

HJR 0049

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House Joint Resolution

A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution to increase the vote required to pass an amendment to or revision of the State Constitution proposed by initiative.

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

That the amendment to Section 5 of Article XI of the State Constitution set forth below is agreed to and shall be submitted to the electors of Florida for approval or rejection at the general election to be held in November 2004:

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) The legislature shall provide by general law, prior to the holding of an election pursuant to this section, for the provision of a statement to the public regarding the probable

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30 financial impact of any amendment proposed by initiative
 31 pursuant to section 3.

32 (c) Once in the tenth week, and once in the sixth week
 33 immediately preceding the week in which the election is held,
 34 the proposed amendment or revision, with notice of the date of
 35 election at which it will be submitted to the electors, shall be
 36 published in one newspaper of general circulation in each county
 37 in which a newspaper is published.

38 (d) If the proposed amendment or revision is approved by
 39 vote of the electors, or by vote of three-fifths of the electors
 40 if the amendment or revision is proposed by initiative in
 41 accordance with section 3, it shall be effective as an amendment
 42 to or revision of the constitution of the state on the first
 43 Tuesday after the first Monday in January following the
 44 election, or on such other date as may be specified in the
 45 amendment or revision.

46 BE IT FURTHER RESOLVED that the title and substance of the
 47 amendment proposed herein shall appear on the ballot as follows:

48 INCREASE IN VOTE REQUIRED TO PASS CONSTITUTIONAL
 49 AMENDMENT OR REVISION PROPOSED BY INITIATIVE

50 Proposes an amendment to Section 5 of Article XI of the
 51 State Constitution to increase the vote required to pass an
 52 amendment to or revision of the State Constitution proposed by
 53 initiative from the majority of those electors voting on the
 54 matter in the election to three-fifths of those electors voting
 55 on the matter in the election.