

HJR 7143

2006
CS

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 12 of
7 Article X of the State Constitution; revising rules of
8 construction to be used when interpreting the extent of
9 political power vested in the legislative branch to
10 provide that the expression of one thing does not imply
11 the exclusion of another, unless the limitation is
12 necessary to carry out the purpose of the constitutional
13 provision, and to provide that a limitation shall not be
14 implied based on the comprehensiveness of the
15 constitutional provision.

16
17 Be It Resolved by the Legislature of the State of Florida:

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19 That the following amendment to Section 12 of Article X of
20 the State Constitution is agreed to and shall be submitted to
21 the electors of this state for approval or rejection at the next
22 general election or at an earlier special election specifically
23 authorized by law for that purpose:

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ARTICLE X

MISCELLANEOUS

SECTION 12. Rules of construction.--Unless qualified in the text the following rules of construction shall apply to this constitution.

(a) "Herein" refers to the entire constitution.

(b) The singular includes the plural.

(c) The masculine includes the feminine.

(d) "Vote of the electors" means the vote of the majority of those voting on the matter in an election, general or special, in which those participating are limited to the electors of the governmental unit referred to in the text.

(e) Vote or other action of a legislative house or other governmental body means the vote or action of a majority or other specified percentage of those members voting on the matter. "Of the membership" means "of all members thereof."

(f) The terms "judicial office," "justices" and "judges" shall not include judges of courts established solely for the trial of violations of ordinances.

(g) "Special law" means a special or local law.

(h) Titles and subtitles shall not be used in construction.

(i) In interpreting the extent of political power vested in the legislative branch by the people:

(1) The expression of one thing does not imply the exclusion of another, unless the limitation is necessary to carry out the purpose of the constitutional provision.

