

House Joint Resolution

A joint resolution proposing the creation of Section 22 of Article III and Section 40 of Article XII of the State Constitution to require a supermajority of each house to approve a general law preempting a subject of legislation to the state; providing an effective date.

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

That the following creation of Section 22 of Article III and Section 40 of Article XII of the State Constitution are 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 III

Legislature

SECTION 22. Preemption to the state.—The legislature may not, except by a general law passed by a two-thirds vote of each house, preempt to the state a field of regulation or other subject of legislation not preempted to it by this Constitution.

ARTICLE XII

Schedule

26 SECTION 40. Preemption to the state.—This section and
 27 section 22 of Article III requiring a supermajority for a
 28 general law that preempts a subject of legislation to the state
 29 shall take effect January 1, 2021.

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 31 BE IT FURTHER RESOLVED that the following statement be
 32 placed on the ballot:

33 CONSTITUTIONAL AMENDMENT
 34 ARTICLE III, SECTION 22
 35 ARTICLE XII, SECTION 40

36 LEGISLATIVE PREEMPTION.—Proposing an amendment to the State
 37 Constitution to prohibit the Legislature from preempting to the
 38 state any subject of legislation unless it does so by a two-
 39 thirds vote of each house. Effective January 1, 2021.