

1 (b) These exemptions do not apply to the extent such
2 real property is acquired or improved, or the equity value of
3 such property is increased by prepaying any mortgage debt,
4 with the intent to hinder, delay, or defraud creditors.

5 ~~(c)~~ These exemptions shall inure to the surviving
6 spouse or heirs of the owner.

7 ~~(d)~~ The homestead shall not be subject to devise if
8 the owner is survived by spouse or minor child, except the
9 homestead may be devised to the owner's spouse if there be no
10 minor child. The owner of homestead real estate, joined by
11 the spouse if married, may alienate the homestead by mortgage,
12 sale or gift and, if married, may by deed transfer the title
13 to an estate by the entirety with the spouse. If the owner or
14 spouse is incompetent, the method of alienation or encumbrance
15 shall be as provided by law.

16 BE IT FURTHER RESOLVED that in accordance with the
17 requirements of section 101.161, Florida Statutes, the title
18 and substance of the amendment proposed herein shall appear on
19 the ballot as follows:

20 LIMITED EXCEPTION TO PROHIBITION

21 ON FORCED SALE OF DEBTORS' HOMESTEAD PROPERTY

22 Proposing an amendment to Section 4 of Article X of the
23 State Constitution to exclude from the exemption from forced
24 sale any homestead property acquired or improved, or the
25 equity value of which is increased by prepayment of mortgage
26 debt, with an intent to hinder, delay, or defraud creditors.

27
28
29
30
31