumstances and conditions prescribed by this Act.

Have examined the same and find them correctly enrolled.

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

Very respectfully,

F. P. PARKER,

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

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

INTRODUCTION OF RESOLUTIONS

By Senator Tervin:

Senate Resolution No. 14:

WHEREAS, the Legislative business of the State of Florida is the business of the people of the State, and the State Senators are the servants of the people, and all transactions of business by the Senators in their official capacity are of interest to the people, and the people of the State of Florida have

a right to know how their Senators stand and vote on every subject and all business transacted by them, and

WHEREAS, it has been the custom of the State Senate to go into Executive Session behind closed doors to consider the Removals by the Governor and the appointments by the Governor, therefore,

BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA that the Executive Sessions be held open to the public and their proceedings upon the confirmation of the appointments by the Governor, and their actions upon the removals by the Governor.

Which was read the first time in full and referred to the Committee on Rules & Calendar.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Holland—

Senate Joint Resolution No. 746:

A Joint Resolution proposing an amendment to Section 2 and to Section 4 of Article V of the Constitution of Florida relating to the Judiciary Department.

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

That the following amendment to Section 2 and to Section 4 of Article V of the Constitution of the State of Florida be, and the same is 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, 1936, for ratification or rejection:

Section 2. The Supreme Court shall consist of seven (7) Justices who shall be elected by the qualified electors of the State at the time and places of voting for members of the Legislature. The term of office of each Justice shall be six years. The terms of office of the six Justices now constituting the Supreme Court shall not be affected by this amendment. Their successors shall be elected in the same manner and at the same time and places as required by the Constitution before this amendment. In event of the ratification of this amendment it shall not take effect until ninety days thereafter and it shall thereupon be the duty of the then Governor to appoint one additional Justice of the Supreme Court and he shall hold office from the date of his appointment until Tuesday after the first Monday in January, 1939, and his successor shall be elected at the general election in 1938 to hold office for a term of six years beginning Tuesday after the first Monday in January, 1939, and thereafter the successors of the Justices of the Supreme Court shall be elected at the general election next preceding the expiration of their terms of office respectively, except in case of an election to fill an unexpired term of Justice whose term of office may have become vacant.

Section 4. The Supreme Court may hear, consider and determine cases and exercise all its powers and jurisdiction as a single body in which case a majority of the members of the Court shall constitute a quorum for the dispatch of business, or it may exercise its power and jurisdictions in divisions.

The Circuit Judges shall at all times be subject to call to the Supreme Court by that Court or the Chief Justice thereof, and during the term of the call shall be ex officio members thereof as associate justices to act in place of a disqualified or disabled justice or for assignment to a division, but no division shall include more than one circuit judge. A division shall consist of three members of said court exclusive of the Chief Justice, and the judgment of a division concurred in by the Chief Justice shall be the judgment of the Court unless such case be (1) capital, (2) involve the determination of a State or Federal constitutional question wherein shall be brought into controversy the constitutionality of a Federal or State statute, rule or regulation, (3) there be a dissent to the proposed judgment of a division by a member thereof, (4) there be a dissent by the Chief Justice or (5) ordered by the Chief Justice to be considered by two divisions; whereupon it shall require the consideration of two divisions and the Chief Justice.

The Chief Justice shall not be required to examine the record, but may accept the conclusions of fact found by a division and stated in the opinion or accompanying statement, and in all cases the Chief Justice shall examine and act upon the questions of law decided and discussed in the opinion and their applicability to the facts so stated, but in event of an equal division between those members properly considering a cause he shall examine the record and participate therein as other justices. In event the Chief Justice be unable to act for any cause the justice longest in continuous service and able to act shall act instead with like effect.

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

By Senator Beall—

Senate Bill No. 747:

A bill to be entitled An Act relating to the adverse possession of lands, tenements and hereditaments, providing that no adverse possession thereof shall be sufficient to divest the title of the true and legal owner thereof as long as all taxes due and payable against the same shall have been paid, providing that payment of all taxes due and payable against lands, tenements and hereditaments before the expiration of the statutory period of adverse possession shall toll adverse possession thereof, and saving to any person in adverse possession his right to maintain betterment proceedings as provided for by law.

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

By Senator Tillman—

Senate Bill No. 748:

A bill to be entitled An Act directing cancellation of taxes on property used by the Federal Emergency Relief Administration in Hillsborough County, State of Florida.

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

By the Committee on Miscellaneous—

Senate Bill No. 749:

A bill to be entitled An Act to regulate and control the barber industry and for this purpose to further enlarge the present powers of the State Board of Barber Examiners of Florida, defining their additional jurisdiction, powers and duties during the existing emergencies and to declare an emergency exists, and providing penalty thereof.

Which was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

By Senators Smith (29th), Smith (14th), and Murphy—

Senate Bill No. 750:

A bill to be entitled An Act to prescribe the commissions and fix the compensation of the County Assessors and Collectors of Taxes in Counties having a total assessed valuation of real and personal property not exceeding three million dollars.

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

By Senator Nordman—

Senate Bill No. 751:

A bill to be entitled An Act amending Section 9 of Chapter 14832, Laws of Florida, Acts of 1931, and amending Section 12 of Chapter 14832, Laws of Florida, Acts of 1931, as amended by Chapter 16113, Laws of Florida, Acts of 1933, and amending Section 16 of Chapter 14832, Laws of Florida, Acts of 1931, the same being Acts pertaining to the State Racing Commission, prescribing its powers and duties, and to fix the compensation of its members; to provide for holding referendum and recall elections in any county to determine whether racing shall be permitted or continued therein; to provide for licensing and taxing such racing and apportioning the moneys derived therefrom among the several counties of the State; to provide for and regulate the making of pari-mutuel pools within the enclosure of licensed race tracks; providing certain penalties for violation of said Acts and for other purposes relating thereto; providing for increased licensing and taxing of such racing and providing for the payment of certain moneys derived therefrom to the State Treasurer, and to provide for the distribution, on or before April 15th of each year, of the moneys apportioned to the several counties of the State.

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

By Senator Beacham—

Senate Joint Resolution No. 752:

A Joint Resolution proposing to amend Section 24 of Article III of the Constitution of the State of Florida, relating to County and Municipal Governments.

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

That Section 24 of Article III of the Constitution of the State of Florida, relating to County and Municipal Governments, be, and the same is, hereby amended, and as amended, is agreed to and shall be submitted to the electors of the State of Florida at the General Election of Representatives to be held in 1936 for approval or rejection. Said Section 24 of Article III, as amended, shall read as follows:

Section 24. The Legislature shall establish a uniform system of county government which shall be applicable, except in cases where local or special laws for counties are provided by the Legislature that may be inconsistent therewith. No special or local laws incorporating cities or towns, providing for their government, jurisdiction, powers, duties and privileges shall be passed by the Legislature. All laws relating to towns and cities shall be general laws, but the Legislature shall have power to provide therein that any city or town shall have the option to accept or reject the same. The Legislature may by general law classify cities and towns according to population, not to exceed six classifications, and thereafter may by general law provide for their incorporation, government, jurisdiction, powers, duties and privileges under such classifications. Every city and town shall have the power to determine its form of government, and to designate, alter or change the numbers, titles, powers, duties, compensation, terms of office and the time and manner of election or appointment of any and all offices and boards, to abolish any office or board, and to create such offices and boards as may be deemed proper for the government of such city or town. Such power shall be exercised as follows: Not oftener than once in every two years the city or town may, by ordinance, propose any such change; such ordinance shall be published in a newspaper having a general circulation in said town or city at least thirty days prior to the date of a general or special election of said city or town advising the qualified electors thereof that said ordinance will be submitted for ratification or rejection at said election; said ordinance shall thereupon be submitted at said general or special election, and if approved and ratified by a majority of the qualified electors of such city or town participating therein, it, together with the certificate of the officers canvassing the returns of said election, shall be recorded among the ordinances of said city or town, and a certified copy thereof shall be recorded in the office of the Clerk of the Circuit Court of the county in which such city or town is located, and also in the office of the Secretary of State, in a book to be provided in each of said offices for that purpose, to be known and designated as municipal charters, and thereupon said ordinance shall become a part of the charter of said town or city and shall prevail over any provisions of general law inconsistent therewith, and the courts of this State shall take judicial notice thereof.

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

By Senator Beacham—

Senate Bill No. 753:

A bill to be entitled An Act amending Title III, Chapter II, Sub-Chapter VII, Article 7, of the Compiled General Laws of Florida of 1927, to-wit: Sections 6357 to 6384, inclusive, entitled "regulation by railroad commissioners"; authorizing and empowering municipalities to establish, impose and enforce rates and charges for telephone service rendered or furnished wholly within the geographical limits of said municipalities.

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

By Senator Sweger (by request)—

Senate Joint Resolution No. 754:

A Joint Resolution proposing an amendment to Article XII of the Constitution of the State of Florida relating to education to be known as Section 18 of Article XII.

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

That the following Amendment to Article XII of the Constitution of the State of Florida to be known as Section 18 of Article XII, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida at the General Election to be held on the first Tuesday after the first Monday in November, A. D. 1936, for ratification or rejection.

Section 18. There is hereby created a State Board of Education to be composed of nine members to be appointed by the Governor, whose term of office shall be nine years except that the first appointment shall be for terms of one to nine years respectively so that there will be one expiration each year thereafter. The said Board shall constitute a body corporate to be known as the State Board of Education of Florida and shall have power to remove any subordinate school officer for cause upon notice, and shall have supervisory power and jurisdiction over the public free schools of the State, and shall have such other powers and perform such other duties as shall be prescribed by law.

The State Board of Education shall employ a State Commissioner of Education without reference to his place of residence, who shall have as a minimum qualification a Master's

Degree, and who shall have experience in school administration, and such other qualifications as required by said Board. The duties and powers of the State Commissioner of Education shall be such as shall be prescribed by law, and as required by the State Board of Education. The Commissioner of Education shall have charge of the entire organization of the public school system, and shall be responsible to the State Board of Education, and the State Board of Education shall function only through the State Commissioner of Education. His compensation shall be fixed by the State Board of Education, and he shall be subject to dismissal by said Board when his services shall prove unsatisfactory.

The Board of Commissioners of State Institutions shall have the management and investment of all State school funds under such regulations as may be prescribed by law.

There is hereby created a State Board of Control of Florida to be composed of nine members, two of whom shall be the Chairman of the State Board of Education and the State Commissioner of Education respectively, the other seven members to be appointed by the Governor for terms of seven years except that the first appointment shall be for one to seven years respectively, so that there shall be one expiration each year thereafter. The State Board of Control shall have the management and control of and jurisdiction over the institutions of higher learning, including (without in any way limiting the foregoing general term) the University of Florida, Florida State College for Women, Florida Agricultural and Mechanical College for Negroes, the Institution for the Blind, Deaf, and Dumb, and Teachers' College, and shall have such other powers and perform such other duties as may be prescribed by law.

No one shall be eligible for membership on either the State Board of Education or State Board of Control, who holds any political office, national, State, or County, and who has not resided in the State for at least seven years. The members of said Boards shall serve without salary or compensation, but shall be reimbursed for all expenses actually and reasonably incurred in the performance of their official duties, and shall be liable to impeachment for any misdemeanor in office. Vacancies in the said Boards shall be filled by appointment by the Governor for the unexpired term.

There is hereby created in each county a County Board of Education to be composed of five members, who shall be elected from the county at large for terms of four years, and who shall serve without compensation, but they shall be reimbursed for their actual and necessary expenses incurred in the performance of their official duties to be fixed by law. Each County Board of Education may require the county to assess and collect annually for the support of the public free schools therein, such taxes upon the taxable property located in the County as may be prescribed by law, and shall have such other powers and perform such other duties as prescribed by law. The County Board of Education shall employ a County Superintendent of Schools without reference to residence, who shall have such qualifications as shall be prescribed by the State Board of Education, and whose compensation shall be fixed by the County Board of Education, and he shall be subject to dismissal by the County Board of Education whenever his services shall prove unsatisfactory. The County Superintendent of Schools shall have the entire charge, management, and control of all the county schools, and shall be responsible to the County Board of Education, and the County Board of Education shall function only through the County Superintendent of Schools.

Effective herewith the following offices, boards, and districts as they now exist are hereby abolished, namely: State Superintendent of Public Instruction, County Superintendents of Public Instruction, School Trustees, State Board of Education of Florida, County Boards of Public Instruction, and Special Tax School Districts. Provided, that Special Tax School Districts heretofore created shall continue only so long and for the sole purpose of paying the debts created therefor.

The provisions hereof shall supersede all constitutional and statutory provisions inconsistent herewith or repugnant hereto. This Amendment if ratified shall become effective July 1st, A. D., 1937.

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

By Senator Sweger—

Senate Bill No. 755:

A bill to be entitled An Act relating to the publication of the minutes and proceedings of the meetings of the Boards of County Commissioners and the Boards of Public Instruction in the several counties of the State of Florida.

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

By Senators Smith (29th), Clarke, Murphy and Adams—
Senate Joint Resolution No. 756:

A Joint Resolution proposing amendment to Section 23, Article III of the Constitution of the State of Florida relative to lotteries.

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

That the following amendment to Section 23, Article III of the Constitution of the State of Florida relative to lotteries, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida at the general election to be held on the first Tuesday after the first Monday in November, A. D. 1936, for ratification or rejection;

That Section 23, Article III of the Constitution of the State of Florida be and the same is hereby amended so as to read as follows:

ARTICLE III.

Section 23. Lotteries are hereby prohibited in this State save and except that from and after date of the adoption of this Section as an amendment to the Constitution of the State of Florida in the manner prescribed by law and continuing for the full term and period of five calendar years next ensuing after the date of such adoption, there is hereby granted unto Florida Emergency Tax Relief Association, Inc., a corporation organized and existing under the laws of the State of Florida, the exclusive right, privilege and/or franchise to conduct lotteries within this State, provided that said corporation, as a consideration for such exclusive right, privilege and/or franchise, shall pay to the State Board of Pensions for the use and benefit of the aged in such manner and fashion as the Legislature shall direct and to the State in equal proportions, twenty per centum of the gross receipts derived by it as the result of each and every lottery as may be conducted by said corporation, such consideration to be paid by said corporation simultaneously with the drawing of each and every lottery, provided, however, that at least one lottery shall be conducted, drawn and/or concluded during each and every calendar year by said corporation during the life of the right, privilege and/or franchise hereby granted; provided further that the Governor of this State shall appoint an auditor and assistant-auditor, each of whom shall be employees of the State, whose duties shall be to audit, supervise and control the books and records of said corporation, and who shall receive as compensation for their services the respective sums of Thirty-Six Hundred (\$3600.00) and Three Thousand (\$3000.00) Dollars per annum, each of said salaries to be paid by said corporation as an additional compensation to the State for the right, privilege and/or franchise hereby granted said corporation; provided further that any default by said corporation herein named shall forthwith operate as a cancellation of the right, privilege and/or franchise hereby granted said corporation; and further provided that the Legislature of the State of Florida is empowered to pass such laws as shall be deemed proper and necessary to give full force and effect to the right, privilege and/or franchise hereby granted said corporation and to properly safe-guard and protect the interests of said corporation and State in the right, privilege and/or franchise hereby granted.

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

By Senator Tervin—

Senate Bill No. 757:

A bill to be entitled An Act to repeal Chapter 11632, Special Acts of the Laws of Florida, 1925, same being an Act regulating the taking or catching of fish in certain salt waters in Manatee County, and providing a penalty for the violation thereof.

Which was read the first time by title only.

Senator Tervin asked unanimous consent of the Senate to take up and consider Senate Bill No. 757 at this time.
Which was agreed to.

Senator Tervin moved that the rules be waived and Senate Bill No. 757 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 757 was read the second time by title only.

Senator Tervin moved that the rules be further waived and Senate Bill No. 757 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. 757 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, Futch, 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—38.

Nays—None.

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

By Senator Tervin—

Senate Bill No. 758:

A bill to be entitled An Act to repeal a part of Chapter 10901, of the Special Acts of the Laws of Florida, 1925, same being an Act to protect and regulate the salt water fishing industry in Manatee River, Terra Ceia Bay, Palma Sola Bay, Clam Bay and Bishop's Harbor, in Manatee County, Florida.

Which was read the first time by title only.

Senator Tervin asked unanimous consent of the Senate to take up and consider Senate Bill No. 758 at this time.

Which was agreed to.

Senator Tervin moved that the rules be waived and Senate Bill No. 758 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 758 was read the second time by title only.

Senator Tervin moved that the rules be further waived and Senate Bill No. 758 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. 758 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, Futch, 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—38.

Nays—None.

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

By Senator Turner—

Senate Bill No. 759:

A bill to be entitled An Act making it the duty of the chemical department of the University of Florida to make certain analyses, and providing for expert testimony.

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

By Senator Raulerson (By Request)—

Senate Bill No. 760:

A bill to be entitled An Act authorizing any county, municipality, board of public instruction, drainage district, or other taxing district or public body corporate existing under the Laws of Florida to settle, compromise and adjust deposits which are frozen in banking institutions, or deposits in banking institutions, which said banking institutions are in the hands of liquidators, conservators, or receivers, by accepting real or personal property or monetary consideration in satisfaction, settlement, and compromise of such deposits.

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

By Senator Gomez—

Senate Bill No. 761:

A bill to be entitled An Act to amend section 3 of chapter 10859, Laws of Florida, Acts of 1925, the same being an act to create and establish a juvenile court in and for Monroe County, Florida, to confer its power and define its jurisdiction to provide for the judge of said court and to define his or her powers and duties and to provide for the expenses of said court and compensation for said judge, by providing for the election of the judge of said court.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 761 when it was introduced in the Senate:

NOTICE OF INTENTION TO APPLY FOR PASSAGE OF LOCAL LEGISLATION

Notice is hereby given to the citizens of the city of Key West, county of Monroe and of the State of Florida of intention to apply to the Legislature of the State of Florida at its 1935 session for the passage of a special or local law, the substance of which is as follows:

"To elect instead of appoint the judge of the Juvenile Court of Monroe county."

Said contemplated law will be introduced in the Legislature as a proposed bill under the following title:

A bill to be entitled An Act to amend Section 3 of Chapter 10859, Laws of Florida, Acts of 1925, the same being an act to create and establish a Juvenile Court in and for Monroe county, Florida, to confer its power and define its jurisdiction to provide for the judge of said court and to define his or her powers and duties and to provide for the expenses of said court and compensation for said judge, by providing for the election of the judge of said court, and apply for the passage thereof.

Dated March 29, A. D., 1935.

ARTHUR GOMEZ

STATE OF FLORIDA
COUNTY OF MONROE

Before the undersigned authority personally appeared Ora L. Jones, who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the election instead of the appointment of the Judge of the Juvenile Court for Monroe county has been published at least thirty days prior to this date, by being printed in the issue of March 29, A. D. 1935, of the Florida Keys Sun, a newspaper published in Monroe County, Florida, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

ORA L. JONES

Sworn to and subscribed before me this 30th day of April, A. D. 1935.

AQUILINO LOPEZ, JR.
Notary Public, State of Florida.
My commission expires: July 27, 1935

(SEAL)

Senator Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 761 at this time.

Which was agreed to.

Senator Gomez moved that the rules be waived and Senate Bill No. 761 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 761 was read the second time by title only.

Senator Gomez moved that the rules be further waived and Senate Bill No. 761 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. 761 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, Futch, 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—38.

Nays—None.

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

By Senator Gomez—
Senate Bill No. 762:

A bill to be entitled An Act authorizing the Board of County Commissioners in all counties of the State of Florida having a population of not less than 13,600 and not greater than 13,700, according to the 1930 United States Census to adjust taxes pursuant to the provisions of House Bill No. 163, which became a law during the 1935 Session of the Legislature of Florida, to make adjustments in each individual case or on a uniform basis for all delinquent tax payers in the county, and, provid-

ing that the county portion of such taxes, as so adjusted, may be paid in whole or in parts in bonds of the county for any road and bridge district or any special school district thereof.

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

By Senator Butler—
Senate Bill No. 763:

A bill to be entitled An Act authorizing and directing the trustees of county bonds of Duval County to pay over to the Board of County Commissioners of said county, as a part of its road and bridge funds, the present and all future accumulated and unused balances of the sinking fund in their hands created and held for payment and retirement of the bonds of said county issued under Chapter 7463 of the Laws of Florida to refund its bonds issued under Chapter 4077 of the Laws of Florida for improving the navigation of the St. Johns River and removing obstructions therefrom.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 763 when it was introduced in the Senate:

NOTICE IS HEREBY GIVEN by the undersigned that application will be made to the Legislature of the State of Florida, at its regular Session of 1935, for the passage of a local or special bill affecting Duval County, Florida, and authorizing and directing the Trustees of County Bonds of said County to pay over to the Board of County Commissioners of said county, as a part of its road and bridge fund, all moneys now held by said trustees, or hereafter collected by them, under the sinking fund created and established for payment and retirement of the bonds of said county issued under Chapter 7463 of the Laws of Florida, approved May 30th, 1917, for refunding its bonds issued under Chapter 4077 of the Laws of Florida, approved June 11th, 1891, for improving the navigation of the St. Johns River and the removing of obstructions therefrom in said county.

Frank S. Gray,
George J. Avent,
George W. Parkhill.

STATE OF FLORIDA,)
COUNTY OF DUVAL.) ss:

Before the undersigned authority personally appeared J. M. Elliott, who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to Duval County, Florida, and authorizing and directing the trustees of county bonds of said county to pay over to the Board of County Commissioners of said county as a part of its road and bridge fund all monies now held by said trustees or hereafter collected by them under the sinking fund created and established for payment and retirement of the bonds of the county issued under Chapter 7463 of the Laws of Florida, approved May 30, 1917 for refunding its bonds issued under Chapter 4077 of the Laws of Florida, approved June 11, 1891, for improving the navigation of the St. Johns River and the removing of obstructions therefrom in said county, has been published at least thirty (30) days prior to this date by being printed in the issue of the 4th day of April, A. D. 1935 of the Florida Times Union, a newspaper published in Duval County, Florida; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law and such copy of the notice so attached is by reference made a part of this affidavit.

J. M. ELLIOTT.

Sworn to and subscribed before me this 8th day of May, A. D. 1935.

ADA PYKE BELL,
Notary Public State of Florida at Large.

(SEAL)

My Commission expires Feb. 28, 1939.

Senator Butler asked unanimous consent of the Senate to take up and consider Senate Bill No. 763 at this time.

Which was agreed to.

Senator Butler moved that the rules be waived and Senate Bill No. 763 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 763 was read the second time by title only.

Senator Butler moved that the rules be further waived and Senate Bill No. 763 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. 763 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, Futch, 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—38.

Nays—None.

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

By Senator Bass—
Senate Bill No. 764:

A bill to be entitled An Act to permit the hunting of game birds in Suwannee county in due season without a license by residents of Suwannee county, and repealing all laws and parts of laws in conflict therewith.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 764 when it was introduced in the Senate:

NOTICE OF INTENTION TO APPLY FOR PASSAGE OF LOCAL LAW

Notice is hereby given as required by Section 21 of Article III of the Constitution of Florida, of the intention of the undersigned to apply to the Legislature of the State at its regular session of 1935, for the passage of a local law affecting Suwannee County, the substance of which will be to legalize and permit residents of Suwannee County to hunt, kill, and/or take game birds in Suwannee County during the open season, for hunting, killing, and taking such game birds without a license therefor, and repealing all laws in conflict therewith.

CLAYTON C. BASS
J. P. HATCH
M. A. BEST

5-12

A bill to be entitled An Act to permit the hunting of game birds in Suwannee County in due season without a license by residents of Suwannee County, and repealing all laws and parts of laws in conflict therewith.

Be it enacted by the Legislature of the State of Florida:

Section 1. That from and after the passage of this act it shall be lawful for the residents of Suwannee County to hunt game birds in Suwannee County without a license in due season.

Section 2. All laws and parts of laws in conflict herewith are hereby repealed.

Section 3. This act shall take effect upon the passage and approval by the Governor, or upon its becoming a law without such approval.

C. C. BASS
M. A. BEST
J. P. HATCH

3-15

PUBLISHER'S AFFIDAVIT

STATE OF FLORIDA)
COUNTY OF SUWANNEE) SS

C. P. Helfenstein being duly sworn on oath saith: That he is the publisher of The Suwannee Democrat, a newspaper published at Live Oak, in said county and state and that the advertisement of Notice Intention to Apply for Passage Local Law a copy whereof is hereto attached was published in said newspaper once, the issue of April 12, 1935; That said newspaper had been regularly and continuously published at least once a week for a period of more than one year at and prior to the date of the first insertion of the aforementioned advertisement and which said newspaper was duly entered as second class mailing matter at the postoffice in Live Oak, Suwannee county, Florida, more than one year next preceding the first insertion of said advertisement or publication.

Witness my hand this 13th day of April A. D. 1935.

C. P. HELFENSTEIN

Sworn to and subscribed to before me this 13th day of April 1935.

Witness my hand and official seal.

(SEAL)

C. W. HARMON

Notary Public, State of Florida at Large. My commission expires June 10, 1936

Senator Bass asked unanimous consent of the Senate to take up and consider Senate Bill No. 764 at this time.

Which was agreed to.

Senator Bass moved that the rules be waived and Senate Bill No. 764 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 764 was read the second time by title only.

Senator Bass moved that the rules be further waived and Senate Bill No. 764 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. 764 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, Futch, 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—38.

Nays—None.

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

By Senator Bass—

Senate Bill No. 765:

A bill to be entitled An Act to permit the fishing and taking of fish from the waters of the lakes of Suwannee County by the use of gigs and gill nets of not more than 100 yards long, and to prohibit the sale of such fish so caught, and providing punishment for a violation thereof, and repealing all laws in conflict therewith.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 765 when it was introduced in the Senate:

NOTICE OF INTENTION TO APPLY FOR PASSAGE OF LOCAL LAW

Notice is hereby given as required by Section 21 of Article III of the Constitution of Florida, of the intention of the undersigned to apply to the Legislature of the State of Florida at its regular session of 1935, for the passage of a local law affecting Suwannee County, the substance of which will be to legalize and permit residents of Suwannee County to catch and take fish from the waters of the lakes of Suwannee County by the use of gigs and gill nets of two to three-inch mesh, and not more than 100 yards long, and to prohibit the sale of such fish so caught, and providing punishment for a violation thereof, and repealing all laws in conflict therewith.

CLAYTON C. BASS
J. P. HATCH
M. A. BEST

5-12

A bill to be entitled An Act to permit the fishing and taking of fish from the waters of the lakes of Suwannee County.

Section 1. From and after the passage of this act it shall be lawful for residents of Suwannee County to catch and take fish by gigs and gill nets of two (2) to three (3) inch mesh not more than one hundred yards long, and fish caught by person or persons using gigs and gill nets shall not sell the fish so caught.

Section 2. It shall be unlawful for any person or persons to sell any fish caught or taken by the use of gigs and gill nets in Suwannee County, and any person or persons convicted of selling fish so caught shall be fined fifty dollars (\$50.00) or imprisoned three months in the county jail, or given both fine and imprisonment.

Section 3. All laws and parts of laws in conflict herewith are hereby repealed.

Section 4. This act shall take effect upon its passage and approval by the Governor, or upon its becoming a law without such approval.

C. C. BASS
M. A. BEST
J. P. HATCH

3-15

STATE OF FLORIDA)
COUNTY OF SUWANNEE) SS

C. P. Helfenstein being duly sworn on oath saith: That he is the publisher of The Suwannee Democrat, a newspaper published at Live Oak, in said county and state and that the advertisement of Notice Intention to Apply for Passage Local Law a copy whereof is hereto attached was published in said newspaper once, the issue of April 12, 1935; That said newspaper had been regularly and continuously published at least once a week for a period of more than one year at and prior to the date of the first insertion of the aforementioned advertisement and which said newspaper was duly entered as second class mailing matter at the postoffice in Like Oak, Suwannee county, Florida, more than one year next preceding the first insertion of said advertisement or publication.

Witness my hand this 13th day of April A. D. 1935.

C. P. HELFENSTEIN

Sworn to and subscribed to before me this 13th day of April 1935.

Witness my hand and official seal.

C. W. HARMON

(SEAL)

Notary Public, State of Florida at Large. My commission expires June 10, 1936

Senator Bass asked unanimous consent of the Senate to take up and consider Senate Bill No. 765 at this time.

Which was agreed to.

Senator Bass moved that the rules be waived and Senate Bill No. 765 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 765 was read the second time by title only.

Senator Bass moved that the rules be further waived and Senate Bill No. 765 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. 765 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, Futch, 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—38.

Nays—None.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., April 22, 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—

Senate Bill No. 179:

A bill to be entitled An Act to provide that Adverse Possession shall not run against the State of Florida or any State Board or State Agency holding a Purchase Money Mortgage on lands sold by the State of Florida or any State Board or State Agency.

Also has passed—

Senate Bill No. 231:

A bill to be entitled An Act to amend Section 329 Revised General Statutes as amended by Section 4 of Chapter 13761, Acts 1929, Laws of Florida, relating to time for paying fee and qualifying by candidates for State offices running in primary elections.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And Senate Bills Nos. 179 and 231, contained in the above message, were referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 11, 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 with House Amendment—

Senate Bill No. 406:

A bill to be entitled An Act to repeal Sections 13, 14, 15, 16, 17, 18, 19, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 30-A, 31 and 42 of Chapter 14572 of the Laws of Florida, Acts of 1929, being An Act relating to and concerning taxation; and to amend Section 1 of said Chapter 14572 of the Laws of Florida, Acts of 1929, being An Act relating to and concerning taxation.

Which amendment reads as follows:

In Section 2½, line 4, strike out the period after the words 'or tax certificates' and add the words "or tax deeds".

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

By LAMAR BLEDSOE.

And Senate Bill No. 406, contained in the above message, was read by title, together with House Amendment thereto.

Senator Murphy moved that the Senate do concur in House Amendment to Senate Bill No. 406.

Which was agreed to.

And the Senate concurred in House Amendment to Senate Bill No. 406.

And Senate Bill No. 406, as amended, was referred to the Committee on Engrossed Bills and the action of the Senate was ordered certified to the House of Representatives.

Also—

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

Tallahassee, Fla., May 11, 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 indefinitely postponed—

Senate Bill No. 664:

A bill to be entitled An Act to authorize the acceptance and exchange of bonds, interest coupons or other obligations of all counties in the State of Florida having a population of more than 7500 and less than 8000, according to the Federal census of 1930, and of the taxing districts in said counties, at par in payment or redemption of personal property liens, for delinquent taxes, other than for State taxes, for the year 1931 and all previous years.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

By LAMAR BLEDSOE.

Also—

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

Tallahassee, Fla., May 10, 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 with House Amendments—

Senate Bill No. 555:

A bill to be entitled An Act creating a Board of Public Instruction consisting of five members for each county of the State of Florida having a population of not less than one hundred and forty-five thousand (145,000) nor more than one hundred and fifty-five thousand (155,000) according to the last preceding Federal census; providing for the nomination and election of members of such boards; providing for the appointment by the Governor of additional members of such boards to serve thereon with incumbent members of Boards of Public Instruction affected by this Act; prescribing certain

duties and compensation of such boards of Public Instruction and members thereof; confirming powers, duties and properties now vested in existing Boards of Public Instruction affected by this act in Boards created by this act; and repealing all laws and parts of laws in conflict herewith.

Which House amendments read as follows:

Amendment No. 1:

In Title, lines 7, 8, 9 and 10, strike out the words "Providing for the appointment by the Governor of additional members of such boards to serve thereon with incumbent members of Boards of Public Instruction affected by this Act."

Amendment No. 2:

Strike out everything after the enacting clause and substitute therefor and in lieu thereof the following:

Section 1. That there is hereby created a Board of Public Instruction consisting of Five members, no two of whom shall reside in the same County Commissioner's District, for each County of the State of Florida having a population of not less than One Hundred Forty-five Thousand (145,000), nor more than One Hundred Fifty-five Thousand (155,000) according to the last preceding Federal Census.

Section 2. That in the primary election or elections to be held in 1936 in each county affected by this Act, there shall be nominated by each political party holding such elections one nominee for membership on the Board of Public Instruction from each of County Commissioners' Districts numbers 2 and 4, to serve for a term of two years, and at the same primary election or elections there shall be nominated from each of County Commissioners' Districts 1, 3, and 5 a nominee for membership upon such Board to serve for a term of four years. That all nominations for said office in such primary elections shall be by the qualified electors of such County in each District. That in all subsequent primary elections members of said Board shall be nominated alternately from the several County Commissioners' Districts as aforesaid, for a term of four years.

Section 3. That in the general election of 1936, to be held in each County affected by this Act, there shall be elected one member of such Board of Public Instruction from each County Commissioners' District numbers 2 and 4, to serve upon said Board for a term of two years. That at the same general election to be held in each such County in 1936 there shall be elected one member of such Board of Public Instruction from each of County Commissioners' Districts numbers 1, 3, and 5, to serve for a period of four years. That thereafter, the successors to the members elected as aforesaid shall in each instance be elected for a term of four years; and in all cases elections as aforesaid shall be by the qualified electors of such County at large.

Section 4: That all members of any Board of Public Instruction created by this Act and elected in the 1936 election and all elections thereafter, shall serve without pay or salary, but they shall be entitled to be reimbursed by such Board of Public Instruction of which they are members out of county school funds for their actual expenses, including by way of limitation, mileage, commission fees and bond fees incurred in qualifying for the performance of their duties as such members.

Section 5. That each Board of Public Instruction created by this Act is hereby constituted a body corporate by the name of "The Board of Public Instruction for the County of — — —, State of Florida"; each Board of Public Instruction created by this Act shall be the successor to the Board of Public Instruction of each County affected by this Act, and each such Board and the members thereof shall be vested with all the statutory rights, powers and duties and properties now vested in the existing Board of Public Instruction of any such County, and shall succeed to all the powers and duties now exercised by such Board, or the members thereof, except as otherwise provided by this Act.

Section 6. If any section, provision or clause of this Act shall be held invalid by any Court of competent jurisdiction, such holding shall not affect or destroy the validity of any other section, provision or clause of this Act, and such remaining portions of this Act shall be enforced without regard to the section, provision or clause so held to be invalid.

Section 7. All laws and parts of laws in conflict with this Act, be and the same are hereby repealed, but in the interpretation of this Act, it shall, insofar as possible, be construed as cumulative of and as an enlargement upon the laws relating to the subject matter thereof.

Section 8. This Act shall take effect upon its passage and

approval by the Governor, or upon its becoming a law without such approval.

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

And Senate Bill No. 655, contained in the above message, was read by title, together with House Amendments thereto.

Senator Tillman moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 555.

Which was agreed to.

And the Senate concurred in House Amendment No. 1 to Senate Bill No. 555.

Senator Tillman moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 555.

Which was agreed to.

And the Senate concurred in House Amendment No. 2 to Senate Bill No. 555.

And Senate Bill No. 555, as amended, was referred to the Committee on Engrossed Bills and the action of the Senate was ordered certified to the House of Representatives.

Also—

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

Tallahassee, Fla., May 11, 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 with House Amendment—

Senate Bill No. 212:

A bill to be entitled An Act granting a pension to Samual Simons Savage, Sr. of Marion County, Florida.

Which amendment reads as follows:

"Strike out Section 2."

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And Senate Bill No. 212, contained in the above message, was read by title, together with House Amendment thereto.

Senator Savage moved that the Senate do not concur in House Amendment to Senate Bill No. 212.

Which was agreed to.

And the Senate refused to concur in House Amendment to Senate Bill No. 212.

Senator Savage moved that the House of Representatives be requested to recede from House Amendments to Senate Bill No. 212.

Which was agreed to.

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

Also—

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

Tallahassee, Fla., May 11, 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 with House Amendment—

Senate Bill No. 279:

A bill to be entitled An Act creating a pension to Mrs. Georgia Jackson of Alachua County, Florida. Widow of Lawrence W. Jackson.

Which amendment reads as follows:

"Strike out Section 2."

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And Senate Bill No. 279, contained in the above message, was read by title, together with House Amendment thereto.

Senator Black moved that the Senate do not concur in House Amendment to Senate Bill No. 279.

Which was agreed to.

And the Senate refused to concur in House Amendment to Senate Bill No. 279.

Senator Black moved that the House of Representatives be requested to recede from House Amendment to Senate Bill No. 279.

Which was agreed to.

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

Also—

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

Tallahassee, Fla., May 11, 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 with House Amendment—

Senate Bill No. 206:

A bill to be entitled An Act granting a pension to Mrs. Sallie S. Bardin of Clay County, Florida.

Which amendment reads as follows:

"Strike out Section 3."

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And Senate Bill No. 206, contained in the above message, was read by title, together with House Amendment thereto.

Senator Smith (29th) moved that the Senate do not concur in House Amendment to Senate Bill No. 206.

Which was agreed to.

And the Senate refused to concur in House Amendment to Senate Bill No. 206.

Senator Smith (29th) moved that the House of Representatives be requested to recede from House Amendment to Senate Bill No. 206.

Which was agreed to.

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

Also—

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

Tallahassee, Florida, May 13, 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 with House Amendments—

Senate Bill No. 625:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court, Sheriff, Tax Collector, Tax Assessor, County Judge, Superintendent of Public Instruction and Clerks in all Counties of the State of Florida, having a population of not less than twelve thousand and four hundred (12,400), nor more than twelve thousand and five hundred (12,500), according to the last Federal Census and prescribing the time when this Act shall become a law so as to apply to all counties having a population of not less than twelve thousand and four hundred (12,400), nor more than twelve thousand and five hundred (12,500), according to the last Federal census.

Which amendments read as follows:

Amendment No. 1:

In line three of the title of the bill, strike out the words "Superintendent of Public Instruction and Clerks".

Amendment No. 2:

In Section 1, line 12, strike out the words "The Superintendent of Public Instruction of all counties of the State of Florida, having a population of not less than twelve thousand and four hundred (12,400), nor more than twelve thousand and

five hundred (12,500), salaries shall be three thousand (\$3,000) dollars per annum".

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And Senate Bill No. 625, contained in the above message, was read by title, together with House Amendments thereto.

Senator Terwin moved that the Senate do not concur in House Amendment No. 1 to Senate Bill No. 625.

Which was agreed to.

And the Senate refused to concur in House Amendment No. 1 to Senate Bill No. 625.

Senator Terwin moved that the Senate do not concur in House Amendment No. 2 to Senate Bill No. 625.

Which was agreed to.

And the Senate refused to concur in House Amendment No. 2 to Senate Bill No. 625.

Senator Terwin moved that the House of Representatives be requested to recede from House Amendments Nos. 1 and 2 to Senate Bill No. 625.

Which was agreed to.

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

Also—

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

Tallahassee, Florida, May 13, 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 indefinitely postponed—

Senate Bill No. 322:

A bill to be entitled An Act authorizing the County Boards of Public Instruction of the several counties of the State of Florida to borrow money for the purpose of paying past due salaries of teachers; providing a maximum rate of interest; permitting the pledging of moneys received from the redemption of delinquent taxes or tax sale certificates covering taxes levied for operating expenses, as security for such borrowed money.

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

Also—

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

Tallahassee, Fla., May 13, 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—

Senate Bill No. 678:

A bill to be entitled An Act to provide payment to the Pensacola Hospital, a corporation, Crystal Pharmacy, a corporation, Moulton-Cobb Prescription Company, Bryan's Pharmacy and Cushman's Pharmacy, for certain hospitalization services, labor, medicine, drugs and equipment furnished to Escambia County Health Unit.

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And Senate Bill No. 678, contained in the above message, was referred to the Committee on Enrolled Bills.

Also—

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

Tallahassee, Fla., May 13, 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 with House amendments—

Senate Bill No. 596:

A bill to be entitled An Act fixing the compensation of members of the Boards of County Commissioners in all counties of the State of Florida having a population of not less than 10,300 nor more than 10,375, according to the last preceding Federal census.

Which amendments read as follows:

Amendment No. 1:

Strike out the title of said bill, and insert in lieu thereof the following: "An Act fixing the Compensation of members of the Boards of County Commissioners and members of the Boards of Public Instruction in all Counties of the State of Florida having a population of not less than 10,300 nor more than 10,375, according to the last preceding Federal Census.

Amendment No. 2:

Strike out all of Section 1, and insert in lieu thereof the following: "Section 1. That all counties of the State of Florida having a population of not less than 10,300 and not more than 10,375, according to the last preceding Federal census, all members of the Board of County Commissioners shall receive in lieu of all other compensation an annual salary of Four Hundred Eighty (\$480.00) Dollars, payable in twelve equal monthly installments of Forty (\$40.00) Dollars per month, except the Chairman of the Board of County Commissioners of each county shall receive in lieu of all other compensation an annual salary of Six Hundred (\$600.00) Dollars, payable in twelve equal monthly installments of Fifty (\$50.00) Dollars per month; and that all members of the Boards of Public Instruction shall receive in lieu of all other compensation an annual salary of Three Hundred (\$300.00) Dollars, payable in twelve equal monthly installments of twenty-five (\$25.00) Dollars per month, except the Chairman of the Board of Public Instruction of each County shall receive in lieu of all other compensation an annual salary of Four Hundred Twenty (\$420.00) Dollars, payable in twelve equal monthly installments of Thirty-five (\$35.00) Dollars per month."

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And Senate Bill No. 596, contained in the above message, was read by title, together with House Amendments thereto.

Senator Murphy moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 596.

Which was agreed to.

And the Senate concurred in House Amendment No. 1 to Senate Bill No. 596.

Senator Murphy moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 596.

Which was agreed to.

And the Senate concurred in House Amendment No. 2 to Senate Bill No. 596.

And Senate Bill No. 596, as amended, was ordered referred to the Committee on Engrossed Bills.

Also—

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

Tallahassee, Fla., May 13, 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 Bill No. 266:

A bill to be entitled An Act to amend Section 5676, Compiled General Laws of Florida, same being Section 3803 of Revised General Statutes of the State of Florida, 1920, relating to married woman's acknowledgments.

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And House Bill No. 266, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B."

Also—

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

Tallahassee, Fla., May 13, 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 Bill No. 1016:

A bill to be entitled An Act to repeal Chapter 15670 Special Acts A. D. 1931, same being entitled: An Act to prohibit and make it unlawful for live stock to run or roam at large within certain territorial limits of Charlotte County, Florida; to provide for the impounding and sale of said live stock when found running or roaming at large in violation of this Act; to provide for the recovery of damages suffered by persons or property by reason thereof, and to provide punishment for the owners of such live stock who willfully and knowingly permit same to run or roam at large within certain territorial limits of Charlotte County, Florida; and providing for a referendum vote on this Act.

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And House Bill No. 1016, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

Also—

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

Tallahassee, Fla., May 13, 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 Bill No. 1067:

A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Pinellas County, State of Florida, for and on behalf of such county, to construct, own, maintain and operate a water system for the purpose of supplying drinkable water to the inhabitants of that certain chain of islands bordering on the Gulf of Mexico in said county, extending from Pass-a-Grille to Indian Rocks, and to furnish water to other districts or communities within said county; to prescribe the rights, duties and powers of such Board incidental thereto, specifically, the right to fix rates charged water consumers; to obtain the necessary funds for the construction of such water project from the Federal government; provided that no taxable property or person in such county shall be taxed for the purpose herein contained, or that faith or credit of such county pledged therefor.

Proof of publication attached.

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And House Bill No. 1067, contained in the above message, was read the first time by title only.

Senator Sikes asked unanimous consent of the Senate to take up and consider House Bill No. 1067 at this time.

Which was agreed to.

Senator Sikes moved that the rules be waived and House Bill No. 1067 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1067 was read the second time by title only.

Senator Sikes moved that the rules be further waived and House Bill No. 1067 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1067 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, Futch, 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—38.

Nays—None.

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

Also—

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

Tallahassee, Florida, May 11, 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 Bill No. 1020:

A bill to be entitled An Act to authorize the Board of Administration and the State Treasurer to accept refunding bonds issued by any county with a population of not less than 80,000 nor more than 150,000 according to the 1930 Federal Census and issued under the provisions of Sections 9 or 10 of Chapter 14486 of the Laws of Florida and to deliver and surrender refunded bonds in exchange for the same.

Also has passed—

House Bill No. 1011:

A bill to be entitled An Act to relieve the Board of County Commissioners in counties of this State having a population of not less than 80,000 and not more than 150,000 according to the 1930 Federal Census, from inspecting the offices and records of the county judge, sheriff, clerks of the court and other officers located therein, and for other purposes.

Also has passed—

House Bill No. 1009:

A bill to be entitled An Act to apportion moneys received from the state treasurer by the boards of county commissioners of the several counties of the State of Florida, having a population of not less than 4120 and not more than 4130, according to the last Federal census, under the provisions of Chapter 14,832, Laws of Florida, Acts of 1931, said Act being "An Act taxing racing in the State of Florida".

Also has passed—

House Bill No. 965:

A bill to be entitled An Act to authorize and require the Board of Public Instruction in counties having a population of not less than 31,000 and not more than 32,000 to pay certain money received by said Board of Public Instruction in said counties under Chapter 16120, Acts of 1933, to the Board of County Commissioners of said counties, and providing for the use of said money by said Board of County Commissioners.

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

And House Bill No. 1020, contained in the above message, was read the first time by title only.

Senator Watson asked unanimous consent of the Senate to take up and consider House Bill No. 1020 at this time.

Which was agreed to.

Senator Watson moved that the rules be waived and House Bill No. 1020 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1020 was read the second time by title only.

Senator Watson moved that the rules be further waived and House Bill No. 1020 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1020 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, Futch, 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—38.

Nays—None.

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

And House Bill No. 1011, contained in the above message, was read the first time by title only.

Senator Watson asked unanimous consent of the Senate to take up and consider House Bill No. 1011 at this time

Which was agreed to.

Senator Watson moved that the rules be waived and House Bill No. 1011 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1011 was read the second time by title only.

Senator Watson moved that the rules be further waived and House Bill No. 1011 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1011 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, Futch, 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—38.

Nays—None.

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

And House Bill No. 1099, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 965, contained in the above message, was read the first time by title only.

Senator Lewis asked unanimous consent of the Senate to take up and consider House Bill No. 965 at this time.

Which was agreed to.

Senator Lewis moved that the rules be waived and House Bill No. 965 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 965 was read the second time by title only.

Senator Lewis moved that the rules be further waived and House Bill No. 965 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 965 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, Futch, 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—38.

Nays—None.

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

Also—

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

Tallahassee, Fla., May 11, 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 Bill No. 935:

A bill to be entitled An Act directing the Board of County Commissioners, the Tax Collector and/or the Clerk of the Court or any City Council or City Commissioners of all counties having a population of not less than 7,700 and not more than 8,000 according to the 1930 United States census for Florida to accept and exchange of bonds or delinquent interest coupons or other delinquent obligations of all counties having a population of not less than 7,700 and not more than

8,000 according to the 1930 United States census for Florida, districts in such counties and municipalities in such counties at par in the redemption of lands from tax sales and in payment of delinquent taxes due to the same or in payment of all current taxes except that part of the State of Florida assessed and collected in such counties.

Also has passed—

House Bill No. 963:

A bill to be entitled An Act to fix the compensation of members of Boards of Public Instruction in all counties of the State having a population of not less than twelve thousand five hundred and not more than thirteen thousand, according to the Federal census of 1930.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

By L. BLEDSOE.

And House Bill No. 935, contained in the above message, was read the first time by title only.

Senator Murphy asked unanimous consent of the Senate to take up and consider House Bill No. 935 at this time.

Which was agreed to.

Senator Murphy moved that the rules be waived and House Bill No. 935 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 935 was read the second time by title only.

Senator Murphy moved that the rules be further waived and House Bill No. 935 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 935 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, Futch, 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—38.

Nays—None.

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

And House Bill No. 963, contained in the above message, was read the first time by title only.

Senator Gillis asked unanimous consent of the Senate to take up and consider House Bill No. 963 at this time.

Which was agreed to.

Senator Gillis moved that the rules be waived and House Bill No. 963 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 963 was read the second time by title only.

Senator Gillis moved that the rules be further waived and House Bill No. 963 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 963 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, Futch, 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—38.

Nays—None.

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

Also—

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

Tallahassee, Florida, May 11, 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 Bill No. 228:

A bill to be entitled An Act, relating to forthcoming bonds given in attachment proceedings and providing that plaintiff in such causes may have judgment against both the defendant and sureties on any such forthcoming bond, and providing for the issuance and service of execution.

Also has passed—

House Bill No. 246:

A bill to be entitled An Act imposing a State and County License Tax on automobile tire and tube dealers and providing for the disposition of the tax imposed, and repealing Chapter 12412, Laws of Florida, Acts of Legislature, 1927.

Also has passed—

House Bill No. 462:

A bill to be entitled An Act providing ways and means for readjusting, refunding and liquidating the indebtedness of any financially embarrassed political subdivision and taxing district in default; for a judicial proceeding to carry out such purpose; for the confirmation and validation of refunding bonds issued by any such taxing district; for the assessment and levy of taxes to pay principal and interest of such refunding bonds; for the assessment and levy of taxes to pay unredeemed bonds or other indebtedness of such political subdivision or taxing district; and for other purposes germane thereto.

Also has passed—

House Bill No. 1026:

A bill to be entitled An Act authorizing, empowering and directing the State Board of Administration of the State of Florida, to reimburse and pay the Board of County Commissioners, for the benefit of the General Fund, the sum of four thousand six hundred and thirty dollars and twenty-four cents (\$4,630.24), and to pay to the Tax Collector the sum of two thousand nine hundred ninety dollars and ninety cents (\$2,990.90), out of money now in the hands of the State Board of Administration, collected from ad valorem taxes in all counties whose population, according to the 1930 Federal Census, was not less than 5490 and not more than 5550.

Very Respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

By LAMAR BLEDSOE

And House Bill No. 228, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B".

And House Bill No. 246, contained in the above message, was read the first time by title only and referred to the Committees on Judiciary "B" and Finance & Taxation, in the order named.

And House Bill No. 462, contained in the above message, was read the first time by title only and placed on the Calendar of Bills without reference.

And House Bill No. 1026, contained in the above message, was read the first time by title only and referred to the Committee on Pensions & Claims.

Also—

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

Tallahassee, Florida, May 11, 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—

Temperance Committee Substitute for House Bill No. 496:

A bill to be entitled An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol, creating and providing for a State beverage department, providing penalties for the violation of this Act and repealing existing laws concerning said beverages.

Very Respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

By LAMAR BLEDSOE

And Temperance Committee Substitute for House Bill No. 496, contained in the above message, was read the first time by title only and referred to the Committee on Temperance.

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

Tallahassee, Fla., May 11, 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 Bill No. 691:
A bill to be entitled An Act to grant a Special Pension to Harvey C. Artis, an employee of the State of Florida, who is physically unable to pursue a regular vocation as a means of livelihood and who is in destitute circumstances.

Also has passed—
House Bill No. 403:
A bill to be entitled An Act granting a pension to Mrs. Vester Culverson of Jackson County, Florida.

Also has passed—
House Bill No. 375:
A bill to be entitled An Act granting a pension to the Mrs. Kate Laprade Butler and providing that the State Pension Board is hereby empowered and directed to place the name of Kate Laprade Butler on the Pension Roll of the State of Florida and providing that the State Comptroller shall issue Warrant or Warrants in compliance with the provisions of this Act and providing that the State Treasurer shall pay such Warrants drawn by the State Comptroller in compliance with this Act.

Also has passed—
House Bill No. 11:
A bill to be entitled An Act relating to the duties and liabilities and powers of the Live Stock Sanitary Board and prescribing certain rules and regulations with reference thereto.

Also has passed—
House Bill No. 296:
A bill to be entitled An Act providing that taxes levied by any county, district or municipality in the State of Florida for the payment of interest and for a sinking fund on bonds or for the payment of any other past due obligation of such county, district or municipality, may be paid in said bonds, the past due interest coupons of said bonds or the said other past due obligations at par which the said taxes have been, may or shall be levied to pay, and providing for the tax collectors or other officers receiving such bonds, interest coupons and/or other obligations to have proper credit therefor.

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

And House Bills Nos. 691, 403 and 375, contained in the above message, were read the first time by titles only and referred to the Committee on Pensions & Claims.

And House Bill No. 11, contained in the above message, was read the first time by title only and referred to the Committee on Agriculture & Live Stock.

And House Bill No. 296, contained in the above message, was read the first time by title only and referred to the Committees on Judiciary "A" and Finance & Taxation, in the order named.

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

Tallahassee, Fla., May 13, 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.

House Concurrent Resolution No. 18:
A Concurrent Resolution relating to the Honorable Franklin Delano Roosevelt, the President of the United States.

WHEREAS, throughout the history of our great Nation, at every crisis in our national affairs, the people, by virtue of their infinite wisdom and through divine guidance, have brought forth a great democratic leader to guide them

through their troublous times back to a national, economic and social stability; and

WHEREAS, under the able leadership of our beloved and humanitarian President, Franklin D. Roosevelt, a new philosophy has permeated the lives of our people through his cheerful, kind and intentionally human feeling and understanding of the problems of his fellowmen,

THEREFORE, BE IT RESOLVED, by the House of Representatives of the State of Florida, the Senate concurring, that we endorse, approve and subscribe to the program, the courage and the leadership of our great national leader, and by this resolution pledge to him the continued loyalty of the people of the State of Florida, in his efforts to restore to this land a national, normal prosperity and we commend him for his courageous and untiring efforts on behalf of the people of this commonwealth and pledge to him, Franklin Delano Roosevelt, President of the United States, our full faith, unswerving loyalty and continued support; and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the President of the United States under the great seal of the State of Florida, and that copies be given to the press and that a copy be spread upon the Journal of this House.

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

By L. Bledsoe

And House Concurrent Resolution No. 18, 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. 18 at this time.

Which was agreed to.
And House Concurrent Resolution No. 18 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to.
And House Concurrent Resolution No. 18 was adopted.

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

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

Tallahassee, Fla., May 11, 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.

Senate Bill No. 655:
A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for service performed in suits or proceedings before the Circuit Court in all Counties of the State of Florida having a population of not less than sixty thousand and not more than one hundred thousand according to the last or any future official Federal Census.

Also has passed—
Senate Bill No. 165:
A bill to be entitled An Act providing for and fixing the rate of interest on any judgment or decree hereafter obtained or rendered on any bonds or other written evidence of indebtedness of any County or Special Road and Bridge District, or any County for the use and benefit of any Special Road and Bridge District.

Also has passed—
Senate Bill No. 333:
A bill to be entitled An Act to provide for an election to determine whether the Duval County St. Johns River Bridge shall be from and after the first day of January, 1936, a free bridge and prescribing the qualifications of electors authorized to participate in said election; to prohibit the charging of any toll from and after January 1, 1936, in the event a majority of the electors participating in said election shall vote for a free bridge; if the bridge is voted free, to authorize the Board of County Commissioners of Duval County to convey the said bridge to the State Road Department of Florida on terms to be agreed upon between said Boards to be operated as a free bridge; to provide for disposition of funds now in the hands

of Duval County St. Johns River Bridge Bond Trustees; and conferring other powers upon the Board of County Commissioners of Duval County.

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And Senate Bills Nos. 655, 165 and 333, contained in the above message, were referred to the Committee on Enrolled Bills.

Senate Concurrent Resolution No. 16 was taken up in its order and the consideration of same was informally passed.

Senator Sikes asked unanimous consent of the Senate to take up and consider Senate Bill No. 742 out of its order at this time.

Which was agreed to.

Senate Bill No. 742:

A bill to be entitled An Act relating to the salaries of the Judges of the Circuit Courts of counties having a population of more than fifty thousand according to the latest Federal census and having no court of record with a civil jurisdiction concurrent with the Circuit Court, and providing for a portion of such salaries to be paid from the general revenue of such counties.

Was taken up.

Senator Sikes moved that the rules be waived and Senate Bill No. 742 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 742 was read the second time by title only.

Senator Sikes moved that the rules be further waived and Senate Bill No. 742 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. 742 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, Futch, 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—38.

Nays—None.

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

Pursuant to the motion made by Senator Gillis on May 11, 1935, the Senate took up the consideration of all Claim Bills and all Pension Bills on the Calendar as a Special and Continuing Order.

Senate Bill No. 266:

A bill to be entitled An Act for the relief of James A. Black, individually and as deputy game warden for the Department of Game and Fresh Water Fish.

Was taken up in its order and 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, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—35.

Nays—Senators MacWilliams, Raulerson—2.

So Senate Bill No. 266 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1935 session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 295:

A bill to be entitled An Act for the relief of Kate B. Inman.
Was taken up in its order and 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, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, Mann, Murphy, Nordman, Par-

rish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tillman, Touchton, Turner, Watson—33.

Nays—None.

So Senate Bill No. 295 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1935 session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 350:

A bill to be entitled An Act for the relief of J. E. Yates and to provide for the refunding to him of taxes erroneously paid on State lands in Washington county, Florida; and making an appropriation on account thereof.

Was taken up in its order and 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, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McKenzie, Mann, Murphy, Nordman, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Touchton, Turner, Watson—33.

Nays—None.

So Senate Bill No. 350 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1935 session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

Senator Tervin asked unanimous consent of the Senate to revert to the consideration of Messages from the House of Representatives at this time.

Which was agreed to.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, May 10, 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 with House amendments—

Senate Bill No. 623:

A bill to be entitled An Act fixing the compensation of County School Superintendents in the counties of the State of Florida, having a population of not less than twenty-two thousand and five hundred (22,500) or more than twenty-three thousand and one hundred sixty-five (23,165), according to the United States census of 1930.

Which House amendments read as follows:

Amendment No. 1:

In Title strike out the words "twenty-three thousand one hundred and sixty-five" and insert the following: "twenty-three thousand one hundred".

Amendment No. 2:

In Section 1, line 4, strike out the words "twenty-three thousand one hundred and sixty-five" and insert in lieu thereof the following: "twenty-three thousand one hundred".

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.
By L. BLEDSOE.

And Senate Bill No. 623, contained in the above message, was read by title, together with House Amendments thereto.

Senator Tervin moved that the Senate do not concur in House Amendment No. 1 to Senate Bill No. 623.

Which was agreed to.

And the Senate refused to concur in House Amendment No. 1 to Senate Bill No. 623.

Senator Tervin moved that the Senate do not concur in House Amendment No. 2 to Senate Bill No. 623.

Which was agreed to.

And the Senate refused to concur in House Amendment No. 2 to Senate Bill No. 623.

Senator Tervin moved that the House of Representatives be requested to recede from House Amendments Nos. 1 and 2 to Senate Bill No. 623.

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

Senator Beall now presiding.

Senate Bill No. 284:

A bill to be entitled An Act for the relief of David M. Walker, a resident of Hillsborough County, Florida, providing an appropriation for the injuries and damages sustained by him while a member of the One Hundred and Sixteenth Field Artillery, Florida National Guards with the rank of Sergeant; providing for the State Treasurer and the State Comptroller of the State of Florida to draw and cause to be drawn warrants in payment of the appropriation herein provided for and providing for the enforcement of this Act.

Was taken up in its order and 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, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Savage, Shivers, Sikes, Tervin, Tillman, Touchton, Turner, Watson—31.
Nays—None.

So Senate Bill No. 284 passed by the required Constitutional two-thirds vote of all members elected to the Senate for the 1935 session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 471:

A bill to be entitled An Act granting a pension to Mrs. Hattie S. Keith of Holmes County, Florida.

Was taken up in its order and read the third time in full.

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

Yeas—Senators Adams, Bass, Beacham, Black, Butler, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Tervin, Tillman, Touchton, Turner, Watson—33.
Nays—Senators Beall, Clarke—2.

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

Senate Bill No. 467:

A bill to be entitled An Act providing that Mrs. Pattie McClellan Dickenson be exempted from the requirement of the pension board that she return to the State of Florida before one year has expired since leaving same in order that she may continue to enjoy and draw her pension.

Was taken up in its order and read the third time in full.

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

Yeas—Mr. President; Senators Bass, Beacham, Beall, Black, Butler, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner, Watson—31.
Nays—None.

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

Senator McArthur now presiding.

Senate Bill No. 523:

A bill to be entitled An Act for the relief of Joe Reed, of New Warrington, Escambia County, Florida, and to provide for the refunding to him of the sum of sixty-five dollars (\$65.00) erroneously paid the State of Florida for a license, and making appropriation on account thereof.

Was taken up in its order and 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, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tillman, Touchton, Turner, Watson—33.
Nays—None.

So Senate Bill No. 523, passed by the required Constitutional

two-thirds vote of all members elected to the Senate for the 1935 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

Senator Beall now presiding.

Senate Bill No. 571:

A bill to be entitled An Act granting a pension to Mrs. Martha Oliver of Levy County.

Was taken up in its order and 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, Beall, Black, Butler, Futch, Gillis, Gomez, Harper, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner, Watson—29.
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. 155:

A bill to be entitled An Act to grant a pension to Mary Frances Dozier, as the widow of a Confederate veteran.

Was taken up in its order and 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, Beall, Black, Butler, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Pannill, Parker, Parrish, Rose, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner, Watson—30.
Nays—Senator Raulerson—1.

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

Senate Bill No. 514:

A bill to be entitled An Act for the relief of Benjamin R. Gorgas.

Was taken up in its order and read the third time in full.

Pending roll call, Senator Parrish moved that the further consideration of Senate Bill No. 514 be informally passed, the bill retaining its place on the Calendar of Bills on third reading.

Which was agreed to and it was so ordered.

Senate Bill No. 539:

A bill to be entitled An Act granting a pension to W. S. Woodall of Taylor County, Florida.

Was taken up in its order and 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, Beall, Butler, Futch, Gillis, Harper, Holland, Lewis, Lundy, McKenzie, MacWilliams, Murphy, Nordman, Pannill, Parker, Parrish, Rose, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner, Watson—27.
Nays—Senators Clarke, McArthur, Mann, Raulerson—4.

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

By Senator MacWilliams—

Senate Memorial No. 18:

A Memorial to the Congress of the United States requesting the passage of House Bill No. 6227.

WHEREAS, a large number of the counties and other taxing districts within the State of Florida are heavily bonded, said bonds bearing interest at rates as high as 6%, and,

WHEREAS, it would materially aid and assist said counties and other taxing districts if many of said counties and taxing districts could refund their respective outstanding bonds at a much lower rate of interest, and,

WHEREAS, there is now pending in the Congress of the United States of America, House Bill No. 6227 which would authorize The Reconstruction Finance Corporation to make loans to counties and other taxing districts at a maximum interest rate of 3%:

NOW, THEREFORE, Be It Resolved by the Legislature of the State of Florida:

That the Congress of the United States of America is hereby respectfully petitioned and requested to pass said House Bill No. 6227 introduced in the House of Representatives on February 27, 1935, by the Honorable A. L. Ford of Mississippi, and that the Secretary of the State of Florida be directed to trans-

mit a copy of this Memorial under the Great Seal of the State of Florida to the President of the United States, and to the members of the United States Congress.

Which was read the first time in full.

Senator MacWilliams asked unanimous consent of the Senate to take up and consider Senate Memorial No. 18 at this time.

Which was agreed to.

And Senate Memorial No. 18 was read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to.

And Senate Memorial No. 18 was adopted.

Senator Nordman requested that Senate Bill No. 452 be recalled from the Committees on Citrus Fruits and Agriculture & Live Stock having been in said Committees more than seven (7) days and placed on the Calendar of Bills on second reading.

And it was so ordered, under the rules.

Senator Tillman requested that Senate Bill No. 697, which was reported unfavorably by the Committees on County Organizations and Finance & Taxation, be placed on the Calendar of Bills on second reading.

And it was so ordered, under the rules.

Senator Gillis moved that the Senate do now proceed to the consideration of Executive Communications.

Which was agreed to.

And the Senate went into Executive Session at 5:25 o'clock, P. M.

The Senate emerged from Executive Session at 6:53 o'clock P. M., and resumed its Session.

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

Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKendie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—38.

A quorum present.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 6:54 o'clock P. M., until 11:00 o'clock A. M., Tuesday, May 14, 1935.

EXECUTIVE SESSION

The Senate in Executive Session on May 13, 1935, consented to the suspension and removal from the office of County Solicitor in and for Hillsborough County, Florida, by the Governor of Morris M. Givens.

The Senate in Executive Session on May 13, 1935, advised and consented to the nomination by the Governor of Colonel Sumter L. Lowry to be Brigadier General of line in the National Guard of Florida, beginning October 4, 1934.