

By Commissioner Connor

1 A proposal to revise
2 ARTICLE I, s. 3, Fla. Const.; limiting
3 conditions for restrictions on the free
4 exercise of religion.
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6 It is proposed by the Florida Constitution Revision Commission
7 that:
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9 Section 1. Section 3 of Article I of the Florida
10 Constitution is revised by amending that section to read:
11 ARTICLE I
12 DECLARATION OF RIGHTS
13 SECTION 3. Religious freedom.--There shall be no law
14 respecting the establishment of religion or prohibiting or
15 penalizing the free exercise thereof. The state or any
16 political subdivision or agency thereof may not substantially
17 burden the free exercise of religion, even if the burden
18 results from a rule of general applicability, unless the state
19 demonstrates that application of the burden is in furtherance
20 of a compelling interest and is the least restrictive means of
21 furthering that compelling interest. The state or any
22 political subdivision or agency thereof may substantially
23 burden the free exercise of religion of any person
24 incarcerated within any correctional facility in the state
25 only if the burden is in furtherance of a substantial
26 penological interest and is the least restrictive means of
27 furthering that substantial penological interest. Religious
28 freedom shall not justify practices inconsistent with public
29 morals, peace or safety. No revenue of the state or any
30 political subdivision or agency thereof shall ever be taken
31 from the public treasury directly or indirectly in aid of any

1 church, sect, or religious denomination or in aid of any
2 sectarian institution.
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