

HJR 1721

2005

House Joint Resolution

A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution to require that an amendment to or revision of the State Constitution proposed by initiative, in addition to being approved by a majority of the electors voting on the amendment or revision in the state, shall also be approved by at least 60 percent of the electors voting on the proposal in each of at least 60 percent of the congressional districts of the state.

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 2006:

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 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

HJR 1721

2005

29 legislature and limited to a single amendment or revision, it is  
 30 submitted at an earlier special election held more than ninety  
 31 days after such filing.

32 (b) A proposed amendment or revision of this constitution,  
 33 or any part of it, by initiative shall be submitted to the  
 34 electors at the general election provided the initiative  
 35 petition is filed with the custodian of state records no later  
 36 than February 1 of the year in which the general election is  
 37 held.

38 (c) The legislature shall provide by general law, prior to  
 39 the holding of an election pursuant to this section, for the  
 40 provision of a statement to the public regarding the probable  
 41 financial impact of any amendment proposed by initiative  
 42 pursuant to section 3.

43 (d) Once in the tenth week, and once in the sixth week  
 44 immediately preceding the week in which the election is held,  
 45 the proposed amendment or revision, with notice of the date of  
 46 election at which it will be submitted to the electors, shall be  
 47 published in one newspaper of general circulation in each county  
 48 in which a newspaper is published.

49 (e) Unless otherwise specifically provided for elsewhere  
 50 in this constitution, if the proposed amendment or revision is  
 51 approved by vote of the electors, it shall be effective as an  
 52 amendment to or revision of the constitution of the state on the  
 53 first Tuesday after the first Monday in January following the  
 54 election, or on such other date as may be specified in the  
 55 amendment or revision. For purposes of this subsection, an  
 56 amendment or revision proposed by initiative pursuant to section

HJR 1721

2005

57 | 3 must also be approved by at least sixty percent of the  
 58 | electors voting on the proposal in each of at least sixty  
 59 | percent of the congressional districts of the state.

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

62 | REQUIRING GEOGRAPHIC DISTRIBUTION OF PUBLIC APPROVAL  
 63 | TO AMEND OR REVISE STATE CONSTITUTION BY INITIATIVE

64 | Proposes an amendment to Section 5 of Article XI of the  
 65 | State Constitution to require that an amendment to or revision  
 66 | of the State Constitution proposed by initiative, in addition to  
 67 | being approved by a majority of the electors voting on the  
 68 | amendment or revision in the state, must also be approved by at  
 69 | least 60 percent of the electors voting on the proposal in each  
 70 | of at least 60 percent of the congressional districts of the  
 71 | state.