

By Commissioner Connor

1 A proposal to revise
2 ARTICLE I, s. 5, Fla. Const.; providing that
3 the rights of electoral participation and
4 political association are fundamental and that
5 any law restricting such rights is subject to
6 strict judicial scrutiny.

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

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11 Section 1. Section 5 of Article I of the Florida
12 Constitution is revised by amending that section to read:

13 ARTICLE I

14 DECLARATION OF RIGHTS

15 SECTION 5. Right to assemble and associate.--The
16 people shall have the right peaceably to assemble, to instruct
17 their representatives, and to petition for redress of
18 grievances. The rights of electoral participation and
19 political association are fundamental. Any law burdening their
20 exercise is subject to strict judicial scrutiny for legitimacy
21 regarding ends and means, and must be supported by clear and
22 convincing evidence. Political choices and competition are
23 primary interests of the citizenry.