

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Appropriations Committee
2 Representative Moskowitz offered the following:

Amendment (with ballot and title amendments)

Remove lines 23-53 and insert:

authorize, raise, or lower state taxes or fees.-

7 (a) SUPERMAJORITY VOTE REQUIRED TO IMPOSE OR AUTHORIZE NEW
8 STATE TAX OR FEE. No new state tax or fee may be imposed or
9 authorized by the legislature except through legislation
10 approved by two-thirds of the membership of each house of the
11 legislature and presented to the Governor for approval pursuant
12 to Article III, Section 8.

13 (b) SUPERMAJORITY VOTE REQUIRED TO RAISE OR LOWER STATE
14 TAXES OR FEES. No state tax or fee may be raised or lowered by
15 the legislature except through legislation approved by two-
16 thirds of the membership of each house of the legislature and

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17 presented to the Governor for approval pursuant to Article III,
18 Section 8.

19 (c) APPLICABILITY. This section does not authorize the
20 imposition of any state tax or fee otherwise prohibited by this
21 Constitution, and does not apply to any tax or fee imposed by,
22 or authorized to be imposed by, a county, municipality, school
23 board, or special district.

24 (d) DEFINITIONS. As used in this section, the following
25 terms shall have the following meanings:

26 (1) "Fee" means any charge or payment required by law,
27 including any fee for service, fee or cost for licenses, and
28 charge for service.

29 (2) "Lower" means:

30 a. To lower or authorize the lowering in the rate of a
31 state tax or fee imposed on a percentage or per mill basis;

32 b. To lower or authorize the lowering in the amount of a
33 state tax or fee imposed on a flat or fixed amount basis; or

34 c. To decrease or eliminate a state tax or fee or credit.

35 (3) "Raise" means:

36 a. To increase or authorize an increase in the rate of a
37 state tax or fee imposed on a percentage or per mill basis;

38 b. To increase or authorize an increase in the amount of a
39 state tax or fee imposed on a flat or fixed amount basis; or

40 c. To decrease or eliminate a state tax or fee exemption
41 or credit.

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42 (e) SINGLE-SUBJECT. A state tax or fee imposed,
43 authorized, raised, or lowered under this section must be
44 contained in a

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

48 Remove lines 60-111 and insert:

49 SUPERMAJORITY VOTE REQUIRED TO IMPOSE, AUTHORIZE, RAISE, OR
50 LOWER STATE TAXES OR FEES.—Prohibits the legislature from
51 imposing, authorizing, raising, or lowering a state tax or fee
52 except through legislation approved by a two-thirds vote of each
53 house of the legislature in a bill containing no other subject.
54 This proposal does not authorize a state tax or fee otherwise
55 prohibited by the Constitution and does not apply to fees or
56 taxes imposed or authorized to be imposed by a county,
57 municipality, school board, or special district.

58
59 BE IT FURTHER RESOLVED that the following statement be
60 placed on the ballot if a court declares the preceding statement
61 defective and the decision of the court is not reversed:

62 CONSTITUTIONAL AMENDMENT

63 ARTICLE VII, SECTION 19

64 SUPERMAJORITY VOTE REQUIRED TO IMPOSE, AUTHORIZE, RAISE, OR
65 LOWER STATE TAXES OR FEES.—Proposing the following amendment to
66 the State Constitution:

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67 ARTICLE VII

68 FINANCE AND TAXATION

69 SECTION 19. Supermajority vote required to impose,
70 authorize, raise, or lower state taxes or fees.-

71 (a) SUPERMAJORITY VOTE REQUIRED TO IMPOSE OR AUTHORIZE NEW
72 STATE TAX OR FEE. No new state tax or fee may be imposed or
73 authorized by the legislature except through legislation
74 approved by two-thirds of the membership of each house of the
75 legislature and presented to the Governor for approval pursuant
76 to Article III, Section 8.

77 (b) SUPERMAJORITY VOTE REQUIRED TO RAISE OR LOWER STATE
78 TAXES OR FEES. No state tax or fee may be raised or lowered by
79 the legislature except through legislation approved by two-
80 thirds of the membership of each house of the legislature and
81 presented to the Governor for approval pursuant to Article III,
82 Section 8.

83 (c) APPLICABILITY. This section does not authorize the
84 imposition of any state tax or fee otherwise prohibited by this
85 Constitution, and does not apply to any tax or fee imposed by,
86 or authorized to be imposed by, a county, municipality, school
87 board, or special district.

88 (d) DEFINITIONS. As used in this section, the following
89 terms shall have the following meanings:

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90 (1) "Fee" means any charge or payment required by law,
91 including any fee for service, fee or cost for licenses, and
92 charge for service.

93 (2) "Lower" means:

94 a. To lower or authorize the lowering in the rate of a
95 state tax or fee imposed on a percentage or per mill basis;

96 b. To lower or authorize the lowering in the amount of a
97 state tax or fee imposed on a flat or fixed amount basis; or

98 c. To decrease or eliminate a state tax or fee or credit.

99 (3) "Raise" means:

100 a. To increase or authorize an increase in the rate of a
101 state tax or fee imposed on a percentage or per mill basis;

102 b. To increase or authorize an increase in the amount of a
103 state tax or fee imposed on a flat or fixed amount basis; or

104 c. To decrease or eliminate a state tax or fee exemption
105 or credit.

106 (e) SINGLE-SUBJECT. A state tax or fee imposed,
107 authorized, raised, or lowered under this section must be
108 contained in a

109 -----
110
111 **T I T L E A M E N D M E N T**

112 Remove lines 5-10 and insert:

113 raised, or lowered by the legislature except through legislation
114 approved by two-thirds of the membership of each house of the

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115 legislature and presented to the Governor for approval;
116 providing for applicability; providing definitions; requiring
117 any tax or fee imposed, authorized, raised, or lowered under
118 this section to be contained