

EXTRAORDINARY SESSION

JOURNAL OF THE SENATE

Wednesday, January 30, 1963

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, January 29, 1963.

The President in the Chair.

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

Mr. President	Edwards	Johnson (6th)	Roberts
Askew	Fraser	Kelly	Ryan
Barron	Friday	McCarty	Stratton
Blank	Galloway	Mapoles	Tucker
Boyd	Gautier	Mathews	Whitaker
Bronson	Gibson	Melton	Williams (27th)
Clarke	Herrell	Parrish	Williams (4th)
Connor	Hodges	Pearce	Young
Covington	Johns	Pope	
Cross	Johnson (19th)	Price	

—38.

A quorum present.

The following Prayer was offered by the Senate Chaplain, Reverend George C. Bedell:

O God, forasmuch as without thee we are not able to please thee, mercifully grant that thy Holy Spirit may direct and rule our hearts and minds in these deliberations. Grant us grace fearlessly to contend with wrong and seek to do thy will; to the glory of thy Name and the welfare of the people, through Jesus Christ, our Lord. Amen.

The reading of the Journal was dispensed with.

The Senate daily Journal of Tuesday, January 29, 1963, was corrected as follows:

Page 2, column 2, strike line 16 and insert in lieu thereof the following:

Senator Hodges, Chairman; Senator Edwards, Vice

And as corrected was approved.

Senator Johnson (6th) moved that the rules be waived and Senate Bill No. 1-X(63), which passed the Senate on January 29, 1963, be immediately certified to the House of Representatives.

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

Senator Hodges moved that when the Senate adjourns at this Session, it adjourn to reconvene at 1:00 o'clock P. M., Thursday, January 31, 1963.

Which was agreed to and it was so ordered.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Herrell—

Senate Concurrent Resolution No. 5-X(63)—

A CONCURRENT RESOLUTION PROVIDING FOR THE SINE DIE ADJOURNMENT OF THE EXTRAORDINARY SESSION OF THE FLORIDA LEGISLATURE CONVENEED JANUARY 29, 1963.

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

Section 1. This extraordinary session of the Florida legislature convened on January 29, 1963, shall adjourn sine die at 4 o'clock p.m. on January 31, 1963.

Which was read the first time in full and referred to the Committee on Apportionment.

By Senator Pope—

Senate Joint Resolution No. 6-X(63)—

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 3, ARTICLE VII OF THE CONSTITUTION OF THE STATE OF FLORIDA, PROVIDING FOR THE APPORTIONMENT OF THE LEGISLATURE OF THE STATE OF FLORIDA.

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

That the following amendment of Section 3, Article VII of the Constitution of Florida is agreed to and shall be submitted to the electors of this state for ratification or rejection at the next general election to be held in November 1964.

ARTICLE VII

Section 3. Apportionment of representation in senate and house of representatives.—The legislature that shall meet in regular session A. D. 1925, and those that shall meet every ten (10) years thereafter, shall apportion the representation in the senate as herein set forth. There shall be thirty-eight (38) senatorial districts, such districts to be as nearly equal in population as practicable, but no county shall be divided in making such apportionment, and each district shall have one (1) senator; and in addition thereto five (5) senatorial districts, the boundaries of which shall coincide with the five (5) state road districts as existing on January 1, 1963, each of said districts shall have one (1) senator to be elected by the state at large and who shall be a resident of and represent the district in which he is qualified. At the same time the legislature shall also apportion the representation in the house of representatives, and shall allow three (3) representatives to each of the five (5) most populous counties, and two (2) representatives to each of the next eighteen (18) more populous counties, and one (1) representative to each of the remaining counties of the state at the time of such apportionment. Should the legislature fail to apportion the representation in the senate and in the house of representatives, at any regular session of the legislature at any of the times herein designated, it shall be the duty of the legislature or legislatures succeeding such regular session of the legislature, either in special or regular session, to apportion the representation in the senate and in the house of representatives as herein provided. The preceding official federal decennial census shall control in making any such apportionment. In the event the legislature shall fail to reapportion the representation in the legislature as required by this amendment, the governor shall (within thirty (30) days after the adjournment of the regular session), call the legislature together in extraordinary session to consider the question of reapportionment and such extraordinary session of the legislature is hereby mandatorily required to reapportion the representation as required by this amendment before its adjournment (and such extraordinary session so called for reapportionment shall not be limited to expire at the end of twenty (20) days or at all, until reapportionment is effected, and shall consider no business other than such reapportionment).

Which was read the first time in full and referred to the Committee on Apportionment.

By Senator Pope—

S. B. No. 7-X(63)— A Bill to be entitled An Act apportioning the Senate of the Legislature of the State of Florida; providing for a special election; amending Section 10.01 and creating Section 10.04, Florida Statutes; providing an effective date.

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

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

Which was agreed to.

And the Senate went into Executive Session at 11:08 o'clock A. M.

The Senate emerged from Executive Session at 11:21 o'clock A. M., and resumed its Session.

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

Mr. President	Edwards	Johnson (6th)	Roberts
Askew	Fraser	Kelly	Ryan
Barron	Friday	McCarty	Stratton
Blank	Galloway	Mapoles	Tucker
Boyd	Gautier	Mathews	Whitaker
Bronson	Gibson	Melton	Williams (27th)
Clarke	Herrell	Parrish	Williams (4th)
Connor	Hodges	Pearce	Young
Covington	Johns	Pope	
Cross	Johnson (19th)	Price	

—38.

A quorum present.

Senator Hodges moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 11:23 o'clock A. M., until 1:00 o'clock P. M., Thursday, January 31, 1963.

EXECUTIVE SESSION ANNOUNCEMENTS

The Senate in Executive Session on January 30, 1963, advised and consented to the following appointments made by the Governor:

Howard P. Rives, Clearwater, Assistant State Attorney, Sixth Judicial Circuit, for a term ending July 24, 1963.

John Salvador, St. Augustine, Member, Atlantic States Marine Fisheries Commission, for a term ending September 4, 1965.

Edwin L. Madill, Dade City, Member, Game and Fresh Water Fish Commission, First Congressional District, for a term ending January 6, 1968.

J. W. Rood, Bradenton, Member, State Racing Commission, First Congressional District, for a term ending on the first Monday in January 1965.

John A. Torode, Starke, Member, State Racing Commission, Second Congressional District, for a term ending on the first Monday in January 1965.

Jack Fiveash, Pensacola, Member, State Racing Commission, Third Congressional District, for a term ending on the first Monday in January 1965.

Robert M. Morgan, Miami, Member, State Racing Commission, Fourth Congressional District, for a term ending on the first Monday in January 1965.

Sam L. Pyles, Leesburg, Member, State Racing Commission, Fifth Congressional District, for a term ending on the first Monday in January 1965.

Ray E. Howard, Jacksonville, Probation and Parole Officer, Criminal Court of Record, Duval County, for a term ending June 15, 1963.

Gordon A. Darby, Jacksonville, Assistant Probation and Parole Officer, Criminal Court of Record, Duval County, for a term ending June 16, 1963.

Velpau Kuhl, Boca Grande, Pilot Commissioner for the Port of Boca Grande, Lee County, succeeding Wiley Crews, resigned, for a term ending November 11, 1963.

John M. Hammer, Tampa, Member, Florida State Turnpike Authority, First Congressional District, for a term ending January 10, 1967.