

JOURNAL OF THE SENATE

Tuesday, May 25, 1937

The Senate convened at 10:00 o'clock A. M. pursuant to adjournment on Monday, May 24, 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, Gomez, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McArthur, McKenzie, Mapoles, Murphy, Nordman, Parker, Parish, Rose, Savage, Sharit, 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 May 22, 1937 was further corrected as follows:

On page 17, column 1, line 9, insert the following:

"The following pair was announced:

I am paired with Senator Kelly. If he were present he would vote 'aye.' If I were to vote I would vote 'no.'

JOHN R. BEACHAM."

The reading and correction of the Journal of May 24, 1937, was deferred.

REPORTS OF COMMITTEES

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

Senate Chamber,
Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Education, to whom was referred:

Senate Bill No. 814:

A bill to be entitled An Act to provide for increasing the number of instruction units allotted a county when an emergency exists by reason of increased school attendance.

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

Very respectfully,

A. O. KANNER,
Chairman of Committee.

And Senate Bill No. 814, contained in the above report, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Education, to whom was referred:

Senate Bill No. 880:

A bill to be entitled An Act to amend Section 1 of Chapter 14872, Laws of Florida, Acts of 1931, entitled: "An Act providing for a monthly allowance in the form of a pension to school teachers who have taught in the public free schools of the State of Florida for thirty-five or more years, and who are incapacitated and without means of support; providing a method of determining when such teachers are entitled to such pension or allowance and making appropriation to take care of the requirements of such pension or allowance," by extending the provisions for such allowance to those who have been certificated to teach in public free schools, and who have served in such schools, as herein provided.

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

In title, line one (1) (typewritten bill), strike out the figures "14872" and insert in lieu thereof the following: "14782"

Very respectfully,

A. O. KANNER,
Chairman of Committee.

And Senate Bill No. 880, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

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

Senate Chamber,
Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Education, to whom was referred:

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 concerning jurisdiction upon the Circuit Court to issue writs of mandamus and certiorari in order to give effect to the provisions of said Act.

Also—

Committee Substitute for House Bill No. 1139:

A bill to be entitled An Act to amend Section 13 of Chapter 16981, Laws of Florida, Acts of 1935, entitled "An Act to confer certain powers upon the State Board of Control including the powers to purchase, lease, construct, better and equip buildings for, and to make other improvements to institutions under its jurisdiction, and for such purpose and upon certain conditions to borrow money and accept grants from any Federal agency; to provide for the re-payment of such loans from the proceeds of the projects constructed with the money borrowed, and to provide for the issuance of revenue certificates for the re-payment of the money borrowed, and protecting the State of Florida against the incurring of indebtedness in such manner inconsistent with the Constitution of Florida and conferring upon said Board of Control and members thereof, the powers to carry out the provisions of this Act; and to provide for the repeal of all laws inconsistent herewith" by extending the time allowed for borrowing money and issuing revenue certificates to December 31, 1939.

Also—

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.

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

Very respectfully,

A. O. KANNER,
Chairman of Committee.

And House Bills Nos. 1097, 646 and Committee Substitute for House Bill No. 1139, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 509:

A bill to be entitled An Act to provide and appropriate funds for the acquisition and development of State forests and State parks in co-operation with the Federal Government, and for carrying out the provisions of Chapter 17025, Laws of Florida, Acts of 1935.

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

Amendment No. 1:

In Section 1, lines 4-5-6-7-8 (typewritten bill), strike out the words: "the sum of twenty-five thousand \$25,000.00 dollars for State forest purposes, and twenty-five thousand (\$25,000.00) dollars for State park purposes for use during the year beginning July 1, 1937, and twenty-five thousand (\$25,000.00) dollars for State forest purposes and twenty-five thousand (\$25,000.00) dollars for State park purposes" and insert in lieu thereof the following: "the sum of twelve thousand five hundred (\$12,500.00) dollars for State forest purposes, and twelve thousand five hundred (\$12,500.00) dollars for State park purposes for use during the year beginning July 1, 1937, and twelve thousand five hundred (\$12,500.00) dollars for State forest purposes and twelve thousand five hundred (\$12,500.00) dollars for State park purposes."

Very respectfully,

PHILIP D. BEALL,
Chairman of Committee.

And Senate Bill No. 509, contained in the above report, together with Committee Amendment thereto, was placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 791:

A bill to be entitled An Act to appropriate Fifty Thousand (\$50,000.00) Dollars to the St. Augustine Historical Preservation and Restoration Association, a non-profit corporation to be used solely for the purposes of preservation, acquiring, restoration and maintenance of ancient landmarks, sites and records of antiquity in and relating to the City of St. Augustine, Florida, the expenditure of such money to be under the direction of the governmental body of said city and providing for semi-annual reports of such expenditures to the Comptroller of Florida.

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

Very respectfully,

PHILIP D. BEALL,
Chairman of Committee.

And Senate Bill No. 791, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 586:

A bill to be entitled An Act to authorize the Board of Control to lease radio broadcasting station WRUF at the University of Florida.

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

Very respectfully,

PHILIP D. BEALL,
Chairman of Committee.

And Senate Bill No. 586, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 896:

A bill to be entitled An Act making a continuing appropriation to the Agricultural College fund and transferring the interest received on said fund to the General Revenue Fund.

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

Very respectfully,

PHILIP D. BEALL,
Chairman of Committee.

And Senate Bill No. 896, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 847:

A bill to be entitled An Act creating the State Purchasing Board for the State of Florida; providing for the duties and powers of such board and for the making of rules and regulations by said State Purchasing Board; and making an appropriation therefor.

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

Very respectfully,

PHILIP D. BEALL,
Chairman of Committee.

And Senate Bill No. 847, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 922:

A bill to be entitled An Act to amend Section 5971 of the Compiled General Laws of Florida, 1927, same being Section 1 of Chapter 7933, Laws of Florida, Acts of 1919, same being entitled "An Act to authorize any corporation to sell and convey all its property and property rights, privileges, franchises, easements and rights of way, and to authorize any corporation to purchase the same; the method, manner, conditions necessary in making such sale or purchase, and payment to any dissenting stockholder," relating to the right of corporations to sell property.

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

Very respectfully,

PHILIP D. BEALL,
Chairman of Committee.

And Senate Bill No. 922, contained in the above report, was re-referred to the Committee on Corporations.

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 776:

A bill to be entitled An Act making appropriations for the

construction, operation and maintenance of an industrial experiment station to be operated for the advancement and improvement of the industries of Florida.

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

Very respectfully,
PHILIP D. BEALL,
 Chairman of Committee.

And Senate Bill No. 776, contained in the above report, was laid on the table.

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
 Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Appropriations, to whom was referred:

House Bill No. 701:

A bill to be entitled An Act to amend Section 3 of Chapter 1904, Acts of 1872 as amended by Section 1, Chapter 5945, Acts of 1909 the same being Section 1984 of the Compiled General Laws of 1927 referring to the distribution of the Acts of the Legislature.

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

Very respectfully,
PHILIP D. BEALL,
 Chairman of Committee.

And House Bill No. 701, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Beall, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
 Tallahassee, Fla., May 25, 1937.

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

Sir:

Your Committee on Appropriations, to whom was referred:

House Bill No. 702:

A bill to be entitled An Act to provide for the distribution of the permanent Bound Journals of the Legislature.

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

Very respectfully,
PHILIP D. BEALL,
 Chairman of Committee.

And House Bill No. 702, contained in the above report, was placed on the Calendar of Bills on second reading.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

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

Senate Chamber,
 Tallahassee, Fla., May 25, 1937.

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

Sir:

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

House Bill No. 265:

A bill to be entitled An Act to provide for the cancellation of delinquent taxes levied and assessed by the State of Florida, the County of Hillsborough and the City of Tampa, Florida, and all other taxes and assessments levied and assessed against certain real estate owned by the Field Artillery Athletic Association, a non-profit corporation, and used by the Armory Board of the State of Florida for military purposes exclusively and to provide for future exemption so long as such property is owned and used by said Field Artillery Athletic Association and the Armory Board of the State of Florida for military purposes exclusively.

Also—

House Bill No. 290:

A bill to be entitled An Act to provide for the cancellation

and release of all State, Broward County and Special District Taxes, Tax Sale Certificates and Tax Deeds issued to and owned by the State of Florida, County of Broward and other Special Taxing Districts on lands owned by the City of Hollywood, or to which it holds a deed of conveyance and which lands are used exclusively for municipal purposes.

Also—

House Bill No. 598:

A bill to be entitled An Act to cancel all unredeemed Tax Sale Certificates, belonging to the State of Florida and County of Broward, et al., of certain lands in Broward County, Florida, belonging to Doric Lodge No. 140, F. & A. M., Fort Lauderdale, Florida.

Also—

House Bill No. 626:

A bill to be entitled An Act to abolish the present municipal government of the City of Tarpon Springs, in Pinellas County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Tarpon Springs, and to define its territorial boundaries and to provide for its government jurisdiction, powers, franchises and privileges.

Also—

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.

Also—

House Bill No. 747:

A bill to be entitled An Act relating to and regulating the hunting and taking of deer in Okaloosa County, Florida; providing for the use of dogs and the licensing of dogs used in hunting deer in said county; repealing Chapter 16,587, Laws of Florida, Acts of 1933, being an Act regulating the hunting of squirrels and deer in said county; and providing a penalty for the violation thereof.

Also—

House Bill No. 761:

A bill to be entitled An Act providing for the cancellation of all outstanding Tax Sale Certificates held and owned by the State of Florida and all tax liens for subsequent unpaid taxes on certain lands in Lake County, Florida.

Also—

House Bill No. 808:

A bill to be entitled An Act fixing the compensation of members of the Board of County Commissioners in all counties of the State of Florida having a population of not less than thirty-seven hundred and seventy-five (3,775), and not more than thirty-eight hundred and twenty (3,820), according to the last preceding Florida State Census.

Also—

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.

Also—

House Bill No. 1027:

A bill to be entitled An Act to repeal Chapter 12765, Laws of Florida, Acts of 1927, entitled "An Act to create and establish a special taxing district in Glades County, Florida, to be known as 'Special Road and Bridge District Number Eleven in Glades County, Florida'; authorizing the Board of County Commissioners of Glades County, Florida, to construct certain roads in said district; providing for the issuance of bonds on behalf of said district and for the levy and collection of taxes for the payment of principal and interest on said bonds; 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 the proceedings of the Board of County Commissioners for and on behalf of said special road and bridge district and to validate and legalize the assessment of taxes in said district; to provide for the levy and collection of additional taxes for the repair and maintenance of said roads and providing generally for the powers and duties to be exercised and performed by the Board of County Commissioners for and on behalf of said district"; to provide for the cancellation of bonds validated but never issued and sold; but continuing said Special Road and Bridge District Number Eleven for certain purposes only.

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 for the violation of this Act.

Also—

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.

Also—

House Bill No. 1324:

A bill to be entitled An Act validating and confirming all the actions and proceedings of the Board of Supervisors of Diston Island Drainage District and of the Co-receivers thereof in accepting bonds and delinquent interest coupons for taxes in said district and validating and confirming all sales of lands in said district for delinquent drainage taxes and validating all acts of the Board of Supervisors and of the Receivers of said District relative to the maintenance of said district and including among other things the borrowing of money for maintenance in said district and the issuance of Tax Anticipation Notes therefor.

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.

Also—

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 entitled An Act authorizing and directing the County Commissioners 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 same 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.

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.

Also—

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 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.

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."

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

Very respectfully,

H. S. MCKENZIE,

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

INTRODUCTIONS OF BILLS AND JOINT RESOLUTIONS

By Senator Kendrick—

Senate Bill No. 1012:

A bill to be entitled An Act creating an Utilities Commis-

City of Palatka, in said county and State, and that said newspaper has been published continuously at least once each week and has been entered as second class mail matter at the United States Postoffice at Palatka, Florida, in Putnam County, for a period of one year and more preceding the publication of the first insertion of the notice, a copy of which is hereto attached; that said notice has been published in The Times-Herald for one consecutive week as follows: April 2, 1937.

W. L. O'KEEFE,
Publisher.

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

(Seal) Notary Public, State of Florida at Large,
My commission expires the 10th day of February, A. D. 1938.

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

By Senator McKenzie—
Senate Bill No. 1018:

A bill to be entitled An Act to ratify, confirm, validate and legalize all acts and proceedings of the Board of Public Instruction, in and for Putnam County, Florida, its Board members and Secretary, relative to the issuance of \$30,000.00 of bonds issued in name of Board of Public Instruction, Putnam County, Florida, pursuant to Chapter 13329, Laws of Florida, Regular Session, 1927; and to declare all of said bonds that are now outstanding to be valid and legal obligations of the Board of Public Instruction, Putnam County, State of Florida.

The following proof of publication was attached to Senate Bill No. 1018 when it was introduced in the Senate:

COPY OF ADVERTISEMENT
NOTICE OF SPECIAL LEGISLATION FOR
PUTNAM COUNTY

NOTICE IS HEREBY GIVEN, that a proposed special law will be introduced in the regular session of the Legislature of the State of Florida to be held during the year A. D. 1937, which said proposed law in substance shall be as follows:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all Acts and Proceedings of the Board of Public Instruction in and for Putnam County, State of Florida, its Board members and Secretary, relative to the issuance of \$30,000.00 Refunding Bonds, Series 3, of the Board of Public Instruction of Putnam County, Florida.

R. R. WILKINSON,
Chairman, Board of Public Instruction, Putnam County,
Florida.
April 2, 1937.

AFFIDAVIT

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

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

W. L. O'KEEFE,
Publisher.

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

(Official Seal) Notary Public, State of Florida at Large,
My Commission expires the 10th day of Feb., A. D. 1938.

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

By Senator McKenzie—
Senate Bill No. 1019:

A bill to be entitled An Act ratifying, confirming and validating Two Hundred Thousand Dollars (\$200,000.00) of

interest bearing coupon bonds, by the Board of Public Instruction of the County of Putnam, State of Florida, dated July 1, 1925, bearing interest at 6% per annum, issued for the purpose of acquiring the necessary land and building a high school building at Palatka, and a high school building at Crescent City, in said Putnam County; and validating, ratifying and confirming the issuance and sale of all of said bonds, as provided and authorized by resolutions of said board.

The following proof of publication was attached to Senate Bill No. 1019 when it was introduced in the Senate:

COPY OF ADVERTISEMENT
NOTICE OF SPECIAL LEGISLATION FOR PUTNAM
COUNTY.

NOTICE IS HEREBY GIVEN, that a proposed special law will be introduced in the regular Session of the Legislature of the State of Florida to be held during the year A. D. 1937, which said proposed law in substance shall be as follows:

A BILL TO BE ENTITLED AN ACT ratifying, confirming, validating and legalizing all Acts and proceedings of the Board of Public Instruction in and for Putnam County, State of Florida, its board members and Secretary, relative to the issuance of \$200,000.00 County High-School bonds, Series 2, of the Board of Public Instruction, Putnam County, Florida.

R. R. WILKINSON,
Chairman, Board of Public Instruction, Putnam County,
Florida.
April 2, 1937.

AFFIDAVIT

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

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

W. L. O'KEEFE,
Publisher.

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

(Seal) Notary Public, State of Florida at Large,
My commission expires the 10th day of February, A. D., 1938.

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

By Senator McKenzie—
Senate Bill No. 1020:

A bill to be entitled An Act to ratify, confirm, validate and legalize, all acts and proceedings of the Board of Public Instruction, its board members and secretary, for Putnam County, State of Florida, relative to the issuance of Forty-Five Thousand Dollars (\$45,000.00) of time warrants issued by the Board of Public Instruction, Putnam County, Florida, pursuant to Chapters 8548 and 8549, Laws of Florida, regular Session of 1921; and to declare all of said time warrants that are now outstanding to be valid and legal obligations of the Board of Public Instruction, Putnam County, State of Florida.

The following proof of publication was attached to Senate Bill No. 1020 when it was introduced in the Senate:

COPY OF ADVERTISEMENT
NOTICE OF SPECIAL LEGISLATION FOR PUTNAM
COUNTY

NOTICE IS HEREBY GIVEN, that a proposed special law will be introduced in the regular Session of the Legislature of the State of Florida to be held during the year A. D. 1937, which said proposed law in substance shall be as follows:

A BILL TO BE ENTITLED AN ACT Ratifying, Confirming, Validating and Legalizing all Acts and Proceedings of the

Board of Public Instruction in and for Putnam County, State of Florida, its Board members and Secretary, relative to the issuance of \$45,000.00 of Time Warrants Series 2, of the said Board of Public Instruction of Putnam County, Florida.

R. R. WILKINSON,

Chairman, Board of Public Instruction, Putnam County, Florida.
April 2, 1937.

AFFIDAVIT

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

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

W. L. O'KEEFE,
Publisher.

Sworn to and subscribed before me this 3rd day of April, A. D., 1937.

GEORGIA C. FRALICK,

Notary Public, State of Florida at Large.

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

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

By Senator McKenzie—

Senate Bill No. 1021:

A bill to be entitled An Act to ratify, confirm, validate and legalize all acts and proceedings of the Board of Public Instruction, its board members and secretary, for Putnam County, State of Florida, relative to the issuance of fifty thousand dollars (\$50,000.00) of time warrants issued by the Board of Public Instruction, Putnam County, Florida, pursuant to Chapters 8548 and 8549, Laws of Florida, Regular Session of 1921; and to declare all of said time warrants that are now outstanding to be valid and legal obligations of the Board of Public Instruction, Putnam County, State of Florida.

The following proof of publication was attached to Senate Bill No. 1021 when it was introduced in the Senate:

**COPY OF ADVERTISEMENT
NOTICE OF SPECIAL LEGISLATION FOR
PUTNAM COUNTY**

Notice Is Hereby Given that a proposed special law will be introduced in the regular session of the Legislature of the State of Florida to be held during the year A. D. 1937, which said proposed law in substance shall be as follows:

A bill to be entitled An Act ratifying, confirming, validating and legalizing all acts and proceedings of the Board of Public Instruction in and for Putnam County, State of Florida, its board members and secretary, relative to the issuance of \$50,000.00 time warrants, Series 1, of the said Board of Public Instruction of Putnam County, Florida.

R. R. WILKINSON,
Chairman, Board of Public Instruction,
Putnam County, Florida.

April 2, 1937.

AFFIDAVIT

STATE OF FLORIDA,
COUNTY OF PUTNAM: ss.

Personally appeared before me, a Notary Public in and for the State of Florida and County of Putnam, W. L. O'Keefe, who, being first duly sworn, deposes and says he is publisher of The Times-Herald, a newspaper published weekly in the City of Palatka, in said county and State, and that said newspaper has been published continuously at least once each week and has been entered as second class mail matter at the United States Postoffice at Palatka, Florida, in Putnam County, for a period of one year and more preceding the publication

of the first insertion of the notice, a copy of which is hereto attached; that said notice has been published in The Times-Herald for one consecutive week as follows: April 2, 1937.

W. L. O'KEEFE,
Publisher.

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

GEORGIA C. FRALICK,

(Seal) Notary Public, State of Florida at Large.

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

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

By Senator Tillman—
Senate Bill No. 1022:

A bill to be entitled An Act to cancel, discharge and annul all State and County taxes heretofore assessed and unpaid and all tax sale certificates now outstanding and held by the State of Florida against the following described real estate, situate, lying and being in Hillsborough County, Florida, to-wit:

Lots 6 and 7 of Block 6 of a subdivision of the E½ of the NE¼ of SE¼ of Section 7, Township 29 South, Range 19 East, according to map recorded in Plat Book 1, page 19, of the Public Records of Hillsborough County, Florida, said plat being filed April 24, 1888—

Said property being the same property as:

Lots 1 and 2 of Block 6 of a subdivision of the E½ of the NE¼ of SE¼ of Section 7, Township 29 South, Range 19 East, according to map recorded in Plat Book 1, page 14 of the Public Records of Hillsborough County, Florida, said plat being filed on March 29, 1887.

The following proof of publication was attached to Senate Bill No. 1022 when it was introduced in the Senate:

PUBLIC NOTICE

Notice is hereby given that at the 1937 session of the Florida Legislature which convened at Tallahassee, Florida, on Tuesday, April 6th, 1937, special or local legislation will be proposed and passage asked of An Act to cancel all taxes and all tax certificates outstanding against the following described real estate, situate, lying and being in Hillsborough County, Florida, to-wit:

Lots 6 and 7 of Block 6 of a sub-division of the E½ of the NE¼ of the NE¼ of SE¼ of Section 7, Township 29 South, Range 19 East, according to map recorded in Plat Book 1, page 19, of the public records of Hillsborough County, Florida, said plat being filed April 24, 1888—

Said property being the same property as

Lots 1 and 2 of Block 6 of a subdivision of the E½ of the NE¼ of SE¼ of Section 7, Township 29 South, Range 19 East, according to map recorded in Plat Book 1, page 14 of the public records of Hillsborough County, Florida, said plat being filed on March 29, 1887:

Said property being the property of the undersigned.

ISSIE HAMILTON.

Apr 24—it

STATE OF FLORIDA,
COUNTY OF HILLSBOROUGH.

Personally appears John N. Harrison, who on oath states that he is Editor of The Free Press, a weekly newspaper of general circulation, published in the City of Tampa, above County and State, by The Free Press Publishing Company, Inc., and that the advertisement, copy of which is hereto attached, was duly published in said paper in the issues of April 24, 1937.

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

This 24th day of April, 1937.

JOHN N. HARRISON.

Sworn to and subscribed before me this 24th day of April, 1937.

(Seal)

B. S. BROWN,
Notary Public, State of Florida at Large.

My Commission expires October 2, 1937.

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

Before the undersigned authority personally appeared T. N. Henderson, as Chairman of the Board of County Commissioners of Hillsborough County, Florida, who, on oath does solemnly swear that he has knowledge of the matters stated herein; that a notice stating the substance of a contemplated law or proposed bill relating to the cancellation of all taxes against Lots 6 and 7 of Block 6 of a subdivision of the E½ of the NE¼ of the NE¼ of SE¼ of Section 7, Township 29 South, Range 19 East, according to map recorded in plat book 1, page 19, Public Records of Hillsborough County, Florida, being the same property described as Lots 1 and 2 of Block 6 of the same subdivision, according to map recorded in plat book 1, page 14, Public Records of Hillsborough County, Florida, has been published at least thirty days prior to this date, by being printed in the issue of April 24th, A. D., 1937, of the Tampa Morning Tribune, a newspaper published in Hillsborough County, Florida, where the matter or thing to be affected by the contemplated law is situated; that a copy of the notice that has been published as aforesaid, together with the publisher's affidavit of proof of publication are attached to the proposed bill or contemplated law, and such copy of the notice and publisher's affidavit is by reference made a part of this affidavit.

T. N. HENDERSON.

Sworn to and subscribed before me this 25th day of May, A. D., 1937.

JOHN M. ALLISON,
Notary Public, State of Florida at Large.
My Commission Expires March 31, 1939.

(SEAL)

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

By Senator Tillman—
Senate Bill No. 1023:

A bill to be entitled An Act fixing the salaries of certain officers of the City of Tampa, Florida.

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

By Senator Graham—
Senate Bill No. 1024:

A bill to be entitled An Act to amend and re-enact the Charter of the City of Hialeah, in the County of Dade, and to provide for its government, jurisdiction, powers, franchises and privileges and means for exercising the same.

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

By Senator Tillman—
Senate Bill No. 1025:

A bill to be entitled An Act to ratify and confirm in all respects the franchise heretofore granted on or about April 21, 1922, by the Board of County Commissioners of Hillsborough County, Florida, to J. P. Hamilton, and to ratify and confirm in all respects the enlargement, extension or amendment thereof granted on March 23, 1925, by the Board of County Commissioners of Hillsborough County, Florida.

The following proof of publication was attached to Senate Bill No. 1025 when it was introduced in the Senate:
No. 17322

PUBLIC NOTICE

Notice is hereby given that at the 1937 session of the Florida Legislature now in session at Tallahassee, Florida, the undersigned will introduce a bill or act to ratify and confirm, in all respects, the franchise heretofore given on April 21, A. D. 1922, by the Board of County Commissioners of Hillsborough County, Florida, to J. P. Hamilton, and the enlargement, extension or amendment thereof given on March 23, A. D. 1925, by the said Board of County Commissioners of Hillsborough County, Florida, to J. P. Hamilton, as same is recorded in Minute Book "O," page 49, of the Minutes of the Board of County Commissioners of Hillsborough County, Florida.

J. P. HAMILTON.
F4-16 17322

AFFIDAVIT OF PUBLICATION

STATE OF FLORIDA,
COUNTY OF HILLSBOROUGH: ss.

I, G. R. Patten, Business Manager of The Plant City Courier.

a newspaper of general circulation, published in the City of Plant City, County of Hillsborough, State of Florida, do swear that the advertisement hereto attached in re: Public Notice, was published for one successive weeks in The Plant City Courier to-wit: on April 16, 1937.

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

G. R. PATTEN,
Business Manager.

Sworn to and subscribed before me this 16th day of April, A. D. 1937.

(Seal) QUINTILLA BRUTON,
Notary Public, State of Florida at Large.
My commission expires April 5, 1938.

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

By Senator Wynn—
Senate Bill No. 1026:

A bill to be entitled An Act to provide for the auditing and examination under the direction and supervision of the Comptroller of all accounts, books, records, warrants, papers and transactions of all State officials, and of the officers of the several counties of the State; to prescribe the necessary powers and duties for carrying out the purposes and provisions of this Act; to prescribe the duties of State and county officers with reference to the auditing of the affairs and books of their offices; to prescribe penalties for the violation of the provisions hereof; to make appropriations for carrying out the provisions of this Act; to repeal Chapter 12279, Laws of Florida, Acts of 1927, being Sections 229, 230, 231, 232, 233, 234, 235, 236, 237, 7497 and 7498, Compiled General Laws of Florida; and to repeal all other Laws in conflict with the provisions of this Act.

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

By Senators Tervin and Dugger—
Senate Bill No. 1027:

A bill to be entitled An Act providing for the regulation, control and supervision of gas corporations and electrical corporation as these terms are defined in this Act; to supervise, regulate and control the rates, charges, facilities, practices, rules and service of such corporation; To confer certain powers upon the Railroad Commission of the State of Florida and to prescribe the duties of said commission in relation thereto; and to provide for the enforcement of the provisions of this Act.

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

By Senator Dugger—
Senate Bill No. 1028:

A bill to be entitled An Act relative to livestock, its registration, transportation, slaughter, sale and inspection, providing for the creation of livestock districts, the appointment, duties and compensation of livestock inspectors, and the making and keeping of a system of public records of such inspection and their admission in evidence, defining livestock, repealing inconsistent laws, and providing penalties for the violation of this Act.

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

By the Committee on Appropriations—
Senate Bill No. 1029:

A bill to be entitled An Act authorizing the Board of Commissioners of State Institutions with the affirmative vote of the Governor to purchase furniture, fixtures and equipment for the new buildings and other buildings of the Florida State Hospital and appropriating a sum of money not exceeding One Hundred Thousand Dollars for that purpose.

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

By Senator Westbrook—
Senate Bill No. 1030:

A bill to be entitled An Act to amend Sections 3, 4, 8, 9, 10,

15, 16, 24 and 27 of Chapter 11620, Laws of Florida, Extraordinary Session 1925, entitled, "An Act to Organize, Incorporate and Establish the Municipality of the Town of Minneola, in Lake County, Florida, to fix its Territorial Limits, and Provide for its Government."

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

By unanimous consent Senator Wynn withdrew Senate Bill No. 337.

By Senator Tervin—
Senate Bill No. 1031:

A bill to be entitled An Act authorizing the creation of a Municipal Tax Adjustment Board for the City of Bradenton, Manatee County, Florida, prescribing its powers, duties and limitations; prescribing the length of time such board shall be in existence; providing for a Chairman and Secretary, and authorizing said board to adjust, settle and compromise taxes, tax certificates and special assessments.

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. 1032:

A bill to be entitled An Act providing for the distribution of all money or monies, other than and in addition to funds now allocated from gas tax funds or race track funds, paid to and received for the fiscal year 1937-1938 A. D., by the Boards of County Commissioners of all counties in the State of Florida having a population of not less than 5,560 and not more than 5,750 according to the State census of 1935; providing that this Act has sole reference to allocations from new sources of revenue arising from An Act of the 1937 Session of the Legislature of Florida; authorizing and directing the expenditure of money or monies so allocated and distributed; authorizing and directing the Boards of County Commissioners to spend certain fund on certain roads and streets.

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

CONSIDERATION OF OTHER RESOLUTIONS

Senate Concurrent Resolution No. 18 was taken up in its order and the consideration thereof was informally passed.

The following message from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 24, 1937

Honorable D. Stuart Gillis,
President of the Senate,
Tallahassee, Florida.
Sir:

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

- Senate Bill No. 25: Relating to Merchandise.
- Senate Bill No. 130: Relating to Judgments and Decrees.
- Senate Bill No. 154: Relating to Practitioners.

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 24, 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. 768:

A bill to be entitled An Act defining and regulating the practice of professional engineering in Florida and defining a professional engineer; providing for the registration of professional engineer; creating and establishing the "Florida State Board of Engineer Examiners" and providing for the appointment of members composing said board; defining the

qualifications of the members of and the powers and duties of said board; providing for expenses of said board and for the organization and the holding of meetings and for the keeping of records of said board; defining violations of this Act; providing procedure for determining violations and prescribing penalties therefor; defining exemptions from the provisions of this Act; providing in reference to engineers from other states; providing for branches of professional engineering and for classifications of professional engineers; providing for registration and examination fees and defining qualifications for registration; providing for the holding of examinations and the issuance of certificates of registration and for revoking certificates so issued; providing for appeal against the action of said board; providing for receiving, accounting for, and disbursing monies by said board; and repealing all laws or parts of 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 Bill No. 768, contained in the above message, was read by title 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 24, 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. 610:

A bill to be entitled An Act providing that the State of Florida may enter into a compact with any of the United States for mutual helpfulness in relation to persons convicted of crime or offenses who may be on probation or parole.

Also—

House Bill No. 622:

A bill to be entitled An Act to make uniform the procedure on interstate extradition.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bills Nos. 610 and 622, contained in the above message, were read by titles only and referred to the Committee on Judiciary "A."

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

Tallahassee, Fla., May 24, 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. 208:

A bill to be entitled An Act declaring the preservation, restoration and maintenance of ancient landmarks and certain other kinds of property a public use and providing for exercise of power of eminent domain by the State, the cities, towns and political subdivisions thereof to acquire such property.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,
J. A. CAWTHON,

Chief Clerk House of Representatives.

And House Bill No. 208, contained in the above message, was read the first time by title only and referred to the Committee on Internal Affairs.

Senator Hodges moved that the rules be waived and the Senate do now take up and consider Senate Bill No. 394, out of its order, at this time.

Which was agreed to by a two-thirds vote.

Senate Bill No. 394:

A bill to be entitled An Act amending Section 5 of Chapter

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

Was taken up, having been read the third time in full on May 24, 1937.

Pending roll call and by unanimous consent Senator Kanner offered the following amendment to Senate Bill No. 394:

Strike out all the words following the enacting clause and insert in lieu thereof the following:

"SECTION 1. That Section 5 of Chapter 3699, Acts of 1887, as amended by Section 1 of Chapter 6207, Acts of 1911, as amended by Section 1 of Chapter 14821, Acts of 1931, relating to public printing, be amended to read as follows:

Section 5. All the public printing of the State of Florida shall be divided into two classes, Class A, which shall embrace all printing required for the legislative department of the State Government, and all of the printing required to be done for the Supreme Court, and Class B, which shall embrace all of the printing required for the State of Florida not included in Class A. It shall be the duty of the Board of Commissioners of State Institutions to give thirty days notice by publication in one or more newspapers in this State, calling for bids on Class A printing from printers whose manufacturing plants are located within the State of Florida; provided, each award of contract or contracts, for printing shall be made separate and upon a unit bid price for each item to be contracted for by said Board of Commissioners of State Institutions. The said Board of Commissioners of State Institutions shall not require to be submitted with the bids for public printing designated Class A, a certified check in a greater amount than Two Thousand (\$2,000.00) Dollars. Upon the expiration of the contract, or contracts, now in force for printing which is herein designated as Class A, the Board of Commissioners of State Institutions shall enter into a new contract, or contracts for the said class of public printing, and such contract, or contracts may be made by said Board hereafter for a period of either two years or a period of four years as in the judgment of said board is deemed for the best interest of the State. Provided, however, that the said Board of Commissioners of State Institutions is herein and hereby prohibited from considering any bids submitted for public printing designated as Class A, unless the bidder for such contract shall file with the bid submitted a statement under oath that such bidder is at the time of filing such bid operating in good faith a printing plant in the State of Florida, and that at the time of making such bid such bidder is fully and completely able to perform such contract, and that such bidder is at the time of submitting said bid actually in said bidder's name the owner of a printing plant, and in good faith operating such printing plant in the current operation of a printing business in the State of Florida, and if any of said statements under oath herein required be not filed by any bidder for any public printing designated as Class A, said Board of Commissioners of State Institutions is herein and hereby prohibited from considering any such bid and from awarding any contract for public printing designated as Class A to any such bidder; provided further, that if any bidder for any contract for public printing designated as Class A shall in the statement under oath hereinabove required make false statements concerning such bidder's ability at the time of making such bid to perform such contract, and such bidder's operation in good faith as owner of a printing plant in the State of Florida at the time of making such bid, the certified check by such bidder submitted with the bid of such bidder shall be forfeited as liquidated damages to the State of Florida, and the Board of Commissioners of State Institutions shall pay the proceeds of such certified check of such bidder to the State Treasurer who shall credit the same to the general school fund. No general contract shall be let to cover the printing designated as Class B, but each job coming under this classification shall be let separately by the department to which it belongs to the low-

est responsible bidder who shall manufacture the same within the State. Such contract shall apply only to the job under consideration, and each department of the State Government shall call for bids from two or more printing houses within the State upon each separate job of printing. No certified check may be required to accompany such bid for Class B printing except in such cases as the various State Departments may deem the same to be for the best interest of the State, and then not in excess of Two Thousand (\$2,000.00) Dollars.

SECTION 2. All laws and parts of laws in conflict herewith are hereby repealed.

SECTION 3. This Act shall take effect immediately upon becoming a law.

Senator Kanner moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending roll call and by unanimous consent Senator Kanner also offered the following amendment to Senate Bill No. 394:

(Typewritten bill) strike out the entire Title, and insert in lieu thereof the following: "A bill to be entitled An Act amending Section 5 of Chapter 3699, Acts of 1887, as amended by Section 1 of Chapter 6207, Acts of 1911, as amended by Section 1 of Chapter 14824, Acts of 1931, relating to public printing, by requiring bidders for public printing contracts for printing designated as Class "A," to file with bids for Class "A" contracts statements under oath of such bidder's ability at time of submitting such bid to perform such contract in the State of Florida; prohibiting the Board of Commissioners of State Institutions from considering or awarding any contract to any bidder not filing such statements under oath; and providing for forfeiture as liquidated damages of certified checks submitted by bidders making false representations in such statements under oath, and providing for the disposition of funds so forfeited."

Senator Kanner moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

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

Yeas—Mr. President; Senators Adams, Beall, Butler, Clarke, Coulter, Dame, Dugger, Graham, Harper, Himely, Hodges, Holland, Johns, Kanner, Kendrick, McKenzie, Mapoles, Murphy, Parrish, Rose, Savage, Sharit, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—29.

Nays—None.

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

By unanimous consent Senator Kanner withdrew Senate Bills Nos. 489 and 518.

By unanimous consent Senator Tillman withdrew Senate Bills Nos. 29, 425, 466 and 942.

Pursuant to the motion made by Senator Hodges on May 22, 1937, that the remaining Miscellaneous Bills under the unanimous consent rule be made Special and Continuing Orders, in the order mentioned, when the Order of the Day is reached the following bills were taken up:

Senator Walker of the Fifth Senatorial District took up:

House Bill No. 1088:

A bill to be entitled An Act regulating the taking of mullet in the counties of the State of Florida bordering on the Gulf of Mexico and lying west of the Aucilla River; providing an open season for the taking of mullet in such counties; providing the manner in which mullet may be taken in such counties and defining the nets which may be used in taking mullet in the counties affected by this law; repealing conflicting laws and providing penalties for the violation of this Act.

Was taken up and read the second time in full.

Senator Walker offered the following amendment to House Bill No. 1088:

In Section 5, after the word "or" and before the word "transport" insert the word "knowingly."

Senator Walker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Mapoles offered the following amendment to House Bill No. 1088:

In Section 6, line 2 (typewritten bill), following the word "Act" insert the following: "excepting local laws in Santa Rosa and Okaloosa Counties."

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

Senator Walker moved that the rules be waived and House Bill No. 1088, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1088, as amended, was read the third time in full.

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

Yeas—Senators Adams, Beall, Butler, Clarke, Coulter, Dame, Dugger, Graham, Harper, Hinely, Hodges, Holland, Johns, Kanner, McArthur, McKenzie, Mapoles, Murphy, Parrish, Rose, Savage, Sharit, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—28.

Nays—Mr. President; Senator Kendrick.

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

Senator Mapoles of the First Senatorial District took up:

Senate Bill No. 876:

A bill to be entitled An Act for the relief of R. H. Brown in the matter of damage done to certain lands owned by him by the building of highways and requiring the Florida State Road Department to pay to the said R. H. Brown the sum of three hundred dollars.

Was taken up and read the second time in full.

Senator Mapoles moved that the rules be waived and Senate Bill No. 876 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 876 was read the third time in full.

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

Yeas—Mr. President; Senators Beall, Butler, Coulter, Graham, Hinely, Hodges, Holland, Johns, Kelly, Kendrick, McKenzie, Mapoles, Parrish, Rose, Savage, Sharit, Tervin, Tillman, Walker, Westbrook, Wynn—22.

Nays—Senators Clarke, Dugger, Harper, Kanner, McArthur, Murphy, Touchton—7.

So the bill failed to pass by the required Constitutional two-thirds vote of all members elected to the Senate for the 1937 Session of the Florida Legislature.

Senator Beall of the Second Senatorial District took up:

Senate Bill No. 301:

A bill to be entitled An Act prescribing certain representations and stipulations to be contained in contracts entered into by the State and its political subdivisions; prohibiting child labor in the execution of such contracts; prescribing maximum hours, prevailing wages, sanitary and safe conditions in such work; providing for the administration by the Florida Industrial Commission, and providing for penalties for the violation thereof.

Was taken up and read the second time in full.

Senator Beall moved that the rules be waived and Senate Bill No. 301 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 301 was read the third time in full.

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

Yeas—Mr. President; Senators Adams, Beall, Butler, Coulter, Dame, Gomez, Hinely, Hodges, Holland, Johns, Kanner, Kelly, Kendrick, McKenzie, Mapoles, Parrish, Rose, Savage, Sharit, Tervin, Tillman, Touchton, Westbrook—24.

Nays—Senators Clarke, Dugger, Graham, Harper, McArthur, Murphy, Parker, Wynn—8.

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

SPECIAL AND CONTINUING ORDER

Senate Bill No. 726 was taken up and the consideration thereof was informally passed.

Senator Tillman moved that the rules be waived and the

Senate do now take up and consider Senate Bill No. 951, out of its order, at this time

Which was agreed to by a two-thirds vote.

Senate Bill No. 951:

A bill to be entitled An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol by weight, creating and providing for a State beverage department; providing for search, seizures and forfeitures; providing for fair trade practices; providing penalties for the violation of this Act and repealing existing laws conflicting herewith.

Was taken up and read the second time in full.

Senator Parker, President Pro Tempore, now presiding.

The Committee on Finance and Taxation offered the following amendment to Senate Bill No. 951:

In Section 5, page 34, line 1 (printed bill), strike out Sub-section (b) and re-letter sub-sections (c) (d) (e) (f) (g) (h) and (i).

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The President now presiding.

The Committee on Finance and Taxation also offered the following amendment to Senate Bill No. 951:

In Section 9, page 43, line 12 (printed bill), strike out the Sub-section A, beginning with the words "(a) As to Malt, beverages" and ending with the words, "on such beverages" and insert in lieu thereof the following: "(a) As to malt beverages containing more than one per cent of alcohol by weight, there shall be paid by all manufacturers and distributors as herein defined a tax of seven cents per gallon upon all such beverages in bulk, kegs or barrels, and when in containers of less than one gallon the tax shall be one and one-eighth cents on each pint or fraction thereof in such containers; provided, that as to malt beverages brewed in this State, the manufacturers thereof shall have the right to pay the taxes herein provided, at the gallonage rate on all such beverages brewed in this State and packaged for sale, regardless of size and nature of containers, based on the readings of the United States Government approved meters used in connection with the determination of Federal taxes on such beverages."

Pending adoption of the amendment, Senator Tillman offered the following amendment to the amendment offered by the Committee on Finance and Taxation to Senate Bill No. 951:

In Section 9, line 12, page 43 (printed bill), in line 3 of amendment strike out seven and insert in lieu thereof the following: seven and one-half.

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

Pending adoption of the amendment to the amendment, the hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:01 o'clock P. M. until 2:30 o'clock P. M., this day.

AFTERNOON SESSION

The Senate reconvened at 2:30 o'clock P. M., pursuant to recess order.

The President in the Chair.

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

Mr. President—Senators Adams, Beacham, Beall, Butler, Clarke, Coulter, Dame, Dugger, Gomez, 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—36.

A quorum present.

Senator Tillman moved that House Bill No. 244 be made a Special and Continuing Order for consideration immediately following final disposition of Senate Bill No. 951.

Which was agreed to and it was so ordered.

Senate Bill No. 951:

A bill to be entitled An Act regulating and taxing the manufacture, distribution and sale of beverages containing more than one per centum of alcohol by weight, creating and providing for a State Beverage Department; providing for search,

seizures and forfeitures; providing for fair trade practices; providing penalties for the violation of this Act and repealing existing laws conflicting herewith.

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

Consideration of the following amendment offered by the Committee on Finance and Taxation to Senate Bill No. 951:

In Section 9, page 43, line 12, (printed bill), sub-Section A, beginning with the words "(a) as to malt beverages" and ending with the words, "on such beverages" (b) and insert in lieu thereof the following: "(a) as to malt beverages containing more than one percent of alcohol by weight, there shall be paid by all manufacturers and distributors as herein defined a tax of seven cents per gallon upon all such beverages in bulk, kegs or barrels, and when in containers of less than one gallon the tax shall be one and one-eighth cent on each pint or fraction thereof in such containers; provided, that as to malt beverages brewed in this State, the manufacturers thereof shall have the right to pay the taxes herein provided, at the gallonage rate on all such beverages brewed in this State and packaged for sale, regardless of size and nature of containers, based on the readings of the United States Government approved meters used in connection with the determination of Federal taxes on such beverages."

Together with the following amendment offered by Senator Tillman to the amendment offered by the Committee on Finance and Taxation to Senate Bill No. 951:

In Section 9, line 12, page 43 (printed bill), in line 3 of amendment, strike out seven and insert in lieu thereof the following: seven and one-half.

Was resumed, Senator Tillman having moved the adoption of the amendment to the amendment.

The question was put on the adoption of the amendment offered by Senator Tillman to the amendment offered by the Committee on Finance and Taxation to Senate Bill No. 951.

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

Senator Tillman also offered the following amendment to the amendment offered by the Committee on Finance and Taxation to Senate Bill No. 951:

In Section 9, line 5 (printed bill), strike $1\frac{1}{2}$ and insert in lieu thereof the following: 1.

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

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

The question recurred on the adoption of the amendment offered by the Committee on Finance and Taxation, as amended, to Senate Bill No. 951, Senator Tillman moving the adoption thereof.

Which was agreed to and the foregoing amendment by the Committee on Finance and Taxation, as amended, to Senate Bill No. 951 was adopted.

The Committee on Finance and Taxation also offered the following amendment to Senate Bill No. 951:

In Section 9, page 46, line 8 (printed bill), between the word "from" and the word "mash" insert the words: "raw materials."

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to Senate Bill No. 951:

In Section 7, page 42, line 5 (printed bill), strike out all of Section 7 and insert in lieu thereof a new Section 7, as follows: "Section 7. Each incorporated city, village or town in the State is hereby authorized to levy and collect a license tax on each manufacturer, distributor, vendor and club having a place of business or club house or club rooms within the corporate limits of such city, village or town not to exceed 50 per centum of the aggregate of the State license tax and the county license tax herein provided, but if such city, village or town provides and collects such license tax the manufacturer, distributor, vendor or club paying such license tax shall be entitled to a reduction in his State license tax and in his county license tax, each, of one-half of the amount so paid for such city, village or town license tax upon exhibiting to the County Tax collector a receipt for the payment of such city, village or town, license tax. Such city, village or town license shall not apply to State and County licensees who shall have paid their State and county license tax before

the ordinance providing for such city, village or town license tax shall have become effective. No tax on the manufacture, distribution, transportation, importation or sale of such beverages shall be imposed by way of license, excise or otherwise, by any municipality, anything in any municipal charter, special or general law to the contrary notwithstanding, except as herein expressly authorized."

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to Senate Bill No. 951:

In Section 9, page 46, line 5 (printed bill), strike out the figures "\$1.00" and insert in lieu thereof the following: the figures "\$1.20."

Pending adoption of the foregoing amendment offered by the Committee on Finance and Taxation to Senate Bill No. 951, Senator Tillman offered the following amendment to the amendment offered by the Committee on Finance and Taxation:

In Section 9, line 5, page 46 (printed bill), strike out the figures: \$1.00 and insert in lieu thereof the following: \$1.10.

Senator Tillman moved the adoption of the amendment to the amendment offered by the Committee on Finance and Taxation.

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

The question recurred on the adoption of the amendment offered by the Committee on Finance and Taxation to Senate Bill No. 951.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to Senate Bill No. 951:

In Section 9, page 46, line 9, (printed bill), strike out the figures "60c" and insert in lieu thereof the following: the figures "80c"

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to Senate Bill No. 951:

In Section 9, page 43, (printed bill), beginning with Section 9 re-number all sections so that:

Section 9 will be Section 8
Section 10 will be Section 9
Section 11 will be Section 10
Section 12 will be Section 11
Section 13 will be Section 12
Section 14 will be Section 13
Section 15 will be Section 14
Section 16 will be Section 15
Section 17 will be Section 16
Section 18 will be Section 17
Section 19 will be Section 18
Section 20 will be Section 19
Section 21 will be Section 20
Section 22 will be Section 21

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Wynn offered the following amendment to Senate Bill No. 951:

In Section 1, page 3, line 1 (printed bill), after the word: "supervisors" add the following: "as may be necessary for the business herein referred to, not more than twenty-five at a salary not to exceed \$200.00 per month, the others at a salary not to exceed \$150.00 per month"

Senator Wynn moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Wynn also offered the following amendment to Senate Bill No. 951:

In Section 1, page 6, line 3 (printed bill), after the words: "60 persons" insert the following: "none of whom excepting the Director and the Chief Clerk shall receive a salary in excess of \$3000.00 per annum and the salary of the Chief Clerk shall be not in excess of \$3600.00 per annum"

Senator Wynn moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tervin offered the following amendment to Senate Bill No. 951:

In Section 1, line 9, page 2, (printed bill), after the word Governor add the following: by and with the consent of the Senate.

Senator Tervin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman offered the following amendment to Senate Bill No. 951:

In Section 1, page 6, line 11, (printed bill), strike out the figure "8" and insert in lieu thereof the following: The figure "7"

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 951:

In Section 1, page 6, line 14, (printed bill), strike out the figure "8" and insert in lieu thereof the following: the figure "7"

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Savage offered the following amendment to Senate Bill No. 951:

In Section 2, page 7, line 19, (printed bill), after the words: "such application" add the following: "accompanied by cash or certified check in the sum of the license tax herein provided for the license applied for"

Senator Savage moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Graham offered the following amendment to Senate Bill No. 951:

In Section 5, page 21, strike out Sub-section II and insert in lieu thereof the following: "II Vendors who may sell malt beverages containing alcohol of more than one percent by weight, in counties where the sale of intoxicating liquors, wines and beers are permitted \$15.00"

Senator Graham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Graham also offered the following amendment to Senate Bill No. 951:

In Section 5, strike out Sub-section III and insert in lieu thereof the following: "III Vendors who may sell vinous beverages containing alcohol of more than one per cent by weight, in counties where the sale of intoxicating liquors, wines and beers is permitted \$15.00"

Senator Graham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Graham also offered the following amendment to Senate Bill No. 951:

In Section 4, Sub-section (a), page 15, line 14 (printed bill) after the words: "This State" strike out: The remainder of Sub-section (a).

Senator Graham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator McKenzie offered the following amendment to Senate Bill No. 951:

In Section 4, Sub-section (b), line 15, page 16, (printed bill), strike out the words: "buses and airplanes"

Senator McKenzie moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman offered the following amendment to Senate Bill No. 951:

In Section 4, Sub-section (c), line 12, page 19 (printed bill), strike out the words: "three gallons" and insert in lieu thereof the following: "one gallon"

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 951:

In Section 5, Sub-section IX, line 3, page 24 (printed bill), strike out the paragraph beginning: "except as herein otherwise provided" and ending "equal to the State License Tax" and insert in lieu thereof the following: "Except as herein otherwise provided no license shall be issued except the same be for an annual license which shall be paid for by on or before the first day of October and expire on the first day of the succeeding October, provided that any person beginning business after the first of April of any license year from his

making application for and receiving his license for the next ensuing year may receive credit for one-half of the license paid the previous year. In addition to the State license tax required there shall be paid by each licensee a County license tax equal to the State License Tax."

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Nordman offered the following amendment to Senate Bill No. 951:

In Section 5, Sub-section XIII, line 16, page 33 (printed bill), after said Sub-section add the following new paragraph:

"All licensees set forth in Sub-sections X, XI, XII and XIII paying licenses less than the licenses provided for in Sections IV, V, VI, VII, VIII and IX, shall be by their license authorized and permitted to sell and serve malt, vinous and spiritous beverages as herein defined, provided, however, that such licensees shall sell spiritous beverages by the drink only for consumption on the premises of such railroad car, steamship or club."

Senator Nordman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator McKenzie offered the following amendment to Senate Bill No. 951:

In Section 5, Sub-section XIII, line 17, page 33 (printed bill), before the words "each manufacturer" and insert the following: "XIV"

Senator McKenzie moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman offered the following amendment to Senate Bill No. 951:

In Section 5, page 34, line 16, (printed bill), strike out the figures "750.00" and insert in lieu thereof the following: the figures "\$100.00"

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 951:

In Section 5, page 39, line 3, (printed bill), strike out the words: "and (b)"

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 951:

In Section 5, page 39, lines 9 and 10, (printed bill), strike out the "(c) (d) and (e) and insert in lieu thereof the following: the letters "(b) (c) and (d)"

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman also offered the following amendment to Senate Bill No. 951:

In Section 5, page 40, line 9 (printed bill), strike out the figures "500" and insert in lieu thereof the following: the figures "1000"

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Savage offered the following amendment to Senate Bill No. 951:

In Section 5, page 23, after line 13 (printed bill), at the end of the line after Sub-section IX add a new paragraph:

"No licenses in classifications IV, V, VI, VII, VIII and IX shall be issued in excess of one vendor's license for every 2,000 population in the county where the vendors place of business is to be located, according to the last State or Federal Census, whichever be the most recent; provided, however, that this limitation shall not affect licenses issued prior to June 1937, all of which such licenses shall be renewable upon application as herein provided.

"Licenses issued under the provisions of this Act shall be transferable only within the boundaries of the county where originally issued and within the municipality, if the license was originally issued in an incorporated city or town, provided, however, that the transferee shall possess the qualifications and none of the dis-qualifications provided for in this Act."

Senator Savage moved the adoption of the amendment.

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

Senator Tillman offered the following amendment to Senate Bill No. 951:

In Section 5, page 40, line 18 (printed bill), after the word "ordinance," add the following words: "This limitation shall not apply on Islands which do not have on them an incorporated city or town."

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

Senator Wynn offered the following amendment to Senate Bill No. 951:

In Section 5, sub-section IX, page 23, lines 17-20 (printed bill), strike out the words: "upon the approval of such transfer by the Board of County Commissioners wherein is located the business and by the director of the State Beverage Department" and insert in lieu thereof the following: "provided such transfer is not disapproved for cause by the Board of County Commissioners or the director of the State Beverage Department and."

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

Senator McArthur offered the following amendment to Senate Bill No. 951:

In Section 7, line 2, page 43 (printed bill), strike out the last paragraph and insert in lieu thereof the following: "No tax on the manufacture, distribution, transportation, importation or sale of the beverages herein referred to, or the vehicles used in connection therewith, shall be imposed by way of license, excise or otherwise by any municipal ordinance or by special law or by general law, nothing in a municipal charter, special or general law to the contrary, notwithstanding, except as herein especially authorized as may be especially or expressly provided hereafter by general law."

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

Senator Tillman offered the following amendment to Senate Bill No. 951:

In Section 9, page 46, line 10, (printed bill), between the word "such" and the word "mash" insert the words "raw materials"

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

Senator Tillman also offered the following amendment to Senate Bill No. 951:

In Section 9, page 44, line 8, (printed bill), sub-Section (a), strike out the words: "two gallons" and insert in lieu thereof the following: "not more than one container of one quart"

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

Senator Tillman also offered the following amendment to Senate Bill No. 951:

In Section 9, page 48, line 7, (printed bill), strike out the figures \$10.00" and insert in lieu thereof the following: the figures \$100.00"

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

Senator Touchton offered the following amendment to Senate Bill No. 951:

In Section 9, line 19, page 46, (printed bill), after the words on such sales insert provided further that as to beverage containing 14% or more of alcohol by weight, except wines, there shall be paid by all distributors and manufacturers a tax at the rate of 1/2 cent per 1/2 pint, or fraction thereof, if sold within the State for consumption or resale without the State, said tax to be evidenced by stamps as by this law provided.

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

Senators Rose and Tillman offered the following amendment to Senate Bill No. 951:

In Section 9, page 48 (printed bill), at end of section add the following:

"(f) There is hereby levied upon wines manufactured in other states, having lost its interstate character and stored or offered for sale in this State, and upon dealers therein, a differential wine tax, as defined and limited herein.

"This Act shall apply to all wines that have lost their interstate character and are stored or offered for sale in this State that are manufactured in a State which levies or imposes a greater occupational, excise, gross or net receipts or sales tax, or any tax based upon the quantity, or the cost or price of said wines, on wines manufactured in Florida, than it levies or imposes in respect to wines manufactured within such State. The difference between the tax or taxes so levied in respect to wines manufactured in said State and like wines manufactured in the State of Florida, shall be deemed a differential tax within the meaning of this Act.

"It shall be the duty of the board, department or official charged with the duty of administering and enforcing the laws of this State governing the manufacture and sale of wines to immediately, and from time to time, ascertain the nature and amount of taxes of all kinds levied and imposed by other States, upon wines manufactured in the State of Florida, and upon wholesale and retail dealers therein, and the respective amounts levied and imposed upon wines manufactured in such States, and upon wholesale and retail dealers therein and to ascertain the difference between said respective rates of taxation, and to certify such findings to the Comptroller and all officers charged with the duty of collecting occupational and excise taxes from wholesale and retail dealers in wines. It is the purpose of this Act to impose a tax of the same nature and in an amount equal to such difference upon the wines manufactured in the respective States, and against wholesale and retail wine dealers, in addition to the taxes that are, by law, otherwise imposed upon wines manufactured in this State, and upon wholesale and retail dealers therein.

"The Governor, or his agent or agents duly authorized by him, is authorized and empowered to negotiate with the proper officials of other States to the end that the differential taxes referred to herein shall be correspondingly reduced, or entirely eliminated, in this and such other States, and shall have power to put such agreements into effect.

"The taxes herein levied and imposed shall be paid to, and collected and accounted for by, the boards, departments, and officers that are, by law, designated to collect other taxes upon wines and the business of wholesale and retail wine dealers.

"The taxes herein provided for shall be payable at the same time that like taxes are, by law, made payable, and upon failure to pay the same at said time, a penalty of 5 per cent per month shall be added to said taxes."

Senator Rose moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Kelly offered the following amendment to Senate Bill No. 951:

In Section 11, sub-section (e), line 13, page 52 (printed bill), strike out sub-section (e) and insert in lieu thereof the following:

(e) Vendors licensed under Sub-section IV of Section 5 shall not in or in connection with said place of business advertise, sell or expose for sale any merchandise other than the beverages provided for in their license and also non-intoxicating and non-alcoholic beverages and such place of business shall be devoted exclusively to such sales. Such places of business shall not be in the same store room where the licensee conducts any other business and shall be completely disconnected with any other business by solid walls of brick, wood or other opaque substance and with separate entrances so that the personnel, equipment and vehicles employed in the sale or delivery of said beverages shall not be employed in any other capacity by the licensee."

Senator Kelly moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham offered the following amendment to Senate Bill No. 951:

In Section 10, page 53, line 2 (printed bill), strike out the words: Such vendors may sell the beverages herein defined by the drink or in containers for consumption on or off the premises where sold, but when such beverages are sold by the drink or for consumption on the premises where sold, they shall be sold only to customers who shall consume such beverages while seated.

Senator Beacham moved the adoption of the amendment.

Which was agreed to and amendment was adopted.

Senator Parker offered the following amendment to Senate Bill No. 951:

In Section 11, page 53, Sub-section F, lines 14, 15, 16, 17, 18 and 19 (printed bill), strike out the following: "At all places of business where sales by the drink or for consumption on the premises are permitted, regular meals shall be offered, prepared and served, either a la carte or American plan, on the premises when open for business."

Senator Parker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman offered the following amendment to Senate Bill No. 951:

In Section 4, line 7, page 23 (printed bill), strike out the figures: 10,00 and insert in lieu thereof the following: 10,000.

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Butler offered the following amendment to Senate Bill No. 951:

In Section 9, line 11, page 46 (printed bill), add the following: "and provided further that a manufacturer who re-distills such spirituous beverages from alcohol and other raw materials shall pay a tax at the rate of 80c per gallon for all such beverages manufactured from such raw material, mash, wort or wash or redistilled from alcohol and other raw materials and sold for consumption within this State."

Senator Butler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman offered the following amendment to Senate Bill No. 951:

In Section marked 1, page 49, line 19 (printed bill), strike out the figure "1" and insert in lieu thereof the following: the figures "11"

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator McKenzie offered the following amendment to Senate Bill No. 951:

In Section 11, sub-section (i), line 7, page 55 (printed bill), strike out the words: "buses and airplanes."

Senator McKenzie moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Wynn offered the following amendment to Senate Bill No. 951:

In Section 11, sub-section (c), line 14, page 51 (printed bill), after the words: "twelve bottles," insert the following: "not to exceed three gallons in total contents."

Senator Wynn moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Tillman and Parker offered the following amendment to Senate Bill No. 951:

In Section 11, page 55, line 18 (printed bill), strike out the words: Beginning with "except in" and ending with the words "prevent such sales."

Senator Parker moved the adoption of the amendment.

Pending adoption of the amendment, Senator Westbrook moved that the hour of adjournment be extended thirty (30) minutes.

Which was agreed to and it was so ordered.

Pending adoption of the amendment, Senator Beacham offered the following amendment to the amendment offered by Senators Tillman and Parker to Senate Bill No. 951:

Provided this amendment shall not apply to counties of 20,000 or more in population.

Senator Beacham moved the adoption of the amendment.

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

The question recurred on the adoption of the amendment offered by Senators Tillman and Parker.

Upon which a roll call was demanded.

Upon the adoption of the amendment offered by Senators Tillman and Parker to Senate Bill No. 951 the roll was called and the vote was:

Yeas—Mr. President; Senators Beacham, Beall, Clarke, Coulter, Graham, Hinely, Holland, Johns, Kanner, Kendrick, McKenzie, Mapoles, Murphy, Parker, Parrish, Rose, Savage, Sharit, Sweger, Tervin, Tillman, Touchton, Walker, Westbrook, Wynn—26.

Nays—Senators Adams, Butler, Dame, Gomez, Hodges, McArthur, Nordman—7.

Which was agreed to and the amendment was adopted.

Senator Beacham moved that the Senate reconsider the vote by which the last foregoing amendment was adopted.

And the motion went over under the rule.

Senators Savage and Beall offered the following amendment to Senate Bill No. 951:

In Section 11, sub-section (c), page 51, line 11 (printed bill), after the words: "places of business," strikeout: "on and after October 1st, 1935."

Senator Savage moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall offered the following amendment to Senate Bill No. 951:

In Section 11 (j), line 14, page 55 (printed bill), after the word "removed" insert the following: "by decree or order of a Circuit Court of this State."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall offered the following amendment to Senate Bill No. 951:

In Section 11 (j), line 12, page 55 (printed bill), after the word "any" insert the word "female."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall offered the following amendment to Senate Bill No. 951:

In Section 11 (j), line 13, page 52 (printed bill), after the word "age" insert the following: "nor any male person under twenty-one years of age."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Wynn offered the following amendment to Senate Bill No. 951:

In Section 11, after line 21, page 55 (printed bill), add: "(1) It shall be unlawful for any licensee knowingly to sell any beverages as herein defined to any person for resale in any county where the sale of such beverage is prohibited."

Senator Wynn moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham offered the following amendment to Senate Bill No. 951:

In Section 6, line 3, page 41 (printed bill), strike out the period and insert in lieu thereof the following: ", for the purpose of the enforcement of this act only."

Senator Beacham moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Hodges offered the following amendment to Senate Bill No. 951:

In Section 15, page 59 (printed bill), after the word "imprisonment" on lines 14 and 15 and insert also the following: "Any person, firm or corporation who shall sell intoxicating liquor or transport the same, as defined by this Act unless he has paid his license so to do shall be punished as otherwise provided for in Section 15."

Senator Hodges moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman offered the following amendment to Senate Bill No. 951:

In Section 18, page 65, after line 20 (printed bill), add new sub-section as follows:

"(e) No licensed manufacturer or distributor of any of the beverages herein referred to shall have any financial interest directly or indirectly, by stock ownership or otherwise, in the establishment or business of any vendor licensed under this Act, nor shall such licensed manufacturer or distributor assist any vendor by any gift, or loan of money or property of any description or by giving of any rebates of any kind whatsoever. No licensed vendor shall accept, directly or indirectly, any gift, or loan of money or property of any description or any rebates from any such licensed manufacturer or distributor. Provided, however, that this shall not apply to any bottles, barrels or other containers necessary for the legitimate transportation of such beverages or advertising materials, and shall not apply to the extension of credit in the usual course of trade or to the giving of a trade discount in the ordinary course of business."

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator McArthur offered the following amendment to Senate Bill No. 951:

In Section 18 (printed bill), add the following sub-section:

(f) No person, firm, copartnership or corporation, their officers, agents or copartners, doing business in this State as a manufacturer, vendor, distributor, importer or exporter of alcoholic beverages containing more than one per cent of alcohol by weight, shall pay or contribute or offer, consent, or agree to pay or contribute directly or indirectly any money, property, or thing of value to any political party, organization, committee, or individual for any political purpose whatsoever, or for the purpose of influencing legislation of any kind or to promote or defeat the candidacy of any person for nomination, appointment or election to any political office. Any officer, employee, agent or attorney or other representative of any person, firm, copartnership or corporation acting for and on behalf of such person, firm, copartnership or corporation, who shall violate this section shall be punished by a fine of not less than \$1,000 nor more than \$10,000 or by imprisonment in the State Prison for a period of not less than two nor more than five years, or by both such fine and imprisonment, provided, that this Act shall not prohibit or deny any person or corporation from participating or making contributions in connection with any election directly or indirectly affecting the business of such corporation. Specific permission is hereby given to such interested persons and corporations to engage in such elections.

Senator McArthur moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Wynn offered the following amendment to Senate Bill No. 951:

Immediately following Section 18 insert the following: Section 17-A. All moneys not otherwise appropriated hereunder are hereby appropriated to and shall become a part of the Old Age Assistance Fund and/or Old Age Pension Fund for the payment of Old Age Assistance and/or Old Age Pensions, as same may be provided for by the Legislature of the State of Florida. Provided that any unexpended funds of the moneys hereby appropriated, shall each year as of the close of business June 30th be transferred to the General Revenue Fund of the State.

Senator Wynn moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Wynn also offered the following amendment to Senate Bill No. 951:

In line eight (8), of the title, after the word "herewith" strike out the period and insert in lieu thereof the following: ; and appropriating the moneys derived hereunder.

Senator Wynn moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beacham moved that the rules be waived and the Senate do now take up and consider his motion to reconsider the vote by which the following amendment to Senate Bill No. 951 was adopted:

In Section 11, line 18, page 55, (printed bill), strike out the words: Beginning with "except in" and ending with the words "prevent such sales"

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 the foregoing amendment was adopted.

The question recurred on the adoption of the amendment.

Pending the adoption thereof, Senator Tillman withdrew the amendment.

Senator Tillman then offered the following amendment to Senate Bill No. 951:

In Section 11, line 18, page 55, (printed bill), strike out the words: after the word except strike out the balance of the paragraph and insert in lieu thereof the following: in Hotels and Clubs in counties of 20,000 or more in population.

Senator Tillman moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tillman moved that the rules be waived and Senate Bill No. 951, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 951, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 951, as amended, the roll was called and the vote was:

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

Nay—Senator Hodges—1.

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

The following explanation of vote on the passage of Senate Bill No. 951, was filed with the Secretary:

"I vote 'No on the final passage of the bill because the bill seeks to make a discrimination between in and out of State beer dealers and this is likely to cause a discrimination by other states, on Florida products and crops."

Wm. C. HODGES.

By permission, the following, reports of Committees were filed:

REPORT OF COMMITTEE ON ENGROSSED BILLS

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

Senate Chamber,
Tallahassee, Fla., May 25, 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. 394:

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

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. 394, 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 25, 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. 832:

A bill to be entitled An Act authorizing the Board of County Commissioners of Pinellas County, Florida, and the Board of Administration of the State of Florida, to cancel certain bonds of Special Road and Bridge District Number Twelve in said county.

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. 832, 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 25, 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. 931:

A bill to be entitled An Act to provide for the mandatory use of voting machines for all elections in all counties in the State of Florida having a population of one hundred fifty thousand (150,000) or more, according to the State Census of 1935 and in all municipalities in said counties and providing for County Commissioners or governing authorities to lease or rent machines for election purposes.

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. 931, 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 25, 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. 246:

A bill to be entitled An Act providing for the manner and method of collection of delinquent personal property taxes and for the disposition of same in all counties of the State of Florida having a population of not less than 75,000 nor more than 175,000 inhabitants according to the last preceding State or Federal Census, and authorizing the Board of County Commissioners of such counties to enter into contract with a person or persons resident in said county for such collection and providing that suit for the collection of said taxes may be brought in the name of the State of Florida.

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. 246, 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 25, 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. 909:

A bill to be entitled An Act to abolish the present municipal government of the City of Port St. Joe, in the County of Gulf, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Port St. Joe, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges.

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. 909, 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 25, 1937.

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

Sir:

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

House Concurrent Resolution No. 12:

Being a Resolution endorsing the Historical Restoration, preservation and Maintenance Program for Saint Augustine, Florida; extending appreciation to those whose vision and unselfish service to Florida has made possible such program; and pledging the cooperation of the State of Florida in the accomplishment of such program.

Also—

House Concurrent Resolution No. 14:

House Concurrent Resolution providing for obtaining and compiling information concerning Communistic or Bolshevistic activities in the State of Florida.

Also—

House Bill No. 141:

A bill to be entitled An Act to provide for the punishment for the first and second offenses of the larceny of any hog and to repeal all laws or parts of laws in conflict with the provisions of this Act, including Section 1 and Section 2 of Chapter 4728, Laws of Florida, Acts of 1899, being Section 5136 and Section 5137, Revised General Statutes of Florida.

Also—

House Bill No. 706:

A bill to be entitled An Act prescribing the duties of County Assessors of Taxes relating to tax exemptions; regulating the compensation of County Assessors of Taxes for assessing special district taxes in the several counties of the State of Florida having a population of more than 18,000 and not more than 22,000 inhabitants, according to the last preceding State or Federal Census, and wherein there are special tax districts requiring the assessment of a special tax; and providing when and under what circumstances the Act shall have effect.

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.

Also—

House Bill No. 975:

A bill to be entitled An Act relating to the government of the City of Jacksonville Beach and prescribing the jurisdiction, powers, duties and functions of the City of Jacksonville Beach and all its officers and prescribing a system of taxation for said city and repealing pre-existing laws relating to the government thereof.

Also—

House Bill No. 1006:

A bill to be entitled An Act fixing the compensation of members of Boards of County Commissioners in counties of the State of Florida having a population of not less than Twenty-six Hundred (2600) and not more than Twenty-seven Hundred (2700) according to the last preceding State Census.

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 Sec-

tions 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.

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. 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.

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

Senator Beall moved that the Senate do now revert to the consideration of messages from the House of Representatives.

Which was agreed to and it was so ordered.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

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

Tallahassee, Fla., May 25, 1937.

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

I am directed by the House of Representatives to inform the Senate that the Speaker of the House of Representatives has appointed Messrs. Scales, Bryant and Mays as a Committee on the Part of the House to confer with a like Committee appointed by the President of the Senate to adjust the differences existing on House Amendment to:

Senate Bill No. 430:

A bill to be entitled An Act making appropriations for the salaries of officers and employees of the State and for the current operating expenses of the Departments and Branches of the State Government for the annual periods, beginning July 1, 1937, and July 1, 1938.

Which amendment reads as follows:

Printed bill, strike out the words all following the enacting clause and insert the following:

Section 1. That the following sums under the headings "Salaries," "Necessary and Regular Expenses," "Special Ex-

penses," "Construction and Equipment of Buildings," and under headings representing expenses as herein listed, are hereby appropriated as the amounts to be used to pay Salaries, Necessary and Regular Expenses, Special Expenses, Construction and Equipment of Buildings, and other Expenses for each Department of the State of Florida as herein listed, to be paid out of the Funds herein appropriated for the annual periods beginning July 1, 1937 and July 1, 1938.

THE FOLLOWING OUT OF GEN. REVENUE

BOARD OF CONTROL

	Annually
Salaries	\$ 6,080.00
Necessary and Regular Expenses	3,000.00
Special Expense	1,500.00

UNIVERSITY OF FLORIDA

Salaries	670,000.00
Necessary and Regular Expenses	180,000.00

RADIO STATION WRUF

Salaries	23,260.00
Necessary and Regular Expenses	20,000.00

AGRICULTURAL EXTENSION SERVICE

For all purposes, including the matching of Federal funds:	
Salaries	48,000.00
Necessary and Regular Expenses	39,000.00

AGRICULTURAL EXPERIMENTAL STATION

	Annually
Total Appropriation	\$417,040.00
(Including Field Laboratories or follows):	Annually
For Laboratory in either of the counties named below, and Experimental Tract, for investigation of disease affecting, and for experiments improving, tomatoes, celery and other similar crops grown in Manatee, Sarasota and Charlotte Counties, and the adjacent areas	\$15,000.00
Strawberry Investigations Laboratory at Plant City	6,300.00
Citrus Disease Investigations, Laboratory at Cocoa	3,500.00
Potato Disease Investigations, Laboratory at Hastings	6,000.00
Pecan Insect Investigations, Laboratory at Monticello	2,000.00
Celery Investigations, Laboratory at Sanford	4,150.00
Anaplasmosis Laboratory at West Palm Beach (Federal Project)	10,000.00
Fumigation Research	3,062.50
Grape Pest Investigations	3,500.00
Citrus Experimental Station, Lake Alfred	46,451.00
Everglades Experiment Station, Belle Glade	45,339.00
North Florida Experiment Station, Quincy	25,968.00
Subtropical Experiment Station, Homestead	21,000.00
Watermelon Investigations, Laboratory, Leesburg	7,000.00
Special—Poultry Industry, Teaching and Research	11,000.00
Special—Dairy Husbandry, Teaching and Research	15,540.00
Special Appropriation to supplement Federal funds in furnishing detailed advance information on storms, frosts and freezes for the benefit of farming, growing, fishing and shipping interests	18,000.00
Blue mold tobacco disease investigation	5,000.00

STATE PLANT BOARD

Salaries	228,250.00
Necessary and Regular Expenses	46,750.00
Emergency Fund not to be used unless found Necessary by the Budget Commission (For the Biennium)	50,000.00

FLORIDA STATE COLLEGE FOR WOMEN

Salaries (College)	395,500.00
Necessary and Regular Expenses (College)	111,550.00
Salaries (Home Demonstration)	4,750.00
Necessary and Regular Expenses (Home Demon- stration)	5,200.00

FLORIDA SCHOOL FOR DEAF AND BLIND
(Nine Months School Term)

Salaries	\$ 85,500.00
Necessary and Regular Expenses	96,000.00

FLORIDA AGRICULTURAL AND MECHANICAL COLLEGE
FOR NEGROES
(Nine Months School Term and Summer School)

Salaries	123,000.00
Necessary and Regular Expenses	42,000.00
Special—Necessary Repairs to present Buildings (For the Biennium)	37,225.00

FLORIDA STATE HOSPITAL

That the total amount appropriated to be expended by this department annually, for all purposes, shall be at the rate of not exceeding One Dollar and Five Cents (1.05) per inmate per day, of which not exceeding Thirty-eight Percent (38%) shall be applied to salaries.

Special—There shall be appropriated and made available, or so much thereof as may be necessary—

For equipping and furnishing new buildings	250,000.00
For a new modern power plant, complete	350,000.00

The increase appropriated under the item of salaries shall be used to increase the wages and salaries of the employees of the above institution now drawing Fifty Dollars (\$50.00) or less per month, and for no other purpose; and also for additional medical staff.

FLORIDA FARM COLONY

That the total amount appropriated to be expended by this department annually, for all purposes, shall be at the rate of not exceeding One Dollar (\$1) per inmate per day, of which not exceeding Thirty-eight Percent (38%) shall be applied to salaries.

The increase appropriated under the item of salaries shall be used to increase the wages and salaries of the employees of the above institution now drawing Fifty Dollars (\$50.00) or less per month, also for additional medical staff, and for no other purpose.

FLORIDA INDUSTRIAL SCHOOL FOR BOYS

That the total amount appropriated to be expended by this department annually, for all purposes, shall be at the rate of not exceeding Ninety Cents (\$.90) per inmate per day, of which not exceeding Thirty-five Percent (35%) shall be applied to salaries.

Special—Repairs and construction of Buildings (For the Biennium)	60,000.00
Steam plant and sewage disposal (for the Biennium)	15,000.00

FLORIDA INDUSTRIAL SCHOOL FOR GIRLS

Salaries	Annually \$ 20,000.00
Necessary and Regular Expenses	30,000.00

FLORIDA CRIPPLED CHILDREN'S COMMISSION

Salaries	16,500.00
Necessary and Regular Expenses	73,500.00

FLORIDA NATIONAL GUARD
(Including Naval Militia)

Salaries	36,218.00
Necessary and Regular Expenses	68,000.00
Special Expense	10,000.00

STATE SERVICE OFFICER

Salaries	5,500.00
Necessary and Regular Expenses (Travel, etc.)	2,000.00

RAILROAD COMMISSION

Salaries	43,500.00
Necessary and Regular Expenses	31,000.00
For additional inspectors, if necessary, and for no other purpose	9,000.00

FLORIDA STATE BOARD OF FORESTRY

Salaries	30,000.00
Necessary and Regular Expenses	55,000.00
Special Chapter 17027	25,000.00

STATE LIBRARY BOARD

Salaries	6,000.00
Necessary and Regular Expenses	2,500.00

STATE AUDITING DEPARTMENT

Salaries	90,000.00
Necessary and Regular Expenses	35,000.00
Additional auditors to be used in emergency cases only, and in the discretion of the Governor	17,000.00

JUDICIAL DEPARTMENT

Salaries	Annually \$326,000.00
Necessary and Regular Expenses	225,000.00

SUPREME COURT

Salaries	70,959.00
Necessary and Regular Expenses	15,000.00
Repairs to Elevator (for the Biennium)	3,500.00

BOARD OF COMMISSIONERS OF STATE INSTITUTIONS

Salaries (Employees of Board)	5,000.00
Necessary and Regular Expenses	2,500.00
For Use of Pardon Board, Special Investigations	3,500.00
Special, Care of Monuments and Battlefields	500.00

STATE GEOLOGICAL SURVEY

Salaries	8,000.00
Necessary and Regular Expenses	4,500.00

TUBERCULOSIS BOARD

Salaries	3,415.00
Necessary and Regular Expenses	2,325.00
Special	1,760.00

GOVERNOR'S OFFICE

Salaries	27,180.00
Necessary and Regular Expenses	24,500.00

OFFICE OF SECRETARY OF STATE

Salaries	35,960.00
Necessary and Regular Expenses	4,500.00
Special, Under Chapter 16880	3,800.00

OFFICE OF COMPTROLLER

Salaries	138,686.00
Necessary and Regular Expenses	46,500.00

OFFICE OF STATE TREASURER

Salaries	Annually \$ 42,020.00
Necessary and Regular Expenses	6,000.00
Special (bookkeeping machines) (for the Biennium)	4,000.00
Teachers' Salary Fund Distribution	10,000.00

STATE TREASURER—INSURANCE DEPARTMENT

Salaries	34,920.00
Necessary and Regular Expenses	7,500.00
Special (Investigations under authority Insurance Commissioner)	1,800.00

OFFICE OF ATTORNEY GENERAL

Salaries	57,620.00
Necessary and Regular Expenses	12,000.00

STATE DEPARTMENT OF PUBLIC INSTRUCTION

Salaries	83,580.00
Necessary and Regular Expenses	30,000.00

VOCATIONAL EDUCATION FEDERAL MATCHING FUNDS

Smith-Hughes	84,785.54
George-Ellzey	87,700.47
Rehabilitation	22,699.53
Available under Couzens Amendment	10,000.00
State Administrative Fund (Non-Matching Funds) ..	1,500.00

FREE TEXT BOOKS

To augment proceeds from special millage so as to provide \$500,000.00 annually for two years.....	200,000.00
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MISCELLANEOUS

Expense Collecting Revenue	250,000.00
General Printing and Advertising	35,000.00
Stationery, Executive and Legislative	\$ 3,000.00
Governor's Mansion—Care, upkeep, repair, painting	5,000.00
Governor's Mansion—Furnishing (Biennium)	2,000.00
Board of Commissioners of State Institutions, Ex-	
pende Investigating and Protecting State Lands....	1,000.00
Comptroller's Office—Burglary Insurance	1,500.00
Comptroller's Office—Fire Insurance	1,500.00
State Treasurer's Office—Burglary and other In-	
surance	5,000.00
Revolving Refund Fund	1,500.00
Capitol and Grounds—Lights, Fuel, Water, Ice, Re-	
pairs, Renewals, Plumbing, Supplies, Care, Up-	
keep, Salaries, Labor	35,000.00
Primary Election (Biennium)	12,000.00
Royal Palm State Park—Care, Upkeep	2,000.00
Budget Commission—(Biennium)	2,500.00
County Financial Statements	10,000.00
Legislative Expense, Biennium	225,000.00
Retired Officers and Employees	5,400.00
Printing Laws—(Biennium)	5,000.00
Chair Americanism and Southern History—Chap-	
ter 12442	5,000.00
Confederate Museum, Richmond—Chapter 10105....	250.00
State's Proportion, Paving Jackson Square and	
Freem Square—(Biennium)	1,100.00
And the following from special funds	

OFFICE OF COMMISSIONER OF AGRICULTURE

Salaries	55,000.00
Necessary and Regular Expenses	41,000.00

STATE MARKETING BUREAU

Salaries	30,000.00
Necessary and Regular Expenses	35,000.00

AGRICULTURE AND CHEMISTRY BUILDING

Salaries	6,000.00
Necessary and Regular Expenses	7,500.00

STATE CHEMIST

Salaries	Annually
Necessary and Regular Expenses	\$ 32,820.00
	8,500.00

BOARD OF ADMINISTRATION

Salaries	51,280.00
Necessary and Regular Expenses	9,500.00

And the following from special millages:

STATE PRISON FARM

That the total amount appropriated to be expended by this department annually, for all purposes, shall be at the rate of One Dollar (\$1) per inmate per day, of which not exceeding Thirty-five per cent (35%) shall be applied to salaries; and there is hereby appropriated out of General

Revenue an amount which, when added to proceeds from Special Millage, will make up said rate of One Dollar per inmate per day; also all moneys accruing and/or received from the sale of prison goods, is hereby appropriated for the use of this institution.

LIVE STOCK SANITARY BOARD

All moneys to come exclusively from the proceeds of 1-2 mill Special Millage, of which for	
Salaries	72,000.00
Necessary and Regular Expenses	108,000.00

STATE BOARD OF HEALTH

There is hereby appropriated out of the General Revenue an amount which, when added to proceeds from Special Millage, will make up a total of \$235,000.00, of which for	
Salaries	100,000.00
Necessary and Regular Expenses	125,000.00
Special—For additional drug and narcotic agents ..	10,000.00

SECTION 2. All moneys received by the institutions under the management of the State Board of Control, and the Board of State Institutions, other than from State or Federal sources, are hereby appropriated to the use of the State Board of Control, and the Board of State Institutions, for the respective institutions collecting same, to be expended as said boards may direct, and said moneys shall not be deducted from the sums otherwise appropriated by this Act to said institutions.

SECTION 3. The State Board of Control is hereby empowered to fix and collect fees for materials, correspondence study and extension teaching, and expenses incident thereto, through the General Extension Department; and it is expressly provided that all such fees so collected by the said Board of Control shall not affect the State appropriation or be deducted therefrom and they shall be used only for the purposes for which they are collected, and said fees shall be deposited for accounting with the Comptroller of the State of Florida, who upon the order of said Board of Control, shall draw his warrant or warrants on the State Treasurer in payment for the said materials, correspondence study and extension teaching and expenses incident thereto. In its Biennial Report the Board of Control shall make report in detail of the expenditure of said funds, together with a report of the work done.

SECTION 4. Any sum or sums appropriated for the salaries, if not required for such purposes, may be applied to other necessary and regular expenses of the Department to which they are appropriated; but in no event shall any sum or sums specifically appropriated for expenses be applied to salaries.

SECTION 5. That any monies appropriated by this Act for a designated period which at the end of such period remains unexpended or not contracted to be expended the said unexpended balance may be used for like purposes in the second year of the Biennium but whatever balance remains unexpended or not contracted to be expended at the end of the Biennium the same shall revert to the fund from which appropriated.

SECTION 6. Federal money appropriated by the Congress of the United States to be used for State purposes, whether by itself or in conjunction with monies appropriated by the Legislature of this State, is hereby reappropriated as far as it may be necessary to the purpose for which the same was made available and insofar as the same is permitted by the Federal Statutes.

SECTION 7. Any Section of this Act or any special item of appropriation herein contained, if found to be invalid or vetoed by the Governor without over-riding action of the Legislature, shall in no way affect other Sections or other items of appropriation contained in this Act.

SECTION 8. In order to avail themselves of the appropriated items in this Bill, it shall be necessary at the usual time and in the usual manner, or when required by the Budget Commission, to present to the Budget Commission an itemized statement of their expenditures making up the total of the appropriations herein provided for, and for additional appropriations or less appropriations to make up such schedules as are necessary to advise the Budget Commission of the sum total of amount for salaries and for necessary and regular expenses to be included in appropriations allowed.

SECTION 9. All appropriations provided for by this Act

are maximum appropriations, based upon the collection of sufficient revenue to meet and provide for such appropriations. If, in the opinion of the Governor, the revenues to be collected will be insufficient to meet the appropriations herein provided for, he shall so certify to the Budget Commission, and the Budget Commission shall adjust and/or reduce the Budget of any Department or Board by the consolidation of positions or duties to the end that efficiency and economy may result therefrom, and the appropriations kept within the revenues of the State. In the event the Budget Commission shall fail to adjust and/or reduce the Budgets of the several Departments, after the Governor has certified that the anticipated revenue will not permit of the maximum appropriation herein made, the Governor is hereby vested with power and authority to effect such changes by executive order, it being the intent and purpose of this Section to prevent any deficit in any Department of the State Government, and that the revenues available shall be used in the most efficient and most economical manner. Provided, however, that this Section shall not be construed to mean that the Governor or the Budget Commission has the power to eliminate any Department of Government.

SECTION 10. No monies appropriated by this Act to pay any Department or Office shall be used to maintain a State Purchasing Department or similar Agency.

SECTION 11. None of the appropriations from the General Revenue Fund provided for herein shall be available to any Department of the State Government unless and until the head of such department shall prepare and file with the said Budget Commission full and complete statement of all anticipated revenues, receipts and expenditures in detail, reasonably to be expected by such department covering the an-

nual periods beginning July 1st, 1937, and July 1st, 1938. Said statement or budget shall include the amount which said department anticipates it will receive from all sources, including the appropriation from General Revenue made hereunder, as well as all other revenues received from any sources whatsoever, and said statement of expenditures shall include all expenditures anticipated to be made, giving details as to the number of employees, amount to be paid employees and itemized estimate of monies to be spent for expenses and maintenance of each department. Said statement or budget shall be filed with the State Budget Commission and approved by it prior to July 1st of the fiscal year of which the appropriation is made, and in the event said budget shows said estimate of expenditures will be less than the estimate of revenues, the appropriation contained herein shall be diminished for that fiscal year by the amount shown in such budget as an anticipated surplus.

SECTION 12. All laws or parts of laws in conflict herewith are hereby repealed.

SECTION 13. This Act shall take effect on July 1, 1937.

Very respectfully,

J. A. CAWTHON,

Chief Clerk House of Representatives.

Whereupon, the President announced the appointment of Senators Beall, Graham and Dugger as conferees on the part of the Senate to confer with the Committee appointed by the House of Representatives to adjust the difference between the Senate and the House on House Amendment to Senate Bill No. 430.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 5:32 o'clock, P. M., until 10:00 o'clock A. M., May 26, 1937.