

# JOURNAL OF THE SENATE

Friday, May 10, 1935

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Thursday, May 9, 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 Thursday, May 9th, 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 10, 1935.

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

*Sir:*

Your Committee on County Organizations, to whom was referred:

Senate Bill No. 691:

A bill to be entitled An Act to prescribe the commission to be received by County Assessors of Taxes in each of the several Counties of the State having a population of more than ten thousand (10,000) according to the last State or Federal census.

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. 691, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

*Sir:*

Your Committee on County Organizations, to whom was referred:

Senate Bill No. 529:

A bill to be entitled An Act prescribing and regulating the fees to be allowed and charged by County Judges in the performance of the duties of their offices in criminal cases.

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. 529, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

*Sir:*

Your Committee on County Organizations, to whom was referred:

Senate Bill No. 694:

A bill to be entitled An Act extending the time of certifying budgets by all County Budget Commissions in the State of Florida from the first day of June, where now so provided by law, to the first day of July in the year 1935 and in all future years in which the Legislature shall meet in regular session.

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. 694, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

*Sir:*

Your Committee on County Organizations, to whom was referred:

Senate Bill No. 697:

A bill to be entitled An Act to amend Sections 6, 7, 10, 11, 13, 15, 16, and 20, Chapter 15789, Laws of Florida, 1931, so as to impose the duties now imposed upon the Tax Assessors and Tax Collectors of the Counties of the State of Florida upon the Comptroller of the State of Florida.

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

Very respectfully,  
H. C. HARPER,  
Chairman of Committee.

And Senate Bill No. 697, contained in the above report, was laid on the table.

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

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

*Sir:*

Your Committee on Education, to whom was referred:

Senate Bill No. 652:

A bill to be entitled An Act requiring certificate of the Board of County Commissioners of the county of residence of any applicant for admission or matriculation as a student of the University of Florida, Florida State College for Women, or Florida A&M College, who is, or claims to be, a resident of the State of Florida at such time.

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

Very respectfully,  
R. L. BLACK,  
Chairman of Committee.

And Senate Bill No. 652, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

*Sir:*

Your Committee on Education, to whom was referred:

Senate Bill No. 637:

A bill to be entitled An Act to amend Section 3 of Chapter 16170, Laws of Florida, Acts of 1933, the same being "An Act relating to the establishment and maintenance of a uniform system of free public schools in the State of Florida; creating a teachers salary fund of each county of the State; author-

izing the State Board of Education to fix the maximum salary of teachers in the public free schools of the State payable out of the teachers salary fund of the several counties; defining the supervising powers and duties of the State Board of Education over schools of higher grades, and defining what shall constitute schools of higher grades within the meaning of this Act; authorizing the State Board of Education to fix and determine the establishment, classification and character of all schools of higher grades which shall receive State aid and to determine the course of study therein and to prescribe for the division of such schools into groups when deemed advisable and to prescribe the minimum size for classes therein and to provide for the employment of assistants to the State Superintendent of Public Instruction and to prescribe duties of and fix the compensation of such assistants, and to provide for a uniform system of accounting budgets, records, audits and reports by County Boards of Public Instruction and County Budget Commissions, and to have certain powers with reference to transportation of pupils including equipment of vehicles and qualification of drivers, and to have powers of examination, supervision and revision of school budgets in counties not levying a certain millage for school purposes; prescribing certain additional duties of the State Treasurer and State Superintendent of Public Instruction; providing that title to all property held for educational purposes by Trustees of Special Tax School Districts in any county shall be vested in the Board of Public Instruction for said county; providing that the State Treasurer shall be ex-officio Treasurer and depository of a designated portion of the county school fund of each county and providing the manner, and for what purposes said funds so held by the State Treasurer may be expended; abolishing the positions of State Supervisor of high schools, the position of State Supervisor of physical and health education, the positions of rural school inspectors, the position of director of buildings and building standards and to provide the penalties for violation of this Act; and repealing all laws creating and providing for the positions so abolished, and repealing all laws or parts thereof in conflict with this Act," and the said Section 3 of same relating to supervision of State Board of Education over the school system.

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

Very respectfully,

R. L. BLACK,  
Chairman of Committee.

And Senate Bill No. 637, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

Your Committee on Education, to whom was referred:

Senate Bill No. 332:

A bill to be entitled An Act to amend Chapter 16,170, Laws of Florida, 1933, entitled: "An Act relating to the establishment and maintenance of a uniform system of free public schools in the State of Florida; creating a teachers salary fund of each county of the State; authorizing the State Board of Education to fix the maximum salary of teachers in the public free schools of the State payable out of the teachers salary fund of the several counties; defining the supervising powers and duties of the State Board of Education over schools of higher grades, and defining what shall constitute schools of higher grades within the meaning of this Act; authorizing the State Board of Education to fix and determine the establishment, classification and character of all schools of higher grades which shall receive state aid and to determine the course of study therein and to prescribe for the division of such schools into groups when deemed advisable and to prescribe the minimum size for classes therein and to provide for the employment of assistants to the State Superintendent of Public Instruction and to prescribe duties of and fix the compensation of such assistants, and to provide for a uniform system of accounting, budgets, records, audits and reports by County Boards of Public Instruction and County Budget Commissions, and to have certain powers with reference to transportation of pupils including equipment of vehicles and qualification of drivers, and to have powers of examination, supervision and revision of school budgets in counties not levying a certain millage for school purposes; prescribing certain addi-

tional duties of the State Treasurer and State Superintendent of Public Instruction; providing that title to all property held for educational purposes by trustees of Special Tax School Districts in any county shall be vested in the Board of Public Instruction for said county; providing that the State Treasurer shall be ex-officio Treasurer and depository of a designated portion of the county school fund of each county and providing the manner, and or what purposes said funds so held by the State Treasurer may be expended; abolishing the positions of State Supervisor of High Schools, the position of State Supervisor of physical and health education, the positions of Rural School Inspectors, the position of Director of Buildings and Building Standards and to provide the penalties for violation of this Act; and repealing all laws creating and providing for the positions so abolished, and repealing all laws or parts thereof in conflict with this Act", so that all funds for the maintenance and operation of the free public school system shall be furnished by the State of Florida, except the minimum levies required by the Constitution, to be apportioned among the counties as approved by law, regulating school budgets and providing for payment of said funds deposited with the State Treasurer as the ex officio County School Treasurer.

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

Very respectfully,

R. L. BLACK,  
Chairman of Committee.

And Senate Bill No. 332, contained in the above report, was laid on the table.

Senator Gomez, Chairman of the Committee on Public Utilities, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 9, 1935.

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

Sir:

Your Committee on Public Utilities, to whom was referred:

Senate Bill No. 598:

A bill to be entitled An Act authorizing and giving power to the cities and towns of the State of Florida, through their governing bodies, such as City Commissions, City Councils and Boards of Aldermen, to regulate the rates of electricity and gas for illumination, fuel and power, whether private, public or commercial.

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

Very respectfully,

ARTHUR GOMEZ,  
Chairman of Committee.

And Senate Bill No. 598, contained in the above report, was laid on the table.

Senator Gomez, Chairman of the Committee on Public Utilities, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 9, 1935.

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

Sir:

Your Committee on Public Utilities, to whom was referred:

Senate Bill No. 340:

A bill to be entitled An Act to repeal Section 1933, Revised General Statutes, 1920 (same being Section 3066 Compiled General Laws of Florida, 1927) and Section 1934 Revised General Statutes, 1920 (same being Section 3067, Compiled General Laws of Florida, 1927) of Compiled General Laws of Florida, being An Act with reference to the purchase by cities or towns of gas and electric plants and property used in connection therewith lying or being situate within the limits of such city or town under certain circumstances in said Sections mentioned.

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

Very respectfully,

ARTHUR GOMEZ,  
Chairman of Committee.

And Senate Bill No. 340, contained in the above report, was laid on the table.

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

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

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.

Have had the same under consideration and recommend that the same pass, with the following amendments:

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: 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 line 2, Section 1, 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 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,

C. A. SAVAGE,

Chairman of Committee.

And House Bill No. 172, contained in the above report, together with Committee Amendments thereto, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 684:

A bill to be entitled An Act amending Sections 2579 and 2580 of the Revised General Statutes of Florida, 1920, so as to define the locality or venue of suits testing the validity of taxes levied or sought to be levied by taxing units in this State; and having for its further objects the limitation of the scope of such suits, specifying the necessary parties defendant thereto, and requiring the complaining party to deposit the amount of the disputed tax for application in payment of such tax as is determined by such suit to be lawful.

Have had the same under consideration and recommend that the same pass, with the following amendments:

Amendment No. 1:

In Section 1, line 12, strike out the words "be begun" and insert in lieu thereof, "be brought or commenced."

Amendment No. 2:

In Section 2, line 10, strike out the words "may be brought" and insert in lieu thereof, "shall be brought or commenced."

Very respectfully,

C. A. SAVAGE,

Chairman of Committee.

And Senate Bill No. 684, contained in the above report, together with Committee Amendments thereto, 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 9, 1935.

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

Sir:

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

Senate Bill No. 419:

A bill to be entitled An Act to authorize and empower the State Motor Vehicle Commissioner of the State of Florida to purchase for the State of Florida certain patent rights on theft proof or locking device for attaching license plates, issued to the State of Florida, to motor vehicles.

Amendment No. 1:

Strike out the title and insert in lieu thereof the following: "An Act to require the State Motor Vehicle Commissioner of the State of Florida to purchase for the State of Florida, certain patent rights on theft-proof or locking device for attaching license plates issued by the State of Florida for Motor Vehicles and requiring the use of the same."

Amendment No. 2:

Scratch out all of Section 1 and insert in lieu thereof the following: "Section 1. That the State Motor Vehicle Commissioner of the State of Florida be and he is hereby directed and required to purchase full and complete United States patent rights on and to appropriate theft-proof or locking device for the purpose of attaching to motor vehicles license plates issued by the State of Florida and to acquire such patent rights as will secure to the State of Florida the sole and exclusive rights of manufacturers of such device within its territorial limits, and to pay for such patent rights out of monies now or hereafter to be in the 'Auto-theft Fund,' and not otherwise appropriated, and when the patent rights to such device is acquired, the same shall be used exclusively for attaching license plates issued by the State of Florida to Motor Vehicles."

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. 419, contained in the above report, was placed on the Calendar of Bills on third reading.

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

Senate Chamber,  
Tallahassee, Fla., May 9, 1935.

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

Sir:

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

Senate Bill No. 49:

A bill to be entitled An Act to regulate the issuing of writs of certiorari in the State of Florida, and prescribing the time within which the same may be sued out.

Amendment No. 1:

(typewritten bill) strike out Section 1 and insert in lieu thereof the following: Section 1. That all writs of certiorari hereafter sued out from the judgment or order of any Court must be sued out within six months from the time of the entry of the judgment or order of the Court which it is alleged forms the basis of the writ of certiorari.

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. 49, contained in the above report, was placed on the Calendar of Bills on third reading.

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

Senate Chamber,  
Tallahassee, Fla., May 9, 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. 667:

A bill to be entitled An Act creating a Civil Service for the members of the police and fire departments of any city or town of the State of Florida adopting its provisions, and creating a Civil Service Board for said city or town, defining its memberships, powers and duties, designating the members of the police and fire departments who are within the terms of said Act; defining certain terms of said Act; providing for a

referendum, and when said Act shall take effect, and other matters in regard thereto.

**Amendment No. 1:**

In the title, after the words "the State of Florida" add the following: "Not having a population of more than 125,000, according to the last preceding State or Federal census."

**Amendment No. 2:**

In Section 1 after the words "any city or town" insert the words and figures as follows: "not having a population of more than 125,000 according to the last preceding State or Federal census."

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. 667, 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 9, 1935.

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

Sir:

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

**Judiciary "A" Committee Substitute for Senate Bill No. 199:**

A bill to be entitled An Act to provide for the recording of all bills of sale, conditional bills of sale, retain title contracts, contracts, liens other than mortgages, and leases upon personal property and/or agricultural, horticultural or fruit crops in being, or of any interest therein; providing that such instruments shall not be good and effectual in law or equity against creditors or subsequent purchasers for a valuable consideration and without notice unless the same be recorded in the county where such property is situate at the time the instrument is executed, or unless the property included in such instrument is delivered to the person relying upon such instrument; providing that this Act shall not apply to any such instrument affecting household refrigerators, furnishings or utensils, musical instruments, motor vehicles or trucks; and providing when this Act shall become effective.

**Amendment No. 1:**

In the title of the typewritten bill, third from last line after the word "instruments," being the last word on said line, insert the word "or."

**Amendment No. 2:**

In the title of the typewritten bill second from last line strike out the words "or truck" and insert in lieu thereof the following: "as defined in Chapter 9157, Laws of Florida of 1923;"

**Amendment No. 3:**

In Section 1, second page, first line of said page, (typewritten bill) strike out the words: "motor vehicles or trucks" and insert in lieu thereof the following: "or motor vehicles as defined in Chapter 9157, Laws of Florida of 1923."

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. 199, contained in the above report, was placed on the Calendar of Bills on third reading.

**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 10, 1935.

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

Sir:

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

**House Bill No. 309:**

A bill to be entitled An Act to provide for the payment of commission to Tax Assessors for the assessment of all bond

and bond interest millage in Counties of the State of Florida having a population of not less than twelve thousand eighty (12080) and not more than twelve thousand one hundred eighty (12180) according to the last Federal Census; and providing for the manner of payment of such commission.

Also—

**House Bill No. 631:**

A bill to be entitled An Act to provide for the apportionment, distribution and use of funds received by any County in this State having a population of more than twelve thousand one hundred and ninety (12,190) and less than twelve thousand four hundred and fifty (12,450), according to the last preceding Federal or State Census under Chapter 14832, Laws of Florida, Acts of 1931.

Also—

**House Bill No. 764:**

A bill to be entitled An Act relating to the distribution and expenditure of moneys derived from gasoline taxes placed to the credit of all Counties in the State of Florida having a population of not less than three thousand and five hundred (3500) and not more than four thousand and fifty (4050), according to the last preceding Federal Census or any Federal Census that may be taken hereafter and conferring certain powers, authorities, directions and duties upon the State Board of Administration with reference thereto and other related matters; and providing for a referendum vote thereon.

Also—

**House Bill No. 809:**

A bill to be entitled An Act to amend the existing Charter of the City of Venice, Florida a municipality in the County of Sarasota, Florida (being Chapter 11,776 Extraordinary Session, Acts of 1925 and acts amendatory thereof), by amending Sections 1 and 2 of Article 14 thereof.

Also—

**House Bill No. 665:**

A bill to be entitled An Act relating to fishing and making it unlawful to gig fish in the waters of any of the counties of the State of Florida having a population of not less than (31,950) thirty-one thousand nine hundred fifty and not more than (32,000) thirty-two thousand, according to the last Federal Census.

Also—

**House Bill No. 543:**

A bill to be entitled An Act fixing the compensation of County Solicitors of Criminal Courts of Record in all counties of the State of Florida having a population of not less than 40,000 nor more than 50,000, according to the 1930 Federal Census; and providing for the payment of office supplies and office expense for the County Solicitors; and providing for taxation as costs of conviction fees.

Also—

**House Bill No. 167:**

A bill to be entitled An Act to authorize the admission of women as students in the school of Pharmacy in the University of Florida, and to declare their qualifications, rights and privileges as students.

Also—

**House Bill No. 433:**

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

Also—

**House Bill No. 793:**

A bill to be entitled An Act to amend Chapter 13580, Laws of Florida, 1929, entitled "An Act to create and incorporate a special taxing district in Brevard County, Florida, to be known and designated as Canaveral Harbor District; prescribing the boundaries of said district; to provide for the government and administration of said district; to define the powers and purposes thereof; to authorize the governing authority of said district to construct and maintain in said district a deep water ship harbor with dock and terminal facilities; to construct and maintain all other works necessary or proper in connection with the establishment of said harbor, dock and

terminal facilities; to provide for the acquiring and condemnation of any property needed for district purposes; to empower the governing authority of said district to levy and collect taxes for district purposes; to authorize the governing authority of said district to borrow money and issue and sell bonds to procure money to carry out the provisions of this Act; to authorize and empower the governing authority of said district to establish, own and operate cold storage, power plants, marine ways and warehouses; to provide for three Commissioners who shall be the governing authority of said district; to provide for an election to determine whether bonds of the district shall be issued; to authorize and provide for certain expenditures to be made by Brevard County, Florida, for preliminary survey and engineering connected with said district; to prevent injury to any work constructed under this Act and prescribing penalties therefor; and generally to provide for the construction and maintenance of a harbor in said district with proper and adequate dockage and terminal facilities", and granting to port Canaveral Harbor the additional authority to construct roads and highways, toll bridges, ferries and causeways within the boundaries of said district or immediately adjacent thereto, providing for the payment thereof, and granting to the governing authority of said district the exclusive franchise to construct in said district a deep water ship harbor with dock and terminal facilities for a period of five years.

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 10, 1935.

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

Sir:

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

Senate Bill No. 505:

A bill to be entitled An Act providing an optional method for the calling and conduct of primary elections in certain municipalities, and fixing the qualifications of electors thereat and in general elections following.

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 Senate.

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 10, 1935.

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

Sir:

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

House Bill No. 585:

A bill to be entitled An Act relative to the assessment by County Democratic Executive Committees against candidates in primary elections in counties of the State of Florida having a population of not less than 6,418 and not more than 6,500, according to the last Federal census; providing what assessments shall be made; and providing for the repeal of all laws in conflict with this Act.

Also—

House Bill No. 763:

A bill to be entitled An Act providing that the payment of poll taxes shall not be a pre-requisite to vote in any municipal election in the City of Punta Gorda, Florida.

Also—

House Bill No. 123:

A bill to be entitled An Act amending and re-enacting Section 4981 of the Compiled General Laws of Florida, 1927, being Section 3189 of the Revised General Statutes of Florida, 1920, being Chapter 522, Section 1, Acts of 1853, as amended by Section 1, Chapter 4726, Acts of 1899, as amended by Chapter 16009, Acts of 1933, the same being an Act entitled "An Act to amend Section 1478 of the Revised General Statutes of the State of Florida relating to residence required in order to obtain a divorce."

Also—

House Bill No. 545:

A bill to be entitled An Act to amend Sections 5, 9, 10, 12, 15 and 16 of Chapter 15934 of the Laws of Florida, entitled "An Act to create a County Budget Commission in counties of Florida having a population of not less than seventy thousand (70,000) and not more than one hundred fifty thousand (150,000) by the last preceding State or Federal census; to prescribe the powers, duties and functions of such County Budget Commission and the qualifications, terms of office and methods of appointment of members thereof; and to authorize such County Budget Commission to make and control the budget receipts and expenditures of the Board of County Commissioners, Board of Public Instruction, County Welfare Board, and all other boards, commissions and officials of such counties or of taxing districts, situate therein authorized to raise and expend moneys for county or district purposes."

Also—

House Bill No. 227:

A bill to be entitled An Act establishing the open seasons for hunting deer and all other game in Taylor County, Florida and providing a penalty for the violation thereof.

Also—

House Bill No. 803:

A bill to be entitled An Act to provide that the City Commissioners of the City of Moore Haven, Florida, and the Clerk of said City shall all be elected at the next municipal election to be held for the election of any city officer, and that the said City Commissioners and City Clerk shall be elected for two years, and to provide for the election of said officers every two years thereafter.

Also—

Committee Substitute for House Bill No. 115:

A bill to be entitled An Act relating to taxation; providing the manner and method of redeeming any portion of land, or interest therein contained, in any tax sale certificate or certificates held by the State, and providing the manner and method of redeeming any portion of land, or interest therein contained, in any tax sale certificate or certificates held by any person, firm or corporation other than the State; and providing the duties of the county assessor of taxes and the clerk of the Circuit Court in connection therewith.

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 Senate.

#### INTRODUCTION OF RESOLUTIONS

By Committee on Public Roads & Highways —  
Senate Concurrent Resolution No. 17:

A Resolution extending invitation to American Association of State Highway officials to hold its national annual convention in this State in 1935, and authorizing the State Road Department of Florida to set aside certain monies to defray certain expenses necessary and incidental to such meeting.

WHEREAS, the Executive Committee of the American Association of State Highway officials has under consideration the matter of holding the national annual meeting of the Association for 1935 in this State; and

WHEREAS, the personnel of the Association is composed of the administrative officers of the Highway Departments of all of the several States, and of the Bureau of Public Roads of the

United States; and

WHEREAS, the attendance and presence of this organization in Florida is desirable in aid of the development of the highway system of this State, and the State as a whole and each of its component political subdivisions will eventually derive indirect and direct benefits therefrom far in excess of expenditures necessary to be effected, Now, Therefore,

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

That the State of Florida express to the Executive Committee of the American Association of State Highway Officials the hope that its 1935 national annual meeting will be held in this State, and that the Chairman of the State Road Department of Florida be authorized and requested to personally present to that body this concurrent resolution, and express to such Executive Committee the hope of the people of Florida that the national annual meeting of the American Association of State Highway Officials be held in this State, and to convey the cordial good wishes of Florida, the land of Flowers and the winter playground of the Nation.

BE IT FURTHER RESOLVED, that the State Road Department of Florida be and it is hereby authorized to set aside and expend in and about the expense necessary and incidental to such meeting a sum not in excess of Ten Thousand (\$10,000.00) Dollars, such sum to be paid from the revenues now allocated by law to said Department.

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

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Raulerson (By Request)—

Senate Bill No. 709:

A bill to be entitled An Act to permit the City of Okeechobee, Florida, to adopt an ordinance levying an occupational license tax of three dollars per annum on all persons, firms, or corporations engaged in the business of bill board advertising within the limits of said city.

Which was read the first time by title only.

Senator Raulerson asked unanimous consent of the Senate to take up and consider Senate Bill No. 709 at this time.

Which was agreed to.

Senator Raulerson moved that the rules be waived and Senate Bill No. 709 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 709 was read the second time by title only.

Senator Raulerson moved that the rules be further waived and Senate Bill No. 709 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. 709 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.

By Senator Shivers—

Senate Bill No. 710:

A bill to be entitled An Act relating to the insuring of property of public or private corporations, boards or associations in this State or elsewhere in mutual insurance corporations; requiring such insurance corporations to maintain a surplus; and limiting the terms of policies which such mutual insurance corporations may issue upon property of this State.

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

By Senator Gomez—

Senate Bill No. 711:

A bill to be entitled An Act creating a Bureau of Boiler Inspection, and record for the State of Florida, and to provide for the appointment of a chief boiler inspector with full charge of and supervision over said bureau of boiler inspection, and for the appointment of assistant inspectors, also providing the

qualifications to be required of such chief boiler inspector and the assistant boiler inspectors, and providing the fees to be charged for inspection, and for the licensing of persons, firms and corporations engaged in manufacturing steam boilers and providing for certain inspection reports and certificates to allow boiler operation; providing for the enforcement of this Act.

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

By Senator Hodges—

Senate Bill No. 712:

A bill to be entitled An Act for the relief of C. Fred Pierson of Tallahassee, Florida, and providing for refund by the Board of County Commissioners in and for Leon County, Florida, of County Taxes erroneously assessed and collected.

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

By Senator Parrish—

Senate Bill No. 713:

A bill to be entitled An Act to cancel all State and County Tax Certificates against certain lots pieces or parcels of land situate in the City of Titusville, Brevard County, Florida, and to cancel all state, county and district taxes assessed against said lands and premises and to exempt said lands and premises from taxation beginning with the year 1935 and continuing until said City of Titusville, Florida shall have sold and conveyed said lands and premises, which said lands are owned by the City of Titusville and described in this Act.

WHEREAS, the City of Titusville is the owner and holder of the land hereinafter described known as Sand Point, in the City of Titusville, Florida, and the same is so owned by said City for city purposes, and the State Road Department of the State of Florida is desirous of constructing over said lands a part or portion of State Road No. 4 and an overpass over F. E. C. Railway, and whereas the City of Titusville is ready and willing to convey to the State of Florida necessary right-of-way for said portion of said State Road No. 4.

Which was read the first time by title only.

Senator Parrish asked unanimous consent of the Senate to take up and consider Senate Bill No. 713 at this time.

Which was agreed to.

Senator Parrish moved that the rules be waived and Senate Bill No. 713 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 713 was read the second time by title only.

Senator Parrish moved that the rules be further waived and Senate Bill No. 713 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. 713 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.

By Senator Sweger—

Senate Bill No. 714:

A bill to be entitled An Act prohibiting the owner or person having custody and control of live stock from permitting them to run at large in Gadsden County, Florida.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 714 when it was introduced in the Senate:

STATE OF FLORIDA, )  
COUNTY OF GADSDEN )

Before me an authority to administer oaths personally appeared Curtis McFarlin who being duly sworn says that he is manager of Gadsden County Times, a weekly newspaper published in the City of Quincy, County of Gadsden and State of Florida, in accordance with the requirements set forth in Sections 1 to 3, Chapter 14830, Acts of 1931. That notice of Local Bill for 1935 Session of Florida Legislature, a copy of

which is hereby attached, was published in said paper for five successive and consecutive weeks beginning with issue of March 28, 1935 and ending with issue of April 25, 1935 and other dates of publications were April 4, 11 and 18.

CURTIS McFARLIN,  
Mgr. Gadsden County Times.

Sworn and subscribed to before me this 29th day of April, 1935.

J. M. ROWAN,  
Notary Public.

#### NOTICE

Notice is hereby given that a local bill will be introduced in the 1935 session of the Florida Legislature prohibiting the owner or person having custody and control of live stock from permitting them to run at large within the limits of Gadsden County, Florida.

B. L. GREGORY.

3-28-5t

Senator Sweger asked unanimous consent of the Senate to take up and consider Senate Bill No. 714 at this time. Which was agreed to.

Senator Sweger moved that the rules be waived and Senate Bill No. 714 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 714 was read the second time by title only.

Senator Sweger moved that the rules be further waived and Senate Bill No. 714 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. 714 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 Butler—

Senate Bill No. 715:

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

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

By Senator Tervin—

Senate Bill No. 716:

A bill to be entitled An Act to designate and establish a certain State Road in the State of Florida.

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

By Senator Tervin—

Senate Bill No. 717:

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

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

By Senator Tervin—

Senate Bill No. 718:

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

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

By Senator Tervin—

Senate Bill No. 719:

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

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

By Senator Rose—

Senate Bill No. 720:

A bill to be entitled An Act to prohibit Radio Station WRUF at Gainesville, Florida from broadcasting commercial programs.

Which was read the first time by title only and referred to the Committees on Education and Internal Affairs, jointly.

By Senator Tillman—

Senate Bill No. 721:

A bill to be entitled An Act to regulate the practice of midwifery in the State of Florida and to provide penalties for the violation thereof.

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

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida, May 9, 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. 284:

A bill to be entitled An Act to further provide for and maintain the Dade Memorial Park, and to make appropriation therefor.

Also has passed—

House Bill No. 887:

A bill to be entitled An Act providing for Mechanics' or Laborers' liens including liens for materials on real property, providing penalties for misapplication of funds and for furnishing false statements, to make uniform the Laws of this State with other States with reference thereto, and to repeal all Acts or parts of Acts inconsistent herewith.

Also has passed—

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.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And House Bill No. 284, contained in the above message, was read the first time by title only and referred to the Committee on Appropriations.

And House Bill No. 887, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B".

And House Bill No. 267, contained in the above message, was read the first time by title only and referred to the Committee on Congressional Re-apportionment.

Also—

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

Tallahassee, Florida, May 9, 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. 899:

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

Proof of Publication attached.

Also has passed—

House Bill No. 859:

A bill to be entitled An Act to provide that candidates for

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

Proof of Publication attached.

Also has passed—  
House Bill No. 858:

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

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,  
Chief Clerk House of Representatives.

And House Bill No. 899, contained in the above message, was read the first time by title only.

Senator Parrish asked unanimous consent of the Senate to take up and consider House Bill No. 899 at this time.

Which was agreed to.

Senator Parrish moved that the rules be waived and House Bill No. 899 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 899 was read the second time by title only.

Senator Parrish moved that the rules be further waived and House Bill No. 899 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. 899 was read the third time in full.

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

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

Nays—None.

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

And House Bill No. 859, contained in the above message, was read the first time by title only.

Senator Parrish asked unanimous consent of the Senate to take up and consider House Bill No. 859 at this time.

Which was agreed to.

Senator Parrish moved that the rules be waived and House Bill No. 859 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 859 was read the second time by title only.

Senator Parrish moved that the rules be further waived and House Bill No. 859 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. 859 was read the third time in full.

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

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

Nays—None.

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

And House Bill No. 858, contained in the above message, was read the first time by title only.

Senator Parrish asked unanimous consent of the Senate to take up and consider House Bill No. 858 at this time.

Which was agreed to.

Senator Parrish moved that the rules be waived and House Bill No. 858 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 858 was read the second time by title only.

Senator Parrish moved that the rules be further waived and House Bill No. 858 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. 858 was read the third time in full.

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

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

Nays—None.

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

Also—

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

Tallahassee, Florida, May 9, 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. 910:

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

Proof of Publication attached.

Also has passed—

House Bill No. 904:

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

Proof of Publication attached.

Also has passed—

House Bill No. 883:

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

Proof of Publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,  
Chief Clerk House of Representatives.

And House Bill No. 910, contained in the above message, was read the first time by title only.

Senator Smith (29th) asked unanimous consent of the Senate to take up and consider House Bill No. 910 at this time. Which was agreed to.

Senator Smith (29th) moved that the rules be waived and House Bill No. 910 be read the second time by title only.

Which was agreed to by a two-thirds vote. And House Bill No. 910 was read the second time by title only.

Senator Smith (29th) moved that the rules be further waived and House Bill No. 910 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. 910 was read the third time in full.

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

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

Nays—None.

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

And House Bill No. 904, contained in the above message, was read the first time by title only.

Senator Raulerson asked unanimous consent of the Senate to take up and consider House Bill No. 904 at this time.

Which was agreed to.

Senator Raulerson moved that the rules be waived and House Bill No. 904 be read the second time by title only.

Which was agreed to by a two-thirds vote. And House Bill No. 904 was read the second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 904 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. 904 was read the third time in full.

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

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

Nays—None.

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

And House Bill No. 883, contained in the above message, was read the first time by title only.

Senator Raulerson asked unanimous consent of the Senate to take up and consider House Bill No. 883 at this time.

Which was agreed to.

Senator Raulerson moved that the rules be waived and House Bill No. 883 be read the second time by title only.

Which was agreed to by a two-thirds vote. And House Bill No. 883 was read the second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 883 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. 883 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 9, 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. 604:

A bill to be entitled An Act to provide for the cancellation and release of all State, Broward County, City of Fort Lauderdale, City of Hollywood and special district taxes, tax sales certificates and tax deeds issued to and owned by the State of Florida, County of Broward, City of Fort Lauderdale, City of Hollywood, and other special taxing districts, on lands now owned or hereafter acquired by the Broward County port authority, or to which it holds a deed of conveyance.

Proof of publication attached.

Also has passed—

House Bill No. 702:

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

Proof of publication attached.

Also has passed—

House Bill No. 943:

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

Proof of publication attached.

Also has passed—

House Bill No. 905:

A bill to be entitled An Act to create Special Tax School District No. 5 in Brevard County, Florida.

Proof of publication attached.

Also has passed—

House Bill No. 914:

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

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

WELDON G. STARRY,

Chief Clerk House of Representatives.

And House Bill No. 604, contained in the above message, was read the first time by title only.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 604 at this time.

Which was agreed to.

Senator Beacham moved that the rules be waived and House Bill No. 604 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 604 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 604 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. 604 was read the third time in full.

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

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland,

Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—38.

Nays—None.

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

And House Bill No. 702, contained in the above message, was read the first time by title only.

Senator Murphy asked unanimous consent of the Senate to take up and consider House Bill No. 702 at this time. Which was agreed to.

Senator Murphy moved that the rules be waived and House Bill No. 702 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 702 was read the second time by title only.

Senator Murphy moved that the rules be further waived and House Bill No. 702 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. 702 was read the third time in full.

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

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

Nays—None.

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

And House Bill No. 943, contained in the above message, was read the first time by title only.

Senator MacWilliams asked unanimous consent of the Senate to take up and consider House Bill No. 943 at this time.

Which was agreed to.

Senator MacWilliams moved that the rules be waived and House Bill No. 943 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 943 was read the second time by title only.

Senator MacWilliams moved that the rules be further waived and House Bill No. 943 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. 943 was read the third time in full.

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

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

Nays—None.

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

And House Bill No. 905, 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. 914, contained in the above message, was read the first time by title only.

Senator Smith (29th) asked unanimous consent of the Senate to take up and consider House Bill No. 914 at this time. Which was agreed to.

Senator Smith (29th) moved that the rules be waived and House Bill No. 914 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 914 was read the second time by title only.

Senator Smith (29th) moved that the rules be further waived and House Bill No. 914 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. 914 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 Futch moved that the rules be waived and the Senate do now reconsider the vote by which the Senate passed Senate Bill No. 273 on May 9, 1935.

Senate Bill No. 273:

A bill to be entitled An Act amending Section 361 of the Compiled General Laws of Florida, 1927, as amended by Chapter 13761 Laws of Florida, 1929, relating to primary elections and fixing the terms of office of members of party committees.

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which the Senate passed Senate Bill No. 273.

The question recurred on the passage of Senate Bill No. 273.

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

Yeas—Senators Beall, Black, Butler, Clarke, Gillis, Harper, Lundy, McArthur, Mann, Parrish, Shelley, Shivers, Smith (29th)—13.

Nays—Mr. President; Senators Adams, Bass, Beacham, Futch, Gomez, Holland, McKenzie, MacWilliams, Murphy, Pannill, Parker, Raulerson, Rose, Savage, Sikes, Smith (14th), Tervin, Tillman, Touchton, Turner, Watson—22.

So the bill failed to pass.

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

Senator Holland asked unanimous consent of the Senate to take up and consider Senate Bill No. 516 out of its order at this time.

Which was agreed to.

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.

Was taken up and read the third time in full.

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

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Harper, Holland, Lundy, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parrish, Rose, Savage, Shelley, Shivers, Smith (14th), Smith (29th), Sweger, Tillman, Touchton, Turner, Watson—30.

Nays—None.

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

Senator Holland asked unanimous consent of the Senate to take up and consider Committee Substitute for Senate Bill No. 203 out of its order at this time.

Which was agreed to.

Committee Substitute for Senate Bill No. 203:

A bill to be entitled An Act relating to mortgages securing, or to secure, principal indebtedness not exceeding five hundred (\$500.00) dollars, bearing interest not in excess of the general legal rate, on personal property, and agricultural, horticultural or fruit crops in being, and the contents and effect thereof; to authorize and provide for powers of sale under

such mortgages; to provide the manner and effect of exercising such powers of sale; and to provide when this Act shall become effective.

Was taken up and read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 203 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Futch, Harper, Holland, Lundy, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (14th), Smith (29th), Sweger, Tillman, Touchton, Turner, Watson—31.

Nays—Senator Tervin—1.

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

Senator Holland asked unanimous consent of the Senate to take up and consider Committee Substitute for Senate Bill No. 198 out of its order at this time.

Which was agreed to.

Committee Substitute for Senate Bill No. 198:

A bill to be entitled An Act relating to mortgages or other instruments creating liens on farm equipment, live stock, agricultural, horticultural and fruit crops, planted, growing and to be planted, grown and raised, or any of them, securing existing indebtedness and/or future advances, including optional and obligatory advances; providing for the priority of such mortgages or other instruments; and providing when this Act shall become effective.

Was taken up and read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 198 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (29th), Sweger, Tillman, Touchton, Turner, Watson—32.

Nays—Senator Tervin—1.

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

Senator Holland asked unanimous consent of the Senate to take up and consider Senate Bill No. 27 out of its order at this time.

Which was agreed to.

Senate Bill No. 27:

A bill to be entitled An Act to provide for the method of amendment of charters of non-profit cooperative associations, heretofore or hereafter organized under Chapter 5958 of the Laws of Florida approved June 8, 1909.

Was taken up and read the third time in full.

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

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Butler, Clarke, Futch, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—31.

Nays—None.

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

Senator Parrish asked unanimous consent of the Senate to take up and consider Senate Bill No. 633 out of its order at this time.

Which was agreed to.

Senate Bill No. 633:

A bill to be entitled An Act for the relief of V. O. Rosser, Orlando, Florida.

George W. Knight, Sanford, Florida.

M. La Bellman, Orlando, Florida.

H. W. Schaefer, Orlando, Florida.

Dan H. Driggers, Orlando, Florida.

Mrs. Paul Lewis, Orlando, Florida.

Paul Lewis, Orlando, Florida.

George Demmo, Orlando, Florida.

D. Frank Carden, Orlando, Florida.

John V. Hansen, Orlando, Florida.

B. D. Hefferman, Orlando, Florida.

Robert Clark, Orlando, Florida.

Herbert L. Kinsey, Longwood, Florida.

E. P. Zimmerman, Longwood, Florida.

William F. Miller, Orlando, Florida.

J. E. Quinn, Lake Worth, Florida.

Robert Williams, Miami, Florida.

William C. Connor, Miami, Florida.

Ralph Little, Winter Park, Florida.

W. D. Hoffman, Orlando, Florida.

Charles Rock, Jr., Orlando, Florida.

J. A. Balding, Lake Mary, Florida.

C. F. Ziegler, Fern Park, Florida.

Charles Church, Orlando, Florida.

Hamp Majeski, Maitland, Florida.

O. T. Seymour, Maitland, Florida.

Melville C. Tyler, Altamonte Springs, Florida.

Will Kissinger, Lockhart, Florida.

J. T. Davis, Lake Holden Hills, Florida.

George W. T. Green, Orlando, Florida.

Clifford Barton, Maitland, Florida.

Quillian Jordan, Winter Park, Florida.

Harold Young, Winter Park, Florida.

Bob Morrow, Winter Park, Florida.

R. S. Vario, Winter Park, Florida.

William Carmody, Winter Park, Florida.

Linton Maline, Winter Park, Florida.

Sven Brunoo, Orlando, Florida.

Peter Schael, Sanford, Florida.

Ben H. Scott, Jr., Fern Park, Florida.

Andy Carraway, Sanford, Florida.

D. D. Smith, Sanford, Florida.

L. W. Smith, Orlando, Florida.

W. H. Cavanaugh, Orlando, Florida.

W. M. Lynn, Orlando, Florida.

C. W. Peterson, Orlando, Florida.

John C. Button, Longwood, Florida.

John Ivey, Sanford, Florida.

H. N. Sayer, Sanford, Florida.

W. E. Bigger, Sanford, Florida.

Bob Denton, Sanford, Florida.

P. L. Lloyd, Orlando, Florida.

E. C. Simpson, Sanford, Florida.

R. E. Williamson, Longwood, Florida.

Edmund W. Meisch, Sanford, Florida.

M. C. Gordon, Sanford, Florida.

C. E. Riskey, Longwood, Florida.

A. D. Kinsey, Longwood, Florida.

H. W. Fairall, Orlando, Florida.

E. O. Edwards, Longwood, Florida.

G. D. Chamberlain, Longwood, Florida.

A. L. Edwards, Longwood, Florida.

A. C. Clarke, Longwood, Florida.

Bob Johnson, Winter Park, Florida.

Was taken up.

Senator Parrish moved that the rules be waived and Senate Bill No. 633 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 633 was read the second time by title only.

Senator Parrish moved that the rules be further waived and Senate Bill No. 633 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. 633 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, Black, Butler, Clarke, Futch, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—33.

Nays—None.

So Senate Bill No. 633, 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 Rose moved that Senate Bill No. 341 be recalled from the Committee on Congressional, Re-Appportionment and placed on the Calendar of Bills on second reading, having been in said Committee more than seven (7) days.

And it was so ordered, under the rules.

Senator Murphy asked unanimous consent of the Senate to

take up and consider House Bill No. 854 out of its order at this time.

Which was agreed to.

House Bill No. 854:

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

Was taken up and read the second time in full.

Senator Murphy moved that the rules be waived and House Bill No. 854 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. 854 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, Black, Butler, Clarke, Futch, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, McWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (29th), Tillman, Touchton, Turner, Watson—32.

Nays—Senator Beall—1.

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

Senator Tillman asked unanimous consent of the Senate to take up and consider House Bill No. 332 out of its order at this time.

Which was agreed to.

House Bill No. 332:

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

Was taken up and read the second time in full.

Senator Tillman moved that the rules be waived and House Bill No. 332 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. 332 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, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tillman, Touchton, Turner—33.

Nays—None.

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

Senate Bills Nos. 514, 539, 266, 295, 350, 284, 471, 467, 523, 571, 155, 514, 539, 568, 281, 610, 651, 556, 308, 483 and 538 were taken up in their order and the consideration of same was informally passed.

Senator Shivers asked unanimous consent of the Senate to take up and consider Senate Bill No. 493 out of its order at this time.

Which was agreed to.

Senate Bill No. 493:

A bill to be entitled An Act relating to the State Agricultural Marketing Board and to amend Section 1 of Chapter 13,809, Laws of Florida, Acts of 1929, approved May 29, 1929, entitled: "An Act to create a board consisting of the Governor, the Commissioner of Agriculture and the State Marketing Commissioner to be known as the State Agricultural Marketing Board, to define its duties and powers and make appropriation for the carrying out of the provisions thereof." as amended by Chapter 15,860, Laws of Florida, Acts of 1933.

Was taken up and read the third time in full.

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

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

Black, Clarke, Futch, 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—35.

Nays—None.

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

Senate Bills Nos. 82 and 222 were taken up in their order and the consideration of same was informally passed.

Senate Bill No. 606:

A bill to be entitled An Act to provide for the relief of the aged and infirm citizens of the various counties of the State of Florida; to provide for the custody of monies which may be collected for the various counties thereof; to provide for the allocation and distribution of the moneys collected; to provide the rate of compensation at which such persons as may be entitled to aid hereunder may be paid; to fix the duties of Boards of County Commissioners and the State Pension Board in relation thereto; the manner in which citizens may obtain the benefits thereof; the time when citizens shall be entitled thereto; to provide the manner and time of payment of such aid to persons entitled thereto; to provide the records to be kept; to provide for penalties for violations of provisions of this Act.

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

Pending roll call, Senator Bass moved that the further consideration of Senate Bill No. 606 be informally passed, the bill retaining its place on the Calendar of Bills on third reading.

Which was agreed to and it was so ordered.

Senator Rose now presiding.

Senator Beall asked unanimous consent of the Senate to take up and consider House Bill No. 408 out of its order at this time.

Which was agreed to.

House Bill No. 408:

A bill to be entitled An Act to repeal Chapter 15936 of the Laws of Florida of 1933, entitled "An Act to create a County Budget Commission in Counties of Florida having a population of not less than fifty-two thousand (52,000) and not more than sixty thousand (60,000) by the last preceding State or Federal Census; to prescribe the powers, duties and functions of such County Budget Commission and the qualifications, terms of office and methods of appointment of members thereof; and to authorize such County Budget Commission to make and control the budget receipts and expenditures of the Board of County Commissioners, Board of Public Instruction, County Welfare Board, and all other Boards, Commissions and Officials of such Counties or of Taxing Districts, situate therein authorized to raise and expend moneys for County or District purposes."

Was taken up.

Senator Beall moved that the rules be waived and House Bill No. 408 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 408 was read the second time by title only.

Senator Beall offered the following amendment to House Bill No. 408:

In Section 2 (typewritten bill), at end of said section, strike period, and add the following, "comma," Provided, however, that all budgets heretofore made by the Budget Commission under said Chapter 15936, Laws of Florida, 1933, shall have and be of full force and effect, and no sums in excess of any provision of any such budget, including that providing for expenditures for the year 1935 shall be allowed or paid, except as is now or may be hereafter provided by law.

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall moved that the rules be further waived and House Bill No. 408, 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. 408, 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.

Senate Bill No. 383:

A bill to be entitled An Act to provide for the appointment of the Federal Deposit Insurance Corporation to act as liquidator without furnishing bond for closed State banks and Trust companies.

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

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

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

Nays—Senators Beacham, Harper—2.

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

Senate Bill No. 325:

A bill to be entitled An Act to authorize the destruction of certain records of insolvent State Banks in liquidation under the Laws of the State of Florida.

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

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

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gomez, Harper, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—33.

Nays—None.

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

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

Which was agreed to.

And the Senate went into Executive Session at 12:53 o'clock P. M.

The Senate emerged from Executive Session at 1:46 o'clock P. M. and resumed its Session.

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

Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, 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.

Senator Adams moved that the rules be waived and when the Senate adjourns it adjourn to reconvene at 3:30 o'clock, P. M. this day.

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

The hour of adjournment having arrived, a point of order was called and the Senate took a recess at 1:47 o'clock, P. M., until 3:30 o'clock, P. M., this day.

## AFTERNOON SESSION

The Senate reconvened at 3:30 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 (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—38.

A quorum present.

## REPORTS OF COMMITTEES

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

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

Your Committee on Internal Affairs, to whom was referred:

Senate Bill No. 605:

A bill to be entitled An Act to regulate the business of cleaning, dyeing and pressing, defining what constitutes engaging in said business, as well as defining certain other words; creating a dyers and cleaners board; empowering and authorizing said board to promulgate rules and regulations; requiring examinations and the issuance of licenses by said board as a prerequisite to engaging in said business, and providing penalties for the violation of any of the provisions of this Act, or of any rule or regulation promulgated by said board; and providing that this Act shall apply only to counties having a population of not less than twenty thousand, according to the last Federal census.

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

Very respectfully,

WILLIAM PANNILL,  
Chairman of Committee.

And Senate Bill No. 605, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 329:

A bill to be entitled An Act imposing an additional tax upon gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes, and fixing a penalty for the violation of the provisions of this Act; providing that the gasoline inspection laws of the State of Florida shall apply to this Act; providing for a corresponding increase of the gasoline storage tax so as to equalize the gasoline gallonage storage tax with the gasoline gallonage sales tax; and providing that this Act is an emergency revenue measure and shall be of no force and effect from and after July 1, 1937; and providing that no county, municipality, or other political or governmental subdivision of the State shall levy or collect any gallonage tax on the sale, purchase, storage, receipt, distribution, use, or consumption of gasoline or other like products of petroleum.

Have had the same under consideration and recommend that the same pass, with the following amendment:

Amendment No. 1:

In Section 9, line 6 (typewritten bill), strike out the words: "and provided that no County, Municipality or other political or governmental subdivision of this State shall levy or collect any tax measured or computed by the sale, purchase, storage, receipt, distribution, use, or consumption of gasoline or other like products of petroleum."

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

And Senate Bill No. 329, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 42:

A bill to be entitled An Act imposing an additional tax on gasoline or other like products of petroleum; providing for reports of sales of such commodities to the Comptroller of the State of Florida; providing for the disposition of the moneys derived from such taxes, and fixing a penalty for the violation of the provisions of this Act; providing that the gasoline inspection laws of the State of Florida shall apply to this Act.

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

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

And Senate Bill No. 42, contained in the above report, was laid on the table.

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 537:

A bill to be entitled "An Act requiring licenses for the operation, maintenance, opening or establishment of stores in this State; prescribing the license and fees to be paid therefor, and the disposition thereof, and duties of the tax collectors of the several counties of the State in connection therewith, and prescribing penalties for the violation thereof."

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

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

And Senate Bill No. 537, contained in the above report, was laid on the table.

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 491:

A bill to be entitled An Act "providing that the dealer in gasoline or other like products of petroleum in this State shall be exempt from payment of the excise tax thereon now or hereafter imposed on sales of such products to the State, Counties, Municipalities and other taxing districts, for use in the performance of governmental or municipal duties and functions, and providing for the report of such tax exempt sales by the dealer, and requiring a certificate by the proper governmental officer as to such exemption; providing penalties for the violation of the provisions hereof; and repealing all laws in conflict herewith."

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

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

And Senate Bill No. 491, contained in the above report, was laid on the table.

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

33—S. B.

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 492:

A bill to be entitled An Act "authorizing towns and cities to levy and impose an excise tax on gasoline and other like products of petroleum sold within the incorporated limits of such town or city; requiring a certified copy of the ordinance imposing such tax to be deposited with the State Comptroller; providing that such tax when imposed and paid shall be credited on the State Gas Tax; providing for the report of sale of such commodities, and the collection and payment of such taxes; creating a special fund for the reception of such taxes; providing for the deposit, appropriation and disposition of the proceeds derived from such taxes and prescribing the duties of certain officials with reference thereto; providing the purposes of such taxes; providing for the disposition of the balance of the State gas tax after the tax hereby authorized has been credited thereon; providing for the enforcement of this Act and penalties for violation hereof; and repealing all laws in conflict with this Act."

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

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

And Senate Bill No. 492, contained in the above report, was laid on the table.

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 622:

A bill to be entitled "An Act to exempt from and cancel all State and County Taxes on certain property located in Tampa, Hillsborough County, Florida, belonging to the University of Tampa, and used as an athletic field, and to prescribe the duties of the tax assessor, tax collector and clerk of the Circuit Court, respectively, of Hillsborough County, Florida, with reference to the exemption from and cancellation of said taxes."

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

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

And Senate Bill No. 622, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 666:

A bill to be entitled "An Act to amend Chapter 16252, Laws of Florida, 1933, entitled An Act to provide for the settlement of delinquent taxes on real estate on the State of Florida, and to further defer the enforcement of liens for such delinquent taxes, and for the assessment of lands upon or against which taxes are delinquent, and for the redemption of delinquent tax certificates with bonds."

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

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

And Senate Bill No. 666, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 668:

A bill to be entitled "An Act relating to levying and imposing an excise tax on documents to raise revenue for the support of the State Government."

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

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

And Senate Bill No. 668, contained in the above report, was laid on the table.

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 582:

A bill to be entitled "An Act relating to the Board of Administration created by Chapter 14486, Laws of Florida, Acts of 1929, and its powers and duties with reference to funds to the credit of issues of road and/or bridge bonds after such issues have been fully paid off and discharged, and providing for the method of handling such funds and the payment of the same."

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

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

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

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 521:

A bill to be entitled "An Act requiring persons, firms, corporations, associations, and co-partnerships, either foreign or domestic, to obtain a license to operate and maintain, open or establish a store or stores in the State of Florida; providing the manner by which said license shall be obtained; fixing the terms and tenure of said licenses; imposing a tax upon those obtaining said licenses and providing the manner and method for the collection of the said tax by the Comptroller of the State of Florida; defining certain terms used in this act and making a violation of this act a misdemeanor and providing a penalty therefor; providing for a method of collecting the tax herein levied and providing a method whereby taxes improperly collected may be refunded and making an appropriation therefor; providing a penalty upon delinquency in the payment of said tax and authorizing and empowering the State Comptroller to collect the assessments of the tax prescribed by this Act and investing the Comptroller with full power to carry out the provisions hereof; making a disposition of the funds collected under this Act; containing a severability and repealing clause; and for other purposes."

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

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

And Senate Bill No. 521, contained in the above report, was laid on the table.

Senator Rose, Chairman of the Committee on Finance & Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

Sir:

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

Senate Bill No. 507:

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, of providing an alternative tax for such privilege in the event such classification should not be effective; 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."

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

Very respectfully,

WALTER W. ROSE,  
Chairman of Committee.

And Senate Bill No. 507, contained in the above report, was laid on the table.

#### REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,  
Tallahassee, Fla., May 9, 1935.

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

Sir:

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

Senate Bill No. 506:

A bill to be entitled An Act making it unlawful to cut or fell or cause or procure to be cut or felled, or to remove or haul or transport or procure or cause to be removed or hauled or transported on or from any lands in this State any cedar, juniper, cypress, oak, pine, bay, poplar, ash, gum or other timber trees or wood without a license first had and obtained, and making it unlawful to buy or receive any such timber, trees or wood except from a licensee, and providing for the issuance of licenses by the Clerk of the Circuit Courts and requiring the production to the Clerks of the Circuit Courts of a written permit from the land owner before any license shall issue; and requiring that the licenses and permits shall contain a description of the lands and of the timber, trees or wood with respect to which the same are issued; and requiring that the said licenses or authenticated copies thereof shall be in the personal possession of any person engaging in or doing any of the acts for which a license is required by this Act; and prescribing penalties for the violation of any of the provisions of this Act.

Amendment No. 1:

In Section 3 (typewritten bill), add at the end of the section a new sentence as follows:

"The provisions of this Act shall not apply to common carriers."

Amendment No. 2:

In Section 4, line 4 (typewritten bill), after the words "issued in a", add the word "short".

Amendment No. 3:

In Section 4 (typewritten bill), add at the end of the section a new sentence as follows:

"The person, firm, corporation or association applying for

a license shall be entitled to have included in one license as many legal descriptions as such person, firm, corporation or association may have written permission from the landowners as herein provided, at the time of applying for the license, and the license to state the expiration of it with respect to each description of land included therein".

Amendment No. 4:  
In Section 6, line 2 (typewritten bill), strike out the words: "Tax Collector" and insert in lieu thereof the following: "Clerk of the Circuit Court of the county where the lands lie."

Amendment No. 5:  
In Section 12, line 4 (typewritten bill), after the words "issued hereunder", insert the words "same not to exceed one dollar (\$1.00)."

Amendment No. 6:  
In Section 15, line 3 (typewritten bill), after the words "punished by" add the words "a minimum";  
After the word "fine", strike out the word "not", and insert in lieu thereof the words "of One Hundred Dollars (\$100.00) and not".

Amendment No. 7:  
In Section 15, line 6 (typewritten bill), strike out the period after the word "imprisonment", and add a comma, and the following: "and any conviction under the provisions of this Act shall revoke the license or authenticated and endorsed copy, which such convicted party may hold; and such convicted party shall not be privileged to secure a license or an authenticated and endorsed copy of one, for a period of twelve months from the date of such conviction."

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. 506, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 9, 1935.

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

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

Senate Bill No. 282:  
A bill to be entitled An Act providing for the organization and operation of Morris Plan Banks, providing for the incorporation thereof, their organization, powers and activities, including the terms of their loans, for the conversion of existing Morris Plan domestic corporations into Morris Plan Banks. Providing for such Morris Plan Banks to become members of the Federal Reserve Bank and the Federal Deposit Insurance Corporation, and declaring certain acts repealed or inapplicable.

Amendment No. 1:  
After Section 14, (typewritten bill), add the words: "Section 14½. The term "Morris Plan Bank" where used in this Act shall be construed to include any similar plan Bank meeting all requirements of this law and operating thereunder, and such similar plan bank may use the word bank in their corporate name, provided it is so qualified and limited that such bank will be distinguished from commercial banks under the Florida laws, and provided that the Comptroller of the State of Florida shall authorize and approve the same.

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. 282, contained in the above report, was placed on the Calendar of bills on third reading.

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

Senate Chamber,  
Tallahassee, Fla., May 10, 1935.

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

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

Senate Bill No. 391:

A bill to be entitled An Act relating to foreign insurance companies doing business in the State of Florida; requiring all insurance policies and bonds to be made through licensed resident agents in this State; providing for the licensing of non-resident insurance brokers; forbidding resident agents from dividing their commissions except as allowed in this Act; fixing penalties for the violation of this Act, and repealing all laws in conflict herewith.

Amendment No. 1:

At the end of Section 4 add: "Nothing in this Act shall be so construed as to require any mutual insurance company, licensed to transact business in this State and operating through licensed salaried representatives, to pay commissions to agents."

Amendment No. 2:

Add as a new Section 5½, the following: "Section 5½. The provisions of this act shall not be construed to apply to life insurance companies nor to their agents."

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. 391, contained in the above report, was placed on the Calendar of Bills on third reading.

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 10, 1935.

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

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

Senate Bill No. 675:

A bill to be entitled An Act providing for the payment to Jackson County, Florida, of all monies now or hereafter in the State Road License Fund of the State of Florida, and/or the State Road Department of Florida, derived from the proceeds of the gas tax levied under Chapter 15659 Acts of 1931 and appropriated and/or allocated to the use of the State Road Department for construction of certain roads within said county and directing the payment of said monies to the Board of County Commissioners of Jackson County, Florida, and designating the county fund in which said money shall be deposited and designating the use of said money by the said Board of County Commissioners.

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

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 10, 1935.

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

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

House Bill No. 309:

A bill to be entitled An Act to provide for the payment of

commission to Tax Assessors for the assessment of all bonds and bond interest millage in counties of the State of Florida having a population of not less than twelve thousand eighty (12080) and not more than twelve thousand one hundred eighty (12180) according to the last Federal Census; and providing for the manner of payment of such commission.

Also —

House Bill No. 631:

A bill to be entitled An Act to provide for the apportionment, distribution and use of funds received by any county in the State having a population of more than twelve thousand one hundred and ninety (12,190) and less than twelve thousand and four hundred and fifty (12,450) according to the last preceding Federal or State Census under Chapter 14832, Laws of Florida, Acts of 1931.

Also —

House Bill No. 764:

A bill to be entitled An Act relating to the distribution and expenditure of moneys derived from gasoline taxes placed to the credit of all counties in the State of Florida having a population of not less than three thousand and five hundred (3500) and not more than four thousand and fifty (4050), according to the last preceding Federal Census or any Federal Census that may be taken hereafter and conferring certain powers, authorities, directions and duties upon the State Board of Administration with reference thereto and other related matters; and providing for a referendum vote thereon.

Also —

House Bill No. 809:

A bill to be entitled An Act to amend the existing Charter of the City of Venice, Florida a municipality in the County of Sarasota, Florida, (being Chapter 11,776 extraordinary session, Acts of 1925 and acts amendatory thereof), by amending Sections 1 and 2 of Article 14 thereof.

Also —

House Bill No. 665:

A bill to be entitled An Act relating to fishing and making it unlawful to gig fish in the waters of any of the Counties of the State of Florida having a population of not less than (31,950) thirty-one thousand nine hundred fifty and not more than (32,000) thirty-two thousand, according to the last Federal Census.

Also —

House Bill No. 543:

A bill to be entitled An Act fixing the compensation of County Solicitors of Criminal Courts of Record in all counties of the State of Florida having a population of not less than 40,000 nor more than 50,000, according to the 1930 Federal Census; and providing for the payment of office supplies and office expense for the County Solicitors; and providing for taxation as costs of conviction fees.

Also —

House Bill No. 167:

A bill to be entitled An Act to authorize the admission of women as students in the School of Pharmacy in the University of Florida, and to declare their qualifications, rights and privileges as students.

Also —

House Bill No. 433:

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

Also —

House Bill No. 793:

A bill to be entitled An Act to amend Chapter 13580, Laws of Florida, 1929, entitled "An Act to create and incorporate a special taxing district in Brevard County, Florida, to be known and designated as Canaveral Harbor District; prescribing the boundaries of said district; to provide for the government and administration of said district; to define the powers and purposes thereof; to authorize the governing authority of said district to construct and maintain in said district a deep water ship harbor with dock and terminal facilities; to construct and maintain all other works necessary or proper in connection with the establishment of said harbor, dock and terminal

facilities; to provide for the acquiring and condemnation of any property needed for district purposes; to empower the governing authority of said district to levy and collect taxes for district purposes; to authorize the governing authority of said district to borrow money and issue and sell bonds to procure money to carry out the provisions of this Act; to authorize and empower the governing authority of said district to establish, own and operate cold storage, power plants, marine ways and warehouses; to provide for three Commissioners who shall be the governing authority of said district; to provide for an election to determine whether bonds of the district shall be issued; to authorize and provide for certain expenditures to be made by Brevard County, Florida, for preliminary survey and engineering connected with said district; to prevent injury to any work constructed under this Act and prescribing penalties therefor; and generally to provide for the construction and maintenance of a harbor in said district with proper and adequate dockage and terminal facilities," and granting to port Canaveral Harbor the additional authority to construct roads and highways, toll bridges, ferries and causeways within the boundaries of said district or immediately adjacent thereto, providing for the payment thereof, and granting to the governing authority of said district the exclusive franchise to construct in said district a deep water ship harbor with dock and terminal facilities for a period of five years.

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 Senate.

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 10, 1935.

Hon. Wm. C. Hodges,

President of the Senate.

Sir:

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

Senate Bill No. 675:

A bill to be entitled An Act providing for the payment to Jackson County, Florida, of all monies now or hereafter in the State road license fund of the State of Florida, and/or the State Road Department of Florida, derived from the proceeds of the gas tax levied under Chapter 15659 Acts of 1931 and appropriated and/or allocated to the use of the State Road Department for construction of certain roads within said County and directing the payment of said monies to the Board of County Commissioners of Jackson County, Florida, and designating the county fund in which said money shall be deposited and designating the use of said money by the said Board of County Commissioners.

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.

The following Message from the Governor was received:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE

May 10, 1935

Hon. Wm. 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 a law without my approval:

Senate Bill No. 129 relating to H. & W. B. Drew Company.

Senate Bill No. 221 relating to members of Board of Public Instruction.

Senate Bill No. 259 relating to gasoline taxes.

Senate Bill No. 260 relating to gasoline taxes.

Senate Bill No. 343 relating to Miami Beach City Government.

Senate Bill No. 344 relating to Miami Beach voting precincts.

Senate Bill No. 345 relating to Miami Beach Municipal Government.

Senate Bill No. 346 relating to Miami Beach Municipal Government.

Senate Bill No. 347 relating to Miami Beach delinquent tax lands.

Senate Bill No. 348 relating to Miami Beach Charter.

Senate Bill No. 443 relating to taxes.

Senate Bill No. 474 relating to Union County taxes.

Respectfully yours,  
DAVE SHOLTZ,  
Governor.

Senator Holland moved that a committee be appointed to escort Honorable O. M. Eaton, former member of the Senate from the 7th Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Holland, Turner, and McKenzie as the committee.

Senate Bill No. 342:

A bill to be entitled An Act to amend Section 5105 of the Revised General Statutes of 1920, the same being Section 7207 of the Compiled General Laws of 1927, relating to improper exhibition of dangerous weapons and providing a penalty therefor.

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

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

Yeas—Mr. President; Senators Bass, Beall, Black, Futch, Gomez, Harper, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Parker, Parrish, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Tervin, Tillman, Touchton, Turner, Watson—28.

Nays—None.

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

The President announced the appointment of Senators Futch, MacWilliams and Tillman as a committee to draft appropriate resolutions commemorative of Mother's Day on May 12, 1935.

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 1; relating to and defining the meaning of pugilistic exhibitions.

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

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

Yeas—Mr. President; Senators Adams, Bass, Beall, Black, Clarke, Futch, Gomez, Harper, McKenzie, MacWilliams, Mann, Murphy, Nordman, Parker, Parrish, Raulerson, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Tervin, Tillman, Touchton, Turner, Watson—27.

Nays—None.

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

Senate Bill No. 13:

A bill to be entitled An Act fixing the number of hours of daily manual labor for all State employees and prescribing a uniform rate of wages paid therefor.

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

By unanimous consent, Senator Gomez offered the following amendment to Senate Bill No. 13:

In Section 2, line 3 (typewritten bill), strike out the words: "three (\$3.00) dollars" and insert in lieu thereof the following: two and one-half (\$2.50) dollars.

Senator Gomez moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 13, as amended, the roll was called and the vote was:

Yeas—Senators Beacham, Beall, Black, Butler, Gomez, Lewis, McKenzie, MacWilliams, Sikes, Smith (14th), Tillman, Watson—12.

Nays—Mr. President; Senators Bass, Clarke, Futch, Harper, Lundy, McArthur, Mann, Murphy, Nordman, Parker, Parrish, Raulerson, Savage, Shelley, Shivers, Smith (29th), Sweger, Tervin, Touchton, Turner—21.

So the bill failed to pass.

Senator Turner now presiding.

Committee Substitute for Senate Bill No. 3:

A bill to be entitled An Act prescribing and fixing the legal rate of interest; the maximum rate of interest which may be charged by special contract; the legal rate of interest upon all judgments and decrees and defining usurious contracts and what shall constitute usury, and providing for and fixing a maximum service charge in certain loan transactions.

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

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

Yeas—Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Parker, Parrish, Raulerson, Shelley, Sikes, Smith (14th), Smith (29th), Sweger, Tillman, Touchton, Turner—29.

Nays—None.

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

Senate Bill No. 394:

A bill to be entitled An Act to permit the use of dredges in the taking of oysters from the natural beds, bars and reefs in the State of Florida, authorizing the State Shell Fish Commissioner, or the proper authority charged with the administration of the Shell Fish Commission Laws, to designate such natural beds, bars or reefs upon which dredging may be done, and to provide for the regulation and supervision of such dredging by the Shell Fish Commission or the proper authority charged with the administration of the Shell Fish Commission laws; providing penalties for the violation of this Act, or of any rule or regulation published pursuant to the terms hereof.

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

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

Yeas—Senators Bass, Beacham, Beall, Clarke, Futch, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Parrish, Raulerson, Rose, Shelley, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—25.

Nays—Senator Gomez—1.

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

Senate Bill No. 475:

A bill to be entitled An Act making it a penal offense for one to practice law either directly or indirectly who has been disbarred or under suspension from the practice of law, and for an attorney at law to aid or assist either directly or indirectly in the practice of law one who has been disbarred or under suspension from the practice of law, and fixing the punishment therefor.

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

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

Yeas—Mr. President; Senators Bass, Beacham, Black, Clarke, Futch, Gomez, Harper, Holland, Lundy, McArthur, MacWilliams, Mann, Nordman, Parker, Parrish, Rose, Savage, Shelley, Sikes, Smith (14th), Smith (29th), Sweger, Tillman, Touchton, Turner—26.

Nays—None.

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

Senate Bill No. 263:

A bill to be entitled An Act providing an additional and supplemental method of creating, preserving, enforcing and recording liens in favor of persons furnishing labor and materials in repair of personal property and in favor of garage men, mechanics and other persons furnishing labor and materials upon motor vehicles, and providing for the recordation of such liens with the Motor Vehicle License Commissioner in

a book to be provided in the office of such Commissioner known as "Labor and Material Man's Book," and providing a fee for the recording of such notice and providing that the Commissioner shall show the existence of such liens upon new certificates of title as provided by Section 3, Chapter 9157, Laws of Florida, Acts of 1932, being the same as Section 3979, Compiled General Laws and any amendments thereto.

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

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

Yeas—Mr. President; Senators Bass, Beall, Butler, Futch, Gomez, Harper, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Parrish, Raulerson, Rose, Savage, Shelley, Sweger, Tillman, Touchton, Turner—23.

Nays—Senators Parker, Smith (29th)—2.

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

#### Senate Bill No. 339:

A bill to be entitled An Act to amend Section 3 of Chapter 16085, Laws of Florida, Acts of 1933, entitled "An Act to amend Section 1007, Revised General Statutes, as Amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1281, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1010, Revised General Statutes, being Section 1284, Compiled General Laws of Florida, 1927, as Amended by Chapter 15625, Laws of Florida, Acts of 1931; to amend Section 1011, Revised General Statutes; as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1285, Compiled General Laws of Florida, 1927, as amended by Chapter 15625, Laws of Florida, Acts of 1931; and to amend Section 1012, Revised General Statutes, as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10182, Laws of Florida, Acts of 1925, being Section 1286, Compiled General Laws of Florida, 1927, and to amend Chapter 14656, Acts of 1931, all of said Sections relating to the operation, licensing and taxing of motor vehicles, trailers, semi-trailers and motorcycle sidecars and providing penalties for the violation thereof."

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

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

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gomez, Harper, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Parker, Parrish, Raulerson, Savage, Shelley, Sikes, Sweger, Tervin, Tillman, Touchton, Turner—29.

Nays—None.

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

#### Senate Bill No. 472:

A bill to be entitled An Act relating to court procedure, the locality of actions, and declaring all persons incompetent to make any agreement contrary to the General Laws of the State of Florida relative to the venue of suits on certain written instruments.

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

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

Yeas—Mr. President; Senators Bass, Black, Clarke, Futch, Gomez, Harper, McKenzie, MacWilliams, Savage, Shelley, Shivers, Sikes, Smith (29th), Tervin, Touchton, Turner—17.

Nays—Senators Adams, Beacham, Beall, Butler, Holland, Lundy, McArthur, Mann, Parrish, Raulerson, Rose, Sweger, Tillman—13.

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

#### Senate Bill No. 473:

A bill to be entitled An Act determining and declaring where certain written instruments are executed, causes of action arise, and suits thereon shall be brought.

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

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

Yeas—Mr. President; Senators Bass, Beall, Black, Clarke, Futch, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Parker, Parrish, Raulerson, Rose, Savage, Shivers, Smith (14th), Smith (29th), Tillman, Touchton, Turner—26.

Nays—Senators Adams, Butler, Sweger—3.

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

#### Senate Bill No. 322:

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

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

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

Yeas—Mr. President; Senators Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gomez, Harper, Holland, Lewis, Lundy, McKenzie, MacWilliams, Mann, Parker, Raulerson, Rose, Savage, Shelley, Smith (14th), Tervin, Tillman, Touchton, Turner, Watson—27.

Nays—Senators Adams, McArthur, Shivers—3.

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

#### Senate Bill No. 438:

A bill to be entitled An Act for the retirement of Justices of the Supreme Court and Judges of the Circuit Court and Judge of the Court of Record in and for Escambia County, with pay; prescribing the duties of such Justices and Judges upon retirement; providing for the period of time such Justices or Judges shall serve before retirement; providing that no Justice of the Supreme Court or Circuit Court Judge and Judge of the Court of Record in and for Escambia County shall engage in the private or general practice of law upon retirement.

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

By unanimous consent Senator Gomez offered the following amendment to Senate Bill No. 438:

In Section 1, line 13 (typewritten bill), strike out the word "seventy" and insert in lieu thereof the following: "sixty-five."

Senator Gomez moved the adoption of the amendment.

The question was put upon 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, Butler, Gomez, McArthur, Smith (14th), Tervin—9.

Nays—Senators Bass, Black, Clarke, Futch, Harper, Holland, Lundy, MacWilliams, Mann, Parker, Raulerson, Rose, Savage, Shelley, Shivers, Smith (29th), Sweger, Tillman, Touchton, Turner, Watson—21.

So the amendment failed of adoption.

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

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Gomez, Holland, McArthur, MacWilliams, Nordman, Shivers, Sikes, Smith (14th), Smith (29th)—14.

Nays—Senators Bass, Black, Clarke, Futch, Harper, Lundy, Mann, Parker, Raulerson, Rose, Savage, Shelley, Sweger, Tervin, Tillman, Touchton, Turner, Watson—18.

So the bill failed to pass.

Senate Bills Nos. 382 and 209 were taken up in their order and the consideration of same was informally passed.

The President now residing.

#### Senate Bill No. 426:

A bill to be entitled An Act to provide for fixing the amounts and character of bonds of County Officers.

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

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

Yeas—Mr. President; Senators Bass, Beacham, Beall, Butler, Futch, Gillis, Gomez, Harper, Holland, Lundy, McKenzie, MacWilliams, Mann, Raulerson, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—25.

Nays—Senators Clarke, McArthur, Parker, Savage—4.

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

Senator Shelley moved that when the Senate adjourns it adjourn to reconvene at 3:30 o'clock P. M. Monday, May 13, 1935.

Which was not agreed to.

Senate Bill No. 425:

A bill to be entitled An Act to define and provide for the collection, safe-keeping, safe-guarding, proper and uniform accounting, and paying over of public funds collected by County Officers, and prescribing the duties of the State auditor, State Comptroller and of County Officers with respect to the same.

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

Pending roll call, Senator McArthur moved that the rules be waived and when the Senate adjourns it adjourn to reconvene at 10:00 o'clock A. M., Saturday, May 11, 1935, for a two-hour session.

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

Upon the passage of Senate Bill No. 425 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Futch, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Parker, Raulerson, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tillman, Touchton, Turner, Watson—27.

Nays—Senators Bass, Savage—2.

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

Senate Bill No. 497:

A bill to be entitled An Act to declare, designate and establish Venice Avenue Road, near Venice, Florida, in Sarasota County, Florida, as a State road.

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

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

Yeas—Mr. President; Senators Adams, Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Harper, Holland, Lundy, McArthur, McKenzie, MacWilliams, Mann, Nordman, Parker, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson—30.

Nays—None.

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

Senator Futch moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 5:18 o'clock P. M., until 10:00 o'clock A. M., Saturday, May 11, 1935.

#### EXECUTIVE SESSION

The Senate in Executive Session on May 10, 1935, advised and consented to the nomination of H. F. Atkinson, Judge of the Circuit Court, Eleventh Judicial Circuit, State of Florida, for a period of six years, ending June 26, 1941.

The Senate in Executive Session on May 10, 1935, refused to advise and consent to the nomination of Vernon Hawthorne, State Attorney, Eleventh Judicial Circuit, State of Florida, for a period of four years, ending June 9, 1939.

The Senate in Executive Session on May 10, 1935, consented to the suspension and removal from office of the following named officers:

M. E. Law, Constable in and for the Sixth Justice of the Peace District, Polk County, Florida.

J. A. Hussey, County Commissioner, District Number One Holmes County, Florida.