

Amendment No.

COMMITTEE/SUBCOMMITTEE ACTION

|                       |       |       |
|-----------------------|-------|-------|
| ADOPTED               | ___   | (Y/N) |
| ADOPTED AS AMENDED    | ___   | (Y/N) |
| ADOPTED W/O OBJECTION | ___   | (Y/N) |
| FAILED TO ADOPT       | ___   | (Y/N) |
| WITHDRAWN             | ___   | (Y/N) |
| OTHER                 | _____ |       |

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1 Committee/Subcommittee hearing bill: Judiciary Committee  
2 Representative Diaz, M. offered the following:

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4 **Amendment (with ballot and title amendments)**

5 Remove everything after the resolving clause and insert:  
6 That the following amendment to Section 1 of Article VIII of the  
7 State Constitution is agreed to and shall be submitted to the  
8 electors of this state for approval or rejection at the next  
9 general election or at an earlier special election specifically  
10 authorized by law for that purpose:

11 ARTICLE VIII

12 LOCAL GOVERNMENT

13 SECTION 1. Counties.—

14 (a) POLITICAL SUBDIVISIONS. The state shall be divided by  
15 law into political subdivisions called counties. Counties may be

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16 created, abolished or changed by law, with provision for payment  
17 or apportionment of the public debt.

18 (b) COUNTY FUNDS. The care, custody and method of  
19 disbursing county funds shall be provided by general law.

20 (c) GOVERNMENT. Pursuant to general or special law, a  
21 county government may be established by charter which shall be  
22 adopted, amended or repealed only upon vote of the electors of  
23 the county in a special election called for that purpose.

24 (d) COUNTY OFFICERS. There shall be elected by the  
25 electors of each county, for terms of four years, a sheriff, a  
26 tax collector, a property appraiser, a supervisor of elections,  
27 and a clerk of the circuit court; except, when provided by  
28 county charter or special law approved by vote of the electors  
29 of the county, a sheriff, a tax collector, a supervisor of  
30 elections, a property appraiser in any county other than Miami-  
31 Dade County, and a clerk of the circuit court ~~any county officer~~  
32 may be chosen in another manner therein specified, or such  
33 offices, other than a property appraiser in Miami-Dade County,  
34 ~~any county office~~ may be abolished when all the duties of the  
35 office prescribed by general law are transferred to another  
36 office. When not otherwise provided by county charter or special  
37 law approved by vote of the electors, the clerk of the circuit  
38 court shall be ex officio clerk of the board of county  
39 commissioners, auditor, recorder, and custodian of all county  
40 funds. Notwithstanding subsection 6(e) of this article, this

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41 subsection provides the exclusive manner for the selection of  
42 the property appraiser of Miami-Dade County. This subsection  
43 does not limit legislative authority to create, abolish, or  
44 change counties by law pursuant to section 1 of this article.

45 (e) COMMISSIONERS. Except when otherwise provided by  
46 county charter, the governing body of each county shall be a  
47 board of county commissioners composed of five or seven members  
48 serving staggered terms of four years. After each decennial  
49 census the board of county commissioners shall divide the county  
50 into districts of contiguous territory as nearly equal in  
51 population as practicable. One commissioner residing in each  
52 district shall be elected as provided by law.

53 (f) NON-CHARTER GOVERNMENT. Counties not operating under  
54 county charters shall have such power of self-government as is  
55 provided by general or special law. The board of county  
56 commissioners of a county not operating under a charter may  
57 enact, in a manner prescribed by general law, county ordinances  
58 not inconsistent with general or special law, but an ordinance  
59 in conflict with a municipal ordinance shall not be effective  
60 within the municipality to the extent of such conflict.

61 (g) CHARTER GOVERNMENT. Counties operating under county  
62 charters shall have all powers of local self-government not  
63 inconsistent with general law, or with special law approved by  
64 vote of the electors. The governing body of a county operating  
65 under a charter may enact county ordinances not inconsistent

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66 with general law. The charter shall provide which shall prevail  
67 in the event of conflict between county and municipal  
68 ordinances.

69 (h) TAXES; LIMITATION. Property situate within  
70 municipalities shall not be subject to taxation for services  
71 rendered by the county exclusively for the benefit of the  
72 property or residents in unincorporated areas.

73 (i) COUNTY ORDINANCES. Each county ordinance shall be  
74 filed with the custodian of state records and shall become  
75 effective at such time thereafter as is provided by general law.

76 (j) VIOLATION OF ORDINANCES. Persons violating county  
77 ordinances shall be prosecuted and punished as provided by law.

78 (k) COUNTY SEAT. In every county there shall be a county  
79 seat at which shall be located the principal offices and  
80 permanent records of all county officers. The county seat may  
81 not be moved except as provided by general law. Branch offices  
82 for the conduct of county business may be established elsewhere  
83 in the county by resolution of the governing body of the county  
84 in the manner prescribed by law. No instrument shall be deemed  
85 recorded until filed at the county seat, or a branch office  
86 designated by the governing body of the county for the recording  
87 of instruments, according to law.

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**B A L L O T A M E N D M E N T**

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91 Remove lines 91-101 and insert:

92 BE IT FURTHER RESOLVED that the following statement be placed on  
93 the ballot:

94 CONSTITUTIONAL AMENDMENT

95 ARTICLE VIII, SECTION 1

96 SELECTION OF THE PROPERTY APPRAISER IN MIAMI-DADE COUNTY.-

97 Proposing an amendment to the State Constitution to remove  
98 authority for a county charter to provide for choosing the  
99 property appraiser of Miami-Dade County in a manner other than  
100 by election or to abolish the office of property appraiser if  
101 all duties of the office prescribed by general law are  
102 transferred to another office. The amendment takes effect  
103 January 8, 2019, if approved.

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106 **T I T L E A M E N D M E N T**

107 Remove line 5 and insert:

108 provide for choosing the property appraiser of Miami-Dade County  
109 in a manner