

By Commissioner Barkdull

1                                   A proposal to revise  
2       ARTICLE IV, s. 8, Fla. Const.; providing for  
3       the automatic restoration of a person's civil  
4       rights following completion of sentence and a  
5       subsequent period during which the person is  
6       free of arrest.

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

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11       Section 1. Section 8 of Article IV of the Florida  
12   Constitution is revised by amending that section to read:

13                                   ARTICLE IV

14                                   EXECUTIVE

15       SECTION 8. Clemency.--

16       (a) Except in cases of treason and in cases where  
17   impeachment results in conviction, the governor may, by  
18   executive order filed with the secretary of state, suspend  
19   collection of fines and forfeitures, grant reprieves not  
20   exceeding sixty days and, with the approval of three members  
21   of the cabinet, grant full or conditional pardons, restore  
22   civil rights, commute punishment, and remit fines and  
23   forfeitures for offenses.

24       (b) In cases of treason the governor may grant  
25   reprieves until adjournment of the regular session of the  
26   legislature convening next after the conviction, at which  
27   session the legislature may grant a pardon or further  
28   reprieve; otherwise the sentence shall be executed.

29       (c) There may be created by law a parole and probation  
30   commission with power to supervise persons on probation and to  
31   grant paroles or conditional releases to persons under

1 sentences for crime. The qualifications, method of selection  
2 and terms, not to exceed six years, of members of the  
3 commission shall be prescribed by law.

4 (d) Any person who has been convicted of a felony is  
5 entitled to the automatic restoration of his or her civil  
6 rights upon completion of the sentence imposed and after a  
7 subsequent time certain, set by the court, during which the  
8 person has been free of arrest.