

House Joint Resolution

A joint resolution proposing an amendment to Section 8 of Article IV of the State Constitution, relating to restoration of civil rights, to authorize the Legislature to prescribe additional circumstances under which certain reprieves may be granted and civil rights restored.

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

That the following amendment to Section 8 of Article IV 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 IV
EXECUTIVE

SECTION 8. Clemency.--

(a) Except in cases of treason and in cases where impeachment results in conviction, and except as otherwise prescribed by law, the governor may, by executive order filed with the custodian of state records, suspend collection of fines and forfeitures, grant reprieves not exceeding sixty days and, with the approval of two members of the cabinet, grant full or conditional pardons, restore civil rights, commute punishment, and remit fines and forfeitures for offenses.

(b) In cases of treason the governor may grant reprieves until adjournment of the regular session of the legislature convening next after the conviction, at which session the

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29 legislature may grant a pardon or further reprieve; otherwise
 30 the sentence shall be executed.

31 (c) There may be created by law a parole and probation
 32 commission with power to supervise persons on probation and to
 33 grant paroles or conditional releases to persons under sentences
 34 for crime. The qualifications, method of selection and terms,
 35 not to exceed six years, of members of the commission shall be
 36 prescribed by law.

37 BE IT FURTHER RESOLVED that the following statement be
 38 placed on the ballot:

39 CONSTITUTIONAL AMENDMENT

40 ARTICLE IV, SECTION 8

41 RESTORATION OF CIVIL RIGHTS.--Proposing an amendment to the
 42 State Constitution authorizing the Legislature to provide the
 43 conditions under which fines and forfeitures may be suspended or
 44 remitted, reprieves may be granted, civil rights may be
 45 restored, and punishments may be commuted.