

EXTRAORDINARY SESSION

JOURNAL OF THE SENATE

48

Thursday, July 21, 1955

The Senate convened at 11:00 o'clock A.M., pursuant to adjournment on Wednesday, July 20, 1955.

The President in the Chair.

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

Mr. President	Connor	Johns	Rawls
Baker	Douglas	Johnson	Rodgers
Barber	Edwards	Kickliter	Rood
Beall	Floyd	King	Shands
Black	Fraser	Melvin	Stenstrom
Bronson	Gautier (28th)	Morgan	Stratton
Cabot	Gautier (13th)	Morrow	Tapper
Carlton	Getzen	Neblett	
Carraway	Hodges	Pearce	
Clarke	Houghton	Pope	

—37.

A quorum present.

Senator Phillips was excused from attendance upon the Session.

The following Prayer was offered by the Senate Chaplain, Reverend E. E. Snow:

O Christ, Thou Great Physician, we come to Thee this day for one of the members of our Senate who is ill. We thank Thee for his faithfulness as a Senator in the Legislature of our State. We pray that Thy healing touch may be placed upon Senator Jack Phillips. Bless him and give to him Thy grace and peace.

As our Session lengthens out we pray for all our Senators, Representatives and Governor. We pray for release from tensions. In our weariness save us from impatience. So strengthen us spiritually that we may have self-control and peace of mind. We pray in the Name of Christ. Amen.

The reading of the Journal was dispensed with.

The Senate daily Journal of Wednesday, July 20, 1955, was corrected as follows:

Page 47, column 1, line 7, strike out the name "Pearce" in the fourth column of the roll call.

Also—

Page 47, column 1, line 17, following the name "Phillips" insert the name "Pearce."

And as corrected was approved.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,
July 12, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

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

By the Committee on Legislative Management and Population—

SENATE CONCURRENT RESOLUTION No. 12-X (55)

A CONCURRENT RESOLUTION RELATING TO EMPLOYMENT OF SECRETARIES BY MEMBERS OF THE LEGISLATURE.

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

That the employment of secretaries by members of the House of Representatives and the Senate be discontinued during the remainder of this extraordinary session effective Saturday, June 25th, 1955, except as to secretaries of the Speaker of the House of Representatives and the President of the Senate.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Concurrent Resolution No. 12-X (55), contained in the above message, was laid on the table.

The following message from the House of Representatives was read:

Tallahassee, Florida,
July 12, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

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

By Senators Carraway and Barber—

S. B. No. 10-X (55)—A bill to be entitled An Act to apportion the representation of the State of Florida in the Senate; amending Section 10.01, Florida Statutes; providing an effective date November 6, 1956.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And S. B. No. 10-X (55), contained in the above message, was laid on the table.

The following message from the House of Representatives was read:

Tallahassee, Florida,
July 1, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has considered the Report of the Conference Committee heretofore appointed to adjust the differences between the two Bodies on the Senate Amendment to—

By Mr. Cross of Alachua—

H. B. No. 9-X—A bill to be entitled An Act to apportion the representation in the Senate of the State of Florida; amending Section 10.01, Florida Statutes; providing an effective date November 6, 1956.

Which Conference Committee Report reads as follows:

June 29, 1955

*Honorable W. Turner Davis,
President of the Senate.
Honorable Ted David,
Speaker of the House of Representatives.
The Capitol*

Sirs:

We, the members of the conference committee appointed by the President of the Senate and the Speaker of the House to consider and adjust the existing differences between the Senate and the House as to the pending Senate Amendment to House Bill 9-X, with the further authority of making additional recommendations in an effort to solve the deadlock on the reapportionment issue, have explored and examined the proposed bill and the pending amendment, together with other proposals and suggestions. The committee has taken into consideration that during the Regular Session, as well as during the previous weeks of the Extraordinary Session that certain changes and modifications in the present existing senatorial districts have been made and accepted by the Senate in adopting its amendment to said House Bill 9-X, said changes being that the 29th District as now existing has been abolished and the counties formerly comprising said District have been added to the 16th District; that the 9th District and the 38th District have each been dissolved, resulting in a more equitable distribution of population, and placing the counties of Citrus and Sumter in the 38th District, and the counties of Pasco and Hernando in the 9th District; that the county of Glades has been added to the 33rd District; that the county of Washington has been added to the 3rd District, creating a district of more than 40,000; that the 25th District and the 5th District have been re-shuffled so as to give Bay County a senatorial district by itself; that in the dissolving of the 24th District, such district was transferred to Monroe County, giving it a district by itself; that Wakulla County has been added to the 22nd District; has created the new 29th District comprised of Charlotte, Lee, Hendry and Collier counties; and has removed Charlotte County from the 36th District.

This committee believes that it has exhausted the feasibility and possibility, geographically and otherwise, of any further changes in the senatorial re-districting within the present limitations of 38 senatorial districts, and has explored various recommendations as to constitutional amendments; and, therefore, after several days of conferences and discussion, your committee has arrived at and does recommend the following:

1. That the House of Representatives be respectfully requested to concur in Senate Amendment to House Bill 9-X.

2. That this Extraordinary Session of the Legislature, after passage of House Bill 9-X as amended by the Senate, shall immediately adjourn sine die, and upon adjournment recommends that the Governor do call a Special Session of the Legislature for the purpose of adopting a constitutional amendment increasing the senatorial districts to 40, and the House membership to 111, to be voted upon by the people in the 1956 General Election, and that no other matters be considered at such Special Session except a bill fixing the two new senatorial districts, one to be numbered 39 composed of the county of Okaloosa and number 40 to be composed of the county of Brevard, and the distribution of the additional House members to be as follows: eight (8) representatives to the most populous county, six (6) representatives to the second most populous county, five (5) representatives to the third most populous county, four (4) representatives to each the fourth and fifth most populous counties, three (3) representatives each to the next four most populous counties, two (2) representatives each to the next fourteen (14) most populous counties, and one (1) representative each to the remaining counties of the state at the time of such apportionment, in the event of the passage and adoption of said amendment by the people at the 1956 general election.

3. That the proposed constitutional amendment shall provide that in the event the voters of Florida adopt the plan of apportionment herein provided and also the plan of apportionment proposed at the regular session of the 1955 legis-

lature, then in that event the plan as proposed at the regular session shall supersede the plan provided herein.

The recommendations herein contained are submitted to the Legislature severally to be acted upon independently of each other; however, it is the recommendation of this committee that all proposals be adopted and followed.

The above recommendations and this report was adopted by the committee by a vote of 8 to 2.

Respectfully submitted,

D. M. Johnson
Charley E. Johns
J. J. Griffin Jr.
Elbert L. Stewart
B. C. Pearce
Fletcher Morgan
John Rawls
Fred O. Dickinson Jr.

And has refused to concur in the Senate Amendment to House Bill No. 9-X, which amendment reads as follows:

In Section 1, (typewritten bill) strike out all of sub-section 2 and insert in lieu thereof the following:

(2) There shall be thirty-eight (38) senatorial districts in the state of Florida which shall be each represented in the senate of the state of Florida by one senator, and be designated by numbers, and the said thirty-eight districts shall be composed each of the counties mentioned and named after the respective numbered districts as follows:

First District—Santa Rosa county and Okaloosa county.

Second District—Escambia county.

Third District—Walton county, Holmes county and Washington county.

Fourth District—Jackson county.

Fifth District—Liberty county, Franklin county, Gulf county and Calhoun county.

Sixth District—Gadsden county.

Seventh District—Polk county.

Eighth District—Leon county.

Ninth District—Pasco county and Hernando county.

Tenth District—Madison county and Taylor county.

Eleventh District—Pinellas county.

Twelfth District—St. Lucie county, Indian River county and Martin county.

Thirteenth District—Dade county.

Fourteenth District—Columbia county.

Fifteenth District—Union county and Bradford county.

Sixteenth District—Nassau county, Baker county and Clay county.

Seventeenth District—Suwannee county, Hamilton county and Lafayette county.

Eighteenth District—Duval county.

Nineteenth District—Orange county.

Twentieth District—Marion county.

Twenty-first District—Levy county, Dixie county and Gilchrist county.

Twenty-second District—Jefferson county and Wakulla county.

Twenty-third District—Lake county.

Twenty-fourth District—Monroe county.

Twenty-fifth District—Bay county.

Twenty-sixth District—Putnam county.

Twenty-seventh District—Hardee county, Highlands county and DeSoto county.

Twenty-eighth District—Volusia county.

Twenty-ninth District—Charlotte county, Lee county, Hendry county and Collier county.

Thirtieth District—Broward county.

Thirty-first District—St. Johns county and Flagler county.

Thirty-second District—Alachua county.

Thirty-third District—Okeechobee county, Osceola county and Glades county.

Thirty-fourth District—Hillsborough county.

Thirty-fifth District—Palm Beach county.

Thirty-sixth District—Manatee county and Sarasota county.

Thirty-seventh District—Seminole county and Brevard county.

Thirty-eighth District—Citrus county and Sumter county.

(3) Those senators holding over in office shall, during that part of their respective terms of office succeeding the sixth day of November, A. D., 1956, each be deemed and held to be the senator representing the senatorial district embracing the county in which he resides; provided, he shall not have removed his place of residence in the meantime from said senatorial district.

(4) This section shall take effect on the sixth day of November, A. D., 1956, the same being the date of the next general election to be held in the state of Florida, at which election senators to represent the odd-numbered districts as herein described shall be elected.

And respectfully requests the Senate to recede therefrom.

Further, the House of Representatives has refused to adopt the Report of the Conference Committee.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 9-X, contained in the above message, was read by title, together with the Conference Committee Report and the Senate Amendment to House Bill No. 9-X.

Senator Johnson moved that the request of the House of Representatives, as contained in the above message, be respectfully denied and that the Senate refuse to recede from the Senate Amendment to House Bill No. 9-X.

Which was agreed to and the Senate refused to recede from the Senate Amendment to House Bill No. 9-X, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
July 21, 1955.

The Honorable W. T. Davis,
President of the Senate.

Sir:

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

By Messrs. Westberry of Duval, Roberts of Palm Beach and Bartholomew of Sarasota—

H. B. No. 17-X—A bill to be entitled An Act to apportion the representation of the State of Florida in the Senate of the State of Florida.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 17-X, contained in the above message, was read the first time by title only and referred to the Committee on Reapportionment.

Senator Melvin moved that the Senate stand in recess for a period of 30 minutes.

Which was agreed to.

Thereupon the Senate stood in recess at 11:21 o'clock A.M.

The Senate was called to order by the President at 11:51 o'clock A.M.

The roll was called to determine the presence of a quorum and the following Senators answered to their names:

Mr. President	Connor	Johns	Rawls
Baker	Douglas	Johnson	Rodgers
Barber	Edwards	Kicklitter	Rood
Beall	Floyd	King	Shands
Black	Fraser	Melvin	Stenstrom
Bronson	Gautier (28th)	Morgan	Stratton
Cabot	Gautier (13th)	Morrow	Tapper
Carlton	Getzen	Neblett	
Carraway	Hodges	Pearce	
Clarke	Houghton	Pope	

—37.

A quorum present.

REPORT OF COMMITTEE

By permission the following Report of Committee was received:

Senator Tapper, Chairman of the Committee on Reapportionment, reported that the Committee had carefully considered the following Bill:

H. B. No. 17-X—A Bill to be entitled An Act to apportion the representation of the State of Florida in the Senate of the State of Florida.

—and recommends that the same not pass.

And the Bill contained in the preceding report was laid on the table.

Senator King moved that the Senate proceed to the consideration of Executive Business.

Which was agreed to.

And the Senate went into Executive Session at 12:04 o'clock P.M.

The Senate emerged from Executive Session at 12:17 o'clock P.M., and resumed its Session.

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

Mr. President	Connor	Johns	Rawls
Baker	Douglas	Johnson	Rodgers
Barber	Edwards	Kicklitter	Rood
Beall	Floyd	King	Shands
Black	Fraser	Melvin	Stenstrom
Bronson	Gautier (28th)	Morgan	Stratton
Cabot	Gautier (13th)	Morrow	Tapper
Carlton	Getzen	Neblett	
Carraway	Hodges	Pearce	
Clarke	Houghton	Pope	

—37.

A quorum present.

Senator Melvin moved that the Senate adjourn until 9:00 o'clock A.M., Friday, July 22, 1955.

Which was agreed to.

And the Senate stood adjourned at 12:18 o'clock P.M., until 9:00 o'clock A.M., Friday, July 22, 1955.