

By Commissioner Corr

1 A proposal to revise
2 ARTICLE IV, ss. 4, 5, Fla. Const.; providing
3 membership of the Florida Cabinet and
4 qualifications for Cabinet members and for the
5 Governor and Lieutenant Governor.

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

9
10 Section 1. Section 4 of Article IV of the Florida
11 Constitution is revised by amending that section to read:

12 ARTICLE IV
13 EXECUTIVE

14 SECTION 4. Cabinet.--

15 (a) There shall be a cabinet composed of ~~a secretary~~
16 ~~of state~~, an attorney general, ~~a comptroller~~, a treasurer, ~~a~~
17 ~~commissioner of agriculture~~ and other members, not to exceed a
18 total of seven, as determined and appointed by the governor or
19 as prescribed by law ~~a commissioner of education~~. In addition
20 to the powers and duties specified herein, they shall exercise
21 such powers and perform such duties as may be prescribed by
22 law.

23 ~~(b) The secretary of state shall keep the records of~~
24 ~~the official acts of the legislative and executive~~
25 ~~departments.~~

26 ~~(b)(c)~~ The attorney general shall be the chief state
27 legal officer as provided by general law. ~~There is created in~~
28 ~~the office of the attorney general the position of statewide~~
29 ~~prosecutor. The statewide prosecutor shall have concurrent~~
30 ~~jurisdiction with the state attorneys to prosecute violations~~
31 ~~of criminal laws occurring or having occurred, in two or more~~

1 ~~judicial circuits as part of a related transaction, or when~~
2 ~~any such offense is affecting or has affected two or more~~
3 ~~judicial circuits as provided by general law. The statewide~~
4 ~~prosecutor shall be appointed by the attorney general from not~~
5 ~~less than three persons nominated by the judicial nominating~~
6 ~~commission for the supreme court, or as otherwise provided by~~
7 ~~general law.~~

8 ~~(d) The comptroller shall serve as the chief fiscal~~
9 ~~officer of the state, and shall settle and approve accounts~~
10 ~~against the state.~~

11 ~~(c)(e) The treasurer shall serve as the chief fiscal~~
12 ~~officer of the state, shall settle and approve accounts~~
13 ~~against the state, and shall keep all state funds and~~
14 ~~securities. He shall disburse state funds only upon the order~~
15 ~~of the comptroller. Such order may be in any form and may~~
16 ~~require the disbursement of state funds by electronic means or~~
17 ~~by means of a magnetic tape or any other transfer medium.~~

18 ~~(f) The commissioner of agriculture shall have~~
19 ~~supervision of matters pertaining to agriculture except as~~
20 ~~otherwise provided by law.~~

21 ~~(g) The commissioner of education shall supervise the~~
22 ~~public education system in the manner prescribed by law.~~

23 Section 2. Section 5 of Article IV of the Florida
24 Constitution is revised by amending that section to read:

25 ARTICLE IV

26 EXECUTIVE

27 SECTION 5. Election of governor, lieutenant governor
28 and cabinet members; qualifications; terms.--

29 (a) At a state-wide general election in each calendar
30 year the number of which is even but not a multiple of four,
31 the electors shall choose a governor and a lieutenant

1 governor, an attorney general, and a treasurer,~~and members of~~
2 ~~the cabinet~~ each for a term of four years beginning on the
3 first Tuesday after the first Monday in January of the
4 succeeding year. In the general election and in party
5 primaries, if held, all candidates for the offices of governor
6 and lieutenant governor shall form joint candidacies in a
7 manner prescribed by law so that each voter shall cast a
8 single vote for a candidate for governor and a candidate for
9 lieutenant governor running together.

10 (b) When elected, or appointed as prescribed by law,
11 the governor, lieutenant governor, and each cabinet member
12 must be an elector ~~not less than thirty years of age~~ who has
13 resided in the state for the preceding seven years. ~~The~~
14 ~~attorney general must have been a member of the bar of Florida~~
15 ~~for the preceding five years.~~ No person who has, or but for
16 resignation would have, served as governor or acting governor
17 for more than six years in two consecutive terms shall be
18 elected governor for the succeeding term.