



# Journal of the 1997-1998 Constitution Revision Commission

Number 26

Wednesday, February 25, 1998

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## CALL TO ORDER

The Commission was called to order by the Chairman at 9:09 a.m. A quorum was present—32:

Mr. Chairman	Connor	Jennings	Riley
Alfonso	Corr	Kogan	Rundle
Argiz	Crenshaw	Langley	Scott
Barkdull	Evans	Lowndes	Smith
Barnett	Evans-Jones	Mathis	Sundberg
Barton	Ford-Coates	Mills	Thompson
Brochin	Freidin	Morsani	Wetherington
Butterworth	Henderson	Nabors	Zack

Excused: Commissioners Anthony and West

## PRAYER

The following prayer was offered by Rev. Dr. Brant Copeland, First Presbyterian Church, Tallahassee:

Let us pray. Almighty God, you sit in judgment to declare what is just and right and have compassion on all people. Bless this nation and its leaders and especially the members of this Commission. Give them the spirit of wisdom and understanding, clear heads and a plenitude of patience that they may shift through opposing views and listen with respect. Help them to make decisions that reflect your justice and your desire that all may live in freedom and safety. We pray in the name of the one who will be our judge and for his love's sake. Amen.

## PLEDGE

Students from Bristol Middle School, Bristol, led the Commission in the pledge of allegiance to the flag of the United States of America.

## SPECIAL ORDER

### MOTION

On motion by Commissioner Barkdull, **Proposal 46** was withdrawn from further consideration.

## REPORTS OF COMMITTEES

### MOTION

On motion by Commissioner Mills, by two-thirds vote debate on proposals reported by the Style and Drafting Committee was limited to five minutes per side and two minutes for closing, for a total of 12 minutes.

Consideration of **Committee Substitute for Proposals 172 and 162** was deferred.

The Commission resumed consideration of—

**Proposal 152**—A proposal to revise ARTICLE XI, s. 2, Fla. Const.; amending the deadline by which the Constitution Revision Commission must file any proposed revision with the Secretary of State.

—which was previously considered February 24.

Pending **Amendment 1** by Commissioner Ford-Coates was withdrawn.

Commissioner Ford-Coates moved the following amendments which were adopted:

**Amendment 2**—On page 1, lines 15 and 16, delete all of said lines and insert:

(a) Within thirty days *before the convening of the 2017* ~~after the adjournment of the 1997~~ regular session of the legislature, and each twentieth

**Amendment 3**—On page 2, line 4, delete "*ninety one hundred eighty*" and insert: one hundred eighty

Commissioner Ford-Coates moved the following amendment which failed:

**Amendment 4**—On page 2, line 8, insert:

Section 2. Subsection (d) of Section 5 of Article XI of the Florida Constitution is created to read:

(d) *Notwithstanding the provisions of subsection (a), only constitution revision commission proposed amendments or revisions may appear on the general election ballot in those years in which commission proposals may be submitted, except that upon a finding of emergency, and pursuant to law enacted by the affirmative vote of three-fourths of the membership of each house of the legislature, the legislature may submit a proposed amendment or revision in such a year.*

On motion by Commissioner Barkdull, **Proposal 152** as amended was adopted, ordered engrossed and then recommitted to the Style and Drafting Committee. The vote was:

Yeas—29

Mr. Chairman	Connor	Kogan	Scott
Alfonso	Corr	Langley	Smith
Argiz	Evans	Lowndes	Thompson
Barkdull	Evans-Jones	Mathis	Wetherington
Barnett	Ford-Coates	Mills	Zack
Barton	Freidin	Morsani	
Brochin	Henderson	Nabors	
Butterworth	Jennings	Riley	

Nays—None

**Proposal 37**—A proposal to revise the Florida Constitution by adopting language that is not gender-specific.

—was read.

On motion by Commissioner Barkdull, further consideration of **Proposal 37** was deferred.

**Committee Substitute for Proposal 6**—A proposal to create ARTICLE VII, s. 19, Fla. Const.; providing limits on the adoption of exemptions and exclusions from the general state sales tax; reducing the rate of the general sales tax to 5 percent.

—was read.

Commissioner Nabors moved the following amendments to the proposal as engrossed which were adopted:

**Amendment 1**—On page 1, line 26, delete “may”

The vote was:

Yeas—17

Alfonso	Evans	Lowndes	Sundberg
Barkdull	Ford-Coates	Mills	Wetherington
Barton	Freidin	Nabors	
Brochin	Henderson	Rundle	
Butterworth	Kogan	Smith	

Nays—12

Argiz	Crenshaw	Mathis	Scott
Barnett	Evans-Jones	Morsani	Thompson
Corr	Langley	Riley	Zack

**Amendment 2**—On page 2, line 14, through page 3, line 6, delete those lines and insert:

*(c) REVENUE NEUTRALITY GUARANTEE.—The general state sales tax revenues estimated by the legislature in general appropriations bills for state fiscal year 2000-2001 shall not be less than the general state sales tax revenues collected during the prior fiscal year, as adjusted by average historical growth during the last five years. Any excess general state sales tax revenues for state fiscal years 2001-2002, 2002-2003, or 2003-2004 in excess of this revenue neutrality guarantee shall be appropriated to reduce the ad valorem millage fee for school purposes under the established public school formula.*

The vote was:

Yeas—16

Barkdull	Butterworth	Henderson	Rundle
Barnett	Evans-Jones	Lowndes	Smith
Barton	Ford-Coates	Nabors	Sundberg
Brochin	Freidin	Riley	Wetherington

Nays—14

Alfonso	Crenshaw	Langley	Thompson
Argiz	Evans	Mathis	Zack
Connor	Jennings	Morsani	
Corr	Kogan	Scott	

Commissioner Evans moved the following amendment to the proposal as engrossed which was adopted:

**Amendment 3**—On page 1, line 6, delete “percent.” and insert: percent for the state fiscal year 2000-2001

**MOTION**

On motion by Commissioner Mills, by two-thirds vote debate on **Committee Substitute for Proposal 6** was extended two-and-a-half minutes per side, for a total of five minutes.

Commissioner Nabors moved **Committee Substitute for Proposal 6** as amended which failed. The vote was:

Yeas—15

Barkdull	Evans-Jones	Lowndes	Smith
Barton	Ford-Coates	Mills	Sundberg
Brochin	Henderson	Nabors	Wetherington
Butterworth	Kogan	Rundle	

Nays—16

Alfonso	Corr	Jennings	Riley
Argiz	Crenshaw	Langley	Scott
Barnett	Evans	Mathis	Thompson
Connor	Freidin	Morsani	Zack

**Committee Substitute for Proposals 49, 103 and 185**—A proposal to revise ARTICLE VII, s. 3, Fla. Const.; revising the requirements for exempting municipally owned property; allowing the Legislature to exempt from taxation property owned by a municipality or special district and used for airport, seaport, or public purposes, as defined by law, and uses that are incidental thereto.

—was read.

Commissioner Scott moved the following amendment to the proposal as engrossed which was adopted:

**Amendment 1**—On page 1, lines 23-24, delete all of said lines and insert: *purposes, as defined by general law, and uses that are incidental thereto, may be exempted from taxation as provided by general law. A municipality,*

On motion by Commissioner Mills, **Committee Substitute for Proposals 49, 103 and 185** as amended was adopted, ordered engrossed and then recommitted to the Style and Drafting Committee. The vote was:

Yeas—28

Alfonso	Crenshaw	Langley	Rundle
Argiz	Evans	Lowndes	Scott
Barkdull	Ford-Coates	Mathis	Smith
Barton	Freidin	Mills	Sundberg
Butterworth	Henderson	Morsani	Thompson
Connor	Jennings	Nabors	Wetherington
Corr	Kogan	Riley	Zack

Nays—2

Brochin	Evans-Jones
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**COMMISSIONER LANGLEY PRESIDING**

**Proposal 120**—A proposal to revise ARTICLE VII, s. 9, Fla. Const.; providing a statewide millage cap for water management purposes.

—was read.

On motion by Commissioner Mills, further consideration of **Proposal 120** was deferred.

**Committee Substitute for Proposals 31 and 55**—A proposal to revise ARTICLE V, s. 14, Fla. Const.; providing for salaries, costs, and expenses of the judiciary, state attorneys, public defenders, and clerks of the circuit court, and their respective staffs, to be funded from state revenues appropriated by general law; providing for counties to fund the cost of construction, maintenance, utilities, and security of facilities for the judiciary, public defenders, state attorneys, and clerks of the circuit court, and their respective staffs.

—was read.

Commissioner Sundberg moved the following amendment to the proposal as engrossed which was adopted:

**Amendment 1**—On page 2, lines 21-29, delete those lines and insert: *Counties shall be required to fund the cost of communications*

services, existing radio systems, existing multi-agency criminal justice information systems, and the cost of construction or lease, maintenance, utilities, and security of facilities for the trial courts, public defenders' offices, state attorneys' offices, and the offices of the clerks of the circuit and county courts performing court-related functions. Counties shall also pay reasonable and necessary salaries and costs and expenses of the state courts system to meet local requirements as

On motion by Commissioner Sundberg, **Committee Substitute for Proposals 31 and 55** as amended was adopted, ordered engrossed and then recommitted to the Style and Drafting Committee. The vote was:

Yeas—30

Mr. Chairman	Corr	Kogan	Scott
Alfonso	Crenshaw	Lowndes	Smith
Argiz	Evans	Mathis	Sundberg
Barkdull	Evans-Jones	Mills	Thompson
Barnett	Ford-Coates	Morsani	Wetherington
Barton	Freidin	Nabors	Zack
Brochin	Henderson	Riley	
Connor	Jennings	Rundle	

Nays—None

The Commission resumed consideration of—

**Proposal 120**—A proposal to revise ARTICLE VII, s. 9, Fla. Const.; providing a statewide millage cap for water management purposes.

—which was previously considered this day.

Commissioner Henderson moved **Proposal 120** which failed. The vote was:

Yeas—13

Barkdull	Freidin	Lowndes	Nabors
Barnett	Henderson	Mathis	Riley
Brochin	Kogan	Morsani	Sundberg
Ford-Coates			

Nays—15

Mr. Chairman	Connor	Evans-Jones	Thompson
Alfonso	Corr	Jennings	Wetherington
Argiz	Crenshaw	Mills	Zack
Barton	Evans	Scott	

**CHAIRMAN DOUGLASS PRESIDING**

**Proposal 96**—A proposal to revise ARTICLE I, s. 5, Fla. Const.; prescribing types of communication that are within the purview of the people's right to instruct their representatives.

—was read.

The Style and Drafting Committee recommended the following amendment which was moved by Commissioner Barnett and adopted:

**Amendment 1**—On page 1, lines 10-25, delete all of said lines and insert:

Section 1. Section 7 of Article VIII of the Florida Constitution is created to read:

ARTICLE I  
DECLARATION OF RIGHTS

*SECTION 7. Ex parte communications.—The people shall have the right to address local government public officials without regard to ex parte communications considerations, in a manner consistent with ethics laws.*

On motion by Commissioner Nabors, **Proposal 96** as amended was adopted, ordered engrossed and then recommitted to the Style and Drafting Committee. The vote was:

Yeas—22

Alfonso	Corr	Jennings	Nabors
Argiz	Crenshaw	Langley	Riley
Barkdull	Evans	Lowndes	Rundle
Barnett	Evans-Jones	Mathis	Scott
Barton	Ford-Coates	Mills	
Butterworth	Henderson	Morsani	

Nays—7

Brochin	Kogan	Sundberg	Zack
Freidin	Smith	Wetherington	

Vote after roll call:

Yea—Thompson

**Proposal 99**—A proposal to revise ARTICLE VII, s. 18, Fla. Const.; providing that a county or municipality is not bound by any agency action or administrative rule that requires the expenditure of funds, reduces revenue raising authority, or reduces the percentage of shared state taxes.

—was read.

Commissioner Langley moved **Proposal 99** which failed. The vote was:

Yeas—9

Alfonso	Evans	Jennings	Lowndes
Corr	Ford-Coates	Langley	Scott
Crenshaw			

Nays—21

Argiz	Evans-Jones	Morsani	Thompson
Barkdull	Freidin	Nabors	Wetherington
Barnett	Henderson	Riley	Zack
Barton	Kogan	Rundle	
Brochin	Mathis	Smith	
Butterworth	Mills	Sundberg	

**Committee Substitute for Proposals 172 and 162**—A proposal to repeal ARTICLE III, s. 16, Fla. Const., relating to legislative apportionment and create ARTICLE II, s. 10, Fla. Const.; providing for a commission to establish legislative and congressional districts; providing for the appointment of members to the commission; requiring that the chief justice of the supreme court fill certain vacancies on the commission; requiring meetings and records of the commission to be open to the public; providing certain exceptions; requiring that the commission file its final report with the secretary of state within a specified period; requiring that the supreme court determine the validity of the plans; providing for the supreme court to establish the districts under specified circumstances; providing for the assignment of senatorial terms that are shortened as a result of apportionment; deleting requirements that the Legislature apportion the state into legislative districts.

—was read.

On motion by Commissioner Evans-Jones, **Committee Substitute for Proposals 172 and 162** was adopted and recommitted to the Style and Drafting Committee. The vote was:

Yeas—19

Mr. Chairman	Butterworth	Kogan	Sundberg
Barkdull	Evans-Jones	Mills	Thompson
Barnett	Ford-Coates	Nabors	Wetherington
Barton	Freidin	Riley	Zack
Brochin	Henderson	Smith	

Nays—11

Alfonso	Crenshaw	Langley	Morsani
Argiz	Evans	Lowndes	Scott
Corr	Jennings	Mathis	

The Commission resumed consideration of—

**Proposal 37**—A proposal to revise the Florida Constitution by adopting language that is not gender-specific.

—which was previously considered this day.

The Style and Drafting Committee recommended the following amendment which was moved by Commissioner Freidin and adopted:

**Amendment 1**—On page 1, lines 8-12, delete all of said lines and insert:

Section 1. Article I, Sections 4, 16(a) and 23; Article II, Section 5(b); Article III, Sections 3(f), 8(a) and (b), and 17(b) and (c); Article IV, Sections 1(a) and (c), 2, 3(b), 4(e), and 7(a); Article V, Sections 2(b), 3(a), 8, 10(a), 11(c), 17, 18, and 20(c), (d) and (e), Article VII, Section 6(b); Article IX, Section 5; Article X, Sections 3 and 4(a); Article XI, Sections 2(b) and (c) and 6(c) of the Florida Constitution are amended to read:

#### ARTICLE I DECLARATION OF RIGHTS

SECTION 4. Freedom of speech and press.—Every person may speak, write and publish his sentiments on all subjects but shall be responsible for the abuse of that right. No law shall be passed to restrain or abridge the liberty of speech or of the press. In all criminal prosecutions and civil actions for defamation the truth may be given in evidence. If the matter charged as defamatory is true and was published with good motives, the party shall be acquitted or exonerated.

SECTION 16. Rights of accused and of victims.—

(a) In all criminal prosecutions the accused shall, upon demand, be informed of the nature and cause of the accusation against him, and shall be furnished a copy of the charges, and shall have the right to have compulsory process for witnesses, to confront at trial adverse witnesses, to be heard in person, by counsel or both, and to have a speedy and public trial by impartial jury in the county where the crime was committed. If the county is not known, the indictment or information may charge venue in two or more counties conjunctively and proof that the crime was committed in that area shall be sufficient; but before pleading the accused may elect in which of those counties *the trial will take place* he will be tried. Venue for prosecution of crimes committed beyond the boundaries of the state shall be fixed by law.

SECTION 23. Right of privacy.—Every natural person has the right to be let alone and free from governmental intrusion into *the person's* his private life except as otherwise provided herein. This section shall not be construed to limit the public's right of access to public records and meetings as provided by law.

#### ARTICLE II GENERAL PROVISIONS

SECTION 5. Public officers.—

(b) Each state and county officer, before entering upon the duties of the office, shall give bond as required by law, and shall swear or affirm:

"I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the state; and that I will well and faithfully perform the duties of (title of office) on which I am now about to enter. So help me God."

and thereafter shall devote personal attention to the duties of the office, and continue in office until a his successor qualifies.

#### ARTICLE III LEGISLATURE

SECTION 3. Sessions of the legislature.—

(f) **ADJOURNMENT BY GOVERNOR.** If, during any regular or special session, the two houses cannot agree upon a time for adjournment, the governor may adjourn the session sine die or to any date within the period authorized for such session; provided that, at least twenty-four hours before adjourning the session, and he shall, while neither house is in recess, give each house *shall be given* formal written

notice of *the governor's* his intention to do so, and agreement reached within that period by both houses on a time for adjournment shall prevail.

SECTION 8. Executive approval and veto.—

(a) Every bill passed by the legislature shall be presented to the governor for his approval and shall become a law if *the governor* he approves and signs it, or fails to veto it within seven consecutive days after presentation. If during that period or on the seventh day the legislature adjourns sine die or takes a recess of more than thirty days, *the governor* he shall have fifteen consecutive days from the date of presentation to act on the bill. In all cases except general appropriation bills, the veto shall extend to the entire bill. The governor may veto any specific appropriation in a general appropriation bill, but may not veto any qualification or restriction without also vetoing the appropriation to which it relates.

(b) When a bill or any specific appropriation of a general appropriation bill has been vetoed, by the governor, he shall transmit his signed objections thereto to the house in which the bill originated if in session. If that house is not in session, *the governor* he shall file them with the secretary of state, who shall lay them before that house at its next regular or special session, and they shall be entered on its journal.

SECTION 17. Impeachment.—

(b) An officer impeached by the house of representatives shall be disqualified from performing any official duties until acquitted by the senate, and, unless ~~the governor is impeached~~, *the governor* he may by appointment fill the office until completion of the trial.

(c) All impeachments by the house of representatives shall be tried by the senate. The chief justice of the supreme court, or another justice designated by *the chief justice* him, shall preside at the trial, except in a trial of the chief justice, in which case the governor shall preside. The senate shall determine the time for the trial of any impeachment and may sit for the trial whether the house of representatives be in session or not. The time fixed for trial shall not be more than six months after the impeachment. During an impeachment trial senators shall be upon their oath or affirmation. No officer shall be convicted without the concurrence of two-thirds of the members of the senate present. Judgment of conviction in cases of impeachment shall remove the offender from office and, in the discretion of the senate, may include disqualification to hold any office of honor, trust or profit. Conviction or acquittal shall not affect the civil or criminal responsibility of the officer.

#### ARTICLE IV EXECUTIVE

SECTION 1. Governor.—

(a) The supreme executive power shall be vested in a governor, *who* He shall be commander-in-chief of all military forces of the state not in active service of the United States. *The governor* He shall take care that the laws be faithfully executed, commission all officers of the state and counties, and transact all necessary business with the officers of government. *The governor* He may require information in writing from all executive or administrative state, county or municipal officers upon any subject relating to the duties of their respective offices. The governor shall be the chief administrative officer of the state responsible for the planning and budgeting for the state.

(c) The governor may request in writing the opinion of the justices of the supreme court as to the interpretation of any portion of this constitution upon any question affecting *the* his executive powers and duties. The justices shall, subject to their rules of procedure, permit interested persons to be heard on the questions presented and shall render their written opinion not earlier than ten days from the filing and docketing of the request, unless in their judgment the delay would cause public injury.

SECTION 2. Lieutenant governor.—There shall be a lieutenant governor, *who* He shall perform such duties pertaining to the office of governor as shall be assigned to him by the governor, except when otherwise provided by law, and such other duties as may be prescribed by law.

SECTION 3. Succession to office of governor; acting governor.—

(b) Upon impeachment of the governor and until completion of trial thereof, or during his physical or mental incapacity, the lieutenant governor shall act as governor. Further succession as acting governor shall be prescribed by law. Incapacity to serve as governor may be determined by the supreme court upon due notice after docketing of a written suggestion thereof by four cabinet members, and in such case restoration of capacity shall be similarly determined after docketing of written suggestion thereof by the governor, the legislature or four cabinet members. Incapacity to serve as governor may also be established by certificate filed with the secretary of state by the governor declaring his incapacity for physical reasons to serve as governor, and in such case restoration of capacity shall be similarly established.

#### SECTION 4. Cabinet.—

(e) The treasurer shall keep all state funds and securities ~~and~~ He shall disburse state funds only upon the order of the comptroller. Such order may be in any form and may require the disbursement of state funds by electronic means or by means of a magnetic tape or any other transfer medium.

#### SECTION 7. Suspensions; filling office during suspensions.—

(a) By executive order stating the grounds and filed with the secretary of state, the governor may suspend from office any state officer not subject to impeachment, any officer of the militia not in the active service of the United States, or any county officer, for malfeasance, misfeasance, neglect of duty, drunkenness, incompetence, permanent inability to perform his official duties, or commission of a felony, and may fill the office by appointment for the period of suspension. The suspended officer may at any time before removal be reinstated by the governor.

### ARTICLE V JUDICIARY

#### SECTION 2. Administration; practice and procedure.—

(b) The chief justice of the supreme court shall be chosen by a majority of the members of the court. He shall be the chief administrative officer of the judicial system; ~~and~~ He shall have the power to assign justices or judges, including consenting retired justices or judges, to temporary duty in any court for which the judge is qualified and to delegate to a chief judge of a judicial circuit the power to assign judges for duty in that his respective circuit.

#### SECTION 3. Supreme court.—

(a) ORGANIZATION.—The supreme court shall consist of seven justices. Of the seven justices, each appellate district shall have at least one justice elected or appointed from the district to the supreme court who is a resident of the district at the time of the his original appointment or election. Five justices shall constitute a quorum. The concurrence of four justices shall be necessary to a decision. When recusals for cause would prohibit the court from convening because of the requirements of this section, judges assigned to temporary duty may be substituted for justices.

SECTION 8. Eligibility.—No person shall be eligible for office of justice or judge of any court unless the person he is an elector of the state and resides in the territorial jurisdiction of the his court. No justice or judge shall serve after attaining the age of seventy years except upon temporary assignment or to complete a term, one-half of which he has been served. No person is eligible for the office of justice of the supreme court or judge of a district court of appeal unless the person he is, and has been for the preceding ten years, a member of the bar of Florida. No person is eligible for the office of circuit judge unless the person he is, and has been for the preceding five years, a member of the bar of Florida. Unless otherwise provided by general law, no person is eligible for the office of county court judge unless the person he is, and has been for the preceding five years, a member of the bar of Florida. Unless otherwise provided by general law, a person shall be eligible for election or appointment to the office of county court judge in a county having a population of 40,000 or less if the person he is a member in good standing of the bar of Florida.

#### SECTION 10. Retention; election and terms.—

(a) Any justice of the supreme court or any judge of a district court of appeal may qualify for retention by a vote of the electors in the general

election next preceding the expiration of the justice's or judge's his term in the manner prescribed by law. If a justice or judge is ineligible or fails to qualify for retention, a vacancy shall exist in that office upon the expiration of the term being served by the justice or judge. When a justice of the supreme court or a judge of a district court of appeal so qualifies, the ballot shall read substantially as follows: "Shall Justice (or Judge) (name of justice or judge) of the (name of the court) be retained in office?" If a majority of the qualified electors voting within the territorial jurisdiction of the court vote to retain, the justice or judge shall be retained for a term of six years commencing on the first Tuesday after the first Monday in January following the general election. If a majority of the qualified electors voting within the territorial jurisdiction of the court vote to not retain, a vacancy shall exist in that office upon the expiration of the term being served by the justice or judge.

#### SECTION 11. Vacancies.—

(c) The nominations shall be made within thirty days from the occurrence of a vacancy unless the period is extended by the governor for a time not to exceed thirty days. The governor shall make the appointment within sixty days after the nominations have been certified to him.

SECTION 17. State attorneys.—In each judicial circuit a state attorney shall be elected for a term of four years. Except as otherwise provided in this constitution, the state attorney he shall be the prosecuting officer of all trial courts in that circuit and shall perform other duties prescribed by general law; provided, however, when authorized by general law, the violations of all municipal ordinances may be prosecuted by municipal prosecutors. A state attorney shall be an elector of the state and reside in the territorial jurisdiction of the circuit. He shall be and have been a member of the bar of Florida for the preceding five years. He shall devote full time to the his duties of the office; and, he shall not engage in the private practice of law. State attorneys shall appoint such assistant state attorneys as may be authorized by law.

SECTION 18. Public defenders.—In each judicial circuit a public defender shall be elected for a term of four years, who He shall perform duties prescribed by general law. A public defender shall be an elector of the state and reside in the territorial jurisdiction of the circuit and He shall be and have been a member of the Bar of Florida for the preceding five years. Public defenders shall appoint such assistant public defenders as may be authorized by law.

#### SECTION 20. Schedule to Article V.—

(c) After this article becomes effective, and until changed by general law consistent with sections 1 through 19 of this article:

(1) The supreme court shall have the jurisdiction immediately theretofore exercised by it, and it shall determine all proceedings pending before it on the effective date of this article.

(2) The appellate districts shall be those in existence on the date of adoption of this article. There shall be a district court of appeal in each district. The district courts of appeal shall have the jurisdiction immediately theretofore exercised by the district courts of appeal and shall determine all proceedings pending before them on the effective date of this article.

(3) Circuit courts shall have jurisdiction of appeals from county courts and municipal courts, except those appeals which may be taken directly to the supreme court; and they shall have exclusive original jurisdiction in all actions at law not cognizable by the county courts; of proceedings relating to the settlement of the estate of decedents and minors, the granting of letters testamentary, guardianship, involuntary hospitalization, the determination of incompetency, and other jurisdiction usually pertaining to courts of probate; in all cases in equity including all cases relating to juveniles; of all felonies and of all misdemeanors arising out of the same circumstances as a felony which is also charged; in all cases involving legality of any tax assessment or toll; in the action of ejectment; and in all actions involving the titles or boundaries or right of possession of real property. The circuit court may issue injunctions. There shall be judicial circuits which shall be the judicial circuits in existence on the date of adoption of this article. The chief judge of a circuit may authorize a county court judge to order emergency hospitalizations pursuant to Chapter 71-131, Laws of Florida, in the absence from the county of the circuit judge and the county court judge shall have the power to issue all temporary orders and temporary injunctions necessary or proper to the complete exercise of such jurisdiction.

(4) County courts shall have original jurisdiction in all criminal misdemeanor cases not cognizable by the circuit courts, of all violations of municipal and county ordinances, and of all actions at law in which the matter in controversy does not exceed the sum of two thousand five hundred dollars (\$2,500.00) exclusive of interest and costs, except those within the exclusive jurisdiction of the circuit courts. Judges of county courts shall be committing magistrates. The county courts shall have jurisdiction now exercised by the county judge's courts other than that vested in the circuit court by subsection (c)(3) hereof, the jurisdiction now exercised by the county courts, the claims court, the small claims courts, the small claims magistrates courts, magistrates courts, justice of the peace courts, municipal courts and courts of chartered counties, including but not limited to the counties referred to in Article VIII, sections 9, 10, 11 and 24 of the Constitution of 1885.

(5) Each judicial nominating commission shall be composed of the following:

a. Three members appointed by the Board of Governors of The Florida Bar from among The Florida Bar members who are actively engaged in the practice of law with offices within the territorial jurisdiction of the affected court, district or circuit;

b. Three electors who reside in the territorial jurisdiction of the court or circuit appointed by the governor; and

c. Three electors who reside in the territorial jurisdiction of the court or circuit and who are not members of the bar of Florida, selected and appointed by a majority vote of the other six members of the commission.

(6) No justice or judge shall be a member of a judicial nominating commission. A member of a judicial nominating commission may hold public office other than judicial office. No member shall be eligible for appointment to state judicial office so long as *that person* he is a member of a judicial nominating commission and for a period of two years thereafter. All acts of a judicial nominating commission shall be made with a concurrence of a majority of its members.

(7) The members of a judicial nominating commission shall serve for a term of four years except the terms of the initial members of the judicial nominating commissions shall expire as follows:

a. The terms of one member of category a. b. and c. in subsection (c)(5) hereof shall expire on July 1, 1974;

b. The terms of one member of category a. b. and c. in subsection (c)(5) hereof shall expire on July 1, 1975;

c. The terms of one member of category a. b. and c. in subsection (c)(5) hereof shall expire on July 1, 1976;

(8) All fines and forfeitures arising from offenses tried in the county court shall be collected, and accounted for by clerk of the court, and deposited in a special trust account. All fines and forfeitures received from violations of ordinances or misdemeanors committed within a county or municipal ordinances committed within a municipality within the territorial jurisdiction of the county court shall be paid monthly to the county or municipality respectively. If any costs are assessed and collected in connection with offenses tried in county court, all court costs shall be paid into the general revenue fund of the state of Florida and such other funds as prescribed by general law.

(9) Any municipality or county may apply to the chief judge of the circuit in which that municipality or county is situated for the county court to sit in a location suitable to the municipality or county and convenient in time and place to its citizens and police officers and upon such application said chief judge shall direct the court to sit in the location unless *the chief judge* he shall determine the request is not justified. If the chief judge does not authorize the county court to sit in the location requested, the county or municipality may apply to the supreme court for an order directing the county court to sit in the location. Any municipality or county which so applies shall be required to provide the appropriate physical facilities in which the county court may hold court.

(10) All courts except the supreme court may sit in divisions as may be established by local rule approved by the supreme court.

(11) A county court judge in any county having a population of 40,000 or less according to the last decennial census, shall not be required to be a member of the bar of Florida.

(12) Municipal prosecutors may prosecute violations of municipal ordinances.

(13) Justice shall mean a justice elected or appointed to the supreme court and shall not include any judge assigned from any court.

(d) When this article becomes effective:

(1) All courts not herein authorized, except as provided by subsection (d)(4) of this section shall cease to exist and jurisdiction to conclude all pending cases and enforce all prior orders and judgments shall vest in the court that would have jurisdiction of the cause if thereafter instituted. All records of and property held by courts abolished hereby shall be transferred to the proper office of the appropriate court under this article.

(2) Judges of the following courts, if their terms do not expire in 1973 and if they are eligible under subsection (d)(8) hereof, shall become additional judges of the circuit court for each of the counties of their respective circuits, and shall serve as such circuit judges for the remainder of the terms to which they were elected and shall be eligible for election as circuit judges thereafter. These courts are: civil court of record of Dade county, all criminal courts of record, the felony courts of record of Alachua, Leon and Volusia Counties, the courts of record of Broward, Brevard, Escambia, Hillsborough, Lee, Manatee and Sarasota Counties, the civil and criminal court of record of Pinellas County, and county judge's courts and separate juvenile courts in counties having a population in excess of 100,000 according to the 1970 federal census. On the effective date of this article, there shall be an additional number of positions of circuit judges equal to the number of existing circuit judges and the number of judges of the above named courts whose term expires in 1973. Elections to such offices shall take place at the same time and manner as elections to other state judicial offices in 1972 and the terms of such offices shall be for a term of six years. Unless changed pursuant to section nine of this article, the number of circuit judges presently existing and created by this subsection shall not be changed.

(3) In all counties having a population of less than 100,000 according to the 1970 federal census and having more than one county judge on the date of the adoption of this article, there shall be the same number of judges of the county court as there are county judges existing on that date unless changed pursuant to section 9 of this article.

(4) Municipal courts shall continue with their same jurisdiction until amended or terminated in a manner prescribed by special or general law or ordinances, or until January 3, 1977, whichever occurs first. On that date all municipal courts not previously abolished shall cease to exist. Judges of municipal courts shall remain in office and be subject to reappointment or reelection in the manner prescribed by law until said courts are terminated pursuant to the provisions of this subsection. Upon municipal courts being terminated or abolished in accordance with the provisions of this subsection, the judges thereof who are not members of the bar of Florida, shall be eligible to seek election as judges of county courts of their respective counties.

(5) Judges, holding elective office in all other courts abolished by this article, whose terms do not expire in 1973 including judges established pursuant to Article VIII, sections 9 and 11 of the Constitution of 1885 shall serve as judges of the county court for the remainder of the term to which they were elected. Unless created pursuant to section 9, of this Article V such judicial office shall not continue to exist thereafter.

(6) By March 21, 1972, the supreme court shall certify the need for additional circuit and county judges. The legislature in the 1972 regular session may by general law create additional offices of judge, the terms of which shall begin on the effective date of this article. Elections to such offices shall take place at the same time and manner as election to other state judicial offices in 1972.

(7) County judges of existing county judge's courts and justices of the peace and magistrates' court who are not members of bar of Florida shall be eligible to seek election as county court judges of their respective counties.

(8) No judge of a court abolished by this article shall become or be eligible to become a judge of the circuit court unless *the judge* he has been a member of bar of Florida for the preceding five years.

(9) The office of judges of all other courts abolished by this article shall be abolished as of the effective date of this article.

(10) The offices of county solicitor and prosecuting attorney shall stand abolished, and all county solicitors and prosecuting attorneys holding such offices upon the effective date of this article shall become and serve as assistant state attorneys for the circuits in which their counties are situate for the remainder of their terms, with compensation not less than that received immediately before the effective date of this article.

(e) LIMITED OPERATION OF SOME PROVISIONS.—

(1) All justices of the supreme court, judges of the district courts of appeal and circuit judges in office upon the effective date of this article shall retain their offices for the remainder of their respective terms. All members of the judicial qualifications commission in office upon the effective date of this article shall retain their offices for the remainder of their respective terms. Each state attorney in office on the effective date of this article shall retain ~~the his~~ office for the remainder of ~~the his~~ term.

(2) No justice or judge holding office immediately after this article becomes effective who held judicial office on July 1, 1957, shall be subject to retirement from judicial office because of age pursuant to section 8 of this article.

ARTICLE VII  
FINANCE AND TAXATION

SECTION 6. Homestead exemptions.—

(b) Not more than one exemption shall be allowed any individual or family unit or with respect to any residential unit. No exemption shall exceed the value of the real estate assessable to the owner or, in case of ownership through stock or membership in a corporation, the value of the proportion which ~~the his~~ interest in the corporation bears to the assessed value of the property.

ARTICLE IX  
EDUCATION

SECTION 5. Superintendent of schools.—In each school district there shall be a superintendent of schools ~~who. He~~ shall be elected at the general election in each year the number of which is a multiple of four for a term of four years; or, when provided by resolution of the district school board, or by special law, approved by vote of the electors, the district school superintendent in any school district shall be employed by the district school board as provided by general law. The resolution or special law may be rescinded or repealed by either procedure after four years.

ARTICLE X  
MISCELLANEOUS

SECTION 3. Vacancy in office.—Vacancy in office shall occur upon the creation of an office, upon the death, ~~of the incumbent or his~~ removal from office, or resignation ~~of the incumbent or the incumbent's~~, succession to another office, unexplained absence for sixty consecutive days, or failure to maintain the residence required when elected or appointed, and upon failure of one elected or appointed to office to qualify within thirty days from the commencement of the term.

SECTION 4. Homestead; exemptions.—

(a) There shall be exempt from forced sale under process of any court, and no judgment, decree or execution shall be a lien thereon, except for the payment of taxes and assessments thereon, obligations contracted for the purchase, improvement or repair thereof, or obligations contracted for house, field or other labor performed on the realty, the following property owned by a natural person:

(1) a homestead, if located outside a municipality, to the extent of one hundred sixty acres of contiguous land and improvements thereon, which shall not be reduced without the owner's consent by reason of subsequent inclusion in a municipality; or if located within a municipality, to the extent of one-half acre of contiguous land, upon which the exemption shall be limited to the residence of the owner or ~~the owner's his~~ family;

(2) personal property to the value of one thousand dollars.

ARTICLE XI  
AMENDMENTS

SECTION 2. Revision commission.—

(b) The governor shall designate one member of the commission as its ~~chairperson chairman~~. Vacancies in the membership of the commission shall be filled in the same manner as the original appointments.

(c) Each constitution revision commission shall convene at the call of its ~~chairperson chairman~~, adopt its rules of procedure, examine the constitution of the state, hold public hearings, and, not later than one hundred eighty days prior to the next general election, file with the secretary of state its proposal, if any, of a revision of this constitution or any part of it.

SECTION 6. Taxation and budget reform commission.—

(c) At its initial meeting, the members of the commission shall elect a member who is not a member of the legislature to serve as ~~chairperson chairman~~ and the commission shall adopt its rules of procedure. Thereafter, the commission shall convene at the call of the ~~chairperson chairman~~. An affirmative vote of two thirds of the full commission and the concurrence of a majority of the members appointed by the governor pursuant to paragraph (a)(1), a concurrence of a majority of the members appointed by the speaker of the house of representatives pursuant to paragraph (a)(2), and a concurrence of a majority of the members appointed by the president of the senate pursuant to paragraph (a)(2) shall be necessary for any revision of this constitution or any part of it to be proposed by the commission.

On motion by Commissioner Freidin, **Proposal 37** as amended was adopted, ordered engrossed and then recommitted to the Style and Drafting Committee. The vote was:

Yeas—25

Mr. Chairman	Crenshaw	Mathis	Sundberg
Barkdull	Ford-Coates	Mills	Thompson
Barnett	Freidin	Morsani	Wetherington
Barton	Henderson	Nabors	Zack
Brochin	Jennings	Riley	
Butterworth	Kogan	Scott	
Corr	Lowndes	Smith	

Nays—2

Evans Langley

COMMITTEE MEETING CHANGE

Commissioner Mills announced that the Style and Drafting Committee would meet upon adjournment.

RECESS

On motion by Commissioner Barkdull, the Commission recessed at 11:51 a.m. to reconvene at 1:15 p.m.

AFTERNOON SESSION

The Commission was called to order by the Chairman at 1:22 p.m. A quorum present—31:

Mr. Chairman	Corr	Kogan	Rundle
Alfonso	Crenshaw	Langley	Scott
Argiz	Evans	Lowndes	Smith
Barkdull	Evans-Jones	Mathis	Sundberg
Barnett	Ford-Coates	Mills	Thompson
Barton	Freidin	Morsani	Wetherington
Brochin	Henderson	Nabors	Zack
Butterworth	Jennings	Riley	

REPORTS OF COMMITTEES, continued

MOTION

On motion by Commissioner Barkdull, the rules were waived and **Proposal 166** was placed after **Proposal 181** for consideration this day.

On motion by Commissioner Sundberg, consideration of **Proposal 2** was deferred.

Nays—1  
Evans

**Proposal 5**—A proposal to revise ARTICLE I, s. 2, Fla. Const.; prohibiting discrimination based on national origin.

—was read.

On motion by Commissioner Zack, on behalf of Commissioner Planas, **Proposal 5** was adopted and recommitted to the Style and Drafting Committee. The vote was:

Yeas—28

Argiz	Crenshaw	Langley	Rundle
Barkdull	Evans-Jones	Lowndes	Scott
Barnett	Ford-Coates	Mathis	Smith
Barton	Freidin	Mills	Sundberg
Brochin	Henderson	Morsani	Thompson
Butterworth	Jennings	Nabors	Wetherington
Corr	Kogan	Riley	Zack

Nays—None

**Proposal 11**—A proposal to revise ARTICLE I, s. 2, Fla. Const.; providing that persons may not be deprived of their rights because of gender.

—was read.

**MOTION**

On motion by Commissioner Mills, by two-thirds vote, debate on **Proposal 11** was extended two-and-a-half minutes per side, for a total of five minutes.

On motion by Commissioner Freidin, **Proposal 11** was adopted and recommitted to the Style and Drafting Committee. The vote was:

Yeas—20

Mr. Chairman	Ford-Coates	Lowndes	Scott
Argiz	Freidin	Mills	Smith
Barnett	Henderson	Morsani	Sundberg
Butterworth	Jennings	Riley	Wetherington
Crenshaw	Kogan	Rundle	Zack

Nays—11

Alfonso	Brochin	Evans-Jones	Nabors
Barkdull	Corr	Langley	Thompson
Barton	Evans	Mathis	

**Committee Substitute for Proposal 14**—A proposal to revise ARTICLE I, s. 2, Fla. Const.; changing the term “physical handicap” to “physical disability.”

—was read.

On motion by Commissioner Freidin, **Committee Substitute for Proposal 14** was adopted and recommitted to the Style and Drafting Committee. The vote was:

Yeas—29

Alfonso	Crenshaw	Lowndes	Smith
Argiz	Evans-Jones	Mathis	Sundberg
Barkdull	Ford-Coates	Mills	Thompson
Barnett	Freidin	Morsani	Wetherington
Barton	Henderson	Nabors	Zack
Brochin	Jennings	Riley	
Butterworth	Kogan	Rundle	
Corr	Langley	Scott	

**Proposal 2**—A proposal to revise ARTICLE I, s. 2, Fla. Const.; authorizing governmental agencies to take actions to remedy the effects of past discrimination in the areas of public employment, public housing, public accommodations, public education, and the public procurement of goods and services.

—was read.

Commissioner Sundberg moved the following amendment to the proposal as engrossed which was adopted:

**Amendment 1**—On page 1, line 23, insert after person: , *female or male*,

Commissioner Mathis moved the following amendment to the proposal as engrossed which was adopted:

**Amendment 2**—On page 1, line 23, delete after person: , *female or male*,

The vote was:

Yeas—21

Alfonso	Crenshaw	Langley	Scott
Barkdull	Evans	Lowndes	Thompson
Barton	Evans-Jones	Mathis	Zack
Butterworth	Ford-Coates	Morsani	
Connor	Henderson	Nabors	
Corr	Jennings	Rundle	

Nays—8

Argiz	Brochin	Kogan	Sundberg
Barnett	Freidin	Riley	Wetherington

**MOTION**

On motion by Commissioner Mills, the debate time for proponents of **Proposal 2** was extended to equal the debate time allowed opponents of the proposal.

On motion by Commissioner Sundberg, **Proposal 2** as amended was adopted, ordered engrossed and then recommitted to the Style and Drafting Committee. The vote was:

Yeas—21

Mr. Chairman	Ford-Coates	Mills	Thompson
Argiz	Freidin	Nabors	Wetherington
Barnett	Henderson	Riley	Zack
Butterworth	Jennings	Rundle	
Connor	Kogan	Smith	
Evans-Jones	Mathis	Sundberg	

Nays—10

Alfonso	Brochin	Evans	Lowndes
Barkdull	Corr	Langley	Morsani
Barton	Crenshaw		

**Proposal 58**—A proposal to revise ARTICLE I, s. 21, Fla. Const.; providing that the right to recover in an action for personal injury or death may not be denied because of age.

—was read.

Commissioner Zack moved **Proposal 58** which failed. The vote was:

Yeas—11

Argiz	Freidin	Mathis	Sundberg
Connor	Kogan	Rundle	Zack
Evans	Langley	Smith	



Nays—20

Mr. Chairman	Brochin	Ford-Coates	Nabors
Alfonso	Butterworth	Henderson	Riley
Barkdull	Corr	Jennings	Scott
Barnett	Crenshaw	Lowndes	Thompson
Barton	Evans-Jones	Morsani	Wetherington

Yeas—21

Alfonso	Corr	Kogan	Sundberg
Argiz	Evans	Langley	Wetherington
Barnett	Evans-Jones	Lowndes	Zack
Barton	Freidin	Morsani	
Brochin	Henderson	Riley	
Connor	Jennings	Smith	

**MOTION TO RECONSIDER**

Commissioner Connor moved that the Commission reconsider the vote by which **Proposal 59** as amended failed February 24. The motion was placed on the calendar.

Nays—9

Barkdull	Ford-Coates	Nabors	Scott
Butterworth	Mathis	Rundle	Thompson
Crenshaw			

**RECONSIDERATION**

**Proposal 59**—A proposal to revise ARTICLE X, s. 13, Fla. Const.; providing limitations upon the amount of damages payable by the state when a court finds the state liable; providing for a bad-faith surcharge; placing a limit on attorney’s fees.

**Proposal 187**—A proposal to revise ARTICLE I, s. 3, Fla. Const.; limiting conditions for restrictions on the free exercise of religion.

—was read.

**COMMISSIONER THOMPSON PRESIDING**

On motion by Commissioner Connor, **Proposal 187** was adopted and recommitted to the Style and Drafting Committee. The vote was:

Yeas—18

Alfonso	Corr	Langley	Smith
Argiz	Evans	Lowndes	Sundberg
Barton	Ford-Coates	Mathis	Zack
Brochin	Henderson	Mills	
Connor	Jennings	Scott	

Nays—7

Barkdull	Butterworth	Kogan	Riley
Barnett	Freidin	Nabors	

**CHAIRMAN DOUGLASS PRESIDING**

**Proposal 24**—A proposal to revise ARTICLE IV, s. 8, Fla. Const.; requiring that a state prisoner serve at least 85 percent of his or her term of imprisonment, unless granted pardon or clemency; prohibiting the reduction of a prisoner’s sentence by more than 15 percent; requiring that a state prisoner sentenced to life imprisonment be incarcerated for the remainder of his or her natural life, unless granted pardon or clemency.

—was read.

On motion by Commissioner Rundle, **Proposal 24** was adopted and recommitted to the Style and Drafting Committee. The vote was:

Yeas—17

Alfonso	Crenshaw	Mathis	Thompson
Argiz	Evans	Mills	Zack
Barton	Evans-Jones	Riley	
Butterworth	Ford-Coates	Rundle	
Corr	Jennings	Scott	

Nays—14

Barkdull	Freidin	Lowndes	Sundberg
Barnett	Henderson	Morsani	Wetherington
Brochin	Kogan	Nabors	
Connor	Langley	Smith	

**MATTERS ON RECONSIDERATION**

Commissioner Connor moved to waive the rules to allow consideration of the pending motion to reconsider **Proposal 59** as amended. The motion was adopted.

The motion by Commissioner Connor to reconsider the vote by which **Proposal 59** as amended failed February 24 was taken up and adopted. The vote was:

—was read.

Commissioner Lowndes moved the following amendment which was adopted:

**Amendment 6**—Delete everything after the proposing clause and insert:

Section 1. Section 13 of Article X of the Florida Constitution is revised by amending that section to read:

ARTICLE X  
MISCELLANEOUS

SECTION 13. Suits against the state.—Provision may be made by general law for bringing suit against the state as to all liabilities now existing or hereafter originating. *When a tort suit claims damages in excess of the amount permitted by the limited waiver of sovereign immunity established by general law, the claimant may elect to submit such claim to arbitration in accordance with procedures established by general law. Sovereign immunity is waived for such arbitration decisions to the extent of \$500,000, unless such amount is increased by general law.*

And the title is amended as follows:

Delete everything before the proposing clause and insert: A proposal to revise ARTICLE X, s. 13, Fla. Const., relating to suits against the state; providing for arbitration of certain tort claims; providing a limit on the waiver of sovereign immunity for claims submitted to arbitration.

On motion by Commissioner Connor, **Proposal 59** as amended was adopted, ordered engrossed and then committed to the Style and Drafting Committee. The vote was:

Yeas—19

Mr. Chairman	Corr	Kogan	Smith
Barnett	Evans	Langley	Sundberg
Barton	Freidin	Lowndes	Wetherington
Brochin	Henderson	Mills	Zack
Connor	Jennings	Morsani	

Nays—11

Alfonso	Butterworth	Mathis	Rundle
Argiz	Evans-Jones	Nabors	Thompson
Barkdull	Ford-Coates	Riley	

**RECESS**

The Chairman declared the Commission in informal recess at 4:09 p.m. to reconvene at 4:20 p.m.

**CALL TO ORDER**

The Commission was called to order by the Chairman at 4:21 p.m. A quorum was present.

MOTION

Commissioner Langley moved that the time of recess be extended until completion of proposals on the calendar. The motion failed. The vote was:

Yeas—12

Butterworth	Henderson	Langley	Rundle
Connor	Jennings	Mathis	Scott
Crenshaw	Kogan	Nabors	Thompson

Nays—15

Mr. Chairman	Barton	Freidin	Riley
Alfonso	Corr	Lowndes	Sundberg
Barkdull	Evans	Mills	Zack
Barnett	Ford-Coates	Morsani	

REPORTS OF COMMITTEES, continued

**Proposal 167**—A proposal to revise ARTICLE VIII, s. 5, Fla. Const.; authorizing each county to require a background check and waiting period in connection with the sale of any firearm; defining the term "sale."

—was read.

Commissioner Alfonso moved the following amendment to the proposal as engrossed which was adopted:

**Amendment 1**—On page 1, line 30, after "firearm" insert: *when any part of the transaction is conducted on property to which the public has the right of access*

COMMISSIONER JENNINGS PRESIDING

Commissioner Barkdull moved the following amendment to the proposal as engrossed which failed:

**Amendment 2**—On page 1, lines 27 and 30, and on page 2, line 2, delete "firearms" and insert: *handgun*

And the title is amended as follows:

On page 1, line 5, delete "firearm" and insert: *handgun*

MOTION

On motion by Commissioner Barkdull, time of recess was extended until completion of **Proposal 167** and announcements.

On motion by Commissioner Rundle, **Proposal 167** as amended was adopted, ordered engrossed and then recommitted to the Style and Drafting Committee. The vote was:

Yeas—20

Mr. Chairman	Butterworth	Kogan	Riley
Alfonso	Evans-Jones	Lowndes	Rundle
Argiz	Ford-Coates	Mathis	Smith
Barnett	Freidin	Morsani	Sundberg
Brochin	Henderson	Nabors	Zack

Nays—9

Barkdull	Corr	Evans	Langley
Barton	Crenshaw	Jennings	Thompson
Connor			

COMMITTEE MEETING CHANGE

Commissioner Barkdull announced that the Rules and Administration Committee would meet upon adjournment.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of February 24 was corrected and approved.

RECESS

On motion by Commissioner Barkdull, the Commission recessed at 5:06 p.m. for the purpose of holding committee meetings and conducting other Commission business to reconvene at 9:00 a.m., Thursday, February 26, 1998.

PAGES

February 25

Under the direction of their advisor, Donna Summers, the following students from Bristol Middle School in Liberty County served as pages: Ashley Hill, Ricky Mayo, Leann Nobles, Jennifer Proctor, Erica Spivey and Charles Steward.

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**CONSTITUTION REVISION COMMISSION  
B-11 HISTORIC CAPITOL  
400 SOUTH MONROE STREET  
TALLAHASSEE, FLORIDA 32399-1300**