

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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Representative(s) Kendrick offered the following:

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**Amendment (with title amendment)**

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On page 4, line 1,

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insert:

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Section 1. Section 100.371, Florida Statutes, is amended to read:

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100.371 Initiatives; procedure for placement on ballot.--

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(1) Constitutional amendments proposed by initiative shall be placed on the ballot for the general election occurring in excess of 90 days from the certification of ballot position by the Secretary of State.

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(2) Such certification shall be issued when the Secretary of State has received verification certificates from the supervisors of elections indicating that the requisite number and distribution of valid signatures of electors have been submitted to and verified by the supervisors. Every signature shall be dated when made and shall be valid for a period of 18 months ~~4 years~~ following the such date of

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1 certification of the signature to the Secretary of State,  
2 provided all other requirements of law are ~~satisfied~~ ~~complied~~  
3 with.

4 (3) The sponsor of an initiative amendment shall,  
5 prior to obtaining any signatures, register as a political  
6 committee pursuant to s. 106.03 and submit the text of the  
7 proposed amendment to the Secretary of State, with the form on  
8 which the signatures will be affixed, and shall obtain the  
9 approval of the Secretary of State of such form. The  
10 Secretary of State shall adopt ~~promulgate~~ rules pursuant to  
11 ss. 120.536(1) and ~~s.~~120.54 prescribing the style and  
12 requirements of such form, including a requirement that the  
13 sponsor of the amendment indicate on the form if a person is  
14 or will be paid to gather signatures.

15 (4) The sponsor shall, prior to obtaining any  
16 signatures, submit the initiative amendment to the Revenue  
17 Estimating Conference for the purpose of determining its  
18 estimated impact on state and local revenues and expenditures,  
19 if any. The Revenue Estimating Conference shall affix a  
20 fiscal impact statement to the text that will be circulated to  
21 obtain signatures. The Secretary of State shall adopt rules  
22 pursuant to ss. 120.536(1) and 120.54 prescribing the style  
23 and requirements of such fiscal impact statement.

24 (5)(4) The sponsor shall, within 60 days after the  
25 date of signing, or no later than 5 p.m. on the 180th day  
26 before the general election at which the proposed initiative  
27 is to be voted on, whichever occurs earlier, submit signed and  
28 dated forms to the appropriate supervisor of elections for  
29 verification as to the number of registered electors whose  
30 valid signatures appear thereon. The supervisor shall  
31 promptly verify the signatures upon payment of the fee

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1 required by s. 99.097. Upon completion of verification, the  
2 supervisor shall execute a certificate indicating the total  
3 number of signatures checked, the number of signatures  
4 verified as valid and as being of registered electors, and the  
5 distribution by congressional district. This certificate  
6 shall be ~~immediately~~ transmitted to the Secretary of State.  
7 The supervisor shall retain the signature forms for at least 1  
8 year following the election in which the issue appeared on the  
9 ballot or until the Division of Elections notifies the  
10 supervisors of elections that the committee which circulated  
11 the petition is no longer seeking to obtain ballot position.

12 (6)~~(5)~~ The Secretary of State shall determine from the  
13 verification certificates received from supervisors of  
14 elections the total number of verified valid signatures and  
15 the distribution of such signatures by congressional  
16 districts. Upon a determination that the requisite number and  
17 distribution of valid signatures have been obtained, the  
18 secretary shall issue a certificate of ballot position for  
19 that proposed amendment and shall assign a designating number  
20 pursuant to s. 101.161. A petition shall be deemed to be  
21 filed with the Secretary of State upon the date of the receipt  
22 by the secretary of a certificate or certificates from  
23 supervisors of elections indicating the petition has been  
24 signed by the constitutionally required number of electors.

25 (7)~~(6)~~ The Department of State may adopt rules  
26 pursuant to ss. 120.536(1) and shall have the authority to  
27 ~~promulgate rules in accordance with s.120.54 to carry out the~~  
28 provisions of this section.

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1 ===== T I T L E A M E N D M E N T =====

2 And the title is amended as follows:

3 On page 1, line 2, after the semicolon

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5 insert:

6 amending s. 100.371, F.S.; reducing the period  
7 for which signatures on petitions for  
8 constitutional amendments proposed by  
9 initiative remain valid; requiring disclosure  
10 on the petition form of the use of paid persons  
11 to gather signatures; requiring submission of  
12 the text of such amendments to the Revenue  
13 Estimating Conference for determination of any  
14 fiscal impact; providing for affixing of fiscal  
15 impact statements to the text of such  
16 amendments prior to their circulation for  
17 signatures; providing a deadline for sponsors  
18 to submit signed and dated forms to the  
19 supervisors of elections; providing a deadline  
20 for supervisors of elections to certify  
21 signatures to the Secretary of State; providing  
22 rulemaking authority;

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