

By Commissioner Thurlow-Lippisch

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1                   A proposal to amend  
2           Section 7 of Article II of the State Constitution to  
3           establish that every person has a right to a clean and  
4           healthful environment.

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6 Be It Proposed by the Constitution Revision Commission of  
7 Florida:

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9           Section 7 of Article II of the State Constitution is  
10          amended to read:

11                                   ARTICLE II

12   GENERAL PROVISIONS

13           SECTION 7. Natural resources and scenic beauty.—

14           (a) It shall be the policy of the state to conserve and  
15          protect its natural resources and scenic beauty. Adequate  
16          provision shall be made by law for the abatement of air and  
17          water pollution and of excessive and unnecessary noise and for  
18          the conservation and protection of natural resources.

19           (b) Those in the Everglades Agricultural Area who cause  
20          water pollution within the Everglades Protection Area or the  
21          Everglades Agricultural Area shall be primarily responsible for  
22          paying the costs of the abatement of that pollution. For the  
23          purposes of this subsection, the terms "Everglades Protection  
24          Area" and "Everglades Agricultural Area" shall have the meanings  
25          as defined in statutes in effect on January 1, 1996.

26           (c) The natural resources of the state are the legacy of  
27          present and future generations. Every person has a right to a  
28          clean and healthful environment, including clean air and water;  
29          control of pollution; and the conservation and restoration of  
30          the natural, scenic, historic, and aesthetic values of the  
31          environment as provided by law. Any person may enforce this  
32          right against any party, public or private, subject to

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reasonable limitations, as provided by law.