

By the Committee on Ethics and Elections and Commissioner
Rundle

1 A proposal to revise
2 ARTICLE XI, ss. 3, 5, Fla. Const.; authorizing
3 the use of random samples to verify names on
4 initiative petitions and providing procedures
5 for submitting and verifying petitions.

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7 It is proposed by the Florida Constitution Revision Commission
8 that:

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10 Section 1. Sections 3 and 5 of Article XI of the
11 Florida Constitution are revised by amending those sections to
12 read:

13 ARTICLE XI
14 AMENDMENTS

15 SECTION 3. Initiative.--The power to propose the
16 revision or amendment of any portion or portions of this
17 constitution by initiative is reserved to the people, provided
18 that, any such revision or amendment, except for those
19 limiting the power of government to raise revenue, shall
20 embrace but one subject and matter directly connected
21 therewith. It may be invoked by filing with the secretary of
22 state a petition containing a copy of the proposed revision or
23 amendment, signed by a number of electors in each of one half
24 of the congressional districts of the state, and of the state
25 as a whole, equal to eight percent of the votes cast in each
26 of such districts respectively and in the state as a whole in
27 the last preceding election in which presidential electors
28 were chosen. Names on petitions may be verified using a
29 name-by-name, signature-by-signature check or by means of a
30 random sample as authorized by law.

31 SECTION 5. Amendment or revision election.--

1 (a) A proposed amendment to or revision of this
2 constitution, or any part of it, shall be submitted to the
3 electors at the next general election held more than ninety
4 days after the joint resolution, initiative petition or report
5 of revision commission, constitutional convention or taxation
6 and budget reform commission proposing it is filed with the
7 secretary of state, unless, pursuant to law enacted by the
8 affirmative vote of three-fourths of the membership of each
9 house of the legislature and limited to a single amendment or
10 revision, it is submitted at an earlier special election held
11 more than ninety days after such filing.

12 **(b) Petitions for an initiative pursuant to section 3**
13 **shall be submitted to the appropriate supervisor of elections**
14 **for verification as provided by law. Supervisors must submit**
15 **the results of their verification to the Secretary of State no**
16 **later than the 91st day prior to the general election.**

17 **(c)**~~(b)~~ Once in the tenth week, and once in the sixth
18 week immediately preceding the week in which the election is
19 held, the proposed amendment or revision, with notice of the
20 date of election at which it will be submitted to the
21 electors, shall be published in one newspaper of general
22 circulation in each county in which a newspaper is published.

23 **(d)**~~(c)~~ If the proposed amendment or revision is
24 approved by vote of the electors, it shall be effective as an
25 amendment to or revision of the constitution of the state on
26 the first Tuesday after the first Monday in January following
27 the election, or on such other date as may be specified in the
28 amendment or revision.

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