

House Joint Resolution

A joint resolution proposing an amendment to Section 4 of Article IV of the State Constitution, relating to the duties of the Chief Financial Officer.

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

That the following amendment to Section 4 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 4. Cabinet.—

(a) There shall be a cabinet composed of an attorney general, a chief financial officer, and a commissioner of agriculture. In addition to the powers and duties specified herein, they shall exercise such powers and perform such duties as may be prescribed by law. In the event of a tie vote of the governor and cabinet, the side on which the governor voted shall be deemed to prevail.

(b) The attorney general shall be the chief state legal officer. There is created in the office of the attorney general the position of statewide prosecutor. The statewide prosecutor shall have concurrent jurisdiction with the state attorneys to prosecute violations of criminal laws occurring or having occurred, in two or more judicial circuits as part of a related

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29 | transaction, or when any such offense is affecting or has
30 | affected two or more judicial circuits as provided by general
31 | law. The statewide prosecutor shall be appointed by the attorney
32 | general from not less than three persons nominated by the
33 | judicial nominating commission for the supreme court, or as
34 | otherwise provided by general law.

35 | (c) The chief financial officer shall serve as the chief
36 | fiscal officer of the state, and shall settle and approve
37 | accounts against the state, and shall keep all state funds and
38 | securities. It is a paramount duty of the state to collect,
39 | maintain, and make available accurate, verifiable, and auditable
40 | state and local government financial information. Accordingly,
41 | the chief financial officer shall:

42 | (1) Establish and maintain uniform accounting of funds for
43 | the legislative and judicial branches and all state agencies,
44 | state universities, state and community colleges, school
45 | districts, water management districts, other local governments,
46 | and all statutorily authorized governmental entities; and

47 | (2) Supervise matters pertaining to the accounting of
48 | funds, except as otherwise provided by law. Enforcement
49 | mechanisms involving financial or budgetary restrictions that
50 | ensure compliance with accounting procedures and financial
51 | requirements may be imposed as provided by general law.

52 | (d) The commissioner of agriculture shall have supervision
53 | of matters pertaining to agriculture except as otherwise
54 | provided by law.

55 | (e) The governor as chair, the chief financial officer,
56 | and the attorney general shall constitute the state board of

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57 administration, which shall succeed to all the power, control,
 58 and authority of the state board of administration established
 59 pursuant to Article IX, Section 16 of the Constitution of 1885,
 60 and which shall continue as a body at least for the life of
 61 Article XII, Section 9(c).

62 (f) The governor as chair, the chief financial officer,
 63 the attorney general, and the commissioner of agriculture shall
 64 constitute the trustees of the internal improvement trust fund
 65 and the land acquisition trust fund as provided by law.

66 (g) The governor as chair, the chief financial officer,
 67 the attorney general, and the commissioner of agriculture shall
 68 constitute the agency head of the Department of Law Enforcement.

69 BE IT FURTHER RESOLVED that the following statement be
 70 placed on the ballot:

71 CONSTITUTIONAL AMENDMENT

72 ARTICLE IV, SECTION 4

73 DUTIES OF THE CHIEF FINANCIAL OFFICER.—Proposing an
 74 amendment to the State Constitution to require the Chief
 75 Financial Officer to establish and maintain uniform accounting
 76 of funds for the legislative and judicial branches and all
 77 governmental entities and supervise such accounting, and to
 78 authorize the enforcement of financial and budgetary
 79 restrictions provided by law which ensure compliance with
 80 accounting procedures and financial requirements.