

JOURNAL OF THE SENATE

Thursday, May 23, 1935

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Wednesday, May 22, 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, Tervin, Tillman, Touchton, Turner, Watson—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, May 22nd, was corrected and as corrected, was approved.

REPORTS OF COMMITTEES

Senator Harper, Chairman of the Committee on County Organizations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 23, 1935.

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

Sir:
Your Committee on County Organizations, to whom was referred:

Senate Bill No. 898:

A bill to be entitled An Act providing for creation for each county of the State of Florida of an adjustment certificate board, providing the powers and duties of said board. Providing for the use of adjustment certificates issued in paying certain portions of taxes levied, or to be levied by each county and State of Florida, for designated years. Providing for use of adjustment certificates for purchase or redemption of certain percentage of State tax certificates under certain conditions.

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

Very respectfully,

H. C. HARPER,
Chairman of Committee.

And Senate Bill No. 898, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Smith (29th), Chairman of the Committee on Miscellaneous, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 23, 1935.

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

Sir:
Your Committee on Miscellaneous, to whom was referred:

Senate Bill No. 881:

A bill to be entitled An Act to provide for the proper deposit of all fines, criminal costs and forfeitures collected into the fine and forfeiture fund of the several counties of the State; regulating the payment of criminal cost bills by the counties; amending Sections 1774, 1776, 1782 and 1783, Revised General Statutes of Florida, (1920), the same appearing respectively as Sections 2825, 2827, 2833, and 2834, Compiled General Laws of Florida, 1927; and repealing Section 5944, Revised General Statutes of Florida, (1920), the same appearing as Section 8210, Compiled General Laws of Florida, 1927.

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

Very respectfully,

J. SLATER SMITH,
Chairman of Committee.

And Senate Bill No. 881, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Pannill, Chairman of the Committee on Internal Affairs, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 23, 1935.

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

Sir:
Your Committee on Internal Affairs, to whom was referred:

Senate Bill No. 823:

A bill to be entitled An Act to amend Sections 4846 and 4847, Revised General Statutes of the State of Florida, the same being Chapters 6932 and 6933, Compiled General Laws, 1927, as amended by Chapter 16067, Laws of Florida, Acts of 1933, relating to legal holidays.

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

Very respectfully,

WILLIAM PANNILL,
Chairman of Committee.

And Senate Bill No. 823, contained in the above report, was placed on the Calendar of Bills on second reading.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Fla., May 22, 1935.

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

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

Senate Bill No. 783:

A bill to be entitled An Act creating the State Planning Board, prescribing its powers and duties; creating county planning councils and prescribing their powers and duties.

Amendment No. 1:

In Section 1, (typewritten bill), strike out the Section and insert in lieu thereof the following:

"Section 1. There is hereby created an agency of the State of Florida, to be designated the State Planning Board, hereinafter referred to as the Board, consisting of five members including the Chairman of the State Road Department, and four others, two of whom may be State officials or employees and the other two citizen members who shall not otherwise be State officials or employees, who shall be appointed by the Governor. The Governor shall annually designate one of the said last mentioned citizen members to be Chairman of the Board to serve as such for a term of one year and until another Chairman is designated. The term of the office of the members who may be State officials or employees shall expire with the expiration of the term of the Governor. The term of the office of the two citizen members first appointed shall be, one for two years, and one for three years, and thereafter their successors shall be appointed for the term of four years each; all to serve, however, until their successors are appointed. They may be removed for cause by the Governor at any time. In case of vacancy, by removal, resignation or death, the Governor shall appoint a successor to fill the vacancy for the balance of the unexpired term. All members shall serve without compensation, but they shall be allowed any reasonable expenses which they may incur in the performance of their duties under the provisions of this Act."

Amendment No. 2:

In Section 8, lines 12 and 13 (typewritten bill), strike out the words: "nominated by the State Planning Board and"

Amendment No. 3:

In Section 8, line 14, (typewritten bill) strike out the words:

“, terminable at any time on recommendation of the Board with the approval of the Governor and such commission to be issued without payment of any fee.” and insert in lieu thereof the following: “period”

Amendment No. 4:

In Section 8, (typewritten bill) strike out the words:

“It shall be the duties of the County Commissioners in the counties in which the County Councils are formed to require the County Engineer, Home Demonstration and County Agricultural Agents and administrative heads of all the county departments to render such assistance as their offices may be reasonably required to do to assist the County Planning Council in the performance of its duties.”

Amendment No. 5:

In Section 10, (typewritten bill) strike out the words:

“All books and records of all political entities of the State, County and Municipal shall be open to the Board and its agents and all public officials, State, County and Municipal, shall, upon request, furnish to the Board within a reasonable time, such available information as the Board or its agents may require;”

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

Very respectfully,

J. W. TURNER,

Chairman of Committee.

And Senate Bill No. 783, contained in the above report, was certified to the House of Representatives.

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

Senate Chamber,
Tallahassee, Fla., May 22, 1935.

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

Sir:

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

Senate Bill No. 314:

A bill to be entitled An Act requiring liquidators of all Banking Institutions of the State of Florida in liquidation to publish notice of sales of real property, and of personal property where the value of the personal property is one hundred dollars (\$100.00) or more, and making it a misdemeanor to fail in such duty, and providing a penalty therefor.

Amendment No. 1:

In Section 1, line 3, (typewritten bill), after the word “of” insert the following; public or private

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

Very respectfully,

J. W. TURNER,

Chairman of Committee.

And Senate Bill No. 314, contained in the above report, was certified to the House of Representatives.

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 23, 1935.

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

Sir:

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

House Bill No. 981:

A bill to be entitled An Act to redesignate a portion of State Road No. 120 as heretofore designated by Chapter 12394, Acts of 1927.

Also—

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 & Twenty-Four Cents (\$4,630.24), and to pay to the Tax Collector the sum of Two Thousand Nine Hundred Ninety Dollars & Ninety Cents (\$2,990.90), out of moneys 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.

Also—

House Bill No. 885:

A bill to be entitled An Act authorizing the Board of Public Instruction for the County of Dade, State of Florida, to adopt a retirement annuity plan for aged teachers; to enter into contract with an Insurance Company to underwrite such retirement annuity plan and to expend a portion of the General County School Fund allotted to Teachers' salaries to supplement the premiums paid by teachers participating therein.

Also—

House Bill No. 648:

A bill to be entitled An Act amending Section 30 of Chapter 14764, Laws of Florida, Acts of 1931, entitled: “An Act providing for the supervision and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the Public Highways of the State; providing for regulations of safety and proper operation affecting the use of said highways and the preservation thereof; defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida and providing for the enforcement of the provisions of this Act, and for the punishment of violations thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and providing certain exemptions; and repealing all Acts inconsistent with the provisions of this Act”; providing that persons, firms or corporations operating motor vehicles over and upon State Road Number Seventy-Eight and the territory adjacent to said State Road within a radius of ten miles thereof shall be exempted from the provisions of said Act and from commission jurisdiction and control.

Also—

House Bill No. 823:

A bill to be entitled An Act to authorize the Commission of the City of Coral Gables to use certain City owned assets to secure or discharge in whole or in part certain obligations of said City, and for that purpose to pledge, sell, exchange, transfer and assign certain improvement liens due to said City, and defining the rights of any pledgees or assignees of such liens; to pledge, exchange, sell or otherwise dispose of tax sale certificates held by said City; to sell or exchange and convey certain real estate owned by said City.

Also—

House Bill No. 442:

A bill to be entitled An Act relating to the Government of the City of Miami Beach, Florida, and providing for the adoption of Ordinances and prescribing penalties for the violation thereof.

Also—

House Bill No. 1132:

A bill to be entitled An Act providing for the disposition of all monies received in all Counties in the State of Florida, whose population, according to the 1935 State Census, was not less than 5400, nor more than 5510, and paid to such Counties pursuant to the provisions of Senate Bill Number 744, Acts of 1935, Laws of Florida, Commonly known as the “Race Track Fund,” and directing how the same shall be spent.

Also—

House Bill No. 1160:

A bill to be entitled An Act to Repeal Chapter 16453, Laws of Florida, Acts of 1933, the same being an Act entitled “An Act to prohibit the taking of Game Fish commonly known as Sheep Head, Channel Bass (commonly known as Red Fish) and Mango Snappers from the fresh waters and from the salt waters of Hernando County, Florida, by means of nets and to prohibit the sale of such fish or the shipping thereof; and providing a penalty for the violation of this Act; and to Repeal all Laws in conflict herewith so far as they affect Hernando County, Florida.”

Also—

House Bill No. 1166:

A bill to be entitled An Act amending the Charter of the

City of St. Cloud, Florida, by providing a limited operating budget for said City.

Also—

House Bill No. 1162:

A bill to be entitled An Act to fix the salary of the City Clerk of the City of Moore Haven, Florida, and requiring the Clerk to make bond.

Also—

House Bill No. 716:

A bill to be entitled An Act to declare, designate and establish a certain road in Lee County, Florida, a State Road forming a part of the connecting system of States Roads of the State of Florida.

Also—

House Bill No. 813:

A bill to be entitled An Act providing for an open season for the hunting and killing of Buck Deer in all Counties of the State of Florida having a population of not less than 6,418 and of not more than 6,500 according to the last Federal Census; and providing what persons are eligible to hunt in such open season; and providing for the repeal of all laws in conflict with this Act; and providing a penalty for the violation thereof.

Also—

House Bill No. 449:

A bill to be entitled An Act repealing Chapter 15999 Laws of Florida, 1933, same being an Act providing that the annual maintenance tax of the Crane Creek Drainage District shall be levied on a uniform acreage basis instead of a benefit assessment basis; and limiting the amount thereof.

Also—

House Bill No. 365:

A bill to be entitled An Act to amend Section 1 of Chapter 14940—(302), Acts of 1931, entitled, "An Act extending and re-defining State Road Number 34."

Also—

House Bill No. 773:

A bill to be entitled An Act to declare, designate and establish the route of a part of State Road Number 23.

Also—

House Bill No. 1145:

A bill to be entitled An Act providing that in all Counties of the State of Florida having a population of not less than 2750 and not more than 2800 according to the Federal Census of 1930 that the bond portion of taxes may be paid by the use of bonds and delinquent interest coupons.

Also—

House Bill No. 397:

A bill to be entitled An Act granting a pension to Henry Bascom Tucker of Manatee (formerly of Franklin) County, Florida.

Also—

House Bill No. 1062:

A bill to be entitled An Act to extend State Road Number 164 as designated in Chapter 13844, Laws of Florida of 1929, and as amended by Chapter 15647, Laws of Florida of 1931.

Also—

House Bill No. 640:

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

Also—

House Bill No. 1030:

A bill to be entitled An Act to designate and establish as a State Road that certain road described as an extension of State Road No. 202, beginning at the East City limits of Winter Park, in Orange County, through Winter Park and on Fairbanks Avenue to the old Apopka Brick Road, thence northwesterly crossing the Seaboard Air Line Railroad, turning left and intersecting State Road No. 2, thence westerly through Clarcona intersecting Apopka-Ocoee road one-quarter mile south of Atlantic Coast Line Railroad, designating the route of said road and a number designation to be given thereto by the State Road Department of Florida.

Also—

House Bill No. 535:

A bill to be entitled An Act granting a pension to Alex Lawson, of Calhoun County, Florida.

Also—

House Bill No. 864:

A bill to be entitled An Act to designate and establish a certain State road in Hendry County, Florida.

Also—

House Bill No. 998:

A bill to be entitled An Act to repeal Chapter 10974, Laws of Florida, 1925, and Chapter 11661, amendatory thereto, relating to the issuance of bonds by the City of Orlando, Florida, with a saving clause as to bonds already issued.

Also—

House Bill No. 347:

A bill to be entitled An Act to excuse and relieve members of Grand Juries from service in particular cases by reason of relationship, and relating to the effect of service in such cases.

Also—

House Bill No. 1114:

A bill to be entitled An Act authorizing the Board of County Commissioners of the several counties of the State of Florida having the population of not less than 26,250 nor more than 26,750 inhabitants, to change or alter the County Commissioners' Districts of such counties to conform to the election districts thereof at any time when such election districts may be changed, and to provide the method of changing such County Commissioners' Districts.

Also—

House Bill No. 90:

A bill to be entitled An Act regulating the taking, killing or possession of migratory game birds in certain coastal counties bordering on the Gulf of Mexico in the State of Florida; and providing penalties for the violation thereof; and repealing conflicting laws.

Also—

House Bill No. 1104:

A bill to be entitled An Act to provide for the distribution and disposition of funds that may be received by Hamilton County, Florida, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any Acts amendatory or supplementary thereto, commonly known as race track funds, and providing for a portion of said funds to be distributed to the Board of Public Instruction of Hamilton County, Florida.

Also—

House Bill No. 1041:

A bill to be entitled An Act to authorize the State Road Department of Florida to provide certain moneys in the annual budget for certain purposes.

Also—

House Bill No. 1042:

A bill to be entitled An Act to amend Sections 5 and 6 of Chapter 15024, Acts of 1931, entitled, "An Act to authorize the State Road Department of the State of Florida to grant franchises for the construction of toll bridges, viaducts, roads, fills, trestle structures and approaches thereto and for the use of the same by the persons to whom such franchises are granted, their successors and assigns; and to authorize the State Road Department to lease or purchase under certain conditions any toll bridges, viaducts, roads, fills or trestles with the approaches thereto when it may be practicable and advisable to lease such structures in connection with the highway system of the State of Florida; and to provide that the contracts for such franchises and constructions shall contain an option to be exercised by the State Road Department to purchase such structures after a period of thirty years under such terms and conditions as may be named in the original franchises granted by the State Road Department."

Also—

House Bill No. 906:

A bill to be entitled An Act prohibiting live stock from roaming at large in the farming area of Lakeport and Bare Beach in the County of Glades in the State of Florida, and prescribing penalties for the violation hereof, and further providing for recovery from such owner for any damages sustained by any person, or persons, or corporation by reason of such stock roaming at large within said territory.

Also—

House Bill No. 749:

A bill to be entitled An Act authorizing the creation of Municipal Tax Adjustment Boards, prescribing their powers, du-

ties and limitations; prescribing the length of time such Board shall stay in existence; providing for a Chairman and Secretary, and authorizing said Board to adjust, settle and compromise taxes and special assessments.

Also—

House Bill No. 1035:

A bill to be entitled An Act assenting to and accepting the provisions of an Act of Congress approved July 11, A. D. 1916, and all amendments thereto, the same being entitled, "An Act to provide that the United States Government shall aid the States in the construction of rural post roads, and for other purposes," and providing for the apportionment and appropriation of funds to meet the same.

Also—

House Bill No. 1036:

A bill to be entitled An Act authorizing and empowering the State Road Department of Florida to purchase, sell, lease and convey certain real property.

Also—

House Bill No. 476:

A bill to be entitled An Act to authorize and empower Boards of County Commissioners to act as a Board of Adjustment in settling and adjusting delinquent drainage tax liens in drainage districts created and established in their respective counties of Florida under authority of Section 1734 et seq Revised General Statutes of Florida, 1920, being Section 2785 et seq compiled general laws of Florida, 1927.

Also—

House Bill No. 348:

A bill to be entitled An Act amending Section 5011 of the Revised General Statutes of Florida, relating to the limitation of prosecutions in criminal actions.

Also—

House Bill No. 1039:

A bill to be entitled An Act relating to the dedication of certain roads to the public.

Also—

House Bill No. 646:

A bill to be entitled An Act authorizing and empowering County Boards of Public Instruction in the State of Florida to invest sinking funds collected to retire bonds of Special Tax School Districts in United States Government bonds or bonds guaranteed by United States, and being cumulative of the powers contained in Section 15 of Chapter 6542, Laws of Florida, Acts of 1913, as amended by Chapter 6967, Laws of Florida, Acts of 1915, relating to the subject matter hereof.

Also—

House Bill No. 633:

A bill to be entitled An Act to make unlawful the use in the taking of menhaden fish in any of the waters of the State of Florida any purse-seines, purse-gill-net, shrimp net, pound net, or any other net, seine or other device having less than a seven-eighths inch bar, and to provide penalties for the violation of this Act.

Also—

House Bill No. 669:

A bill to be entitled An Act to amend Section 425, Revised General Statutes of Florida, 1920, (being Section 491 Compiled General Laws of Florida, 1927), relating to penalty for failure to allow inspection of public records.

Also—

House Bill No. 798:

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.

Also—

House Bill No. 947:

A bill to be entitled An Act relating to taxation and to fix the license taxes of operators of beauty parlors in counties having a population of less than thirty-five hundred, according to the Federal Census of 1930.

Also—

House Bill No. 782:

A bill to be entitled An Act to repeal Sections 691, 692, 693, 5377, of the Revised General Statutes of 1920, the same being Sections 890, 891, 892, 7512, of the Compiled General Laws of 1927, the same being Chapter 7378, General Acts of 1917, relating to the inspection of hospitals, sanatoriums, public and private schools, nunneries, and Houses of the Good Shepherd.

Also—

House Bill No. 1037:

A bill to be entitled An Act providing for the cancellation of certain liens for taxes held and owned by the State of Florida against certain lands in this State.

Also—

House Concurrent Resolution No. 23:

A resolution expressing appreciation of the appointment of Chester B. Treadway, Chairman of the State Road Department, as Chief Administrator of all Federal Relief Funds to be distributed in Florida.

Also—

House Bill No. 891:

A bill to be entitled An Act to grant a pension to Mrs. Myrtle Roberta Quaile, of Tallahassee, Leon County, Florida.

Also—

House Bill No. 649:

A bill to be entitled An Act to provide for the service of process in civil actions against non-resident motor vehicle owners and operators, for the designation by such owners and operators of the Secretary of State as their agent for the service of process, for the giving of notice to such non-resident motor vehicle owners and operators of the institution of suits against them, and prescribing the manner in which service of process shall be made in such suit and prescribing the manner in which proof of such service shall be made, and providing for the payment of a fee to be paid to the Secretary of State for his service in connection therewith, and for the repeal of all laws, or parts of laws, in conflict herewith.

Also—

House Bill No. 122:

A bill to be entitled An Act to provide for the conservation of shrimp and prawn in certain waters of the Gulf of Mexico and its tributaries within the jurisdiction of the State of Florida; prohibiting the catching and taking of shrimp and prawn in said waters during stated seasons and providing penalties for the violation thereof; and providing for the enforcement of the provisions of law by all conservation officers of the State of Florida.

Also—

House Bill No. 964:

A bill to be entitled An Act to amend Sections 20, 28, 41, 42, and 46 of Chapter 14,736, Laws of Florida, of Acts of 1931, entitled:

An Act to abolish the Istokpoga Sub-Drainage District situated in Highlands County, Florida, and to abolish the Indian Prairie Sub-Drainage District situated in Highlands and Glades Counties, Florida, and to provide for payment of outstanding indebtedness of said districts; and create a sub-drainage district from territory embraced in said Istokpoga Sub-Drainage District and Indian Prairie Sub-Drainage District and additional territory to be named Istokpoga Consolidated Sub-Drainage District; and to prescribe the boundaries of said Istokpoga Consolidated Sub-Drainage District; to provide for election of Board of Supervisors for said district; and to prescribe powers and duties of such supervisors; to provide for levy and collection of taxes and assessments of benefits in said Istokpoga Consolidated Sub-Drainage Districts; and to provide for retirement of all outstanding bonds of the Istokpoga Sub-Drainage District by payment or exchange for the bonds of Istokpoga Consolidated Sub-Drainage District; and to authorize and provide for issue of bonds and notes of Istokpoga Consolidated Sub-Drainage District; to provide for assessments against all lands not heretofore embraced in Istokpoga Sub-Drainage District and Indian Prairie Sub-Drainage District that are included in Istokpoga Consolidated Sub-Drainage District for benefits derived or to be derived from improvements made or to be made; to prescribe the powers, duties and liabilities of said Istokpoga Consolidated Sub-Drainage District; to provide for collection of all past due tax assessments levied in Istokpoga Sub-Drainage District or Indian Prairie Sub-Drainage District and to declare the cre-

ation of Istokpoga Consolidated Sub-Drainage District to be for purpose of reclaiming and protecting wet and over-flow lands or lands subject to over-flow situated in said district and declare land situated in said district to be wet and over-flow lands or subject to overflow and necessary to be drained for sanitary and agricultural purposes and give to Istokpoga Consolidated Sub-Drainage District right of eminent domain with full power to acquire such property or land as may be necessary for its purpose.

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 23, 1935.

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

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

Senate Bill No. 524:

A bill to be entitled An Act amending Section 18 of Chapter 14708, Laws of Florida, Acts of 1931, entitled "An Act to regulate the practice of dentistry, dental surgery and dental hygiene in the State of Florida, and to provide penalties for the violation of any of the provisions of this Act."

Also—

Senate Bill No. 384:

A bill to be entitled An Act to amend Section 5086 of the Revised General Statutes of Florida, 1920, the same being Section 7188 of the Compiled General Laws of Florida, 1927, and all amendatory Acts thereto, i. e., Chapter 14831 Acts of 1931, Section I: Relating to and defining the meaning of pugilistic exhibitions.

Also—

Senate Concurrent Resolution No. 16:

A Resolution providing for the appointment of a Committee to prepare a draft of a proposed law for uniform municipal government under Section 24 of Article III of the Constitution of the State of Florida.

Also—

Senate Bill No. 516:

A bill to be entitled An Act to amend Sections 6, 8, 9, and 10 of Chapter 14675, Acts of the Legislature of 1931, entitled "An Act to amend Chapter 9300, Acts of the Legislature of 1923, entitled 'An Act to encourage the co-operative marketing of farm products and to authorize the incorporation of co-operative marketing associations'"; so as to provide for the amount of non-member business of such associations; to require articles of incorporation to state the names and addresses, (not less than three), of the proposed directors for the first term and until the election of their successors; to provide that a majority of a quorum of the members attending a meeting after notice may amend the articles of incorporation and may adopt or amend the by-laws; and for other purposes.

Also—

Senate Bill No. 123:

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

Also—

Senate Bill No. 149:

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 occupation 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.

Also—

Senate Bill No. 460:

A bill to be entitled An Act to amend sub-sections fourth, fifth and sixth of Section 3, Chapter 15908, Laws of Florida, 1933, and to amend sub-section first of Section 6, Chapter 15908, Laws of Florida 1933; and to amend Section 9, Chapter 15908, Laws of Florida 1933, relating to the business, operation, supervision and liquidation of Building and Loan Associations.

Also—

Senate Bill No. 785:

A bill to be entitled An Act requiring the Board of Pardons of the State of Florida to commute to life imprisonment the sentence of any person who has been or is hereafter convicted of murder in the first degree, or other capital offense and who has been or is sentenced accordingly, where the Supreme Court of the State is equally divided on the appeal of such person to that court.

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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 23, 1935.

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

Sir:

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

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A bill to be entitled An Act amending Section 18 of Chapter 14708, Laws of Florida, Acts of 1931, entitled "An Act to regulate the practice of dentistry, Dental surgery and dental hygiene in the State of Florida, and to provide penalties for the violation of any of the provisions of this Act."

Also—

Senate Bill No. 384:

A bill to be entitled An Act to amend Section 5086 of the Revised General Statutes of Florida, 1920, the same being Section 7188 of the Compiled General Laws of Florida, 1927, and all amendatory Acts thereto, i. e., Chapter 14831 Acts of 1931, Section I: Relating to and defining the meaning of pugilistic exhibitions.

Also—

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A Resolution providing for the appointment of a Committee to prepare a draft of a proposed law for uniform municipal government under Section 24 of Article III of the Constitution of the State of Florida.

Also—

Senate Bill No. 516:

A bill to be entitled An Act to amend Sections 6, 8, 9, and 10 of Chapter 14675, Acts of the Legislature of 1931, entitled "An Act to amend Chapter 9300, Acts of the Legislature of 1923, entitled 'An Act to encourage the co-operative marketing of farm products and to authorize the incorporation of co-operative marketing associations'"; so as to provide for the

amount of non-member business of such associations; to require articles of incorporation to state the names and addresses, (not less than three), of the proposed directors for the first term and until the election of their successors; to provide that a majority of a quorum of the members attending a meeting after notice may amend the articles of incorporation and may adopt or amend the by-laws; and for other purposes.

Also—

Senate Bill No. 123:

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

Also—

Senate Bill No. 149:

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 occupation 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.

Also—

Senate Bill No. 460:

A bill to be entitled An Act to amend sub-sections fourth, fifth and sixth of Section 3, Chapter 15908, Laws of Florida 1933, and to amend sub-section first of Section 6, Chapter 15908, Laws of Florida 1933, and to amend Section 9, Chapter 15908, Laws of Florida 1933, relating to the business, operation, supervision and liquidation of Building and Loan Associations.

Also—

Senate Bill No. 785:

A bill to be entitled An Act requiring the Board of Pardons of the State of Florida to commute to life imprisonment the sentence of any person who has been or is hereafter convicted of murder in the first degree, or other capital offense and who has been or is sentenced accordingly, where the Supreme Court of the State is equally divided on the appeal of such person to that court.

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

Very respectfully,

F. P. PARKER,

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

Senator Bass moved that a committee be appointed to escort Honorable S. A. Hinely, former member of the Senate from the 17th Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Bass, Smith (14th) and Sikes as the committee.

INTRODUCTION OF RESOLUTIONS

By Senator Pannill—

Senate Resolution No. 16:

WHEREAS, Senator Hugh Hale passed away October 23, 1933, at the age of 43 years, 9 months and, 29 days, and

WHEREAS, Senator Hale was a member of a pioneer family of Florida much interested in the development of its resources and in encouraging good citizenship from which his distinguished son inherited worthy examples, and

WHEREAS, the ambitious disposition of Hugh Hale to amount to something caused him to work hard in the securing a good education, so as to become as useful a citizen as possible, and

WHEREAS, he capably filled the public and private positions of successful citrus grower, attorney-at-law, governor of the Brooksville Chamber of Commerce, mayor of Brooksville, chairman of the board of County Commissioners of Hernando County, representative in the Legislature and member of the State Senate, and

WHEREAS, his loyalty to his friends and his fidelity to his motto, "fear God and do your best," was such as to stand out for public observation, therefore,

BE IT RESOLVED, First, that in the passing of Honorable Hugh Hale, who would, had he lived, been a member of the

present State Senate, the County of Hernando and the State of Florida have suffered the loss of a distinguished citizen, whose life stands out as one of public service; the bar of the State has lost one of its greatest ornaments; and the Masonic fraternity, wherein he held high rank, one of its most loyal devotees.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was unanimously agreed to by a standing vote of the Senate.

And Senate Resolution No. 16 was adopted.

By Senator MacWilliams—

Senate Resolution No. 17:

A Resolution of the State Senate of the Legislature of Florida, extending best wishes and congratulations to an aged Statesman of Florida.

WHEREAS, the Honorable Lewis W. Zim, of St. Augustine, St. Johns County, Florida, became eighty-two years of age on April 10, 1935, and

WHEREAS, he was a member of the House of Representatives of the State of Florida for the Session 1893; 1895; 1929; 1931; 1933; and was a member of the Florida State Senate for the Session of 1905; 1907; 1909; 1911; 1913; 1915; and

WHEREAS, he was a delegate to the State Convention at Ocala in 1896 from St. Johns County and was also a delegate to the Congressional Convention at Orlando and also a delegate to the last State Convention held in the State of Florida, and

WHEREAS, this venerable gentleman, splendid citizen, patriot, and legislator still has a keen interest in the making of laws and in the welfare of the State of Florida and its citizens, THEREFORE,

BE IT RESOLVED that the Florida State Senate does here in open session take occasion to express its congratulations to the Honorable Lewis W. Zim of St. Augustine, St. Johns County, Florida, upon his reaching his eighty-second year and at the same time to thank him for his splendid services rendered in behalf of his State and to wish him many years of continued life and happiness.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to.

And Senate Resolution No. 17 was adopted.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senators MacWilliams, Black and McKenzie—

Senate Bill No. 916:

A bill to be entitled An Act creating and providing for the appointment, terms of office, and prescribing the powers, duties and compensation of assistant State Attorneys in the Judicial Circuits of this State created under the provisions of Section 45 of Article V of the Constitution of the State of Florida.

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

By the Committee on Judiciary "A"—

Senate Bill No. 917:

A bill to be entitled An Act fixing the salaries of the Justices of the Supreme Court, making appropriations to pay the same, and repealing conflicting laws.

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

By Senator Tervin—

Senate Bill No. 918:

A bill to be entitled An Act authorizing the City of Anna Maria, Florida, to accept bonds in payment of special assessment liens and tax liens.

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. 918 at this time.

Which was agreed to.

Senator Tervin moved that the rules be waived and Senate Bill No. 918 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 918 was read the second time by title only.

Senator Tervin moved that the rules be further waived and

Senate Bill No. 918 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. 918 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 Beall—
Senate Bill No. 919:

A bill to be entitled An Act to authorize the attorney general to employ an assistant attorney general who shall be attorney for the Board of Pardons and a stenographer for him; prescribing the duties of such assistant attorney general and providing for the compensation and expenses of him and compensation of such stenographer, and appropriating the money for the payment of such compensation and expenses.

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

By unanimous consent Senator Beall withdrew Senate Bill No. 167.

By Senators Watson and Gomez—
Senate Bill No. 920:

A bill to be entitled An Act fixing the salaries of State attorneys and assistant State attorneys in each judicial circuit of the State of Florida which embraces and includes a county having a population of more than 175,000 according to the last preceding State census.

Which was read the first time by title only.

Senator Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 920 at this time.
Which was agreed to.

Senator Gomez moved that the rules be waived and Senate Bill No. 920 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 920 was read the second time by title only.

Senator Gomez moved that the rules be further waived and Senate Bill No. 920 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. 920 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.

Senator Beall requested that Senate Bill No. 254 be recalled from the Committee on Appropriations, having been in said Committee more than seven (7) days, and placed on the Calendar of Bills on second reading.

And it was so ordered, under the rules.

By Senator Mann—
Senate Bill No. 921:

A bill to be entitled An Act providing for the payment to the Board of Public Instruction in and for Union County, Florida, of one-half of any money to be received from the State Treasurer or any other State agency by Union County or the Board of County Commissioners thereof during the years 1936 and 1937 under any law now existing or hereafter passed relating to the distribution of money among the several counties of the State received from the operation of race tracks, and providing for the use of such money by the Board of Public Instruction of Union County.

Which was read the first time by title only.

Senator Mann asked unanimous consent of the Senate to take up and consider Senate Bill No. 921 at this time.
Which was agreed to.

Senator Mann moved that the rules be waived and Senate Bill No. 921 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 921 was read the second time by title only.

Senator Mann moved that the rules be further waived and Senate Bill No. 921 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. 921 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 Holland—
Senate Bill No. 922:

A bill to be entitled An Act fixing the compensation of the supervisor of registration of Counties of the State of Florida, which now have or may hereafter have a population of more than seventy thousand and not more than one hundred forty thousand inhabitants according to the last preceding State or Federal Census, and defining the time when registration books in such counties shall be kept open and prescribing the duties of the supervisor of registration in such counties.

Which was read the first time by title only.

Senator Holland asked unanimous consent of the Senate to take up and consider Senate Bill No. 922 at this time.
Which was agreed to.

Senator Holland moved that the rules be waived and Senate Bill No. 922 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 922 was read the second time by title only.

Senator Holland moved that the rules be further waived and Senate Bill No. 922 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. 922 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 Holland—
Senate Bill No. 923:

A bill to be entitled An Act to authorize the Board of Public Instruction for the County of Polk, State of Florida, to issue and sell bonds of special tax school district No. 4, of Polk County, Florida, in accordance with Section 6, Article IX and Section 17, Article XII of the Constitution of Florida and applicable Statutes of the State of Florida in an amount not exceeding the sum of \$22,000.00 for the purpose of paying certain judgments against the Board of Public Instruction for the County of Polk, State of Florida, on behalf of, or representing special tax school district No. 4, of Polk County, Florida.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 923 when it was introduced in the Senate:

NOTICE OF LOCAL OR SPECIAL LEGISLATION

NOTICE IS HEREBY GIVEN by the Board of Public Instruction for Polk County, Florida, and the Trustees of Special Tax School District No. 4, Polk County, Florida, they will apply to the 1935 Legislature of the State of Florida, for the passage of a law authorizing the said Board of Public Instruction and the said Special Tax School District to issue bonds of the district for the exclusive use of the public free schools of said district, in accordance with Section 6 of Article IX and Section 17 of Article XII of the Constitution of Florida and the statutes of the State of Florida applicable to the issuance of special tax school district bonds, the said bonds to be in an amount not exceeding \$22,000.00 and to bear interest at six per cent. per annum and to be issued for the purpose of obtaining a loan to pay off and discharge two certain judgments, one in behalf of Elizabeth R. Logan, as Administratrix of the Estate of John Logan, deceased, and the other in behalf of George C. Scanlin against the said Board of Public Instruction for and on behalf of said Special Tax School District.

Dated this April 10th, 1935

M. H. EDWARDS,

of Huffaker & Edwards, Attorney for the Board of Public Instruction, Polk County, Florida, and Special Tax School District No. 4, Polk County, Florida.

AFFIDAVIT OF PUBLICATION
FORT MEADE LEADER

Before the undersigned authority personally appeared A. L. Cleveland, who under oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law and proposed bill relating to the passage of a law authorizing the Board of Public Instruction for Polk County, Florida, and the Trustees of Special Tax School District No. 4, Polk County, Florida, to issue bonds of said Special Tax School District No. 4, for the exclusive use of the public free schools of said District in accordance with Section 6 of Article IX and Section 17 of Article XII of the Constitution of Florida and the statutes of the State of Florida applicable to the issuance of Special Tax School District bonds in an amount not exceeding \$22,000.00, bearing interest at six per cent per annum and to be issued for the purpose of obtaining a loan to pay off and discharge two certain judgments against the said District, has been published at least thirty (30) days prior to this date by being printed in the issues of April 11, 18, 25 and May 2, 1935, of the Fort Meade Leader, a newspaper published in Fort Meade, Florida; 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 and contemplated law, and such copy so attached is by reference made a part of this affidavit.

A. L. CLEVELAND,

Sworn to and subscribed before me this 10th day of May, 1935.
W. J. PATTERSON,

Notary Public, State of Florida.

My Commission Expires: 1-21-39.
(SEAL)

Senator Holland asked unanimous consent of the Senate to take up and consider Senate Bill No. 923 at this time.
Which was agreed to.

Senator Holland moved that the rules be waived and Senate Bill No. 923 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 923 was read the second time by title only.

Senator Holland moved that the rules be further waived and Senate Bill No. 923 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. 923 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 Holland—
Senate Bill No. 924:

A bill to be entitled An Act relating to county officers in the counties of the State of Florida which now have, or may hereafter have, a population of more than seventy thousand and not more than one hundred forty thousand inhabitants according to the last preceding State or Federal census; and to fix and provide for their salaries and other expenses of operation of their respective offices and to require that all their fees, commissions and perquisites be accounted for and paid into the county general fund.

Which was read the first time by title only.

Senator Holland asked unanimous consent of the Senate to take up and consider Senate Bill No. 924 at this time.
Which was agreed to.

Senator Holland moved that the rules be waived and Senate Bill No. 924 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 924 was read the second time by title only.

Senator Holland moved that the rules be further waived and Senate Bill No. 924 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. 924 was read the third 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 certified to the House of Representatives.

The following messages from the Governor were received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 23rd, 1935

Hon. W. C. Hodges,
President of the Senate,
Tallahassee, Florida.

Sir:

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

Senate Bill No. 769: Relating to gasoline taxes.

Respectfully yours,

DAVE SHOLTZ,
Governor.

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 23rd, 1935

Hon. W. C. Hodges,
President of the Senate,
Tallahassee, Florida.

Sir:

I have the honor to inform you that I have today caused the following Acts, which originated in your Honorable Body, to be filed in the office of the Secretary of State, the same having remained in this office for the full Constitutional period of five days and will become laws without my approval:

Senate Bill No. 23: Relating to state road.
Senate Bill No. 305: Relating to state road.
Senate Bill No. 337: Relating to state road.
Senate Bill No. 355: Relating to state road.
Senate Bill No. 374: Relating to state road.
Senate Bill No. 375: Relating to state road.
Senate Bill No. 410: Relating to state road.
Senate Bill No. 431: Relating to state road.
Senate Bill No. 432: Relating to state road.

Senate Bill No. 433: Relating to state road.
 Senate Bill No. 434: Relating to state road.
 Senate Bill No. 457: Relating to state road.
 Senate Bill No. 464: Relating to state road.
 Senate Bill No. 497: Relating to state road.
 Senate Bill No. 564: Relating to state road.
 Senate Bill No. 565: Relating to state road.

Respectfully yours,
DAVE SHOLTZ,
 Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, May 23, 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 concurred in Senate amendment to—

House Bill No. 966:

A bill to be entitled An Act authorizing the Board of Public Instruction of Sumter County, Florida, to fix the compensation of the members of the Board of Public Instruction and repealing all laws in conflict herewith.

Which amendment reads as follows:

In Section 1, line 9 (typewritten bill), strike out the words: "one hundred" and the figures "100.00", and insert in lieu thereof the following: "forty" and the figures "(40.00)".

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

Also—

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

Tallahassee, Florida, May 23, 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 concurred in Senate amendment to—

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.

Which amendment reads as follows:

Add Section 4 (a) as follows:

Section 4. (a). That the Clerks of the Circuit Courts are hereby authorized, empowered and directed to accept at par any and all bonds, certificates of indebtedness and past due interest on the same of any legally abolished Municipality, lying wholly or in part within such County or Counties in payment, cancellation and satisfaction of any tax sale certificates and/or delinquent taxes held by the State or County against lands in such County or Counties. That any and all such bonds, certificates of indebtedness or past due interest thereon or evidence of debt of any such legally abolished municipality when received by any such Clerk shall be cancelled as past due interest or other evidence of debt shall be accepted by this Act provided. No bonds, certificates of indebtedness, past due interest or evidence of debt shall be accepted by any Clerk as herein provided unless and until that portion of any such delinquent tax or tax sale certificate going to the past due interest or other evidence of debt as herein provided.

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

Also—

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

Tallahassee, Florida, May 23, 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 concurred in Senate amendment to—

House Bill No. 1038:

A bill to be entitled An Act to amend Section 1 of Chapter 6883, Acts of 1915, entitled, "State Road Department created; members; terms of office; vacancies; organization; chairman; secretary; salaries, expenses; disbursements; duties of chairman; headquarters; bond of chairman; seal of department; duties of secretary; meetings," as amended by Section 1 of Chapter 7328, Acts of 1917, as amended by Section 1, Chapter 7900, Acts of 1919, as amended by Section 1 of Chapter 11335, Acts of 1925, Extra Session, as amended by Section 1 of Chapter 15720, Acts of 1931, Extra Session, as amended by Section 1 of Chapter 15859, Acts of 1933; and also to amend Section 3 of said Chapter 6883, Acts of 1915, as amended by Section 3 of said Chapter 7328, Acts of 1917, as amended by Section 3 of said Chapter 7900, Acts of 1919.

Which amendment reads as follows:

In Section 1, line 44 (typewritten bill), strike out the words: "twelve hundred" and insert in lieu thereof the following: "six hundred."

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

Also—

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

Tallahassee, Florida, May 23, 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 concurred in Senate amendment to—

House Bill No. 787:

A bill to be entitled An Act to amend Chapter 10234, Acts of 1925, same being Section 264 Compiled General Laws of Florida, of 1927, relating to registration books in counties having the population of not less than 50,000 nor more than 65,000 according to the Federal census of 1930; and relating further to the compensation of supervisors of registration in such counties.

Which amendment reads as follows:

In Section 1, line 19 (typewritten bill), strike out the words: "twenty-four" and insert in lieu thereof the following: "thirty-six."

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

Also—

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

Tallahassee, Fla., May 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 concurred in Senate amendments to—

House Bill No. 172:

A bill to be entitled An Act to amend Section 3830 of the Revised General Statutes of Florida relating to the time of taking effect of certain instruments filed for record.

Which amendments read as follows:

Amendment No. 1:

In the title of the bill following the words "Revised General Statutes of Florida," strike the rest of the title and insert in lieu thereof the following: "of 1920, being the same as Section 1, Chapter 3592, Laws of Florida, Acts of 1885, relating to the transcription of certain instruments relating to real and personal property filed for record, the effect thereof and the time of taking effect thereof."

Amendment No. 2:

In Section 1, line 2 (typewritten bill), after the word "Florida" insert the following: "of 1920, being the same as Section 1 of Chapter 3592, Laws of Florida, Acts of 1885."

Amendment No. 3:

In Section 1, line 6 (typewritten bill), after the word "shall," strike the rest of the Section and insert in lieu thereof the following: "be deemed to be recorded from the time the same are filed with the officer whose duty it is to record the same and as so recorded and transcribed upon the record shall be notice to all persons."

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

Also—

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

Tallahassee, Fla., May 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 returns herewith, pursuant to recall message from the Senate—

Senate Bill No. 880:

A bill to be entitled An Act to amend Sections 4 and 15 of Chapter 10847 of the Laws of Florida 1925, being An Act entitled, "An Act to amend and re-enact the Charter of the City of Miami, in the County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said City and means for exercising the same; and to ratify certain Acts and proceedings of the Commission and of the officers of the City," and relating to the form of government of the City of Miami, Dade County, Florida.

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

Also—

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

Tallahassee, Fla., May 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. 367:

A bill to be entitled An Act appropriating \$50,000.00 annually for the biennium to the Agricultural Extension Service of the University of Florida, to be used in cooperating with the United States Bureau of Entomology and Plant Quarantine in screw worm control work in the State of Florida.

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

And Senate Bill No. 367, 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 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 returns herewith as requested—

Senate Bill No. 626:

A bill to be entitled An Act to amend Section 2, Chapter 14677, Laws of Florida, Acts of 1931, prescribing a filing fee or tax to be paid for the use of the State of Florida, by corporations, according to the schedule therein set forth.

For the purpose of reconsideration.

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

Also—

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

Tallahassee, Fla., May 23, 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 Memorial No. 24:

A Memorial to the Congress of the United States requesting it to make investigation of the various Bondholders Committees holding bonds of municipalities and political subdivisions of States.

WHEREAS, a large per cent of the municipalities of the State of Florida are hopelessly insolvent due to the amount of bonds issued by such Municipalities, and

WHEREAS, the amount of said bonds issued by the various Municipalities are in most cases far beyond their ability to pay, and

WHEREAS, a satisfactory adjustment of such bond indebtedness in accordance with the ability of the Municipality to pay would have a tendency to and probably would do more than any other one thing to bring prosperity to such municipalities and to lift our State from the depression, and

WHEREAS, most of said bonds have been deposited with various bondholders committees and such municipalities in trying to adjust their financial problems and obtain a settlement of their bonded indebtedness have found it necessary to deal with these committees, and

WHEREAS, it has been the experience of municipalities in dealing with such bondholders committees that such committees do not want a fair settlement but are actuated by selfish motives in order to perpetuate themselves in their position, and being so actuated, refuse to settle on any fair and reasonable basis but insist on settlements that they know such municipalities cannot live up to and will necessarily bring about further defaults, and

WHEREAS, such committees in some cases are running a racket at the expense of their depositing bondholders on the one side and such insolvent municipalities of the State on the other side.

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 to make provision for and have all such bondholders committees holding bonds of municipalities or other political subdivisions of States, thoroughly investigated to the end that their nefarious practices, where they are guilty of such, may be brought to light, so that where necessary, proper law may be enacted to meet such situations.

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

And Senate Memorial No. 24, 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 23, 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. 334:

A bill to be entitled An Act amending Section 7 of Chapter 6469, Laws of Florida, 1913, being the same as Section 305, Revised General Statutes of Florida, 1920, and Section 361, Compiled General Laws of Florida, 1927, as amended by Section 3 of Chapter 13761, Laws of Florida, 1929, relating to primary elections and providing for the equal representation of men and women on political party executive committees.

Very respectfully,
WELDON G. STARRY,
Chief Clerk House of Representatives.
And Senate Bill No. 334, 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 23, 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. 790:

A bill to be entitled An Act requiring all members of election boards in all the cities and towns of the State of Florida, whether under the provisions of General Law or Special Charter, and whose members are not elected by the people, to be elected by the people; and providing the method and mode of election; and providing for the terms of office of said members of said election boards.

Which amendment reads as follows: In Section 3, line 3, strike out the words "either before or."

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 790, contained in the above message, was read by title, together with House Amendment thereto.

Senator Tillman moved that the Senate do concur in House Amendment to Senate Bill No. 790.

Which was agreed to.

And the Senate concurred in House Amendment to Senate Bill No. 790.

And Senate Bill No. 790, 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 23, 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. 723:

A bill to be entitled An Act providing for one stenographer for the office of State Attorney in all counties of the State of Florida having a population, according to the last preceding Federal census, of not less than 150,000 and not more than 155,000 and providing for the payment of certain expenses connected with said office.

Which amendment reads as follows:

In Section 1, line 6, after the word "of" and before the word "one" insert the following: "not to exceed."

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 723, contained in the above message, was read by title, together with House Amendment thereto.

Senator Tillman moved that the Senate do concur in House Amendment to Senate Bill No. 723.

Which was agreed to.

And the Senate concurred in House Amendment to Senate Bill No. 723.

And Senate Bill No. 723, 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 23, 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. 837:

A bill to be entitled An Act to amend Chapter 14179 of the Legislature of the State of Florida for the year 1929 entitled: "An Act repealing Chapter 10764, of the Legislature of the State of Florida for the year 1925, entitled "An Act to abolish the present municipal government of the town of Lake Worth in Palm Beach County, Florida; to create and establish a new Municipality to be known as the City of Lake Worth, in Palm Beach County, Florida; to legalize and validate the ordinances of said City of Lake Worth and official Acts thereunder; to fix and provide its territorial limits, jurisdiction and powers and the jurisdiction and powers of its officers" approved June 3, 1925, and created and establishing a municipality known as the City of Lake Worth, in Palm Beach County, Florida, legalizing and validating the ordinances of said City of Lake Worth and official Acts thereunder; fixing and providing its territorial limits, jurisdiction and powers and jurisdiction and powers of its officers," by amending Section Two thereof relating to the boundaries of said City.

Which amendments read as follows:

Amendment No. 1:

At the end of Section 2 insert the following: "Section 3. The purpose of the Legislature in describing the Easterly boundary of the land set forth in the preceding section as being ten feet westerly of the mean highwater mark of the Atlantic Ocean is to make contiguous the land now located in the Town of Palm Beach, lying north and south of the above described property."

Amendment No. 2:

Strike out the words "Section 3", and insert the following: "Section 4".

Amendment No. 3:

Strike out the words "Section 4" and insert the following: "Section 5".

Amendment No. 4:

Strike out the words "Section 5", and insert the following: "Section 6".

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 837, contained in the above message, was read by title, together with House Amendments thereto.

Senator Beacham moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 837.

Which was agreed to.

And the Senate concurred in House Amendment No. 1 to Senate Bill No. 837.

Senator Beacham moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 837.

Which was agreed to.

And the Senate concurred in House Amendment No. 2 to Senate Bill No. 837.

Senator Beacham moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 837.

Which was agreed to.

And the Senate concurred in House Amendment No. 3 to Senate Bill No. 837.

Senator Beacham moved that the Senate do concur in House Amendment No. 4 to Senate Bill No. 837.

Which was agreed to.

And the Senate concurred in House Amendment No. 4 to Senate Bill No. 837.

And Senate Bill No. 837, 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 23, 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. 463:

A bill to be entitled An Act to establish a game preserve in a certain portion of Nassau County, and to prohibit the hunting or taking of wild game or birds in such preserve for a period of five years.

Which amendment reads as follows:

In Section 4, line 1, strike out the word "nor" and insert in lieu thereof the following: "not".

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 463, contained in the above message, was read by title, together with House Amendment thereto.

Senator McArthur moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 463.

Which was agreed to.

And the Senate concurred in House Amendment No. 1 to Senate Bill No. 463.

And Senate Bill No. 463, 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 23, 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. 817:

A bill to be entitled An Act amending Section 1, Chapter 16293, Laws of Florida 1933, so as to make said Act applicable in counties having a population of more than one hundred and seventy thousand (170,000) by the last preceding State or Federal census.

Which amendments read as follows:

Amendment No. 1:

In Section 1, line 2, after the word "of" and before the word "more", insert the following: "not less than 150,000 nor."

Amendment No. 2:

In Title, line 3, after the word "of" and before the word "more", insert the following: "not less than 150,000 nor."

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 817, 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. 817.

Which was agreed to.

And the Senate concurred in House Amendment No. 1 to Senate Bill No. 817.

Senator Tillman moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 817.

Which was agreed to.

And the Senate concurred in House Amendment No. 2 to Senate Bill No. 817.

And Senate Bill No. 817, 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 23, 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. 444:

A bill to be entitled An Act to regulate and control the distribution of fluid milk and cream and for this purpose to create a Florida Milk Control Board defining its jurisdiction, powers and duties during the existing emergency and to declare an emergency exists.

To provide for the Legal Succession by this Board herein created of the Milk Control Board established by Chapter 16078 Laws of Florida of 1933.

Which amendment reads as follows:

In Section 4, sub-section "A", after the word "provided" strike out the period and insert the following: a comma and the words "and provided further that nothing in this Act shall give the Board power to make rules or regulations prohibiting the giving away gratis of milk or milk products in cases of charity."

And respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 444, contained in the above message, was read by title, together with House Amendment thereto.

Senator Raulerson moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 444.

Which was agreed to.

And the Senate concurred in House Amendment No. 1 to Senate Bill No. 444.

And Senate Bill No. 444, 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 23, 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 refused to concur in Senate amendments to House Bill No. 267 and respectfully requests the Senate to recede from same.

By Messrs. Ward of Orange, Banks of Orange, Butt of Brevard, Westbrook of Lak., Kennedy of Lake, Mincer of Dade, Fearnside of Putnam, Warren of Putnam, McLin of Leon, Bruns of Osceola, Frost of Duval, Christie of Duval, Kelly, Hunt and White of Pinellas, Wood of Liberty, Getzen of Sumter, Brady and Berndon of Seminole, Papy of Monroe, Walker of Indian River, Price of Hardee, Griffis of Okechobee, Williams of Holmes, Matthews and Buchholz of Alachua, Sims of Highlands, Early of Sarasota—

House Bill No. 267:

A bill to be entitled An Act dividing the State of Florida into five (5) Congressional Districts and prescribing and setting forth the territorial limits and boundaries of each district.

Which amendments read as follows:

Amendment No. 1:

In Section 6, (typewritten bill) strike out the words: "Citrus" and "Hernando"

Amendment No. 2:

In Section 2, (typewritten bill) after the word "Polk" insert the following: "Citrus" and "Hernando"

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 267, contained in the above message, was read by title, together with Senate Amendments thereto, in which the House of Representatives refused to concur.

Senator Rose moved that the Senate refuse to recede from Senate Amendment No. 1 to House Bill No. 267.

Which was agreed to.

And the Senate refused to recede from Senate Amendment No. 1 to House Bill No. 267.

Senator Rose moved that the Senate refuse to recede from Senate Amendment No. 2 to House Bill No. 267.

Which was agreed to.

And the Senate refused to recede from Senate amendment No. 2 to House Bill No. 267.

Senator Rose moved that the Speaker of the House of Representatives be requested to appoint a conference committee on the part of the House of Representatives to confer with a like committee on the part of the Senate to adjust the differences between the Houses on Senate amendments to House Bill No. 267.

Which was agreed to and it was so ordered.

Also—

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

Tallahassee, Florida, May 23, 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. 1205:

A bill to be entitled An Act to authorize and direct the Board of Supervisors of the North Saint Lucie Drainage District, a drainage district organized and existing under the laws of the State of Florida, to cancel certain master's purchase certificates now owned by said board and issued against real estate located within said drainage district in St. Lucie County, Florida, and where said certificates have not been issued, to cancel the last delinquent annual assessment of drainage taxes, upon the payment to the Tax Collector of St. Lucie County, Florida, by the legal or equitable owner of said property the drainage taxes levied against said property for the year of 1934 and subsequent years before the taxes levied for the year 1935 and subsequent years become delinquent, plus an adjustment fee of one (\$1.00) dollar for each certificate or delinquent annual assessment so cancelled, and withholding from sale land subject to sale for non-payment of drainage taxes and master's sale certificates owned by the North Saint Lucie River Drainage District, issued against said real estate when said drainage taxes for the year 1934 and subsequent years have been paid before said drainage taxes for the year 1935 and subsequent years become delinquent, and providing for the payment of certain drainage taxes with certain matured bonds and/or interest coupons; and providing for a referendum election to determine whether this Act shall become operative and effective.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And House Bill No. 1205, 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, Florida, May 23, 1935.

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

Sir:

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

By Mr. Robineau of Dade—

House Concurrent Resolution No. 22:

BE IT RESOLVED by the House of Representatives of the State of Florida, the Senate concurring:

THAT, from and after the adoption of this amendment the official song of the State of Florida, to be sung in the schools and at all other public or official gatherings, shall be "The S'wanee River (Old Folks at Home)," written by Stephen Foster and entered according to an Act of Congress by Firth Pond & Co. in 1851, in the Clerk's office of the District Court of the Southern District of New York. The following is the song.

1ST VERSE

Way down upon de S'wanee ribber,

Far, far away,
Dere's wha my heart is turning ebber,
Dere's wha de old folks stay.
All up and down de whole creation,
Sadly I roam,
Still longing for de old plantation,
And for de old folks at home.

CHORUS

All de world am sad and dreary,
Eb'ry where I roam,
Oh! darkeys how my heart grows weary,
Far from de old folks at home.

2ND VERSE

All round de little farm I wandered
When I was young,
Den many happy days I squandered
Many de songs I sung,
When I was playing wid my brudder
Happy was I.
Oh! take me to my kind old mudder,
Dere let me live and die.

3RD VERSE

One little hut among de bushes,
One dat I love,
Still sadly to my mem'ry rushes,
No matter where I rove
When will I see de bees a humming
All round de comb?
When will I hear de banjo tumming
Down in my good old home.

BE IT FURTHER RESOLVED that House Concurrent Resolution No. 24, the Laws of Florida, Acts of 1913, be and the same is hereby repealed.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And House Concurrent Resolution No. 22, contained in the above message, was read the first time in full.

Senator Bass asked unanimous consent of the Senate to take up and consider House Concurrent Resolution No. 22 at this time.

Which was agreed to.

And House Concurrent Resolution No. 22 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. 22 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 23, 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. 1208:

A bill to be entitled An Act providing for the distribution and use of race track funds allocated to Sarasota County under Chapter 14832, Laws of Florida, Acts of 1931.

Also has passed—

House Bill No. 1204:

A bill to be entitled An Act to authorize and direct the Board of Supervisors of the Fort Pierce Farms Drainage District, a drainage district organized and existing under the Laws of the State of Florida, to cancel certain master's purchase certificates now owned by said board and issued against real estate located within said drainage district in St. Lucie County, Florida, and where said certificates have not been issued, to cancel the last delinquent annual assessment of drainage taxes, upon the payment to the tax collector of St. Lucie County, Florida, by the legal or equitable owner of said property the drainage

taxes levied against said property for the year 1934 and subsequent years before the taxes levied for the year 1935 and subsequent years become delinquent, plus an adjustment fee of one (\$1.00) dollar for each certificate or delinquent annual assessment so cancelled, and withholding from sale land subject to sale for payment of drainage taxes and master's sale certificates owned by the Fort Pierce farms drainage district, issued against said real estate when said drainage taxes for the year 1934 and subsequent years have been paid before said drainage taxes for the year 1935 and subsequent years become delinquent, and providing for the payment of certain drainage taxes with certain matured bonds and/or interest coupons; and providing for a referendum election to determine whether this Act shall become operative and effective.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
WELDON G. STARRY,

Chief Clerk House of Representatives.

And House Bill No. 1208, contained in the above message, was read the first time by title only.

Senator Terwin asked unanimous consent of the Senate to take up and consider House Bill No. 1208 at this time.

Which was agreed to.

Senator Terwin moved that the rules be waived and House Bill No. 1208 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1208 was read the second time by title only.

Senator Terwin moved that the rules be further waived and House Bill No. 1208 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. 1208 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, Terwin, 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. 1204, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

Senator Raulerson moved that House Bills Nos. 1137 and 1149 be indefinitely postponed.

Which was agreed to and House Bills Nos. 1137 and 1149 were indefinitely postponed.

Also—

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

Tallahassee, Fla., May 23, 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. 379:

A bill to be entitled An Act to require all owners or operators of school busses to secure and keep in force liability insurance on each of such busses, and to authorize County Boards of Public Instruction and/or Trustees of Special Tax School Districts to insure against accident children while being transported to or from school.

Also has passed—

House Bill No. 1097:

A bill to be entitled An Act declaring all occupational license taxes that are not paid within sixty days from the date due to be delinquent; and authorizing the Comptroller of the State of Florida to collect such taxes, and to issue rules and regulations.

Also has passed—

House Bill No. 662:

A bill to be entitled An Act providing for the compiling, col-

lecting, arranging, editing, annotating, citing and publishing of all the statutes of England of a general nature of force July 4, 1776; providing for the citing and indexing of said statutes of England of force within the State of Florida as of the date of the taking effect of this Act; providing for the citation and appropriate annotations of all of the common and statute laws of England as construed by the Supreme Court of the State of Florida; providing for the creation of a commission of three members of the Florida Bar to effectuate the purpose of this Act; providing for the approval of such work by a committee of three (3) members of the Florida bench and bar; providing for the preparation and publication of such work without expense or liability to the State of Florida.

And respectfully requests the concurrence of the Senate therein.

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

And House Bills Nos. 379, 1097 and 662, contained in the above message, were read the first time by titles only and placed on the Calendar of Bills on second reading without reference.

Also—

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

Tallahassee, Fla., May 23, 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. 1219:

A bill to be entitled An Act relating to the distribution and expenditure of monies derived from gasoline taxes placed to the credit of the several counties of the State of Florida having a population of not less than 11,000 and not more than 11,700 according to the last preceding State census and conferring certain powers, authorities, directions, and duties upon the State Board of Administration, and upon the Board of County Commissioners of the several counties, with reference thereto.

Also has passed—

House Bill No. 1146:

A bill to be entitled An Act relating to and concerning taxation; levying a tax upon any device including (without in any manner limiting the general terms) punch boards, pull boards and vending boards, whereby a person pays something of value for the privilege of operating such device, the operation of which offers an opportunity by chance or lot for such operator to receive something of value.

Also has passed—

House Bill No. 1195:

A bill to be entitled An Act to amend Section 3, of Chapter 12200 of the Laws of Florida, Acts of 1927, the same being entitled, "An Act relative to the employment of Assistant Probation Officers and other necessary employees of the Juvenile Court of Orange County, Florida."

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 1219, 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. 1146, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

And House Bill No. 1195, contained in the above message, was read the first time by title only.

Senator Rose asked unanimous consent of the Senate to take up and consider House Bill No. 1195 at this time.

Which was agreed to.

Senator Rose moved that the rules be waived and House Bill No. 1195 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1195 was read the second time by title only.

Senator Rose moved that the rules be further waived and House Bill No. 1195 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. 1195 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 23, 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. 1198:

A bill to be entitled An Act providing for the payment of county taxes in all counties of the State of Florida having a population of not more than 11,653 and of not less than 10,975, according to the last preceding State census, with past due obligations of such counties, and providing for the reception of such obligations by the tax collectors of such counties and issuance of a tax receipt therefor, and providing for the repeal of all laws in conflict herewith, and providing when this Act shall become effective.

Also has passed—

House Bill No. 1131:

A bill to be entitled An Act to license certain types of coin-operated devices; to regulate the operation thereof; to designate the penalties for the violation of the provisions of this Act; to define certain types of coin-operated devices; providing for the division and distribution of the revenue derived therefrom and other matters properly relating thereto; and to provide for holding recall elections in any county to determine whether licenses shall be revoked or continued therein.

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 1198, contained in the above message, was read the first time by title only.

Senator Lundy asked unanimous consent of the Senate to take up and consider House Bill No. 1198 at this time.

Which was agreed to.

Senator Lundy moved that the rules be waived and House Bill No. 1198 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1198 was read the second time by title only.

Senator Lundy offered the following amendment to House Bill No. 1198:

In Section 1, line 9 (typewritten bill), strike out the words: "such counties" and insert in lieu thereof the following: "All counties of not more than 11653 and of not less than 10975 according to the last State census."

Senator Lundy moved the adoption of the amendment.
Which was agreed to and the amendment was adopted.

Senator Lundy moved that the rules be further waived and House Bill No. 1198, as amended, 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. 1198, as amended, was read the third time in full.

Upon the passage of the bill, as amended, 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, as amended, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1131, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

Also—

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

Tallahassee, Florida, May 23, 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 refuses to concur in Senate amendment to—

House Bill No. 284:

A bill to be entitled An Act to provide for and maintain the Dade Memorial Park, and to make appropriation therefor. Which amendment reads as follows:

In Section 1, line 7 (typewritten bill), strike out the words: "Four Thousand" and the figures "\$4000.00" and insert in lieu thereof the following: the words "Eighteen Hundred" and the figures "\$1800.00".

And respectfully requests the Senate to recede therefrom:.

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

Senator Touchton moved that the Senate refuse to recede from Senate Amendment to House Bill No. 284.

Which was agreed to and the Senate refused to recede from Senate Amendment to House Bill No. 284.

Also—

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

Tallahassee, Fla., May 23, 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. 912:

A bill to be entitled An Act to amend Section Two, Section Three and Section Thirteen of Chapter 13644, Laws of Florida, Acts of 1929, entitled: "An Act relating to game, non-game birds, fresh-water fish and fur-bearing animals; to create the department of game and fresh water fish and the office of State Game Commissioner; to define his duties and powers and that of his deputies; to fix his compensation and that of his deputies; to provide for the protection and conservation of game, non-game birds, fresh-water fish and fur-bearing animals by prescribing the times when and means by and extent to which they may be taken, possessed and dealt in; to license hunters, guides, trappers and fishermen; to require persons who engage in the business of operating hunting and fishing boats for hire or who deal in or with fresh water fish or hides of fur-bearing animals, to procure a license for same; to prohibit the use, placing or discharge in the fresh waters of the state of substances or forces injurious to fish; to provide for the prosecution of persons violating the provisions of this Act and a penalty and rule of evidence in such prosecutions; to provide for the collection of funds to carry out the provision of this Act and for the disposition of revenues accruing thereunder; consenting to acquisition by the United States of areas of land, water, or land and water, in accordance with Act of Congress of February 18, 1929; and repealing certain existing Laws and Statutes; and defining certain terms used therein."

And respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 912, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

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

Tallahassee, Fla., May 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 adopted the recommendations of the joint conference committee of the House and of the Senate appointed to reconcile the differences existing between the two bodies as to Temperance Committee Substitute for House Bill No. 496, said joint conference committee report being as follows:

Tallahassee, Florida, May 21, 1935.

Honorable Wm. C. Hodges,
President of the Florida State Senate.
Honorable W. B. Bishop,
Speaker of the House of Representatives.

Sirs:

The Committee of Conference on the disagreeing votes of the two Houses on the amendments to Temperance Committee Substitute for House Bill No. 496, entitled as follows:

"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," report as follows:

The Committee of Conference has met, has had full and free discussion and conference over said disagreements and has agreed to recommend, and does recommend unanimously to the Senate and House of Representatives as follows:

1. We recommend that the House concur in Senate amendments numbered as follows: Nos. 1, 2, 3, 5, 6, 7, 9, 10, 11, 12, 14, 15, 16, 18, 19, 20 and 23.
2. As to amendment No. 4, in lieu of the Senate amendment we recommend the adoption by the Senate and House of Representatives of an amendment as follows:
On page 11, line 24, being a portion of sub-section 8 of Section 5, strike out \$100.00 and in lieu thereof insert the following: \$250.00.
3. As to amendment No. 8, in lieu of the Senate amendment we recommend the adoption by the Senate and the House of Representatives of an amendment as follows:
On page 16, line 5, being a portion of sub-section (b) of Section 5, strike out \$125.00 and in lieu thereof insert the following: \$100.00.
4. As to amendment No. 13, in lieu of the Senate amendment we recommend the adoption by the Senate and House of Representatives of an amendment as follows:
On page 27, sub-section (f) of Section 11, at the end of said sub-section add:

"Any licensee violating the provisions of this subsection upon conviction thereof shall forfeit his license and no license shall within five years after such forfeiture be issued to said person or to any partnership or corporation in which he is interested. This provision shall be cumulative to the other penalties herein contained, and shall not impair the power of the Director herein elsewhere conferred to revoke licenses."

5. As to amendment No. 17, in lieu of the Senate amendment we recommend the adoption by the Senate and House of Representatives of an amendment as follows:

In Section 11 add a new sub-section as follows:

"(k) The sale of intoxicating liquors between the hours of 12:00 p. m., Saturday and 12:00 p. m., Sunday is hereby prohibited except in incorporated cities and towns. Such incorporated cities and towns are hereby authorized by ordinance or resolution hereafter to regulate or prevent such sales."

6. As to amendment No. 21, in lieu of the Senate amendment we recommend the adoption by the Senate and House of Representatives of an amendment as follows:

At the end of Section 1 between lines 20 and 21 add a new paragraph as follows:

"The premiums on the bonds of the Director and the bonds of the Supervisors herein provided shall be paid by the State of Florida."

7. As to amendment No. 22, in lieu of the Senate amendment we recommend the adoption by the Senate and House of Representatives of an amendment as follows:

At the end of Section 5, on page 20, add the following paragraph:

"No license under sub-sections III, IV, V, VI, VII, VII½ of this Section shall be granted to a vendor whose place of business is or shall be within 2,500 feet of an established school or church except in incorporated cities and towns, which said incorporated cities and towns are hereby given the power hereafter to establish zoning ordinances restricting the location wherein such licensees may be permitted to conduct such place of business and no license shall be granted to any such licensee to conduct a place of business in a location where such place of business is prohibited from being operated by such municipal ordinance."

Therefore, we, as members of the Committee of Conference on the part of the Florida State Senate and House of Representatives, respectfully recommend that both Houses do concur in the recommendations of the Committee contained herein.

Respectfully submitted,

M. M. FROST
W. C. GODWIN
J. LOCKE KELLY

Conference Committee on the part of the
House of Representatives.

E. H. LUNDY
J. TURNER BUTLER
W. A. MacWILLIAMS

Conference Committee on the part of the
Florida State Senate.

The House has concurred in the Senate amendments as recommended by said report and has adopted the compromise amendments as recommended by paragraphs numbered 2, 3, 4, 5, 6 and 7 of said report.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.

By permission the following Conference Committee Report was read:

Tallahassee, Florida, May 21, 1935.

Honorable Wm. C. Hodges,
President of the Florida State Senate.
Honorable W. B. Bishop,
Speaker of the House of Representatives.

Sirs:

The Committee of Conference on the disagreeing votes of the two Houses on the amendments to Temperance Committee Substitute for House Bill No. 496, entitled as follows:

"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," report as follows:

The Committee of Conference has met, has had full and free discussion and conference over said disagreements and has agreed to recommend, and does recommend unanimously to the Senate and House of Representatives as follows:

1. We recommend that the House concur in Senate amendments numbered as follows: Nos. 1, 2, 3, 5, 6, 7, 9, 10, 11, 12, 14, 15, 16, 18, 19, 20 and 23.
2. As to amendment No. 4, in lieu of the Senate amendment we recommend the adoption by the Senate and House of Representatives of an amendment as follows:
On page 11, line 24, being a portion of sub-section 8 of Section 5, strike out \$100.00 and in lieu thereof insert the following: \$250.00.
3. As to amendment No. 8, in lieu of the Senate amendment we recommend the adoption by the Senate and the House of Representatives of an amendment as follows:
On page 16, line 5, being a portion of sub-section (b) of Sec-

tion 5, strike out \$125.00 and in lieu thereof insert the following: \$100.00.

4. As to amendment No. 13, in lieu of the Senate amendment we recommend the adoption by the Senate and House of Representatives of an amendment as follows:

On page 27, sub-section (f) of Section 11, at the end of said sub-section add:

"Any licensee violating the provisions of this subsection upon conviction thereof shall forfeit his license and no license shall within five years after such forfeiture be issued to said person or to any partnership or corporation in which he is interested. This provision shall be cumulative to the other penalties herein contained, and shall not impair the power of the Director herein elsewhere conferred to revoke licenses."

5. As to amendment No. 17, in lieu of the Senate amendment we recommend the adoption by the Senate and House of Representatives of an amendment as follows:

In Section 11 add a new sub-section as follows:

"(k) The sale of intoxicating liquors between the hours of 12:00 p. m., Saturday and 12:00 p. m., Sunday is hereby prohibited except in incorporated cities and towns. Such incorporated cities and towns are hereby authorized by ordinance or resolution hereafter to regulate or prevent such sales."

6. As to amendment No. 21, in lieu of the Senate amendment we recommend the adoption by the Senate and House of Representatives of an amendment as follows:

At the end of Section 1 between lines 20 and 21 add a new paragraph as follows:

"The premiums on the bonds of the Director and the bonds of the Supervisors herein provided shall be paid by the State of Florida."

7. As to amendment No. 22, in lieu of the Senate amendment we recommend the adoption by the Senate and House of Representatives of an amendment as follows:

At the end of Section 5, on page 20, add the following paragraph:

"No license under sub-sections III, IV, V, VI, VII, VII½ of this Section shall be granted to a vendor whose place of business is or shall be within 2,500 feet of an established school or church except in incorporated cities and towns, which said incorporated cities and towns are hereby given the power hereafter to establish zoning ordinances restricting the location wherein such licensees may be permitted to conduct such place of business and no license shall be granted to any such licensee to conduct a place of business in a location where such place of business is prohibited from being operated by such municipal ordinance."

Therefore, we, as members of the Committee of Conference on the part of the Florida State Senate and House of Representatives, respectfully recommend that both Houses do concur in the recommendations of the Committee contained herein.

Respectfully submitted,

M. M. FROST
W. C. GODWIN
J. LOCKE KELLY

Conference Committee on the part of the House of Representatives.

E. H. LUNDY
J. TURNER BUTLER
W. A. MacWILLIAMS

Conference Committee on the part of the Florida State Senate.

Senator MacWilliams moved the adoption of the foregoing Conference Committee Report on Senate amendments to Temperance Committee Substitute for House Bill No. 496.

Which was agreed to and the report was adopted.

Senator MacWilliams moved the adoption of the amendment to Temperance Committee Substitute for House Bill No. 496 as recommended by the Conference Committee aforesaid and contained in Paragraph 2 of the foregoing Conference Committee Report.

Which was agreed to and the amendment was adopted.

Senator MacWilliams moved the adoption of the amendment to Temperance Committee Substitute for House Bill No. 496 as recommended by the Conference Committee aforesaid and contained in Paragraph 3 of the foregoing Conference Committee Report.

Which was agreed to and the amendment was adopted.

Senator MacWilliams moved the adoption of the amendment to Temperance Committee Substitute for House Bill No. 496

as recommended by the Conference Committee aforesaid and contained in Paragraph 4 of the foregoing Conference Committee Report.

Which was agreed to and the amendment was adopted.

Senator MacWilliams moved the adoption of the amendment to Temperance Committee Substitute for House Bill No. 496 as recommended by the Conference Committee aforesaid and contained in Paragraph 5 of the foregoing Conference Committee Report.

Which was agreed to and the amendment was adopted.

Senator MacWilliams moved the adoption of the amendment to Temperance Committee Substitute for House Bill No. 496 as recommended by the Conference Committee aforesaid and contained in Paragraph 6 of the foregoing Conference Committee Report.

Which was agreed to and the amendment was adopted.

Senator MacWilliams moved the adoption of the amendment to Temperance Committee Substitute for House Bill No. 496 as recommended by the Conference Committee aforesaid and contained in Paragraph 7 of the foregoing Conference Committee Report.

Which was agreed to and the amendment was adopted.

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

Senate Bill No. 724:

A bill to be entitled An Act to provide for the relief of the public free schools of the State of Florida by raising revenue for the county school fund by levying and imposing a tax upon the privilege of operating a store or stores within this State, to classify such stores for the purpose of such taxation and of graduating the tax in accordance with the number of stores operated under a single ownership, management or control, to declare the public policy on which this Act is founded; to provide for the administration and enforcement of this Act and for the promulgation and enforcement of rules and regulations to facilitate such enforcement; to provide for the creation and enforcement of a lien upon the property of persons liable for the payment of such tax; to provide penalties for the violation of this Act and of rules or regulations lawfully made under the authority hereof; to repeal conflicting laws, expressly but on condition including Chapter 16071, Laws of Florida, of 1933; and to appropriate the revenues derived hereunder.

Was taken up.

Pending second reading Senator Holland moved that the further consideration of Senate Bill No. 724 be postponed until Monday, May 27, 1935, and that three hundred (300) copies of the bill be printed.

Pending adoption of the motion made by Senator Holland, Senator Futch moved that the motion made by Senator Holland be laid on the table.

The question was put on the adoption of the motion made by Senator Futch to lay the motion made by Senator Holland on the table.

Upon which a roll call was demanded.

Upon the adoption of the motion made by Senator Futch the roll was called and the vote was:

Yeas—Senators Adams, Beall, Black, Butler, Clarke, Futch, Gomez, Lewis, McKenzie, MacWilliams, Murphy, Parrish, Savage, Shivers, Sikes, Tillman, Touchton, Turner—18.

Nays—Mr. President; Senators Bass, Beacham, Harper, Holland, Lundy, McArthur, Mann, Nordman, Parker, Raulerson, Rose, Shelley, Smith (14th), Smith (29th), Tervin, Watson—17.

So the motion made by Senator Holland was laid on the table.

Senator Black moved that the further consideration of Senate Bill No. 724 be informally passed and Senate Bill No. 847 be substituted for Senate Bill No. 724 for consideration at this time.

Pending adoption of the motion made by Senator Black, Senator Tillman moved that the motion made by Senator Black be laid on the table.

Which was agreed to and the motion made by Senator Black was laid on the table.

Senator Raulerson now presiding.

And Senate Bill No. 724 was read the second time in full.

The President now presiding.

Senator Tillman offered the following amendment to Senate Bill No. 724:

In Section 2, sub-section F line 17 (typewritten bill) add after the word "from" the words: "the sale of bakery products, dairy products, ice, insecticides, fungicides, fertilizer and agricultural or horticultural products or implements when sold by the producer or manufacturer thereof, nor"

Senator Tillman moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 724:

Section 2, sub-Section F, line 19, (typewritten bill) add after the words: "heat or power" the following: "the provisions of this act shall not apply to the gross sales of telephone or telegraph companies"

Senator Tillman moved the adoption of the amendment. Which was not agreed to and the amendment failed of adoption.

Senator Tillman also offered the following amendment to Senate Bill No. 724:

In Section 4, (typewritten bill) Add at the end of Section 4 the following: "If the tax or taxes set forth in sub-division B of Section 4 of this Act be for any reason held invalid and inoperative then the taxes in each of the five classes of stores enumerated under sub-division A of Section 4 of this Act shall be trebled the amounts set forth in this said sub-division A."

Senator Tillman moved the adoption of the amendment.

Pending adoption of the amendment offered by Senator Tillman to Senate Bill No. 724, Senator Holland offered the following Substitute Amendment for the amendment offered by Senator Tillman:

In Section 4, page 6, line 5 (typewritten bill) strike out the words: "out the amounts due under the provisions of Sub-Division B"

Senator Holland moved the adoption of the Substitute Amendment for the Amendment offered by Senator Tillman to Senate Bill No. 724.

Pending the adoption of the Substitute Amendment offered by Senator Holland for the Amendment offered by Senator Tillman to Senate Bill No. 724, the hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:00 o'clock P. M., until 3:00 o'clock P. M., this day.

AFTERNOON SESSION

The Senate reconvened at 3:00 o'clock P. M., pursuant to recess order.

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 (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—37.

A quorum present.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Fla., May 23, 1935.

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

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

Senate Bill No. 463:

A bill to be entitled An Act to establish a game preserve in a certain portion of Nassau County, and to prohibit the hunting or taking of wild game or birds in such preserve for a period of five years.

Amendment No. 1:

In Section 4, line 1, strike out the word "nor" and insert in lieu thereof the following: "not".

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

Very respectfully,

J. W. TURNER,
Chairman of Committee.

And Senate Bill No. 463, contained in the above report, was referred to the Committee on Enrolled Bills.

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

Senate Chamber,
Tallahassee, Fla., May 23, 1935.

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

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

Senate Bill No. 817:

A bill to be entitled An Act amending Section 1, Chapter 16293, Laws of Florida 1933, so as to make said Act applicable in Counties having a population of not less than one hundred and fifty thousand (150,000) nor more than one hundred and seventy thousand (170,000) by the last preceding State or Federal Census.

Amendment No. 1:

In Section 1, line 2 after the word "of" and before the word "more" insert the following: "not less than 150,000 nor".

Amendment No. 2:

In Title, line 3 after the word "of" and before the word "more" insert the following: "not less than 150,000 nor".

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

Very respectfully,

J. W. TURNER,
Chairman of Committee.

And Senate Bill No. 817, contained in the above report, was referred to the Committee on Enrolled Bills.

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

Senate Chamber,
Tallahassee, Fla., May 23, 1935.

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

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

Senate Bill No. 723:

A bill to be entitled An Act providing for one stenographer for the office of State Attorney in all counties of the State of Florida having a population, according to the last preceding Federal Census, of not less than 150,000 and not more than 155,000, and providing for the payment of certain expenses connected with said office.

Amendment No. 1:

In Section 1, line 6, after the word "of" and before the word "one" insert the following: "not to exceed".

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

Very respectfully,

J. W. TURNER,
Chairman of Committee.

And Senate Bill No. 723, contained in the above report, was referred to the Committee on Enrolled Bills.

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

Senate Chamber,
Tallahassee, Fla., May 23, 1935.

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

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

Senate Bill No. 790:

A bill to be entitled An Act requiring all members of election

Boards in all the Cities and Towns of the State of Florida, whether under the provisions of General Law or Special Charter, and whose members are not elected by the people, to be elected by the people; and providing the method and mode of election; and providing for the terms of office of said members of said election boards.

Amendment No. 1:

In Section 3, line 3, strike out the words "either before or". Have carefully examined same, and find same correctly engrossed, and return same herewith.

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

And Senate Bill No. 790, contained in the above report, was referred to the Committee on Enrolled Bills.

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 23, 1935.

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

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

Senate Memorial No. 24:

A Memorial to the Congress of the United States requesting it to make investigation of the various bondholders Committees holding bonds of municipalities and political subdivisions of States.

Also—

Senate Bill No. 367:

A bill to be entitled An Act appropriating \$50,000.00 annually for the biennium to the Agricultural Extension Service of the University of Florida, to be used in cooperating with the United States Bureau of Entomology and Plant Quarantine in Screw Worm Control Work in the State of Florida.

Also—

Senate Bill No. 334:

A bill to be entitled An Act amending Section 7 of Chapter 6469, Laws of Florida, 1913, being the same as Section 305, Revised General Statutes of Florida, 1920 and Section 361, Compiled General Laws of Florida, 1927, as amended by Section 3 of Chapter 13761, Laws of Florida, 1929, relating to primary elections and providing for the equal representation of men and women on political party executive committees.

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 and Memorial 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 23, 1935.

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

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

House Bill No. 1248:

A bill to be entitled An Act to change the name of the City of Valparaiso, a municipal corporation.

Also—

House Bill No. 1128:

A bill to be entitled An Act authorizing and empowering the Governing Authorities of the City of Punta Gorda, Florida, to sell, transfer and convey title to certain real estate, and prescribing their powers and duties with reference thereto and other related matter.

Also—

House Bill No. 1099:

A bill to be entitled An Act authorizing, empowering and directing the City of Punta Gorda, Florida, to accept its bonds, past due interest coupons and certificates of deposit of such bonds and past due interest coupons at par in payment of City taxes and/or assessments levied for 1933 and prior years, and other related matters.

Also—

House Bill No. 1173:

A bill to be entitled An Act authorizing "North Miami", a town located in Dade County, Florida, and incorporated under the General Laws of the State of Florida, to abolish the office of marshal and to create the office of Chief of Police, and providing for his duties, appointment, and compensation.

Also—

House Bill No. 1254:

A bill to be entitled An Act relating to and concerning taxation and providing for the foreclosure in equity of tax sale certificates and deeds and procedure in such cases in which said tax sale certificates and deeds have been issued to the Treasurer of the State of Florida and providing for procedure in such cases in counties having a population of not less than 160,000, nor more than 200,000, according to any Federal or State census heretofore or hereafter taken.

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.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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 23, 1935.

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

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

House Bill No. 981:

A bill to be entitled An Act to redesignate a portion of State Road No. 120 as heretofore designated by Chapter 12394, Acts of 1927.

Also—

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 moneys 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.

Also—

House Bill No. 885:

A bill to be entitled An Act authorizing the Board of Public

Instruction for the County of Dade, State of Florida, to adopt a retirement annuity plan for aged teachers; to enter into contract with an insurance company to underwrite such retirement annuity plan and to expend a portion of the general county school fund allotted to teachers' salaries to supplement the premiums paid by teachers participating therein:

Also—

House Bill No. 648:

A bill to be entitled An Act amending Section 30 of Chapter 14764, Laws of Florida, Acts of 1931, entitled: "An Act providing for the supervision and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the public highways of the State; providing for regulations of safety and proper operation affecting the use of said highways and the preservation thereof; defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida and providing for the enforcement of the provisions of this Act, and for the punishment of violations thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and providing certain exemptions; and repealing all Acts inconsistent with the provisions of this Act"; providing that persons, firms or corporations operating motor vehicles over and upon State Road Number Seventy-eight and the territory adjacent to said State road within a radius of ten miles thereof shall be exempted from the provisions of said Act and from commission jurisdiction and control.

Also—

House Bill No. 823:

A bill to be entitled An Act to authorize the commission of the City of Coral Gables to use certain city owned assets to secure or discharge in whole or in part certain obligations of said city, and for that purpose to pledge, sell, exchange, transfer and assign certain improvement liens due to said city, and defining the rights of any pledgees or assignees of such liens; to pledge, exchange, sell or otherwise dispose of tax sale certificates held by said city; to sell or exchange and convey certain real estate owned by said city.

Also—

House Bill No. 442:

A bill to be entitled An Act relating to the government of the City of Miami Beach, Florida, and providing for the adoption of ordinances and prescribing penalties for the violation thereof.

Also—

House Bill No. 1132:

A bill to be entitled An Act providing for the disposition of all monies received in all counties in the State of Florida, whose population, according to the 1935 State census, was not less than 5400, nor more than 5510, and paid to such counties pursuant to the provisions of Senate Bill Number 744, Acts of 1935, Laws of Florida, commonly known as the "Race Track Fund," and directing how the same shall be spent.

Also—

House Bill No. 1160:

A bill to be entitled An Act to repeal Chapter 16453, Laws of Florida, Acts of 1933, the same being an Act entitled "An Act to prohibit the taking of game fish commonly known as sheep head, channel bass (commonly known as red fish) and Mango snappers from the fresh waters and from the salt waters of Hernando County, Florida, by means of nets and to prohibit the sale of such fish or the shipping thereof; and providing a penalty for the violation of this Act; and to repeal all laws in conflict herewith so far as they affect Hernando County, Florida."

Also—

House Bill No. 1166:

A bill to be entitled An Act amending the Charter of the City of St. Cloud, Florida, by providing a limited operating budget for said city.

Also—

House Bill No. 1162:

A bill to be entitled An Act to fix the salary of the City Clerk of the City of Moore Haven, Florida, and requiring the clerk to make bond.

Also—

House Bill No. 716:

A bill to be entitled An Act to declare, designate and estab-

lish a certain road in Lee County, Florida, a State road forming a part of the connecting system of State roads of the State of Florida.

Also—

House Bill No. 813:

A bill to be entitled An Act providing for an open season for the hunting and killing of buck deer in all counties of the State of Florida having a population of not less than 6,418 and of not more than 6,500 according to the last Federal census; and providing what persons are eligible to hunt in such open season; and providing for the repeal of all laws in conflict with this Act; and providing a penalty for the violation thereof.

Also—

House Bill No. 449:

A bill to be entitled An Act repealing Chapter 15999 Laws of Florida, 1933, same being an Act providing that the annual maintenance tax of the Crane Creek Drainage District shall be levied on a uniform acreage basis instead of a benefit Assessment basis; and limiting the amount thereof.

Also—

House Bill No. 365:

A bill to be entitled An Act to amend Section 1 of Chapter 14940—(302), Acts of 1931, entitled, "An Act extending and re-defining State Road Number 34."

Also—

House Bill No. 773:

A bill to be entitled An Act to declare, designate and establish the route of a part of State Road Number 23.

Also—

House Bill No. 1145:

A bill to be entitled An Act providing that in all counties of the State of Florida having a population of not less than 2750 and not more than 2800 according to the Federal census of 1930 that the bond portion of taxes may be paid by the use of bonds and delinquent interest coupons.

Also—

House Bill No. 397:

A bill to be entitled An Act granting a pension to Henry Bascom Tucker of Manatee (formerly of Franklin) County, Florida.

Also—

House Bill No. 1062:

A bill to be entitled An Act to extend State Road Number 164 as designated in Chapter 13844, Laws of Florida of 1929, and as amended by Chapter 15647, Laws of Florida of 1931.

Also—

House Bill No. 640:

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

Also—

House Bill No. 1030:

A bill to be entitled An Act to designate and establish as a State road that certain road described as an extension of State Road No. 202, beginning at the East City Limits of Winter Park, in Orange County, through Winter Park and on Fairbanks Avenue to the Old Apopka brick road, thence Northwest-erly crossing the Seaboard Air Line railroad, turning left and intersecting State Road No. 2, thence Westerly through Clarcona intersecting Apopka-Ocoee road one-quarter mile South of Atlantic Coast Line railroad, designating the route of said road and a number designation to be given thereto by the State Road Department of Florida.

Also—

House Bill No. 535:

A bill to be entitled An Act granting a pension to Alex Lawson, of Calhoun County, Florida.

Also—

House Bill No. 864:

A bill to be entitled An Act to designate and establish a certain State road in Hendry County, Florida.

Also—

House Bill No. 998:

A bill to be entitled An Act to repeal Chapter 10974, Laws of Florida, 1925, and Chapter 11661, amendatory thereto, relating

to the issuance of bonds by the City of Orlando, Florida, with a saving clause as to bonds already issued.

Also—

House Bill No. 347:

A bill to be entitled An Act to excuse and relieve members of grand juries from service in particular cases by reason of relationship, and relating to the effect of service in such cases.

Also—

House Bill No. 1114:

A bill to be entitled An Act authorizing the Board of County Commissioners of the several counties of the State of Florida having the population of not less than 26,250, nor more than 26,750 inhabitants, to change or alter the County Commissioners' Districts of such counties to conform to the election districts thereof at any time when such election districts may be changed, and to provide the method of changing such County Commissioner's Districts.

Also—

House Bill No. 90:

A bill to be entitled An Act regulating the taking, killing or possession of migratory game birds in certain coastal counties bordering on the Gulf of Mexico in the State of Florida; and providing penalties for the violation thereof; and repealing conflicting laws.

Also—

House Bill No. 1104:

A bill to be entitled An Act to provide for the distribution and disposition of funds that may be received by Hamilton County, Florida, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any Acts amendatory or supplementary thereto, commonly known as race track funds, and providing for a portion of said funds to be distributed to the Board of Public Instruction of Hamilton County, Florida.

Also—

House Bill No. 1041:

A bill to be entitled An Act to authorize the State Road Department of Florida to provide certain moneys in the annual budget for certain purposes.

Also—

House Bill No. 1042:

A bill to be entitled An Act to amend Sections 5 and 6 of Chapter 15024, Acts of 1931, entitled, "An Act to authorize the State Road Department of the State of Florida to grant franchises for the construction of toll bridges, viaducts, roads, fills, trestle structures and approaches thereto and for the use of the same by the persons to whom such franchises are granted, their successors and assigns; and to authorize the State Road Department to lease or purchase under certain conditions any toll bridges, viaducts, roads, fills or trestles with the approaches thereto when it may be practicable and advisable to lease such structures in connection with the highway system of the State of Florida; and to provide that the contracts for such franchises and constructions shall contain an option to be exercised by the State Road Department to purchase such structures after a period of thirty years under such terms and conditions as may be named in the original franchises granted by the State Road Department."

Also—

House Bill No. 906:

A bill to be entitled An Act prohibiting live stock from roaming at large in the farming area of Lakeport and Bare Beach in the County of Glades in the State of Florida, and prescribing penalties for the violation hereof, and further providing for recovery from such owner for any damages sustained by any person or persons, or corporation by reason of such stock roaming at large within said territory.

Also—

House Bill No. 749:

A bill to be entitled An Act authorizing the creation of municipal Tax Adjustment Boards, prescribing their powers, duties and limitations; prescribing the length of time such Board shall stay in existence; providing for a chairman and secretary and authorizing said Board to adjust, settle and compromise taxes and special assessments.

Also—

House Bill No. 1035:

A bill to be entitled An Act assenting to and accepting the provisions of An Act of Congress approved July 11, A. D. 1916,

and all amendments thereto, the same being entitled, "An Act to provide that the United States Government shall aid the States in the construction of rural post roads, and for other purposes," and providing for the apportionment and appropriation of funds to meet the same.

Also—

House Bill No. 1036:

A bill to be entitled An Act authorizing and empowering the State Road Department of Florida to purchase, sell, lease and convey certain real property.

Also—

House Bill No. 476:

A bill to be entitled An Act to authorize and empower Boards of County Commissioners to act as a Board of Adjustment in settling and adjusting delinquent drainage tax liens in drainage districts created and established in their respective counties of Florida under authority of Section 1734 et seq Revised General Statutes of Florida, 1920, being Section 2785 et seq Compiled General Laws of Florida, 1927.

Also—

House Bill No. 348:

A bill to be entitled An Act amending Section 5011 of the Revised General Statutes of Florida, relating to the limitation of prosecution in criminal actions.

Also—

House Bill No. 1039:

A bill to be entitled An Act relating to the dedication of certain roads to the public.

Also—

House Bill No. 646:

A bill to be entitled An Act authorizing and empowering County Boards of Public Instruction in the State of Florida to invest sinking funds collected to retire bonds of special tax school districts in United States Government bonds or bonds guaranteed by United States, and being cumulative of the powers contained in Section 15 of Chapter 6542, Laws of Florida, Acts of 1913, as amended by Chapter 6967, Laws of Florida, Acts of 1915, relating to the subject matter hereof.

Also—

House Bill No. 633:

A bill to be entitled An Act to make unlawful the use in the taking of Menhaden fish in any of the waters of the State of Florida any purse-seine, purse-gill-net, shrimp net, pound net, or any other net, seine or other device having less than a seven-eighth inch bar, and to provide penalties for the violation of this Act.

Also—

House Bill No. 669:

A bill to be entitled An Act to amend Section 425 Revised General Statutes of Florida, 1920 (being Section 491 Compiled General Laws of Florida, 1927), relating to penalty for failure to allow inspection of public records.

Also—

House Bill No. 798:

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.

Also—

House Bill No. 947:

A bill to be entitled An Act relating to taxation and to fix the license taxes of operators of beauty parlors in counties having a population of less than thirty-five hundred, according to the Federal census of 1930.

Also—

House Bill No. 782:

A bill to be entitled An Act to repeal Sections 691, 692, 693, 5377, of the Revised General Statutes of 1920, the same being Sections 890, 891, 892, 7512, of the Compiled General Laws of 1927, the same being Chapter 7378, General Acts of 1917, relating to the inspection of hospitals, sanatoriums, public and private schools, nunneries, and Houses of the Good Shepherd.

Also—

House Bill No. 1037:

A bill to be entitled An Act providing for the cancellation of certain liens for taxes held and owned by the State of Florida against certain lands in this State.

Also—

House Concurrent Resolution No. 23:

A Resolution expressing appreciation of the appointment of Chester B. Treadway, Chairman of the State Road Department, as chief administrator of all Federal relief funds to be distributed in Florida.

Also—

House Bill No. 891:

A bill to be entitled An Act to grant a pension to Mrs. Myrtle Roberta Quaile, of Tallahassee, Leon County, Florida.

Also—

House Bill No. 649:

A bill to be entitled An Act to provide for the service of process in civil actions against non-resident motor vehicle owners and operators, for the designation by such owners and operators of the Secretary of State as their agent for the service of process, for the giving of notice to such non-resident motor vehicle owners and operators of the institution of suits against them, and prescribing the manner in which service of process shall be made in such suit and prescribing the manner in which proof of such service shall be made, and providing for the payment of a fee to be paid to the Secretary of State for his service in connection therewith, and for the repeal of all laws, or parts of laws, in conflict herewith.

Also—

House Bill No. 122:

A bill to be entitled An Act to provide for the conservation of shrimp and prawn in certain waters of the Gulf of Mexico and its tributaries within the jurisdiction of the State of Florida; prohibiting the catching and taking of shrimp and prawn in said waters during stated seasons and providing penalties for the violation thereof; and providing for the enforcement of the provisions of law by all conservation officers of the State of Florida.

Also—

House Bill No. 964:

A bill to be entitled An Act to amend Sections 20, 28, 41, 42, and 46 of Chapter 14,736, Laws of Florida, of Acts of 1931, entitled:

An Act to abolish the Istokpoga Sub-Drainage District situated in Highlands County, Florida, and to abolish the Indian Prairie Sub-Drainage District situated in Highlands and Glades Counties, Florida, and to provide for payment of outstanding indebtedness of said districts; and create a sub-drainage district from territory embraced in said Istokpoga Sub-Drainage District and Indian Prairie Sub-Drainage District and additional territory to be named Istokpoga Consolidated Sub-Drainage District; and to prescribe the boundaries of said Istokpoga Consolidated Sub-Drainage District; to provide for election of Board of Supervisors for said district; and to prescribe powers and duties of such Supervisors; to provide for levy and collection of taxes and assessments of benefits in said Istokpoga Consolidated Sub-Drainage Districts; and to provide for retirement of all outstanding bonds of the Istokpoga Sub-Drainage District by payment or exchange for the bonds of Istokpoga Consolidated Sub-Drainage District; and to authorize and provide for issue of bonds and notes of Istokpoga Consolidated Sub-Drainage District; to provide for assessments against all lands not heretofore embraced in Istokpoga Sub-Drainage District and Indian Prairie Sub-Drainage District that are included in Istokpoga Consolidated Sub-Drainage District for benefits derived or to be derived from improvements made or to be made; to prescribe the powers, duties, and liabilities of said Istokpoga Consolidated Sub-Drainage District; to provide for collection of all past due tax assessments levied in Istokpoga Sub-Drainage District or Indian Prairie Sub-Drainage District and to declare the creation of Istokpoga Consolidated Sub-Drainage District to be for purpose of reclaiming and protecting wet and over-flow lands or lands subject to over-flow situated in said district and declare land situated in said district to be wet and over-flow lands or subject to over-flow and necessary to be drained for sanitary and agricultural purposes, and give to Istokpoga Consolidated Sub-Drainage District right of eminent domain with full power to acquire such property or land as may be necessary for its purpose.

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

Very respectfully,

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

Senate Bill No. 724:

A bill to be entitled An Act to provide for the relief of the public free schools of the State of Florida by raising revenue for the county school fund by levying and imposing a tax upon the privilege of operating a store or stores within this State, to classify such stores for the purpose of such taxation and of graduating the tax in accordance with the number of stores operated under a single ownership, management or control, to declare the public policy on which this Act is founded; to provide for the administration and enforcement of this Act and for the promulgation and enforcement of rules and regulations to facilitate such enforcement; to provide for the creation and enforcement of a lien upon the property of persons liable for the payment of such tax; to provide penalties for the violation of this Act and of rules or regulations lawfully made under the authority hereof; to repeal conflicting laws, expressly but on condition including Chapter 16071, Laws of Florida of 1933; and to appropriate the revenues derived hereunder.

Which was pending amendment at the hour of recess, having been read the second time in full, this day, was taken up.

Consideration of the following amendment offered by Senator Tillman to Senate Bill No. 724:

In Section 4, (typewritten bill) add at the end of Section 4 the following: "If the tax or taxes set forth in sub-division B of Section 4 of this Act be for any reason held invalid and inoperative then the taxes in each of the five classes of stores enumerated under sub-division A of Section 4 of this Act shall be trebled the amounts set forth in this said sub-division A."

Senator Tillman having moved the adoption of the amendment.

Together with the following substitute amendment offered by Senator Holland for the foregoing amendment offered by Senator Tillman to Senate Bill No. 724:

In Section 4, Page 6, line 5, (typewritten bill) strike out the words: Out the amounts due under the provisions of Sub-division B.

Was resumed.

Senator Holland having moved the adoption of the substitute amendment.

The question was put on the adoption of the substitute amendment offered by Senator Holland for the amendment offered by Senator Tillman to Senate Bill No. 724.

Upon which a roll call was demanded.

Upon the adoption of the substitute amendment offered by Senator Holland for the amendment offered by Senator Tillman to Senate Bill No. 724 the roll was called and the vote was:

Yeas—Mr. President; Senators Bass, Beacham, Beall, Harper, Holland, Lundy, McArthur, Mann Parker, Raulerson, Shelley, Shivers, Sikes, Smith (29th), Tervin, Watson—17.

Nays—Senators Adams, Butler, Clarke, Futch, Gillis, Gomez, Lewis, McKenzie, MacWilliams, Murphy, Parrish, Rose, Savage, Sweger, Tillman, Touchton, Turner—17.

So the substitute amendment for the amendment to Senate Bill No. 724 failed of adoption.

The question recurred on the adoption of the amendment offered by Senator Tillman to Senate Bill No. 724.

Which was agreed to and the amendment was adopted.

Senator Beall offered the following amendment to Senate Bill No. 724:

In Section 4, Sub-division A, Paragraph 2, line 2, (typewritten bill) strike out the figures "\$100.00" and insert in lieu thereof the following: "\$10.00"

Senator Beall moved the adoption of the amendment.

Which was not agreed to and the amendment failed of adoption.

Senator Beall also offered the following amendment to Senate Bill No. 724:

In Section 4, Sub-division A, paragraph 3, line 2, (typewritten bill) strike out the figures: "\$200.00" and insert in lieu thereof the following: "\$50.00"

Senator Beall moved the adoption of the amendment. Which was not agreed to and the amendment failed of adoption.

Senator Beall also offered the following amendment to Senate Bill No. 724:

In Section 4, sub-division A, paragraph 4, line 2 (typewritten bill) strike out the figures: "\$300.00" and insert in lieu thereof the following: "\$100.00"

Senator Beall moved the adoption of the amendment. Which was not agreed to and the amendment failed of adoption.

Senator Beall also offered the following amendment to Senate Bill No. 724:

In Section 4 (a) (5) line 2 (typewritten bill) strike out the figures "\$400" and insert in lieu thereof the following: "\$150"

Senator Beall moved the adoption of the amendment. Which was not agreed to and the amendment failed of adoption.

Senator Parrish offered the following amendment to Senate Bill No. 724:

In Section 4, sub. B, line 1, (typewritten bill) strike out the words: and figures: $\frac{1}{2}$ of 1% and insert in lieu thereof the following: $\frac{1}{4}$ of 1%

Senator Parrish moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Beall offered the following amendment to Senate Bill No. 724:

In Section 4, sub-division B, paragraph 2, line 2 (typewritten bill) strike out the figures "2%" and insert in lieu thereof the following: " $\frac{1}{2}$ of 1%"

Senator Beall moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Beall also offered the following amendment to Senate Bill No. 724:

In Section 4, sub-division B, paragraph 3, line 2 (typewritten bill) strike out the figures: "3%" and insert in lieu thereof the following: " $\frac{3}{4}$ of 1%"

Senator Beall moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Gomez offered the following amendment to Senate Bill No. 724:

(typewritten bill) strike out all the provisions of the Bill wherein the funds herein provided for and are sought to be deposited with the general revenue fund of the State for school purposes and insert in lieu thereof one-fifth of all revenue collected from the sources herein provided shall be deposited in a fund to be known as a "Relief Pension Fund" with the State treasurer for the purpose set forth in Senate Bill No. 606.

Senator Gomez moved the adoption of the amendment. Upon which a roll call was demanded.

Upon the adoption of the amendment the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Gomez, Harper, Holland, Lewis, McArthur, Mann, Nordman, Parker, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (29th), Terwin, Watson—22.

Nays—Senators Bass, Butler, Futch, Gillis, McKenzie, MacWilliams, Murphy, Parrish, Savage, Sweger, Tillman, Touchton, Turner—13.

Which was agreed to and the amendment was adopted.

Senator Lewis moved that the rules be waived and the Senate do now reconsider the vote by which the Senate adopted the foregoing amendment offered by Senator Gomez to Senate Bill No. 724.

Which was not agreed to.

Senator Gomez moved that the further consideration of Senate Bill No. 724 be informally passed.

Which was not agreed to.

Senator Beall offered the following amendment to Senate Bill No. 724:

In Section 4, (typewritten bill) at the end of Section 4 add a new paragraph as follows: "C. Provided that the tax im-

posed by this Act shall be exclusive, and no person taxed hereunder shall be liable for any personal property tax, or any occupational or license tax, State, City or County.

Senator Beall moved the adoption of the amendment. Which was not agreed to and the amendment failed of adoption.

Senator Beall also offered the following amendment to Senate Bill No. 724:

In Section 4 (B) (4), strike out the figure 4% and insert in lieu thereof the following: 3%.

Senator Beall moved the adoption of the amendment. Upon which a roll call was demanded.

Upon the adoption of the amendment the roll was called and the vote was:

Yeas—Mr. President; Senators Beacham, Beall, Clarke, Gillis, Harper, Holland, Lundy, McArthur, Parker, Parrish, Raulerson, Shelley, Shivers, Sikes, Smith (29th), Sweger, Watson—18.

Nays—Senators Adams, Bass, Black, Butler, Futch, Lewis, McKenzie, MacWilliams, Mann, Murphy, Nordman, Rose, Savage, Tillman, Touchton, Turner—16.

Which was agreed to and the amendment was adopted.

Senator Beall also offered the following amendment to Senate Bill No. 724:

In Section 4 (B) (5), (typewritten bill) strike out the figure 5% and insert in lieu thereof the following: 4%.

Senator Beall moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator Tillman moved that the rules be waived and Senate Bill No. 724, as amended, 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. 724, as amended, was read the third time in full.

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

Yeas—Senators Adams, Bass, Beall, Butler, Clarke, Gillis, Lewis, McKenzie, MacWilliams, Murphy, Parker, Parrish, Rose, Savage, Smith (29th), Sweger, Tillman, Touchton, Turner, Watson—20.

Nays—Mr. President; Senators Beacham, Black, Futch, Harper, Holland, Lundy, McArthur, Mann, Nordman, Raulerson, Shelley, Shivers, Sikes—14.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

The following explanation of vote was filed with the Secretary:

I oppose this bill because the tax on gross receipts or gross income seems to me to violate our constitutional prohibition against an income tax. Aside from this the tax is unreasonable and confiscatory, being many times greater than the West Virginia tax, recently upheld by the U. S. Supreme Court. I believe that the gross receipts portion of this bill will fail and that the bill will prove to be a gold brick handed to the public schools.

S. L. HOLLAND.

By permission the following Conference Committee reports were read:

CONFERENCE COMMITTEE REPORT

Tallahassee, Fla., May 23, 1935.

Hon. Wm. C. Hodges,

President of the Senate.

Hon. W. B. Bishop,

Speaker of the House of Representatives,

Sirs:

Your Conference Committee, appointed to adjust the differences existing between the Senate and the House of Representatives on Senate Bill No. 16, have had the same under consideration and do hereby respectfully recommend as follows:

That the House do recede from its amendment to Section 3, line 13, of Senate Bill No. 16, which amendment was as follows:

"In Section 3, line 13, strike out the word four and insert in lieu thereof the following: six."

And that the Senate and the House of Representatives agree to the following amendment to Senate Bill No. 16:

In Section 3, line 13, strike out the following: "At least four members of said Commission shall be growers not connected with any packing, shipping or marketing agency and at least two other members of said Commission shall be growers who may be members of cooperative marketing associations, but who are not connected with any profit making packing, shipping or marketing agency."

And insert in lieu thereof the following:

At least seven members of said Commission shall be growers not connected with any packing, shipping or marketing agency or association, either as officers or as paid employees."

That the House do recede from its amendment adding Section 26 to Senate Bill No. 16 to read as follows:

Add Section 26 to read as follows: "No member of any Legislature shall be appointed on said Commission or otherwise be employed by said Commission during the time for which said member of the Legislature was elected to serve, nor shall any member of the Legislature make himself eligible for employment by resigning from the Legislature."

Your Joint Conference Committee, appointed as set forth herein, respectfully requests the House of Representatives and the Florida State Senate to receive and adopt this report en toto.

Respectfully submitted,
J. J. PARRISH,
S. L. HOLLAND,
Of the Senate.
GEO. F. WESTBROOK,
J. LOCKE KELLY,
M. R. DRIVER,
Of the House of Representatives.

Senator Parrish moved the adoption of the foregoing Conference Committee Report.

Which was agreed to and the report was adopted.

Senator MacWilliams moved the adoption of the amendment to Senate Bill No. 16 as recommended by the Conference Committee aforesaid and set forth in the foregoing Conference Committee Report.

Which was agreed to and the amendment was adopted.

CONFERENCE COMMITTEE REPORT

Tallahassee, Fla., May 23, 1935.

Hon. Wm. C. Hodges,
President of the Senate.
Hon. W. B. Bishop,
Speaker of the House of Representatives.
Sirs:

Your Conference Committee, appointed to adjust the differences existing between the Senate and the House of Representatives on Senate Bill No. 17, have had the same under consideration and do hereby respectfully recommend as follows:

That the House do recede from each and every of the following amendments to said Senate Bill No. 17. to-wit:

In Section 2, line 12, page 85 (printed bill), strike out the words "1st day of September" and insert in lieu thereof the following: "15th day of December."

In Section 10, line 1, page 96 (printed House Companion Bill 66), strike out words "December 1st" and insert in lieu thereof the following: "December 15th".

In Section 10, line 15 (printed House Companion Bill 66), strike out the words "December 1st" and insert in lieu thereof the following: "December 15th".

In Section 2, line 15, page 86 (printed bill, House Companion Bill 66), strike out the words "December 1st" and insert in lieu thereof the following: "December 15th".

In Section 8, line 18, page 91 (House Companion Bill 66, printed bill), strike out words "December 1st" and insert in lieu thereof the following: "December 15th".

In Section 9, lines 19 and 20, page 93 (printed copy, House Companion Bill 66), strike out words "December 1st" and insert in lieu thereof the following: "December 15th".

Your Joint Conference Committee, appointed as set forth herein, respectfully requests the House of Representatives and the Florida State Senate to receive and adopt this report en toto.

Respectfully submitted,
J. J. PARRISH,
S. L. HOLLAND,
Of the Senate.
GEO. F. WESTBROOK,
J. LOCKE KELLY,
M. R. DRIVER,
Of the House of Representatives.

Senator Parrish moved the adoption of the foregoing Conference Committee Report.

Which was agreed to and the report was adopted.

CONFERENCE COMMITTEE REPORT

Tallahassee, Fla., May 23, 1935.

Hon. Wm. C. Hodges,
President of the Senate.
Hon. W. B. Bishop,
Speaker of the House of Representatives.
Sirs:

Your Conference Committee, appointed to adjust the differences existing between the Senate and the House of Representatives on Senate Bill No. 18, have had the same under consideration and do hereby respectfully recommend as follows:

That the House do recede from its amendment to Section 10 of Senate Bill No. 18, which amendment reads as follows:

At the end of Section 10 add "Funds expended under this Act for advertising shall be expended through an established advertising agency within the State of Florida which represents national advertising agencies and which has been doing business and has had a bona fide office in the State of Florida for one year prior to the enactment of this Act." and insert in lieu thereof the following:

At the end of Section 10 add "Funds expended under this Act for advertising shall be expended through an established advertising agency within the State of Florida."

Your Joint Conference Committee, appointed as set forth herein, respectfully requests the House of Representatives and the Florida State Senate to receive and adopt this report en toto.

Respectfully submitted,
J. J. PARRISH,
S. L. HOLLAND,
Of the Senate.
GEO. F. WESTBROOK,
J. LOCKE KELLY,
M. R. DRIVER,
Of the House of Representatives.

Senator Parrish moved the adoption of the foregoing Conference Committee Report.

Which was agreed to and the report was adopted.

Senator Parrish moved the adoption of the amendment to Senate Bill No. 18 as recommended by the Conference Committee aforesaid and set forth in the foregoing Conference Committee Report.

Which was agreed to and the amendment was adopted.

CONFERENCE COMMITTEE REPORT

Tallahassee, Fla., May 23, 1935.

Hon. Wm. C. Hodges,
President of the Senate.
Hon. W. B. Bishop,
Speaker of the House of Representatives.
Sirs:

Your Conference Committee, appointed to adjust the differences existing between the Senate and the House of Representatives on Senate Bill No. 19, have had the same under consideration and do hereby respectfully recommend as follows:

That the House do recede from its amendment to Section 10, printed bill, which reads as follows:

In Section 10, (printed bill), add: "Funds expended under this Act for advertising shall be expended through an established advertising agency within the State of Florida which represents national advertising agencies and which has been doing business and has had a bona fide office in the State of

Florida for not less than one year prior to the enactment of this Act." and insert in lieu thereof in Section 10, printed bill, the following:

"Funds expended under this Act for advertising shall be expended through an established advertising agency within the State of Florida."

Your Joint Conference Committee, appointed as set forth herein, respectfully requests the House of Representatives and the Florida State Senate to receive and adopt this report en toto.

Respectfully submitted,
 J. J. PARRISH,
 S. L. HOLLAND,
 Of the Senate.
 GEO. F. WESTBROOK,
 J. LOCKE KELLY,
 M. R. DRIVER,
 Of the House of Representatives.

Senator Parrish moved the adoption of the foregoing Conference Committee Report.

Which was agreed to and the report was adopted.

Senator Parrish moved the adoption of the amendment to Senate Bill No. 19 as recommended by the Conference Committee aforesaid and set forth in the foregoing Conference Committee Report.

Which was agreed to and the amendment was adopted.

CONFERENCE COMMITTEE REPORT

Tallahassee, Fla., May 23, 1935.

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

Hon. W. B. Bishop,
 Speaker of the House of Representatives.

Sirs:

Your Conference Committee, appointed to adjust the differences existing between the Senate and the House of Representatives on Senate Bill No. 20, have had the same under consideration and do hereby respectfully recommend as follows:

That the House do recede from its amendment to Section 10, reading as follows:

"In Section 10, end of section, add: "Funds expended under this Act for advertising shall be expended through an established advertising agency within the State of Florida which represents national advertising agencies and which has been doing business and has had a bona fide office in the State of Florida for not less than one year prior to the enactment of this Act." and insert in lieu thereof the following:

"In Section 10, end of Section, add: "Funds expended under this Act for advertising shall be expended through an established advertising agency within the State of Florida."

Your Joint Conference Committee, appointed as set forth herein, respectfully requests the House of Representatives and the Florida State Senate to receive and adopt this report in toto.

Respectfully submitted,
 J. J. PARRISH
 S. L. HOLLAND
 Of the Senate
 GEO. F. WESTBROOK
 J. LOCKE KELLY
 M. R. DRIVER
 Of the House of Representatives

Senator Parrish moved the adoption of the foregoing Conference Committee Report.

Which was agreed to and the report was adopted.

Senator Parrish moved the adoption of the Amendment to Senate Bill No. 20 as recommended by the Conference Committee aforesaid and set forth in the foregoing Conference Committee Report.

Which was agreed to and the Amendment was adopted.

Senator Murphy moved that the Senate do now adjourn. Which was not agreed to.

Senator MacWilliams now presiding.

Senate Bill No. 4:
 A bill to be entitled An Act redistricting the State of Flor-

ida into Judicial Circuits, and providing for the appointment of Circuit Judges, and repealing existing laws in conflict with the provisions of this Act.

Was taken up in its order, having been read the second time in full on May 22, 1935, with the following pending amendment offered by Senator Beacham:

Strike out everything after the enacting clause and insert in lieu thereof, the following:

Section 1. That there shall be Fifteen Judicial Circuits in this State, of not less than 50,000 inhabitants according to the State census of 1935, and the county or counties composing each and the number of Circuit Judges therein, respectively, shall be as follows:

First Circuit: Composed of Escambia, Santa Rosa, Okaloosa and Walton, and shall have two Circuit Judges;

Second Circuit: Composed of Franklin, Gadsden, Leon, Wakulla, Jefferson and Liberty, and shall have two Circuit Judges;

Third Circuit: Composed of Madison, Taylor, Lafayette, Suwannee, Hamilton, Columbia, and Dixie, and shall have two Circuit Judges;

Fourth Circuit: Composed of Duval, Clay and Nassau, and shall have three Circuit Judges;

Fifth Circuit: Composed of Marion, Citrus, Hernando, Lake, Sumter, and shall have two Circuit Judges;

Sixth Circuit: Composed of Pinellas and Pasco, and shall have two Circuit Judges;

Seventh Circuit: Composed of Volusia, Putnam, St. Johns and Flagler, and shall have two Circuit Judges;

Eighth Circuit: Composed of Alachua, Baker, Gilchrist, Bradford, Union, and Levy, and shall have two Circuit Judges;

Ninth Circuit: Composed of Brevard, Orange, Osceola, Seminole, Indian River, Okeechobee, St. Lucie, and Martin, and shall have three Circuit Judges;

Tenth Circuit: Composed of Polk and Highlands, and shall have two Circuit Judges;

Eleventh Circuit: Composed of Dade and Monroe, and shall have four Circuit Judges;

Twelfth Circuit: Composed of Manatee, Sarasota, Hardee, DeSoto, Charlotte, Glades, Lee, Hendry and Collier, and shall have two Circuit Judges;

Thirteenth Circuit: Composed of Hillsborough, and shall have two Circuit Judges;

Fourteenth Circuit: Composed of Holmes, Washington, Bay, Jackson, Calhoun and Gulf, and shall have two Circuit Judges;

Fifteenth Circuit: Composed of Broward and Palm Beach, and shall have two Circuit Judges;

Section 2. That in Circuits composed of two or more counties having only two Circuit Judges under the provisions of this Act, both Judges shall not be residents of the same county; Provided, that in the Seventh Circuit one Judge shall reside in Volusia County, and one Judge shall reside in one of the other counties of said Circuit, and that in the Twelfth Circuit one Judge shall reside in Lee County, and in the Ninth Circuit one Judge shall reside in either Seminole or Brevard County, one Judge shall reside in Orange or Osceola County, and one Judge shall reside in Indian River, Okeechobee, St. Lucie or Martin County.

Section 3. The Circuit Judges holding office at the time of the ratification of the general election of 193 of the amendment to Section 45 of Article V of the Florida Constitution, shall severally continue in office and exercise jurisdiction until their then existing term or terms of office as Judge or Judges of the Circuits, respectively, in which the county of their resident may be included.

Section 4. That there shall be at least two regular terms of the Circuit Court held in each county each year, also any special term or terms that may be necessary from time to time; Provided that such regular terms may be held at such time or times as now fixed by law, or until changed by statute:

Provided that in Circuits having more than one Circuit Judge, at least one of said Judges shall be available as nearly as possible at all times to hold and conduct hearings in Chambers.

Section 5. No civil or criminal cases, suits in equity, actions at law, statutory or otherwise; and no writs, process, pleading, motion, information, presentment, order, finding, decree, judgment or sentence, shall abate, be quashed, set aside, reversed, qualified, dismissed, defeated, or held to be in error because of the changes in any Circuit or Circuits, or Judge or Judges, by reason of any provision or provisions of this Act.

Section 6. This Act and all appointments under this Act shall take effect sixty days after the same becomes a law, as provided under the said Amendment of Section 45 of Article V, Constitution of Florida; Provided that no Circuit Judge, shall be appointed to any vacancy or to any term of office except as authorized under the provisions of said Section 45 of Article V of the Constitution and this Act.

Section 7. All laws and part of laws in conflict herewith be and the same are hereby repealed.

Senator Beacham moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Beacham, Senator Holland offered the following amendment to the amendment offered by Senator Beacham to Senate Bill No. 4:

In Section 2, line 3 (typewritten proposed amendment), after the word "county" insert the following: "except that in the Tenth Circuit both Circuit Judges shall reside in Polk County."

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

Which was agreed to and the amendment to the amendment was adopted.

Senator Murphy offered the following amendment to the amendment offered by Senator Beacham to Senate Bill No. 4:

In Section 1, lines 30-31-32 (typewritten bill), strike out the words: "Twelfth Circuit: Composed of Manatee, Sarasota, Hardee, DeSoto, Charlotte, Glades, Lee, Hendry and Collier, and shall have two Circuit Judges;" and insert in lieu thereof the following: "Twelfth Circuit: Composed of Hardee, DeSoto, Charlotte, Glades, Lee, Hendry and Collier, and shall have one Circuit Judge."

Senator Murphy moved the adoption of the amendment to the amendment offered by Senator Beacham to Senate Bill No. 4.

Which was not agreed to and the amendment to the amendment failed of adoption.

Senator Sikes offered the following amendment to the amendment offered by Senator Beacham to Senate Bill No. 4:

In Section 2 (typewritten amendment), add the following: "Provided, however, the provisions of this Section shall not apply to the Sixth Judicial Circuit."

Senator Sikes moved the adoption of the amendment to the amendment offered by Senator Beacham to Senate Bill No. 4.

Which was agreed to and the amendment to the amendment was adopted.

Senator Gomez offered the following amendment to the amendment offered by Senator Beacham to Senate Bill No. 4:

In Section 2, line 10, after the word "County" strike out the period and add the following: "and that in the Eleventh Circuit one Judge shall be appointed from and be an actual bona fide resident of Monroe County, and shall reside in Monroe County during the continuance of his appointment."

Senator Gomez moved the adoption of the amendment to the amendment offered by Senator Beacham to Senate Bill No. 4.

Pending adoption of the amendment offered by Senator Gomez to the amendment offered by Senator Beacham to Senate Bill No. 4, the hour of adjournment having arrived a point of order was called and the Senate took a recess at 5:30 o'clock P. M., until 8:00 o'clock P. M., this day.

EVENING SESSION

The Senate reconvened at 8:00 o'clock P. M., pursuant to recess order.

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, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner—34.

A quorum present.

Senator Nordman asked unanimous consent of the Senate to take up and consider Senate Bill No. 879, out of its order, at this time.

Which was agreed to.

Senate Bill No. 879:

A bill to be entitled An Act authorizing antenuptial contracts to be made between any man and woman in consideration of marriage or other consideration, and providing for the disposition of property owned or subsequently acquired by the contracting parties, and providing for the release of dower and other rights of the prospective wife in and to property owned or subsequently acquired by the prospective husband, and providing for the validation of antenuptial contracts made prior to the passage of the Act provided the same were made in accordance with the terms and provisions of this Act, and providing for the repeal of all Laws in conflict therewith.

Was taken up and read the second time in full.

Senator Nordman moved that the rules be waived and Senate Bill No. 879 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. 879 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, Holland, Lundy, McArthur, MacWilliams, Mann, Nordman, Pannill, Raulerson, Shelley, Shivers, Smith (29th), Tillman, Touchton, Turner—25.

Nays—None.

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

Senator Beall moved that the rules be waived and the Senate do now reconsider the vote by which the Senate indefinitely postponed House Concurrent Resolution No. 24 on May 22, 1935.

Which was not agreed to and the Senate refused to reconsider the vote by which House Concurrent Resolution No. 24 was indefinitely postponed on May 22, 1935.

Senator Butler asked unanimous consent of the Senate to take up and consider Senate Bill No. 823, out of its order, at this time.

Which was agreed to.

Senate Bill No. 823:

A bill to be entitled An Act to amend Sections 4846 and 4847, Revised General Statutes of the State of Florida, the same being Chapters 6932 and 6933, Compiled General Laws, 1927, as amended by Chapter 16067, Laws of Florida, Acts of 1933 relating to legal holidays.

Was taken up and read the second time in full.

Senator Butler moved that the rules be waived and Senate Bill No. 823 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. 823 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, Beall, Butler, Clarke, Futch, Gillis, Holland, Lundy, MacWilliams, Mann, Nordman, Pannill, Parrish, Raulerson, Rose, Shelley, Shivers, Smith (29th), Tillman, Touchton, Turner—23.

Nays—None.

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

Senator Smith (29th) asked unanimous consent of the Senate to take up and consider Senate Bill No. 881, out of its order, at this time.

Which was agreed to.

Senate Bill No. 881:

A bill to be entitled An Act to provide for the proper deposit of all fines, criminal costs and forfeitures collected into the fine and forfeiture fund of the several counties of the State; regulating the payment of criminal cost bills by the counties; amending Sections 1774, 1776, 1782 and 1783, Revised General Statutes of Florida, (1920), the same appearing respectively as Sections 2825, 2827, 2833 and 2834, Compiled General Laws of Florida, 1927; and repealing Section 5944, Revised General Statutes of Florida, (1920), the same appearing as Section 8210, Compiled General Laws of Florida, 1927.

Was taken up and read the second time in full.

Senator Smith (29th) moved that the rules be waived and Senate Bill No. 881 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. 881 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, Beall, Butler, Clarke, Futch, Gillis, Gomez, Holland, Lundy, McArthur, MacWilliams, Mann, Nordman, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (29th), Tillman, Touchton, Turner—25.

Nays—None.

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

Senator Shivers asked unanimous consent of the Senate to take up and consider Senate Bill No. 805, out of its order, at this time.

Which was agreed to.

Senate Bill No. 805:

A bill to be entitled An Act to amend Sections 2, 9, 11 and 29 of Chapter 16042, Laws of Florida, Acts of 1933, the same being An Act entitled "An Act relating to hotels, inns, restaurants, apartment houses and public lodging houses, defining the same and prescribing rules for their operation and maintenance, so as to insure the safety and health of employees and patrons of the same, and fixing fine and penalties for violation of such rules and regulations; and repealing all laws and parts of laws in conflict herewith", with reference to the appointment of a Hotel Commissioner, his term of office and the bond and salary, and with reference to the amount of license fees, and with reference to the traveling inspectors and supervising architects and their compensation.

Was taken up and read the second time in full.

Senator Gillis offered the following amendment to Senate Bill No. 805:

In Section 1, lines 8 and 9 (typewritten bill), strike out the figures \$5000.00, and insert in lieu thereof the following: \$3600.00.

Senator Gillis moved the adoption of the amendment.

Senator MacWilliams now presiding.

Pending the adoption of the amendment offered by Senator Gillis to Senate Bill No. 805, Senator Shivers offered the following substitute amendment for the amendment offered by Senator Gillis:

Strike out the figures: \$3600 and insert in lieu thereof the following: \$4200.

Senator Shivers moved the adoption of the substitute amendment for the amendment offered by Senator Gillis.

The question was put on the adoption of the substitute amendment offered by Senator Shivers for the amendment offered by Senator Gillis to Senate Bill No. 805.

Which was not agreed to and the substitute amendment failed of adoption.

The question recurred on the adoption of the amendment offered by Senator Gillis to Senate Bill No. 805.

Which was agreed to and the amendment was adopted.

Senator Tillman offered the following amendment to Senate Bill No. 805:

In Section 4, line 11 (typewritten bill) strike out the words and figures: \$200 (two hundred dollars) and insert in lieu thereof the following words and figures: one hundred and fifty dollars (\$150.00)

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shivers moved that the rules be waived and Senate Bill No. 805, as amended, 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. 805, as amended, was read the third time in full.

Upon the passage of the bill, as amended, 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, MacWilliams, Mann, Murphy, Nordman, Parker, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Tillman, Touchton, Turner—30.

Nays—None.

So the bill passed, as amended, and was referred to the Committee on Engrossed Bills.

The President now presiding.

Senator Tillman asked unanimous consent of the Senate to take up and consider House Bill No. 553 out of its order at this time.

Which was agreed to.

House Bill No. 553:

A bill to be entitled An Act for the relief of Lillian Hall and Herbert H. Hall and providing appropriation to compensate them because of the death of Mrs. Annie A. Browning and for the loss of the husband of Mrs. Annie A. Browning and the father of Lillian Hall, to-wit, William Ennis Browning, who was killed by a shot fired from a machine gun by members of the Florida National Guard, which compensation was provided for by an Act of the Legislature of 1933 but has never been fully paid.

Was taken up and read the second time in full.

Senator Tillman moved that the rules be waived and House Bill No. 553 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. 553 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, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, MacWilliams, Mann, Murphy, Nordman, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton—29.

Nays—Senators McArthur, Tervin, Turner—3.

So House Bill No. 553 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 Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 665, out of its order, at this time.

Which was agreed to.

Senate Bill No. 665:

A bill to be entitled An Act to provide a special fund for advertising the State of Florida in accordance with a special plan as provided for in this Act; creating agencies for the administration of this Act and providing for the financing of the plan provided for by this Act by means of a special excise tax to be assessed, levied and collected equivalent to, but no more than, the odd cents remaining after redistributions required to be made or pari-mutuel pools under Chapter 14832, Acts 1931, relating to the State Racing Commission and providing for the licensing and holding of horse and dog race meetings.

Was taken up and read the second time in full.

Senator Gomez offered the following amendment to Senate Bill No. 665:

"Title of the Act at the end of the first line, add Old Age Pensions"

Senator Gomez moved the adoption of the amendment.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senator Gomez to Senate Bill No. 665, the roll was called and the vote was:

Yeas—Senators Bass, Beall, Black, Butler, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, MacWilliams, Mann, Murphy, Parker, Parrish, Rose, Savage, Shivers, Sikes, Tervin, Tillman, Touchton—24.

Nays—Mr. President; Senators Adams, Beacham, Shelley, Smith (29th)—5.

Which was agreed to and the amendment was adopted.

Senator Gomez also offered the following amendment to Senate Bill No. 665:

In Section 3, line 3 (typewritten bill), after the word appropriations, insert, "½ to the Old Age Pension Fund and ½ set aside in a special fund in the State Treasury to be known as Florida Special Advertising Fund," etc.

Senator Gomez moved the adoption of the amendment.
Which was agreed to and the amendment was adopted.

Senator Gomez also offered the following amendment to Senate Bill No. 665:

In Section 1, line 1 (typewritten bill), just before advertising, insert "for Old Age Pensions and advertising the State of Florida."

Senator Gomez moved the adoption of the amendment.
Which was agreed to and the amendment was adopted.

Senator Beacham offered the following amendment to Senate Bill No. 665:

Add at the end of Section 5. Section 5A "This Act shall only apply to race tracks operating in Counties with a population of over 55,000."

Senator Beacham moved the adoption of the amendment.

Pending the adoption of the amendment offered by Senator Beacham to Senate Bill No. 665, Senator Adams moved that the Senate do now adjourn.

Which was not agreed to.

Pending the adoption of the amendment offered by Senator Beacham to Senate Bill No. 665, Senator Parker moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 10:09 o'clock P. M., until 11:00 o'clock A. M., Friday, May 24, 1935.