

JOURNAL OF THE SENATE

Monday, May 27, 1935

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment of Saturday, May 25, 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), Sweager, Tervin, Tillman, Touchton, Turner, Watson—38.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Saturday, May 25th, was corrected and as corrected was approved.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Fla., May 25, 1935.

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

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

Senate Bill No. 20:

A bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida Citrus Industry and of the State of Florida by promoting the sale of tangerines produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such Tangerines; to levy and impose an excise tax on Tangerines produced in Florida and to provide for the collection thereof; to create a Tangerine Advertising Fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said Commission hereunder; and to provide penalties for violations of this Act.

Amendment No. 1:

In Section 4, line 7 (typewritten bill) strike out the words "tax payer" and insert in lieu thereof the following: "handler of citrus fruits."

Amendment No. 2:

At the end of Section 5 add Subsection (J) "To decide upon some distinctive and suggestive trade name and to promote its use in all ways to advertise Florida Citrus Fruit."

Amendment No. 3:

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

Amendment No. 4:

After Section 16 add another Section to be known as 16-A as follows:

"Section 16-A. All money levied and collected under this Act over and above the necessary administrative expense as provided for in this Act shall be spent exclusively for the advertising of tangerines as herein provided. Provided further that in cases where tangerines are advertised jointly with grapefruit, oranges, or both such grapefruit and oranges, the tangerine advertising fund shall only bear its pro rata share of such joint advertising."

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

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

Senate Chamber,
Tallahassee, Fla., May 25, 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. 19:

A bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida citrus industry and of the State of Florida by promoting the sale of grapefruit produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such grapefruit; to levy and impose an excise tax on grapefruit produced in Florida and to provide for the collection thereof; to create a grapefruit advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to provide for the powers, duties and authority of said commission hereunder; and to provide penalties for violations of this Act.

Amendment No. 1:

In Section 4, Line 7, (typewritten bill), strike out the word "taxpayer" and insert in lieu thereof the following: "handler of citrus fruits."

Amendment No. 2:

At the end of Section 5 add the following: "Sub-section (k) To decide upon some distinctive and suggestive trade name and to promote its use in all ways to advertise Florida citrus fruit."

Amendment No. 3:

In Section 10, Line 8, after the word "Act" insert the following: "All money levied and collected under this Act over and above the necessary administrative expense as provided for in this Act shall be spent exclusively for the advertising of grapefruit as herein provided. Provided further that in cases where grapefruit are advertised jointly with tangerines, oranges, or both such tangerines and oranges, the grapefruit advertising fund shall only bear its pro rata share of such joint advertising."

Amendment No. 4:

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

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

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

Senate Chamber,
Tallahassee, Fla., May 25, 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. 18:

A bill to be entitled An Act to conserve and promote the prosperity and welfare of the Florida citrus industry and of the State of Florida by promoting the sale of oranges produced in Florida through the conducting of a publicity, advertising and sales promotion campaign to increase the consumption of such oranges; to levy and impose an excise tax on oranges produced in Florida and to provide for the collection thereof; to create an orange advertising fund; to vest the administration of this Act in the Florida Citrus Commission and to pro-

vide for the powers, duties and authority of said commission hereunder; and to provide penalties for violations of this Act.

Amendment No. 1:

In Section 4, line 7 (typewritten bill), strike out the words "tax payer" and insert in lieu thereof the following: "handler of citrus fruits"

Amendment No. 2:

In Section 10, line 7 (typewritten bill), after the word "Act" insert the following: "All money levied and collected under this Act over and above the necessary administrative expense as provided for in this Act, shall be spent exclusively for the advertising of oranges as herein provided. Provided further that in cases where oranges are advertised jointly with grapefruit and tangerines, or both, the Orange Advertising Fund shall only bear its pro rata share of such advertising."

Amendment No. 3:

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

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

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

Senate Chamber,
Tallahassee, Fla., May 25, 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. 16:

A bill to be entitled An Act to stabilize and protect the citrus industry of the State of Florida and to promote the general welfare of such industry and of the State of Florida; to create a State Citrus Commission of the State of Florida to be known as "Florida Citrus Commission"; to provide for the appointment and payment of expenses of the members of such commission and to prescribe the powers, duties and functions of such commission and the qualifications and terms of office of members thereof; to create seven citrus districts to be numbered one to seven; to provide for the adoption by said commission of rules, regulations and orders necessary and proper for an effective administration and enforcement of this Act; to protect and enhance the reputation of Florida citrus fruit in domestic and foreign markets; to regulate the inspection, grading and marking of citrus fruit; to prohibit the shipping of citrus fruits in violation of this Act; to prescribe the powers and duties of the Commissioner of Agriculture of the State of Florida in the enforcement of this Act; to provide for judicial review of protest made in connection with any rules, regulations or orders adopted pursuant to this Act; to provide for the levy and collection of assessments and the disbursement thereof; to provide for inspection and inspection services; and to provide penalties for violations of the provisions of this Act and any rule, regulation or order promulgated thereunder.

Amendment No. 1:

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

And insert in lieu thereof the following:

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

Amendment No. 2:

At the end of Section three add a new Section:
"Section 3A. The Secretary of the Commission shall not be paid in excess of \$5000.00 per annum."

Amendment No. 3:

In Section 8, sub-section 3, typewritten bill, change period at the end of sub-section 3 to a semicolon and add the following: "Provided, however, that such manager shall not receive a compensation greater than \$5,000.00 per annum and no attorney or firm of attorneys shall receive a compensation greater than \$5,000.00 per annum; and, provided further, that the entire overhead expenses of the said Commission shall not exceed \$30,000.00 per annum including the salaries of the manager and attorneys and other persons employed in the headquarters of the Commission."

Amendment No. 3 1/2:

In Section 8, sub-section 3, strike out the period at the end of the amendment (Amendment No. 3 by Mr. Westbrook), insert in lieu thereof a comma, and add the following:

"Provided that this limitation shall not apply to field employees or agents of the Commission."

Amendment No. 4:

In Section 9, change paragraph 4 to read as follows:
"Citrus District Number Three (3) shall comprise the counties of Alachua, Putnam, St. Johns, Flagler, Marion, Levy, Seminole and County Commissioner's Districts Numbers one, two and three, of Volusia County."

Amendment No. 5:

In Section 9, change paragraph 6 to read as follows:
"Citrus District Number Five shall comprise the counties of Brevard, Indian River, St. Lucie, Martin, Palm Beach, Broward, Dade and County Commissioner's Districts Numbers four and five of Volusia County."

Amendment No. 6:

In Section 21, line 6, after word "Census" insert: "And shall be published one time after the same has been promulgated in at least one newspaper in each of the several counties where such rule, regulation and order is effective."

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

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

Senate Chamber,
Tallahassee, Fla., May 27, 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. 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 monies 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.

Amendment No. 1:

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

Section 1. The State Board of Pensions, composed of the Governor of Florida, Comptroller of Florida and Treasurer of Florida, is authorized and empowered to supervise and administer relief pensions for and on behalf of the various counties of the State of Florida.

Section 2. Assistance may be given under this Act to any person, male or female, who has attained the age of sixty-five (65) years and whose income, when added to the contributions in money, subsistence or services from legally responsible relatives, or others, is inadequate to provide a reason-

able subsistence compatible with decency and health; provided, however, that no person who has an income of more than Four Hundred (\$400.00) Dollars each year and owns any real or personal property over and above his or her homestead exemption as defined by the Constitution of the State of Florida, shall participate in the benefits of this Act.

To be eligible to participate in the benefits of this Act, an applicant must be a citizen of the United States and must have been a resident of the State of Florida for ten years continuously and immediately preceding his or her application for assistance, and must have been a resident of the county in which application is made for at least one year immediately preceding the date of application.

Provided, however, that where, by any law of the United States, a different period of residence shall be fixed in order to enable applicants to benefits under any Federal grant that may be made to States or Counties or direct to individuals, the length of residence in the State of Florida, or in the County in which the application is made, is hereby determined and declared to be the same as is provided in the Federal law; it being the intent of the Legislature to fix the requirements as to citizenship and residence so that they will be in conformity with the Federal Law if such Federal Law fixes a different qualification as to residence than is herein provided.

No person who has made a voluntary assignment or transfer of property for the purpose of qualifying for such assistance; or who is, because of his or her physical or mental condition in need of continued institutional care; or who has a criminal record which would deprive such person of the rights of citizenship under the laws of the United States or of the State of Florida and where such rights of citizenship have not been restored by lawful authority; or who may be serving a prison sentence for the commission of any felony or misdemeanor under the laws of the State of Florida or of the United States during such term of imprisonment, shall be entitled to any of the benefits of this Act.

Section 3. The amount of assistance shall be determined by the needs and living conditions of any eligible person, subject to rules, regulations and standards as promulgated by the State Board of Pensions of the State of Florida, with due regards to the conditions existing in each case; provided, however, in no case shall the combined assistance given by virtue of this Act and the Federal Economic Security Bill be less than ten (\$10.00) Dollars or exceed Thirty-five (\$35.00) Dollars per month. Where more than one member of an immediate family living together come under the provisions of this Act the total assistance to all members of the family shall not exceed Sixty (\$60.00) Dollars per month.

Section 4. It is hereby provided that persons making application for the benefits of this Act may file with the Board of County Commissioners of the County of which such applicants are residents, his or her application which shall be accompanied with proof of the facts herein required, as to residence, citizenship, age, disability, income, source of income, property and the value thereof, and all other information necessary thereto, and required by the Board of County Commissioners or the State Pension Board, or both, under oath, made by himself or herself or some other person for him or her, and before some officer duly authorized to administer oaths and take acknowledgments. All such proofs shall be made in duplicate and a copy thereof shall be retained by the Board of County Commissioners in a file to be kept for that purpose by the Clerks of the Circuit Court or by the Secretary to the Board of County Commissioners. The original copies of such proofs shall, by the said Clerk or Secretary, together with the application for pension, be mailed to the State Board of Pensions at Tallahassee.

All proofs relative to information required by this Act must establish, to the satisfaction of the Board of County Commissioners and the State Board of Pensions; the facts herein required to be established, but where the documentary evidence is not available the facts may be established by competent corroborative evidence in the form of affidavits.

The fact that an applicant owns a home shall not debar him from securing a pension under this Act if such applicant is otherwise qualified.

The Board of County Commissioners, after the receipt of an application and proofs of the right to benefits, are by this Act required to determine the amount of aid as such applicant is entitled to hereunder, and shall certify their findings to the State Pension Board, who shall further determine the amount of compensation justified under the proofs made before the Board of County Commissioners, and by the amount of funds

on hand for such purposes in the State Treasury, and shall enter the name and address of the applicant upon the records to be kept for that purpose, and such applicants shall thereafter be entitled to such aid as may be so determined, which shall be payable monthly, by warrant of the State Comptroller, for the term of the residue of the natural life of such applicant or until the payment thereof shall be suspended for cause by the State Pension Board, which suspension may not be for a longer period than thirty days, during which time the said State Pension Board may and shall institute an investigation to determine the rights of such pensioner and if the cause of the suspension shall justify, then the State Pension Board may suspend the payment of such pension altogether.

No pension granted under the provision of this Act shall be cumulative and the amount fixed by the State Pension Board shall be the amount of the pension to which the applicant is entitled under this Act.

Section 5. The State Board of Pensions shall have authority to investigate any proofs for pensions made to the Boards of County Commissioners and shall employ when deemed necessary by the State Board of Pensions, competent investigators, whose duty shall be to investigate questionable claims, under its directions. An applicant for Pension under the provisions of this Act shall be entitled to the benefits allowed by the State Board of Pensions plus an equal ratio granted or which may be granted by the Federal Government for like purposes, and infirm persons may be granted pensions, but may not participate in the Federal Grant of funds for pensions until they shall have reached the age limit prescribed by Federal Law for a grant of an old age pension.

It shall be the duty of the Board of County Commissioners of the several counties of the State of Florida and the State Pension Board in considering applications for aid of persons under this Act to give full consideration to the mental, physical and financial capacity of all applicants under the provisions of this Act, to maintain themselves. It not being the intent and purpose of this Act to limit the benefits hereunder to persons of Sixty-five (65) years of age or over only, but to provide for the infirm physically regardless of age, where such infirmity is such as to render such persons unable to obtain the ordinary necessities of life for himself, or herself, and those legitimately dependent upon them who may likewise be unable to care for themselves, to the extent of earning a livelihood as demanded by organized society.

Section 6. The State Pension Board shall make such rules and regulations governing applications and proofs of claims as to such board shall seem meet and reasonable for the accomplishment of the intent and purpose of this Act, and such rules and regulations as may seem necessary to effect such purposes which shall have the force and effect of law when adopted by such State Pension Board.

If the State Board of Pensions shall reject an application it shall be returned to the Board of County Commissioners with the reasons for such rejection. In such cases, the Board of County Commissioners shall advise the applicant of the rejection of the application and the reasons therefor. Every applicant whose application has been denied shall have the right to a hearing before the Board of County Commissioners. The rejection of an application shall not debar the applicant from at any time submitting another application, but such second or subsequent application shall show upon its face a previous application has been rejected, and consideration of such applications must be postponed until any applications on hand that have not been considered have been acted upon.

Section 7. Funds for the purpose of carrying out the provisions of this Act shall be provided from such funds or taxes as the Legislature by general or special acts may provide, and by any Federal funds appropriated by the National Government to apply to a like purpose, and by such funds as the counties may provide for like purposes.

All revenues collected by the State for the various counties shall be deposited in a fund to be known as the "Relief Pension Fund" to the credit of the various counties, with the State Treasurer who shall act as Ex-Officio Treasurer of these funds for the various counties of the State of Florida; all State collected funds of the various counties as provided for in this Act or subsequent Acts hereafter shall be allotted and divided with the various counties in the following manner:

(a) Seventy-five (75) per cent of all state collected funds shall be apportioned to the credit of the various counties in proportion to the number of accepted applicants coming under the provisions of this Act.

(b) Twenty-five (25) per cent of all State collected funds

shall be apportioned to the credit of the various counties in proportion to the amount of additional money, other than monies collected by State provisions, collected and applied by each of the various counties for the purpose of additional aid to the provisions of this Act. The various counties are hereby authorized and directed to raise funds through tax levies authorized by law or to divert from available county funds, all such monies to be deposited to the credit of the particular county, with the State Treasurer as Ex-Officio County Treasurer, in the "Relief Pension Fund," and to be used to supplement the pensions paid to applicants from the particular county. Federal Funds shall be allotted as may be required by Federal Laws or regulations.

Authority is hereby given to the State Pension Board, at the discretion of the State Pension Board, to transfer any unused or surplus funds which may accumulate in the Confederate Pension Fund to the Relief Pension Fund.

Section 8. The State Pension Board is authorized in the administration of this Act to charge all reasonable expenses incurred to the Relief Pension Fund as set up in this Act.

The State Board of Pensions shall publish or cause to be published a Biennial Report of the administration and accounts of the Relief Pension Fund.

Section 9. No old age Pension may be assigned, sold, or be charged on execution or otherwise, and in case of bankruptcy the assistance allowed shall not be payable to any attorney, assignee, receiver or trustee acting on behalf of the creditors of such aged person.

Section 10. That any person who by means of false statements or mis-representations or by impersonation or other fraudulent device, obtain, or attempts to obtain, or aids, or abets any person in fraudulently obtainign a pension under this Act, shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than \$500.00 or by imprisonment for not more than one year or both fine and imprisonment. Such assistance given under this Act shall be inalienable by any assignment or transfer and shall be exempted from levy or execution under the laws of this state.

Section 11. That nothing in this Act shall be construed as repealing any other act or parts of any act providing for the supporting of the poor or benefits for widows, especially so far as not inconsistent therewith, and the provisions of this Act shall be construed as an additional method of supporting and providing for the aged poor. This Act shall be liberally construed.

Section 12. No one receiving an old age assistance under this Act shall at the same time, receive any other relief or pension from the state or from any political subdivision thereof, except for medical and surgical assistance.

Section 13. Payment to the aged and needy herein provided shall begin as soon as funds are available.

Section 14. That if any section, subsection, sentence, clause, or phrase of this Act is for any reason adjudged to be unconstitutional such decision shall not effect the remaining provisions of this Act. The Legislature hereby declares that it would have passed this Act and each section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more section, subsection, sentence, clause, or phrase be declared unconstitutional.

Section 15. The State of Florida and State Board of Pensions of the State of Florida, is hereby authorized and empowered to do and perform such acts and things as may be necessary at any time to comply with and take advantage of any monies, grants, contributions or matching of funds, which may, at any time, be available or enure to old age assistance or pensions for the aged and infirm of the State of Florida by virtue of the Federal Economic Security Bill relating to Old Age assistance now pending in the Congress of the United States, or by virtue of any other Act which may and might hereafter become a law of the United States of America and to the end that the State of Florida and the State Board of Pensions be and is hereby completely and unconditionally authorized to do such Acts and things as may be necessary to comply with and receive the benefits of such Act, Acts, or resolutions of the Congress of the United States of America, and to comply with all rules, regulations and requirements of any Federal agency which is set up for the purpose of administering any such Federal law.

Section 16. This Act shall become a law upon its passage and approval by the Governor or upon its becoming a law without such approval.

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

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Gomez—

Senate Bill No. 960:

A bill to be entitled An Act to create the Everglades Fire Control District to provide for appointment by the governor of a chief of the Everglades Fire Control District and vesting in the Governor the power to fix the salary to be paid the said chief, to empower the Governor to appoint a fire warden for each county in which any part of the fire control district lies and to fix their salary. To make it unlawful to set and/or start fires in the district, fixing responsibility for fires and requiring the extinguishment of same, regulating the accumulation of brush heaps and other inflammable material, and vesting the chief of the fire control district and each county fire warden appointed under the provisions of this Act with police powers with reference thereto; to authorize the chief of the fire control district to purchase material for abating and preventing fires; to authorize the chief of the fire control district to adopt and promulgate with the approval of the Governor rules and regulations with reference to fires; to provide for rewards and to prescribe penalties and punishment for violations of this Act; and to make an appropriation for the payment of salaries and other expenses incident to fire control in the district; and to authorize the chief of the fire control district with the consent of the Governor to employ the state convicts at the prison farm located near or at Belle Glade Florida in fire prevention and control in said district.

Which was read the first time by title only.

Senator Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 960 at this time.

Which was agreed to.

Senator Gomez moved that the rules be waived and Senate Bill No. 960 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 960 was read the second time by title only.

Senator Gomez moved that the rules be further waived and Senate Bill No. 960 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. 960 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 to be immediately certified to the House of Representatives.

Senator Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 955, out of its order at this time.

Which was agreed to.

Senate Bill No. 955:

A bill to be entitled An Act to appropriate \$50,000.00 for the expenses of the Everglades National Park Commission appointed by the Governor pursuant to Act of Legislature of May 25, 1929.

Was taken up.

Senator Gomez moved that the rules be waived and Senate Bill No. 955 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 955 was read the second time by title only.

Senator Gomez moved that the rules be further waived and

Senate Bill No. 955 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. 955 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, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson.—36.

Nays—Senators MacWilliams, Savage.—2.

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

Senator Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 956, out of its order, at this time.

Which was agreed to.

Senate Bill No. 956:

A bill to be entitled An Act setting aside for propagating and conservation purposes for wild life within a portion of the area authorized by Act of Congress, May 30th, 1934, for a National Park within Monroe, Dade and Collier Counties, Florida; providing a penalty for violation of this Act, and repealing all laws in conflict with this Act.

Was taken up.

Senator Gomez moved that the rules be waived and Senate Bill No. 956 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 956 was read the second time by title only.

Senator Gomez moved that the rules be further waived and Senate Bill No. 956 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. 956 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 to be immediately certified to the House of Representatives.

Senator Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 957, out of its order, at this time.

Which was agreed to.

Senate Bill No. 957:

A bill to be entitled An Act authorizing the trustees of the Internal Improvement Fund of the State of Florida, in their discretion, to convey to the United States, lands in Dade, Monroe and Collier Counties to become a part of the Everglades National Park, pursuant to the enabling Act of Congress passed May 30, 1934, and authorizing the trustees of the Internal Improvement Fund, in their discretion to exchange other State lands for privately owned lands within said park area, and for conveying lands so received in exchange to the United States.

Was taken up.

Senator Gomez moved that the rules be waived and Senate Bill No. 957 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 957 was read the second time by title only.

Senator Gomez moved that the rules be further waived and Senate Bill No. 957 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. 957 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 to be immediately certified to the House of Representatives.

Senator Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 958, out of its order, at this time.

Which was agreed to.

Senate Bill No. 958:

A bill to be entitled An Act relating to Everglades National Park; to amend Section 1, 2, 11, and 12 of Chapter 13887, Laws of Florida, Acts of 1929, approved May 25, 1929, entitled: "An Act to provide for the acquisition of park lands and property in the Counties of Dade, Monroe, and Collier Counties, Florida, for the purpose of conveying the same to the United States of America to be used as a national park," and to repeal Sections 6 and 7 of said Act.

Was taken up.

Senator Gomez moved that the rules be waived and Senate Bill No. 958 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 958 was read the second time by title only.

Senator Gomez moved that the rules be further waived and Senate Bill No. 958 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. 958 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 to be immediately certified to the House of Representatives.

Senator MacWilliams asked unanimous consent of the Senate to take up and consider Senate Bill No. 749, out of its order, at this time.

Which was agreed to.

Senate Bill No. 749:

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

Was taken up.

Senator MacWilliams moved that the rules be waived and Senate Bill No. 749 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 749 was read the second time by title only.

Senator MacWilliams moved that the rules be further waived and Senate Bill No. 749 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. 749 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, Butler, Clarke, Futch, Harper, Holland, Lundy, McArthur, MacWilliams, Mann, Murphy, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner.—24.

Nays—Senator Gillis.—1.

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

Senator MacWilliams asked unanimous consent of the Senate to take up and consider Senate Bill No. 797, out of its order, at this time.

Which was agreed to.

Senate Bill No. 797:

A bill to be entitled An Act to amend Sections one, two, four, five, eleven, twelve, fifteen, seventeen, and eighteen of Chapter 14650, Laws of Florida, A. D. 1931, said Chapter being: An Act defining the practice of barbering and requiring a license or certificate of registration as a condition precedent to any person practicing barbering or acting as an apprentice barber and prescribing the terms and conditions upon which licenses or certificates of registration may be issued to any person to practice barbering or act as an apprentice barber in the State of Florida; creating the State Board of Barber Examiners and defining and declaring its powers and duties; regulating the practice of barbering or acting as apprentice barber by those licensed hereunder; regulating the operation of barber schools, prescribing a course of study for such schools and the requirements for graduation therefrom; imposing certain fees upon persons applying for licenses or certificates of registration to practice barbering, act as apprentice barber or teach in barber schools in this State; and appropriating the proceeds thereof to accomplish the purposes of this Act; and prescribing penalties for the violation of the provisions of this Act and regulations hereunder.

Was taken up.

Senator MacWilliams moved that the rules be waived and Senate Bill No. 797 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 797 was read the second time by title only.

Senator Beacham offered the following amendment to Senate Bill No. 797:

In Section 2, (typewritten bill) strike out the entire section.

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

Senator MacWilliams moved that the rules be further waived and Senate Bill No. 797, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 797, 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, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McArthur, MacWilliams, Mann, Murphy, Nordman, Pannill, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner—30.

Nays—None.

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

Senator Tillman moved that the President of the Senate designate some Senator to express the sympathy of the Senate by telegram to the family of Judge William Hunter, a beloved citizen of Tampa, Florida, who passed away on yesterday.

Which was unanimously agreed to.

And the President designated Senator Tillman to convey by telegram the expressions of sympathy of the Senate to the family.

Senator Clarke moved that a committee be appointed to escort Honorable S. J. Hilburn, former member of the Senate from the 26th Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Clarke, Gomez and Shivers as the committee.

Senator Futch asked unanimous consent of the Senate to take up and consider House Bill No. 912, out of its order, at this time.

Which was agreed to.

House Bill No. 912:

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

Was taken up.

Senator Futch moved that the rules be waived and House Bill No. 912 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 912 was read the second time by title only.

Senator Futch moved that the rules be further waived and House Bill No. 912 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. 912 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, Butler, Clarke, Futch, Gomez, Harper, Holland, Lewis, Lundy, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Tillman, Touchton, Turner—28.

Nays—Senators Bass, Black, Gillis, McArthur, MacWilliams, Mann, Smith (14th), Watson—8.

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

By permission the following bills were introduced:

By Senator Gomez—

Senate Bill No. 961:

A bill to be entitled An Act to amend Section 1 of Chapter 15024, Acts of 1931, entitled "An Act to authorize the State Road Department of the State of Florida to grant franchises for the construction of toll bridges, viaducts, roads, fills, trestle structures and approaches thereto and for the use of the same by the persons to whom such franchises are granted, their successors and assigns: and to authorize the State Road Department to lease or purchase under certain conditions any toll bridges, viaducts, roads, fills or trestles with the approaches thereto when it may be practicable and advisable to lease such structures in connection with the highway system of the State of Florida; and to provide that the contracts for such franchises and constructions shall contain an option to be exercised by the State Road Department to purchase such structures after a period of thirty years under such terms and conditions as may be named in the original franchises granted by the State Road Department."

Which was read the first time by title only.

Senator Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 961 at this time.

Which was agreed to.

Senator Gomez moved that the rules be waived and Senate Bill No. 961 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 961 was read the second time by title only.

Senator Gomez moved that the rules be further waived and

Senate Bill No. 961 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. 961 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 to be immediately certified to the House of Representatives.

By Senator Gomez—

Senate Bill No. 962:

A bill to be entitled An Act amending Section 1 of Chapter 12,951, Laws of Florida, Special Acts of 1927, which said Act is An Act amending Section 23 and 66 of Chapter 8290, Acts of 1919, Laws of Florida, and Acts amendatory thereof in relation to the establishment of the municipality in Key West, providing for its government and prescribing its jurisdiction and powers. This Act being for the purpose of amending Section 23 of Chapter 8290, Acts of 1919, Laws of Florida, and amendatory Acts thereof relating to the method of enacting and passing of ordinances by the City Council of the City of Key West.

Which was read the first time by title only.

Senator Gomez asked unanimous consent of the Senate to take up and consider Senate Bill No. 962 at this time.

Which was agreed to.

Senator Gomez moved that the rules be waived and Senate Bill No. 962 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 962 was read the second time by title only.

Senator Gomez moved that the rules be further waived and Senate Bill No. 962 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. 962 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 to be immediately certified to the House of Representatives.

By Senator Murphy—

Senate Bill No. 963:

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

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 963 when it was introduced in the Senate:

NOTICE

All persons interested are hereby notified that I will introduce at the present session of Legislature of Florida a local bill authorizing the Board of County Commissioners of Hardee County to adjust or cancel all taxes except those levied for State purposes against any lands in said county in consideration of their being conveyed to the Trustees of the Internal Improvement Fund other lands recommended and approved by the Florida Board of Forestry, for forest and park purposes.

(Signed) A. A. PRICE.

COUNTY OF HARDEE)
STATE OF FLORIDA)

I, Mrs. Laura H. Goolsby, publisher of The Florida Advocate, a weekly newspaper printed and published at Wauchula, State and County as aforesaid, do solemnly swear that an advertisement, a true copy of which is hereunto affixed, was published in said Florida Advocate for one week, the 26th day of April, A. D. 1935.

(Signed) MRS. LAURA H. GOOLSBY, Publisher.

Subscribed and sworn to before me, this 2nd day of May, 1935.

(Signed) HARRY STANSFIELD,
Notary Public, State of Florida at Large.

(SEAL)

My Commission expires Feb. 7, 1939.

This newspaper has been published in accordance with Chapter 14,830 of the Acts of the Legislature of 1931.

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

Which was agreed to.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 963 was read the third time in full.

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

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

Nays—None.

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

By Senator Murphy—

Senate Bill No. 964:

A bill to be entitled An Act to permit the board of county commissioners of DeSoto County, Florida, to cancel all taxes levied or assessed in said county, except for state purposes, against any lands in consideration of the owner of such lands conveying or causing to be conveyed to the trustees of the internal improvement fund other lands of value equal to the amount of taxes so cancelled.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 964 when it was introduced in the Senate:

NOTICE

All persons interested are hereby notified that I will introduce at the present session of the Legislature of Florida a local bill authorizing the Board of County Commissioners of DeSoto County to adjust or cancel all taxes except those levied for State purposes against any lands in said county in consideration of there being conveyed to the Trustees of the Internal Improvement Fund, other lands recommended and approved by the Florida Board of Forestry, for forest and park purposes.

(Signed) C. H. SMITH.

Affidavit of Publication

STATE OF FLORIDA
COUNTY OF DESOTO

On this day personally appeared before me Walter E. Reece, Sr., to me well known, who, being by me first duly sworn, deposes and says that he is the publisher of the Arcadian, a newspaper published in the City of Arcadia, County of DeSoto and State of Florida; That said newspaper has been published in accordance with the provisions and requirements of Chapter 14830, Laws of Florida, Acts of 1931; That the notice, a copy of which is hereto attached, was published weekly in the

regular and entire edition of said newspaper, and not in any supplement thereof, for a period of one week, commencing with the issue dated April 25th, 1935, continuing through the issues dated and ending with the issue dated.

(Signed) WALTER E. REECE, Sr.

Publisher

Sworn to and subscribed before, me this 25th day of April 1935.

(Signed) WALTER E. REECE, Jr.

Notary Public, State of Florida at Large
My Commission Expires, February 5, 1939.

Senator Murphy asked unanimous consent of the Senate to take up and consider Senate Bill No. 964 at this time.
Which was agreed to.

Senator Murphy moved that the rules be waived and Senate Bill No. 964 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 964 was read the second time by title only.

Senator Murphy moved that the rules be further waived and Senate Bill No. 964 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. 964 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 to be immediately certified to the House of Representatives.

By Senator Murphy—

Senate Bill No. 965:

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

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 965 when it was introduced in the Senate:

NOTICE

All persons interested are hereby notified that I will introduce at the present session of the Legislature of Florida a local bill authorizing the Board of County Commissioners of Highlands County to adjust or cancel all taxes except those levied for State purposes against any lands in said County in consideration of there being conveyed to the Trustees of the Internal Improvement Fund other lands recommended and approved by the Florida Board of Forestry for forest and park purposes.

(Signed) J. E. SIMS.

STATE OF FLORIDA,)
COUNTY OF HIGHLANDS) ss.

Before me, Dollie Cline, a Notary Public in and for the State of Florida at Large, personally appeared Ernest L. Jones, who, being first duly sworn by me, deposes and says that he is the Associate Editor of the Sebring American, a newspaper published in Highlands County, Florida.

Affiant further says that the publication, copy of which is hereto attached, was published in said newspaper once a week for one consecutive week, beginning 22nd day of April, 1935, and ending on the day of, 193....., inclusive, that is to say, on the following dates, to-wit:

April 22, 1935.

Affiant further deposes and says that The Sebring American has been published continuously at least once each week for a period of one year next preceding the first insertion of the attached notice of publication, and has been entered as second class mail matter at a post office in Highlands County,

Florida, for a period of one year next preceding the first insertion of the attached notice of publication.

Affiant further deposes and says that the said newspaper has been published in accordance with Chapter 14830, General Laws of Florida, 1931.

And further the affiant sayeth not:

(Signed) ERNEST L. JONES.

Sworn and subscribed to before me this 14th day of May, 1935.

(Signed) DOLLIE CLINE,

Notary Public of Florida.

(SEAL)

My commission expires April 27, 1938.

Senator Murphy asked unanimous consent of the Senate to take up and consider Senate Bill No. 965 at this time.
Which was agreed to.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 965 was read the third time in full.

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

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

Nays—None.

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

By Senator Tervin—

Senate Bill No. 966:

A bill to be entitled An Act to amend Section 735, Revised General Statutes of 1920, the same being Section 943, Compiled General Laws of 1927, and to amend Section 741, Revised General Statutes of 1920, the same being Section 950, Compiled General Laws of 1927, as amended by Section 2 of Chapter 14572, Laws of Florida, Acts of 1929, relating to and concerning taxation, providing the time when collections are to be made and final settlement is to be made and providing when taxes are due, the discount paid during certain times and providing for installments and discounts thereon if paid within certain times.

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

By Senators Beacham, Adams, Black, Harper, Shivers and Tillman—

Senate Bill No. 967:

A bill to be entitled An Act to provide that whenever, under the Laws of Florida, any traveling show, exhibition or amusement enterprise is required to pay a license tax graduated or scaled in accordance with the population of a municipality, such tax shall be computed upon the basis of the population of the municipality having the largest population, any portion of which is within five miles of such show, exhibition or enterprise.

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

By Senator Rose—

Senate Bill No. 968:

A bill to be entitled An Act to authorize and empower the Governor, Comptroller and Treasurer to accept refunding obligations in exchange for and in lieu of securities or other obligations held as assets in any suspense account under the provisions of Section 146, Revised General Statutes of Florida, 1920, the same being Section 176 of the Compiled General Laws of Florida, 1927, as amended by Chapter 14653, Laws of Florida, Acts of 1931, and providing the conditions and limitations under which such authority and power may be exercised.

Which was read the first time by title only.

Senator Rose asked unanimous consent of the Senate to take up and consider Senate Bill No. 968 at this time.
Which was agreed to.

And Senate Bill No. 968 was read the second time in full.

Senator Rose moved that the rules be waived and Senate Bill No. 968 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. 968 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, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lundy, McArthur, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner—28.

Nays—None.

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

By Senators Beacham, Adams, Black, Harper, Shivers and Tillman.

Senate Bill No. 969:

A bill to be entitled An Act provided that every person, firm or corporation engaged in the business of traveling shows, exhibitions, and amusement enterprises including carnivals, manner limiting the general terms) circuses, carnivals, vaudeville, minstrels, rodeos, theatrical, games or tests of skill, riding devices, dramatic repertoire or other shows and amusements operating in tents or temporary structures whether covered or uncovered, shall obtain a permit from the Comptroller of the State of Florida before engaging in such business.

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

Senator Pannill now presiding.

By Senators Beacham, Adams, Black, Harper, Shivers and Tillman—

Senate Bill No. 970:

A bill to be entitled An Act providing that every person, firm or corporation engaged in the business of traveling shows, exhibitions, and amusements enterprises including carnivals, vaudeville, minstrels, rodeos, theatrical, games or tests of skill, riding devices, dramatic repertoire and all other shows or amusements operating in tents or temporary structures whether covered or uncovered, shall pay the license tax provided in Section 972, Revised General Statutes of Florida, as amended by Section 1, Chapter 9322 or the Laws of Florida, Acts of 1923; and providing for the designation of the main show of such traveling shows, exhibitions or amusement enterprises for the purposes hereof; and defining certain riding devices, concessions and side shows and providing for the payment of a side show license tax thereon.

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

By Senators Beacham, Adams, Black, Harper, Shivers and Tillman—

Senate Bill No. 971:

A bill to be entitled An Act to amend Chapter 7388 of the Laws of Florida, Acts of 1917, being An Act "to provide for and encourage the creation and incorporation of associations, not for profit to conduct and operate public fairs and expositions for the benefit and development of the agricultural, horticultural, live stock and other resources of Florida, and to state the powers, privileges and exemptions thereof"; by adding additional sections thereto, to be known as Section 10, 11, 12 and 13 of said Act, Section 10 to provide that no person, firm or corporation engaged in the business of traveling shows, exhibitions, or amusement enterprises operating within the grounds of, and in connection with, any fair, association incorporated under the provisions of this Act, shall be exempt from the payment of any license tax now or hereafter provided by law; and appropriating an amount equal to the total amount of state and county license taxes collected from any licensee hereunder to the association in connection with which and on the grounds of whom such licensee shall operate; Section 11 to provide that associations organized under the provisions of this Act shall hold only one such fair or exhibition in each calendar year; Section 12 to provide that any person, firm or corporation operating any traveling shows, exhibitions or amusement enterprises within one mile of any such fair or exhibition incorporated under the provisions of this Act, when not operating in connection with such fair or exposition, shall pay a license tax of \$1,000 per day, and Section 13 to

provide that the provisions of this act shall be liberally construed to the end that subterfuge, excuses and ruses for the evasion of any lawful tax may be eliminated.

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

By Senators Beacham, Adams, Black, Harper, Shivers and Tillman—

Senate Bill No. 972:

A bill to be entitled An Act to amend Chapter 7388 of the Laws of Florida, Acts of 1917, being "An Act to provide for and encourage the creation and incorporation of associations, not for profit to conduct and operate public fairs and expositions for the benefit and development of the agricultural, horticultural, live stock and other resources of Florida, and to state the powers, privileges and exemptions thereof," by amending that part of Section 1 of said Act, appearing as Section 4519 of the revised general statutes of Florida, by providing that the proposed Charter shall be submitted to and approved by the board of county commissioners; and by amending Section 6 of said Act, appearing as Section 4524 of the Revised General Statutes of Florida, by providing that the treasurer or similar officer of every association organized under the provisions of this Act shall give a good and sufficient bond.

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

By Senator Beall—

Senate Bill No. 973:

A bill to be entitled An Act fixing the salary of state attorneys of the State of Florida serving in circuits having four (4) counties with a population of more than 90,000 people according to the last State census.

Which was read the first time by title only.

Senator Beall asked unanimous consent of the Senate to take up and consider Senate Bill No. 973 at this time.

Which was agreed to.

Senator Beall moved that the rules be waived and Senate Bill No. 973 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 973 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 973 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. 973 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 to be immediately certified to the House of Representatives.

By Senator Beacham—

Senate Bill No. 974:

A bill to be entitled An Act authorizing the Board of Supervisors of Napoleon B. Broward Drainage District to construct Dams, Spillways, Locks, Dikes, and such other structures as may be necessary to impound, or otherwise control waters in said district over uncultivated areas, in order to reduce or prevent damage by muck or other destructive fires in said district, and for irrigation purposes; to purchase, maintain and operate fire fighting equipment for control of fires within said district; to lease lands owned by said district for grazing purposes at such price as may be agreed upon, not less than 10c per acre, and provide in said lease that lessee shall protect said lands from muck or other destructive fires; to exchange lands owned by said district in cultivated and drained areas for lands, in the judgment of the said Board of equal value in uncultivated areas.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 974 when it was introduced in the Senate:

STATE OF FLORIDA)
COUNTY OF BROWARD)

Before the undersigned authority personally appeared J. W.

Dickey, who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the contents of a contemplated law, or proposed bill relating to an Act authorizing the Board of Supervisors of the Napoleon B. Broward Drainage District to construct dams, spillways, locks, dikes, and such other structures as may be necessary to impound or otherwise control waters in said District over uncultivated areas, or prevent damage by fires; to purchase and operate fire equipment for fighting fires in said District, and for leasing lands in said District for grazing purposes, and exchanging lands owned by said District for other lands of equal value, etc., has been published in the issue of April 27th, 1935, of the Fort Lauderdale Daily News, a newspaper published in Broward County, Florida; that a copy of the notice that has been published, as aforesaid, and also this affidavit of proof of publication, are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

J. W. DICKEY.

Sworn to and subscribed before me this the 21st day of May, A. D. 1935.

MARGUERITE K. ARMBRUST,
Notary Public State of Florida at Large.

My Commission expires May 9, 1939.
(SEAL)

NOTICE OF PROPOSED LAW

Notice is hereby given that there will be introduced in the present session of the Legislature of Florida or at the next special session thereof a bill or proposed law to provide in substance as follows: That the Napoleon B. Broward Drainage District be authorized to impound waters in said District over such uncultivated areas as liable to be damaged by muck fires, and construct dams, spillways, locks and such other structures as may be necessary to that end; to construct such canals, ditches, dikes, dams, spillways and other improvements as may be necessary to establish and maintain water control and irrigation on cultivated areas in said district; to exchange lands owned by said District in cultivated areas for lands in uncultivated areas; to lease lands owned by said District for grazing purposes subject to such restrictions and conditions as may be necessary for protection of said lands from muck fires; and to purchase, maintain and operate firefighting equipment for control of fires within said District.

H. M. FORMAN, President.
C. E. FARRINGTON, Atty.
W. H. AIRES, Sec.

April 27.

Senator Beacham asked unanimous consent of the Senate to take up and consider Senate Bill No. 974 at this time.
Which was agreed to.

Senator Beacham moved that the rules be waived and Senate Bill No. 974 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 974 was read the second time by title only.

Senator Beacham moved that the rules be further waived and Senate Bill No. 974 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. 974 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 to be immediately certified to the House of Representatives.

By Senator McKenzie—
Senate Bill No. 975:

A bill to be entitled An Act to authorize the Board of County Commissioners of counties, having a population of not less than 17,900, nor more than 18,400, according to the State census for the year A. D. 1935, to enter into contract with some individual or attorney at law, resident in that county for the

collection of delinquent taxes for personal property, by suit or otherwise and providing that suit may be brought in the name of the State of Florida, for the collection of said taxes.

Which was read the first time by title only.

Senator McKenzie asked unanimous consent of the Senate to take up and consider Senate Bill No. 975 at this time.

Which was agreed to.

Senator McKenzie moved that the rules be waived and Senate Bill No. 975 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 975 was read the second time by title only.

Senator McKenzie moved that the rules be further waived and Senate Bill No. 975 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. 975 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 to be immediately certified to the House of Representatives.

Senator Shivers asked unanimous consent of the Senate to take up and consider House Bill No. 611, out of its order, at this time.

Which was agreed to.

House Bill No. 611:

A bill to be entitled An Act for the relief of W. M. Denton.

Was taken up and read the second time in full.

Senator Shivers moved that the rules be waived and House Bill No. 611 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. 611 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, Futch, Gillis, Gomez, Harper, Holland, Lundy, McKenzie, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tillman, Touchton, Watson—28.

Nays—Senators Clarke, McArthur, MacWilliams, Smith (14th), Turner—5.

So House Bill No. 611 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 to be immediately certified to the House of Representatives.

By permission the following bill was introduced:

By Senator Adams—
Senate Bill No. 976:

A bill to be entitled An Act relating to commissions of county assessors of taxes assessing special taxes and special tax district taxes in certain counties having a population of not less than 9775 and not more than 10,050 in the State of Florida and providing for the relief of such tax assessors of all liability for the payment of commissions received for the assessment of special taxes and special tax district taxes.

Which was read the first time by title only.

Senator Adams asked unanimous consent of the Senate to take up and consider Senate Bill No. 976 at this time.

Which was agreed to.

Senator Adams moved that the rules be waived and Senate Bill No. 976 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 976 was read the second time by title only.

Senator Adams moved that the rules be further waived and Senate Bill No. 976 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. 976 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 to be immediately certified to the House of Representatives.

Senator Bass asked unanimous consent of the Senate to take up and consider House Bill No. 366, out of its order, at this time.

Which was agreed to.

House Bill No. 366:
A bill to be entitled An Act for the relief of Joe S. Roof, a citizen of Suwannee County, Florida.
Was taken up and read the second time in full.

Senator Bass moved that the rules be waived and House Bill No. 366 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. 366 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, Butler, Futch, Gomez, Holland, Lewis, Lundy, McKenzie, Mann, Murphy, Nordman, Pannill, Parrish, Raulerson, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tillman, Touchton, Turner, Watson—27.

Nays—Senators Clarke, Harper, McArthur, MacWilliams, Parker, Smith (14th)—6.

So House Bill No. 366 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 to be immediately certified to the House of Representatives.

Senator Holland asked unanimous consent of the Senate to take up and consider House Bill No. 691, out of its order, at this time.

Which was agreed to.

House Bill No. 691:
A bill to be entitled An Act to grant a Special Pension to Harvey C. Artis, an employee of the State of Florida, who is physically unable to pursue a regular vocation as a means of livelihood and who is in destitute circumstances.
Was taken up and read the second time in full.

Senator Holland moved that the rules be waived and House Bill No. 691 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. 691 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 Bass, Beacham, Beall, Black, Butler, Futch, Gomez, Harper, Holland, Lundy, McKenzie, Mann, Murphy, Parker, Parrish, Raulerson, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Touchton, Turner, Watson—26.

Nays—Senators Clarke MacWilliams, Rose, Smith (14th)—4.
So the bill passed, title as stated, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

Pursuant to the motion made by Senator Beacham on Friday, May 24th, the Senate took up the consideration of Senate Bill No. 847 as a Special and Continuing Order.

Senate Bill No. 847:
A bill to be entitled An Act to provide for the support and maintenance of public free schools, by raising of public revenue by a tax upon the privileges of engaging in certain occupations,

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and by a tax upon certain business and commercial transactions and enterprises; to provide for the ascertainment, assessment, collection and distribution of such tax; to create a state board of administration; to provide that certain courts shall have jurisdiction to hear and determine causes incident to such taxes; to provide penalties for the violation of terms hereof; to appropriate from the general revenue funds of the state contingent amounts; and to repeal all laws in conflict herewith.

Was taken up and read the second time in full.

The President now presiding.

Senator Beacham moved that the consideration of Senate Bill No. 847 be postponed until 3:00 P. M. this day. Upon which a roll call was demanded.

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

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Harper, Holland, McKenzie, Mann, Murphy, Nordman, Pannill, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (29th), Sweger, Tervin, Tillman, Touchton, Watson—25.

Nays—Senators Bass, Black, Futch, Gomez, Lewis, Lundy, McArthur, MacWilliams, Parker, Turner—10.

Which was agreed to and the further consideration of Senate Bill No. 847 was postponed until 3:00 o'clock P. M., this day.

Senator Futch asked unanimous consent of the Senate to take up and consider Senate Bill No. 687, out of its order, at this time.

Which was agreed to.

Senate Bill No. 687:
A bill to be entitled An Act providing for the cancellation of certain State and County liens for taxes held by the State of Florida against certain lands in this State, acquired or contracted for purchase thereof by the United States or any duly constituted agency thereof for reforestation or game preserve purposes.

Was taken up and read the second time in full.

Senator Futch moved that the rules be waived and Senate Bill No. 687 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. 687 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, Beall, Butler, Clarke, Futch, Gomez, Lundy, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parrish, Raulerson, Rose, Savage, Smith, (29th), Tervin, Tillman, Touchton, Turner, Watson—24.

Nays—Senators Bass, Beacham, Holland, Parker—4.
So the bill passed, title as stated, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

Senator Touchton asked unanimous consent of the Senate to take up and consider House Bill No. 375, out of its order, at this time.

Which was agreed to.

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

Was taken up.

Senator Touchton moved that the rules be waived and House Bill No. 375 be read the second time by title only.

Which was agreed to by a two-thirds vote.
And House Bill No. 375 was read the second time by title only.

Senator Touchton offered the following amendment to House Bill No. 375:

In Section 2, line 6, (typewritten bill), after the word "payment" strike out the remaining part of the section and insert

in lieu thereof the following: "from the date this Act shall become a law."

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

Senator Touchton moved that the rules be further waived and House Bill No. 375, 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. 375, 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, Butler, Gomez, Harper, Holland, Lewis, Lundy, McKenzie, MacWilliams, Mann, Murphy, Nordman, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (29th), Tervin, Touchton, Turner, Watson—27.

Nays—Senators Clarke, McArthur—2.

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

Senator Watson asked unanimous consent of the Senate to take up and consider House Bill No. 1348, out of its order, at this time.

Which was agreed to.

House Bill No. 1348:

A bill to be entitled An Act fixing the compensation of County Solicitors of the Criminal Courts of Record in and for counties in the State of Florida having a population of one hundred and eighty thousand (180,000) or more, according to the last preceding Federal or State census.

Was taken up.

Senator Watson moved that the rules be waived and House Bill No. 1348 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1348 was read the second time by title only.

Senator Watson moved that the rules be further waived and House Bill No. 1348 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. 1348 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), Sweager, Tervin, Tillman, Touchton, Turner, Watson—38.

Nays—None.

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

Senator Butler asked unanimous consent of the Senate to take up and consider House Bill No. 1340, out of its order, at this time.

Which was agreed to.

House Bill No. 1340:

A bill to be entitled An Act relating to and authorizing the construction of an additional bridge across St. Johns River in the City of Jacksonville; and to confer upon Duval County the power of eminent domain for such purpose; to authorize the operation of such bridge as a toll bridge or a free bridge and the issuance of debentures secured by said bridge and the net revenues thereof, to pay the cost of such bridge and approaches, insurance, fees, costs and expenses in connection therewith; to authorize the State Road Department to enter into a contract or contracts for the construction, maintenance and operation of such bridge, and to lease or purchase the same; to authorize the county to enter into contracts with the Federal government or any agency thereof; and to authorize the use of moneys derived from the operations of the existing St. Johns River Bridge in said city and the future collection of tolls thereon, if any, for said purposes.

Was taken up.

Senator Butler moved that the rules be waived and House Bill No. 1340 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1340 was read the second time by title only.

Senator Butler moved that the rules be further waived and House Bill No. 1340 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. 1340 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), Sweager, Tervin, Tillman, Touchton, Turner, Watson—38.

Nays—None.

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

Senator Tervin asked unanimous consent of the Senate to take up and consider Senate Bill No. 951, out of its order, at this time.

Which was agreed to.

Senate Bill No. 951:

A bill to be entitled An Act cancelling, setting aside and declaring to be null and void certain taxes and tax sales certificates upon certain lands in Sarasota and Manatee Counties, Florida,

Whereas, certain lands located in Sarasota and Manatee Counties, Florida, amounting to approximately twenty-five thousand acres, have been heretofore acquired by the State of Florida; and

Whereas, said lands have been set aside and dedicated by the State of Florida as Myakka State Park and have been and are now being used, maintained, developed and improved as a State Park, and for reforestation purposes; and

Whereas, it is deemed for the best interest of the State of Florida that certain unpaid State and County taxes and outstanding tax sales certificates upon and against such lands be cancelled, set aside and declared to be null and void:

Was taken up.

Senator Tervin moved that the rules be waived and Senate Bill No. 951 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 951 was read the second time by title only.

Senator Tervin moved that the rules be further waived and Senate Bill No. 951 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. 951 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), Sweager, Tervin, Tillman, Touchton, Turner, Watson—38.

Nays—None.

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

Senator Beall asked unanimous consent of the Senate to take up and consider House Bill No. 340, out of its order, at this time.

Which was agreed to.

House Bill No. 340:

A bill to be entitled An Act awarding special pension to Jacob Fischer for injuries sustained when he was a member of the Pensacola Light Artillery, a unit of the State Militia of the State of Florida.

Was taken up.

Senator Beall moved that the rules be waived and House Bill No. 340 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 340 was read the second time by title only.

Senator Beall moved that the rules be further waived and House Bill No. 340 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. 340 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, Futch, Gomez, Harper, Holland, Lewis, Lundy, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Touchton, Turner, Watson—31.

Nays—Senators Clarke, McArthur—2.

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

Senator Adams asked unanimous consent of the Senate to take up and consider Senate Bill No. 793, out of its order, at this time.

Which was agreed to.

Senate Bill No. 793:

A bill to be entitled An Act requiring a County license for the privilege of selling and delivering bakery products and the payment of a County License tax therefor in each County in which the sale and delivery is made, and making it a misdemeanor to sell and deliver bakery products in any county without first having a County license therefor, and paying the County license tax for said County, and providing the penalty therefor.

Was taken up.

Senator Adams moved that the rules be waived and Senate Bill No. 793 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 793 was read the second time by title only.

Senator Adams moved that the rules be further waived and Senate Bill No. 793 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. 793 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, Clarke, Futch, Gomez, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Savage, Shelley, Shivers, Sikes, Smith (29th), Sweger, Tervin, Touchton, Turner, Watson—32.

Nays—None.

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

Senator Parrish moved that the Senate do now reconsider the vote by which the following amendment offered by Senator Smith (29th) to House Committee Substitute for Senate Bill No. 130 was adopted on May 21, 1935.

House Committee Substitute for Senate Bill No. 130:

A bill to be entitled An Act to amend Sections 2407, 178, 5712, 5711, Revised General Statutes of the State of Florida, 1920, being also published respectively, as Sections 3816, 214, 7935, 7934, Compiled General Laws of Florida, 1927; and further to amend Section 2401, Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 10128, Acts 1925, being also published as Section 3810, Compiled General Laws of Florida, 1927; and further to amend Section 2405, Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 9128, Acts 1923; and as further amended by Section 3, Chapter 10128, Acts 1925, being also published as Section 3814, Compiled General Laws of Florida, 1927; and further to amend Section 2406, Revised General Statutes of the State of Florida, 1920, as amended by Section 4, Chapter 10128, Acts 1925, being also published as Section 3815, Compiled General Laws of Florida, 1927; and further to amend Sections 2416, 2417, 2418, 2419, Revised General Statutes of the State of Florida, 1920, being also pub-

lished respectively, as Sections 3826, 3827, 3828, and 3829, Compiled General Laws of Florida, 1927; and further to amend Section 2398, Revised General Statutes of the State of Florida, 1920, as amended by Section 1, Chapter 9127, Acts 1923, and further amended by Section 2, Chapter 10128, Acts 1925, and Section 1, Chapter 14510, Acts 1929, Extra Session, being also published as Section 3807, Compiled General Laws of Florida, 1927; and further to amend Sections 2402 and 5710, Revised General Statutes of the State of Florida, 1920, also published respectively as Sections 3811 and 7933, Compiled General Laws of Florida, 1927; relating to and defining commercial fertilizer, mixed fertilizer and fertilizer materials; defining various fertilizer elements and ingredients and forms of commercial fertilizer; defining certain terms and words used in the Act; providing for registration and analysis of commercial fertilizer, as in the Act defined, and the duty of the State Chemist and others with reference thereto; providing for the taking of special samples by purchasers and official samples by or under the direction of the State Chemist or the Commissioner of Agriculture; providing the formula for and the method and procedure of analyzing and reporting the analysis of commercial fertilizer, as herein defined, by the State Chemist; prohibiting the sale or offer of sale of pulverized leather, hair or wool waste as a commercial fertilizer or as an ingredient thereof, except under certain conditions, and prescribing a penalty for the violation of the provisions thereof; providing for a lawful variation from the guaranteed analysis and defining deficiency analysis and excess analysis; requiring reports designating agents; providing for guaranteed analysis of commercial fertilizer, as in this Act defined, and the requirements as to form and contents of the statement of the guaranteed analysis; providing for the classification, and guaranteed analysis of cottonseed meal and penalty for the violation of the provision thereof; providing for the labeling of commercial fertilizer, as in this Act defined, and for registration of brands and changes thereof and for the payment of registration fees and penalties for failure to comply therewith; defining major and minor penalties, prescribing the degree or extent of the penalty in each case and prescribing the method of collection; providing penalties for misrepresentation of commercial fertilizer and the elements and ingredients thereof.

Which amendment reads as follows:

In Section 9, line 6 (typewritten bill), strike out the figure 30c and insert in lieu thereof the following: 20c.

Which was not agreed to and the Senate refused to reconsider the vote by which the foregoing amendment was adopted.

Senator Murphy moved that House Committee Substitute for Senate Bill No. 130 be indefinitely postponed.

Which was not agreed to.

Senator Parrish moved that the rules be waived and House Committee Substitute for Senate Bill No. 130, 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 Committee Substitute for Senate Bill No. 130, as amended, was read the third time in full.

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

Yeas—Senators Beacham, Beall, Clarke, Gillis, Harper, Holland, Lewis, Lundy, MacWilliams, Mann, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Sweger, Tervin, Tillman, Touchton, Watson.—23.

Nays—Mr. President, Senators Adams, Bass, Black, Butler, Futch, Gomez, McArthur, McKenzie, Murphy, Nordman, Pannill, Smith (29th), Turner.—15.

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

Senator Adams moved that the rules be waived and when the Senate adjourns it adjourn to re-convene at 2:30 o'clock P. M. this day for the purpose of taking up and considering bills on Local Calendar until 3:00 o'clock P. M., at which time Special Orders will be considered.

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

Senator Watson 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 12:56 o'clock, P. M.

The Senate emerged from Executive Session at 1:15 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 (29th), Sweger, Tervin, Tillman, Touchton, Turner, Watson.—37.

A quorum present.

The hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:16 o'clock P. M. until 2:30 o'clock P. M. this day.

AFTERNOON SESSION

The Senate reconvened at 2:30 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 Murphy, Chairman of the Committee on "Motor Vehicles", submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1935.

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

Sir:

Your Committee on "Motor Vehicles", to whom was referred:

Senate Bill No. 420:

A bill to be entitled An Act to amend Section 1011, Revised General Statutes as amended by Chapter 8410, Laws of Florida, Acts of 1921, and by Chapter 10,182, Laws of Florida, Acts of 1925, being Section 1285 Compiled General Laws of Florida, 1927, as amended by Chapter 15,625, Laws of Florida, Acts of 1931 and Chapter 14,656, Acts of 1931 as amended by Chapter 16,085, Laws of Florida, Acts of 1933, in relation to the Operation, licensing and taxing of Motor Vehicles.

Also—

Senate Bill No. 450:

A bill to be entitled An Act relating to Motor Vehicles, providing for the registration fees, license taxes and mileage taxes with reference thereto, providing that said taxes shall be collected in lieu of all fees, license taxes and taxes now provided by law with reference thereto, relating to the gross weight and length of motor vehicles operating on the public highways of the State of Florida, providing for the divisibility of this Act in the event that any portion thereof is held invalid and fixing the effective date hereof.

Have had the same under consideration, and report the same without recommendation.

Very respectfully,

H. G. MURPHY,
Chairman of Committee.

And Senate Bills Nos. 420 and 450, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Murphy, Chairman of the Committee on Motor Vehicles, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1935.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred:

Senate Bill No. 422:

A bill to be entitled An Act providing for the supervision

and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property over the public highways of the State, providing for regulations of safety and proper operation affecting the use of said highways and the preservation thereof; defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida, and providing for the enforcement of the provisions of this Act and for the punishment of violations thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and providing certain exemptions and repealing all acts inconsistent with the provisions of this Act.

Have had the same under consideration, and report the same without recommendation.

Very respectfully,

H. G. MURPHY,
Chairman of Committee.

And Senate Bill No. 422, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Murphy, Chairman of the Committee on Motor Vehicles, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 27, 1935.

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

Sir:

Your Committee on Motor Vehicles, to whom was referred:

Senate Bill No. 807:

A bill to be entitled An Act to amend Section 1 of Chapter 16085, Laws of Florida, Acts of 1933, the same being 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, Acts of 1931; 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.

Have had the same under consideration, and report the same without recommendation.

Very respectfully,

H. G. MURPHY,
Chairman of Committee.

And Senate Bill No. 807, 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 27, 1935.

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

Sir:

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

House Bill No. 992:

A bill to be entitled An Act cancelling certain State and county unpaid taxes, due the State of Florida, and Columbia County, against certain real property owned by the City of Lake City, Florida, a municipal corporation, and authorizing the Comptroller of the State of Florida and the Tax Collector and the Clerk of the Circuit Court of Columbia County, to cancel certain tax sales certificates.

Have had the same under consideration, and report the same without recommendation.

Very respectfully,

WALTER W. ROSE,
Chairman of Committee.

And House Bill No. 992, 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 27, 1935.

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

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

House Bill No. 1302:

A bill to be entitled An Act relating to commissions of County Assessors of Taxes assessing special taxes and special tax district taxes in certain counties of the State of Florida.

Have had the same under consideration, and report the same without recommendation.

Very respectfully,
WALTER W. ROSE,
Chairman of Committee.

And House Bill No. 1302, 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 27, 1935.

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

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

Senate Bill No. 966:

A bill to be entitled "An Act to amend Section 735, Revised General Statutes of 1920, the same being Section 943, Compiled General Laws of 1927, and to amend Section 741, Revised General Statutes of 1920, the same being Section 950, Compiled General Laws of 1927, as amended by Section 2 of Chapter 14572, Laws of Florida, Acts of 1929, relating to and concerning taxation, providing the time when collections are to be made and final settlement is to be made and providing when taxes are due, the discount if paid during certain times and providing for installments and discounts thereon if paid within certain times."

Have had the same under consideration, and report the same without recommendation.

Very respectfully,
WALTER W. ROSE,
Chairman of Committee.

And Senate Bill No. 966, 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 27, 1935.

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

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

Senate Bill No. 584:

A bill to be entitled An Act "relating to the Board of Administration created by Chapter 14486, Laws of Florida, Acts of 1929; finding and declaring all interest and sinking funds administered by such Board to be trust funds and to constitute supplemental and additional statutory sources for payment of the obligations of the taxing units involved; providing for the administration of such funds; providing two forms of annual estimates of expenses of the taxing units whose funds are being administered by said Board, one of which relates to non-protesting security holders and the other of which relates to protesting security holders; providing the manner and fixing the time for security holders to make such protests and relating to the duties of the governing authorities of the taxing units in regard to such matters; and providing the powers and duties of the Board of Administration concerning the administration of such funds, together with the order in which such funds shall be paid out or disbursed, both as to interest and principal; preserving the contractual rights of security holders but denying them any rights in or to the funds administered by the Board of Administration and denying them rights to compel by action at law a suit in equity for distribution of

such funds except in accordance with this Act; providing that this Act shall take effect as to funds administered by such Board beginning October 1, 1935; defining the word 'Bonds'; providing that this Act shall in no manner repeal or qualify Chapter 15891, Laws of Florida, Acts of 1933."

Have had the same under consideration, and report the same without recommendation.

Very respectfully,
WALTER W. ROSE,
Chairman of Committee.

And Senate Bill No. 584, 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 27, 1935.

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

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

Senate Bill No. 583:

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 the administration of revenues from sources other than from ad valorem taxes; providing for the handling of such revenues when the taxing unit involved has adopted or does adopt a general refunding program; providing for the application of such revenues exclusively to the payment of interest and principal on refunding bonds and other purposes embraced in the program of re-adjustment or refunding under certain conditions."

Have had the same under consideration, and report the same without recommendation.

Very respectfully,
WALTER W. ROSE,
Chairman of Committee.

And Senate Bill No. 583, 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 27, 1935.

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

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

Senate Bill No. 581:

A bill to be entitled An Act to "grant to the Board of Administration created by Chapter 14486, Laws of Florida, Acts of 1929, additional authority and powers with reference to the sale and reinvestment of securities or other evidences of indebtedness held to the credit of funds being administered by said Board; and granting to said Board of Administration authority and power to accept refunding obligations, with authority to make concessions and compromises in regard thereto and providing the conditions under which the same may be done; granting to said Board of Administration authority and power to transfer either by sale or exchange obligations in any fund to another fund so as to result in a particular fund's acquiring its own obligations; and providing for the advice, consent, and approval to the exercise of the authority and powers herein granted of the Board of County Commissioners or other governing authority of the unit affected."

Have had the same under consideration, and report the same without recommendation.

Very respectfully,
WALTER W. ROSE,
Chairman of Committee.

And Senate Bill No. 581, 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 27, 1935

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

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

Senate Bill No. 954:

A bill to be entitled An Act to impose a license tax on persons, firms and corporations engaged in the business of constructing certain public works and providing for the disposition of funds derived from such license.

Have had the same under consideration, and report the same without recommendation.

Very respectfully,
WALTER W. ROSE
Chairman of Committee.

And Senate Bill No. 954, contained in the above report, was placed on the Calendar of Bills on second reading.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Fla., May 27, 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. 797:

A bill to be entitled An Act to amend Sections one, two, four, five, eleven, twelve, fifteen, seventeen and eighteen of Chapter 14650, Laws of Florida, A. D. 1931, said chapter being: An Act defining the practice of barbering and requiring a license or certificate of registration as a condition precedent to any person practicing barbering or acting as an apprentice barber and prescribing the terms and conditions upon which licenses or certificates of registration may be issued to any person to practice barbering or act as an apprentice barber in the state of Florida; creating the State Board of Barber Examiners and defining and declaring its powers and duties: regulating the practice of barbering or acting as apprentice barber by those licensed hereunder; regulating the operation of barber schools, prescribing a course of study for such schools and the requirements for graduation therefrom: imposing certain fees upon persons applying for licenses or certificates of registration to practice barbering, act as apprentice barber or teach in barber schools in this state: and appropriating the proceeds thereof to accomplish the purposes of this Act: and prescribing penalties for the violation of the provisions of this Act and regulation hereunder.

Amendment No. 1:

In Section 2, (typewritten bill) Strike out the entire Section. 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. 797, 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 27, 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. 515:

A bill to be entitled An Act to promote the public health, safety and welfare by authorizing municipalities in the State of Florida to construct, extend, operate and maintain water works systems, sewerage systems, sewage treatment works, garbage collection and garbage disposal plants; to provide method of financing the same; to provide for municipal or private ownership and to provide for the granting of franchises in the event of private ownership; to provide for the fixing of rates or charges for the use of utilities described herein; to provide for the granting of the right of eminent domain necessary for the accomplishment of the purposes of this Act; to provide for the fixing of zones or areas to be served by the utilities constructed or operated under authority of this Act; and to provide for a referendum and fixing the conditions of the same.

Amendment No. 1—

In Section 3, line 16, after the semi-colon following the word "equipment" insert the following: "(7-A) and to construct, operate and maintain gas plants and distribution systems for domestic, municipal and industrial uses."

Amendment No. 2—

In Section 4 (a), line 4 after comma following the word "air-ports" insert the following: "gas plants"

Amendment No. 3—

Strike out Section 21 and change numbers of Sections thereafter to correspond thereto.

Amendment No. 4—

In line six (6) of the title, after the semi-colon following the word "airports" insert the following: "and gas plants;"

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

REPORT OF ENROLLING COMMITTEE

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

Senate Chamber,
Tallahassee, Fla., May 27, 1935.

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

Sir:

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

Senate Bill No. 463:

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

Also—

Senate Bill No. 723:

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

Also—

Senate Bill No. 817:

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

Also—

Senate Bill No. 790:

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

Also—

Senate Bill No. 837:

A bill to be entitled An Act to amend Chapter 14179 of the Legislature of the State of Florida for the year 1929 entitled: "An Act repealing Chapter 10764, of the Legislature of the State of Florida for the year 1925, entitled "An Act to abolish the present municipal government of the Town of Lake Worth in Palm Beach County, Florida; to create and establish a new municipality to be known as the City of Lake Worth, in Palm Beach County, Florida; to legalize and validate the ordinances of said City of Lake Worth and official acts thereunder; to fix and provide its territorial limits, jurisdiction and powers and the jurisdiction and powers of its officers" approved June 3, 1925, and creating and establishing a municipality known as

the City of Lake Worth, in Palm Beach County, Florida, legalizing and validating the ordinances of said City of Lake Worth and official acts thereunder; fixing and providing its territorial limits, jurisdiction and powers and jurisdiction and powers of its officers," by amending Section Two thereof relating to the boundaries of said City.

Also—

Senate Bill No. 444:

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

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.

Pursuant to the motion made by Senator Adams the Senate took up the consideration of Senate Local Bills and House Local Bills on the Calendar.

Senate Bill No. 899:

A bill to be entitled An Act authorizing and directing the bond trustees of Bostwick Drainage District in Putnam County, Florida, to write off or cancel \$6633.05 of the indebtedness due them by the Board of Public Instruction of said county, and authorizing and directing the Board of County Commissioners of said county to write off or cancel \$6633.05 on the bonded indebtedness of said district represented by bonds of said district outstanding and owned by said county.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

Senator McKenzie moved that the rules be further waived and Senate 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 Senate 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 to be immediately certified to the House of Representatives.

House Bills Nos. 1094 and 765 were taken up and the consideration of same was informally passed.

House Bill No. 1071:

A bill to be entitled An Act to amend Chapter 15762 Laws of Florida, Acts of 1931, entitled, "An Act apportioning the moneys received from the State Treasurer by the County Commissioners of the several counties of the State of Florida, having a population of not less than ten thousand three hundred twenty (10,320) and not exceeding ten thousand three hundred seventy-five (10,375), according to the last State or Federal census, which said moneys have been received from the State Treasurer under and by virtue of the law of the State of Florida, to-wit: Senate Bill No. 361, providing for a State Racing Commission, etc., which said bill is an Act of the Legislature of 1931; and providing that said moneys so received by said County Commissioners shall be divided equally between the County School Board and the County Commissioners of such

counties for the purpose of paying certain outstanding indebtedness."

Was taken up.

Senator Murphy moved that the rules be waived and House Bill No. 1071 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1071 was read the second time by title only.

Senator Murphy moved that the rules be further waived and House Bill No. 1071 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. 1071 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 to be immediately certified to the House of Representatives.

House Bill No. 1111:

A bill to be entitled An Act to organize and establish a County Court in and for Leon County, Florida; to prescribe the terms thereof; to fix the compensation of the Judge thereof; to provide for its Prosecuting Attorney and for his compensation; and provide for a referendum.

Was taken up.

Senator Hodges moved that the rules be waived and House Bill No. 1111 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1111 was read the second time by title only.

Senator Hodges moved that the rules be further waived and House Bill No. 1111 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. 1111 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 to be immediately certified to the House of Representatives.

House Bills Nos. 988, 1202 and 1232 were taken up and the consideration of same was informally passed.

House Bill No. 1219:

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

Was taken up.

Senator Murphy moved that the rules be waived and House Bill No. 1219 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1219 was read the second time by title only.

Senator Murphy moved that the rules be further waived and House Bill No. 1219 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. 1219 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), Sweager, Tervin, Tillman, Touchton, Turner, Watson—38.

Nays—None.

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

Senator Raulerson moved that House Bills Nos. 1204 and 1205 be indefinitely postponed.

Which was agreed to and House Bills Nos. 1204 and 1205 were indefinitely postponed.

House Bill No. 1286:

A bill to be entitled An Act to authorize and empower within its discretion the Board of County Commissioners of each of the several counties of the State of Florida having a population of not less than 23,000 and not more than 26,000, according to the last preceding State census, to employ and prescribe the duties of a county welfare worker for said counties; also authorizing said boards to fix the salary, the maximum expenses and the term of employment of such welfare worker, provided said boards shall in no event employ any person as a county welfare worker for a term beyond the expiration of the term of office of such county commissioners; and to provide the fund from which such salary and expenses shall be paid.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 1286 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1286 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1286 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. 1286 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), Sweager, Tervin, Tillman, Touchton, Turner, Watson—38.

Nays—None.

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

House Bill No. 1367:

A bill to be entitled An Act to prescribe the commissions and fix the compensation of the county assessors of taxes and county tax collectors in the counties having a population of not less than 10,000 and not to exceed 10,100, according to the last State census.

Was taken up.

Senator Touchton moved that the rules be waived and House Bill No. 1367 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1367 was read the second time by title only.

Senator Touchton moved that the rules be further waived and House Bill No. 1367 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. 1367 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), Sweager, 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.

House Bill No. 1144:

A bill to be entitled An Act designating a certain road in Leon County a State road.

Was taken up.

Senator Hodges moved that the rules be waived and House Bill No. 1144 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1144 was read the second time by title only.

Senator Hodges moved that the rules be further waived and House Bill No. 1144 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. 1144 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), Sweager, Tervin, Tillman, Touchton, Turner, Watson—38.

Nays—None.

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

And House Bills Nos. 1261 and 1331 were taken up and the Consideration of same was informally passed.

House Bill No. 1339:

A bill to be entitled An Act relating to the distribution and expenditure of monies derived from gasoline taxes placed to the credit of the several counties of the State of Florida having a population of not less than 3,475 and not more than 3,485 according to the last preceding State or Federal census, and conferring certain powers, authorities, directions and duties upon the State Board of Administration with reference thereto, and providing that the same shall be and become effective after a referendum vote of the people of said county or counties.

Was taken up.

Senator Raulerson moved that the rules be waived and House Bill No. 1339 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1339 was read the second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 1339 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. 1339 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), Sweager, Tervin, Tillman, Touchton, Turner, Watson—38.

Nays—None.

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

House Bill No. 1305:

A bill to be entitled An Act providing for the repeal of Chapter 15629 of the 1931 Laws insofar as said Chapter applies or may apply to the election to be held or held by Special Tax School District No. 3, of Orange County, Florida, on May 31st, 1935, and validating the registration of voters and method of registration in Orange County, Florida, obtaining on April 26th, 1935, the date of the call of said special tax school district election, for the purposes of said election and providing for the qualifications of voters at said election.

Was taken up.

Senator Rose moved that the rules be waived and House Bill No. 1305 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1305 was read the second time by title only.

Senator Rose moved that the rules be further waived and House Bill No. 1305 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. 1305 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 to be immediately certified to the House of Representatives.

House Bill No. 1332:

A bill to be entitled An Act to require owners of artesian and flowing wells to control the flow of water therefrom; defining the terms flowing wells and artesian wells and the term waste; defining the manner of enforcement thereof; declaring the violation of such provisions a public nuisance and subject to abatement according to law; and declaring the violation thereof to be a misdemeanor; and providing a penalty for the violation of this Act, within the limits of Sarasota County, Florida, and providing a referendum thereon.

Was taken up.

Senator Tervin moved that the rules be waived and House Bill No. 1332 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1332 was read the second time by title only.

Senator Tervin moved that the rules be further waived and House Bill No. 1332 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. 1332 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 to be immediately certified to the House of Representatives.

House Bill No. 1278 was taken up and the consideration of same was informally passed.

House Bill No. 1308:

A bill to be entitled An Act to provide for the annexation of certain territory to the City of Winter Park in Orange County, Florida, and providing for a referendum.

Was taken up.

Senator Rose moved that the rules be waived and House Bill No. 1308 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1308 was read the second time by title only.

Senator Rose offered the following amendment to House Bill No. 1308:

In Section 1, line 6 (typewritten bill), strike out the words: "Beginning at the Northwest corner of the Northeast quarter of the Southeast quarter of the Northeast quarter of Section 18, Township 22 South, Range 30 East, being a point on the present south boundary of said City of Winter Park, thence South to the Southwest corner of the Southeast quarter of the Southeast quarter of the Northeast quarter of said Section 18; thence West to the ¼ corner at the center of said Section 18; thence North to the Northwest corner of the Southwest quarter of the Northeast quarter of said Section 18, thence East along the present South boundary of said City of Winter Park

to the place of beginning." And insert in lieu thereof the following: "Beginning at the Northwest corner of the Southwest quarter of the Northeast quarter of Section 18, Township 22, Range 30, being a point on the present South boundary of said City of Winter Park run South to Southwest corner of Southwest quarter of Northeast quarter of said Section 18, thence East to center of Winter Park road, thence North to a point on the South line of the Northeast quarter of the Northeast quarter of said Section 18, thence West to point of beginning."

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rose moved that the rules be further waived and House Bill No. 1308, 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. 1308, 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 to be immediately certified to the House of Representatives.

House Bills Nos. 1226, 1292, 1347, 1291, 1076, 1135, 1290, 1287 and 1244 were taken up and the consideration of same was informally passed.

House Bill No. 1294:

A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Broward County, Florida, to sell and convey by warranty deed lot 20 of block 18 of C. J. Hector's resubdivision of Rio Vista, being a subdivision of part of Section 11, Township 50 South, Range 42 East, in Broward County, Florida, to J. W. Tidball, or other purchaser, for twenty-six hundred fifty-five and no/100 (\$2,655.00) dollars, cash; and to authorize the manner of executing said deed; and the disposition of the proceeds of the said sale.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 1294 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1294 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1294 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. 1294 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 to be immediately certified to the House of Representatives.

House Bill No. 1283:

A bill to be entitled An Act to ratify, validate, approve, legalize and confirm all conveyances by the Board of County Commissioners of Broward County, Florida, of real estate, which heretofore belonged to and vested in said county and the execution of such conveyances and the disposition of the moneys derived from such sales.

Was taken up.

Senator Beacham moved that the rules be waived and House Bill No. 1283 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1283 was read the second time by title only.

Senator Beacham moved that the rules be further waived and House Bill No. 1283 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. 1283 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.

House Bill No. 1317 was taken up and the consideration of same was informally passed.

House Bill No. 820:

A bill to be entitled An Act to prescribe the commissions and fix the compensation of County Assessors and Collectors of taxes in counties having a total assessed valuation of real and personal property not exceeding three million dollars providing the provisions of this Act shall not apply to the Counties of Gilchrist, Citrus, Pasco, Gadsden, Santa Rosa.

Was taken up.

Senator Murphy moved that the rules be waived and House Bill No. 820 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 820 was read the second time by title only.

Senator Murphy moved that the rules be further waived and House Bill No. 820 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. 820 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 to be immediately certified to the House of Representatives.

Senator Hodges asked unanimous consent of the Senate to take up and consider House Bill No. 1019, out of its order, at this time.

Which was agreed to.

House Bill No. 1019:

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.

Was taken up and read the second time in full.

Senator Hodges moved that the rules be waived and House Bill No. 1019 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. 1019 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 House Bill No. 1019 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 to be immediately certified to the House of Representatives.

Senator Beacham asked unanimous consent of the Senate to take up and consider House Bill No. 1078, out of its order, at this time.

Which was agreed to.

House Bill No. 1078:

A bill to be entitled An Act to exempt from taxation of all kinds all lands owned by Florida Inland Navigation District, a special taxing district under the laws of the State of Florida.

Was taken up and read the second time in full.

Senator Beacham moved that the rules be waived and House Bill No. 1078 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. 1078 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 to be immediately certified to the House of Representatives.

Senator Rose asked unanimous consent of the Senate to take up and consider Senate Bill No. 888, out of its order, at this time.

Which was agreed to.

Senate Bill No. 888:

A bill to be entitled An Act to grant a pension to James E. Moseley of Orange County, Florida.

Was taken up and read the second time in full.

Senator Rose moved that the rules be waived and Senate Bill No. 888 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. 888 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, Gillis, Gomez, Harper, Holland, Lewis, Lundy, McKenzie, MacWilliams, Mann, Murphy, Nordman, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (14th), Smith (29th), Tervin, Tillman, Touchton, Turner, Watson—31.

Nays—Senators McArthur, Parker—2.

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

The motion made by Senator Lewis on May 21, 1935, to reconsider the vote by which Senate Bill No. 787 failed to pass the Senate on May 21, 1935.

Senate Bill No. 787:

A bill to be entitled An Act to regulate the construction and equipment of busses used, leased, owned or purchased for the transportation of school children.

Was taken up.

The question was put on the motion made by Senator Lewis. Which was not agreed to.

And the Senate refused to reconsider the vote by which the Senate failed to pass Senate Bill No. 787 on May 21, 1935.

Senator Beacham moved that the Attaches of the Senate be permitted to use the Senate Chamber on Wednesday night, May 29, 1935, for the purpose of holding the Biennial Third House.

Which was agreed to and it was so ordered.

Senator Gomez asked unanimous consent of the Senate to take up and consider House Bill No. 911, out of its order, at this time.

Which was agreed to.

House Bill No. 911:

A bill to be entitled An Act providing for an allowance in the form of a pension of forty dollars (\$40.00) monthly to Miss

Julia E. Harn and making an appropriation to take care of such an allowance or pension.

Was taken up and read the second time in full.

Senator Gomez moved that the rules be waived and House Bill No. 911 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. 911 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, Futch, Gomez, Harper, Holland, Lewis, Lundy, McKenzie, Murphy, Nordman, Parrish, Savage, Shelley, Sikes, Smith (14th), Tervin, Tillman, Touchton—23.

Nays—Senators Bass, Clarke, McArthur, MacWilliams, Mann, Rose, Shivers, Turner—8.

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

By unanimous consent Senator Gomez withdrew Senate Bill No. 739.

Senate Bill No. 847:

A bill to be entitled An Act to provide for the support and maintenance of public free schools, by raising of public revenue by a tax upon the privileges of engaging in certain occupations, and, by a tax upon certain business and commercial transactions and enterprises; to provide for the ascertainment, assessment, collection and distribution of such tax; to create a State Board of Administration; to provide that certain courts shall have jurisdiction to hear and determine causes incident to such taxes; to provide penalties for the violation of terms hereof; to appropriate from the general revenue funds of the State contingent amounts; and to repeal all laws in conflict herewith.

Was taken up as a Special and Continuing Order, having been read the second time in full on May 22, 1935.

Senator Sweger now presiding.

The following amendment was offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner:

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

Section 1. Definitions: That when in this Act the term "person" is used, it shall be deemed to include any individual, firm, co-partnership, joint adventure, association, corporation, receiver, trust or any group or combination acting as a unit, in the plural as well as in the singular.

(a) "Business" includes any activity engaged in by any person or caused to be engaged in by him with the object of gain, benefit or advantage, either direct or indirect.

(b) The term "gross receipts," except as hereinafter otherwise expressly provided, means the gross receipts of the taxpayer received as compensation for personal services and the gross receipts of the taxpayer derived from trades, businesses or commerce, and the gross receipts proceeding or accruing from the sale of property, tangible or intangible, real or personal, or service, or any or all of the foregoing, and all receipts, by reason of the investment of capital, including interest, discount, rentals, royalties, fees, commissions or other emoluments, however designated, and without any deductions on account of the costs of property sold, the cost of materials used, labor cost, interest or discount paid, or any other expense whatsoever, and without any deductions on account of losses: Provided, however, that the term "gross receipts" shall not include cash discounts allowed and taken on sales; nor freight prepaid by the taxpayer and repaid to him by the purchaser; goods, wares or merchandise, or the value thereof, returned by customers when the sale price is refunded either in cash or by credit; nor the sale price of any article accepted as part payment on any new article sold, if and when the full sale price of the new article is included in the "gross receipts" subject to taxation under this Act; Provided, further, that "gross receipts" shall include the proceeds from the sale of any property handled on consignment by the taxpayer.

Section 2. That in addition to any State Occupational License Tax now or hereafter imposed by the Laws of the State of Florida, payable to the State of Florida, there is hereby im-

posed upon each and every person for the conduct of any business, trade, occupation or profession doing business in this State, whether now required by law to pay an occupational license tax to the State or not, a special occupational license tax payable to the State of Florida equal to one-fourth of one per centum of the gross receipts of each such business, trade, occupation or profession during the preceding year.

Section 3. There are exempted from the license tax imposed by this Act, the following: (a) Building and Loan Associations, State and National Banks; (b) premiums collected by insurance companies upon which a tax is levied by the laws of this State; (c) gross receipts from hospitals, infirmaries and sanitariums, and (d) express companies and other companies paying a gross receipts tax equal to or greater than provided in this Act.

Section 4. None of the license taxes levied or imposed by this Act shall be construed to apply to transactions in interstate commerce or foreign commerce which under the Constitution of the United States or the State of Florida are prohibited from taxation, nor to any business or transaction exempted from taxation under the Constitution of the United States or the State of Florida; provided that in the event the Congress of the United States shall hereafter permit the taxation of transactions in interstate commerce or taxation of any National Banking Institutions, the license tax levied and imposed by this Act shall apply to such businesses and shall thereupon include a like license tax upon State Banks, all to the extent permitted by the Acts of Congress.

Section 5. No person shall engage in or manage any business, trade, profession or occupation mentioned in or contemplated by this Act until there have been paid the licenses now provided by law and the additional licenses imposed by this Act. Application for such licenses shall be made to the Comptroller of the State of Florida upon the forms made by said Comptroller therefor, setting forth such requirements and information as said Comptroller may by regulation require, and by paying to said Comptroller the sums now by law required to be paid for all license taxes now imposed, and in addition thereto the further license tax imposed by this Act; provided that the Comptroller may for good cause shown permit the payment of said license tax imposed by this Act in quarterly or monthly installments, and may require as a condition thereto, if in his discretion same is necessary, security therefor not exceeding double the amount of the delayed payments of tax involved.

Section 6. That the Comptroller of the State of Florida be and he is hereby authorized and empowered to make such rules and regulations as may be necessary to effectuate the purposes of this Act, which rules and regulations shall be recorded in a book provided for the purpose and shall be deemed and held prima facie valid and such as ought to have been made in accordance herewith, of which rules and regulations the courts shall take judicial notice when so recorded.

Section 7. That in the event any person desires to engage in or enter into any trade, occupation or profession in which such person has not theretofore engaged, so that estimate or calculation cannot be based upon the previous year's business, the additional license tax imposed by this Act shall be calculated upon the capital invested and/or proposed to be invested in such business, or upon estimated gross receipts based upon like businesses, or upon such other reasonable basis of computation as the Comptroller may determine; and if at the end of such license year it shall be determined that the license tax paid is in excess of the amount due, the difference, together with interest thereon at the legal rate obtaining in the State of Florida, shall be refunded to the taxpayer or retained to apply upon the succeeding year's license tax; and should the amount so paid not equal the amount finally determined to be due, the taxpayer shall, upon such determination and demand by the Comptroller, immediately pay such difference.

Section 8. That upon the filing of the application in accordance with this Act and the regulations of the Comptroller herein provided for, and the payment of the tax aforesaid, the Comptroller shall thereupon transmit official copy of such application together with certificate of the payment in full of the license tax provided for herein, or of the permit to pay same in quarterly or monthly installments, to the County Judge of the County wherein the person filing said application conducts his business or where the principal place of business of said

person is located, for issuance by the said County Judge of state and county license therefor. Provided, however, that no such license shall be issued by such County Judge until satisfactory proof has been produced by the applicant showing compliance with the provisions of this Act.

Section 9. That in the event permission be given by the Comptroller to any person to pay the license tax imposed by this Act in quarterly or monthly installments, and such person should fail to pay any installment promptly when same falls due under said permission, then and in that event the entire balance of said license tax then remaining unpaid shall become immediately due and payable, and if not paid within five days from said due date, the Comptroller shall thereupon be empowered to collect the same in the same manner authorized by law for the collection of unpaid taxes.

Section 10. The term "year" as in this Act used, shall be deemed to be the time between the first day of October of each year and the thirtieth day of September of each year.

Section 11. The present laws of this State with reference to the transfer or cancellation of licenses, and for periods of less than one year shall be applicable to the additional license tax imposed by this Act.

Section 12. The administration of this Act shall be vested in the Comptroller of the State of Florida, who shall provide such rules and regulations for the enforcement of the provisions thereof as he may deem necessary in order that the tax liability under this statute may be determined, computed, assessed and collected, and that these things shall be done in such a manner as to prevent avoidance or evasion thereof, and he shall administer and enforce the taxes levied and imposed by this Act. He shall have power to enter upon the premises of any taxpayer, and to examine or cause to be examined by any agent or representative designated by him for that purpose, any books, papers, records or memoranda bearing upon the amount of taxes payable, and to secure other information directly or indirectly concerned in the enforcement of this Act. He shall also have the power, in person or through his agent or representative, to examine or cause to be examined, any relevant books, papers, records or memoranda in whomsoever's possession the same may be, whenever in his opinion such examination is necessary in order to determine any tax liability under this Act, or to complete an investigation into the verity of applications made under this Act by any other person, firm or corporation. Any person, firm, or corporation, officer or agent thereof, including such as may be subject to the tax and those that are not subject thereto, who shall by any practice or evasion make it difficult to enforce the provisions of this Act by inspection, or any person, firm or corporation, agent or officer thereof, who shall, after demand by the Comptroller or any agent or representative designated by him for that purpose, refuse to allow full inspection of the premises or any part thereof, or any books, records, documents, or other instruments in any way relating to the liability of the taxpayer for the herein imposed, or shall hinder or in any wise delay or prevent such inspection shall be punished accordingly.

The Comptroller shall have the right to cause, by proper subpoena, any records, books, papers or memoranda bearing upon the amount of taxes payable at any time in the pursuance of his investigations.

Section 13. Any license tax, or any portion thereof, due under this Act and unpaid shall constitute a debt to the State of Florida. That the Comptroller may collect such debt by any manner now provided by law for the collection of any license or tax due the State of Florida. In addition to such methods now authorized for the collection of licenses and taxes aforesaid the Comptroller may after five days' written notice by registered mail to the last known address of the person owing such taxes make certificate of the amount of license or taxes due under seal of his office and file same in the office of the Clerk of the Circuit Court of the county or counties in which said person owns property or resides, which shall thereupon be recorded by the Clerk of the Circuit Court in the Judgment Docket of said county, and shall thereupon have the same force and effect as a judgment of the Circuit Court in an action at law, and constitute a lien upon all the real and personal property of the defendant in said county, and shall bear interest at the rate of six per centum per annum, together with a penalty in the sum of twenty-five per centum of the amount of the tax. And upon the filing of the certificate by the Comptroller the Clerk of said Circuit Court shall issue execution in the form and tenor issued upon common law judgments, which shall have like effect.

Section 14. That any person subject to the provisions of this Act who engages in or conducts any business to which this Act is applicable without first obtaining the licenses required by this Act shall in addition to the amount of the tax be liable for interest upon the amount of the tax in the sum of six per centum per annum, and in addition thereto a penalty of twenty-five per centum. Upon the Comptroller ascertaining from any information which he may have or shall have obtained that any person has failed to make application for license the Comptroller shall ascertain and determine the amount due by such person for license taxes, and upon such information may thereupon issue a jeopardy assessment therefor which shall have the same force and effect as if application has been filed by the person owing the tax determining the amount thereof.

Section 15. Enforcement. There is hereby annually appropriated out of funds coming into the Comptroller's hands under the provision of this Act, the amount necessary for the effective and efficient enforcement of the provisions of this Act, and for that purpose the Comptroller is authorized to employ such additional employees as he may from time to time deem necessary to carry out the terms and provisions of this Act.

And the Comptroller is hereby authorized and empowered to adjust and make proper settlement in case of overpayment, and there is hereby appropriated a sufficient amount for the Comptroller to refund any overpayment when and if on proper application and proof he deems it necessary to make such refund; and this provision shall in no way prejudice any right of action that may accrue to any person, liable for the payment of the tax or taxes herein prescribed, to contest in any court of competent jurisdiction the payment of any or all the taxes herein prescribed and provided for; Provided, however, that no suit or action shall be instituted in any court for the purpose of avoiding or lessening the payment of any tax due hereunder as determined by the Comptroller unless at the time of the institution of such proceeding the person liable for such tax shall deposit in the registry of the court or other depository designated by the court, the full amount of the tax due at the time of the institution of such suit or action as determined by the Comptroller and such suit or action shall not be maintained, and any order entered or process issued therein shall be vacated and be void unless such person shall continue to deposit in such registry or depository all taxes accruing during the pendency of the proceeding as determined by the Comptroller; and provided further, that no injunctive or other process obtained by any person to avoid or lessen the amount of tax payable by him hereunder and no adjudication of the illegality of any tax levied or liability imposed hereunder shall operate to excuse or delay or lessen the full payment of any tax due by any other person as determined by the Comptroller unless such adjudication shall be by the Court of last resort upon such question.

Section 16. Expenses of Administration: There is hereby appropriated out of the moneys collected under the terms of this Act a sum sufficient to pay all expenses of administering the Act.

Section 17. Appropriation of Net Balance: After the payment of all expenses of administering this Act, the balance of the moneys derived under the terms hereof is hereby appropriated to the County School Fund of the several counties of the State, and shall be apportioned to and among the several counties as now provided by law, and shall be paid to the State Treasurer as Ex Officio Treasurer of that part of the County School Fund, and shall be placed by him in the Teachers Salary Fund, and shall be used and disbursed in the manner now provided by law for the use and disbursement of moneys in the Teachers Salary Fund.

Section 18. This Act shall be liberally construed to the end that avoidance or evasion of liability to license be eliminated.

Section 19. This Act shall be construed as cumulative and in addition to any and all other occupation license taxes now in effect in the State of Florida.

Section 20. This Act shall take effect upon its approval by the Governor or upon its becoming a law without such approval.

The President now presiding.

Senator Gomez offered the following amendment to the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner to Senate Bill No. 847:

Amend all the provisions of the amendment wherein the funds therein provided for and are sought to be deposited with the general revenue fund of the State for the purposes stated. And insert in lieu thereof the following: one-fourth of all the revenues collected from the sources provided for in this Act shall be deposited in a fund to be known as a "Relief Pension Fund" with the State Treasurer for the purpose set forth in Senate Bill No. 606.

Senator Gomez moved the adoption of the amendment to the amendment to Senate Bill No. 847.

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

Senators Gomez, Black and Parker offered the following amendment to the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner to Senate Bill No. 847:

In Section 12 (typewritten bill) at end of section add the following: "The remaining one-third of the funds remaining after the payment of expenses as aforesaid, shall be credited to the "Old Age Pension Fund" in the office of the State Treasurer to be paid out as provided by law relating to old age pensions."

Senator Gomez moved the adoption of the amendment to the amendment to Senate Bill No. 847.

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

Senator Tillman offered the following amendment to the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner to Senate Bill No. 847:

In Section 3, (typewritten bill) strike out subdivision (b) and (d) and reletter subdivision (c) so as to make it subdivision (b).

Senator Tillman moved the adoption of the amendment to the amendment to Senate Bill No. 847.

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

Senator Tillman also offered the following amendment to the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner to Senate Bill No. 847:

Add at end of Section : (10101) (d) Amounts received under life insurance policies and contracts paid by reason of the death of the insured. (See 1032d.)

(10102) (e) Amounts received, other than amounts paid by reason of the death of the insured, under life insurance endowment or annuity contracts, either during the term, or at maturity, or upon surrender of the contract, but in no case in excess of the total amount of the premiums paid upon such contracts. (See 1032d.)

(10103) (10104) (f) Labor, agricultural and horticultural societies and other organizations not operated for profit; cemetery associations and companies which are organized and operated exclusively for the benefit of their members; fraternal benefit societies, orders or associations, operating under the lodge system for the exclusive benefit of the members, and providing for the payment of death, sickness, accident or other benefits to the members of such societies, orders or associations, and to the dependents of such members; corporations, associations or societies organized and operated exclusively for religious, charitable, scientific, fraternal, or educational purposes; business leagues, chambers of commerce, boards of trade, civic leagues and other organizations operated exclusively for the benefit of the community and for the promotion of social welfare; provided, however, that this exception shall apply only to companies, organizations, corporations and/or societies named in this subsection which are not organized for profit, and no part of the income of which inures to the benefit of any stockholder or other private individual. (See 1022.)

(10105) (g) Copartnerships as such shall not be subject to the tax provided by this Act, but shall make returns provided in this Act. Such returns shall show the total gross income of the copartnership for the period covered by the return. Such returns shall also show the aliquot share of each partner in such gross income of the partnership. Such aliquot share of

each partner shall be deemed to be a part of his gross income for the period covered by the return, and he shall pay a tax thereon as herein provided. (See 1102.)

Senator Tillman moved the adoption of the amendment to the amendment to Senate Bill No. 847.

Which was agreed to and the amendment to the amendment to Senate Bill No. 847 was adopted.

Senate Black moved that the further consideration of Senate Bill No. 847 be informally passed until Tuesday, May 28, 1935, at 11:00 A. M.

Which was not agreed to.

Senator Holland offered the following amendment to the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner to Senate Bill No. 847:

After Section 3 (typewritten bill), add a new Section, designated Section 3½, reading as follows:

"Section 3½. The terms business, trade, occupation and profession, as used in this Act, shall not be so construed as to apply to the production, by farmers, of agricultural and horticultural products, nor to the sale, by farmers, of agricultural and horticultural products produced by themselves, nor shall any occupational license tax be required of farmers for such production and sale."

Senator Holland moved the adoption of the amendment to the amendment to Senate Bill No. 847:

Which was agreed to and the amendment to the amendment to Senate Bill No. 847 was adopted.

Senator Futch offered the following amendment to the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner to Senate Bill No. 847:

In Section 15, line 6 (typewritten bill), strike out the words: After word "employees" and insert in lieu thereof the following: "not exceeding fifteen."

Senator Futch moved the adoption of the amendment to the amendment to Senate Bill No. 847.

Which was agreed to and the amendment to the amendment to Senate Bill No. 847 was adopted.

Senator Shelley moved that the rules be waived and that the hour of adjournment be extended to such time as the Senate shall have made final disposition of Senate Bill No. 847.

Which was agreed to and it was so ordered.

Senator Rose offered the following amendment to the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner to

Senate Bill No. 847:

In Section 2, (typewritten bill), after the words, "doing business in this state" strike out the words: "Whether now required by law to pay an occupational license tax to the state or not," and insert in lieu thereof the following: "Who now or may hereafter be required by law to pay an occupational license tax to the state."

Senator Rose moved the adoption of the amendment to the amendment to Senate Bill No. 847.

Which was agreed to.

And the amendment to the amendment to Senate Bill No. 847 was adopted.

Senator Rose also offered the following amendment to the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner to Senate Bill No. 847:

At end of Section 16 (typewritten bill), strike out the "period" and add the following: " , but the amount appropriated hereby and the total expense of administering this Act shall not exceed two per centum of the amount collected."

Senator Rose moved the adoption of the amendment to the amendment to Senate Bill No. 847.

Which was agreed to and the amendment to the amendment to Senate Bill No. 847 was adopted.

Senator Beall moved the adoption of the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner, as amended, to Senate Bill No. 847.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner, as amended, to Senate Bill No. 847 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Clarke, Gillis, Harper, Holland, Lundy, McKenzie, Mann, Nordman, Pannill, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Smith (29th), Tervin, Tillman, Touchton, Turner, Watson—25.

Nays—Senators Bass, Black, Butler, Futch, Gomez, Lewis, McArthur, MacWilliams, Parker, Sikes, Sweger—11.

So the amendment offered by Senators Adams, Shelley, Smith (29th), Clarke, Shivers, Murphy, Tillman, Beall, Gillis, Parrish, Lundy, McKenzie, Raulerson, Beacham and Turner, as amended, to Senate Bill No. 847 was adopted.

Senator Tillman offered the following amendment to Senate Bill No. 847:

In (typewritten bill) strike out the title and insert in lieu thereof the following: "An Act relating to and concerning taxation; imposing license taxes in addition to those now imposed by law upon businesses, trades, occupations and professions; to provide for the method of collection thereof by the Comptroller of the State of Florida; to authorize the Comptroller to make rules and regulations with reference thereto; to allocate and appropriate the same to the 'County School Fund' and to impose penalties for the violation thereof."

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

Senator Shelley moved that the rules be waived and Senate Bill No. 847, as amended, be read the third time in full and upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 847, 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, Beacham, Beall, Clarke, Futch, Gillis, Harper, Holland, Lundy, McKenzie, Mann, Nordman, Pannill, Parrish, Raulerson, Shelley, Shivers, Smith (29th), Tervin, Tillman, Touchton, Turner, Watson—24.

Nays—Senators Bass, Black, Butler, Gomez, Lewis, McArthur, MacWilliams, Parker, Rose, Savage, Sikes, Sweger—12.

So Senate Bill No. 847 passed, as amended, and was referred to the Committee on Engrossed Bills.

The following explanations of votes were filed with the Secretary:

This bill is a general sales tax wearing a new dress, and with a false face on, and as I am against general sales taxes, I vote "no" on this bill.

C. A. SAVAGE.

I vote for this substitute measure, rather than the proposed "sales tax," as I believe it the best means for securing the revenue necessary for the operation of the public schools of Florida.

H. S. MCKENZIE.

Senator Parrish moved that Senate Bill No. 22 be recalled from the Governor's office.

Which was agreed to and it was so ordered.

The following message from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 27th, 1935

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

Sir:

I have the honor to inform you that on May 25th, A. D. 1935, I approved the following Act, which originated in your

honorable body, and have caused the same to be filed in the office of the Secretary of State.

Senate Bill No. 848: Relating to Palm Beach County.

Respectfully yours,

DAVE SHOLTZ,
Governor.

Senator Sikes moved that the Senate do now revert to the consideration of Messages from the House of Representatives. Which was agreed to.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee Fla., May 27, 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. 1129:

A bill to be entitled An Act to provide for and regulate sales of goods, wares, merchandise or other personal property at public auction; to fix the license tax; requiring a bond of those who conduct public auction sales: requiring an affidavit concerning and an inventory of the property to be sold: the duration of such auction sales: the hours during which such sales are to be conducted: the examination of the property to be offered for sale: the prevention of fraud and deceit and imposing a penalty for the violation thereof.

Also has passed—

Committee Substitute for House Bill No. 562:

A bill to be entitled An Act creating a lien in favor of any person, firm or corporation who shall furnish corn, oats, hay, grain and/or other feed or feed stuffs, and/or straw, to or upon the order of the owner or the agent, bailee, lessee or custodian of the owner of any race horse, polo pony or race dog, upon the horse or dog consuming such supplies; and providing what shall be deemed prima facie consumption of such supplies; and providing for the duration and enforcement of such lien and the superiority of such lien to all other liens or encumbrances, and repealing all laws in conflict with this Act.

Also has passed—

House Bill No. 506:

A bill to be entitled An Act relating to bondholders' committees organized for the enforcement of claims upon county, district and municipal bonds, or the refunding thereof; regulating the activities of said bondholders' committees, and providing for the registration thereof with the Secretary of State; regulating the making of contracts and undertakings by counties, districts and municipalities with bondholders' committees, their attorneys, agents and representatives, and providing for the public record of the same, and prescribing certain disabilities, penalties and forfeitures to be incurred for the violation of this Act.

Very respectfully,

WELDON G. STARRY,
Chief Clerk House of Representatives.

And House Bill No. 1129, contained in the above message, was read the first time by title only.

Senator Sikes asked unanimous consent of the Senate to take up and consider House Bill No. 1129 at this time.

Which was agreed to.

Senator Sikes moved that the rules be waived and House Bill No. 1129 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1129 was read the second time by title only.

Senator Beacham offered the following amendment to House Bill No. 1129:

At the end of Section 8, strike the period and add the following: "nor to the sale of livestock or farm implements."

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

Senator Sikes moved that the rules be further waived and House Bill No. 1129 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. 1129, 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, Butler, Clarke, Futch, Gillis, Gomez, Harper, Holland, Lundy, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parrish, Raulerson, Savage, Shivers, Sikes, Tillman, Touchton, Turner, Watson—27.

Nays—None.

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

And Committee Substitute for House Bill No. 562, 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 Committee Substitute for House Bill No. 562 at this time.

Which was agreed to and Committee Substitute for House Bill No. 562 was read the second time in full.

Senator Parrish moved that the rules be waived and Committee Substitute for House Bill No. 562 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 562 was 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, Butler, Clarke, Futch, Gillis, Harper, Lundy, McKenzie, MacWilliams, Mann, Nordman, Pannill, Parrish, Raulerson, Shelley, Shivers, Sikes, Touchton, Turner, Watson—22.

Nays—Mr. President; Senators Adams, Holland, Lewis, McArthur, Parker, Smith (14th), Tervin, Tillman—9.

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

And House Bill No. 506, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B".

Senator Futch asked unanimous consent of the Senate to take up and consider Senate Bill No. 365, out of its order, at this time.

Which was agreed to.

Senate Bill No. 365:

A bill to be entitled An Act to regulate the employment of public health nurses and to provide for the certification of the same by the division of public health nursing, State Board of Health.

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 Bass, Beacham, Beall, Black, Butler, Clarke, Futch, Gillis, Harper, Holland, Lewis, Lundy, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Shivers, Sikes, Smith (14th), Tillman, Touchton, Turner, Watson—29.

Nays—Senator McArthur—1.

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

Senator Murphy asked unanimous consent of the Senate to take up and consider Senate Bill No. 318, out of its order, at this time.

Which was agreed to.

Senate Bill No. 318:

A bill to be entitled An Act to amend Section 1 of Chapter 12453, Laws of Florida, Acts of 1927, as amended by Chapter 15061, Laws of Florida, Acts of 1931, relating to the conservation and protection of certain wild trees, shrubs and plants in the State of Florida.

Was taken up.

Senator Murphy moved that the rules be waived and Senate Bill No. 318 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 318 was read the second time by title only.

Senator Murphy moved that the rules be further waived and Senate Bill No. 318 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. 318 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, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Savage, Shivers, Sikes, Tillman, Touchton, Turner, Watson—31.

Nays—Senators Shelley, Tervin—2.

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

By unanimous consent Senator Beacham withdrew Senate Bill No. 868.

By permission the following bills were introduced.

By Senators Butler, Smith (29th), McKenzie, Savage, Pannill and Tervin—

Senate Bill No. 979:

A bill to be entitled An Act creating and incorporating a Special Taxing District comprised of Duval, Clay, Putnam, Marion, Levy and Citrus Counties, Florida, to be known as the Florida Ship Canal Navigation District; providing for the government and administration of said district by a Board of Commissioners; providing that the members of the Board of Directors of the Florida Ship Canal Authority shall be Ex Officio the members of the Board of Commissioners of said district; defining the powers, duties and authority of said board; providing for the payment of the costs and expenses of said district; authorizing and empowering said district, through its governing board, to borrow money and to issue its notes and bonds in order to carry out the provisions of this Act and prescribing the terms and conditions upon which such notes and bonds may be issued; providing that the proceeds of all loans made by the district, over and above the amounts required for the operation and administration of the district, shall be turned over to the Ship Canal Authority of the State of Florida, to be used by said Authority for the purpose of acquiring a right-of-way for a ship canal across the State of Florida running through or adjacent to the counties comprising said district and for the purpose of paying any other expenses incidental thereto; providing for the levy and collection of taxes upon all taxable property in said district for the purposes authorized in this Act.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 979 when it was introduced in the Senate:

NOTICE

TO WHOM IT MAY CONCERN:

Notice is hereby given of intention to apply to the Legislature of the State of Florida at the current session now in progress at Tallahassee, Florida, for the passage of a local or special bill, the substance of which shall be: To provide for the creation of a special taxing district to be composed of the Counties of Duval, Clay, Putnam, Marion, Citrus and Levy, to be known as the "Florida Ship Canal Navigation District," for the purpose of raising revenue for the use of The Ship Canal Authority of the State of Florida; to provide for the government and administration of said District by the Board of Directors of The Ship Canal Authority of the State of Florida, and for the directors, officers, and employees of said District and their compensation; to define the powers of said District and of the governing Board thereof; to provide for the borrowing of money by said District and for the issuance by said District of promissory notes and long term bonds; to provide for the payment of the costs and expenses of said District and for the use of the funds of said District by The Ship Canal Authority of the State of Florida, for the purpose of acquiring a right-of-way for a ship canal across the State of Florida, running through or adjacent to any or all of the above mentioned Counties, or for the purpose of paying any other expenses authorized to be incurred by said The Ship Canal Authority of the State of Florida, by Chapter 16176, Laws of 1933; to provide for the levy and collection of taxes

upon all taxable property of said District for the purposes above set forth.

CHARLES P. SUMMERALL, Chairman,
THE SHIP CANAL AUTHORITY OF THE
STATE OF FLORIDA

STATE OF FLORIDA)
COUNTY OF DUVAL) SS

Before me, the undersigned authority, personally appeared Walter F. COACHMAN, Jr., who, on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill, which bill relates to the creation and incorporation of a special taxing district comprised of Duval, Clay, Putnam, Marion, Levy and Citrus Counties, Florida, to be known as The Florida Ship Canal Navigation District, and which provides for its government and administration, defines its powers and purposes, provides for the borrowing of money and the levying of taxes by said District and the use of its funds by The Ship Canal Authority of the State of Florida in acquiring a right-of-way for a ship canal running through or adjacent to the boundaries of said District has been published at least thirty days prior to this date by being printed in the issue of the 24th day of April, 1935, of The Financial News, a newspaper published in Duval County, Florida, and in the issue of the 26th day of April, 1935, of The Clay County Crescent, a newspaper published in Clay County, Florida, and in the issue of the 25th day of April, 1935, of the Palatka Daily News, a newspaper published in Putnam County, Florida, and in the issue of the 25th day of April, 1935, of The Ocala Morning Banner, a newspaper published in Marion County, Florida, and in the issue of the 25th day of April, 1935, of The Williston Sun, a newspaper published in Levy County, Florida, and in the issue of the 25th day of April, 1935, of The Citrus County Chronicle, a newspaper published in Citrus County, Florida, in which above named Counties the matter or thing to be affected by said contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

WALTER F. COACHMAN, JR.

Sworn to and subscribed before me this 27th day of May, A. D. 1935.

(SEAL)

HERMAN ULMER,
Notary Public, State of Florida at Large.
My commission expires 2-1-36.

Senator McKenzie asked unanimous consent of the Senate to take up and consider Senate Bill No. 979 at this time.

Which was agreed to.

Senator McKenzie moved that the rules be waived and Senate Bill No. 979 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 979 was read the second time by title only.

Senator McKenzie offered the following amendment to Senate Bill No. 979:

In Section 13, lines 5 and 6 (typewritten bill), strike out the words and figures: "ninety (90) days" and insert in lieu thereof the following: six (6) months.

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

Senator McKenzie also offered the following amendment to Senate Bill No. 979:

In Section 13, line 7 (typewritten bill), strike out the words and figures: "ninety (90) days" and insert in lieu thereof the following: six (6) months.

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

Senator McKenzie moved that the rules be further waived and Senate Bill No. 979, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 979, 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 was referred to the Committee on Engrossed Bills.

By Senators Butler, McKenzie, Turner, Savage and Pannill—

Senate Bill No. 980:

A bill to be entitled An Act providing for the cancellation of all unpaid county taxes (including those included in tax certificates now or hereafter held by the State of Florida) on any real estate in Duval, Putnam, Marion, Levy and Citrus Counties, acquired by any agency of the State of Florida or of the United States, for use as a part of the right of way for a ship canal across the State of Florida, (as such right of way is defined in Chapter 16176, Laws of 1933) defining what is meant by county taxes for the purposes of this Act; and providing that the titles to such lands shall stand as though such unpaid county taxes had never been assessed.

Which was read the first time by title only.

The following proof of publication was attached to Senate Bill No. 980 when it was introduced in the Senate:

NOTICE

To Whom It May Concern:

Notice is hereby given of intention to apply to the Legislature of the State of Florida at the current session now in progress at Tallahassee, Florida, for the passage of a local or special bill, the substance of which shall be: To provide for the cancellation of all unpaid County taxes (including those included in tax certificates now or hereafter held by the State), on any real estate in Duval, Putnam, Marion, Levy and Citrus Counties, acquired by the State of Florida (or any agency or taxing district thereof), or by the United States (or any department or agency thereof) for use as part of the right-of-way for a ship canal across the State of Florida (as such right-of-way is defined in Chapter 16176, Laws of 1933), and to provide that the titles to such lands shall stand as though such unpaid County taxes had never been assessed.

CHARLES P. SUMMERALL, Chairman,
THE SHIP CANAL AUTHORITY OF THE
STATE OF FLORIDA.

STATE OF FLORIDA,)
COUNTY OF DUVAL) ss.

Before the undersigned authority personally appeared Walter F. Coachman, Jr., who on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill, which bill relates to the cancellation of all unpaid County taxes on any real estate in Duval, Putnam, Marion, Levy and Citrus Counties, Florida, acquired by the State of Florida, or any agency thereof, or by the United States, or any department or agency thereof, for use as part of the right-of-way for a ship canal across the State of Florida, has been published at least thirty days prior to this date by being printed in the issue of the 24th day of April, 1935, of The Financial News, a newspaper published in Duval County, Florida, and in the issue of the 25th day of April, 1935, of The Palatka Daily News, a newspaper published in Putnam County, Florida, and in the issue of the 25th day of April, 1935, of The Ocala Morning Banner, a newspaper published in Marion County, Florida, and in the issue of the 25th day of April, 1935, of The Williston Sun, a newspaper published in Levy County, Florida, and in the issue of the 25th day of April, 1935, of the Citrus County Chronicle, a newspaper published in Citrus County, Florida, in which above named Counties the matter or thing to be affected by said contemplated law is situated; that a copy of the notice that has been published as aforesaid and also this affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice so attached is by reference made a part of this affidavit.

WALTER F. COACHMAN, JR.

Sworn to and subscribed before me this 27th day of May, A. D. 1935.

(SEAL)

HERMAN ULMER,
Notary Public, State of Florida at Large.
My commission expires 2/1/36.

Senator McKenzie asked unanimous consent of the Senate to take up and consider Senate Bill No. 980 at this time. Which was agreed to.

Senator McKenzie moved that the rules be waived and Senate Bill No. 980 be read the second time by title only. Which was agreed to by a two-thirds vote. And Senate Bill No. 980 was read the second time by title only.

Senator McKenzie moved that the rules be further waived and Senate Bill No. 980 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. 980 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), Sweager, Tervin, Tillman, Touchton, Turner, Watson—38.
Nays—None.

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

By unanimous consent Senator Futch withdrew Senate Bill No. 611.

Senator Clarke asked unanimous consent of the Senate to take up and consider House Bill No. 1101, out of its order, at this time. Which was agreed to.

House Bill No. 1101:
A bill to be entitled An Act to prohibit the advertisement or publication of any notice relative to the handling by any person, firm, or association, of divorce cases without the name of one or more attorneys at law duly authorized to practice law in the Circuit Courts of Florida being signed thereto and providing penalties for the violation thereof. Was taken up and read the second time in full.

Senator Clarke moved that the rules be waived and House Bill No. 1101 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. 1101 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, Harper, Holland, Lewis, Lundy, McArthur, McKenzie, MacWilliams, Mann, Murphy, Nordman, Pannill, Parker, Parrish, Raulerson, Rose, Savage, Shelley, Shivers, Sikes, Smith (29th), Tillman, Touchton, Turner, Watson—34.
Nays—None.
So the bill passed, title as stated, and the action of the Senate was ordered to be immediately certified to the House of Representatives.

Senator Adams moved that the rules be waived and the hour of convening of the Senate at the morning sessions be fixed at 10:00 o'clock A. M. for the remainder of the 1935 Session of the Legislature. Which was agreed to by a two-thirds vote and it was so ordered.

Senator Adams moved that the Senate do now adjourn. Which was agreed to. And the Senate stood adjourned at 7:23 o'clock P. M., until 10:00 o'clock A. M., Tuesday, May 28, 1935.

EXECUTIVE SESSION

The Senate in Executive Session on May 27, 1935, advised and consented to the nomination by the Governor of the following named officer:

Ben C. Willard, Judge of the Criminal Court of Record in and for Dade County, State of Florida, for the unexpired term ending September 15, 1935.

Ben C. Willard, Judge of the Criminal Court of Record in and for Dade County, State of Florida, for a period of four years, beginning September 16, 1935.