

Amendment No. 1 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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5			ORIGINAL STAMP BELOW
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11	The Committee on Rules, Ethics & Elections offered the		
12	following:		
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14	<b>Amendment (with title amendment)</b>		
15	Remove everything after the enacting clause		
16			
17	and insert:		
18	Section 1. Section 100.371, Florida Statutes, is		
19	amended to read:		
20	100.371 Initiatives; procedure for placement on		
21	ballot.--		
22	(1) Constitutional amendments proposed by initiative		
23	shall be placed on the ballot for the general election		
24	occurring in excess of 90 days from the certification of		
25	ballot position by the Secretary of State.		
26	(2) Such certification shall be issued when the		
27	Secretary of State has received verification certificates from		
28	the supervisors of elections indicating that the requisite		
29	number and distribution of valid signatures of electors have		
30	been submitted to and verified by the supervisors. Every		
31	signature shall be dated when made and shall be valid for a		

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1 period of 18 months ~~4 years~~ following the such date of  
2 certification of the signature to the Secretary of State,  
3 provided all other requirements of law are satisfied ~~complied~~  
4 with.

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

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

23 (5)~~(4)~~ The sponsor shall, within 60 days after the  
24 date of signing, submit signed and dated forms to the  
25 appropriate supervisor of elections for verification as to the  
26 number of registered electors whose valid signatures appear  
27 thereon. The supervisor shall promptly verify the signatures  
28 upon payment of the fee required by s. 99.097. Upon  
29 completion of verification, the supervisor shall execute a  
30 certificate indicating the total number of signatures checked,  
31 the number of signatures verified as valid and as being of

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1 registered electors, and the distribution by congressional  
 2 district. This certificate shall be ~~immediately~~ transmitted  
 3 to the Secretary of State within 90 days after the  
 4 supervisor's receipt of the signature forms. The supervisor  
 5 shall retain the signature forms for at least 1 year following  
 6 the election in which the issue appeared on the ballot or  
 7 until the Division of Elections notifies the supervisors of  
 8 elections that the committee which circulated the petition is  
 9 no longer seeking to obtain ballot position.

10 ~~(6)~~(5) The Secretary of State shall determine from the  
 11 verification certificates received from supervisors of  
 12 elections the total number of verified valid signatures and  
 13 the distribution of such signatures by congressional  
 14 districts. Upon a determination that the requisite number and  
 15 distribution of valid signatures have been obtained, the  
 16 secretary shall issue a certificate of ballot position for  
 17 that proposed amendment and shall assign a designating number  
 18 pursuant to s. 101.161. A petition shall be deemed to be  
 19 filed with the Secretary of State upon the date of the receipt  
 20 by the secretary of a certificate or certificates from  
 21 supervisors of elections indicating the petition has been  
 22 signed by the constitutionally required number of electors.

23 ~~(7)~~(6) The Department of State may adopt rules  
 24 pursuant to ss. 120.536(1) and ~~shall have the authority to~~  
 25 ~~promulgate rules in accordance with s.120.54~~ to carry out the  
 26 provisions of this section.

27 Section 2. This act shall take effect July 1, 2002.

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

31 And the title is amended as follows:

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1 remove everything before the enacting clause

2

3 and insert:

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A bill to be entitled

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An act relating to constitutional amendments

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proposed by initiative; amending s. 100.371,

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F.S.; reducing the period for which signatures

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on petitions for constitutional amendments

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proposed by initiative remain valid; requiring

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submission of the text of such amendments to

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the Revenue Estimating Conference for

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determination of any fiscal impact; providing

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for affixing of fiscal impact statements to the

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text of such amendments prior to their

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circulation for signatures; providing a

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deadline for sponsors to submit signed and

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dated forms to the supervisors of elections;

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providing a deadline for supervisors of

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elections to certify signatures to the

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Secretary of State; providing rulemaking

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authority; providing an effective date.

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