



HB 0739

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A bill to be entitled
 An act relating to succession to the office of Governor;
 amending s. 14.055, F.S.; revising provisions relating to
 succession to the office of Governor; reenacting s.
 14.056, F.S., relating to succession as Acting Governor,
 to provide for the same amendments to succession in office
 as provided for succession to the office of Governor;
 providing an effective date.

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

Section 1. Section 14.055, Florida Statutes, is amended to
 read:

14.055 Succession to office of Governor.--Upon vacancy in
 the office of Governor, the Lieutenant Governor shall become
 Governor. Upon vacancy in the office of Governor and in the
 office of Lieutenant Governor, the ~~Secretary of State shall~~
~~become Governor; or if the office of Secretary of State be~~
~~vacant, then the~~ Attorney General shall become Governor; or if
 the office of Attorney General be vacant, then the Chief
Financial Officer ~~Comptroller~~ shall become Governor; or if the
 office of Chief Financial Officer ~~Comptroller~~ be vacant, then
 the ~~Treasurer shall become Governor; or if the office of~~
~~Treasurer be vacant, then the Commissioner of Education shall~~
~~become Governor; or if the office of Commissioner of Education~~
~~be vacant, then the~~ Commissioner of Agriculture shall become
 Governor. A successor under this section shall serve for the
 remainder of the term and shall receive all the rights,
 privileges, and emoluments of the Governor. In case a vacancy
 shall occur in the office of Governor and provision is not made



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31 herein for filling such vacancy, then the Speaker of the House
32 and the President of the Senate shall convene the Legislature by
33 joint proclamation within 15 days for the purpose of choosing a
34 person to serve as Governor for the remainder of the term. A
35 successor shall be elected by a majority vote in a joint session
36 of both houses.

37 Section 2. For the purpose of incorporating an amendment
38 to section 14.055, Florida Statutes, section 14.056, Florida
39 Statutes, is reenacted to read:

40 14.056 Succession as Acting Governor.--Upon impeachment of
41 the Governor and until completion of trial thereof, or during
42 the Governor's physical or mental incapacity, the Lieutenant
43 Governor shall become Acting Governor. Upon impeachment or
44 physical or mental incapacity of an Acting Governor, or upon
45 vacancy in the office of the person serving as Acting Governor,
46 the powers and duties of Acting Governor shall devolve upon the
47 same officer as in the case of vacancy in the office of
48 Governor. A successor shall serve until the disability of either
49 the Lieutenant Governor or Governor ceases. Incapacity and
50 restoration of capacity to serve as Acting Governor shall be
51 determined in the same manner as in making such determinations
52 for Governor. In any case in which succession as Acting Governor
53 is not provided herein, the Speaker of the House and the
54 President of the Senate shall convene the Legislature by joint
55 proclamation within 15 days for the purpose of choosing a person
56 to serve as Acting Governor. Such person shall be elected by a
57 majority vote in a joint session of both houses.

58 Section 3. This act shall take effect upon becoming a law.