

HJR 1723

2005

House Joint Resolution

A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution to require that any proposed amendment to or revision of the State Constitution be approved by at least 60 percent of the electors voting in the election in which such proposed amendment or revision is considered.

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 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.

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

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

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

46 (e) Unless otherwise specifically provided for elsewhere
 47 in this constitution, if the proposed amendment or revision is
 48 approved by vote of at least sixty percent of the electors
 49 voting in the election in which such proposed amendment or
 50 revision is considered, it shall be effective as an amendment to
 51 or revision of the constitution of the state on the first
 52 Tuesday after the first Monday in January following the
 53 election, or on such other date as may be specified in the
 54 amendment or revision.

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

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57 REQUIRING BROADER PUBLIC SUPPORT FOR
58 CONSTITUTIONAL AMENDMENTS OR REVISIONS

59 Proposes an amendment to Section 5 of Article XI of the
60 State Constitution to require that any proposed amendment to or
61 revision of the State Constitution, whether proposed by the
62 Legislature, by initiative, or by any other method, must be
63 approved by at least 60 percent of the voters voting in the
64 election in which such proposed amendment or revision is
65 considered, rather than by a simple majority.