

CHAMBER ACTION

1 The Justice Council recommends the following:

2
3 **Council/Committee Substitute**

4 Remove the entire bill and insert:

5 House Joint Resolution

6 A joint resolution proposing an amendment to Section 3 of
7 Article XI of the State Constitution to provide the
8 permissible subject matter of revisions or amendments to
9 the State Constitution proposed by initiative.

10
11 Be It Resolved by the Legislature of the State of Florida:

12
13 That the amendment to Section 3 of Article XI of the State
14 Constitution set forth below is agreed to and shall be submitted
15 to the electors of Florida for approval or rejection at the
16 general election to be held in November 2006:

17 ARTICLE XI

18 AMENDMENTS

19 SECTION 3. Initiative.--

20 (a) The power to propose the revision or amendment of any
21 portion or portions of this constitution by initiative is
22 reserved to the people, provided that, any such revision or
23 amendment, except for those limiting the power of government to

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24 raise revenue, shall embrace but one subject and matter directly
 25 connected therewith. Any revision or amendment proposed by
 26 initiative shall:

27 (1) Amend or repeal an existing section of this
 28 constitution on the same subject and matter;

29 (2) Address a basic or fundamental right of a citizen of
 30 this state; or

31 (3) Change the basic structure of state government as
 32 established in Article II, Article III, Article IV, or Article V
 33 of this constitution, except that no revision or amendment shall
 34 deprive the branches of government of any existing powers
 35 granted in these articles.

36 (b) The initiative power ~~It~~ may be invoked by filing with
 37 the custodian of state records a petition containing a copy of
 38 the proposed revision or amendment, signed by a number of
 39 electors in each of one half of the congressional districts of
 40 the state, and of the state as a whole, equal to eight percent
 41 of the votes cast in each of such districts respectively and in
 42 the state as a whole in the last preceding election in which
 43 presidential electors were chosen.

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

46 PERMISSIBLE SUBJECT MATTER OF CONSTITUTIONAL
 47 REVISIONS OR AMENDMENTS PROPOSED BY INITIATIVE

48 Proposes an amendment to Section 3 of Article XI of the
 49 State Constitution to provide that a constitutional revision or
 50 amendment proposed by initiative must amend or repeal an
 51 existing section of the State Constitution on the same subject

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52 | and matter; must address a basic or fundamental right of a
53 | citizen of this state; or must change the basic structure of
54 | state government as established in Article II, Article III,
55 | Article IV, or Article V of the State Constitution, except that
56 | no revision or amendment may deprive the branches of government
57 | of any existing powers granted in these articles.