

# JOURNAL OF THE SENATE

Saturday, May 15, 1937

The Senate convened at 10:00 o'clock A. M. pursuant to adjournment on Friday, May 14, 1937.

The President in the Chair.

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

Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Coulter, Dame, Dugger, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—35.

A quorum present.

Senator Black was excused from attendance upon the Session on account of illness.

Prayer by the Chaplain.

The Journal of April 16, 1937, was further corrected as follows:

On page 4, column 2, 8th line from the bottom; also on page 5, 32nd line from the bottom, strike out the figures: "16955" and insert: "16965."

And as further corrected was approved.

The reading of the Journal of May 13, 1937, was dispensed with.

The Journal of May 13, 1937, was corrected as follows:

Page 30, column 2, strike out lines 49 to 57, inclusive, and insert in lieu thereof the following: "petroleum at wholesale or retail."

And as corrected was approved.

The Journal of May 14, 1937, was corrected as follows:

On page 18, column 1, strike out lines 24 to 32, inclusive, and insert in lieu thereof the following: "products of petroleum at wholesale or retail."

One page 18, column 1, strike out lines 54 to 62, inclusive, and insert in lieu thereof the following: "petroleum at wholesale or retail."

On page 19, column 1, strike out lines 11 and 12, and insert in lieu thereof the following: "A bill to be entitled An Act relating to the issuance and life of executions."

And as corrected was approved.

## REPORTS OF COMMITTEES

Senator Walker, Chairman of the Committee on Pensions and Claims, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 15, 1937.

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

*Sir:*

Your Committee on Pensions and Claims, to whom was referred:

House Bill No. 497:

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

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

Very respectfully,  
H. N. WALKER,  
Chairman of Committee.

And House Bill No. 497, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,  
Tallahassee, Fla., May 14, 1937.

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

*Sir:*

Your Committee on Agriculture and Livestock, to whom was referred:

Senate Bill No. 758:

A bill to be entitled An Act to provide for an appropriation to combat the screw worm in the State of Florida to be administered by the State Plant Board and to be known as the screw worm fund.

And—

Senate Bill No. 765:

A bill to be entitled An Act authorizing and directing the County Judge in each county of the State of Florida to issue and deliver free of cost a Grower's Certificate to any grower of Farm and Grove Products showing that such products were grown by such grower whenever application and due proof thereof shall be made by any such grower.

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

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

And Senate Bills Nos. 758 and 765, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Graham, Chairman of the Committee on Drainage, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 15, 1937.

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

*Sir:*

Your Committee on Drainage, to whom was referred:

Senate Bill No. 830:

A bill to be entitled An Act to provide for carrying out the provisions of Chapter 13664, Laws of Florida, Acts of 1929, relating to right of way grants from the trustees of the Internal Improvement Fund of the State of Florida to the United States; in reference to describing such grants; in reference to plats defining such grants and providing for recording of such plats and waiving compliance with certain requirements of Chapter 10275, Laws of Florida, Acts of 1925.

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

Very respectfully,  
ERNEST R. GRAHAM,  
Chairman of Committee.

And Senate Bill No. 830, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Graham, Chairman of the Committee on Drainage, submitted the following report:

Senate Chamber,  
Tallahassee, Fla., May 15, 1937.

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

*Sir:*

Your Committee on Drainage, to whom was referred:

Senate Bill No. 846:

A bill to be entitled An Act authorizing the governing authority of drainage districts in counties of the State of Florida, created and established under authority of Sections 950 to 960, both inclusive, of the General Statutes of Florida 1906, Section 1734 et seq Revised Statutes of Florida 1920, now

Section 2785 et seq of Compiled General Laws of Florida 1927, and Acts amendatory thereof, by proper resolution or resolutions, to defer the installments of assessments which are past due in said districts; to make adjustments of past due interest, and/or to reduce such interest if paid in cash within a limited time; to provide that the balance of all unpaid assessments shall be payable in annual installments over a period not to exceed the life of any refunding bonds that have been issued or hereafter issued for the refinancing and refunding indebtedness of said districts; to fix annually the percentage of the unpaid assessments which shall be paid each year, allowing a reasonable margin for emergencies; and to reduce interest which will accrue on the assessments to six (6) per cent and provide that the interest on the unpaid balance, shall be paid at the time the annual installment of interest is due.

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

Very respectfully,  
**ERNEST R. GRAHAM,**  
 Chairman of Committee.

And Senate Bill No. 846, 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., May 14, 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. 535:

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

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

Very respectfully,  
**S. A. HINELY,**  
 Chairman of Committee.

And Senate Bill No. 535, contained in the above report, having been reconsidered on May 15, 1937, was placed on the Calendar of Bills, pending roll call.

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

Senate Chamber,  
 Tallahassee, Fla., May 15, 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. 156:

A bill to be entitled An Act relating to the liability of an owner or operator of a motor vehicle to a guest or passenger transported without payment therefor.

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

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

Senate Chamber,  
 Tallahassee, Fla., May 15, 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. 369:

A bill to be entitled An Act relating to pensions and to provide that Confederate soldiers and sailors or their widows, now or hereafter drawing pensions as Confederate soldiers or sailors or widows of Confederate soldiers or sailors, shall be paid the sum of Fifty Dollars (\$50.00) per month.

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. 369, contained in the above report, was ordered to be certified to the House of Representatives.

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

Senate Chamber,  
 Tallahassee, Fla., May 15, 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. 155:

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

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. 155, contained in the above report, was ordered to be certified to the House of Representatives.

**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., May 15, 1937

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

Sir:

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

Committee Substitute for House Bill No. 87:

A bill to be entitled An Act requesting the taking over and maintenance by the State Road Department of Florida of that part of State Road No. 210 beginning at a point therein at Tarrytown, Sumter County, Florida, thence easterly over the present paved road via Linden, Mabel, Center Hill to Okahumpka, Florida.

Also—  
 House Bill No. 515:

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

establish a certain State road in Gadsden County and Leon County, Florida.

Also—

House Bill No. 562:

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

Also—

House Bill No. 613:

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

Also—

House Bill No. 632:

A bill to be entitled An Act to more particularly designate and locate that part of State Road No. 49 that lies South of Worthington Springs, Florida.

Also—

House Bill No. 659:

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

Also—

House Bill No. 666:

A bill to be entitled An Act to designate and establish as a State road that certain road extending from a point on the Seminole-Orange County line 1,009.8 feet south of the northeast corner of the SE $\frac{1}{4}$  of Section 12, Township 21 south, Range 28 east, thence westerly 2.33 miles to intersection with State Road No. 2 at Apopka, Orange County, Florida.

Also—

House Bill No. 697:

A bill to be entitled An Act to redesignate and re-establish Road No. 66-A.

Also—

House Bill No. 703—

A bill to be entitled An Act requiring the payment of interest on delinquent taxes due the City of New Port Richey, Florida; providing a plan of equalization when adjustments or discounts are made on such delinquent taxes; and repealing all laws and parts of laws in conflict herewith.

Also—

House Bill No. 752:

A bill to be entitled An Act relating to the distribution and expenditure of monies derived from the gasoline taxes and placed to the credit of Hamilton County, Florida, and provided to be returned to said county under the provisions of Chapter 15659, Laws of Florida, Acts of 1931, and granting certain powers, authorities, duties, and directions upon the State Board of Administration in connection therewith and with reference thereto.

Also—

House Bill No. 819:

A bill to be entitled An Act declaring, establishing and designating a State road to be known as State Road No. 80-A extending from Keystone Heights to Melrose and Hawthorne.

Also—

House Bill No. 820:

A bill to be entitled An Act to legalize, ratify, confirm and validate the Acts and proceedings of the Town of Dundee, Polk County, Florida, and its Town Commission, Officers and Agents relating to the issuance of refunding bonds in the sum of \$73,800.00, issued in accordance with the resolution adopted by the Town Commission on the 11th day of December, A. D. 1935.

Also—

House Bill No. 831:

A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Dade County, Florida, to levy upon all real and personal property subject to taxation within Dade County, Florida, beginning with the year A. D. 1937, an annual tax in addition to all other taxes not to exceed

one-half mill which shall be assessed and collected as other taxes are assessed and collected, the proceeds of which tax shall be paid into the Agricultural and Live Stock Fund of Dade County, Florida, said special tax to be in addition to the one-half mill tax for said fund authorized by Chapter 13786, Acts of 1931. Extraordinary Session.

Also—

House Bill No. 833:

A bill to be entitled An Act authorizing the City Council of the City of Fellsmere, 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.

Also—

House Bill No. 860:

A bill to be entitled An Act to prohibit the hunting or taking, within Columbia County, State of Florida, of all game, game birds or fur-bearing animals, as herein defined, except on certain stated days during the open season for hunting; to provide penalties for violation of the provisions hereof; and to provide for the enforcement hereof.

Also—

House Bill No. 879:

A bill to be entitled An Act to extend State Road No. 62 from Century west to connect with State Road No. 87 at or near Davisville in Escambia County, Florida.

Also—

House Bill No. 891:

A bill to be entitled An Act relating to the distribution and expenditure of money derived from gasoline taxes placed to the credit of Wakulla County, Florida, and conferring certain powers, authorities, duties and direction upon the State Board of Administration with reference thereto.

Also—

House Bill No. 892:

A bill to be entitled An Act relating to the transfer, distribution and expenditure of money already derived from gasoline taxes for the benefit of Wakulla County, Florida, and directing the surrender of said funds by any person or officer having custody thereof to the Road and Bridge District of Wakulla County, Florida.

Also—

House Bill No. 917:

A bill to be entitled An Act amending Section 1, Article 6, Chapter 5864, Laws of Florida, 1907, relating to elections in the City of Wauchula.

Also—

House Bill No. 918:

A bill to be entitled An Act amending Section 3, of Chapter 14464, Laws of Florida, Acts of 1929, relating to the election, qualification and duties of the city clerk of the City of Wauchula.

Also—

House Bill No. 927:

A bill to be entitled An Act to designate and establish a portion of State Road No. 206 in Brevard County, Florida, as a part of State Road No. 219, and extending State Road No. 219.

Also—

House Bill No. 928:

A bill to be entitled An Act to amend Section 1, of Chapter 14459, Laws of Florida, Acts of 1929, the same being An Act to amend Section 1 of Article 3, and Section 2 of Article 4, and Section 1 of Article 12, all of Chapter 5864, of the Laws of Florida, Acts of 1907, and fixing the term of office of the mayor of the City of Wauchula, and providing his compensation.

Also—

House Bill No. 932:

A bill to be entitled An Act amending Section 6, of Chapter 14464, Laws of Florida, Acts of 1929, relating to the duties of the tax assessor of the City of Wauchula, and pro-

viding the powers and duties of the City Council with respect to assessment of property for taxation in said city.

Also—

House Bill No. 948:

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

Also—

House Bill No. 952:

A bill to be entitled An Act to provide for the appropriation, distribution and use of money received by Wakulla County, Florida, under Chapter 14832, Laws of Florida, Acts of 1931.

Also—

House Bill No. 953:

A bill to be entitled An Act fixing the compensation of the members of the Board of Public Instruction of Wakulla County, Florida.

Also—

House Bill No. 954:

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

Also—

House Bill No. 988:

A bill to be entitled An Act to designate and establish a certain road in Pinellas County as a State Road.

Also—

House Bill No. 989:

A bill to be entitled An Act to authorize the City of Fernandina in Nassau County, Florida, to issue bonds to the amount of One Hundred and Seventy-five Thousand Dollars for Municipal Improvements, to levy and collect annually sufficient taxes for payment of the principal and interest thereof, and to validate proceedings heretofore had in connection therewith.

Also—

House Bill No. 990:

A bill to be entitled An Act to amend Sections 7, 22 and 107 of the Charter of the City of Fernandina, County of Nassau, State of Florida, the same being Chapter 8949 of the Laws of Florida.

Also—

House Bill No. 994:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Broward County, Florida.

Also—

House Bill No. 998:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Broward County, Florida.

Also—

House Bill No. 999:

A bill to be entitled An Act to re-designate State Road No. 165 as heretofore designated and to repeal Chapter 17330 Acts of 1935.

Also—

House Bill No. 1003:

A bill to be entitled An Act to declare, designate and establish a certain State Road in Broward County, Florida.

Also—

House Bill No. 1028:

A bill to be entitled An Act providing for complete re-registration of all voters of Glades County, Florida; setting forth the duties of certain officials with reference to such re-registration, and authorizing the appropriation and expenditure of public funds for expense in connection therewith.

Also—

House Bill No. 1034:

A bill to be entitled An Act to establish a Game Preserve in a certain portion of Nassau County, and to prohibit the

hunting or taking of wild game or birds in such Preserve for a period of five years.

Also—

House Bill No. 1036:

A bill to be entitled An Act to authorize the exchange of refunding bonds of the City of Miami which are held as an investment of capital funds of the city, for new refunding bonds of the city, and authorizing the sale of such new refunding bonds.

Also—

House Bill No. 1041:

A bill to be entitled An Act regulating the taking of fish from the waters of a certain portion of the Anclote River and its tributaries or any bayou, bay or other body of water connecting or emptying into the Anclote River in Pinellas County, Florida, and providing for a penalty for the violation of this Act.

Also—

House Bill No. 1052:

A bill to be entitled An Act to amend Section One (1) of Chapter 13193 of the Statutes of the State of Florida, being an Act entitled: "An Act making it unlawful for livestock to run at large within a certain portion of Orange County."

Also—

House Bill No. 1076:

A bill to be entitled An Act to authorize, ratify, confirm and validate the dredging of a ship channel in St. Joseph's Bay within the City of Port St. Joe, Florida, by said City and the issuance for that purpose of certain bonds of said City.

Also—

House Bill No. 1080:

A bill to be entitled An Act to authorize, ratify, confirm and validate the purchase, ownership, holding, operating, leasing, selling or otherwise disposing of a dock by the City of Port St. Joe, Florida, and the issuance for that purpose thereof of certain bonds of said City.

Also—

House Bill No. 1081:

A bill to be entitled An Act to provide for the disposition of funds received by Gulf County from race track funds received under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any Acts amendatory or supplementary thereto, or any other race track Acts.

Also—

House Bill No. 1129:

A bill to be entitled An Act to validate and confirm the assessment and levy of taxes and all interest, attorney's fees, costs, charges, penalties and expenses thereon accruing made by the Town of Green Cove Springs, Florida, for the years 1911 to 1936, inclusive.

Also—

House Bill No. 1131:

A bill to be entitled An Act providing for the appointment of a Municipal Judge of the City of Hollywood, Florida.

Also—

House Bill No. 1149:

A bill to be entitled An Act legalizing the taking of fresh water fish by means of gigs in certain waters of Calhoun County.

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

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

Senator Westbrook, as Chairman of the Committee on Rules and Calendar, moved that Senate Bills Nos. 399 and 810 be made a Special and Continuing Order for consideration by the Senate, in the order mentioned, when the Order of the Day is reached on Monday, May 17, 1937.

Which was agreed to and it was so ordered.

#### INTRODUCTION OF RESOLUTIONS

By Senator Kanner—

Senate Concurrent Resolution No. 18:

Providing for the adjournment of the present Regular Session of the Legislature sine die.

WHEREAS, the present Session of the Legislature expires by Constitutional limitation on Friday, June 4th, 1937, it is necessary that a fixed hour be appointed by the House of Representatives and the Senate for the adjournment of said Session of the Legislature sine die, therefore

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

That the 1937 regular session of the Florida Legislature shall be adjourned sine die at twelve o'clock (12:00) noon on Friday, June 4th, A. D. 1937.

Which was read the first time in full and went over under the rule.

By unanimous consent Senator Parrish withdrew the motion made by him on May 14, 1937, to reconsider the vote by which Senate Concurrent Resolution No. 17 was adopted by the Senate on May 14, 1937.

#### INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Dame—

Senate Bill No. 862:

A bill to be entitled An Act authorizing and permitting tax payers in the City of Inverness, Florida, to pay all taxes levied for debt service without the payment of taxes levied for operating purposes and to pay taxes levied for operating purposes without the taxes levied for debt service and providing that the non-payment of any tax shall not relieve any taxable property from the tax lien created by such levy.

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. 863:

A bill to be entitled An Act fixing the maximum tax levy for operating purposes and the maximum tax levy for debt service in the City of Inverness, Florida, and making illegal and void all millages levied in excess of said amounts.

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

By Senator Beall—

Senate Bill No. 864:

A bill to be entitled An Act to amend Chapter 9158, Laws of Florida, 1923, being an Act entitled, "An Act to provide that all persons who are not residents of the State of Florida and who are engaged in the business of selling automobiles at retail in the State of Florida shall pay a license tax;" to provide the amount of said tax; to provide for the method of collection and enforcement of said tax; to provide for the penalty for a violation of this Act.

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

By Senator Beall—

Senate Bill No. 865:

A bill to be entitled An Act to amend Section 4282, of the Revised General Statutes of Florida, 1920, relating to the measure of damages in case of loss or damage to building or structure insured against loss or damage by fire.

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

By Senator McArthur—

Senate Bill No. 866:

A bill to be entitled An Act authorizing and empowering

Boards of County Commissioners in counties having a population of not less than 9,100 and not more than 9,700, according to the last State census to use surplus gasoline tax funds in the sum not to exceed \$35,000.00 remitted to such counties by the Board of Administration for erecting and furnishing jails.

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

By Senator Kanner—

Senate Bill No. 867:

A bill to be entitled An Act to amend Chapter 16,992, Laws of Florida, Acts of 1935, being "An Act relating to the Administration of estates and providing upon what condition no administration therein shall be necessary, and providing the conditions, procedure, cost and effect thereof."

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

By Senator Kendrick—

Senate Bill No. 868:

A bill to be entitled An Act creating an Utilities Commission in the City of St. Augustine, Florida; providing for the election of its members; prescribing their duties and powers; granting the City of St. Augustine power and authority to acquire or construct an electric plant and distributing system or either; authorizing said city to borrow money and issue revenue certificates under certain conditions; authorizing the Utilities Commission to borrow money under certain limitations and conditions; authorizing the Utilities Commission to prescribe rates, rules and regulations for the sale of electric energy and providing for the rights and remedies of the certificate holders.

The following proof of publication was attached to Senate Bill No. 868 when it was introduced in the Senate:

#### COPY OF ADVERTISEMENT

#### NOTICE TO THE PUBLIC OF A PROPOSED LAW TO BE INTRODUCED AT THE PRESENT SESSION OF THE LEGISLATURE OF THE STATE OF FLORIDA, A. D. 1937

Notice is hereby given that the City of St. Augustine, Florida, intends to apply to the Legislature of the State of Florida, A. D. 1937, at Tallahassee, Florida, for, and proposes to have introduced, legislation amending the City Charter of the City of St. Augustine, Florida, for the following purposes:

To create an Utilities Commission to be composed of five members, which said Utilities Commission shall have the full management and control of the electric plant and distributing system of whichever is acquired; to authorize and empower said City to acquire by erection, construction, purchase, or exercise of the power of eminent domain, an electric plant and distributing system, or either; to authorize said city to sell the electric energy produced to the City of St. Augustine and its inhabitants and other users of electricity in St. Johns County; to provide for raising money to acquire said electric plant and distributing system, or either, under certain conditions, and upon approval by the qualified electors of the City of St. Augustine; to empower said Utilities Commission to make reasonable rules and regulations for the sale of electric energy.

A copy of this proposed Act which is to be introduced in the Legislature as aforesaid, is on file in the office of the City Auditor and Clerk of the City of St. Augustine, Florida, and may be examined by any one interested.

CITY OF ST. AUGUSTINE, FLORIDA, BY ITS  
CITY COMMISSION, ITS GOVERNING BODY,  
WALTER B. FRASER,  
Mayor-Commissioner.

Attest:

CHAS. E. KETTLE,

City Auditor and Clerk.

STATE OF FLORIDA

) ss:

COUNTY OF ST. JOHNS )

Personally appeared before me, a Notary Public for the State of Florida at Large, I. Van Dillen who deposes and says that he is Business Manager of the St. Augustine Record, a daily newspaper printed in the English language and of general circulation, published in the City of St. Augustine, in said

A-20-Adv.

County and State; and that the attached order, notice, publication and/or advertisement of NOTICE TO THE PUBLIC OF A PROPOSED LAW TO BE INTRODUCED AT THE PRESENT SESSION OF THE LEGISLATURE OF THE STATE OF FLORIDA, A. D. 1937, was published in said newspaper April 20, 1937, for a period of one insertion, beginning April 20, 1937 and ending April 20, 1937, said publication being made on the following date: April 20, 1937.

And deponent further says that the St. Augustine Record has been continuously published as a daily newspaper except Saturdays, and has been entered as second class mail matter at the post office in the City of St. Augustine, St. Johns County, Florida, each for a period of more than one year next preceding the date of the first publication of the above described order, notice, publication and/or advertisement.

I. VAN DILLEN,  
Business Manager.

Subscribed and sworn to before me this 11th day of May, A. D. 1937.

GLADYS STEVENS,  
Notary Public, State of  
Florida at Large.

My Commission expires Feb. 15, 1941.

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

The following message from the Governor was received:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE  
May 14, 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 Act which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 352: Relating to Tax Exemption Law.

Respectfully yours,  
FRED P. CONE,  
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., May 14, 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 concurred in Senate Amendment to:

House Bill No. 365:

A bill to be entitled An Act designating a certain road in Washington County as State highway.  
Which amendment reads as follows:

Amendment No. 1:

In Section 1, line 7 (typewritten bill), strike out the words: "Local community and."

Very respectfully,

J. A. CAWTHON,  
Chief Clerk House of Representatives.

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

Tallahassee, Fla., May 14, 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 concurred in Senate amendments to:

House Bill No. 352:

A bill to be entitled An Act to abolish the present municipality and municipal government of the Town of Pahokee in Palm Beach County, Florida, as created by Chapter 9872, Special Acts of 1923, and to establish a new municipality to

be known as the City of Pahokee in Palm Beach County, Florida; and to define its territorial boundaries and to provide for its government and to prescribe its jurisdiction and powers and the jurisdiction and powers of its officers; to legalize and validate the ordinance of said town and official acts thereunder, and to adopt the same as the ordinances of said City of Pahokee; to prescribe the time within which suits can be brought against said city and for notice thereof, and providing a negative referendum to decide the question of incorporating said city.

Which amendments read as follows:

Amendment No. 1:

In Section 69, lines 4, 5, 6, 7 (typewritten bill), strike out the words: whether the same be taxed by the State or not, and without regard to the amount of the State tax, if any, imposed upon such business, profession or occupation and insert in lieu thereof the following: subject to the limitation prescribed by the General State Revenue Law.

Amendment No. 2:

In Section 67, line 1 (typewritten bill), strike out the words: shall not and insert in lieu thereof the following: shall have the right to grant franchise to public utility corporations of every kind and character in, through or along public thoroughfares of said city but shall not

Amendment No. 3:

In Section 24, line 13 (typewritten bill), strike out the words: daily

Very respectfully,

J. A. CAWTHON.

Chief Clerk House of Representatives.

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

Tallahassee, Fla., May 15, 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 respectfully requests the return of:

House Memorial No. 10:

WHEREAS, agriculture is one of the most important industries of the State of Florida, and

WHEREAS, the growing of cigar leaf tobacco is an important part of the agriculture of this State, and

WHEREAS, the cheap competition of this product in the markets is the cigar leaf tobacco imported from Cuba and the East Indies which is produced by labor which has a standard of living so low that the production of these countries can be sold much cheaper than American products produced under the American standard of living unless the American product is given ample protection in the form of tariff, and

WHEREAS, the continuation and development of the tobacco growing industry in the State of Florida is of vital importance to the State and furnishes employment to large numbers of farm laborers as well as large numbers of laborers in the packing and processing plants.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA:

That the President and the Congress of the United States are hereby memorialized to enact such laws and promulgate and enforce such regulations as will afford ample tariff protection to the American growers, packers and shippers of cigar leaf tobacco and such protection as will enable them to maintain the American standard of living and at the same time compete with the foreign producers of these commodities.

That the Secretary of State of the United States, the Secretary of Agriculture of the United States and the Secretary of Commerce of the United States and the United States Tariff Commission are urged to take such action as to effectuate these results.

That the Secretary of State of the State of Florida is hereby directed to transmit a copy of this memorial, under the Great Seal of the State, to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, to the Secre-

tary of State of the United States, to the Secretary of Agriculture of the United States, to the Secretary of Commerce of the United States, to the Chairman and each member of the United States Tariff Commission, and to each member of the Florida delegation in the Congress of the United States, for the purpose of further consideration.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

Senator Kelly moved that the request of the House of Representatives, as contained in the foregoing message, be granted.

Which was agreed to and House Memorial No. 10 was ordered returned to the House of Representatives.

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

Tallahassee, Fla., May 15, 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 respectfully requests the return of:

House Bill No. 493:

A bill to be entitled An Act to authorize the cancellation of all outstanding tax sale certificates held by the State of Florida and all tax liens for subsequent unpaid State and county taxes on property acquired by the City of Kissimmee through tax foreclosure sales, or otherwise, when said property is used for municipal purposes, and directing the proper State and county officials to show such cancellation upon the public records.

for the purpose of further consideration.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

Senator Kanner moved that the request of the House of Representatives, as contained in the foregoing message, be granted.

Which was agreed to and House Bill No. 493 was ordered returned to the House of Representatives.

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

Tallahassee, Fla., May 14, 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 concurred in Senate Amendments to:

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.

Which Amendments read as follows:

Amendment No. 1:

In Section 70, strike out entire Section Number Seventy (70) and substitute therefor the following:

Section 70. When the Clerk of the City of High Springs has been requested by a person owing or holding a tax certificate which shall entitle him under the State Law, to a Tax Deed, said Clerk shall request the Clerk of the Circuit Court of Alachua County, Florida, to make a Deed or Deeds to lands sold by the said city for non-payment of taxes and not redeemed substantially in the same manner as provided in the sale of lands for County and State Taxes; that is, the Clerk of the Circuit Court shall give notice of the application for a Tax Deed by publishing same once a week in some newspaper published in the vicinity of High Springs, Florida, or in a newspaper published in the County of Alachua, or if no paper

is published in said County, then, by posting such notices at least thirty (30) days at the door of the City Hall of said City and in two or more public places in said City.

Amendment No. 2:

In Section 69, line 3, after the word "on" insert the following: "personal"

Amendment No. 3:

In Section 11, Sub-Section M, at the end of line two (2) add the following words: "Provided, however, that the question of granting the franchise shall first be submitted to a vote of the people of the City of High Springs."

Amendment No. 4:

In Section 11, Sub-Section ff, add the following words to the end of said Section: "Provided, however, that no monies properly belonging to the sinking funds or interest on bonds shall be transferred or used for any other purpose except for which it was levied."

Amendment No. 5:

In Section 10, line 8, (printed bill), strike out the words "except any person who owns real estate and has paid all delinquent taxes thereon, and resides without the City may vote."

Amendment No. 6:

In Section 7, Paragraph 4, line 1, after the word "commissioner," insert the following: "except police officers."

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

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

Tallahassee, Fla., May 12, 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. 239:

A bill to be entitled An Act providing the authority permitted to perform the marriage ceremony.

Also—

Committee Substitute for House Bill No. 72:

A bill to be entitled An Act giving consent by the State of Florida to be sued and made a party defendant in suits in equity brought by any County, City, Village or Town of this State to foreclose its tax or assessment liens on property located therein, so that State tax liens against such property may be adjudicated and the State receive its proper and proportionate share of the proceeds of any foreclosure sale in such proceedings in satisfaction of such State tax liens; providing that the County and taxing districts may be made parties to such suits so as to adjudicate and satisfy their tax liens therein; providing that such suits shall be cognizable only in the court of the State of Florida, and for the venue of such suits and the service of process therein; providing that the attorney of record for the County shall represent its interest and that of the State in such suits and authorizing the recovery of reasonable fees by the City, Village or Town and the County for the services of their respective attorneys therein.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 239, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C."

And Committee Substitute for House Bill No. 72, 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., May 14, 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. 646:

A bill to be entitled An Act to require the Boards of Public Instruction of the counties of Florida to advertise for bids for furnishing goods, supplies, materials and equipment for the schools of the county and requiring the said sales to be let to the lowest responsible bidder and providing penalties for failure to comply with this Act.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 646, contained in the above message, was read the first time by title only and referred to the Committee on Education.

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

Tallahassee, Fla., May 15, 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 Messrs. Platt of Collier, Rogers of Broward, Rose of Charlotte, Morrow and Rardin of Palm Beach, Dishong of DeSoto, Papy of Monroe, Wood of Lee, Preacher of Walton, Crary of Martin, McCarthy of St. Lucie, Peoples of Glades, Overstreet, Lindsey and Holt of Dade, Stewart of Hendry and Potter of Okeechobee—

House Bill No. 1445:

A bill to be entitled An Act to punish the sale, gift, barter or exchange of intoxicating liquor to Indians in this State, and providing penalties therefor.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 1445, contained in the above message, was read the first time by title only and referred to the Committee on Temperance.

SPECIAL AND CONTINUING ORDERS

Senate Bills Nos. 413 and 108 were taken up in their order and the consideration thereof was informally passed.

MOTIONS TO RECONSIDER

The motion made by Senator Kendrick on May 14, 1937, to reconsider the vote by which:

House Bill No. 707:

A bill to be entitled An Act to prescribe the commissions and fixing the compensation of the County Collector of taxes in counties having a total population of not less than 3,150 and not more than 3,450 according to the last State Census.

Passed the Senate on May 13, 1937, was taken up.

The President put the question.

Which was agreed to, and the Senate reconsidered the vote by which House Bill No. 707 passed the Senate on May 13, 1937.

The question recurred on the passage of the bill.

Pending roll call on the passage of House Bill No. 707, Senator Kendrick moved that the rules be waived and the further consideration of House Bill No. 707 be informally passed, the bill retaining its place on the Calendar of Local Bills on third reading.

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

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

Tallahassee, Fla., May 13, 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 concurred in Senate Amendment No. 1 to:

House Bill No. 817:

A bill to be entitled An Act relating to the hunting and taking of game in all counties of the State of Florida, having a population of not less than eleven thousand, six hundred and fifty (11,650) and not more than eleven thousand six hundred and ninety (11,690) according to the State Census of 1935, regulating the license fee to be charged; providing for the disposition of funds derived from such licenses; providing for deputies to enforce the game laws of Florida; and providing a penalty for the violation thereof.

Which amendment reads as follows:

Senate Amendment No. 1:

In Section 1, typewritten bill, at the end of paragraph one, add, "This Act shall not be construed to affect any citizen who is legally qualified under the General Laws of Florida and who is a bona-fide resident of the First Senatorial District."

And the House refuses to concur in Senate Amendment No. 2 to House Bill No. 817, which amendment reads as follows:

Senate Amendment No. 2:

In Section 2, line 10, typewritten bill, strike out the word: "Appointed" and insert in lieu thereof the following: "Recommended by the Board of County Commissioners."

And respectfully requests the Senate to recede from its Amendment No. 2.

Very respectfully,  
J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 817, contained in the above message, together with pending amendment thereto, was read by title only, and referred to the Committee on Game and Fisheries.

SENATE BILLS ON THIRD READING

Senate Bill No. 217:

A bill to be entitled An Act to amend Sections 4 and 8 of Chapter 15911, Acts of 1933, Laws of Florida, entitled: "An Act defining and regulating the practice of chiropody providing for the exemption from this act, creating a board of chiropody examiners, providing penalties for violation of this act, repealing laws in conflict herewith and fixing the date upon which this act becomes effective;" and to further amend said Chapter 15911, by adding six new sections to be known and described as (12), (13), (14), (15), (16) and (17) thereof, providing for: (12) refusal to grant license; revocations, (13) Hearings of charges against accused; form of notice to accused. (14) Board's power to revoke license of chiropodist, (15) Records to be kept by secretary-treasurer of board. (16) Practicing chiropody without license, etc. (17) Effect of partial invalidity of chapter.

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, Clark, Dame, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kendrick, McArthur, McKenzie, Mapoles, Parker, Parrish, Rose, Savage, Sharit, Sweger, Touchton, Westbrook, Wynn—26.

Nays—None.

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

Senate Bill No. 24:

A bill to be entitled An Act defining indecent assault and providing for punishment thereof and providing a form of affidavit, indictment or information for said crime.

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, Clarke, Dame, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kendrick, McArthur, Mapoles, Nordman, Parrish, Rose, Sharit, Sweger, Tillman, Touchton, Walker, Westbrook, Wynn—26.

Nays—None.

So the bill passed, title as stated, and the action of the

Senate was ordered to be certified to the House of Representatives.

Senate Bill No. 11:

A bill to be entitled An Act relating to life, health and accident insurance policies, and health or accident insurance policies; providing that money or other benefits paid as indemnity or benefits under the terms of a policy of health insurance or accident insurance, or health and accident insurance, where both forms of insurance are contained in the same policy or contract, shall be exempt from the debts of the person so insured; providing that said benefits shall not be liable to attachments, garnishment, or other process, or be seized taken, appropriated, or applied by any legal or equitable process or operation of law, to pay any debt of the person insured, or any other person who may have a right thereunder.

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, Clarke, Dame, Graham, Harper, Hodges, Holland, Johns, Kanner, Kendrick, McArthur, Mapoles, Nordman, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—27.

Nays—None.

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

Senate Joint Resolution No. 292 was taken up in its order and the consideration thereof was informally passed.

Senate Bill No. 80:

A bill to be entitled An Act providing for the disposition of the personal effects of deceased inmates of certain institutions of the State of Florida when there are no apparent heirs.

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, Clarke, Dame, Dugger, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—31.

Nays—None.

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

Senate Bill No. 65:

A bill to be entitled An Act relating to the adverse possession of lands and real property, providing for the requiring of a written notice of claim by adverse possession, not less than two years prior to the end of the statutory period providing for such adverse possession before such adverse possession can divest the title of the fee simple owner or bar the right of such owner to recover possession from the adverse claimant; providing the contents and substantially the form of such written notice, providing for the requiring of a written notice of title by adverse possession on theretofore acquired in cases where such adverse possession shall have ceased after the acquisition of title by adverse possession; providing the contents and substantially the form of such written notice.

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, Clarke, Dame, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kendrick, McArthur, Mapoles, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—28.

Nays—None.

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

By unanimous consent Senator Tervin withdrew Senate Bill No. 199.

Senator Parker moved that the rules be waived and the Senate do now reconsider the vote by which Senate Bill No. 535 passed the Senate on May 13, 1937.

Which was agreed to by a two-thirds vote.

The President put the question.

Which was agreed to, and the Senate reconsidered the vote by which Senate Bill No. 535 passed the Senate on May 13, 1937.

The question recurred on the passage of Senate Bill No. 535.

Pending roll call on the passage of Senate Bill No. 535 Senator Parker moved that the rules be waived and the further consideration of Senate Bill No. 535 be informally passed.

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

Senate Bill No. 232:

A bill to be entitled An Act to prohibit the sale and shipment of Tarpon (Tarpon Atlanticus), within the State of Florida, and providing penalties for the violation thereof.

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

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

Yeas: Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Graham, Harper, Hodges, Holland, Johns, Kanner, Kendrick, McArthur, Mapoles, Murphy, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tillman, Touchton, Walker, Westbrook—27.

Nays—None.

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

Senate Bill No. 188:

A bill to be entitled An Act to amend Section 3 of Chapter 16791, Laws of Florida, Acts of 1935, relating to Morris Plan Banks and companies and prescribing qualifications and authorizations of such banks and companies doing business in the State of Florida.

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

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

Yeas: Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Dame, Graham, Harper, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parrish, Rose, Sharit, Tillman, Touchton, Westbrook, Wynn—26.

Nays—None.

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

Senate Bills Nos. 331, 362 and 363, were taken up in their order and the consideration thereof was informally passed.

Senate Bill No. 560:

A bill to be entitled An Act relating to State officers, prohibiting such officers from becoming candidates for other offices during their terms of office without resigning therefrom at least ninety days before the primary election; rendering said officers thereafter ineligible to appointment or election to any State office during the term for which originally elected or appointed; and further defining State offices and State officers.

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

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

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Graham, Harper, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Nordman, Parrish, Rose, Sharit, Tillman, Walker, Westbrook, Wynn—23.

Nays—Senators Hodges, Mapoles, Murphy, Parker, Sweger, Touchton—6.

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

Senate Bill No. 147:

A bill to be entitled An Act to amend Section 5400, Revised General Statutes of Florida (1920), defining conspiracy and providing the punishment therefor.

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

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

Yeas—Mr. President; Senators Adams, Beacham, Beall, Butler, Clarke, Coulter, Dame, Graham, Harper, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parrish, Rose, Sharit, Sweger, Tillman, Touchton, Walker, Westbrook, Wynn—31.

Nays—None.

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

Senator Parker moved that a committee be appointed to escort Honorable W. L. Weaver, former member of the Senate from the 12th Senatorial District, to a seat on the rostrum of the Senate.

Which was agreed to, and the President appointed Senators Parker, Hodges and Westbrook as the committee.

Senator Tillman moved that the Senate do now revert to the consideration of Messages from the House of Representatives.

Which was agreed to.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., May 15, 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. 565:

A bill to be entitled An Act to provide in all counties of the State of Florida having more than 150,000 population according to the next preceding State or Federal census, for the registration of persons convicted of felonies involving moral turpitude; to define felonies involving moral turpitude and residents of this State within the meaning of this Act; to require Boards of County Commissioners to provide sheriffs at county expense registration books and appropriate forms; to require registrants to notify sheriffs of change of address; to fix the burden of proof as to certain affirmative defenses in prosecutions under this Act; and to provide a penalty for the violation of this Act.

Also—

Senate Bill No. 611:

A bill to be entitled An Act providing for tenure of employment of teachers in the public schools in counties of the State of Florida having a population of not more than 155,000 and not less than 150,000 according to the last Federal census, defining when teachers are entitled to tenure of employment, defining terms used in this Act, and conferring jurisdiction upon the Circuit Court to issue writs of Mandamus and certiorari to give effect to the provisions of this Act

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And Senate Bills Nos. 565 and 611, 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., May 15, 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. 633:

A bill to be entitled An Act to create a budget commission for Orange County, Florida; to prescribe its duties, powers and authority and the duties of all boards and officers, including school boards and officers, in respect thereto and to provide for the payment of its expenses.

Proof of publication attached.

Also—

Senate Bill No. 739:

A bill to be entitled An Act authorizing the creation of a Municipal Tax Adjustment Board for the City of Inverness, Citrus County, Florida; prescribing its powers, duties and limitations; prescribing the length of time such board shall exist; providing for the the officers of said board; and authorizing said board to adjust, settle, and compromise taxes and special assessments.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And Senate Bills Nos. 633 and 739, 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., May 15, 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. 578:

A bill to be entitled An Act providing how all monies paid to the several Boards of County Commissioners of all counties in the State of Florida, or to all counties in the State of Florida whose population, according to the 1935 State census was not less than 5,560 and not more than 5,750, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, shall be spent and apportioned, and giving authority for the expenditure of said monies for each of the fiscal years, A. D. 1936-1937 and A. D. 1937-1938, and dealing generally with said fund.

Also has indefinitely postponed—

Senate Bill No. 579:

A bill to be entitled An Act providing that all monies paid to all counties of the State of Florida and to the Board of County Commissioners of all counties of the State of Florida whose population according to the 1935 State census was not less than 5,560 and not more than 5,750 under the provisions of Chapter 14832, Acts of the Legislature of 1931, Laws of Florida, shall be spent to provide for the creating of a trust fund; and providing further for the purpose of holding in trust for retirement of special free school tax bonds; and providing further for the expenditure out of the money received for the fiscal years: A. D. 1936-1937 and A. D. 1937-1938; providing for the retirement of Floral City special tax school district No. 13, of Citrus County Bonds; and providing further for the payment of certain indebtedness heretofore created and dealing generally with said fund and repealing of all laws in conflict herewith.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

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

Tallahassee, Fla., May 15, 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. 1405:

A bill to be entitled An Act legalizing, ratifying, validating and confirming all tax levies, tax rolls and tax assessments heretofore made by the City of Delray Beach, Florida; and legalizing, ratifying, validating and confirming all the acts and proceedings had or taken by each and every one of the public officials of the City of Delray Beach, Florida, in levying and assessing the taxes of said City and in making and preparing the tax assessment rolls of said city; and legalizing, ratifying, validating and confirming each and every tax sale had and held by said city and each and every tax sale certificate issued by the officials of said city for the years 1930, 1931, 1932, 1933, 1934, 1935 and 1936; and legalizing, ratifying, validating and confirming the payment of taxes and assessments with bonds, interest coupons, or cash discounts by the city for past due taxes.

Proof of publication attached.

Also—

House Bill No. 1406:

A bill to be entitled An Act to abolish the present municipality of the City of Delray Beach, in Palm Beach County, Florida, and to establish, organize and incorporate a new municipality to be known as the City of Delray Beach in Palm Beach County, Florida, in lieu thereof; to designate the territory embraced within the City of Delray Beach herein created, and to provide for its jurisdictions, powers and privileges.

Proof of publication attached.

Also—

House Bill No. 1408:

A bill to be entitled An Act to amend Sections 7, 15, 23, 24, 26 and 32 of Chapter 9026 (No. 631), Laws of Florida, Acts of 1921, as amended by Chapter 10915 (No. 893), Laws of Florida, Acts of 1925, being "An Act to incorporate and establish a municipal government for the Town of Monticello, in the County of Jefferson and State of Florida, provide for its government, prescribe its jurisdiction and powers and to abolish the present corporation of said Town."

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,  
Chief Clerk House of Representatives.

And House Bills Nos. 1405, 1406 and 1408, 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., May 15, 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. 955:

A bill to be entitled An Act relating to education in the public free schools of Florida, providing for the State to furnish free textbooks adopted for use in the public free elementary and high schools, providing for the appointment of a course of study committee, a textbook rating committee and special committees on elementary or high school levels, and prescribing the qualifications of the members of the respective committees, their terms of employment, duties and compensation, prescribing the duties of the State Superintendent of Public Instruction and State Board of Education in relation to these committees and with respect to the purpose of this Act, designating the Board of Commissioners of State Institutions as the textbook purchasing board and prescribing its duties prescribing the minimum term for which the State may adopt textbooks for use in the public free schools, and making it unlawful not to use State-adopted textbooks in the public free schools, prescribing the duties of the County Boards of Public Instruction, County Superintendents of Public Instruction, teachers and pupils concerning the use and care of the free textbooks, prescribing a penalty for school officers or employees dealing in textbooks, and levying a tax to provide funds to carry out the provisions of this Act.

Also—

House Bill No. 956:

A bill to be entitled An Act relating to the operation and maintenance of the public free schools of the State of Florida, providing for the establishment of a budget system for county boards of public instruction; prescribing the methods of preparing and adopting budgets; levying taxes, making expenditures and accounting for county and special tax school district funds; prescribing penalties for the violation of this Act; and providing for the repeal of all laws in conflict with this Act.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,  
Chief Clerk House of Representatives.

And House Bills Nos. 955 and 956, contained in the above

message, were read the first time by titles only and placed on the Calendar of Bills on second reading without reference.

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

Tallahassee, Fla., May 15, 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. 1022:

A bill to be entitled An Act providing for the time of holding the terms of the Circuit Court of the Seventh Judicial Circuit in and for Volusia County, Florida.

Also—

House Bill No. 1097:

A bill to be entitled An Act to be known as the Teachers Tenure Law of Florida, designating what persons are embraced within the provisions of said Act; defining terms used in said Act, enumerating the causes for which teachers may be discharged or demoted under the provisions of said Act and prescribing the procedure therefor; and conferring jurisdiction upon the Circuit Court to issue writs of mandamus and certiorari in order to give effect to the provisions of said Act.

Also—

House Bill No. 1333:

A bill to be entitled An Act relating to the compensation of Supervisors of Registrator in counties having a population of not less than 9,100 and not more than 9,700 according to the last State Census.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,  
Chief Clerk House of Representatives.

And House Bill No. 1022, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 1097, contained in the above message, was read the first time by title and referred to the Committee on Education.

And House Bill No. 1333, 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., May 15, 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. 444:

A bill to be entitled An Act to exempt from taxation, except special assessments for benefits, all dwelling houses built since the effective date of Article Ten (10), Section Seven (7) of the State Constitution the value of which when combined with the value of the lands on which such dwelling houses are located shall not exceed the sum of five thousand (\$5,000.00) dollars, when such dwelling houses are owned and occupied for home purposes only by the head of a family or a homeowner who is a citizen and resident of the State of Florida, or when owned by his lawful wife, or by both; and providing directions to the tax assessors for their guidance in assessing such property.

Also—

House Bill No. 534:

A bill to be entitled An Act requiring County Boards of Public Instruction to make available for students in all accredited high schools of the State courses in vocational training.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,  
Chief Clerk House of Representatives.

And House Bill No. 444, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

And House Bill No. 534, contained in the above message, was read the first time by title only and referred to the Committee on Education.

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

Tallahassee, Fla., May 15, 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. 1353:

A bill to be entitled An Act to regulate the catching and taking of salt water fish in the waters of all counties of the State of Florida having a population of not less than 15,520 persons nor more than 15,540 persons, according to the latest State Census; to provide the methods by which such salt water fish may be taken; to regulate the sale of such fish, and to provide a penalty for any violation thereof.

Also—

House Bill No. 1360:

A bill to be entitled An Act to amend Section Seven (7) of the City Charter of the City of St. Augustine, Florida, which said section is known as Section 1, Chapter 14,375, of the Laws of Florida, A. D. 1929, entitled "An Act to amend Sections 7, 8, 12, 26, 30, 42, 59, 60, 68, 70, 71, 72, 79, 80, 93, 94, 95, 97, 99, 100, 101, 102, 103, 104, 105, 107, 108, 109, 110, 111, 112, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 154, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, of the Charter of the City of St. Augustine, being Chapter 11,148 of the Laws of Florida, and Acts amendatory thereof, and repealing Sections 10, 14, 23, 27, 28, 29, 69, 96, 98 and 106 of said Act, and repealing Chapters 11,151 and 13,349 of the Laws of Florida, being Acts amendatory of the Charter of the City of St. Augustine, Florida.

Proof of publication attached.

Also—

House Bill No. 1361:

A bill to be entitled An Act to amend Section 1, paragraph (b) of Chapter 16805, Laws of Florida, Acts of 1935.

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. 1353, 1360 and 1361, 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., May 15, 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. 841:

A bill to be entitled An Act authorizing and directing the State Board of Administration to return to Okeechobee County certain tax moneys collected for payment of certain bonds of said County, which have subsequently been purchased and now held by Okeechobee County.

Also—

House Bill No. 946:

A bill to be entitled An Act to prescribe a closed season for taking fresh water fish from certain parts of the Ochlocknee River lying within the Counties of Liberty, Gadsden and Leon in the State of Florida and providing a penalty for violation of the provisions of this Act.

Also—

Committee Substitute for House Bill No. 1012:

A bill to be entitled An Act to cancel certain State and

County tax certificates and certain taxes of the City of Sanford, Florida, against certain lots, pieces and parcels of land situate in the City of Sanford, Seminole County, Florida, and owned by Sanford Lodge No. 1241 of the Benevolent and Protective Order of Elks, Inc., a fraternal organization, incorporated not for profit, and in this Act described, and to cancel all State and County taxes, and City of Sanford, Florida, taxes heretofore levied and assessed against said lands in this Act described.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 841, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on second reading.

And House Bill No. 946, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

And Committee Substitute for House Bill No. 1012, 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., May 15, 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. 1063:

A bill to be entitled An "Act to amend Chapter 17115, Laws of Florida, Acts of 1935, entitled 'An Act providing for the supervision and regulation of persons, firms, corporations and associations owning, controlling, operating or managing motor vehicles used in the business of transporting persons or property for compensation over the public highways of the State; providing for regulations of safety and proper operation affecting the use of said highways and the preservation thereof; defining auto transportation companies and providing supervision and regulation thereof by the Railroad Commission of the State of Florida and providing for the enforcement of the provisions of this Act, and for the punishment of violations thereof and imposing a mileage tax and providing for the disposition of the revenue raised by the same; and providing certain exemptions; and repealing all Acts inconsistent with the provisions of this Act'; providing that persons, firms or corporations operating motor vehicles over and upon State Road Number Seventy-eight and the territory adjacent to said State road within a radius of ten miles thereof shall be exempted from the provisions of said Act and from Commission jurisdiction and control."

Also—

House Bill No. 1286:

A bill to be entitled An Act for the compensation of members of the County School Boards in Counties having a population between fifteen thousand five hundred and thirty (15,530) and fifteen thousand six hundred and thirty (15,630) persons, according to the State census of 1935.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 1063, contained in the above message, was read the first time by title only and referred to the Committee on Transportation and Traffic.

And House Bill No. 1286, 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., May 15, 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

elected to the House of Representatives for the 1937 Session of the Florida Legislature:

House Bill No. 1255:

A bill to be entitled An Act for the relief of Leila McGill Herrington and F. E. Herrington out of the public treasury of the City of Pensacola, and for the reinstatement of said persons in employment with said city.

Also has passed—

House Bill No. 1267:

A bill to be entitled An Act relating to general, special and primary elections in all counties of the State wherein voting machines are used in elections; requiring persons presenting themselves to vote on election day to sign their names; providing for the comparison of the handwriting of signature of elector at time of registration with that on election day for the purpose of identification of qualified electors; providing for affidavits of electors in certain cases; authorizing clerk and inspectors of election to administer oaths in certain cases; relating to certain crimes in connection therewith and providing for the punishment thereof; and other matters relating thereto.

Also has passed—

House Bill No. 1268:

A bill to be entitled An Act providing for the creation of a Delinquent Tax Adjustment Board for Hernando County, Florida, prescribing the powers and duties of such board; providing for the creation of Delinquent Tax Adjustment Board of Appeals, and prescribing the powers and duties of such board; providing for the compromise and adjustment of tax sale certificates held by the State upon certain conditions:

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 Bill No. 1255, contained in the above message, was read the first time by title only.

Senator Beall moved that House Bill No. 1255 be indefinitely postponed.

Which was agreed to and House Bill No. 1255 was indefinitely postponed.

And House Bill No. 1267, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on second reading without reference.

And House Bill No. 1268, 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., May 14, 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. 1210:

A bill to be entitled An Act to permit the retirement of any deputy clerk of any county official or other county employee in any county having a population of not less than one hundred and eighty thousand according to the last preceding State Census under certain conditions, with pay.

Also—

House Bill No. 1217:

A bill to be entitled An Act designating and fixing the compensation for the county assessor of taxes and the compensation for the county tax collector in counties having a total population of not less than 4,000 and not more than 4,015 according to the Federal Census of 1930, designating who shall pay such compensation and the funds from which such payment shall be made, prescribing the basis of commissions on assessments and collections, and repealing Chapter 16950, Laws of Florida, Acts of 1935, and all other laws in conflict with the provisions of this Act.

Also—

House Bill No. 1250:

A bill to be entitled An Act relating to game birds and to prohibit the hunting or taking of wild turkey for a period of three (3) years from and after November 1, 1937, in all counties of the State of Florida having a population of not less

than 8,800 and not more than 8,900 or having a population of not less than 5,400 or not more than 5,500, according to the last State Census, and providing a penalty for the violation of this Act.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 1210, 1217 and 1250, 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., May 15, 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. 1339:

A bill to be entitled An Act making it unlawful to hunt, take, kill or possess deer in all counties in the State of Florida having a population of not less than 13,400 and not more than 13,600, according to the Federal Census of 1930, except on Wednesdays and Thursdays during the open season for hunting and killing deer in the State of Florida, and providing punishment therefor.

Also—

House Bill No. 1396:

A bill to be entitled An Act providing for counties having a population of one hundred and eighty thousand or more inhabitants according to the latest Federal or State census to supplement the State salaries of resident Circuit Judges from its general revenue and making same a county purpose.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills 1339 and 1396, 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., May 15, 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. 1392:

A bill to be entitled An Act prescribing the taxes to be levied upon members of the bar in counties having a population of 180,000 inhabitants or more according to the latest census and appropriating a portion of the proceeds thereof for law library purposes in such county, providing for the manner of expenditure of such fund and the maintenance of such library, and making same a county purpose.

Also—

House Bill No. 1393:

A bill to be entitled An Act authorizing and directing the County Commissioner of Martin County, Florida, to cancel all bonds, interest coupons and other evidence of indebtedness heretofore received by Martin County officials for the payment of any taxes, and directing the Clerk of the Circuit Court of Martin County, Florida, and any other custodian of any such bonds, interest coupons or other evidence of indebtedness upon demand, to deliver some to the Board of County Commissioners of Martin County for such purpose, and providing the manner of cancellation of such bonds, interest coupons or other evidence of indebtedness.

Proof of Publication attached.

Also—

House Bill No. 1398:

A bill to be entitled An Act relating to the distribution of racing funds received under the provisions of Chapter

14832, Laws of Florida, Acts of 1931, or any amendatory or supplemental Act thereof, in the case of all counties of this State having a population of not less than four thousand (4,000) and not more than four thousand and fifty (4,050), according to the last Federal Census.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,  
J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 1392, 1393 and 1398, 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., May 15, 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. 1382:

A bill to be entitled An Act to legalize and validate all proceedings, liens, and assessments in the matter of the creation and establishing Oneco Drainage District in Manatee County, Florida, and validate all assessments made for benefits derived from the construction of the improvements and all assessments levied and to be levied for interest against the lands comprehended within said drainage district; to legalize and validate all proceedings in the matter of the issuance and sale of bonds for the costs of the construction of the improvements in said drainage district; to legalize and validate additional assessments against the lands in said district to defray costs of construction in excess of the estimated cost; to legalize and validate all proceedings in the matter of the issuance of twenty thousand three hundred thirty-five and three cents (\$20,335.03) of bonds to defray the costs of completing the construction of said drainage district and representing the difference between the estimated cost and actual cost of construction; and to legalize and validate all proceedings in the matter of the issuance of eight thousand five hundred (\$8,500.00) dollars of refunding bonds of said Oneco Drainage District for the refunding of its outstanding bonded indebtedness in accordance with the terms and conditions of a loan for said amount granted to said drainage district by the Reconstruction Finance Corporation of the United States of America; and to legalize and validate all assessments made and to be made against the lands in said drainage district for the payment of the interest on said refunding bonds as it matures and the creation of a sinking fund for the redemption of the principal of said bonds at maturity; and to legalize and validate all proceedings had and taken in the negotiation, completion, and consummation of said loan by the Reconstruction Finance Corporation to said drainage district for the purpose of refinancing and refunding the indebtedness of said drainage district as evidenced by the proceedings in connection therewith of record on the Public Records of Manatee County, Florida.

Proof of publication attached.

Also—

House Bill No. 1384:

A bill to be entitled An Act to legalize and validate all proceedings, liens, and assessments in the matter of the creation and establishing Tampa Gap Drainage District in Manatee County, Florida, and validate all assessments made for benefits derived from the construction of the improvements and all assessments levied for interest against the lands comprehended within said drainage district, to legalize and validate all proceedings in the matter of the issuance and sale of bonds in the sum of thirty-eight thousand (\$38,000.00) dollars for the costs of the construction of the improvements in said drainage district; to legalize and validate all assessments and levies made and to be made for the payment of the interest on said bonds as it matures and the creation of a sinking fund for their redemption at maturity; to legalize and validate all proceedings in the matter of the issuance of nineteen thousand (\$19,000.00) dollars of refunding bonds of said Tampa Gap Drainage District for the refunding of its outstanding bonded indebtedness in accordance with the terms and conditions of a loan for said amount granted to said

drainage district by the Reconstruction Finance Corporation of the United States of America; and to legalize and validate all assessments made and to be made against the lands in said drainage district for the payment of the interest on said refunding bonds as it matures and the creation of a sinking fund for the redemption of the principal of said bonds at maturity; to legalize and validate all proceedings in connection with the negotiation, completion, and consummation of said loan made by the Reconstruction Finance Corporation to said drainage district for the purpose of refinancing and refunding the outstanding bonded indebtedness of said drainage district as evidenced by the proceedings in connection therewith of record on the Public Records of Manatee County, 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. 1382 and 1384, 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., May 15, 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. 1386:

A bill to be entitled An Act authorizing, validating and confirming "Court House Building" and "Poor Farm" (also known as Poor Relief Fund) levies made by the Board of County Commissioners of Martin County, Florida, for the years 1931 to 1936 inclusive, and authorizing, validating and confirming any and all expenditures heretofore made in connection therewith.

Proof of publication attached.

Also—

House Bill No. 1387:

A bill to be entitled An Act relating to the disposition of certain evidences of indebtedness acquired by the City of Stuart in satisfaction of taxes and/or assessments due said city, and providing for the effect to be given same.

Also—

House Bill No. 1389:

A bill to be entitled An Act to amend Sections 14 and 30 of Chapter 16,692, Acts of 1933, Laws of Florida, being An Act to abolish the present municipal government of the City of Stuart, in Martin County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Stuart, and to define its territorial boundaries and provide for its government, jurisdiction, powers, 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. 1386, 1387 and 1389, 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., May 15, 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. 1409:

A bill to be entitled An Act authorizing the City Council of the City of Monticello, 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.

Also—

House Bill No. 1411:

A bill to be entitled An Act relating to the Okeechobee Flood Control District; to cancel all outstanding taxes, tax certificates and tax liens of said district not held by individuals and to cancel all tax levies and assessments for the year 1936; to rescind and cancel all statutory tax levies and assessments for said district for the year 1936 and all subsequent years and to provide that no taxes are or shall be levied, assessed or collected for said district for the said years; an to limit and curtail the expenses, duties and powers of the Board of Commissioners of said District.

Also—

House Bill No. 1415:

A bill to be entitled An Act to validate and confirm the tax assessments of the Town of Lady Lake, Lake County, Florida, for the years A. D. 1927, A. D. 1928, A. D. 1929, A. D. 1930, A. D. 1931, A. D. 1932, A. D. 1933, A. D. 1934, A. D. 1935, A. D. 1936.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 1409, 1411 and 1415, 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., May 15, 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. 1416:

A bill to be entitled An Act authorizing and empowering the town council of the Town of Lady Lake, Lake County, 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 town against any land or real property against which taxes for municipal purposes of the said Town of Lady Lake, Lake County, Florida, has heretofore at any time been assessed by authority of said town and to relieve and discharge such lands or real property from the lien of such taxes.

Also—

House Bill No. 1417:

A bill to be entitled An Act to validate and confirm the tax assessments of the Town of Fruitland Park, in Lake County, Florida, for the years A. D. 1927, A. D. 1928, A. D. 1929, A. D. 1930, A. D. 1931, A. D. 1932, A. D. 1933, A. D. 1934, A. D. 1935, A. D. 1936.

Also—

House Bill No. 1418:

A bill to be entitled An Act authorizing and empowering the Town Council of the Town of Fruitland Park, in Lake County, 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 town against any land or real property against which taxes for municipal purposes of the said Town of Fruitland Park, in Lake County, Florida, has heretofore at any time been assessed by authority of said town and to relieve and discharge such lands or real property from the lien of such taxes.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 1416, 1417 and 1418, 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., May 15, 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. 1305:

A bill to be entitled An Act relating to the classification and compensation of persons engaged in the occupation of teaching in the public schools of Wakulla County, Florida, and providing penalties and forfeitures for non-compliance therewith and relating to the distribution and expenditure of money derived from the State of Florida for educational purposes.

Proof of publication attached.

Also—

House Bill No. 1307:

A bill to be entitled An Act relating to admission charges to entertainments sponsored by any part of the Wakulla County Educational System or any organization working in cooperation thereof.

Proof of publication attached.

Also—

House Bill No. 1343:

A bill to be entitled An Act amending Section 49 of Chapter 13403, Special Acts of 1927, by providing for the election of the mayor and councilmen of the City of Sarasota by a majority vote and providing for a preliminary election on the first Tuesday in December of each year.

Also—

House Bill No. 1350:

A bill to be entitled An Act to prescribe an open and closed season for stone crabs in Wakulla County, Florida, providing penalties for violation thereof and repealing all laws in conflict therewith.

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. 1305, 1307, 1343 and 1350, 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., May 15, 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. 1365:

A bill to be entitled An Act to amend Section 3 of Chapter 16922, Laws of Florida, Acts of 1935, entitled "An Act relating to the compensation of the County Judge, the Tax Assessor, the Tax Collector, and the Superintendent of Public Instruction in counties in the State of Florida having a population of not less than 4,060 and not more than 4,070, according to the last Federal census, providing for the payment of such compensation; providing for the disposition of fees accruing to the County Judge, Tax Assessor, Tax Collector in such counties and prescribing the time when this Act shall become a law."

Also—

House Bill No. 1368:

A bill to be entitled An Act to create and establish a special taxing district in Palm Beach County, Florida, to be known as Special Road and Bridge District No. 7 of Palm Beach County, Florida, to validate and legalize the Acts and proceedings of the Board of County Commissioners and an election held in said district to create a special road and bridge district in said county embracing the same territory, to validate and legalize bonds heretofore issued by the Board of County Commissioners for and on behalf of said Special Road and Bridge District, to validate and legalize an election held

on the 22nd day of September, 1936, for the purpose of submitting to the qualified electors of said Special Road and Bridge District the question of issuing bonds of said district in the amount of \$49,500.00, for the purpose of constructing a bridge across the Florida East Coast Canal to replace the existing wooden bridge at Camino Real in the Town of Boca Raton, Florida, and the necessary approaches thereto, and to validate all proceedings relating to the calling and holding of said election, to validate and legalize the levy and assessment of taxes in said district, to authorize the continued levy and assessment of taxes for the purpose of paying the principal and interest of bonds of said district, and further to define the powers and duties of the Board of County Commissioners with respect to said district.

Proof of publication attached.

Also—

House Bill No. 1375:

A bill to be entitled An Act to provide that all money paid or coming to all counties in the State of Florida, having a population of not more than 5900 and not less than 5800 according to the last preceding State census, under Chapter 14832, Acts of 1931, shall be placed into the General fund of said counties; and to provide that the County Commissioners of said counties shall place certain sums thereof of said money in certain funds.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 1365, 1368 and 1375, 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., May 15, 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. 424:

A bill to be entitled An Act to provide for the sale on compromise offers, without advertisement, of all tax certificates held by the State for the year 1932 and/or prior years, covering lands in Okechobee County, Florida, and providing that any and all sales shall be approved by the Board of County Commissioners of said county, and providing that the amount of the State tax covered by said certificates shall not be subject to compromise but shall be paid in full as provided by law.

Proof of publication attached.

Also—

House Bill No. 512:

A bill to be entitled An Act to amend Section 3 of Chapter 16,249, Laws of Florida, Acts of 1933, entitled "An Act to prohibit hunting and the discharging of fire-arms upon, from, across, and within one-half mile of State Road No. 27, as now designated by State Road Department of the State of Florida, and commonly known as the Tamiami Trail, from the southerly corporation limits of Fort Myers, Florida, to the easterly corporation limits of Coral Gables, Florida, and providing a penalty for violation of provisions of this Act."

Also—

House Bill No. 788:

A bill to be entitled An Act to amend Section 4 of Chapter 9355, Laws of Florida, Acts of 1923, relating to County Court in and for Lee County, Florida; adding to the duties of the County Prosecuting Attorney for Lee County, and prescribing fees for such additional duties.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 424, 512 and 788, 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., May 15, 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. 1376:

A bill to be entitled An Act to abolish the present municipal government of Cross City, in Dixie County, Florida, and to establish, organize and incorporate a municipality to be known and designated as Cross City, Florida; to define the territorial boundaries of such town; and to provide for its jurisdiction, powers and privileges.

Also—

House Bill No. 1379:

A bill to be entitled An Act regulating the manner in which the City of Pensacola may expend funds budgeted for advertising purposes.

Also—

House Bill No. 1380:

A bill to be entitled An Act ratifying, confirming, validating and legalizing the assessments, valuations of properties, levies of taxes, tax sales and tax certificates made by the City of Stuart, Martin County, Florida, for the years A. D. 1931, 1932, 1933, 1934, 1935 and including the year 1936 and authorizing the collection of said taxes in manner provided by law.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 1376, 1379 and 1380, 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., May 15, 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 respectfully requests the return of:

House Bill No. 1321:

A bill to be entitled An Act to authorize the cancellation of delinquent county taxes on property acquired by the City of Kissimmee through tax foreclosure sales, or otherwise, when said property is used for municipal purposes, and directing the proper State and County officials to show such cancellation upon the public records.

Which has been indefinitely postponed and was transmitted to the Senate through error.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

Senator Kanner moved that the request of the House of Representatives, as contained in the foregoing message, be granted.

Which was agreed to and House Bill No. 1321 was ordered returned to the House of Representatives.

Senator Westbrook moved that the time of adjournment be extended five (5) minutes.

Which was agreed to and it was so ordered.

Senator Westbrook moved that the rules be waived and Senate Bill No. 810 be withdrawn from the Calendar as a Special Order.

Which was agreed to and it was so ordered.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:05 o'clock P. M. until 11:00 o'clock A. M. Monday, May 17, 1937.