

# JOURNAL OF THE SENATE

Thursday, April 22, 1937

The Senate convened at 11:00 o'clock A. M. pursuant to adjournment on Wednesday, April 21, 1937.

The President in the Chair.

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

Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Coulter, Dame, Dugger, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—36.

A quorum present.

Senator Mapoles was excused from attendance upon the Session today.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Wednesday, April 21, 1937, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

Senator Black, Chairman of the Committee on Labor and Industry, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

*Sir:*

Your Committee on Labor and Industry, to whom was referred:

Senate Bill No. 295:

A bill to be entitled An Act to Amend Section 3944 of the compiled General Laws of Florida, 1927, being An Act making any person, firm or corporation liable on demand in current money of the United States to any legal holder thereof for the full face value of any checks, coupons, punchouts, tickets, tokens or other device issued by them in payment for Labor and Redeemable either wholly or partially in merchandise at their or any other place of business, and fixing the time after which said checks, coupons, punchouts, tickets, tokens or other device shall become redeemable in cash and providing for the enforcement of this Act.

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

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

And Senate Bill No. 295, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Black, Chairman of the Committee on Labor and Industry, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

*Sir:*

Your Committee on Labor and Industry, to whom was referred:

Senate Bill No. 293:

A bill to be entitled An Act directing the State Board of Institutions to immediately contract for the purchase of, and construction of, an elevator or escalator in the Capitol Building in the State of Florida, Tallahassee, Florida, and for the appropriation of a sum of money for the carrying into effect the provisions of this Act.

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

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

And Senate Bill No. 293, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Black, Chairman of the Committee on Labor and Industry, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*

*President of the Senate.*

*Sir:*

Your Committee on Labor and Industry, to whom was referred:

Senate Bill No. 255:

A bill to be entitled An Act prohibiting the operation of elevators without a permit, making certain exceptions therefrom; providing for the inspection of elevators and the employment or qualification of elevator inspectors by the Industrial Commission; providing for a penalty for the violation of this Act and appropriating three thousand dollars (\$3,000.00) for the enforcement of the provisions hereof.

Have had the same under consideration, and recommend that the same be re-referred to the Committee on Appropriations.

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

And Senate Bill No. 255, contained in the above report, was ordered re-referred to the Committee on Appropriations.

Senator Black, Chairman of the Committee on Labor and Industry, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*

*President of the Senate.*

*Sir:*

Your Committee on Labor and Industry, to whom was referred:

Senate Bill No. 294:

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

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

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

And Senate Bill No. 294, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 21, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

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

Senate Bill No. 313:

A bill to be entitled An Act authorizing the State Board of Administration to enter into refunding agreements concerning any bonds or securities which are held by the said board; authorizing the said board to exchange any bonds or securities held by the said board for other bonds or securities as may be decided by the said board to be in the interest of taxing units affected.

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

Amendment No. 1:

In Section One line three (typewritten bill) insert between the words "to enter" and the words "into any" the following words: "at the request and authorization of the taxing unit affected."

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

And Senate Bill No. 313, contained in the above report, together with Committee Amendment thereto was placed on the Calendar of Bills on second reading.

Senator Parker, Chairman of the Committee on Public Roads and Highways, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Public Roads and Highways, to whom was referred:

Senate Bill No. 307:

A bill to be entitled An Act to declare, designate and establish a certain State road.

Senate Bill No. 342:

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

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

Very respectfully,  
F. P. PARKER,  
Chairman of Committee.

And Senate Bills Nos. 307 and 342, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 21, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

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

Senate Bill No. 88:

A bill to be entitled An Act to abolish all standing levies of taxes for State purposes and repeal all laws relating thereto, and to prohibit the levy, extension or collection of taxes for State purposes, except in pursuance of law applying to the particular year.

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

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

And Senate Bill No. 88, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 21, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

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

Senate Bill No. 204:

A bill to be entitled An Act to exempt from all taxes certain lands owned by the City of Anna Maria, a municipal corporation in Manatee County, Florida, and to cancel all State and County Taxes and Tax Certificates outstanding against the same, said lands being used for Parks and Recreational purposes by said cities.

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

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

And Senate Bill No. 204, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Tillman, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 21, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

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

Senate Bill No. 34:

A bill to be entitled An Act ratifying, approving and confirming the cancellation of all taxes upon property now or formerly owned by the Florida East Coast Railway in Monroe County for the years 1935 and 1936.

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

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

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

Senator Johns, Chairman of the Committee on Agriculture and Live Stock, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Agriculture and Live Stock, to whom was referred:

Senate Bill No. 71:

A bill to be entitled An Act to provide for the purchase, distribution and administration of anti-hog cholera serum and hog cholera virus in the State of Florida by the State Live Stock Sanitary Board; making appropriation therefor and creating a fund to be known as the Serum Fund.

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

Very respectfully,  
CHARLEY E. JOHNS,  
Chairman of Committee.

And Senate Bill No. 71, contained in the above report, was placed on the Calendar of Bills on second reading.

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,  
Tallahassee, Fla., April 21, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.  
Sir:

Your Committee on Engrossed Bills, to whom was referred:

(with amendments) after 3rd reading Senate Joint Resolution No. 19:

A Joint Resolution proposing an amendment to Article IX of the Constitution relating to taxation.

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

Very respectfully,

S. A. HINELY,  
Chairman of Committee.

And Senate Joint Resolution No. 19, contained in the above report, was ordered certified to the House of Representatives.

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

Senate Chamber,  
Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

Sir:

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

Senate Bill No. 234:

A bill to be entitled An Act to provide for the compensation of the Judge of the Criminal Court of Record of Monroe County, Florida; to provide for the method of payment of such salary or compensation.

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

Very respectfully,

S. A. HINELY,  
Chairman of Committee.

And Senate Bill No. 234, contained in the above report, was referred to the Committee on Enrolled Bills.

#### REPORT OF ENROLLING COMMITTEE

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

Senate Chamber,  
Tallahassee, Fla., April 21, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

Sir:

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

Senate Bill No. 311:

A bill to be entitled An Act fixing and determining the basis of the compensation of the County Tax Collector in counties having a population of not less than 28,000 and not more than 29,000, according to the last State census and providing for the determination of such compensation for the year 1936 and all prior years.

Have examined the same and find it correctly enrolled.

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

Very respectfully,

H. S. McKENZIE,  
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

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

Senate Chamber,  
Tallahassee, Fla., April 21, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

Sir:

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

Senate Concurrent Resolution No. 4:

A Senate Concurrent Resolution passed by the Senate and the House of Representatives concerning the illness of O. S.

Wodrich, dean, of newspaper correspondents assigned to cover the acts and doings of the Legislature in the past.

Also—

Senate Concurrent Resolution No. 9:

A Concurrent Resolution of the Senate and House of Representatives further relating to a Joint Session of the House and Senate to be held for the purpose of conducting Memorial Exercises in memory of the Honorable Duncan U. Fletcher and the Honorable Park M. Trammell, late United States Senators from the State of Florida, and changing the date for such exercises.

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,

H. S. McKENZIE,  
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

#### REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

Senate Chamber,  
Tallahassee, Fla., April 21, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

Sir:

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

Senate Concurrent Resolution No. 4:

A Senate Concurrent Resolution passed by the Senate and the House of Representatives concerning the illness of O. S. Wodrich, dean of newspaper correspondents assigned to cover the acts and doings of the Legislature in the past.

Also—

Senate Concurrent Resolution No. 9:

A Concurrent Resolution of the Senate and House of Representatives further relating to a Joint Session of the House and Senate to be held for the purpose of conducting Memorial Exercises in memory of the Honorable Duncan U. Fletcher and the Honorable Park M. Trammell, late United States Senators from the State of Florida, and changing the date for such exercises.

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

Very respectfully,

H. S. McKENZIE,  
Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

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

Senate Chamber,  
Tallahassee, Fla., April 21, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

Sir:

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

Senate Bill No. 311:

An Act fixing and determining the basis of the Compensation of the County Tax Collector in Counties having a population of not less than 28,000 and not more than 29,000, according to the last State census and providing for the determination of such Compensation for the year 1936 and all prior years.

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

Very respectfully,

H. S. McKENZIE,

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

REPORTS OF COMMITTEES

The following Special Report of the Committee on Rules and Calendar was received and read:

Hon. D. Stuart Gillis,  
President of the Senate,  
Tallahassee, Florida.

Sir:

Your Committee on Rules and Calendar begs leave to submit the following recommendations:

1. That the hour for convening the session of the Senate on Friday, April 23rd, be fixed at 10:30 a. m.
2. That after the reading and correction of the Journal, the next thirty minutes, or so much thereof as may be necessary, be devoted to the consideration of local bills.

Respectfully submitted,  
GEO. F. WESTBROOK,  
W. M. TERVIN,  
J. J. PARRISH,  
H. S. MCKENZIE,  
Committee on Rules and Calendar.

Senator Westbrook moved the adoption of the report. Which was agreed to and the report was adopted.

INTRODUCTION OF RESOLUTIONS

By Senator Dugger—  
Senate Resolution No. 20:

WHEREAS, since the last Session of the Legislature the Honorable Thomas Jefferson Knabb, a former member of the Senate, representing the Twenty-Ninth Senatorial District during the sessions of 1921, 1923 and again in 1929, 1931, has died:—

THEREFORE, BE IT RESOLVED BY THE SENATE that a page of the Journal of the Senate be set apart to commemorate in permanent form his memory of his services as Senator from his District that those who come after him may have before them the example of his high courage and unflinching interest in the people of this State.

BE IT FURTHER RESOLVED that this Journal page devoted to his memory be printed in the Senate Journal on the same day that the pages of the Journal are set apart to the memory of other deceased Senators, and that a copy of this Resolution subscribed by the President of the Senate and attested by the Secretary, under the seal of the Senate, be transmitted to his widow, Mrs. T. J. Knabb at Macclenny, Florida.

Which was read the first time in full.

Senator Dugger moved the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 20 was adopted.

Pursuant to the provisions of Senate Resolution No. 20 the President announced the appointment of Senators Dugger, Hodges and Coulter as the Special Committee to draft and present suitable Resolutions commemorating the life and public services of Honorable T. J. Knabb, late a Senator from the 29th Senatorial District of Florida.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator McKenzie—  
Senate Bill No. 375:

A bill to be entitled An Act apportioning the moneys received from the State Treasurer by the County Commissioners of Putnam County, State of Florida, 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 said county.

The following proof of publication was attached to Senate Bill No. 375 when it was introduced in the Senate:

COPY OF ADVERTISEMENT  
NOTICE OF SPECIAL LEGISLATION FOR PUTNAM  
COUNTY.

NOTICE IS HEREBY GIVEN, that a proposed special law

will be introduced in the regular session of the Legislature of the State of Florida to be held during the year A. D. 1937, which said proposed law shall be as follows:

A BILL TO BE ENTITLED AN ACT apportioning the Moneys Received From the State Treasurer by the County Commissioners of Putnam County State of Florida, 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 Said County.

L. P. STRICKLAND,  
Chairman, Board of County Commissioners.  
R. R. WILKINSON,  
Chairman, Board of Public Instruction.

Mar. 19, 26; April 2, 9.

AFFIDAVIT

STATE OF FLORIDA, )  
) ss.  
COUNTY OF PUTNAM, )

Personally appeared before me, a Notary Public in and for the State of Florida and County of Putnam, W. L. O'Keefe, who, being first duly sworn, deposes and says he is publisher of The Times-Herald, a newspaper published weekly in the City of Palatka, in said County and State, and that said newspaper has been published continuously at least once each week and has been entered as second class mail matter at the United States Postoffice at Palatka, Florida, in Putnam County, for a period of one year and more preceding the publication of the first insertion of the notice, a copy of which is hereto attached; that said notice has been published in The Times-Herald for 4 consecutive weeks as follows: March 19, 26, April 2, 9, 1937.

W. L. O'KEEFE,  
Publisher.

Sworn to and subscribed before me this 17th day of April, A. D., 1937.

GEORGIA C. FRALICK,  
Notary Public, State of Florida at Large.

My Commission expires the 10th day of Feb., A. D., 1938.  
(SEAL)

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

By Senator McKenzie—  
Senate Bill No. 376:

A bill to be entitled An Act prohibiting the hunting of wild game and creating a breeding ground in certain territory in Putnam County, and prescribing punishment for violation thereof.

The following proof of publication was attached to Senate Bill No. 376 when it was introduced in the Senate:

COPY OF ADVERTISEMENT  
CONTEMPLATED LEGISLATION

Notice is hereby given that there will be presented to the 1937 Florida Legislature a proposed bill for the purpose of enacting same into law, the bill to be entitled as follows:

An Act Closing Certain Territory In Putnam County To the Hunting of Wild Game and Prescribing Punishment For Violation of This Act.

Mar. 19, 26; April 2, 9.

AFFIDAVIT

STATE OF FLORIDA, )  
) ss.  
COUNTY OF PUTNAM, )

Personally appeared before me, a Notary Public in and for the State of Florida and County of Putnam, W. L. O'Keefe, who, being first duly sworn, deposes and says he is publisher of the Times-Herald, a newspaper published weekly in the City of Palatka, in said County and State, and that said newspaper has been published continuously at least once each week and has been entered as second-class mail matter at the United States postoffice at Palatka, Florida, in Putnam County, for a period of one year and more preceding the publication of the first insertion of the notice, a copy of which is hereto attached; that said notice has been published in THE TIMES-HERALD for four consecutive weeks as follows:

## Senate Resolution No. 20:

By Senator Dugger

WHEREAS, since the last Session of the Legislature the Honorable Thomas Jefferson Knabb, a former member of the Senate, representing the Twenty-Ninth Senatorial District during the sessions of 1921, 1923 and again in 1929, 1931, has died:—

THEREFORE, BE IT RESOLVED BY THE SENATE that a page of the Journal of the Senate be set apart to commemorate in permanent form his memory of his services as Senator from his District that those who come after him may have before them the example of his high courage and unfaltering interest in the people of this State.

BE IT FURTHER RESOLVED that this Journal page devoted to his memory be printed in the Senate Journal on the same day the pages of the Journal are set apart to the memory of other deceased Senators, and that a copy of this Resolution subscribed by the President of the Senate and attested by the Secretary, under the seal of the Senate, be transmitted to his widow, Mrs. T. J. Knabb at Macclenny, Florida.

March 19, 26, April 2, 9, 1937.

W. L. O'KEEFE,  
Publisher.

Sworn to and subscribed before me this 19th day of April,  
A. D., 1937.  
(Seal)

GEORGIA C. FRALICK,  
Notary Public, State of Florida at Large.

My commission expires the 10th day of February, A. D.,  
1938.

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

By Senator Dame—

Senate Bill No. 377:

A bill to be entitled An Act to declare, designate and estab-  
lish a certain State road.

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

By Senator Dame—

Senate Bill No. 378:

A bill to be entitled An Act to declare, designate and estab-  
lish a certain State road.

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

By Senator Dame—

Senate Bill No. 379:

A bill to be entitled An Act to declare, designate and estab-  
lish a certain State road.

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

Senator Tervin moved that a committee be appointed to  
escort Honorable E. T. Etheredge, former member of the Sen-  
ate, from the 36th Senatorial District, to a seat on the ros-  
trum of the Senate.

Which was agreed to.

And the President appointed Senators Tervin, Hinely, and  
Clarke as the committee.

Senator Tillman moved that a committee be appointed to  
escort Honorable W. F. Hines, former member of the Sen-  
ate, from the 34th Senatorial District, to a seat on the ros-  
trum of the Senate.

Which was agreed to.

And the President appointed Senators Tillman, Savage  
and Graham as the committee.

By Senator Dame—

Senate Bill No. 380:

A bill to be entitled An Act to declare, designate and estab-  
lish a certain State road.

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

By Senator Dame—

Senate Bill No. 381:

A bill to be entitled An Act to declare, designate and estab-  
lish a certain State road.

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

By Senators Tillman and Touchton—

Senate Bill No. 382:

A bill to be entitled An Act to regulate competition in retail  
trade, to prohibit unfair competition therein, declaring certain  
practices unfair and making the same illegal and providing  
penalties for the violation of this Act and remedies to persons  
damaged by such violation.

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

By Senator Kanner—

Senate Bill No. 383:

A bill to be entitled An Act relating to and providing the  
procedure for nominating, voting for and electing the electors  
of President and Vice President of the United States to which  
the State of Florida is entitled under provisions of Federal law.

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

By Senator Westbrook—

Senate Bill No. 384:

A bill to be entitled An Act to declare, designate and estab-  
lish a certain State road in Lake County, Florida.

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

By Senator Westbrook—

Senate Bill No. 385:

A bill to be entitled An Act to declare, designate, and estab-  
lish a certain State road in Lake, Sumter, and Pasco Counties,  
in the State of Florida.

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

By Senator Beall—

Senate Bill No. 386:

A bill to be entitled An Act to amend Section One of Chap-  
ter 13663, Laws of Florida, Acts of 1929, as amended by Chap-  
ter 14741, Laws of Florida, Acts of 1931, as amended by Chap-  
ter 17069, Laws of Florida, Acts of 1935; entitled "An Act re-  
lating to insurance agents or solicitors; to provide for the  
examining and licensing of such insurance agents or solici-  
tors; to provide for the revocation or suspension of such  
licenses; to provide penalties for violation of any provision of  
this Act; and to repeal all other Laws in conflict with this  
Act." Defining an insurance agent and providing for the  
licensing thereof.

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

By Senator Touchton—

Senate Bill No. 387:

A bill to be entitled An Act to extend State Road No. 212  
as designated in Chapter 14947, Laws of Florida of 1931.

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

By Senator Touchton—

Senate Bill No. 388:

A bill to be entitled An Act to amend Section 2290 of the  
Revised General Statutes of Florida, being the same as Section  
3636 of the Compiled General Laws of Florida, 1927, relative  
to professional engineers.

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

By Senators Parrish, Hinely, McKenzie, Murphy and  
Beacham—

Senate Bill No. 389:

A bill to be entitled An Act creating the State Market Au-  
thority, providing for appointment of its governing body and  
defining its powers, duties and jurisdiction, authorizing the  
issuance of revenue certificates of the authority and providing  
for the payment thereof.

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

By Senator Beall—

Senate Bill No. 390:

A bill to be entitled An Act to repeal Section Two of Chapter  
12295, Laws of Florida, 1927, relating to the temporary transfer  
by the Governor of funds from one fund to another in order  
to meet temporary deficiencies in particular funds without  
recourse to the borrowing of money and paying interest  
thereon.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate  
Bill No. 390 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 390 was read the second time in full.

Senator Beall moved that the rules be further waived and  
Senate Bill No. 390 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. 390 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, Coulter, Dame, Graham, Hinely, Hodges, Kanner, Kelly, Kendrick, Parker, Parrish, Rose, Sweger, Tervin, Tillman, Touchton, Westbrook, Wynn—21.

Nays—Senators Clarke, Dugger, Gomez, Holland, Johns, McArthur, McKenzie, Nordman, Savage, Walker—10.

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 waiver of the rules.

By Senator Butler—

Senate Bill No. 391:

A bill to be entitled An Act to amend the Uniform Mechanics' Lien Act approved June 4, 1935, being Chapter 17097, Laws of Florida, Acts of 1935, to enable bona fide purchasers and mortgagees for value without notice to rely upon the county records and acquire property free from unrecorded liens; and prescribing liability of owner for selling or encumbering property subject to unrecorded liens and failing to pay same.

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

By Senator Butler—

Senate Bill No. 392:

A bill to be entitled An Act for the relief of Bluett Anderson, and providing for the payment of compensation to him for land sold without legal title by the Trustees of the Internal Improvement Fund.

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

By Senator Dugger—

Senate Bill No. 393:

A bill to be entitled An Act to repeal Chapter 15,941, of the General Acts of the Legislature of 1933, the same being an Act fixing the compensation of the members of Boards of County Commissioners of Counties in the State of Florida having a population of not less than 7,100 and not more than 7,400, according to the last State Census, and prescribing the manner of payment of the same.

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

By Senators Beall, Coulter, Adams, Nordman, Harper, McKenzie, Westbrook, Black, Sweger and Wynn—

Senate Bill No. 394:

A bill to be entitled An Act amending Section 5 of Chapter 3699, Acts of 1887, as amended by Section 1 of Chapter 6207, Acts of 1911 as amended by Section 1 of Chapter 14824, Acts of 1931, relating to public printing by requiring bidders for public printing contracts designated as Class "A" to file with bids for Class "A" contracts statements under oath of such bidder's ability at time of submitting such bid to perform such contract in the printing plant operated by such bidder in good faith at the time such bid is submitted, the location of such printing plant, and that said contract will be performed in such printing plant; prohibiting the Board of Commissioners of State Institutions from considering or awarding any contract to any bidder not filing such statement under oath; and providing for forfeiture as liquidated damages of checks submitted by bidders making false representations in such statements under oath and providing for the disposition of funds so forfeited.

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

Senator Tillman moved that a committee be appointed to escort Mrs. Hortense K. Wells, National Democratic Committeewoman, to a seat on the rostrum of the Senate.

Which was agreed to.

And the President appointed Senators Tillman, McArthur and Rose as the Committee.

By Senator Touchton—

Senate Bill No. 395:

A bill to be entitled An Act to amend Section 303 of the Revised General Statutes of 1920, (359 C. G. L. 1927), as amended by Section 2 of Chapter 13761, Laws of Florida, Acts of 1929; and to amend Section 354, of the Revised General Statutes of 1920, (411 C. G. L. 1927), as amended by Section 14 of Chapter 13761, Laws of Florida, Acts of 1929, the same

being Laws fixing the time for holding primary elections for the election of candidates for political party offices, and for the nomination of candidates for State and county offices.

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

By Senators Tervin and Holland—

Senate Bill No. 396:

A bill to be entitled An Act to amend Section One of Chapter 11896 of the Laws of Florida, approved June 6, 1927, the same being Section 6248 of Compiled General Laws of 1927 and relating to regulating the use of the co-insurance clause in contracts of insurance.

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

The following message from the Governor was received:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE

April 21, 1937.

Honorable D. Stuart Gillis,

President of the Senate.

Tallahassee, Florida.

Sir:

I have the honor to inform you that I have today approved the following Acts 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. 67 relating to Cottondale.

Senate Bill No. 68 relating to Circuit Court.

Senate Bill No. 110 relating to Lake Maitland.

Senate Bill No. 220 relating to Jackson County.

Respectfully yours,

FRED P. CONE.

Governor.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,

President of the Senate.

Sir:

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

Senate Bill No. 121:

A bill to be entitled An Act making provisions for placing and maintaining the fiscal affairs of the City of Tampa on a cash basis; providing for the preparation of budget estimates and passage of resolutions making appropriations and levying taxes; and providing for the enforcement of the provisions of this Act.

Also has passed—

Senate Bill No. 122:

A bill to be entitled An Act concerning the working of persons confined in the jail or other prison of the City of Tampa in pursuance of conviction in the Municipal Court of said city.

Also has passed—

Senate Bill No. 236:

A bill to be entitled An Act enabling and empowering Union County, Florida, by and through its Board of County Commissioners and the State Treasurer of the State of Florida, as Ex Officio Treasurer of said county, to refund to those taxpayers of said county who paid to the Tax Collector of said county a tax millage for debt service amounting to eighty-nine mills, levied for the year 1934 in obedience to a peremptory writ of mandamus issuing out of the Supreme Court of the State of Florida, seventy-four mills of the taxes so paid; and prescribing the manner in which and the means by which said refund shall be accomplished.

Proof of publication attached.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And Senate Bills Nos. 121, 122 and 236, contained in the above message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the required Constitutional two-thirds vote of all members present, the Governor's veto to the contrary notwithstanding.

Senate Bill No. 1015 of the 1935 Session:

A bill to be entitled An Act providing for the relief of Mrs. W. H. Lyle, as administratrix of the estate of W. H. Lyle, deceased.

Proof of publication attached.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And Senate Bill No. 1015 of the 1935 Session was ordered to be certified to the House of Representatives.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

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

Senate Bill No. 35:

A bill to be entitled An Act to amend Sections 16, 21, 23 and 25 of Chapter 16854, Laws of Florida, Acts of 1935, entitled "An Act to stabilize and protect the citrus industry of the State of Florida and to promote the general welfare of such industry and of the State of Florida; to create a State citrus commission of the State of Florida to be known as "Florida Citrus Commission;" to provide for the appointment and payment of expenses of the members of such commission and to prescribe the powers, duties and functions of such commission and the qualifications and terms of office of members thereof; to create seven citrus districts to be numbered one to seven; to provide for the adoption by said Commission of rules, regulations and orders necessary and proper for an effective administration and enforcement of this Act; to protect and enhance the reputation of Florida citrus fruit in domestic and foreign markets; to regulate the inspection, grading and marking of citrus fruit; to prohibit the shipping of citrus fruit in violation of this Act; to prescribe the powers and duties of the Commissioner of Agriculture of the State of Florida in the enforcement of this Act; to provide for judicial review of protests made in connection with any rules, regulations or orders adopted pursuant to this Act; to provide for the levy and collection of assessments and the disbursement thereof; to provide for inspection and inspection services; and to provide penalties for violations of the provisions of this Act and any rule, regulation or order promulgated thereunder."

Also has passed—

Senate Bill No. 36:

A bill to be entitled An Act relating to the purchase, handling, sale and accounting of sales of citrus fruit grown in the State of Florida; to prevent fraud and deception therein; to provide for the licensing and bonding of citrus fruit dealers; to prescribe certain powers and duties of the Commissioner of Agriculture of the State of Florida in the administration and enforcement of this Act; and to prescribe penalties for the violations of the provisions of this Act.

Also has passed—

Senate Bill No. 37:

A bill to be entitled An Act to provide for, and control, the artificial coloring of certain citrus fruits, and fixing penalties for the violation thereof.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And Senate Bills Nos. 35, 36 and 37, contained in the above message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

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

Senate Bill No. 52:

A bill to be entitled An Act to amend the charter of the City of Pensacola, Florida, relating to the adjustment, compromise, settlement, satisfaction, surrender and cancellation of tax liens and tax sales certificates held by the City of Pensacola on real and personal property.

And has passed—

Senate Bill No. 123:

A bill to be entitled An Act relating to the making up of the annual budget of the City of Tampa.

And has passed—

Senate Bill No. 328:

A bill to be entitled An Act to prohibit the erection, maintenance or operation of any filling station, public garage or mercantile establishment on Bayshore Boulevard, also known as Bayshore Drive, in the city of Tampa, Florida. Between the following points, To-wit: Beginning at an iron pipe located in the northwesterly line of Bayshore Boulevard, which point is 116.15 feet southwesterly from the point of intersection of the west line of Magnolia Avenue, with the northwesterly line of Bayshore Boulevard, thence southwesterly along said Bayshore Boulevard to its intersection with Howard Avenue and in the following area contiguous thereto, To-wit: Beginning at an iron pipe located in the northwesterly line of Bayshore Boulevard, which point is 116.15 feet southwesterly from the point of intersection of the west line of Magnolia Avenue with the northwesterly line of Bayshore Boulevard, thence northwesterly 118.3 feet to an iron pipe located in the south line of Swann Avenue, which point is 81.6 feet west of the point of intersection of the south line of Swann Avenue with the west line of Magnolia Avenue, thence west along the south line of Swann Avenue to the point of intersection with the east line of South Orleans Avenue, thence south along the east line of South Orleans Avenue to the point of intersection with the north line of Inman Avenue, thence west along the north line of Inman Avenue to the point of intersection with the southeasterly line of Snow Avenue, thence southwesterly along the southeasterly line of Snow Avenue to the point of intersection with the east line of South Rome Avenue, thence south along the east line of South Rome Avenue to the point of intersection with the south line of Watrous Avenue, thence east along the south line of Watrous Avenue 130 feet to the southwest corner of Lot 1, Block 15 of West Hyde Park subdivision, according to map or plat thereof recorded in Plat Book 3, page 36, Public Records of Hillsborough County, Florida, thence south 120 feet to the northwest corner of Lot 3, Block 15, of said West Hyde Park subdivision, thence west to the point of intersection with the east line of South Rome Avenue, thence southwesterly to the point of intersection of the south line of Hills Avenue with the west line of South Rome Avenue, thence southwesterly along the south line of Hills Avenue to the point of intersection with the east line of South Howard Avenue, thence south along the east line of South Howard Avenue to the point of intersection with Bayshore Boulevard, thence northeasterly along Bayshore Boulevard to point of beginning; and to declare the same to be a nuisance and against the public welfare of the city of Tampa; and providing a penalty for the violation thereof.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And Senate Bills Nos. 52, 123 and 328, contained in the above message, were referred to the Committee on Enrolled Bills.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the

Senate that the House of Representatives has indefinitely postponed—

Senate Bill No. 233:

A bill to be entitled An Act fixing the compensation for the members of the Board of County Commissioners of Monroe County, Florida, for services rendered and expenses incurred; and designating the fund out of which said compensation shall be paid.

Proof of publication attached.

And has also indefinitely postponed—

Senate Bill No. 235:

A bill to be entitled An Act to amend Section 2 of Chapter 16598, Laws of Florida, 1933, entitled "An Act creating and establishing a special district in Monroe County, Florida, to be known as 'Overseas Road and Toll Bridge District,' defining the territory included therein; providing for its government and administration and for the appointment of a Board of Commissioners therefor; defining the purposes and powers of said district; defining the powers, duties, privileges and liabilities of the Board of Commissioners thereof; authorizing the establishment of rules and regulations and providing penalties for the violation thereof; authorizing the establishment, construction, maintenance and operation of toll bridges and toll highways therein to complete a highway extending from Miami to Key West via Key Largo; authorizing said district to borrow money and issue evidences of indebtedness; providing for the repayment of such borrowed moneys and the interest thereon out of tolls and charges for the use of said toll bridges and toll highways; providing for the validating of said evidences of indebtedness; conferring the right of eminent domain on said district; granting to said district a right-of-way over any lands, waters or submerged lands belonging to the State of Florida in said district; authorizing the doing of all other acts and things necessary, incident and proper in furtherance of the purposes and objects aforesaid, including the levy of an annual ad valorem tax for the maintenance, repair, and operation of said toll bridges and toll highways, and repealing all laws or parts of laws in conflict herewith."

Proof of publication attached.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And Senate Bills Nos. 233 and 235, contained in the above message, were indefinitely postponed.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

Sir:

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

Senate Bill No. 38:

A bill to be entitled An Act providing for and prescribing certain additional powers, duties and authority of the Florida Citrus Commission; providing the authority for the Florida Citrus Commission to hold hearings, ascertain facts, and to raise or lower juice requirements of grapefruit that may be marketed in accordance with Law.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And Senate Bill No. 38, contained in the above message, was referred to the Committee on Enrolled Bills.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, with amendment—

Senate Bill No. 234:

A bill to be entitled An Act to provide for the Compensa-

tion of the Judge of the Criminal Court of Record of Monroe County, Florida; to provide for the method of payment of such Salary or Compensation.

Proof of publication attached.

Which amendment reads as follows:

In Section 1, line 3 (typewritten bill), strike out the words \$3,600.00 and insert the following: \$2,400.00.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And Senate Bill No. 234, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Gomez moved that the Senate do concur in the House Amendment to Senate Bill No. 234.

Which was agreed to.

And the Senate concurred in the House Amendment to Senate Bill No. 234.

And Senate Bill No. 234, as amended, was referred to the Committee on Engrossed Bills, and the action of the Senate was ordered to be immediately certified to the House of Representatives by waiver of the rules.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*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. 372:

A bill to be entitled An Act to repeal Chapter 17613, Laws of Florida, Special Acts of 1935, entitled "An Act to provide that the City Commissioners of the City of Moore Haven, Florida, and the clerk of said city shall all be elected at the next municipal election to be held for the election of any city officer, and that the said City Commissioners and City Clerk shall be elected for two years, and to provide for the election of said officers every two years thereafter."

Also has passed—

House Bill No. 400:

A bill to be entitled An Act to amend Section 65 of Chapter 8374, Laws of Florida, Acts of 1919, entitled, "An Act to abolish the present Municipal Government of the City of Tallahassee, in the County of Leon, in the State of Florida, and to create, establish and organize a Municipality to be known and designated as the City of Tallahassee, and to define its territorial boundaries and to provide for its Government, jurisdiction, powers, franchises and privileges," relating to the Trustees of the Sinking Fund of said City and their duties.

Also has passed—

House Bill No. 327:

A bill to be entitled An Act to abolish the present Government of the City of High Springs, Alachua County, Florida, and to create, establish and organize a municipality to be known and designated as the City of High Springs, and to provide for its government, jurisdiction, franchises and privileges.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 372, 400 and 327, contained in the above message, were read the first time by titles only and placed on Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*

Sir:

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

by the required constitutional two-thirds vote of all members of the House present, the Governor's veto to the contrary notwithstanding—

House Bill No. 246 of the 1935 Session:

An Act repealing Chapter 12412, Laws of Florida, Acts of Legislature 1927, being entitled "An Act imposing a license on automobile tire and tube dealers and for other purposes and repealing all laws in conflict herewith."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 246 (1935 Session), contained in the above message, was read the first time by title only and placed on the Calendar without reference.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
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. 511:

A bill to be entitled An Act authorizing the City Commission of the City of Sanford, Florida, to act as a Municipal Delinquent Tax Adjustment Board, prescribing its powers, duties and limitations; prescribing the length of time such board shall stay in existence; providing for a chairman and secretary of said board and authorizing said board to adjust, settle and compromise certain taxes and special assessments.

Also has passed—

House Bill No. 516:

A bill to be entitled An Act to regulate the storing, placing, keeping, handling or displaying of any article of junk, salvage, scrap or waste material within the county limits of Dade County, Florida, not included in any municipality, prescribing the rules and regulations for governing same; and providing a penalty for violation of this Act.

Proof of publication attached.

Also has passed—

House Bill No. 517:

A bill to be entitled An Act authorizing the City Commissioners of Lynn Haven, Florida, to adjust, compromise and settle all delinquent city taxes on real and personal property in the City of Lynn Haven, Florida.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 511, 516, and 517, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
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. 426:

A bill to be entitled An Act providing for the cancellation of all delinquent county and municipal taxes and all delinquent special assessments except State taxes against all homesteads situated within the County of Okeechobee, Florida.

Proof of publication attached.

Also has passed—

House Bill No. 433:

A bill to be entitled An Act relating to the compromise or

adjusted settlement of any liens held by the City of Leesburg, Florida, for taxes or special improvements where the interest of creditors of said city may be involved; providing for notice to such creditors and the effect of any such compromise or adjusted settlement upon the rights of any such creditors.

Also has passed—

House Bill No. 243:

A bill to be entitled An Act to repeal Chapter 17612, Laws of Florida, Special Acts of 1935, entitled, "An Act to fix the salary of the City Clerk of the City of Moore Haven, Florida, and requiring the clerk to make bond."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 426, 433 and 243, contained in the above message, were read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
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. 338:

A bill to be entitled An Act ratifying and confirming, validating and legalizing the assessments, valuations of properties and levies of taxes by the City of High Springs, Alachua County, Florida, for the years A. D. 1930, 1931, 1932, 1933, 1934, 1935, 1936, and authorizing the collection of said taxes so levied in the manner provided by state law; to ratify and confirm any and all other acts of the City Commission of the City of High Springs, for said years.

Also has passed—

House Bill No. 376:

A bill to be entitled An Act to legalize, ratify, validate and confirm the assessment, levy and collection of taxes and penalties thereon, for the years 1929, 1930, 1931, 1932, 1933, 1934, 1935 and 1936, by the City of Waldo, within Alachua County, Florida.

Also has passed—

House Bill No. 377:

A bill to be entitled An Act ratifying, validating and confirming all purchases of real estate heretofore made by, and transfers of real estate to, the Board of Public Instruction for the County of Seminole, State of Florida, or the trustees of any special tax school district of said Seminole County, Florida, for educational purposes.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 338, 376 and 377, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
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. 5:

A bill to be entitled An Act relating to the granting of peremptory writs or other orders in suits instituted to require the levy of taxes for the payment of any bonds, coupons and/or other evidences of indebtedness, or to establish a sinking fund for their ultimate redemption; and providing that no levy in excess of the ability of the taxing unit to pay

shall be commanded; and requiring consideration also of the necessity of such taxing unit to levy other taxes; and requiring such ability to be determined before the issuance of such peremptory writs of mandamus and providing that this Act shall not apply to bonds, coupons and/or other evidences of indebtedness issued subsequent to its passage.

Also has passed—

House Bill No. 169:

A bill to be entitled An Act to make every notice of lis pendens effective against all persons claiming under any written instrument, regardless of the date of its execution, which shall be filed for record in the county where the property involved is situated after said notice of lis pendens shall have been filed for record in said county and limiting the time within which claims, demands and alleged rights may be maintained by any person whose claim, demand or alleged right heretofore accrued is based on an instrument executed before, but filed for record after, the filing of a lis pendens notice.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 5, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C."

And House Bill No. 169, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A."

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*

*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. 508:

A bill to be entitled An Act to abolish the Charter of the City of Punta Gorda, in Charlotte County, State of Florida, and to repeal Chapter 9055 (No. 660) of the Laws of Florida 1921 providing for City-Manager form of Government for the City of Punta Gorda, Florida, and all Acts amendatory thereto, and to grant a new Charter for "The City of Punta Gorda" created under this Act; to define its boundaries, jurisdiction, powers, privileges and immunities; to provide a Mayor-Councilmanic form of Government; to confirm its title to all city property, including all riparian and foreshore rights, the title to all tide water and other lands and river bottoms heretofore granted by the State of Florida, or otherwise acquired, to validate all tax and other assessments and levies heretofore made, to preserve the validity and binding force of all debts, obligations and liabilities of the former City of Punta Gorda, and to continue the same as the debts and liabilities of the City of Punta Gorda created by this Act, and to preserve the validity and binding force of all credits and assets of the former City of Punta Gorda and to continue same as the credits and assets of the City of Punta Gorda created by this Act; and fixing the date when this Act shall take effect, if ratified by referendum election herein provided for.

Also has passed—

House Bill No. 457:

A bill to be entitled An Act authorizing the City Council of the City of Sebastian, Florida, to adjust delinquent City taxes and outstanding improvement liens, and prescribing the conditions under which such adjustments may be made and the method of procedure.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 508 and 457, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*

*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. 501:

A bill to be entitled An Act authorizing and directing the Clerk of the Circuit Court of Osceola County, Florida, by and with the consent of the Board of County Commissioners of said county, to cancel all bonds and coupons accepted for taxes or the refunding bonds for which they were exchanged and now held by him as Clerk of the Circuit Court, except however such bonds and coupons taken by the Tax Collector of Osceola County, Florida, under authority of Chapter 17401, Acts of 1935.

Proof of publication attached.

Also has passed—

House Bill No. 502:

A bill to be entitled An Act authorizing the State Board of Administration to sell or trade any investments in any interest and sinking fund accounts of Osceola County, or any special road and bridge districts therein, administered by said board.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 501 and 502, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*

*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. 551:

A bill to be entitled An Act to postpone the sale of the tax sale certificates until after the first Monday in July, 1937.

Also has passed—

House Bill No. 559:

A bill to be entitled An Act fixing the time of holding the regular terms of the Circuit Court of the Fifth Judicial Circuit of Florida, composed of Lake, Marion, Citrus, Hernando and Sumter Counties.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 551, contained in the above message, was read the first time by title only.

Senator Westbrook moved that the rules be waived and House Bill No. 551 be read the second time in full.

Which was agreed to by a two-thirds vote.

And House Bill No. 551 was read the second time in full.

Senator Westbrook moved the rules be further waived and House Bill No. 551 be read the third time in full and upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 551 was read the third time in full Upon the passage of the bill the roll was called and vote was:

Yeas—Mr. President; Senators Adams, Beacham, B Black, Butler, Clarke, Coulter, Dame, Dugger, Graham, Hui Hodges, Holland, Johns, Kanner, Kendrick, McKenzie, Mur

Nordman, Parrish, Rose, Savage, Sharit, Tervin, Touchton, Walker, Westbrook, Wynn—29.

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 by waiver of the rules.

And House Bill No. 559, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
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. 503:

A bill to be entitled An Act authorizing and directing the sale by the Clerk of the Circuit Court of Osceola County, Florida, by and with and under the direction of the Board of County Commissioners of said county, of all bonds and coupons turned over to such Clerk by the Tax Collector of said county pursuant to Chapter 17401, Acts of 1935, and the remittance of such proceeds to such tax collector and authorizing the payment by the Board of Administration of the State of Florida to the Tax Collector of Osceola County, Florida, from funds held by said Board of Administration, of an amount which, together with the amount realized from the sale of bonds and coupons aforesaid, not exceeding \$30,000.00, shall be sufficient to repay all tax-payers of Osceola County, Florida, their 1935 county-wide and special road & bridge district No. 2 and special road and bridge district No. 4 debt service taxes paid by them prior to the removal of the 1935 excessive millage by court order, and authorizing and directing the said tax collector to use such amounts so turned over to him for the purpose of refunding to such tax-payers the actual amount paid by them for such taxes as aforesaid.

Proof of publication attached.

Also has passed—

House Bill No. 505:

A bill to be entitled An Act authorizing the State Board of Administration to accept refunding bonds in exchange for and in lieu of any investments in any interest and sinking fund accounts of Osceola County, or any special road and bridge districts therein, administered by said board.

Proof of publication attached.

Also has passed—

House Bill No. 506:

A bill to be entitled An Act authorizing and directing the State Treasurer of the State of Florida, by and with the consent of the Board of County Commissioners of Osceola County, Florida, to cancel all bonds and coupons accepted by the Clerk of the Circuit for the redemption of taxes under Chapter 15054, Acts of 1931, and delivered by such clerk to and held by the State Treasurer under such Act for the benefit of Osceola County and the various governmental agencies therein.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 503, 505 and 506, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,  
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. 92:

A bill to be entitled An Act relating to general and special

elections held in the State of Florida, providing for the preparation and form of ballot to be used in connection therewith, authorizing the voting of a straight party ticket, providing for the voting on approval or ratification of constitutional amendments or other questions legally submitted in the general election, providing for the number of ballots to be furnished for the conduct of such general elections for each voting precinct, and repealing Sections 317, 318, 320, 321, 322 and 323, Compiled General Laws of Florida, 1927, being Sections 261, 262, 264, 265, 266 and 267, respectively, Revised General Statutes, 1920.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 92 contained in the above message, was read the first time by title only and referred to the Committee on Privileges and Elections.

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

Tallahassee, Fla., April 22, 1937.

Hon. D. Stuart Gillis,

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. 539:

A bill to be entitled An Act fixing the compensation of the members of the Board of County Commissioners of the County of Okeechobee, State of Florida.

Proof of publication attached.

Also has passed—

House Bill No. 545:

A bill to be entitled An Act to amend Section Two of Chapter 10,675, Laws of Florida, Acts of 1925, entitled, "An Act to create, establish and organize a municipality to be known as the town of Howey, in Lake County, Florida; to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges." As amended by Chapter 16,478, Laws of Florida, Acts of 1933.

Proof of publication attached.

Also has passed—

House Bill No. 548:

A bill to be entitled An Act to amend Section Five and Section Nine of Article 1 of an Act of the Legislature entitled "An Act to abolish the present municipal government of the Town of Belle Glade, Palm Beach County, Florida: To create and establish a new municipality to be known as the Town of Belle Glade, in Palm Beach County, Florida: To legalize and validate all ordinances of said Town of Belle Glade, and all official acts thereunder: and to adopt the same as the ordinances of the Town of Belle Glade: To legalize and validate all bonds issued or created by said Town of Belle Glade: To legalize and validate all street and sidewalk assessments issued, levied, or created by said Town of Belle Glade: To fix and provide its territorial limits jurisdiction and powers, and the jurisdiction and powers of its officers: To prescribe the time within which suits can be brought against said town and for notice thereof: To provide for the repeal of all laws in conflict herewith, and to determine and fix the time when this Act shall become effective, and to provide a negative referendum on the question of incorporating said town, "Which is Chapter 15082, Acts of the Legislature of Florida approved June 15, 1931; providing for election of officers of the town, appointment of other officers and employers and qualifications and terms of office of the elected officers and fixing a date of election and determining who may vote in certain town elections.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 539, 545 and 548, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*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. 447:

A bill to be entitled An Act to amend Chapter 15998, Acts of 1933, the same being An Act entitled An Act creating the office of Official Court Reporter for the Criminal Court of Record of Hillsborough County, Florida, providing for the appointment and fees to be allowed such reporter, prescribing the duties of said reporter, and fixing the tenure of office of said reporter, and for deputies, and repealing all laws and parts of laws in conflict herewith.

Proof of publication attached.

Also has passed—

House bill No. 448:

A bill to be entitled An Act authorizing and empowering the Cit. Commission of the City of Leesburg, Florida, to reimburse property owners who have paid assessments for improvement liens to the amount of such assessments and interest paid, by rebating said property owners to such amount in a manner and form to be determined by said City Commission; providing the time in which claims shall be filed and allowed, and the time in which the City Commission shall provide for the payment of same.

Also has passed—

House Bill No. 456:

A bill to be entitled An Act authorizing the City Council of the City of Vero Beach, Florida, to adjust delinquent city taxes and outstanding improvement liens, and prescribing the conditions under which such adjustments may be made and the method of procedure.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 447, 448 and 456, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*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. 518:

A bill to be entitled An Act authorizing the City Commissioners of the City of Lynn Haven, Florida, to foreclose delinquent Tax Sale Certificates and tax deeds, treating said Tax Sale Certificates and tax deeds, as mortgages and subject to the same rules of foreclosure as govern the foreclosure of mortgages.

Proof of publication attached.

Also has passed—

House Bill No. 519:

A bill to be entitled An Act to abolish the present municipal government of the Town of Micanopy, in Alachua County, Florida, and to establish, organize, and constitute in its place a municipality, to be known and designated as the Town of Micanopy, to define its territorial boundaries and to provide for its jurisdiction, powers, and privileges, and the exercise of the same.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills No. 518 and 519, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*President of the Senate.*  
*Sir:*

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

House Bill No. 379:

A bill to be entitled An Act to amend Section 64, of Chapter 9897, Laws of Florida, Acts of 1923, entitled "An Act to abolish the present municipal government of the City of Sanford, Seminole County, State of Florida and to organize, incorporate and establish a city government for the same, and to prescribe the jurisdiction, powers and functions of said municipality," said Section relating to the assessment of property by the City of Sanford, Florida.

Also has passed.

House Bill No. 381:

A bill to be entitled An Act validating, ratifying and confirming all levies of taxes, tax assessment rolls and tax sales by the City of Sanford, Florida, subsequent to the enactment of Chapter 9897, Laws of Florida, Acts of 1923, as amended.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills No. 379 and 381, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*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. 423:

A bill to be entitled An Act providing for the ratification and confirmation of each and every tax settlement made by the Clerk of the Circuit Court and/or Tax Collector of Okeechobee County, Florida, on tax certificates heretofore issued for non-payment of taxes on lands situated in said county, and providing that all assessments for state taxes shall be paid in full as provided by law.

Proof of publication attached.

Also has passed—

House Bill No. 434:

A bill to be entitled An Act authorizing and empowering the City Commission of the City of Leesburg, Florida, to reduce, adjust, compromise, extend, cancel, release or discharge any or all delinquent tax liens whether represented by tax certificates or otherwise and owned by the said city against any land or real property against which taxes or municipal purposes of the said City of Leesburg has heretofore at any time been assessed by authority of the said city and to relieve and discharge such lands or real property from the lien of such taxes.

Also has passed—

House Bill No. 435:

A bill to be entitled An Act to authorize and empower the City Commission of the City of Leesburg, Florida to equalize, reduce, adjust, settle, compromise, cancel, release or discharge any or all liens for street construction or improvement, sidewalk construction or improvement, dredging improvements or other public improvements heretofore declared, made, assessed, levied or claimed by said city against any land or real property when such liens are held and owned by said city.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 423, 434 and 435, contained in the above

message. were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*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. 312:

A bill to be entitled An Act to validate in the purchaser, or purchasers, and their successors or assigns in title, the title of all property acquired at Master's sale through foreclosure of delinquent city taxes by the City of Kissimmee under Chapter 8989, Special Acts of 1921.

Proof of publication attached.

Also has passed—

House Bill No. 328:

A bill to be entitled An Act to provide for and requiring re-registration for all elections to be held in the year A. D. 1938, and subsequent years thereafter, in Alachua County, State of Florida providing that prior registration shall be null and void and of no force and effect after January second (2nd) A. D. 1938, and providing for a fee for the services of the Registration Officer of said County.

Proof of publication attached.

Also has passed—

House Bill No. 329:

A bill to be entitled An Act relating to the hunting of game in the County of Alachua, State of Florida, on Sunday, and providing for the violation thereof.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 312, 328 and 329, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*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. 425:

A bill to be entitled An Act providing for the confirmation and ratification of all purchases of Okeechobee County bonds and/or time warrants by the Board of Administration of the State of Florida for or by the Board of County Commissioners of said county and providing for the cancellation of all such bonds and time warrants.

Proof of publication attached.

Also has passed—

House Bill No. 422:

A bill to be entitled An Act providing for the ratification and confirmation of each and every tax settlement made by the city clerk, tax collector and city council of the City of Okeechobee, Florida, on tax certificates heretofore issued for nonpayment of taxes, and delinquent taxes on lands situated in said city.

Proof of publication attached.

Also has passed—

House Bill No. 443:

A bill to be entitled An Act to make it unlawful for livestock to run or roam at large in certain portions of Highlands

County, Florida, and to make Chapter 9459 Special Acts of 1923 applicable thereto.

Proof of publication attached.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 425, 422 and 443, contained in the above message, were read the first time by titles only and placed on the Calendar of Local Bills on second reading.

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

Tallahassee, Fla., April 22, 1937.

*Hon. D. Stuart Gillis,*  
*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 Memorial No. 5:

A Memorial to the Congress of the United States requesting that immediate action be taken to appropriate sufficient moneys for extension of the Public Works Administration and to provide greater cooperation between the States and the Federal Government in the construction of public works.

WHEREAS, the problem of unemployment throughout the United States of America is a permanent one, and the principal responsibility for care and relief of employables has been undertaken by the Federal Government; and

WHEREAS, the Public Works Administration is an agency of the Federal Government which has been providing employment to a large number of employables through Federal and State cooperation in the construction of public works; and

WHEREAS, said Public Works Administration should be continued and enlarged, and sufficient appropriation should be made therefor by the 75th Congress of the United States now assembled; Now, Therefore, be it

RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA, THE SENATE CONCURRING:

That the Legislature of Florida memorialize the Congress of the United States to take immediate action to appropriate sufficient moneys for the construction of the Public Works Administration and its extension, to provide greater cooperation between the several States and the Federal Government in the construction of public works; and be it further

RESOLVED, that the Senators and Representatives of the State of Florida and the Congress of the United States be requested to give their support to any measure that will continue, enlarge, or make an appropriation for the continuance of a public works program under the Public Works Administration, and that copies of this memorial be certified and forwarded by the Secretary of State to the President of the Senate and the Speaker of the House of Representatives of the Congress of the United States, and to the Senators and Representatives of the State of Florida in Congress.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Memorial No. 5, contained in the above message, was read the first time in full and placed on the Calendar without reference.

The President announced the following changes in Committees:

Senator Touchton to be transferred from the Committee on Transportation and Traffic to the Committee on Education.

Senator Coulter to be transferred from the Committee on Education to the Committee on Transportation and Traffic.

By permission the following bills were introduced:

Senators Rose, Kelly and Holland—

Senate Bill No. 397:

A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings before the Circuit Court in all counties of the State of Florida having a population of not less than fifty-eight thousand and not more than one hundred thousand according to the last or any future official State census.

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

By Senator Holland—  
Senate Bill No. 398:

A bill to be entitled An Act to create the Polk County Historical Commission; providing who shall be members of such commission; prescribing their powers and duties; providing who shall be its chairman and secretary; providing that the expenses of such commission shall be paid by the Board of County Commissioners of Polk County, Florida, out of the general fund and that the Clerk of the Circuit Court of such county shall file and record, without charge, historical material and data collected by such commission.

The following proof of publication was attached to Senate Bill No. 398 when it was introduced in the Senate:

#### AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA,  
COUNTY OF POLK. )

I, C. A. French, Business Manager of the Mulberry Press, a newspaper of general circulation, published in the City of Mulberry, County of Polk, State of Florida, do swear that the advertisement hereto attached in re:

#### NOTICE

Notice of Intention to apply for the passage of a special or local bill by the Legislature of the State of Florida at its regular session in 1937.

#### TO WHOM IT MAY CONCERN:

Notice is hereby given of the intention to apply for the passage of a special or local bill by the Legislature of the State of Florida at its regular Session in 1937 the substance of which contemplated Law shall be to create the Polk County Historical Commission and provide who shall be members of such commission, and providing their powers and duties and providing who shall be its Chairman and Secretary and providing that the expenses of such commission shall be paid by the Board of County Commissioners of Polk County, Florida, out of the General Fund and that the Clerk of the Circuit Court shall file and record without charge historical material and data collected by such commission.

Given at Bartow, Polk County, Florida, this 1st day of March, A. D. 1937.  
(SEAL)

BOARD OF COUNTY COMMISSIONERS  
OF POLK COUNTY, FLORIDA.

By JAS. W. FOLEY,  
Chairman.

No. 695pMch4.

was published for one successive week in The Mulberry Press to-wit: on March 4, 1937.

Affiant further says that the above named newspaper has been continuously published once each week in Polk County, Florida, for more than one year immediately preceding the first publication of said notice and was during all of such time and now is entered as second-class mail matter in the United States Post Office in Mulberry, Polk County, Florida.

C. A. FRENCH,  
Business Manager.

Sworn to and subscribed before me this 4th day of March, A. D. 1937.

LUTHER N. PIPKIN,

Notary Public, State of Florida at Large.

My Commission Expires Feb. 13, 1938.

(SEAL)

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

#### VETO BILLS OF 1935 SESSION

Senate Bill No. 1011 (1935 Session) was taken up in its order and the consideration of same was informally passed.

House Bill No. 360 (1925 Session):

A bill to be entitled An Act for the relief of Gus Summerford on account of personal injuries sustained by him while in the employ of the State Road Department.

Was taken up in its order.

The President put the question, "Shall the bill pass, the Governor's objection to the contrary notwithstanding."

Upon the call of the roll on the question the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Clarke, Coulter, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Nordman, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Westbrook, Wynn—32.

Nays—None.

So the bill passed by the required Constitutional two-thirds vote of all members present, the Governor's objections to the contrary notwithstanding and the action of the Senate was ordered to be certified to the House of Representatives.

#### SENATE BILLS ON THIRD READING

Senate Bill No. 159 was taken up in its order and the consideration of same was informally passed.

Senate Bill No. 130:

A bill to be entitled An Act relating to the lien of judgments and decrees, and providing for the recording of judgments and decrees.

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

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

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Coulter, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kendrick, McKenzie, Murphy, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Walker, Westbrook, Wynn—30.

Nays—None.

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

Senate Bill No. 161 was taken up in its order and the consideration of same was informally passed.

Senate Joint Resolution No. 97 was taken up in its order and the consideration of same was informally passed.

#### BILLS ON SECOND READING

Senator Rose moved that the rules be waived and Senate Joint Resolution No. 196 be taken up and considered, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Joint Resolution No. 196:

A Joint Resolution proposing the amendment of Section 1 of Article 9 of the Constitution relating to the taxation of real, personal and intangible property.

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

That the following amendment to the Constitution of the State of Florida amending Section 1 of Article 9 thereof, relating to the taxation of real, personal and intangible property be, and the same is hereby, agreed to and shall be submitted to the electors of the State at the General Election of Representatives in 1938 for approval or rejection:

Section 1. The Legislature shall provide for a uniform and equal rate of taxation, except that it may provide for special rate or rates on intangible property but such special rate or rates shall not exceed 5 mills on the dollar of the assessed valuation of such intangible property, which special rate or rates, or the taxes collected therefrom, may be apportioned by the Legislature, and shall be exclusive of all other State, county, district and municipal taxes; said real and personal property shall be assessed in accordance with its income value, or its use value where profitable use is made thereof by the owner, but in no case shall the assessed valuation thereof exceed the fair market value of said property. The Legislature may prescribe rules and regulations for the better enforcement of this Section, and may classify species of property and fix reasonable minimum unit valuations thereon consistent with the spirit and intent of this Section, or may prescribe, by laws of State-wide application, reasonable rules therefor, and may exempt property used for municipal, educational, literary, scientific, religious or charitable purposes; but all of the provisions hereof shall be self-executing without any action by the Legislature.

Was taken up and read the second time in full and placed on the Calendar of Bills on third reading.

By unanimous consent Senator Rose withdrew Senate Joint Resolution No. 20.

Senate Bill No. 12:

A bill to be entitled An Act to provide for the utilization of persons drawn for jury service, as court bailiffs, and providing the manner in which, and by whom, court bailiffs shall be selected and appointed, and repealing so much of Section 1, Chapter 10091, Laws of Florida, 1925, as provides compensation and fees to sheriffs for use and employment of bailiffs.

Was taken up in its order and read the second time in full and placed on the Calendar of Bills on third reading.

Senate Joint Resolution No. 21:

A Joint Resolution proposing the amendment of Section 7 of Article X of the Constitution, relating to the Exemption of Homesteads from taxation.

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

That the following amendment of Section 7 of Article X of the Constitution of the State of Florida relating to the exemption of homesteads from taxation, be, and the same is hereby, agreed to, and shall be submitted to the electors of the State at the General Election of Representatives in 1938, for approval or rejection; that is to say, that the said Section 7 of Article X of the Constitution be amended so as to read as follows:

Every person who has the legal title or beneficial title in equity to real property in this State and who resides thereon and in good faith makes the same his or her permanent home, or the permanent home of another or others legally or naturally dependent upon said person, shall be entitled to an exemption from all taxation, except for assessments for special benefits, up to the assessed valuation of Five Thousand Dollars on the said home and contiguous real property for the year 1938 and thereafter. Said title may be held by the entireties, jointly, or in common with others, and said exemption may be apportioned among such of the owners as shall reside thereon, as their respective interests shall appear, but no such exemption of more than Five Thousand Dollars shall be allowed to any one person or on any one dwelling house, nor shall the amount of the exemption allowed any person exceed the proportionate assessed valuation based on the interest owned by such person. The Legislature may prescribe appropriate and reasonable laws regulating the manner of establishing the right to said exemption. Provided, however, all of the provisions hereof shall be self-executing without any action by the Legislature.

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

Senator Rose moved that the rules be waived and Senate Joint Resolution No. 21 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 21 was read the third time in full.

Upon the passage of Senate Joint Resolution No. 21 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Coulter, Dame, Gomez, Graham, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—33.

Nays—None.

So Senate Joint Resolution No. 21 passed by the required Constitutional three-fifths vote of all members elected to the Senate for the 1937 session of the Florida Legislature, and the action of the Senate was ordered to be immediately certified to the House of Representatives by waiver of the rules.

Senate Joint Resolution No. 81:

A Joint Resolution proposing an amendment to Section 21 of Article 3 of the Constitution of the State of Florida, relating to the publication of notice of intention to pass local or special laws.

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

That the following amendment to Section 21 of Article 3

of the Constitution of the State of Florida as amended at the general election in 1928 be, and the same is hereby agreed to and shall be submitted for ratification or rejection by the qualified electors of the State of Florida voting at the general election to be held in November, A. D. 1938; that is to say, that Section 21 of Article 3 of the Constitution of the State of Florida shall be amended so as to read as follows:

Section 21. In all cases enumerated in the preceding section, all laws shall be general and of uniform operation throughout the state, but in all cases not enumerated or excepted in that Section, the Legislature may pass special or local laws except as now or hereafter otherwise provided in the Constitution; PROVIDED that no local or special bill shall be passed, nor shall any local or special law establishing or abolishing municipalities, or providing for their government jurisdiction and powers, altering or amending the same, be passed, unless notice of intention to apply therefor shall have been published in the manner provided by law where the matter or thing to be affected may be situated, which notice shall be published in the manner provided by law at least thirty days prior to introduction into the Legislature of any such bill. The evidence that such notice has been published shall be established in the Legislature before such bill shall be passed, and such evidence shall be filed or preserved with the bill in the office of the Secretary of State in such manner as the Legislature shall provide, and the fact that such notice was established in the Legislature shall in every case be recited upon the Journals of the Senate and of the House of Representatives; PROVIDED, however, no publication of any such law shall be required hereunder when such law contains a provision to the effect that the same shall not become operative or effective until ratified or approved by a referendum election to be called and held in the territory affected in accordance with a provision therefor contained in such bill, or provided by general law.

Was taken up in its order and read the second time in full and placed on the Calendar of Bills on third reading.

Senate Joint Resolution No. 84:

A Joint Resolution proposing an amendment to Section 18 of Article III of the Constitution of the State of Florida relating to the legislative department by providing for a referendum upon Acts of the Legislature in certain cases.

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

That the following amendment to Section 18 of Article III of the Constitution of the State of Florida relating to the legislative department be and the same is hereby agreed to and shall be submitted to the qualified electors of the State of Florida for ratification or rejection at the next General election to be held in November, 1938. That is to say that Section 18 of Article III of the Constitution of the State of Florida be amended so as to read as follows: "Section 18." No law shall take effect until sixty days from the final adjournment of the session of the Legislature at which it may have been enacted, unless otherwise specially provided in such law. Upon the presentation to the Secretary of State within ninety days after the final adjournment of the Legislature of a petition signed by registered voters equal in number to ten per cent (10%) of all the votes cast for all candidates for Governor at the last preceding general election at which a Governor was elected, asking that any Act or Section or part of any Act of the Legislature passed at the session just adjourned be submitted to the electors for their approval or rejection, the Secretary of State shall submit to the electors for their approval or rejection such Act, or Section or part of such Act, at the next succeeding general election occurring at any time subsequent to thirty days after the filing of said petition or at any special election which may be called by the Governor, in his discretion, prior to such regular election, and no such Act or Section or part of such Act shall continue in effect after the holding of the referendum thereon unless the same shall be approved by a majority of the qualified electors voting thereon at the taking of such referendum. In the case of local or special laws a like referendum shall be ordered upon a petition of like character signed by twenty-five per cent of registered voters in the locality or territory affected by such special or local Act. No referendum petition filed against any Act or any Section or part of any Act providing for tax levies or the levy of assessments or tolls shall be delayed from going into effect by virtue of the filing of said referendum petition unless the Legislature shall in and by said Act so provide pending the taking of the vote upon ratification or rejection of said Act at the referendum election by this amended Section provided for. Nothing in this Section

shall prevent the Legislature from altering, amending or repealing any Act after it has been ratified or approved at said referendum election, nor from re-enacting said Act in whole or in part at any subsequent session should the same have been disapproved by the electors.

Was taken up in its order and read the second time in full and placed on the Calendar of Bills on third reading.

Senator Parker, President Pro Tempore, now presiding.

Senate Joint Resolution No. 89:

A Joint Resolution proposing the amendment of Section 2 of Article IX of the Constitution, abolishing ad valorem taxation for State purposes.

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

That the following amendment to Section 2 of Article IX of the Constitution of the State of Florida, relating to taxation and abolishing ad valorem taxes for State purposes, be, and the same is hereby, agreed to, and shall be submitted to the electors of the State at the General Election of Representatives in 1938, for approval or rejection; that is to say, that the said Section 2 of Article IX be amended so as to read as follows:

Section 2. The Legislature shall provide for raising revenue sufficient to defray the expenses of the State for each fiscal year, but the Legislature shall not make or authorize any levy of taxes upon real or personal property, except intangible property, or upon the ownership thereof for said purpose.

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

Senator Beall offered the following amendment to Senate Joint Resolution No. 89:

In the second paragraph numbered therein "Section 2" in the last line of the typewritten bill, strike the period and add the following: "Provided, that this Amendment shall not apply to or affect, or repeal Article XII, Section 6 of the Constitution of Florida providing for the one (1) mill levy for the support and maintenance of public free schools.

Senator Beall moved the adoption of the amendment.

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

And Senate Joint Resolution No. 89 was placed on the Calendar of Bills on third reading.

Senate Joint Resolution No. 116:

A Joint Resolution proposing to amend Section 27 of Article 3 of the Constitution of the State of Florida, relating to State, County and Municipal Offices and Employees.

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

That Section 27 of Article 3 of the Constitution of the State of Florida relating to State, County and Municipal offices and employees be and the same is hereby amended and, as amended, is agreed to, and shall be submitted to the electors of the State of Florida at the next General Election to be held on the first Tuesday after the first Monday in November, 1938, for ratification or rejection.

Said Section 27 of Article 3 as amended, shall read as follows:

"Section 27. The Legislature shall provide for the election by the people, or appointment by the Governor, of all State and County officers not otherwise provided for by this Constitution, and fix by law their duties and compensation.

The Legislature may make such provision as it sees fit for the establishment of a Civil Service System, for the appointment and retention of such officers and employees of the State, and the Counties and the Cities of the State as it shall see fit to place under said system. Appointments and promotions in the Civil Service of the State and all Civil Divisions thereof, shall be made according to merit and fitness, to be ascertained as far as practicable, by examinations, which, so far as practicable, shall be competitive."

Was taken up in its order and read the second time in full and placed on the Calendar of Bills on third reading.

Senate Joint Resolution No. 118:

A Joint Resolution proposing to amend Section 6 of Article

9 of the Constitution of the State of Florida, relating to State, county, district and to Municipal Bonded Indebtedness.

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

That Section 6 of Article 9 of the Constitution of the State of Florida relating to State, county, district and Municipal Bonded Indebtedness be and the same is hereby amended, and as amended, is agreed to, and hereby submitted to the electors of the State of Florida at the next General Election to be held on the first Tuesday after the first Monday in 1938 for ratification or rejection.

Said Section 6 of Article 9 of the Constitution of the State of Florida, shall read as follows:

"Section 6. The Legislature shall have power to provide for the issuing of said bonds only for the purpose of repelling invasion, of suppressing insurrection, and the counties, districts or municipalities of the State of Florida shall have power to issue bonds only after the same shall have been approved by a majority of the votes cast in an election in which a majority of the freeholders who are qualified electors, residing in said counties, districts or municipalities shall participate, to be held in the manner to be prescribed by law, but the provisions of this law shall not apply to the refunding of bonds issued exclusively for the purpose of refunding of the bonds or interest thereon of such counties, districts or municipalities; and provided further that the bonded debt of any county, township, school, district, municipal corporation or political division, or subdivision of this State, shall never exceed twelve per centum of the assessed value of all taxable property therein."

Was taken up in its order and read the second time in full and placed on the Calendar of Bills on third reading.

Senate Joint Resolution No. 119:

A Joint Resolution proposing to amend Section 9 of Article 12 of the Constitution of the State of Florida, relating to education and particularly to the county school fund.

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

That Section 9 of Article 12 of the Constitution of the State of Florida relating to education and particularly to the County School Fund be and the same is hereby amended, and as amended, is agreed to, and shall be submitted to the electors of the State of Florida at the next general election to be held on the first Tuesday after the first Monday in November, 1938, for ratification or rejection:

Said Section 9 of Article 12 of the Constitution of the State of Florida shall read as follows:

"Section 9. In addition to the tax provided for in Section 8 of this Article the County School Fund shall consist of the proportion of the interest of the State School Fund and of the one mill state tax apportioned to the county, all capitation taxes collected within the county and all appropriations by the Legislature which shall, with all other county school funds be apportioned and distributed as may be provided by law, and shall be disbursed by the County Board of Public Instruction solely for the support and maintenance of public free schools; provided, that such apportionment and distribution shall be made by general law based upon some declared principal of classification to be determined by the Legislature.

All appropriations made by the Legislature under the provisions of this section shall be deemed to have been made for a state purpose, and said appropriations shall be on a parity with and shall have the same force and dignity as all other appropriations made by the Legislature for any purpose whatsoever."

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

Senator Holland moved that Senate Joint Resolution No. 119 retain its place on the Calendar of Bills on second reading.

Which was agreed to and it was so ordered.

Senate Joint Resolution No. 141:

A Joint Resolution proposing an amendment to Section 2, of Article IX, of the Constitution of Florida, relating to taxation and finance, by adding thereto a requirement that the Legislature shall provide for raising revenue to defray State appropriations made for the benefit of the uniform system of public free schools as a part of the expenses of the State and on an equality therewith.

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

That the following Amendment of Section 2, of Article IX,

of the Constitution of Florida, relating to Taxation and Finance be and the same is hereby agreed to and shall be submitted to the qualified electors of the State of Florida for ratification or rejection at the next ensuing General Election to be held in November, 1938. That is to say that Section 2, of Article IX, of the Constitution of Florida, be and the same is, hereby amended so as to read as follows:

"Section 2. The Legislature shall provide for raising revenue to defray the expenses of the State, including State Appropriations for the benefit of the uniform system of Public Free Schools provided in accordance with Article XII, of the Constitution, for each fiscal year, and also a sufficient sum to pay the principal and interest of the existing indebtedness of the State."

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

Senator Kanner moved that the rules be waived and Senate Joint Resolution No. 141 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 141 was read the third time in full.

Upon the passage of Senate Joint Resolution No. 141 the roll was called and the vote was:

Yeas—Mr. President; Senators Adams, Beacham, Beall, Black, Butler, Clarke, Dame, Dugger, Gomez, Graham, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, Murphy, Parker, Parrish, Rose, Savage, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—30.

Nays—None.

So Senate Joint Resolution No. 141 passed by the required Constitutional three-fifths vote of all members elected to the Senate for the 1937 Session of the Florida Legislature, and the action of the Senate was ordered to be immediately certified to the House of Representatives by waiver of the rules.

Senator Westbrook moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:58 o'clock P. M., until 10:30 o'clock A. M., Friday, April 23, 1937.