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THE FLORIDA SENATE  
2015 SPECIAL SESSION B  
AUGUST 21, 2015  
9:00 a.m.

Reported by:  
CLARA C. ROTRUCK  
Court Reporter

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P R O C E E D I N G S

SENATE SECRETARY: All unauthorized persons will please leave the chamber. All Senators and guests in the gallery, please silence all electronic devices. All Senators, please indicate your presence.

A: Quorum is present, Mr. President.

PRESIDENT GARDINER: The Senate will be in order. Members, please rise and guests, please rise. Our opening prayer will be given this morning by Senate employee Donny Bennett. Donny, you are recognized.

MR. BENNETT: Philippians 4 6 reads, "Be anxious for nothing but in everything by prayer and supplication with Thanksgiving, let your request be made known into God."

Let us pray. Dear Heavenly Father, Lord, thank you for all the blessings in our lives. Thank you for sending your son to die for our sins and loving us unconditionally.

Lord, thank you for all of our military and those that have fought for this country. Thank you for the police officers, correctional officers, firefighters and others that have put their lives on the line to keep us safe. Lord,

1 these brave men and women leave their families  
2 to protect ours.

3 Thank you for all the people that make  
4 Florida great, even when their names are not in  
5 lights. Thank you for these Senators and the  
6 Representatives across the hall. I pray that  
7 you give them guidance and patience to handle  
8 the task of Florida. These are strong men and  
9 strong women that take time away from their  
10 families to make choices that effect our lives.

11 Lord, thank you for everyone in my life  
12 and for picking me up and carrying me every  
13 time I stumble and fall. Lord, let us remember  
14 the greatest commandment of all. Love your God  
15 with all your heart, with all your soul, and  
16 with all of your mind. Lord, let your light  
17 shine through us that we may be a light for  
18 someone who doesn't know you. All this we ask  
19 in your precious name, Amen.

20 PRESIDENT GARDINER: Thank you, Donny. The  
21 pledge will be led today by Senator Braynon.

22 SENATOR BRAYNON: I pledge allegiance to  
23 the flag of the United states of America, and  
24 to the Republic for which it stands, one  
25 nation, under God, indivisible, with liberty

1 and justice for all.

2 PRESIDENT GARDINER: We will now continue  
3 with the order of business. Are there reports  
4 of committees?

5 SENATE SECRETARY: None on the desk,  
6 Mr. President.

7 PRESIDENT GARDINER: Are there motions  
8 relating to committee reference?

9 SENATE SECRETARY: None on the desk,  
10 Mr. President.

11 PRESIDENT GARDINER: Are there messages  
12 from the Governor and other executive  
13 communications?

14 SENATE SECRETARY: None on the desk,  
15 Mr. President.

16 PRESIDENT GARDINER: Are there messages  
17 from the House of Representatives?

18 SENATE SECRETARY: On the desk,  
19 Mr. President.

20 PRESIDENT GARDINER: Read the message in  
21 amendment on HB 1.

22 SENATE SECRETARY: The Honorable Andy  
23 Gardiner, President. I am directed to inform  
24 the Senate that the House of Representatives  
25 has amended the Senate Amendment 1 and

1 concurred in the same as amended and passed HB  
2 1-B as further amended. I request the  
3 concurrence of the Senate. Bob Orr, Clerk.

4 House Bill 1-B, a Bill to be entitled an  
5 Act Establishing the Congressional Districts of  
6 the State, Bar Code 876908 by Senator Galvano.  
7 Delete everything after enacting clause and  
8 insert amendment.

9 Bar Code 179133 by Representative Oliva.  
10 Remove lines 5 through 6,701 of the amendment  
11 and insert amendment.

12 PRESIDENT GARDINER: The Senator of the  
13 26th District, Senator Galvano, you are  
14 recognized to explain the House amendment, Bar  
15 Code 179133 to Senate Bar Code 876908.

16 SENATOR GALVANO: Thank you,  
17 Mr. President. Good morning, Senators. Good  
18 morning. Everybody is up and at them. The  
19 amendment that has come back to the Senate this  
20 morning from the House of Representatives  
21 essentially is the base map with some minor  
22 changes.

23 It managed to put together some additional  
24 cities, which I respect because we were able in  
25 this chamber to keep more cities whole. The

1 cities that they put together are Groveland in  
2 Lake County, Auburndale in Polk, Riviera in  
3 Palm Beach and Sunrise in Broward.

4 But the reality is that these changes are  
5 really minor in nature. What is missing from  
6 this amendment is the work of the  
7 reapportionment committee and the work of this  
8 chamber. The changes that we made through the  
9 process that we vetted through, that we  
10 discussed, and that we as a body felt were  
11 important are not in this amendment. And they  
12 are not in there based on reasons enunciated  
13 from the House that in my opinion have no  
14 merit.

15 First of all, there were no Tier 1 issues  
16 raised with regard to the map that we passed  
17 out of this Senate. We have talked about it on  
18 this floor on several occasions and we have  
19 lived it in terms of the open process, the  
20 transparency, the earnest efforts of all of us  
21 to make sure that we got it right this time,  
22 and that we were able to produce something that  
23 is related to a process that is unassailable.

24 In fact, the only issue that I have heard  
25 thus far about our process related to the base

1 map drawing before we convened and that was  
2 dispelled when we made it clear that it was  
3 simply a discussion map and the real process  
4 began last week on Monday when we, the elected  
5 members of the Senate and the elected members  
6 of the House of Representatives did the work.

7 As I said a couple of days ago, the  
8 Supreme Court of Florida asked us to redraw the  
9 maps. Did not ask staff to redraw the maps.

10 An issue was raised with regard to  
11 consistency and application of Tier 2  
12 principles. And I am a reasonable person, I am  
13 not just going to dismiss something because I  
14 wanted to have pride of authorship or  
15 representing the Senate or a committee.

16 We went back and we looked at it and I  
17 talked with legal counsel and I reviewed the  
18 opinion, and frankly that argument does not  
19 have merit. This map consistently applies to  
20 Tier 2 principles throughout, the map that we  
21 passed to be clear, and there is no issue  
22 there.

23 We have in this body produced a product  
24 that we were engaged with, and that is most  
25 important. We produced a product that when it

1           came out a couple of days ago was the most  
2           objectively constitutionally compliant map that  
3           has come out of the Legislature, or that was  
4           brought up in the judicial proceedings, and as  
5           I told you then, what I am referring to is that  
6           the Plaintiffs, themselves, put maps into the  
7           process.

8                     We are the elected members of this  
9           Legislature. What we think counts, and we have  
10          taken it on the chin in this process and I told  
11          you before I don't agree with how the Supreme  
12          Court has laid out what we are supposed to do,  
13          but we respected it. But in respecting it I am  
14          not going to further diminish our ability to  
15          make decisions for the people who decided to  
16          vote for us.

17                    And so therefore, Senators, I am asking  
18          you to stand with me, to stand with our  
19          reapportionment committee, to stand as a body  
20          and refuse to concur with the House of  
21          Representatives. Refuse to concur in the  
22          amendment, Bar Code 179133, and request the  
23          House of Representatives to recede from  
24          Amendment 179133 and insist that they concur in  
25          Senate Amendment Bar Code 876908, and failing

1 to concur the Senate request a conference  
2 committee. Thank you, Mr. President.

3 PRESIDENT GARDINER: Senators, I believe  
4 you just as Senator Galvano just explained the  
5 motion, does anybody not understand the motion  
6 before us or needs more clarification? Are  
7 there -- show the motion adopted without  
8 objection.

9 Are there matters on reconsideration?

10 SENATE SECRETARY: None on the desk, Mr.  
11 President.

12 PRESIDENT GARDINER: I am sorry, Senator  
13 Latvala.

14 SENATOR LATVALA: I have a question about  
15 this process that I didn't -- the way you  
16 framed that I wasn't sure whether that was the  
17 appropriate time or not, but there is one thing  
18 I would like to ask Senator Galvano that I  
19 think needs to be brought before the body.

20 PRESIDENT GARDINER: Okay. Senator  
21 Latvala is -- I am going to make sure everybody  
22 is okay with the posture that we are in. Do we  
23 need to go back or are you okay with the  
24 motion?

25 SENATOR LATVALA: I am okay with the

1 motion, absolutely.

2 PRESIDENT GARDINER: Okay, so show the  
3 motion adopted. And Senator Latvala, you are  
4 recognized for a question of Senator Galvano.

5 SENATOR LATVALA: You know, most of you  
6 know I haven't been involved in this process on  
7 a day-to-day basis and I want to commend those  
8 that have been. I think you have done an  
9 excellent job and I support totally what you  
10 have done.

11 But I just had one question. My  
12 understanding of the process that we have  
13 engaged in over here in the Senate is that when  
14 a Senator has gone down to talk to Mr. Ferrin,  
15 asked questions, make suggestions or whatever,  
16 the first thing he does is he punches a button  
17 on the recorder on his desk. Is that correct?

18 PRESIDENT GARDINER: I apologize, Senator  
19 Galvano, you are recognized.

20 SENATOR GALVANO: Thank you,  
21 Mr. President. If a decision is being made  
22 with staff as to the location of lines or a  
23 decision on the map, you are correct, and those  
24 meetings have been recorded, and at this point  
25 we have hours of tape.

1           PRESIDENT GARDINER: Senator Latvala for a  
2 follow up.

3           SENATOR LATVALA: When Senator Lee was  
4 working on his amendment or Senator Detert,  
5 there is a record of that.

6           My question to you is, sir, is is the  
7 House following that same procedure when their  
8 members or their leaders talk to their staff  
9 with regard to these amendments that they are  
10 doing?

11          PRESIDENT GARDINER: Senator Galvano to  
12 follow up.

13          SENATOR GALVANO: Yes, thank you,  
14 Mr. President. That procedure was discussed  
15 before we went into special session, and it was  
16 my expectation that the House would follow that  
17 procedure. To date I am unaware that they  
18 have.

19          PRESIDENT GARDINER: Are there additional  
20 questions? Senator Soto for a question.

21          SENATOR SOTO: Yes, Mr. President. Should  
22 there be an impasse, which obviously we are  
23 hopeful there won't be, has there been any  
24 opinion by legal counsel about what happens  
25 next, what would the deadlines be, and any

1 prediction on how the Supreme Court would  
2 handle something like that?

3 PRESIDENT GARDINER: Senator Galvano, you  
4 are recognized.

5 SENATOR GALVANO: Thank you,  
6 Mr. President. Hopefully we will be able to  
7 make progress between the chambers. I intend  
8 to meet with Chair Oliva after our sitting here  
9 this morning to have some discussion and  
10 perhaps engage staff in reaching a compromise.

11 If we are unable to reach a compromise by  
12 the 25th of this month, then the drawing will  
13 fall to the Court.

14 PRESIDENT GARDINER: Senators, if we  
15 could, let's just stand in informal recess for  
16 a minute. Sorry about that I wanted to make  
17 sure that we were in the proper posture.

18 Are there additional questions of Senator  
19 Galvano in regards to where we are? Senator  
20 Grimsley, you are recognized for a question.

21 SENATOR GRIMSLEY: Thank you,  
22 Mr. President. Chairman Galvano, today for  
23 procedural purposes, what will we do if we get  
24 to 11:55 today and we have no map?

25 PRESIDENT GARDINER: Senator Galvano, you

1 are recognized.

2 SENATOR GALVANO: Thank you,  
3 Mr. President. And you heard my answer to  
4 Senator Soto. And again just for clarity, the  
5 25th is this month, but it is also a court  
6 date. And so there is the opportunity to go  
7 back to the Court and have that extended.

8 In terms of the session, itself, I have  
9 had conversations with the President and we are  
10 prepared to extend if necessary.

11 PRESIDENT GARDINER: Okay. Any -- any  
12 additional questions of Senator Galvano? Okay.  
13 Seeing none, any announcements? Any  
14 announcements?

15 Okay. Senator Simmons, you are  
16 recognized.

17 SENATOR SIMMONS: For a motion.

18 PRESIDENT GARDINER: You are recognized.  
19 State your motion.

20 SENATOR SIMMONS: Mr. President, I move  
21 that the Senate stand in recess until  
22 11:55 a.m. or at the call of the President.

23 PRESIDENT GARDINER: Is there objection?  
24 Seeing none, if the Sergeant will please secure  
25 the chambers, we are in recess, we have not

1 adjourned. I would appreciate that and without  
2 -- without objection the Senate is in informal  
3 recess.

4 (Whereupon, the proceedings were in  
5 recess.)

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CERTIFICATE OF REPORTER

I, CLARA C. ROTRUCK, do hereby certify that I was authorized to and did report the foregoing proceedings, and that the transcript, pages 01 through 14, is a true and correct record of my stenographic notes.

Dated this 21st day of August, 2015, at Tallahassee, Leon County, Florida.

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CLARA C. ROTRUCK

Court Reporter

Commission No.: FF 174037

Expiration date: November 13, 2018

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THE FLORIDA SENATE  
2015 SPECIAL SESSION B  
AUGUST 21, 2015  
10:33 a.m.

Reported by:  
CLARA C. ROTRUCK  
Court Reporter

## 1 P R O C E E D I N G S

2 SENATE SECRETARY: All unauthorized  
3 persons will please leave the chamber. All  
4 Senators and guests in the gallery, please  
5 silence all electronic devices. All Senators  
6 please indicate your presence.

7 A quorum is present, Mr. President.

8 PRESIDENT GARDINER: The Senate is called  
9 to order. The Senator of the 10th District,  
10 you are recognized for a motion.

11 Senator Simmons, you are recognized for a  
12 motioning.

13 SENATOR SIMMONS: Thank you,  
14 Mr. President. I move that the Senate take up  
15 SCR 6-B instanter.

16 PRESIDENT GARDINER: Are there questions?  
17 Are there objections? Seeing none, read the  
18 Senate Concurrent Resolution 6-B the first time  
19 by the title and the second time in full.

20 SENATE SECRETARY: Senate Concurrent  
21 Resolution 6-B, a Concurrent Resolution  
22 Extending the 2015 Special Session B of the  
23 Legislature under the authority of Section 3,  
24 subsection (d) of Article III of the State  
25 Constitution.

1           Senate Concurrent Resolution 6-B. A  
2 concurrent resolution extending the 2015  
3 Special Session B of the Legislature under the  
4 authority of the Section 3 subsection (d) of  
5 Article III of the State Constitution.

6           Whereas, the 2015 Special Session B of the  
7 Legislature will expire at noon on Friday,  
8 August 21, 2015, and whereas the necessary  
9 tasks for the 2015 Special Session B have not  
10 been completed, now, therefore, be it resolved  
11 by the Senate of the State of Florida, the  
12 House of Representatives concurring, that the  
13 2015 Special Session B of the Legislature is  
14 extended until 6:00 p.m. Tuesday, August 25,  
15 2015, under the authority of Section 3,  
16 subsection (d) of Article III of the State  
17 Constitution.

18           Be it further resolved that all pending  
19 matters may be considered in the extended  
20 Special Session. Be it further resolved that  
21 the Legislature shall adjourn sine die at 6:00  
22 p.m. Tuesday, August 25, 2015, or upon motion  
23 after final passage by the Legislature of a  
24 Bill establishing congressional districts in  
25 the state.

1           The reading of the resolution,  
2           Mr. President.

3           PRESIDENT GARDINER:   Senator Simmons, I  
4           know you are going to explain a little bit, but  
5           I think it would be appropriate for me just to  
6           make a couple of comments, if you don't mind.

7           Senators, we don't have an agreement for  
8           extension, but as you know, it is 10:35 and we  
9           are set to sine die whether we take action or  
10          not at noon.  And we feel as though it is  
11          important to at least, this resolution is in  
12          the -- in the House for them to consider.

13          We don't want to be pushing up against the  
14          clock and then trying to resolve some type of  
15          an extension resolution if that is the will of  
16          the House and the will of the Senate.

17          So this is simply to put us in the posture  
18          that if there is a desire on both chambers to  
19          work through this through a conference process  
20          that at least there is the ability to do that  
21          which is the position in the Senate right now,  
22          is that we are prepared and ready to go to  
23          conference to work out the differences between  
24          the two maps.

25          So I want to make sure that you know that

1 this is nothing more than looking at a clock  
2 and realizing that we are getting close to noon  
3 and it will get here quick and we want to get  
4 this resolution over to the House to take a  
5 look at it.

6 So any other questions, any other  
7 questions? All in favor of the resolution  
8 signify by saying yea.

9 (Chorus of yeas.)

10 PRESIDENT GARDINER: All opposed? Seeing  
11 none, show it adopted.

12 Any additional business, Senator Simmons.  
13 Can we go back to that motion of informal  
14 recess until 11:55?

15 SENATOR SIMMONS: Yes, Mr. President, I  
16 move that the Senate stand in recess until  
17 11:55 a.m. or at the call of the President.

18 PRESIDENT GARDINER: Without objection the  
19 Senate is now adjourned and if the Sergeant  
20 will please secure the chambers until that  
21 time. Thank you. I apologize, it is recess.

22 (Whereupon, the proceedings were in  
23 recess.)  
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Dated this 21st day of August, 2015, at Tallahassee, Leon County, Florida.

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CLARA C. ROTRUCK

Court Reporter

Commission No.: FF 174037

Expiration date: November 13, 2018

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THE FLORIDA SENATE  
FLOOR DEBATE  
SPECIAL SESSION B  
AUGUST 21, 2015  
11:30 a.m.

Transcribed by:  
CLARA C. ROTRUCK  
Court Reporter

## 1 P R O C E E D I N G S

2 SENATE SECRETARY: All Senators please  
3 indicate your presence. A quorum is present,  
4 Mr. President. A quorum is present, Mr.  
5 President.

6 PRESIDENT GARDINER: Senators, the House  
7 has decided not to accept our offer. We are  
8 waiting for them to send back to us, and my  
9 hope would be that it would be here  
10 momentarily, the proposal.

11 But in the meantime, Senator Galvano,  
12 would you like to discuss kind of where we are  
13 and what is going to happen before noon? You  
14 are recognized.

15 SENATOR GALVANO: Thank you,  
16 Mr. President, and it is 11:32 and ticking.  
17 You know, I have put in an amendment to the  
18 House plan that is a merger of both the House  
19 amendment and the Senate amendment. So it is  
20 the Bill that we voted on, together with the  
21 additional cities that the House made whole  
22 when it came in day before yesterday, or  
23 actually yesterday, to try to increase the  
24 number of whole cities and decrease the number  
25 of splits. And I am going to ask that we that

1 up and consider it.

2 Again, this has been in my mind an open  
3 process, something that we, as a Legislature,  
4 should be in control of, and I do believe that  
5 despite what we may have heard, that there is  
6 opportunity to come to resolution. That is why  
7 there was a request for a conference committee.

8 I, too, believe that we need to have  
9 structure and as far back as I believe in the  
10 Jefferson's Manual, and very clearly in Mason's  
11 Manual, and in our rules we have recognized  
12 that in order to maintain the structure between  
13 the chambers, if there is a disagreement one  
14 house or the other may request a conference  
15 committee.

16 That is oft times comprised of the sponsor  
17 and then a select group of members to work  
18 through the differences that exist, and  
19 hopefully that, that may still be an  
20 opportunity.

21 The Presidents also together with this  
22 body passed a resolution to extend, and so we  
23 have no reservation about extending. We have  
24 had some informal meetings, but that is what  
25 they are, informal, and if we are going to come

1 to a resolution as a Legislature, then we need  
2 to take advantage of some of these procedural  
3 tools that exist. Otherwise, the judicial  
4 branch will draw these maps and that is -- that  
5 is just the reality of it.

6 And so, Mr. President, if we get the Bill  
7 that is the amendment that I am going to  
8 propose. And to be clear, because we are in a  
9 judicial proceeding, I will put on the record  
10 that the genesis of that amendment was  
11 compromised, and there were no outside  
12 influences or e-mails or people who came to me  
13 about it.

14 It was the idea was that one chamber had  
15 addressed it one way, our chamber addressed it  
16 another way and I asked staff, can you combine  
17 them without conflicting with one another and  
18 staff said, yes, you can. The net result was  
19 to actually make it more, even more Tier 2  
20 compliant.

21 If I am not mistaken, we reduce the number  
22 of city splits from the base map by up to nine  
23 if we do that. And so the reality is a product  
24 that beats both of our chambers. And so, you  
25 know, I was, wanted this morning to try to

1 flush out if there were any additional issues  
2 that we needed to be aware of. I did not hear  
3 anything that convinced me that there was any  
4 problem, Tier 1 or Tier 2 with the Senate plan.  
5 So I am very confident that merging it into an  
6 amendment with the House plan is a reasonable  
7 approach to resolve this issue between the  
8 chambers.

9 PRESIDENT GARDINER: Senator Galvano,  
10 let's -- let's do this. We have a, because of  
11 the time, even if our partners across the aisle  
12 look at what may be an amendment put on this  
13 Bill and say well, we just run out of time, I  
14 would suggest that we move forward with a  
15 concurrent resolution for the extension of  
16 session, which is separate from your amendment,  
17 so that they at least have that in their  
18 possession.

19 And if they look at this amendment and  
20 think, let's -- let's continue to talk and the  
21 legislative branch be the one who draws this  
22 map, then they can certainly just accept the  
23 concurrent resolution and we can continue to  
24 have dialogue and discussion.

25 So if it okay with you I would like to

1 take up the concurrent rest solution and send  
2 it over to them and we will go from there.

3 Take up and read the concurrent  
4 resolution.

5 SENATE SECRETARY: Senate Concurrent  
6 Resolution 8-B, a concurrent resolution  
7 extending the 2015 Special Session B of the  
8 Legislature under the authority of Section 3,  
9 subsection (d) of Article III of the State  
10 Constitution.

11 Senate Concurrent Resolution 8-B, a  
12 concurrent resolution extending the 2015  
13 Special Session B of the Legislature under the  
14 authority of Section 3, subsection (d) of  
15 Article III of the State Constitution.

16 Whereas, the 2015 Special Session B, the  
17 Legislature will expire at noon on Friday,  
18 August 21, 2015. Whereas, the necessary task  
19 of the 2015 Special Session B have not been  
20 completed. Now, therefore, be it resolved by  
21 the Senate of the State of Florida, the House  
22 of Representatives concurring, that the 2015  
23 Special Session B of the Legislature is  
24 extended until 6:00 p.m., Tuesday, August 25,  
25 2015, under the authority of Section 3,

1 subsection (d) of Article III of the State  
2 Constitution.

3 Be it further resolved that all pending  
4 matters may be considered in the extended  
5 Special Session. Be it further resolved that  
6 the Legislature shall adjourn sine die at 6:00  
7 p.m. Tuesday, August 25, 2015, or upon motion  
8 after final passage by the Legislature, a Bill  
9 establishing congressional districts in the  
10 state.

11 The reading of the resolution,  
12 Mr. President.

13 PRESIDENT GARDINER: Are there questions  
14 on the concurrent resolution? Seeing none, a  
15 motion by Senator Simmons. All those in favor,  
16 signify by say aye.

17 (Chorus of ayes.)

18 PRESIDENT GARDINER: All opposed? Show it  
19 adopted.

20 Take up and read the House Bill at this  
21 point.

22 SENATE SECRETARY: The Honorable Andy  
23 Gardiner, President. I am directed to inform  
24 the Senate that the House of Representatives  
25 has refused to recede from House amendment two

1 to Senate amendment one and insist that the  
2 Senate concur in House amendment two to Senate  
3 amendment one, and refuse the request of the  
4 Senate to appoint a conference committee, Bob  
5 Ward, Clerk.

6 House Bill 1-B, a Bill to be entitled An  
7 Act Establishing the Congressional Districts of  
8 the State. Bar code 876908 by Senator Galvano.  
9 Delete everything after the enacting clause and  
10 insert amendment.

11 Bar Code 179133 by Representative Oliva.  
12 Remove lines 5 through 6,701 of the amendment  
13 and insert amendment.

14 Bar Code 284802, by Senator Galvano.  
15 Delete lines 51 through 6,677 and insert  
16 amendment.

17 PRESIDENT GARDINER: Senator Galvano, you  
18 are recognized.

19 SENATOR GALVANO: Thank you,  
20 Mr. President. Again, this is the merged plan  
21 that I mentioned this morning after session in  
22 the Chair's meeting and just described here on  
23 the floor today.

24 PRESIDENT GARDINER: Are there questions  
25 on the amendment? Is there objection to the

1 amendment?

2 Seeing none, show it adopted.

3 We are back on the Bill as amended. Is  
4 there a debate on the amendment?

5 Show it adopted as amended, but at this  
6 point we are going to vote.

7 The Secretary will unlock the board and  
8 the members will proceed to vote. Lock the  
9 board and announce the vote.

10 SENATE SECRETARY: Twenty-three yeas, five  
11 nays, Mr. President.

12 PRESIDENT GARDINER: Show it adopted as  
13 amended.

14 Members, it is 11:40 and we are taking one  
15 more stab at it. You know, certainly as our  
16 friends across the aisle said nobody expected  
17 us to be in this position, but here is where we  
18 are.

19 We have a -- an issue with a lot of  
20 discussion about Court overreach and we get all  
21 of that, but we also have an issue of at the  
22 end of the day is this staff driven or  
23 legislator driven and, you know, we are just,  
24 we have come to an impasse and we continued to  
25 make offers, we continued to be willing to

1 conference, many of us have been here a long  
2 time and we know the purpose of conferences  
3 when two parties want to get in a room and  
4 negotiate they can do that.

5 But this is where we are. So I anticipate  
6 this is going back to the House. I would stand  
7 by. We have an agreement with the House that  
8 we will not do anything and everybody will sine  
9 die at noon. But we will give it another shot,  
10 if they say no to the amendment, say yes to the  
11 concurrent resolution to extend, we are  
12 prepared to do that.

13 But in the meantime there has been a lot  
14 of things that have gone back and forth as to  
15 process and who did what and when and all of  
16 these different things, but it is important  
17 that if we don't come to a resolution and we  
18 are going to move on to unchartered territories  
19 with the Courts drawing the congressional map.  
20 That is where we are headed.

21 But having said that I cannot thank  
22 Senator Galvano enough, and Jay and the members  
23 of the committee that passed a unanimous  
24 congressional map. This has not been the ideal  
25 ending, but we will get through this. It will

1 be fine. But I am very proud of this Senate  
2 and I am proud of Senator Galvano. He defended  
3 the Senate. He defended our work product.

4 So we will stand in informal recess again,  
5 Senator Simmons, until 11:55.

6 SENATOR SIMMONS: Mr. President.

7 PRESIDENT GARDINER: To stand in informal  
8 recess until 11:55. My guess is if the House  
9 rejects either one of these, especially the  
10 concurrent resolution, there may not be a need  
11 to come back to the floor. But please make  
12 yourself available and if they do accept one of  
13 them and we start conference we are prepared to  
14 do that. That is what has been our offer the  
15 entire time.

16 So with that we will stand in informal  
17 recess until 11:55, and if the Sergeant will  
18 secure the chamber.

19 (Brief recess taken.)

20 SENATE SECRETARY: A quorum is present,  
21 Mr. President.

22 PRESIDENT GARDINER: Okay, members, it is  
23 ten until 12:00. We are going to, if we do  
24 nothing, obviously sine die kicks in at 12:00,  
25 but we think it is important that we at least

1 have a recognition of a sine die, and Senator  
2 Simmons will make that motion. I want to thank  
3 everybody for being here.

4 Certainly we have an opportunity to  
5 continue to have dialogue, to retain our right  
6 as legislators to control the drawing of the  
7 maps, but if not, certainly the Court will  
8 impose that upon us.

9 So with that, Senator Simmons, you are  
10 recognized for a motion.

11 SENATOR SIMMONS: Mr. President, I move  
12 that the Senate adjourn sine die.

13 PRESIDENT GARDINER: Senator Simmons moves  
14 the Senate sine die. All those in favor say  
15 aye.

16 (Chorus of ayes.)

17 PRESIDENT GARDINER: All opposed, none.  
18 Show it adopted. Thank you, members.

19 (Whereupon, the proceedings were  
20 adjourned.)

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CERTIFICATE OF REPORTER

I, CLARA C. ROTRUCK, do hereby certify that I was authorized to and did report the foregoing proceedings, and that the transcript, pages 01 through 12, is a true and correct record of my stenographic notes.

Dated this 24th of August, 2015, at Tallahassee, Leon County, Florida.

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CLARA C. ROTRUCK

Court Reporter

Commission No.: FF 174037

Expiration date: November 13, 2018