

By Senator King

8-3-05

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Senate Joint Resolution No. \_\_\_\_

A joint resolution proposing an amendment to Section 5 of Article XI of the State Constitution; requiring that a proposed amendment to or revision of the State Constitution be approved by at least three-fifths of the electors of the state voting on the measure.

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

That the following amendment to Section 5 of Article XI of the State Constitution, as amended by Revision No. 2, 2004, 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 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.

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

7 (c) The legislature shall provide by general law,  
8 prior to the holding of an election pursuant to this section,  
9 for the provision of a statement to the public regarding the  
10 probable financial impact of any amendment proposed by  
11 initiative pursuant to section 3.

12 (d) Once in the tenth week, and once in the sixth week  
13 immediately preceding the week in which the election is held,  
14 the proposed amendment or revision, with notice of the date of  
15 election at which it will be submitted to the electors, shall  
16 be published in one newspaper of general circulation in each  
17 county in which a newspaper is published.

18 (e) If the proposed amendment or revision is approved  
19 by vote of at least three-fifths of the electors voting on the  
20 measure, it shall be effective as an amendment to or revision  
21 of the constitution of the state on the first Tuesday after  
22 the first Monday in January following the election, or on such  
23 other date as may be specified in the amendment or revision.

24 BE IT FURTHER RESOLVED that the following statement be  
25 placed on the ballot:

26 CONSTITUTIONAL AMENDMENT

27 ARTICLE XI, SECTION 5

28 APPROVAL OF CONSTITUTIONAL AMENDMENTS OR  
29 REVISIONS.--Proposing an amendment to the State Constitution  
30 to require that a proposed constitutional amendment or  
31 revision be approved by at least three-fifths of the electors

1 of the state voting on the measure rather than by a simple  
2 majority.  
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