

By the Committee on Judiciary; and Senators King, Smith and Atwater

590-1858-05

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Senate Joint Resolution No. 4

A joint resolution proposing an amendment to Section 3 of Article XI of the State Constitution, relating to the type of amendment or revision which may be proposed by citizen initiative.

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

That the following amendment to Section 3 of Article XI of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE XI  
AMENDMENTS

SECTION 3. Initiative.--

(a) The power to propose the revision or amendment of any portion or portions of this constitution by initiative is reserved to the people, provided that, any such revision or amendment, except for those limiting the power of government to raise revenue, shall embrace but one subject and matter directly connected therewith. The amendment or revision must also:

- (1) seek to alter, amend, or repeal an existing article of or amendment to this constitution;
- (2) address a basic or fundamental right of a citizen of this state; or
- (3) change the basic structure of state government as established in Article II, Article III, Article IV, or Article V.

1           **(b) The initiative power** ~~It~~ may be invoked by filing  
2 with the custodian of state records a petition containing a  
3 copy of the proposed revision or amendment, signed by a number  
4 of electors in each of one half of the congressional districts  
5 of the state, and of the state as a whole, equal to eight  
6 percent of the votes cast in each of such districts  
7 respectively and in the state as a whole in the last preceding  
8 election in which presidential electors were chosen.

9           BE IT FURTHER RESOLVED that the following statement be  
10 placed on the ballot:

11                               CONSTITUTIONAL AMENDMENT

12                               ARTICLE XI, SECTION 3

13           CONSTITUTIONAL AMENDMENTS AND REVISIONS PROPOSED BY  
14 INITIATIVE.--Proposing an amendment to the State Constitution  
15 to require that a constitutional amendment or revision  
16 proposed by citizen initiative alter, amend, or repeal an  
17 existing article of or amendment to the State Constitution;  
18 address a basic or fundamental right of a citizen of this  
19 state; or change the basic structure of state government as  
20 established in Article II, Article III, Article IV, or Article  
21 V.

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23                               STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN  
24                               COMMITTEE SUBSTITUTE FOR  
25                               Senate Joint Resolution 4

26 The committee substitute adds the number "4" to the title of  
27 the underlying joint resolution, thereby designating the joint  
28 resolution as Senate Joint Resolution No. 4.  
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