

By Senator King

8-71-00

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Senate Joint Resolution No. ____

A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution, relating to amendment and revision elections, to revise the number of electors required to ratify a proposed constitutional amendment.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 5 of Article XI of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE XI

AMENDMENTS

SECTION 5. Amendment or revision election.--

(a) A proposed amendment to or revision of this constitution, or any part of it, shall be submitted to the electors at the next general election held more than ninety days after the joint resolution, initiative petition or report of revision commission, constitutional convention or taxation and budget reform commission proposing it is filed with the custodian of state records, unless, pursuant to law enacted by the affirmative vote of three-fourths of the membership of each house of the legislature and limited to a single amendment or revision, it is submitted at an earlier special election held more than ninety days after such filing.

(b) Once in the tenth week, and once in the sixth week immediately preceding the week in which the election is held,

1 the proposed amendment or revision, with notice of the date of
2 election at which it will be submitted to the electors, shall
3 be published in one newspaper of general circulation in each
4 county in which a newspaper is published.

5 (c) If the proposed amendment or revision is approved
6 by vote of the electors, it shall be effective as an amendment
7 to or revision of the constitution of the state on the first
8 Tuesday after the first Monday in January following the
9 election, or on such other date as may be specified in the
10 amendment or revision.

11 (d) An amendment is not approved unless a majority of
12 those electors voting in the election at which it is submitted
13 for approval or rejection vote for approval.

14 BE IT FURTHER RESOLVED that, effective January 7, 2003,
15 Section 5 of Article XI of the State Constitution as amended
16 by Revision No. 8 of the 1998 Constitutional Revision
17 Commission is amended to read:

18 ARTICLE XI

19 AMENDMENTS

20 SECTION 5. Amendment or revision election.--

21 (a) A proposed amendment to or revision of this
22 constitution, or any part of it, shall be submitted to the
23 electors at the next general election held more than ninety
24 days after the joint resolution, initiative petition or report
25 of revision commission, constitutional convention or taxation
26 and budget reform commission proposing it is filed with the
27 secretary of state, unless, pursuant to law enacted by the
28 affirmative vote of three-fourths of the membership of each
29 house of the legislature and limited to a single amendment or
30 revision, it is submitted at an earlier special election held
31 more than ninety days after such filing.

1 (b) Once in the tenth week, and once in the sixth week
2 immediately preceding the week in which the election is held,
3 the proposed amendment or revision, with notice of the date of
4 election at which it will be submitted to the electors, shall
5 be published in one newspaper of general circulation in each
6 county in which a newspaper is published.

7 (c) If the proposed amendment or revision is approved
8 by vote of the electors, it shall be effective as an amendment
9 to or revision of the constitution of the state on the first
10 Tuesday after the first Monday in January following the
11 election, or on such other date as may be specified in the
12 amendment or revision.

13 (d) An amendment is not approved unless a majority of
14 those electors voting in the election at which it is submitted
15 for approval or rejection vote for approval.

16 BE IT FURTHER RESOLVED that the following statement be
17 placed on the ballot:

18 CONSTITUTIONAL AMENDMENT

19 ARTICLE XI, SECTION 5

20 AMENDMENT RATIFICATION ELECTION; VOTE

21 REQUIRED.--Proposing an amendment to the State Constitution to
22 require a majority of those voting in an election at which a
23 proposed constitutional amendment is submitted to the electors
24 to vote to approve the amendment in order for it to become
25 effective.