

**In the Matter Of:**  
**CONSTITUTION REVISION COMMISSION**

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**HEARING**  
*April 26, 2017*

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PUBLIC HEARING OF THE  
CONSTITUTION REVISION COMMISSION

DATE: Wednesday, April 26, 2017  
TIME: 5:00 p.m. - 8:45 p.m.  
PLACE: University of Florida  
Curtis M. Phillips Center  
for the Performing Arts  
3201 Hull Road  
Gainesville, Florida 32611  
REPORTER: Debora M. Holloway

PRESENT:

- Chairman Carlos Beruff
- Commissioner Jose "Pepe" Armas
- Commissioner Pam Bondi
- Commissioner Lisa Carlton
- Commissioner Timothy Cerio
- Commissioner Erika Donalds
- Commissioner Don Gaetz
- Commissioner Emery Gainey
- Commissioner Anna Marie Hernandez Gamez
- Commissioner Brecht Heuchan
- Commissioner Marva Johnson
- Commissioner Darlene Jordan
- Commissioner Arthenia Joyner
- Commissioner Belinda Keiser
- Commissioner Frank Kruppenbacher
- Commissioner Gary Lester
- Commissioner Patricia Levesque
- Commissioner Roberto "Bobby" Martinez
- Commissioner Rich Newsome
- Commissioner Chris Nocco
- Commissioner Jimmy Patronis
- Commissioner Sherry Plymale
- Commissioner William "Bill" Schifino, Jr.
- Commissioner Chris Smith
- Commissioner Bob Solari
- Commissioner John Stemberger
- Commissioner Pam Stewart
- Commissioner Jacqui Thurlow-Lippisch
- Commissioner Carolyn Timmann
- Commissioner T. Nicole Washington

1 THEREUPON, the following hearing was had:

2 CHAIRMAN BERUFF: Welcome to the public  
3 hearing in Gainesville for the Constitution  
4 Revision Commission commonly known as the CRC.  
5 My name's Carlos Beruff and I was appointed by  
6 Rick Scott as a chairman of this commission. And  
7 I am joined by the following commissioners. If I  
8 follow the script right, I won't forget anyone.

9 To my left, immediate left, is Attorney  
10 General Pam Bondi; Commissioner Cerio;  
11 Commissioner Gamez; Commissioner Gaetz;  
12 Commissioner Martinez; Commissioner Plymale;  
13 Commissioner Timmann, Commissioner Schifino.

14 To my right is Commissioner Newsome;  
15 Commissioner Kruppenbacher; Commissioner Smith;  
16 Commissioner Keiser; Commissioner  
17 Thurlow-Lippisch; Commissioner Levesque and  
18 Commissioner Nocco.

19 Behind me to my right, Commissioner Armas;  
20 Commissioner Joyner; Commissioner Solari;  
21 Commissioner Carlton; Commissioner Heuchan;  
22 Commissioner Johnson.

23 And to my left we have Commissioner  
24 Washington; Commissioner Stemberger; Commissioner  
25 Gainey, Commissioner Stewart; Commissioner

1 Lester; Commissioner Jordon; Commissioner  
2 Patronis and Commissioner Donalds.

3 We're going to be led -- first we would like  
4 to thank the University of Florida for allowing  
5 this meeting at the prettiest venue we have  
6 attended for this meeting. Thank you.

7 Commissioner Lester will lead us in an  
8 invocation.

9 (The prayer and pledge was had.)

10 CHAIRMAN BERUFF: As soon as you come into  
11 this town you know you're in Gator country. As  
12 you know, Florida is the only nation -- the only  
13 state in the nation that has this process where  
14 one individual can come before this commission  
15 with a good idea and they can make it on the  
16 ballot and then it can be put before all  
17 Floridians to vote, and if the 60 percent  
18 majority so chooses, one individual in the public  
19 hearing can change the constitution of the state.

20 It's a unique -- and a process that we think  
21 is worth keeping. Some people question our  
22 ability to do that, but at the end of the day we  
23 have no power, all we do is get your ideas on the  
24 ballot, and 60 percent of voting Floridians in  
25 2018 can make that difference.

1           The last CRC met in 1997, '98. There were 5  
2 million fewer Floridians, and social media didn't  
3 exist. So a lot of changes have occurred in 20  
4 years. Today is an opportunity to hear you. And  
5 we have some basic rules. If you would please  
6 silence your phones because we don't want to  
7 interrupt anyone when they're speaking.

8           We also limit testimony to two minutes so we  
9 can listen to everyone. There's quite a few  
10 people who have signed up to speak. And we would  
11 prefer that there's -- keep the applause and  
12 things like that to nonexistent so we can make  
13 sure everybody gets treated fairly and civilly.

14           Thank you so much. I'm going to pass the  
15 gavel to Commissioner Newsome who will start the  
16 public hearings.

17           COMMISSIONER NEWSOME: Thank you,  
18 Mr. Chairman, I appreciate it. First of all, I  
19 just want to welcome everybody here. This is  
20 actually my hometown, I'm from Gainesville, I  
21 grew up here, my mom and dad grew up here, it's  
22 good to be back, and also a graduate of the  
23 University of Florida College of Law so this is  
24 really great to be here.

25           And I appreciate everybody coming out, so I

1 just want to say thanks to everybody on behalf of  
2 the commission for coming. So Chairman Beruff  
3 has given me this list, and what we'll do is they  
4 have stamped these, time stamped these, so we'll  
5 just go in order.

6 And just what we'll do is I'll say three or  
7 four names at a time, and come up, we've got the  
8 microphones over here. Just come up and that way  
9 when I say your name, just wait in line to have  
10 the next person. We've got these clocks up so  
11 just kind of keep an eye on it, and if you hit  
12 the two minutes, I'll just remind you and just  
13 try to, you know, end it at that time, because  
14 we've been to some of these other commission  
15 meetings and some folks ran over.

16 I remember there was one in Orlando and we  
17 ended up going three hours over and a lot of  
18 people couldn't stay and had childcare. So just  
19 out of respect to each other we really want to  
20 hear from everyone.

21 So I'm not being rude 'cause we really do want  
22 to hear what you guys have to say. We have had  
23 some amazing ideas so far, and so it's not that  
24 I'm cutting you off because we really do --  
25 sincerely, it matters. So that's king of how

1 we're going to do it, we'll give it a try.

2 And so we'll start. So for the first folks,  
3 we have Jodi Siegel come on up. And then we've  
4 got after her, again stand in line, we'll go in  
5 order, Harry Scott Boggs. We've of got Jim  
6 Catron and Kent Guinn.

7 So come on up. And with that I'll start with  
8 Ms. Siegel. Welcome.

9 MS. SIEGEL: Thank you, Commissioners. My  
10 name's Jodi Siegel and I'm executive director of  
11 Southern Legal Counsel. I speak on behalf of  
12 parents, grandparents and students of color and  
13 who are low income, and citizen organizations who  
14 we are seeking to have the courts interpret and  
15 apply the current education clause to Article IX  
16 in our constitution.

17 We oppose changing Article IX, instead it is  
18 important that it stay fully funded and implement  
19 the people's mandate, not water it down and not  
20 privatize it. With apologies to Commissioner  
21 Stewart who's heard a lot of this evidence, I  
22 wanted to summarize some of this so that you all  
23 can hear.

24 Superintendents, school board members and  
25 other school personnel testified that if

1 conditions necessary for providing a high quality  
2 education are clear in addition to affected  
3 teachers, a team of professionals are necessary  
4 to support the academic and the emotional needs  
5 of low performing students.

6 Smaller classes, small group instruction,  
7 individualized instruction are vital to providing  
8 the intensive instruction that's necessary for  
9 students who are underperforming. The conditions  
10 necessary for providing high quality education do  
11 not exist in every school. Students living in  
12 poverty require a variety of additional resources  
13 in order to succeed. Extra resources are needed  
14 to give them the opportunity to achieve, which  
15 state funding does not provide. The majority of  
16 public school students live in poverty and the  
17 majority of those students are not passing the  
18 reading and math assessments.

19 There's wide disparities among different  
20 populations and among different school districts.  
21 In Bradford, for example, the math passing rate  
22 was zero percent for African-American students,  
23 zero percent for students with disabilities.

24 Lafayette and Madison students with  
25 disabilities have a zero percent passing in



1 reading. This is unacceptable and we need to  
2 provide the extra resources in order to help the  
3 school districts.

4 Some blame teachers or school districts and  
5 promote solutions to take students out of public  
6 schools. Yet before we destroy the public  
7 schools, it's the state's duty to do what it can  
8 to fix them. The state needs to provide the  
9 extra funding and the guidance and the  
10 information on how to make these schools succeed.

11 COMMISSIONER NEWSOME: Thank you, Ms. Siegel,  
12 very much. We appreciate you coming up.

13 MS. SIEGEL: Thank you.

14 COMMISSIONER NEWSOME: Next we have Mr. Boggs.

15 Oh, Ms. Siegel, this is for everyone. If  
16 you've got something and you want us, because I  
17 know there's such a limited amount of time to  
18 speak, if you leave that with staff, and they'll  
19 make copies and distribute it. So if you have  
20 materials, if you want to, you don't have to do  
21 it now, but you can do it online if you want, but  
22 we encourage you, we hate to cut you off but  
23 there's a big old stack. And so thank you for  
24 being here.

25 CHAIRMAN BERUFF: With that, the

1 commissioner's comments, this will be all  
2 uploaded to our website for anyone to see.

3 COMMISSIONER NEWSOME: So if you have  
4 something, submit it. So thank you.

5 Okay. Mr. Boggs.

6 MR. BOGGS: Before you start the clock, a  
7 technical question. Ultimately are you holding  
8 groups or individuals in your final proposal make  
9 a formal amendment in its formal language for  
10 presentation?

11 COMMISSIONER NEWSOME: Yes. So what we're  
12 going to do, again because we've got limited  
13 time, but we're going to have all of this on the  
14 website. There's actually, we're having the  
15 first rules committee -- we had to kind of get up  
16 and running without a budget or anything. These  
17 are all volunteers by the way. But we're going  
18 to have a first rules committee in a couple of  
19 weeks. It will all be up on the website.

20 And so if you want to make a formal proposal  
21 or recommendation, go to the website, fill it  
22 out, it will all be there, and we're still kind  
23 of getting this thing cranked up, so this is just  
24 a listing.

25 So with that, go ahead.

1 MR. BOGGS: I don't you if you all have to  
2 hash it out amongst yourselves maybe.

3 COMMISSIONER NEWSOME: Let's hear what you  
4 have to say.

5 MR. BOGGS: Yeah. It's been a long road and a  
6 short time for all of us. My correspondence here  
7 a couple of nights ago, you got a portion of the  
8 1986 California Physician-Assisted Suicide  
9 Constitutional Amendment language that was  
10 proposed back then. And I'm -- my opinion is  
11 that all physician-assisted suicide amendments  
12 should fail or be rescinded.

13 The language that I gave to you is right out  
14 of the 1986 Hemlock Society newsletters which are  
15 available widely online or in public libraries.  
16 And this -- this terrible document was published  
17 through them. Let me say that not until 1990 was  
18 it common for suicide support groups to openly  
19 advertise. And now they even come to the hollow  
20 holds of colleges.

21 Dr. Battin was up at FSU Alumni Center last  
22 week. Dr. Cullen joked at the Mostrive Holland  
23 conference, I'm a doctor who only kills my  
24 friends. And Dr. Badmorale [phonetic], he's a  
25 Dutchmen, he's called the doctor who opens the

1 gates of heaven for those who suffer down here.  
2 Quite a compliment directed at a secular  
3 rationalist.

4 But in Holland what they do, and this is from  
5 a report in 1991, 60 -- sorry, 6,091 euthanasia  
6 cases were tallied that year. 4 percent of all  
7 Dutch deaths. And the main reason for these  
8 physician-assisted suicides what is called, well,  
9 potential disfigurement of personality or playing  
10 old fashioned psychic suffering.

11 COMMISSIONER NEWSOME: Thank you, Mr. Boggs.

12 MR. BOGGS: So consider this in your  
13 deliberations.

14 COMMISSIONER NEWSOME: Thank you.

15 All right. We next have Mr. Catron.

16 MR. CATRON: Thank you very much. I  
17 appreciate your being here. I realize some of  
18 you volunteered after the fact. You were  
19 elected, you were appointed, I appreciate that.  
20 You know, when you think about change, not all  
21 change is good. Some is good. 1968 the State of  
22 Florida brought Home Rule to cities. A little  
23 later on, that was modified.

24 As a local elected official who served as  
25 mayor, served as commissioner, I've seen the

1 importance of listening. You're doing that  
2 tonight. Once you listen, you have to make  
3 decisions. As a local official, I have to  
4 remember we answer to the people who see us in a  
5 grocery store, they have demands.

6 My concern as a local official is to deliver  
7 locally what people want, what they need. It's  
8 tough, but we have to do it in a way that is  
9 efficient, economical and has a vision for the  
10 future.

11 I thank you for your service, and please don't  
12 take away what was given to cities in the  
13 constitution and is now in Florida Statute 166.  
14 I thank you. Good luck. I hope I have left more  
15 time for the next speaker.

16 COMMISSIONER NEWSOME: Thank you so much,  
17 Mr. Catron. Much appreciated.

18 Okay. Next we have Mr. Guinn, and then after  
19 that Tom Futch, Bob Hopper. Y'all come on up.  
20 We have two microphones. And Stephen Turner.

21 MR. GUINN: Mr. Chairman, thank you for being  
22 here. I just want to say hi to a few folks who I  
23 haven't seen in a while. Chairman Beruff, you  
24 and I met at my office here in Ocala when you  
25 were on your senate campagne. Sheriff Gainey,

1 always good to see you again. General Bondi,  
2 nice to see you, always nice to work with you.  
3 Commissioner Plymale, I think you and I may have  
4 served on the Children's Home Society State Board  
5 for a short period of time. Commissioner  
6 Stewart, always good to see you. And thank y'all  
7 for serving on this committee.

8 I wanted to get to some of the same things the  
9 first speaker talked about with education. My  
10 wife's a teacher so ditto to all that. And what  
11 the mayor said earlier about Home Rule, you know,  
12 we serve in a pretty good position to listen to  
13 the voice of the people. Like he said, they see  
14 us at the baseball games, the grocery store,  
15 they'll stop by your office, Mayor, I need to see  
16 you for this or that. And so we, I think, do a  
17 good job of doing that.

18 I appreciate the role of state legislatures  
19 and what they do. However, we think we do a  
20 pretty good job listening to people, working for  
21 the people, so please keep that in mind as far as  
22 what you're doing when you're deliberating, be  
23 it, you know, adding new legislation to the  
24 constitution, tweaking what's already there, or  
25 doing nothing or adding to. And also, thank you

1 for your service on this commission. I know you  
2 have a lot of other things to do but thank you  
3 for doing this, appreciate it.

4 COMMISSIONER NEWSOME: Thank you so much.

5 Next Mr. Futch. Go ahead.

6 One of the things Senator Smith asked me to  
7 clarify, just when y'all come up, say your name  
8 so that we can get it on the record so we make  
9 sure we have the right person. But go ahead and  
10 introduce yourself.

11 MR. FUTCH: My name's -- my name is Tom Futch.  
12 Excuse me, I have had a stroke in 2004. And most  
13 of the rules and everything that are written down  
14 in our constitution are for people to read. And  
15 I've got a few things I would like to point out,  
16 that corporations are not people and money is not  
17 speech. Does anyone have a problem with that?  
18 Would anyone raise their hand? Okay. I'll stop.

19 COMMISSIONER NEWSOME: Thank you so much.

20 All right, Mr. Hopper.

21 MS. HOPPER: Actually, that's B. Hopper.

22 COMMISSIONER NEWSOME: Oh, Ms. Hopper. I'm so  
23 sorry.

24 MS. HOPPER: Although, if I were a guy you  
25 would probably hear me more, but thank you for

1 listening. Anthony Scalia --

2 CHAIRMAN BERUFF: Ma'am, would you please pull  
3 the mic down so we can hear you better. Thank  
4 you.

5 MS. HOPPER: Anthony Scalia said in a  
6 interview that women did not have equal rights  
7 under the constitution. He said that the  
8 original writers never meant that. Women  
9 should -- that meant women should have equal  
10 rights. He goes on to say, "If society wants  
11 that changed and believe that men and women  
12 should have equal, legal protection under the  
13 constitution, that they should change the  
14 constitution."

15 Recently as in February, Nevada did that  
16 change, okay. And we in Florida have been  
17 waiting 35 years for Florida to make that change.  
18 So I want to know whether or not, does -- is the  
19 State of Florida ready as people to say that  
20 that's true, that men and women are legally equal  
21 under the law or not. Thank you so much.

22 COMMISSIONER NEWSOME: Thank you so much.

23 Next, Stephen Turner. And by the way, after  
24 Mr. Turner we're going to have Jeremiah  
25 Tattersall. And by the way, if I butcher



1 someones name, I'm sorry. But we've got Jeremiah  
2 Tattersall next, Richard Gibbons, Mary Katherine  
3 Day-Paterno and Drinda Merritt, Mayor.

4 MR. TURNER: Thank you very much commission  
5 members. My name is Stephen Turner and I'm a  
6 stay-at-home dad and resident of Gainesville. I  
7 volunteer with the guardian ad litem program here  
8 in town. I've come to speak with you about the  
9 privacy clause of the state constitution.

10 This clause has been used by the state courts  
11 to offer a greater right to abortions and granted  
12 by the federal constitution. Last year our state  
13 prohibited -- our state court prohibited 24-hour  
14 reflexion period prior to abortion even though  
15 this kind of law has been upheld in the federal  
16 courts.

17 Also around that time, my wife was given  
18 prenatal genetic screening results that suggested  
19 that our unborn child had a genetic disorder of  
20 Downs Syndrome. My wife is a physician and I'm  
21 trained as a school psychologist. We met as  
22 teenagers working with people with disabilities  
23 in a summer camp in Jacksonville.

24 So we were in a unique position to interpret  
25 the screening results and to understand the

1 challenges and joys that come with having a child  
2 with disability. Most persons do not have that  
3 breadth and depth of the experience with people  
4 with disabilities with Downs Syndrome and would  
5 face those results and the news of their child  
6 having that disorder with fear and anxiety.

7 A law requiring a 24-hour reflection period  
8 would allow those considering the end of their  
9 child's life more timeframe in their final value  
10 of that life. Inasmuch as this privacy clause  
11 impedes our elected representatives from passing  
12 legislation that protects these parents and  
13 children, I ask you to consider an amendment that  
14 could clarify that the privacy clause in  
15 Florida's Constitution does not intend to grant  
16 any greater rights to abortion than that U.S.  
17 Constitution. Thank you so much for your time.

18 COMMISSIONER NEWSOME: Thank you very much.

19 Next up, Jeremiah Tattersall.

20 MR. TATTERSALL: And you got that completely  
21 correct, which is not usual.

22 I want to thank you for this opportunity to  
23 speak before you on this issue, this is a very  
24 unique process in the nation and also for coming  
25 to Gainesville specifically so I didn't have to

1 travel to Orlando or Jacksonville making it very  
2 convenient for me here.

3 I want to talk about an issue that affects  
4 working families in the state of Florida, it's  
5 one of the main issues that affects working  
6 families in the state of Florida, that's a living  
7 wage. It's something that's very dear to me.  
8 And I want to urge you to place living wage on  
9 the ballot in 2018.

10 The current minimum wage of eight an hour is  
11 not enough to sustain a family, let alone an  
12 individual. And what a living wage means, it's  
13 very simple, if you work for a living, you should  
14 be able to live off of your work. And the  
15 difference between a living wage and poverty wage  
16 in Florida is currently ten an hour is made up  
17 right now by private charity and government  
18 subsidies.

19 So we're paying for it one way or another  
20 because we don't want people just to die on the  
21 streets. So I want to urge you, I will actually  
22 implore you, to let voters vote on putting --  
23 making the minimum wage a living wage in 2018.  
24 Thank you.

25 COMMISSIONER NEWSOME: Thank you.

1 Next, Mr. Gibbons.

2 MR. GIBBONS: Thank you for coming to  
3 Gainesville and thanks for your volunteering.  
4 Healthcare is provided through the licensure of  
5 healthcare providers. These professionals, as  
6 well as others, lawyers, dentists, mental  
7 healthcare specialists, are all licensed by the  
8 State of Florida. I believe that they should be  
9 mandated, to have a license in the state of  
10 Florida, you need to incorporate in your practice  
11 a certain percentage of indigent homeless and  
12 Medicaid patients or clients.

13 And it should be reflective of that population  
14 surrounding your practice. Those boundaries  
15 could be manipulated so not any one practice is  
16 overwhelmed. So if your county has 10 percent  
17 indigent or Medicaid, 10 percent of your practice  
18 should be that. And these -- I mean, this is  
19 lawyers, dentists especially, it's very hard to  
20 find a Medicaid dentist for kids.

21 The other one is auto insurance. I'm a  
22 one-person household. I would like to own a  
23 motorcycle but I find it would be prohibitive  
24 because I'm already paying insurance on my car,  
25 why do I have to pay for two vehicles when I can

1 only operate one at a time. I think the  
2 insurance policy should be on me and not on the  
3 vehicle that I own or more than one. And certain  
4 things could be done for families that have three  
5 driver's licenses in the household but only two  
6 cars, for kids that are growing up such as that.

7 The third item I would like to bring up is  
8 again I appreciate y'all being here, there's 37  
9 of y'all in total but only three of you I believe  
10 are nonpolitically appointed. I would like to  
11 see the group to be nonpartisan or at least  
12 bipartisan in the future. Thank you.

13 COMMISSIONER NEWSOME: Thank you.

14 Mary Katherine Day.

15 MS. BEATRICE: My name is Mary Beatrice and  
16 pursuant to the American Disabilities Act I am  
17 reading the following statement on behalf of Mary  
18 Katherine Day-Patrono as submitted to the CRC  
19 Facebook page. I have a very significant issue  
20 how the Florida Constitution needs revision to  
21 Article V because the section that authorizes  
22 only the Supreme Court of Florida to make rules,  
23 modifications, is violating the Title II  
24 Americans with Disabilities Act rights of every  
25 disabled person who enters a Florida state court

1 in a lawsuit which has adversely affected me as  
2 an autistic person.

3 The definition of a qualified individual with  
4 a disability in Title II of the ADA under 422 USC  
5 Section 12131, Subsection 2, is tied to with or  
6 without modification of rules. And the Florida  
7 Constitutional provision is preventing all lower  
8 or Florida state courts other than the Supreme  
9 Court of Florida from being able to make the  
10 individualized assessment required under the  
11 Title II of the ADA to determine what persons are  
12 qualified individuals with disabilities on all  
13 lower Florida state trial court and appellate  
14 courts.

15 This is a very big violation of Title II of  
16 the ADA and has prevented me from receiving the  
17 Title II Americans with Disability Act  
18 modification rules to give me extra time to all  
19 state court deadlines and judge scheduling in  
20 every case I have been involved in because autism  
21 is an information processing disability that  
22 takes 25 to 50 percent more time to process  
23 information than other people.

24 The lower Florida state courts Title II ADA  
25 guidelines published by the Office of State

1 Courts Administrator and ADA Coordinator Debbie  
2 Powell from filing disabled lists to file a  
3 motion and have a noticed judge hearing an order  
4 entered for each and every separate reasonable  
5 modification for extra time to each and every  
6 time. And that's all I have time for.

7 COMMISSIONER NEWSOME: Thank you very much.

8 Next we have Drinda Merritt. And after  
9 Ms. Merritt, we're going to have Carole  
10 Fernandez, T.J. Pyche, Jerry Payne and Sue Legg.

11 MS. MERRITT: Drinda Merritt. Thank you for  
12 the commitment you have made to make Florida  
13 better. On behalf of my town and the 411 other  
14 municipalities across Florida, each one different  
15 from the next, but one thing all cities have is a  
16 commitment to Home Rule. As a mayor I stand  
17 before you today with a simple message, the  
18 ability to govern ourselves which is key for all  
19 municipalities.

20 The ability to make decisions at the local  
21 level is absolutely vital for Florida's future.  
22 Each municipality is different. One shoe does  
23 not fit all. What works for Miami Dade does not  
24 work for Inglis. A perfect example are the  
25 communities of Inglis and Yankeetown, two rural

1 communities that share a common boarder, however,  
2 what Inglis wants is more business, jobs, than  
3 controlled growth.

4 What Yankeetown wants is to remain a bedroom  
5 community with no commercial growth. The only  
6 government that has any idea what the residents  
7 want is the local government. Municipal  
8 government is the closest to the residents and  
9 therefore best able to react quickly to the  
10 problems.

11 Time and again results have shown that city's  
12 ability to govern themselves is key to problem  
13 solving. At local levels residents have a  
14 welcoming platform to voice their concerns.  
15 Local officials are their friends, family,  
16 neighbors and people who have a vested interest  
17 in the community they serve.

18 Thomas Jefferson once said, "My reading of  
19 history convinces me that most bad government  
20 results in too much government." The state  
21 government should focus on the health and welfare  
22 of the state as a whole and leave the business to  
23 running municipalities to local government.  
24 States do not like it when federal government  
25 infringes on state rights and municipalities do



1 not like it when state infringes on home rural  
2 rights. Thank you.

3 COMMISSIONER NEWSOME: Thank you so much,  
4 appreciate you coming.

5 Ms. Fernandez.

6 MS. FERNANDEZ: Yes, excuse me. Good evening,  
7 my name is Carole Fernandez and I'm here to ask  
8 you to propose an amendment to the felony  
9 disenfranchisement provision that is currently in  
10 Florida's Constitution. This is Article VI,  
11 Section 4. Currently under this provision an  
12 individual who is convicted of a felony is  
13 prohibited from voting or holding public office  
14 until his or her public civil rights are  
15 restored.

16 When a person who is convicted of a felony  
17 reenters the community, we expect that person to  
18 work, to pay taxes, to be a responsible and  
19 hopefully law-abiding member of their community.  
20 Yet at the same time we deny them one of the most  
21 fundamental rights of citizenship, the right to  
22 vote.

23 This makes no sense. It does not further a  
24 criminal justice objective. To the contrary, it  
25 is the opposite, or I'm sorry, it is an obstacle

1 to rehabilitation, it stigmatizes these  
2 individuals, it makes them feel that they are  
3 second-class citizens. And that's something we  
4 don't want.

5 Felony disenfranchisement arose from racial  
6 discrimination. It was a tool that was fashioned  
7 in the 1980s -- I'm sorry, the 1800s to prevent  
8 black males from exercising their newly acquired  
9 right to vote. But just the origins of this  
10 provision should be some indication that we need  
11 to take a look at it now. Most states have --  
12 that have had these types of provisions have set  
13 them aside.

14 COMMISSIONER NEWSOME: Thank you.

15 MS. FERNANDEZ: I'm sorry, if I can just  
16 finish. I ask for an amendment to that  
17 provision. Thank you. Sorry to run late.

18 COMMISSIONER NEWSOME: Thank you very much.

19 All right. We have TJ Pyche next. I'm going  
20 to butcher your name probably.

21 MR. PYCHE: Chairman Beruff and members of the  
22 Constitution Revision Commission.

23 COMMISSIONER NEWSOME: Say your name again.

24 MR. PYCHE: I'm TJ Pyche. You're not the  
25 first person to get it wrong. Many have in the

1 past and many will in the future. I was the  
2 chair of the student organizing committee of the  
3 Future Florida Summit at the University of  
4 Florida's Bob Graham Center for Public Service.

5 For the summit more than 120 students from 25  
6 colleges and universities around the state  
7 gathered at the University of Florida from  
8 February 10th to February 12th of this year to  
9 participate in the summit. The summit focused on  
10 the revision commission and participants attended  
11 breakout sessions on education, elections, the  
12 environment and the judiciary, working with  
13 panelists to come up with amendment ideas.

14 In all, 12 student groups presented amendments  
15 and three amendments were chosen for submission  
16 to this commission. They are to do as follows:  
17 Increase the mandatory retirement age for judges,  
18 justices from 70 to 75; eliminate the write-in  
19 loophole in elections which allows write-in  
20 candidates to close primaries that would  
21 otherwise be open and allow all registered voters  
22 to participate; and then change elected  
23 constitutional officer positions in non-charter  
24 counties to nonpartisan.

25 The group's proposals were judged based on the

1 clarity of the amendment and ballot summary text,  
2 the plausibility of the amendment receiving the  
3 required 60 percent of votes in an election, the  
4 amendment's constitutional worthiness and the  
5 quality of the group's presentation.

6 The formal amendments and the accompanied  
7 proposed ballot language was sent to each of the  
8 CRC e-mail accounts, analysis papers completed by  
9 UF law students, including Trevor Schaettly who  
10 is here and I think might be speaking, were  
11 included in what was sent to those e-mail  
12 accounts, and we think the ideas represent  
13 common-sense improvements to the state's  
14 constitution and it is our hope that they will be  
15 seriously considered by this body. Thank you for  
16 your time.

17 COMMISSIONER NEWSOME: Thank you.

18 And I want to thank all of the law students  
19 that participated. I know there was a lot of  
20 work and time that you guys put into that. On  
21 behalf of all of us, thank you very sincerely to  
22 all of the students.

23 Jerry Payne next.

24 MR. PAYNE: Thank you, Commissioners. I'm  
25 Jerry Payne. I want to talk to you a little bit

1 about some items that are currently in the  
2 Florida Constitution. Once specifically being  
3 the waiting period on the purchase of firearms,  
4 but only pistols. There's also, if you happen to  
5 have a concealed weapons permit, you're exempt  
6 from that requirement.

7 So I question the commission and you review  
8 that to see if that is a proper place for that  
9 one tidbit to exist, maybe let that go back to  
10 the regular legislation.

11 And while we're thinking about that, why don't  
12 we consider letting the regular legislature go  
13 ahead and take care of all the rules and keep  
14 them out of our constitution. Thank you very  
15 much.

16 COMMISSIONER NEWSOME: Thank you very much.

17 Sue Legg. And then after Ms. Legg, we've got  
18 Jimmy Peagler, we've got Jimmy Robinson, Joseph  
19 Braun, Gail Sasnett and Blair Payne. Welcome.

20 MS. LEGG: Thank you for having me speak and  
21 thank you for doing what you're doing. I'm Sue  
22 Legg, president of the Alachua County League of  
23 Women Voters. And we are joining with the league  
24 statewide in urging that the process that the  
25 commission uses is as fair and transparent as is

1 possible to make. I have two things that I would  
2 like to address quickly. One is the independence  
3 of mind, if you will, of the commission members,  
4 each of you, from the people who appointed you.

5 And the reason I raise this is simply because  
6 of the media. There is a perception that the  
7 commission, particularly through the media, Joe  
8 Veglahn, Richard Corcoran have an agenda for this  
9 constitutional revision, the commission that  
10 deals with education, privatizing public schools,  
11 the independence of the judiciary.

12 And this issue of changing the fair districts,  
13 whether or not we're going to have an independent  
14 drawing of districts, those are two people's  
15 views. You each have your own minds, obviously.  
16 Our concern is that the public understands that  
17 you operate independently of the people who  
18 appoint you.

19 Then there's one small thing in addition.  
20 Since we don't know what's in your minds, and you  
21 probably haven't formed all of this yet either,  
22 you will come up with proposed amendments. We  
23 hope that what you will then do is come and see  
24 us again and tell us what you have in mind so  
25 that we can give input for the actual amendments

1 that you propose.

2 COMMISSIONER NEWSOME: Thank you. Thank you  
3 so much.

4 We have Jimmy Peagler next. Mr. Peagler,  
5 welcome.

6 MR. PEAGLER: Hello. My name's Jeremy  
7 Peagler, I'm an NRA safety inspector, so is my  
8 wife. We teach courses that the state requires  
9 for concealed carrier permits. And we're not  
10 attorneys, we don't teach law, we teach safety.  
11 I'm also a hunter safety inspector. It's safety,  
12 safety, safety.

13 But I've never met a more sincere group of  
14 people who are the permit holders. They don't  
15 want to mess up. They don't. They have got the  
16 permit, hmm, don't do something foolish. And I  
17 think the percentage of -- of permit holders who  
18 do get in trouble with the law is 0.8.

19 There's not too many groups that can match  
20 that. And another thing as far as permit  
21 holders, I'm often asked -- I'm crippled up with  
22 arthritis -- but they ask me, are you a retired  
23 cop? I say no, I'm a hunter safety instructor,  
24 NRA safety instructor, concealed permit holder.  
25 I don't carry -- I very rarely carry a firearm.

1 But it's something that's in -- it's transmitted  
2 to other people. And you know exactly what I'm  
3 talking about, you can always tell a retired cop  
4 or a used car salesman.

5 When the streets are not safe for policeman,  
6 they certainly aren't safe for women and young  
7 girls. In Orange County last night, some girl  
8 gets out of her car, bops a 16-year-old girl over  
9 the head and tries to drag her into the car.

10 It's insane. Totally insane. But it's where  
11 we're going. How much time, two seconds. All  
12 right. One last thing, give me this.

13 COMMISSIONER NEWSOME: Try to shorten it up.

14 MR. PEAGLER: Okay. Quickly to Attorney  
15 General Bondi, television doesn't do you justice.  
16 This is the first time I've ever seen you in  
17 person.

18 COMMISSIONER NEWSOME: Well, thank you. Thank  
19 you, Mr. Peagler.

20 CHAIRMAN BERUFF: Mr. Chairman, I'll move to  
21 second that.

22 COMMISSIONER NEWSOME: Thank you. Next we  
23 have Jean Robinson. Let's start with -- I'll  
24 wait. Welcome.

25 MS. ROBINSON: Hi. I'm Jean Robinson. As



1 someone who feels strongly that public education  
2 has been the way to a better life for Americans  
3 for the last century, I urge you to protect our  
4 children's right to fully funded public education  
5 system and not allow voucher programs or charter  
6 schools to diminish our public schools or make it  
7 more difficult for them to thrive.

8 Good public schools are an asset when we're  
9 recruiting companies to come to Florida.  
10 Companies want employees who are well educated.  
11 Public schools are also means by which many  
12 Floridians have raised themselves out of poverty.  
13 My family has been here in Florida since the  
14 1870s. They were mostly dirt farmers. For those  
15 of you who don't know, that's a small family farm  
16 that raised enough for them, basically. And we  
17 are from Central Florida.

18 But through education we have become military  
19 officers, social workers, businessmen, teachers  
20 and community leaders. Ask yourself, where would  
21 my parents or grandparents have been without a  
22 free public education, how were their lives  
23 impacted, were they or you the first in your  
24 family to go to college, as I was.

25 A public school education was the first step

1 in that better life. Public schools are not only  
2 economically wise, they are the foundation on  
3 which many Floridians have built a better life.  
4 I urge you to maintain our constitutional right  
5 to fully funded, high quality public education  
6 for our children, grandchildren and for me now,  
7 great grandchildren. Thank you.

8 COMMISSIONER NEWSOME: Thank you for being  
9 here.

10 Mr. Joseph Braun.

11 MR. BRAUN: Thank you very much. I'm here to  
12 talk about the Article VIII of the present  
13 constitution of Florida. And that is our local  
14 government. What I would like to see you do is  
15 repeal the entire thing.

16 COMMISSIONER NEWSOME: Do me a favor, Mr.  
17 Braun, pull that microphone up just a touch so we  
18 can hear you.

19 MR. BRAUN: Repeal the entire thing and  
20 replace it with -- local government is  
21 prohibited. Thank you very much.

22 COMMISSIONER NEWSOME: Thank you Mr. Bruan.  
23 All right. Ms. Sasnett. Gail Sasnett.

24 MS. SASNETT: Yes.

25 COMMISSIONER NEWSOME: Welcome.

1 MS. SASNETT: I'm Gail Sasnett. I'm currently  
2 with the Bob Williams Center for public service.  
3 I have a law degree, some of you are in that  
4 position. I'm going to speak about an  
5 independent judicial branch with no interference  
6 from the legislative or the executive branch.

7 The Florida Legislature has launched several  
8 attacks on our state courts. They have discussed  
9 legislation to allow legislature to override  
10 court decisions. They've advanced the  
11 constitutional amendment to impose term limits on  
12 judges despite existing merit retention  
13 elections.

14 At the same time the judicial appointment  
15 process has become terribly politicized by the  
16 governor. All organizations like the Florida Bar  
17 have largely been sidelined. I ask that you not  
18 attack the independence of the judiciary, one of  
19 the three equal branches of our government, and  
20 that you support efforts to improve the diversity  
21 of our courts. Thank you.

22 COMMISSIONER NEWSOME: Thank you, Ms. Sasnett.  
23 Blair Payne, welcome.

24 MR. PAYNE: Good afternoon. Thank you for  
25 allowing me to be here. My name is Blair Payne,

1 I'm a public defender up in the Third Circuit,  
2 which is Lake City, Stacy Scott, from the Eighth  
3 down here. She apologizes, but she is in  
4 Tallahassee fighting the state attorneys over  
5 money this afternoon.

6 In any event, what the Public Defenders  
7 Association wanted to urge upon y'all is some  
8 changes in Article I, Section 12 and Section 17  
9 of the Florida Constitution. Up until 1982  
10 Article XII basically gave the State of Florida  
11 to make its own rules so to speak as far as  
12 security of persons in their homes and their  
13 vehicles, in their houses, from unreasonable  
14 government intrusion search and seizure.

15 This was changed in 1982 by a constitution  
16 amendment that said no, however the federal  
17 government and U.S. Supreme Court interprets the  
18 Fourth Amendment, we're going to interpret it in  
19 Article XII.

20 They did the same thing with Section 17 on  
21 Florida's Cruel or Unusual Punishment, that was  
22 amended to say Cruel and Unusual Punishment. And  
23 again they said we're going to interpret that  
24 just like the supreme court has. Basically what  
25 was done to those amendments was we seated some

1 power back to the federal government.

2 We want you to bring it back, or at least put  
3 something on the ballot. I think one other thing  
4 we need to look at is Article XXIII, the Right to  
5 Privacy in Florida's Constitution.

6 The revisions to Section 12 basically erode  
7 that because we're letting federal courts tell us  
8 what rights of privacy Florida citizens have and  
9 don't have under our own constitution. So we  
10 urge you to do that, restore back to Florida the  
11 rights as guaranteed under the Tenth Amendment  
12 United States Constitution, and in essence it  
13 would restore fully the revisions of Article I,  
14 Section 23. Thank you very much for your time.

15 COMMISSIONER NEWSOME: Thank you very much.

16 I'm going to go ahead and announce the next  
17 names. Gordon Summers. We've got Eileen Roy,  
18 Julie Thaler, Andrew Huston and Larry Smith.

19 And by the way, while everybody's coming up, I  
20 just want to -- it sounds like a lot of work and  
21 obviously some of the folks that have come up and  
22 made very brief presentations and spent a lot of  
23 time and thought, we've got this website, I want  
24 to reiterate, if you want to make a formal  
25 proposal or if there's language, go to the

1 website and submit it, there's a vehicle for  
2 doing that. I know two minutes isn't a lot, but  
3 submit everything in writing if you want to  
4 supplement your comments.

5 So with that, welcome.

6 MR. SUMMERS: Thank you. My name's Gordon  
7 Summers and I'm here for more liberty and more  
8 federalism. As the previous speaker, support the  
9 commission proposing the constitutional amendment  
10 on the 2018 ballot for the repeal of the 1982  
11 amendment -- amendment to Article I, Section 12.

12 That amendment extinguished federalism in  
13 Florida and reduced Florida's citizen's liberty  
14 regarding the Fourth Amendment to the United  
15 States Constitution. As a result of the 1982  
16 amendment, Florida can no longer uphold the  
17 fundamental tenant federalism that the state  
18 under their state constitutions can guarantee  
19 more constitutional protection to its citizens  
20 than does the federal government through the  
21 federal courts.

22 The 1982 amendment did not explain to the  
23 voters that it would increase the power of  
24 prosecutors and law enforcement and decrease the  
25 liberty interest of the citizens. Later the

1 Florida Supreme Court held that the effect of an  
2 amendment must be explained in the balance  
3 summary in the constitutional amendment. And  
4 that was in *Armstrong v. Harris*. They vacated a  
5 constitutional amendment after the voters passed  
6 it because the amendment failed to explain that  
7 the amendment extinguished the principles of  
8 federalism that the states can provide more  
9 constitutional protection from government under  
10 the state constitution than the level of  
11 protection guaranteed under the federal charter.

12 I quote from that case, "Our system of  
13 constitutional government is grounded on the  
14 principle of robust individualism and that our  
15 state constitutional rights does provide greater  
16 freedom from government intrusion into the lives  
17 of citizens than their federal counterparts.

18 COMMISSIONER NEWSOME: Thank you.

19 MR. SUMMERS: Please give the citizens of  
20 Florida the opportunity to take back the liberty  
21 interests taken from them by the 1982 amendment.

22 COMMISSIONER NEWSOME: Thank you so much.  
23 Thanks for coming.

24 We have next Eileen Roy. Welcome.

25 MS. ROY: Thank you, Commissioners. Thank you

1 for hearing us today. My name is Eileen Roy and  
2 I'm a member of the Alachua County School Board.  
3 I come to speak in defense of public schools.  
4 Editorials have suggested that this committee  
5 intends to strip language from Article IX that  
6 protects public education.

7 As you know, Section 1 of Article IX states  
8 it's a paramount duty of the state to make  
9 adequate provision for the education of all  
10 children. And adequate provisions shall be made  
11 by law for a uniform, efficient, safe, secure and  
12 high quality system of free public schools.

13 Article IX further states that the income  
14 derived from the state, the schools fund shall be  
15 appropriated but only to the support and  
16 maintenance of free public schools. Because of  
17 this language the Florida Supreme Court has ruled  
18 that vouchers for private schools cannot be paid  
19 for out of the state treasury.

20 The blaming stated elsewhere forbids the state  
21 treasury from funding religious organizations,  
22 including religious schools. Currently the State  
23 of Florida skirts this supreme court ruling  
24 through the corporate tax voucher system which  
25 diverts state tax money owed by the state -- owed



1 to the state by corporations to a private school  
2 voucher program.

3 This is technically legal because the taxes  
4 owed by corporations never enter the state  
5 treasury. Most of the private schools funded are  
6 religious schools. The amount of money diverted  
7 from the state is now 586 million statewide this  
8 year and by 2019 will be over 1 million -- \$1  
9 billion.

10 I maintain that this corporate voucher system  
11 lacks both the spirit and the letter of the law.  
12 It benefits the well-off, not those in poverty.  
13 This system violates the language of Article IX  
14 and it creates the system that is not uniform as  
15 the constitution demands. There is no evidence  
16 that private schools are high quality because  
17 there is no standard of comparison.

18 COMMISSIONER NEWSOME: Thank you.

19 MS. ROY: Please, public schools are the  
20 bedrock of American democracy. Please do not  
21 remove the protections for their survival.

22 COMMISSIONER NEWSOME: Thank you.

23 CHAIRMAN BERUFF: I just feel compelled to say  
24 to all of you on behalf of all of us up here,  
25 we're not responding, we're listening. But I

1 want to respond to one thing. This group, I can  
2 assure you, has not made any decision, has not  
3 engaged in any discussion. So if you read an  
4 editorial, you hear anything, I really can tell  
5 you I have been around a long time, I am very  
6 impressed having met my colleagues up here and  
7 their independence of thought. And I don't think  
8 anybody's going to be able to control this group  
9 other than the citizens in doing what's right.  
10 So please know if we're not responding to that,  
11 that's the reason.

12 COMMISSIONER NEWSOME: Thank you,  
13 Commissioner. Here, here, I second that. It's  
14 completely true. So it's really why we're here  
15 and we want to hear what everyone has to say.

16 So with that July Thaler, welcome.

17 MS. THALER: Thank you. Good evening. My  
18 name is Julie Thaler and what I lack in eloquence  
19 I hope I make up in passion. I am here on behalf  
20 of myself, the Women's March Group and the  
21 1.7 million disenfranchised citizens of the  
22 state.

23 I spent a great deal of registering voters in  
24 rural communities and I saw the effects of being  
25 disenfranchised. Marginalization is a huge

1 problem, people cannot find jobs because of their  
2 histories, they can't get loans to go to school.

3 And I do have a few other things to say. And  
4 so the Florida disenfranchised rate remains the  
5 highest of the 50 states. And there's a lifetime  
6 ban here in Florida, unless you seek restoration,  
7 and Florida's only one of three states including  
8 Iowa and Kentucky who impose this.

9 In most states which automatically restore the  
10 rights, it saves tax dollars, it allows  
11 reintegration of people into society and it gives  
12 them a second chance to become productive  
13 citizens. And we are now in the process of  
14 collecting petitions and I sure hope you will  
15 consider us not having to raise 770,000 petition  
16 signatures, make it easy for us, this is the  
17 right thing to do, please. Thank you.

18 COMMISSIONER NEWSOME: Thank you for being  
19 here.

20 Mr. Huston, Andrew Huston. And while he's  
21 coming up, next is Larry Smith, Chris Deutsch,  
22 Richard Blaser and Sara Johnson.

23 MR. HUSTON: Thank you very much. My name is  
24 Andrew Huston, I'm an unpaid volunteer for  
25 Florida Fair and Open Primaries, as well as

1 Progress For All. On March 12th and 14th of this  
2 year we surveyed 735 registered in the state of  
3 Florida and the information has been submitted.

4 Here are the key findings of these poles: 92  
5 percent of Florida voters want their elected  
6 officials put in the interest of Florida voters  
7 ahead of their own political parties.

8 93 percent of these same voters want their  
9 elected leaders to bring opposing interest groups  
10 together to create good policies for the state of  
11 Florida.

12 87 percent of voters support electoral changes  
13 that expand democracy in the state of Florida,  
14 not inhibit.

15 74 percent of voters want independent and MPA  
16 voters over 27 percent and growing by the minute  
17 of the total electorate of this state included in  
18 the primary election processes.

19 73 percent of Floridians, including super  
20 majority of the Republicans, Democrats and  
21 independents and NPAs want this committee to put  
22 an open primary condition before the voters in  
23 2018 and clear and transparent processes in  
24 collaboration with the League of Women Voters.

25 74 percent favor a top two open primary where

1 all candidates appear on the same ballot  
2 regardless of party affiliation and all voters  
3 are able to vote for any candidate with the top  
4 two moving towards the general election.

5 We not only believe this is necessary to give  
6 all voters equal access but we believe this will  
7 force candidates to appeal to a broader base,  
8 this will turn -- in turn will result in less  
9 partisanship and better policy making.

10 73 percent of the voters believe that the tax  
11 payer funded primary should be open to all voters  
12 in the state.

13 I'm going to cut the rest of it out. We  
14 propose this 100 percent of progress of all  
15 members appose and disable trail pipeline,  
16 support a statewide divestment strategy to pull  
17 all funding from future fossil fuel investment  
18 and basically reallocate renewable strategies.

19 I would like to encourage all in attendance to  
20 divest from these big banks, find a credit union  
21 and invest in your local communities.

22 Thank you very much. Thank you University of  
23 Florida. I would also like to take this  
24 opportunity to ask the University of Florida to  
25 please pull Wells Fargo as one of the lead

1 sponsors on this campus. Thank you.

2 COMMISSIONER NEWSOME: Thanks for coming. I  
3 know that was a lot. And I noticed you have so  
4 much heart on this, so submit it. Yeah, submit  
5 it to the website. Thank you.

6 MR. HUSTON: Yes, sir.

7 COMMISSIONER NEWSOME: All right. Next we've  
8 got Larry Smith. No. Larry Smith is next.  
9 Mr. Smith. All right. Next Chip Deutsch.  
10 Welcome. And after Mr. Deutsch we have Richard  
11 Blaser next.

12 MR. DEUTSCH: Good afternoon, Commissioners.  
13 My name is Chip Deutsch and I'm here to ask you  
14 to fix the problem that we have with funding  
15 Florida Forever through the land acquisition  
16 trust fund, Article X, Section 28. This is  
17 personal for me. During 2013 and 2014 my two  
18 college age daughters, Tamara and Kaitlyn and I  
19 collected signatures for the Water and Land  
20 Legacy Campaign, to place Amendment 1, the Land  
21 Acquisition Trust Fund on the ballot so we can  
22 continue to enjoy, conserve and protect our  
23 unique natural heritage.

24 Between us, plus our friends, a number of  
25 colleagues working on the campaign over two

1 years, we talked with literally thousands of  
2 people about this amendment. And what I learned  
3 from these conversations is what these citizens  
4 wanted was first funding for Florida Forever to  
5 be restored for the purpose of acquiring  
6 environmentally sensitive lands for fish and  
7 wildlife habitat and recreation.

8 After annual funding of about \$300 million per  
9 year, it had been almost zeroed out in the budget  
10 since 2009.

11 Second, they wanted our precious springs to be  
12 restored to reverse the tragic degradation of our  
13 springs and wetlands and drinking supplies.

14 As you know, in 2014 this amendment passed  
15 with massive support with 75 percent of the  
16 voters in favor of it. So ask yourself, how  
17 often do 75 percent of Floridians agree on  
18 anything. This represented an overwhelming  
19 popular mandate.

20 Sadly our representatives in the legislature  
21 repeatedly and deliberately have denied the will  
22 of the people over the last three years,  
23 allocating almost no funding for Florida Forever.  
24 I respectfully request that you fix this,  
25 specifically by requiring that at least one-third

1 of the Land Acquisition Trust Fund be directed to  
2 Florida Forever for the purposes of conservation  
3 of environmentally sensitive lands.

4 COMMISSIONER NEWSOME: Thank you.

5 MR. DEUTSCH: So rather than continuing to  
6 battle year after year for the next two decades,  
7 give the voters the opportunity to clarify what  
8 we intended when we passed that amendment three  
9 years ago.

10 COMMISSIONER NEWSOME: Thank you so much for  
11 coming.

12 MR. DEUTSCH: All right. Thank you. I've  
13 already given this to your staff for each one of  
14 you. So thank you for putting this on your to-do  
15 list.

16 COMMISSIONER NEWSOME: Thank you so much.  
17 Richard Blaser, welcome.

18 MR. BLASER: Richard Blaser, yes, this is who  
19 I am.

20 COMMISSIONER NEWSOME: I got your name right.

21 MR. BLASER: Yes, you got it on the spot.  
22 This destruction of almost all industries has led  
23 to efficiency, jobs and unmitigated innovation.  
24 Think of what Uber has done due to the tax  
25 industry, what Amazon has done to the media



1 distribution industry or what Netflix has done to  
2 watching TV and breaking monopolies and the phone  
3 industry has done to the advancement of so many  
4 technologies.

5 Now it's electricity industry's time.

6 One-third of the states have electricity choice.  
7 Texas competitive electricity market opened over  
8 a decade ago -- over a decade ago, no brownouts  
9 have happened since then and over 4,000 megawatts  
10 of clean power has been built alone.

11 It has also created more than 100,000 jobs,  
12 761 billion in in-state revenues, 338 in  
13 resources to various governments across Texas due  
14 to the fact that the retail providers are not tax  
15 exempt.

16 Nevada actually just voted for it in 2016 on  
17 their ballot. And the casinos didn't want to  
18 wait, earlier that year MGM paid \$87 million to  
19 get out and so did Wynn Resorts, paid \$15 million  
20 to buy their own electricity. Japan actually  
21 just opened their competitive electric market,  
22 \$150 billion market with 84 million customers of  
23 choice.

24 What about Florida? Florida natural gas had  
25 the opportunity to start buying gas in 1990. We

1 saved billions of dollars for commercial and  
2 industrial customers. I used to work for the  
3 utility in town when we first started being able  
4 to buy our own gas. We saved \$10 million  
5 annually.

6 What are the main benefits for electricity  
7 competition, lower electricity prices which can  
8 save Florida consumers 2.5 to \$5 billion  
9 annually, higher quality service for all  
10 customers, economic growth for lower electric  
11 prices and new jobs.

12 We can embrace the future where energy becomes  
13 less expensive, we're in a transformational time.  
14 Energy, where and how it is produced, distributed  
15 and consumed in the next five to ten years will  
16 be completely disrupted.

17 COMMISSIONER NEWSOME: Thank you.

18 MR. BLASER: We embrace it and can fall  
19 behind. Can I have 30 more seconds?

20 COMMISSIONER NEWSOME: Can't have it. I'm so  
21 sorry.

22 MR. BLASER: No worries.

23 COMMISSIONER NEWSOME: Thank you for coming.  
24 Again, I know it's not enough time, but please  
25 submit it. I would love to read your thoughts on

1 the proposal. Sincere thanks.

2 Sara Johnson is next.

3 And Chairman Beruff just told me we're going  
4 to go about 15 more minutes and then take a  
5 break. And so we'll keep going a little longer.  
6 So next after Ms. Johnson we've got Monelle  
7 McKay, Christine Larsen, Jess Larsen, Keith  
8 Hollien and Janet Allen. So those are the folks  
9 in the box. Welcome.

10 MS. JOHNSON: Thank you. Hello,  
11 Commissioners, I'm Sara Johnson and the central  
12 Florida field director for No Casinos. Our  
13 organization was funded back in 1978 by then  
14 Governor Askew at a time when casinos were  
15 limited to Las Vegas.

16 The casino industry was attempting to expand  
17 to other regions of the United States and had  
18 their eyes set on Florida, but it well understood  
19 Florida's 1968 Constitution prohibited any  
20 expansion of gambling that didn't receive voter's  
21 approval as evidenced by casino's persistent  
22 attempts in 1978, 1986 and 1994 to pass  
23 constitutional amendments which Florida voters  
24 overwhelmingly opposed.

25 Only recently has case law obstinated where

1 the power to expand gambling lies. Now when  
2 casino's want to come to Florida instead of  
3 asking Florida's voters for approval, they go  
4 straight to Tallahassee to lobby legislators.

5 We believe that this shift violates Article X,  
6 Section 7 of the Florida's current constitution  
7 which reads lotteries other than the types of  
8 parimutuel pools authorized by law as of the  
9 effective date of this constitution are hereby  
10 prohibited in this state.

11 Of course, the term lotteries in this section  
12 means casinos have not gains, not the Florida  
13 lottery which was formed and added to the Florida  
14 Constitution after voter approval in 1996. Not  
15 only is it important to clarify and reaffirm  
16 Florida's Constitution regarding who has the  
17 right to expand gambling in Florida, we also  
18 believe it is important to restore citizens their  
19 right to decide whether casinos move into their  
20 community next to their families and places of  
21 business.

22 This would easily have better control of the  
23 gambling amendment. And I'll submit that to you.  
24 Deciding whether Florida becomes the next Las  
25 Vegas or Atlantic City shouldn't be up to the

1 legislators, it should be up to the voters of  
2 Florida. And it is the position of no casinos  
3 already exists in Florida's Constitution but  
4 requires clarification. So we hope that you will  
5 consider this in your proposals. Thank you for  
6 your time and your work on behalf of the state.

7 COMMISSIONER NEWSOME: Thank you for coming.

8 So next after Ms. Johnson we have Monelle  
9 McKay.

10 MS. MCKAY: Yes. Good afternoon everyone, and  
11 thank you very much for allowing us this  
12 opportunity. My name is Monelle McKay, and the  
13 issue I would like to bring forward is about  
14 protecting my basic freedom of rights and  
15 increased gun legislation for gun owner rights.

16 Tourism is an important industry in Florida.  
17 But also I think a lot of people are seeing more  
18 violence in Florida. We saw what happened in  
19 Fort Lauderdale. I think that went  
20 international, as many other incidents have gone  
21 international. And I feel that there is just  
22 more people being afraid to be in public places.

23 And gun laws are there on both sides, to  
24 protect gun rights for gun owners but also for  
25 people who have basic rights about gun control.

1 So it's a challenging issue; where do you draw  
2 the line, what is reasonable for responsible gun  
3 owners versus what is there to protect not only  
4 residents of Florida but people that come to  
5 Florida, who want to enjoy Florida and be  
6 grateful for what we have in Florida and be able  
7 to share that with the world.

8 So what I'm saying is being able to bring this  
9 to the people in a vote. Provide an amendment  
10 that just puts it on the table: What is  
11 reasonable for gun control; where do we have --  
12 dealing with silencers, automatic weapons; what's  
13 reasonable for background checks; mental health.  
14 There is plenty of things, we have seen it in the  
15 media, there's been debate over it if for a long  
16 time.

17 So 20 years from now what are going to be  
18 advances in gun technology. There's going to be  
19 a lot of changes and there are more people on the  
20 planet, there's more people in Florida. Tourism,  
21 we want to continue with tourism, I imagine. So  
22 let's put something out there, put it to the  
23 voters and let them decide what's reasonable as  
24 far as gun laws in the state of Florida, not let  
25 the NRA and lobbyists control our legislation as

1 a society. Thank you.

2 COMMISSIONER NEWSOME: Thank you so much.

3 Christine Larsen. Welcome. Thanks for being  
4 here.

5 MS. LARSEN: Hello, I'm glad you guys have  
6 come and I'm happy this exists in Florida. I  
7 just want to say a few things real quick. I grew  
8 up in Florida and I constantly went to Ginny  
9 Springs. I don't know if any of you guys have  
10 been to Ginny Springs, but the springs are  
11 wonderful. And I have seen them, you know, get a  
12 lot worse. And it's extremely sad for me. And I  
13 think it's really important for you guys to  
14 really make sure you pay attention to the water  
15 in Florida. It's the most important thing I  
16 think we have.

17 I would like to also speak on the Amendment II  
18 that just passed in 2016. And I would like to  
19 say that I would love you guys to actually  
20 implement that, the way that it was written. 71  
21 percent of voters in Florida voted and passed  
22 that, and it's actually a really, you know,  
23 important medicinal health thing that should be  
24 allowed to be provided. We all voted on it and I  
25 would love for that to work out in a real actual

1 good way for medicine.

2 I petitioned for that last, you know, year and  
3 a half ago. And I talked to many thousands of  
4 people. And the people that even tried to say no  
5 and they didn't believe in it actually would come  
6 aside later on and come sign it.

7 So -- you know, behind everybody's closet  
8 doors I believe we all believe medicine is a good  
9 thing. And please bring forth that medicine to  
10 people. And please protect the water in Florida.  
11 Thank you. Thanks, guys, for coming and  
12 listening.

13 COMMISSIONER NEWSOME: Thank you for being  
14 here and appreciate your comments.

15 Yes, sir. Mr. Larsen. Welcome.

16 MR. LARSEN: Hello and thank you for all being  
17 here today. My name is Jess Larson. My wife,  
18 Christine Larson is who just addressed you. I  
19 have formally worked with United for Care, the  
20 campaign that just put Number 2 on the ballot.  
21 My wife and I petitioned and successfully  
22 personally signed more than 22,000 of the voters  
23 whose names appeared in the supervisor of  
24 elections office.

25 We also worked at the Supervisory of Elections



1 office when we lost our job at United for Care  
2 because we passed the law after all. And we also  
3 have worked with Sunshine State Voter Sign-up who  
4 I managed to get 111 high school students to sign  
5 up to vote in a single day.

6 And both my wife and I have also  
7 simultaneously worked in this very theater as  
8 stage technicians on this exact deck that you  
9 stand on today. We know quite a bit about our  
10 local community, we know quite a bit about the  
11 local water system and about the effects of  
12 medical marijuana on our state.

13 I also would like to bring up there is a lack  
14 of the effectiveness of the laws that are  
15 currently in place being applied properly. Many  
16 laws that I read about are great, I mean, sound  
17 so wonderful to have exactly what we need as a  
18 people to have the state that we want.

19 But many of them are not actually enforced  
20 across the board. They have only selectively  
21 started to be enforced at this point in my  
22 lifetime. And over my life I expect to see the  
23 laws pertaining to HIPAA rights actually applied  
24 to 99 percent of the application of places that  
25 they have not yet been applied.

1           It would be great if we could further respect  
2 HIPAA rights in all the ways I expect them to be  
3 when I read the plain-as-day Florida law. I also  
4 think that the malpractice rates would be  
5 something that would better integrated into the  
6 rest of the law system. I find that the idea  
7 that some patient would be put under review for  
8 elements of their treatment would not actually be  
9 applicable pertaining to if a doctor had already  
10 perceived them.

11           I find that the independent medical  
12 evaluations that are recommended by insurance  
13 companies is against patients when really the  
14 doctor could do the review, and the Sunshine  
15 State Freedom of Information Act. And I'm out of  
16 time. Have a good night.

17           COMMISSIONER NEWSOME: Thank you. Thank you  
18 for coming. I know it's short. Again, submit  
19 that stuff on the web. I appreciate your being  
20 here.

21           MR. LARSEN: I'll follow up with an e-mail to  
22 each you, you if I manage to. Thank you for your  
23 time.

24           COMMISSIONER NEWSOME: Thank you.

25           Next we have Keith Hollien. Mr. Hollien.

1 (No response.)

2 COMMISSIONER NEWSOME: All right. We next  
3 have Janet Allen. Welcome. And after Ms. Allen  
4 we're going to take a break. I know we still  
5 have a few more times. Mary Helen Wheeler and  
6 Donna Walker. All right. And then we'll take a  
7 break after that.

8 MS. ALLEN: I'm Janet Allen, I represent the  
9 Alachua County League of Women Voters. We have  
10 some concerns.

11 COMMISSIONER NEWSOME: Who did you represent  
12 again?

13 MS. ALLEN: The Alachua County League of Women  
14 Voters.

15 COMMISSIONER NEWSOME: Okay. Thank you.

16 MS. ALLEN: We have some concerns about the  
17 processes for your committees. We are very  
18 concerned that all citizens have an opportunity  
19 to comment and we would like to make sure that,  
20 you know, your meetings are open and available to  
21 everybody.

22 In your draft rules you allowed private  
23 meetings between members to discuss commission  
24 business. Every other collegial body except the  
25 legislature is required to notice all meetings to

1 discuss official business. We're also concerned  
2 about your proposed rules that allows two members  
3 to discuss commission business in private.

4 This encourages you to conduct of serial  
5 private meetings in facilities doing commission  
6 business out of the public eye in violation of  
7 the spirit of Florida's Government and Sunshine  
8 Law.

9 Your proposed rules on open meetings and  
10 records do not give us confidence in the openness  
11 and transparency of this CRC. Both the First  
12 Amendment Foundation and League of Women Voters  
13 are concerned about this. Why not just follow  
14 the attorney general's manual on open government.  
15 Thank you.

16 COMMISSIONER NEWSOME: Thank you so much. And  
17 by the way, we're going -- we don't have any  
18 rules yet, but on the 17th we're going to have  
19 our first kickoff maybe to try to come up with  
20 those. So thank you for your comments, they're  
21 very much appreciated.

22 Ms. Wheeler. Marihelen Wheeler, welcome.

23 MS. WHEELER: Thank you. Good evening. My  
24 name is Marihelen Wheeler and I have a master's  
25 in art education and also in special education,

1 and I have been teaching the children of north  
2 Florida for the last 32 years. And so I'm here  
3 to urge you not to change Article IX of the  
4 Florida State Constitution. Parts of it was read  
5 by our fearless school board leader, Eileen Roy.

6 I urge you on behalf of public school children  
7 and personnel of the state to support the needs  
8 of our public schools in order to fulfill this  
9 noble commitment to our future generations.

10 I urge you to keep Article IX intact as a show  
11 of faith in our system and ask that you do not  
12 syphon off monies to support charter schools that  
13 are not held to the same high standards that  
14 public schools struggle to meet. I urge you to  
15 engage the professionals who no vest the needs of  
16 students paid through college as you discuss the  
17 financial problems you face and attempt to solve  
18 by reducing or rearranging monies, robbing Peter  
19 to pay Paul.

20 We have a very successful lottery system that  
21 was to have supplemented our education system but  
22 has somehow lost enthusiasm for that goal. I  
23 remember when that first started, I bought  
24 lottery tickets with my little meager salary  
25 thinking I was going to get a raise, but when I

1 realized I wasn't, I quit buying them.

2 It seems more that the push towards  
3 privatization of our schools is the solution, the  
4 legislature would consider favorably. For those  
5 of us who are watching children who could afford  
6 private schools take up the seats meant for those  
7 children coming from a poor socioeconomic  
8 background, we see clearly a new kind of  
9 segregation focused on economics as well as race.

10 We have denigrated our public schools and  
11 personnel to the point it's very difficult to  
12 recruit and retain teachers. And that's not just  
13 for public schools, that would be for the charter  
14 schools as well.

15 It's not the respected profession it once was  
16 and we place blame for societal ills squarely on  
17 the shoulders of our education system. Please  
18 ask your favorite teachers back in your home  
19 communities for their input, they will tell you  
20 truthfully what you need to know to protect the  
21 academic excellence we expect from our education  
22 system.

23 COMMISSIONER NEWSOME: Thank you.

24 MS. WHEELER: Thank you.

25 COMMISSIONER NEWSOME: Next we've got a --

1 we're going to take a break. Ms. Waller, Donna  
2 Waller.

3 By the way, I just want to say, this is like  
4 our fifth or six hearing and this has been like  
5 the greatest crowd. You guys with the cards,  
6 that's awesome. We had booing before, you guys  
7 aren't doing that, I just want to tell everybody  
8 who's here thank you.

9 All right. Ms. Waller.

10 MS. WALLER: Thank you for coming. I'm a  
11 retired political science professor from Santa Fe  
12 College and I want to shift gears a little bit  
13 from all of these other comments. I taught state  
14 and local government for a long time. And one of  
15 my mantras was that state constitutions are not  
16 frameworks for government in the same way that  
17 the national constitution is, because they  
18 routinely contain a lot of things that ought to  
19 be done by statute.

20 And I think you folks have an opportunity to  
21 in a way clean up Florida's Constitution by  
22 perhaps giving the citizens statutory initiative  
23 rather than constitutional amendment initiative  
24 which would keep a lot of this out of the  
25 constitution. The pregnant takes were my

1 favorite joke for years.

2 And I think that the public deserves a sort of  
3 initiative, and statutory initiative is much more  
4 sensible than constitution amendments, if you're  
5 going to hold to one.

6 The second thing I wanted to say is I hope  
7 sincerely that you'll take the opportunity to  
8 create the bipartisan citizen commission to  
9 handle redistricting, that the citizens who voted  
10 for the fair district amendment sincerely want,  
11 and save the state a lot of time and a lot of  
12 money and a lot of court business. Thank you.

13 COMMISSIONER NEWSOME: Thank you for coming.

14 All right. Some great comments so far. We're  
15 going to take a five-minute break and we'll be  
16 back. Thank you.

17 (A brief recess taken.)

18 CHAIRMAN BERUFF: Okay. Folks, we're going to  
19 reconvene the meeting. Commissioner Cerio will  
20 take the next hour since he's in the room.

21 Over to you, Commissioner.

22 COMMISSIONER CERIO: Thank you, Mr. Chairman.  
23 Good evening, everyone. My name is Tim Cerio, I  
24 have been asked to make a couple of housekeeping  
25 announcements to the crowd. If you do have a



1 written proposal, when you do bring it up, you  
2 cannot hand it to the court reporter, she's got  
3 to transcribe your comments. We are going to  
4 have our devilishly handsome general counsel  
5 William Spicola up there. He'll be able to take  
6 your comments. He will hold on to them, and  
7 again, they will be, if you choose to turn them  
8 in, they will be posted to the web.

9 When you do speak, please try and remember to  
10 speak clearly and speak up a little more loudly  
11 than you may think you need to. The back row is  
12 having a difficult time sometimes hearing the  
13 speakers so please make sure you do that.

14 I want to echo Commissioner Newsome's comments  
15 about we really appreciate the courtesy in the  
16 room, you all have been great. And I will do my  
17 best, Commissioner Newsome would cut you all off  
18 when your time ran out which such courtesy and  
19 empathy, I'm going to do my best but I don't know  
20 if I'm going to be able to approach that. But  
21 he's not here.

22 But anyway, without any further ado we will  
23 get rolling. The first, or the next three  
24 speakers are Layne Schultetus, I apologize if I  
25 mispronounced, Merrillee Malwitz-Jipson, and

1 Logan Stallings, so if you all would come up to  
2 the mics.

3 And please state your name again.

4 MR. SCHULTETUS: Layne Schultetus. That's the  
5 common spelling. I'm here tonight to address,  
6 I'm a life member of the National Rifle  
7 Association, firearms instructor and have been  
8 one for over 42 years. And also I have been a  
9 law enforcement officer for 42 years. I just  
10 retired from the law enforcement profession.

11 I'm here tonight to speak of this three-day  
12 waiting period. It's time for Florida to  
13 consider getting rid of this three-day waiting  
14 period. A person who applies for a firearm in  
15 this state, he has to undergo a background check,  
16 if he doesn't pass that background check, he  
17 doesn't walk out with a firearm. Doesn't pass  
18 the background check totally, he gets a  
19 conditional, he can't walk out with a firearm.  
20 There are numerous ways how people just can't  
21 come in, purchase a firearm and walk out the door  
22 without having to wait three days.

23 I work in a pawnshop and a gun shop. We sell  
24 guns every day. I have people come to my class,  
25 I ask them, why do you come to this class, so I

1 can buy a gun when I want to. That's amazing to  
2 me. I ask people in the store after I tell them,  
3 okay, you just passed the background  
4 investigation, guess what, now you've got to wait  
5 three days to pick up your firearm. Why?

6 I think it's time for it to go. I think it's  
7 time to put it on a ballot and let people of the  
8 state of Florida decide whether or not this  
9 three-day wait stays or goes. And I think it's  
10 that time. Forty-two years of law enforcement I  
11 have never seen that three-day waiting period  
12 prevent a crime. I have been a cop for a long  
13 time, it's never happened.

14 So it's time that I think the people with the  
15 state of Florida to speak and say what they want  
16 and get it out of the hands of legislators  
17 because the legislature seems to want to drop it  
18 all the time, and let's get it on the ballot and  
19 let's let the people of the state of Florida  
20 decide yes or no, three-day wait, stay or go.

21 Thank you very much for your time, I appreciate  
22 it.

23 COMMISSIONER CERIO: Ms. Malwitz-Jipson.

24 MS. MALWITZ-JIPSON: Thank you. Yes,  
25 Merrillee Malwitz-Jipson. I'm here representing

1 myself today and my business that I run with my  
2 husband. Also representing my neighborhood. I  
3 live in rural North Florida. Mine are going to  
4 be more like soundbites because every issue that  
5 I have I could probably write a paper on it. So  
6 there you go.

7 I would like to see climate impacts as a  
8 result of human footprint put into this revision  
9 that's going to be happening. Infrastructure for  
10 fossil fuel projects, these are all things that  
11 affect my neighborhood by the way, I would like  
12 to see that stopped in Florida.

13 Phosphate mining is an issue in North Florida  
14 that we're faced with. Excessive water use  
15 permits are also imperilling our springs and  
16 rivers. Large scale agriculture infringing on  
17 legacy and family farming. Allowing  
18 non-permitted concentrated animal feeding  
19 operations on top of high recharge for the  
20 Florida aquifer.

21 Also in that same vein with the agriculture,  
22 reduce or eliminate chemical spraying, such as  
23 fertilizer, herbicides and fungicides. Unbridled  
24 growth and development in North Florida is a huge  
25 concern for us. Much needed energy diversity

1 such as solar initiatives the voters just passed.

2 Ban fracking in Florida. Ban it in the  
3 constitution. We don't want it in Florida.  
4 Protect our water. And more closer to home,  
5 toilets at all public access points on the Santa  
6 Fe river would be great. Right. Areas, also  
7 right now we're experiencing in Florida the  
8 highways, they're mowing. We have wildflowers in  
9 the state of Florida and the local governments  
10 are mowing. Stop that. Thank you.

11 COMMISSIONER CERIO: Thank you very much.  
12 Logan Stallings. And then after Logan we will  
13 have Spencer Reeder, Bennett Brummer and Kathy  
14 Kidder.

15 MR. STALLINGS: Hi. My name is Logan  
16 Stallings, this is my first CRC meeting,  
17 hopefully one of, you know, two or three more in  
18 my lifetime. I am here tonight to urge you not  
19 to make any movements towards limiting the  
20 privacy amendment. This protection is vital to  
21 people seeking abortions and other health  
22 decisions related to pregnancy because it shields  
23 us from government and local minorities that seek  
24 to influence the government and getting involved  
25 in our personal lives.

1 We must preserve the right to privacy in  
2 Florida. Article I, Section 23 of the Florida  
3 Constitution adopted by Florida voters in 1980  
4 provides for a specific and exclusive right of  
5 privacies and should be preserved without change.  
6 Specifically provides quote, "Every natural  
7 person has the right to be left alone and free  
8 from government intrusion into the person's  
9 private life except as otherwise provided. This  
10 section shall not be construed to limit the  
11 public's right to access public records and  
12 meetings as provided by the law or by Section 23  
13 of the Florida Constitution."

14 There is nothing more fundamental than a  
15 person's private life and the right to decide the  
16 most intimate and personal and difficult decision  
17 of whether or not to carry a pregnancy to term.  
18 This is one of the most personal decisions a  
19 person may have to make in their lifetime. Do  
20 not let those constitutional amendments that  
21 would threaten a person's right to make this  
22 decision, trust people to make their own decision  
23 about their own bodies.

24 We have already voiced our opinion on this  
25 matter as voters, as states, and we see no reason

1 to visit it again at this time. We hope that  
2 this commission will not insert their personal  
3 feelings or beliefs at the expense of the lives  
4 of Floridians. Thank you.

5 COMMISSIONER CERIO: Thank you.

6 Spencer Reeder.

7 MR. REEDER: I misjudged your name, I  
8 apologize. Good evening, thank you for your  
9 time. My name is Spencer Reeder and I, along  
10 with my wife, are public school teachers here in  
11 the state of Florida and have been for 36 years.  
12 I am presently teaching at West Port High School  
13 where I sponsor the Florida Future Education  
14 Association and I also mentor officially and  
15 informally new teachers that come into the  
16 program. My concern with you tonight is  
17 addressing the alarming rate at which teachers  
18 are leaving our profession during the first five  
19 years.

20 In an article that was written in the Ocala  
21 Star Banner that was addressing concerns and  
22 issues that the superintendent has to deal with,  
23 one of them was the level of experience the  
24 teachers had. And I quote, "33 percent of the  
25 district's 3,000 teachers have three years or

1 less experience," end quote. It's devastating.  
2 They're leaving and we're bleeding.

3 In 2011, tenure was eliminated, in its place  
4 was an annual contract. I don't believe that  
5 does much to recruit and keep new teachers into  
6 the process. My proposal is this: The new hires  
7 will now have a maximum of three one-year  
8 contracts in a district, at the end of that third  
9 year annual contract, the teacher will either be  
10 dismissed if they're not up to standards or they  
11 will be given a simple, I believe reasonable,  
12 three-year contract.

13 If they then choose to leave the district,  
14 that process can start again, or the new district  
15 can choose to honor the three-year contract.  
16 This will address issues that we have. One,  
17 hopefully it will give our teacher -- excuse me,  
18 our students a more experienced teacher. There  
19 is no profession where experience isn't  
20 essential.

21 And also it will help that teacher who is  
22 sitting on the bubble at year three considering  
23 going into the private sector when the principal  
24 or a human resource comes in and says, here's a  
25 three-year contract, you're doing a good job, we



1 would like to see you stay. Seeing that  
2 three-year contract is not tenured, then we must  
3 stay on our toes, stay on top of our profession  
4 and --

5 COMMISSIONER CERIO: Thank you.

6 MR. REEDER: -- excel as we grow as teachers.

7 COMMISSIONER CERIO: Thank you, sir.

8 MR. REEDER: I appreciate your time.

9 COMMISSIONER CERIO: I appreciate it.

10 Bennett Brummer.

11 MR. BRUMMER: Good evening and thank you for  
12 coming to Gainesville. I read that many of the  
13 issues --

14 THE COURT REPORTER: Can you state your name.

15 MR. BRUMMER: My name is Bennett Brummer, I'm  
16 a former elected public defender in Dade County  
17 for 33 years, I know a little bit about state  
18 government and I appreciate the job that you're  
19 doing.

20 I would like to agree with Thelma Waller and I  
21 would like to see you promote an independent  
22 commission for redistricting or reapportionment  
23 of local districts. I agree with Carole  
24 Fernandez about restoration of felons' voting  
25 rights, it should be automatic and not subject to

1 the political whims of whoever happens to occupy  
2 the governor's mansion.

3 I would like to see you promote judicial  
4 independence. And that includes there shouldn't  
5 be any judicial term limits. The legislature  
6 should not override constitutional decisions of  
7 the courts. And there should be some addressing  
8 of the lack of funding of the, particularly the  
9 public defenders, the public defenders and state  
10 attorneys.

11 I'm concerned that when the people speak and  
12 we pass amendments, as you're going to propose  
13 that they do, that people don't enforce them and  
14 they're negating the intentions of the voters, is  
15 ignored, so I would like to see you do something  
16 to promote enforcement of amendments that are  
17 passed. And I'm speaking particularly of the  
18 Florida Forever Funding.

19 With regard to education, given several people  
20 who have been talking about the threats to  
21 education, the lack of funding, the direct and  
22 indirect tax reduction dodges or vouchers and the  
23 support of private and religious schools where  
24 taxpayer money --

25 COMMISSIONER CERIO: Thank you, Mr. Brummer.

1 MR. BRUMMER: Thank you.

2 COMMISSIONER CERIO: Kathy Kidder. And after  
3 Ms. Kidder we will have Cynthia Swanson, Trevor  
4 Tezel and Jessica Taylor.

5 MS. KIDDER: I am Kathy Kidder. The issue I  
6 would like you to consider as part of the  
7 constitution is putting legislative and  
8 congressional redistricting in the hands of the  
9 citizen commission. Our current system with  
10 redistricting done by the legislature is prone to  
11 subversion by politicians accomplishing it in  
12 ways that serve their own political purposes.

13 In 2010 orders rejected the gerrymandering  
14 which had allowed politicians to select their  
15 voters and create districts so safe for  
16 incumbents that they could rarely be voted out.

17 When the fair district amendments were  
18 approved and became constitutional law, a major  
19 requirement was that districts could not be  
20 configured to favor political parties or  
21 candidates. Even so, the Florida Legislature  
22 still drew new district maps that advantaged one  
23 of the political parties.

24 Investigations and court cases were required  
25 before the will of the voters prevailed. The

1 legislature had again shown itself incapable of  
2 acting for the common good. It is perhaps  
3 unrealistic to expect them to make wise and  
4 impartial decisions on issues that affects their  
5 own political futures.

6 That might be like trusting our students to  
7 responsibly set their own curfew hours.  
8 Furthermore, the legislature has frustrated  
9 citizen demands for transparency and claimed that  
10 privilege not be required to testify about their  
11 motives during the design process.

12 In this year legislation was proposed  
13 prohibiting citizens from challenging  
14 redistricting plans in court. I think it's time  
15 to put this task in other hands. A number of  
16 states have removed redistricting  
17 responsibilities from the legislature, invested  
18 them in an appointed committee of citizens and  
19 this seems to enjoy high public support  
20 appropriate for the constitution.

21 COMMISSIONER CERIO: Thank you.

22 Cynthia Swanson. Is Cynthia Swanson still  
23 here?

24 (No response.)

25 COMMISSIONER CERIO: Moving on. Trevor Tezel.

1 MS. TEZEL: Hello, my name is Trevor Tezel,  
2 I'm a second year law student at UF. I just  
3 wanted to address something that Commissioner  
4 Kruppenbacher was mentioning earlier. It is a  
5 fact that one of the appointing authorities,  
6 Speaker Corcoran said he would have a litmus for  
7 people he appointed to the commission. And he  
8 said bringing in -- and reigning in and out of  
9 control judiciaries would be one of those litmus  
10 tests.

11 So I just want to make sure that we have the  
12 record straight to the person's point earlier who  
13 was commenting on that. But I don't want to  
14 impugn any motives of members of the commission,  
15 I do believe that taking as a premise your  
16 appreciation for separation of powers, there are  
17 things you can do in order to show strong  
18 judicial independence and a strong judicial  
19 branch.

20 As things stand right now, we have a lot of  
21 worries around this. One thing is in 2014 we had  
22 millions of dollars of money coming from out of  
23 state trying to unseat three fine jurists on the  
24 Florida Supreme Court. With a low judicial  
25 retirement age we see prior to the judicial

1 retirement age no one was retiring from the court  
2 going into private practice, that's becoming much  
3 more frequent.

4 So instead of considering things like term  
5 limits, there are common sense things you can do  
6 to increase judicial independence. Raising the  
7 mandatory retirement age is one. Expanding the  
8 narrow selection and retention process down  
9 through the circuit and county court system. As  
10 it stands right now, judges have to go around and  
11 collect campaign contributions, and the Supreme  
12 Court has prescribed limits on that. It still  
13 puts them on an awkward position, vis-a-vis their  
14 relationship with local attorneys. That's  
15 something that needs to change.

16 And another thing that's been talked about is  
17 giving a baseline level of funding for the  
18 judiciary at 1 percent. Currently stands, I  
19 believe, around .7 percent or something like  
20 that. And I think having that baseline level is  
21 important in order to ensure that we're providing  
22 basic court services to every single Floridian.

23 So if you want to make a strong statement that  
24 there's no quid pro quo and respect the power of  
25 the judicial independence, I urge you to consider

1 those proposals instead of term limits. Thank  
2 you.

3 COMMISSIONER CERIO: Thank you.

4 COMMISSIONER NEWSOME: And I would like to  
5 follow up on what Kruppenbacher said. I am a  
6 corporate appointee, and I can tell you there was  
7 no litmus test for me. So there's been no  
8 decisions and we're just going to listen and  
9 that's -- I'm telling you straight up that's the  
10 way it is.

11 COMMISSIONER CERIO: Jessica Taylor.

12 MS. TAYLOR: Hi. I'm Jessica Taylor and I'm a  
13 resident of Alachua County. I urge you to ensure  
14 protections guaranteed under Florida's privacy  
15 clause of the constitution to continue to protect  
16 women's most personal and private decisions  
17 regarding her own body. The last time  
18 politicians tried to weaken the privacy clause in  
19 Florida's Constitution, Florida voters  
20 overwhelmingly rejected the attempt proposed.

21 Amendment 6 on the 2012 ballot was an effort  
22 to limit the privacy clause in our constitution  
23 and it was soundly defeated by Florida voters 55  
24 percent to 45 percent. Poles of Floridians and  
25 specifically Florida voters have consistently

1 found that a majority of Floridians support  
2 legalized abortion.

3 Because Florida's Constitution contains an  
4 explicit right to privacy, the Florida Supreme  
5 Court has long held that it embraces more privacy  
6 interests and extends more protection than does  
7 the federal constitution which contains only an  
8 implicit right to privacy.

9 Regardless of your religious or ideological  
10 views on abortion, we urge the CRC not to  
11 threaten these greater protections for  
12 Floridians.

13 And I realize I have some time left so I would  
14 like to say something about education. I went to  
15 a charter school not by choice, and I want to  
16 tell you that it was the most abusive,  
17 exploitative experience of my life, and I sleep  
18 better knowing that nothing will ever suck as  
19 much as that did. So please support public  
20 schools because they are held to a higher, better  
21 standard. Thank you.

22 COMMISSIONER CERIO: Thank you, Ms. Taylor.

23 Next we will have Lauren Poe, Mayor,  
24 Khanh-Lien Banko and Mark Schmidter. Sorry if I  
25 butchered your name, I apologize.



1           MAYOR POE: You got it just right, Lauren. On  
2 behalf of the City of Gainesville, we're very  
3 pleased and honored that you all are here today.  
4 Mr. Gainey, always good to have your back,  
5 Commissioner Newsome also, Commissioner Schifino  
6 you obviously have impeccable taste in neckwear,  
7 I just wanted to congratulate you on that.

8           You also look like a very smart bunch, I'm  
9 assuming because you are Florida Gators so we  
10 welcome you back home. As a city leader --  
11 relegated to the back row I see. As a city  
12 leader I am here to share with you today one  
13 priority, and that's the same priority that all  
14 412 municipalities in the state of Florida share,  
15 that we want to retain the ability and the right  
16 to govern ourselves.

17           We're only asking for one thing, to protect  
18 and preserve to power of Home Rule. Home Rule  
19 gives each city the flexibility to craft its laws  
20 specifically to meet its own unique needs. Home  
21 Rule powers have been a part of Florida's  
22 Constitution since 1968 and I'm here today to ask  
23 you to protect this important framework.

24           Time and time again results have shown the  
25 city's ability to govern themselves is key to

1 problem solving. Just here in Gainesville we  
2 have gotten national and even international  
3 recognition for becoming one of the most  
4 citizen-centered governments in the state of  
5 Florida and in the nation.

6 We have recently signed a partnership with the  
7 University of Florida pledging to work on local  
8 solutions to local problems. We have a national  
9 recognized police department and police chief.  
10 That is all due to local governments. And all  
11 that with 60 percent of our property off the tax  
12 rolls at a very low tax rate.

13 We know how to be innovative in cities, we  
14 know how to bring solutions that will work for  
15 our communities. And what works for Gainesville  
16 is not the same solution that will work for Ocala  
17 or Miami Beach or Yankeetown.

18 And so as you go through this, whatever you  
19 can do to change our constitution to keep  
20 preemption out of the hands of the legislature  
21 and give power of Home Rule to locally elected  
22 officials will make Florida a better state.  
23 Thank you so much.

24 COMMISSIONER CERIO: Thank you, Mayor. And my  
25 apologies for botching that, I can't make fun of

1 our chairman anymore so sorry about that.

2 Khanh-Lien Banko.

3 MS. BANKO: Good evening, my name is  
4 Khanh-Lien Banko. I am a proud public school  
5 graduate from Nassau County and also from the  
6 University of Florida, so go Gators. I am the  
7 proud mother of four public school children and  
8 my husband is on faculty at the University of  
9 Florida.

10 But I come before you as a volunteer and a  
11 part of the largest child advocacy association in  
12 the United States, the PTA. I am the president  
13 of the Alachua County Council of PTAs, and I'm  
14 going to read a statement from our body.

15 "Our Florida public education system of free  
16 public schools is held to the highest standard in  
17 the country under Article IV of the Florida  
18 Constitution passed in 1998. The Florida issues  
19 and public education are that we are not aligned  
20 with the high standards of uniformity,  
21 efficiency, safety, security and high quality.

22 "These principles are not applied consistently  
23 to all schools that now receive public tax  
24 dollars. Those inconsistent applications should  
25 continue to be resolved through our court system

1 and the election of our executive and our  
2 legislative representatives. Keep our state,  
3 including our governor, Department of Education,  
4 legislature, school boards, superintendents,  
5 principals and teachers accountable to their  
6 paramount duty of educating our children.

7 In order to do that, leave Article IV of the  
8 Constitution alone and support our public  
9 schools." Thank you.

10 COMMISSIONER CERIO: Thank you.

11 Mark Schmidter. And after Mr. Schmidter, we  
12 will have Gene Lacros, Laura Spears and Melissa  
13 Hawthorne.

14 MR. SCHMIDTER: Hello, my name's Mark  
15 Schmidter. I have lived in Florida 40 years.  
16 I'm a landowner, I have raised two sons and  
17 buried three dogs. Heard that before. Anyhow,  
18 I'm giving notice of a fraud for lack of  
19 authority from we the people of Florida. The  
20 only way a valid constitution can be written or  
21 revised is by people or delegates selected by the  
22 people for that purpose.

23 We are the people, you are the revision  
24 committee, but you were not elected or appointed  
25 by us so you're basically illegal. Article I,

1 Section 1 of the Constitution State of Florida,  
2 "All political powers inherent in the people."  
3 Article I, Section 5, "The people have the right  
4 to peacefully assemble and instruct  
5 representatives to petition their and redress  
6 their grievances."

7 We know that isn't true because I handed out  
8 fliers in Orange County on the courthouse steps  
9 and I ended up doing 109 days in jail. We the  
10 people declare the Florida Constitution Revision  
11 Commission unlawful. It lacks any authority  
12 from, again, we the people and it is  
13 impersonating -- and you are impersonating public  
14 servants because you were not appointed by us.

15 Article I, Section 1 makes it clear that "All  
16 political powers imperative in the people and  
17 only the people can choose delegates to make or  
18 revise the constitution. Then and only then can  
19 the revision process take place. So basically  
20 you're illegal.

21 I may like ya and you're working hard but  
22 you're just flatout illegal. Neither the current  
23 governor or the -- excuse me. The fact that each  
24 of you on the revision commission are acting  
25 outside the delegated authority of the people,

1 us, make you impersonating the public servant and  
2 then acting under the cover of law and that  
3 happens to be a felony.

4 Neither the current governor nor the Florida  
5 legislation is delegated the people in support of  
6 the unlawful commission. Mark Scmidter,  
7 administrator, investigator for the Florida  
8 People's Statewide Grand Jury --

9 COMMISSIONER CERIO: Mr. Scmidter, thank you.  
10 Gene LaCros.

11 MR. LACROSC: Gene LaCros from Florida,  
12 Ocala. The Florida Constitution Revision  
13 Commission, what are they revising or  
14 connecting -- correcting? My understanding of  
15 the ratification of the state constitution is  
16 that it was proposed by the legislature and by  
17 the people -- by the will of the people the  
18 constitution shall, yeah, the constitution,  
19 mirror the original constitution protect the  
20 rights of the people. We the people have the  
21 right to set up the assembly of the people, to  
22 nominate the delicates, and when elected to  
23 represent the county in the constitution  
24 convention. No bar attorneys, no lawyers, no  
25 judges or any other governmental servants are

1 permitted to participate in the process.

2 They cannot be chosen by the three branches of  
3 the government, nor the officers, including the  
4 governor, the speaker of the house or senate.  
5 Attorney general is also prohibited from  
6 participating. With respect and with the rights  
7 reserved, Gene LaCrosce.

8 SPEAKER: Yay.

9 COMMISSIONER CERIO: Thank you, Mr. LaCrosce.  
10 Laura Spears.

11 MS. SPEARS: Hi. Good evening. Thanks for  
12 being here. My name is Laura Spears, I'm from  
13 Gainesville, I'm a lifelong iconoclast graduate  
14 of FSU but I work at UF. I am an independent  
15 voter, lifelong. I voted in nine general  
16 elections since 1984. I voted for two  
17 Republicans, three Democrats, three independents  
18 and I wrote one candidate in.

19 But I am not unique. In fact, Florida has  
20 increased in diversity of voter registration  
21 since 1998 when Article VI, Section 5 was adopted  
22 mandating closed primaries. Independents make up  
23 almost 3.5 million of registered voters. That's  
24 27 percent of voters. This has tripled since  
25 1998.

1 Two parties dominate, though, and our  
2 population is increasingly diverse and cannot be  
3 represented unless we have greater choice. We  
4 are a diverse state. Our state would benefit  
5 from open primaries where the two parties can be  
6 fully scrutinized by all voters. Right now 3.5  
7 million people are disenfranchised in primary  
8 elections in Florida.

9 In some states one can register for a party on  
10 election day. Please consider some of these  
11 alternatives. Our diverse large state needs  
12 flexibility and a system that truly enfranchises  
13 all citizens. This is just one example of  
14 electoral changes that are needed in Florida.  
15 Others include automatic voter restoration and  
16 fair campaign finance reform. Thanks for taking  
17 the time to be here tonight.

18 COMMISSIONER CERIO: Thank you.

19 Next up is Melissa Hawthorne. And then we  
20 will have Bob Root, Violet Vergara and Brack  
21 Barker.

22 MS. HAWTHORNE: Hello, my name Melissa  
23 Hawthorne. I'm a member of the Women's March  
24 Gainesville. I'm a little embarrassed because I  
25 don't have an actual proposal to put forward to



1 you, but I figured I would talk about something  
2 close to my heart and I'm just kind of ad libbing  
3 here.

4 I have three children. I'm a lifelong  
5 resident of Alachua County. Two of my children  
6 are school age, they both go to public schools.  
7 We started out at a charter school. And part of  
8 the reason for that was because I wanted school  
9 to be creative and not stifle their love of  
10 learning by its prescriptive nature.

11 However, at the charter school we found that  
12 my son had a learning disability. We found this  
13 out late. We missed critical periods of time  
14 because I believe the charter school was not  
15 being held to the same quality of standards for  
16 public school. We transferred to a public school  
17 so that he could get help with his learning  
18 disability.

19 I want to share with you my fear 'cause I see  
20 this voucher thing being a hot topic across the  
21 state now. There's a lot of political pressure  
22 in both elections. I fear the creation of two  
23 different classes of education. And the reason I  
24 say two different classes of education is because  
25 the charter schools and private schools, while

1 they seem like school choice, it seems great at  
2 first as a parent, but there are so many ways for  
3 children to fall through the cracks.

4 Public schools do a great job. The reason why  
5 they're not doing their job is because they lack  
6 funding. I remember, I think it was the last  
7 CRC, there was a petition put forth to ask the  
8 legislature to put their money where their mouth  
9 is and devote a certain percentage of the state's  
10 budget to education every year because the  
11 variations back and forth, depending on all kind  
12 of political factors has really put a strain on  
13 the education of our children. So maybe I will  
14 put forth something to you in that regard.

15 COMMISSIONER CERIO: Thank you, Ms. Hawthorne.  
16 And again, you can file a proposal on the website  
17 if y'all would please keep that in mind.

18 Next up is Bob Root.

19 MR. ROOT: Good evening. The people who wrote  
20 the Florida Constitution states we the people of  
21 the state of Florida, blah, blah, blah, do ordain  
22 and establish this constitution. The very first  
23 words in the constitution of Article I, Section 1  
24 state "All political powers inherit in the  
25 people." So what does that tell us?

1       The answer is simple, the people hold all the  
2 power over the government, and the constitution  
3 is a document from the people to tell our  
4 government how to behave. The CRC was  
5 established by a joint resolution of each house  
6 of the legislature. Do you see are a problem  
7 here? None of you are elected or are  
8 representing we the people.

9       I guess the legislature forgot to read the  
10 very beginning of the constitution when they  
11 established the CRC. Yes, the people get to  
12 accept or reject revisions, but that does not  
13 correct the underlying legality of the CRC.  
14 You're good people, but you are -- your natural  
15 biases will dictate what revisions we get.

16       For example, would the CRC consider  
17 eliminating themselves as a board? Would the CRC  
18 consider the powers of the regulated -- yeah,  
19 regulating the powers of the bar? Many are  
20 members on here. Would the CRC consider  
21 laminating common core of Florida standards as we  
22 now know since commissioner of education's on the  
23 panel? Would the CRC --

24       COMMISSIONER CERIO: Thank you, Mr. Root.

25       MR. ROOT: -- judicial revisions like those

1 recommended by the 19th --

2 COMMISSIONER CERIO: Mr. Root, I'm sorry.

3 MR. ROOT: Thank you.

4 COMMISSIONER CERIO: Thank you, sir.

5 Violet Vergara.

6 MS. VERGARA: Good evening and thank you all  
7 for giving up your time and being here to listen  
8 to us. Hopefully you will hear us. I registered  
9 to vote as soon as I was old enough. That was in  
10 1970 and I was 21 years old. I really didn't  
11 know enough at that time about two parties of the  
12 presentation to make an educated and informed  
13 decision about which party I wanted to affiliate  
14 myself with.

15 But since at the time I was working for an  
16 answering service that was owned by State Senator  
17 Dan Scarborough, who was a Democrat, I registered  
18 as a Democrat.

19 As I got to know more about myself and as I  
20 learned more about the world we live in, I came  
21 to realize the Democratic party was a good fit  
22 for me. It remained a good fit for many years.  
23 But just as we all do, I continued to grow and  
24 mature. I continued to learn more about the  
25 world and the important impact politics has on

1 global events. My perceptions, my beliefs, my  
2 attitudes changed as I experienced life.

3 I found I was no longer so resolutely in the  
4 Democratic square. The square I was altered in  
5 shape, was growing to incapacity, included ideas  
6 from both sides of the aisle, ideas from the back  
7 of the room, from outside the room and down the  
8 hall.

9 As the years passed I became more and more  
10 disillusioned with the two-party system. I  
11 wanted to be able to pick and choose the person  
12 whose principles, standards, ideals and ethics  
13 best represented my beliefs, and I was unable to  
14 identify completely and wholeheartedly with  
15 either of the established mainstreamed political  
16 parties.

17 I began to consider myself a moderate and I  
18 wanted to be independent of any party  
19 affiliation. I wanted to be able to cross the  
20 aisle or go out of the room if I needed to find  
21 the person who would carry my standard.

22 I have said all of this to get to this point:  
23 Every natural born citizen and every naturalized  
24 American citizen should be allowed one vote in  
25 every election held on a local or a national

1 level regardless of which party or not they are  
2 affiliated with.

3 COMMISSIONER CERIO: Thank you, Ms. Vergara.

4 MS. VERGARA: That's it?

5 COMMISSIONER CERIO: Sorry. Thank you,  
6 though.

7 Mr. Barker.

8 COMMISSIONER NEWSOME: Can she send us the  
9 rest of her statement?

10 COMMISSIONER CERIO: Absolutely. If you would  
11 like to submit your statement, if you have an  
12 extra copy or want to leave us that one,  
13 Mr. Spicola right here would be happy to take it.

14 Mr. Barker.

15 MR. BARKER: Good evening. Brad Barker, I  
16 live in Levy County. My comments concern the  
17 constitutional agency, the FWCC. I'm not sure  
18 how they got that status but it's been decades,  
19 if not at least a half a century ago. The makeup  
20 of the directors on the FWCC are appointed by the  
21 governor, and currently and for very many years  
22 none of them have a scientific or a biological  
23 background.

24 I would like to see this reviewed in the  
25 constitution, if possible, to at least get a

1 two-thirds or a 50 percent change in the makeup  
2 of the FWCC commissioners.

3 The second thing is a voting advisory council  
4 which is also under that agency. Currently it is  
5 made up of a majority of people that are from the  
6 marine industry. Currently the representative  
7 that holds a seat for the environmental group  
8 spot is an attorney for a law group that  
9 currently or recently sued the federal  
10 government, and probably had one in the works for  
11 the state, regarding the delisting of Manatees.

12 The boating advisory council is also appointed  
13 by the governor. I think the appointment process  
14 needs to be reviewed and more reflective of  
15 current voting laws, current voting usage to  
16 include not just the motorboat industry but all  
17 recreational users. Thank you very much.

18 COMMISSIONER CERIO: Thank you, Mr. Barker.

19 Next up we're going to have, and I apologize,  
20 it's either Tommy or Tony Wells. After  
21 Mr. Wells, Richard Graybill and then Jerry  
22 Schumann.

23 MR. WELLS: All right. Thank you and good  
24 afternoon.

25 COMMISSIONER CERIO: State your name, sir.

1 I'm sorry.

2 MR. WELLS: I'm Tim Wells, I'm running for  
3 U.S. Congress here in District 3. I have first  
4 to join my voice to those in the brilliant course  
5 of people advocating for the restoration of felon  
6 civil rights. Then I'll proceed to echo the  
7 words of one of the earliest speakers, that  
8 corporations are not people and that money is not  
9 speech.

10 Rather than belaboring the fact that no one  
11 ever says speech is the root of all evil, let me  
12 proceed to an example of the consequences of that  
13 identification -- I would say misidentification.

14 And one of those most pernicious consequences  
15 is the development institution of privatized  
16 prisons. And it should be apparent to free  
17 people that the profit from the incarceration of  
18 your fellow citizens should not exist. Prisons  
19 should be to rehabilitate the felons so they can  
20 reenter the population with their civil rights  
21 restored and can function in society.

22 All the motivations of the for-profit prison  
23 system are exactly contrary to this possibility.  
24 There is no motivation to provide decent food,  
25 healthcare, much less rehabilitation. The



1 motivation is to maximize profits.

2 We have seen this in so many places, so many  
3 places that this privatization is not in the  
4 interest of the people, from healthcare by health  
5 insurance, as if that's a competition. Private  
6 prisons are perhaps the most pernicious because  
7 they take the people's freedom and they make them  
8 into indentured slaves subject to very low wages  
9 while they work in prisons.

10 I would propose by an amendment we disallow  
11 private prisons and we make prisoners subject to  
12 minimum wage laws so they can support their  
13 family while they are in prison. Thank you.

14 COMMISSIONER CERIO: Thank you, Mr. Wells.  
15 Richard Graybill.

16 MR. GRAYBILL: Richard Graybill. I'm going to  
17 do mine a little bit different than what I have  
18 written here but I'll give you the paperwork.  
19 First of all, I'd like to ask you a couple of  
20 questions. Why are so many of the items go  
21 against we the people? We desire a, very similar  
22 to Malachi, Chapter 2, versus 6 through 10, that  
23 you people would have a law and speak the truth  
24 and stay with the truth.

25 The other is this, on top of my paper area,

1 the unlawful Florida Constitution Review  
2 Commission, I would like you to make it lawful,  
3 not legal but lawful, just like it's been said,  
4 on my paper right here, it says before I didn't  
5 realize any of you that were we the people, I  
6 heard today there's actually probably three of  
7 you, so I would change that portion and I would  
8 bring notes to you on this: I don't come asking,  
9 I come telling because you're working for me.  
10 Even though someone has appointed you, you have  
11 come as a service or a servant, not to degrade as  
12 a person or individual or anything, but the  
13 delegates should come from we the people and not  
14 government or interest groups that have their  
15 own. Notice is not done by the government  
16 employees, servants or attorneys of law.

17 Also I would say on this that we would take  
18 and look at the prohibitive laws or violations  
19 that are becoming criminal laws, and instead of  
20 us being punished for walking on somebody's grass  
21 or using common sense and self-govern us, those  
22 issues have now been changed from prohibitive  
23 laws over to criminal cases.

24 The Bible gives us the main ones, it's  
25 criminal cases, and that's the one we should go

1 with. And I submit to you very respectfully,  
2 Richard Graybill to you. Thank you for the work  
3 that you do, but let's get in line and do this  
4 thing correctly and truthfully. Thank you.

5 COMMISSIONER CERIO: Thank you, Mr. Graybill.  
6 And you can give it to that gentleman right over  
7 there.

8 Jerry Schumann. And then after Mr. Schumann,  
9 it looks like it will be Hogan Smith. There's  
10 somebody I think they forgot to put their name  
11 down but their e-mail down, is, it looks like  
12 LecBev@Yahoo.com from Ocala, who wants to speak,  
13 and then Christopher Hopkins.

14 Mr. Schumann.

15 MR. SCHUMANN: I want to go on record as  
16 saying first of all my name is Gary Schumann, and  
17 most of you we have met. I saw you in  
18 Tallahassee a couple of weeks ago. And again,  
19 you know your tour here, public hearing tour is  
20 what you call it, Floridians speak, we listen.  
21 No, you don't. You're still here. Why? Several  
22 times this evening I have heard people referring  
23 to democracy. We don't have a democracy. We  
24 were left with a republic by our founding  
25 fathers, which is not exactly true either. We

1 were left with a Republican form of government.

2 That means that we the people are in charge.  
3 We have public servants. You know what I mean,  
4 public servants. These are people who we tell to  
5 do our bidding. We tell them what needs to be  
6 done and we expect them to do it.

7 Anyway, as I said, I'll kind of be short and  
8 sweet because I'm afraid that you people are  
9 definitely impersonating delicates of the people,  
10 which you are not. Thank you.

11 COMMISSIONER CERIO: Thank you, Mr. Schumann.

12 COMMISSIONER STEMBERGER: I would like take 60  
13 seconds to read from the Florida Constitution,  
14 Article XI --

15 THE COURT REPORTER: Who is speaking?

16 COMMISSIONER STEMBERGER: -- of the  
17 amendments, Section 2 --

18 THE COURT REPORTER: Who is speaking?

19 COMMISSIONER STEMBERGER: "Article XI of the  
20 amendments revision commission within 30 days of  
21 the convening of the 2017 regular session of the  
22 legislature, these 20 -- shall be established by  
23 the constitution commission propose the following  
24 37 members: Number 1, the attorney general of  
25 the state; Number 2, 15 members chosen by the

1 governor; Number 3, 9 members selected by the  
2 speaker of the house of representatives and 9  
3 members selected by the president of the senate.

4 "Four, three members selected by the chief  
5 justice of the Supreme Court of the State of  
6 Florida with the advice of the justice. B, the  
7 governor shall designate one member of the  
8 commission as its chair. Vacancies in the  
9 membership commission shall be filed in the same  
10 manner as original appointments."

11 Final paragraph, "Section C, each Constitution  
12 Revision Commission shall convene at the call of  
13 this chair, adopt which rules of procedure,  
14 examine the constitution of the state, hold  
15 public hearings. And not later than 180 days  
16 prior to its general election file with the  
17 custodian of state records its proposal, if any,  
18 of a revision of this constitution or any part of  
19 it."

20 This was adopted properly, this is in our  
21 constitution. Thank you.

22 COMMISSIONER CERIO: Somebody asked who that  
23 speaker was. That was Commissioner John  
24 Stemberger. And Commissioner Stemberger was  
25 reading from Article XI, Section 2 of the Florida

1 Constitution. It does create the Constitution  
2 Revision Commission just as a point of  
3 information if y'all have questions.

4 Next up --

5 COMMISSIONER NEWSOME: Commissioner Cerio, a  
6 real quick follow-up.

7 COMMISSIONER CERIO: Very quick.

8 COMMISSIONER NEWSOME: I'm trying to clarify  
9 this, too. That's in the constitution, guys.  
10 And so the cool thing about it is, this is the  
11 only vehicle that can give to the people the  
12 opportunity to vote directly on changing the  
13 constitution. So in any event, it's in the  
14 constitution itself. And thank you for pointing  
15 that out, Mr. Stemberger.

16 COMMISSIONER CERIO: Thank you. Thank you,  
17 Commissioner.

18 Next up is Hagan Smith.

19 MR. SMITH: Hagan Smith. I'm going to address  
20 what was just read from the Florida Constitution  
21 and the history of the lawyers and government  
22 servants creating and revising the Florida  
23 Constitution. That's exactly what's wrong right  
24 now. You have demonstrated in the history of the  
25 Florida Constitution that when we allow

1 government servants and the bar attorneys or  
2 lawyers to revise, amend or create a social  
3 compact, that you always increase your power over  
4 the people as the evidence is as follows: You  
5 have removed the right for the people to reform,  
6 alter or abolish the form of government in  
7 Article I, Section 1.

8 You have removed the guards against the  
9 transgressions upon the rights of the people in  
10 Article I, Section 27. You have removed the  
11 people's grand jury protection that people cannot  
12 be criminally prosecuted without a presentment or  
13 indictment by the people's grand jury, and added  
14 the government grand jury's controlled by the bar  
15 prosecutor.

16 You have removed the requirement that the  
17 prosecutor must verify that his inditement came  
18 from the people's grand jury. You have  
19 eliminated from the -- from the majority of the  
20 criminal prosecutions that trial by jury can be  
21 done by six jurors instead of by twelve. You  
22 have restricted the right to people bear arms.

23 You have eliminated the militia being  
24 necessary to a free state. You have removed the  
25 right of the people to bring criminal allegations

1 before the grand jury of the people instead of  
2 the bar union. You have removed the standard of  
3 the English language and created your own  
4 definitions to deceive the people at their  
5 demise.

6 You have perverted the original reason for a  
7 social compact created for the protection of the  
8 people. You have caused the foundational  
9 document known as the constitution to be  
10 converted from a social compact to corporations,  
11 where you, the bar lawyers and attorneys  
12 manipulating the government servants thereby  
13 controlling all three branches of government and  
14 subsequently the people as well.

15 You are members of a private dues paying union  
16 and foreign corporation for profit designed to  
17 subvert and overthrow of the Republican form of  
18 government. Government chosen delicates --

19 COMMISSIONER CERIO: Thank you, Mr. Smith.  
20 Thank you, sir.

21 MR. SMITH: I'll submit the rest.

22 COMMISSIONER CERIO: Yes, sir. Please.

23 Next up is the individual from Ocala who  
24 wanted to speak on the authority of the  
25 commission. Looks like LecBev@Yahoo.com or else



1 we'll have to move on.

2 (No response.)

3 COMMISSIONER CERIO: All right. Christopher  
4 Hopkins.

5 MR. HOPKINS: Thank you. My name is  
6 Christopher Hopkins. At the last meeting in  
7 Tallahassee, I asked Chairman Beruff if he would  
8 kindly give me a copy of the 1841 -- no, 1845  
9 constitution. I have still not received it. You  
10 said you were going to send it me, you asked if  
11 my information was correct, I said yes, it was,  
12 and it still is, my information today. So I  
13 would like to now get a certified copy because I  
14 don't know what I'm working with here, I want to  
15 make sure it's certified.

16 Also Mr. Kruppenbacher was the only person  
17 that had read the 1845 Constitution, so I'm  
18 asking the rest of you, have you read the 1845  
19 Constitution now? Have you read any of the  
20 previous constitutions? You need to know your  
21 history before you can do it today.

22 There are several words that we have to be  
23 careful of, words like "for" and "of." These are  
24 important to the constitution, if you look at any  
25 constitutions. When you look at the Constitution

1 of the United States, it's the Constitution for  
2 the United States of America, not of the United  
3 States of America. The one I have, the copy I  
4 have of Florida says, the 1845, it could be the  
5 1838 copy, whatever, it says a constitution or a  
6 form of government for the people of Florida, the  
7 constitution is not for the people of Florida,  
8 the constitution is for the government.

9 The constitution restricts the power of  
10 government, okay. We the people write the  
11 constitution for the people that work for us, our  
12 rights do not come from government, they come  
13 from God. Thank you.

14 COMMISSIONER CERIO: Thank you, sir.

15 Next up we'll have Helen Warren, Jordan Brown  
16 and then Payal Majmundar.

17 Ms. Warren.

18 MS. WARREN: Thank you. I was beginning to  
19 think my slip got lost. Thank you all for being  
20 here today and I am a city commissioner here in  
21 Gainesville, Helen Warren. The mayor spoke to  
22 you earlier. I don't really have anything new to  
23 add to any of the comments that have already been  
24 said, but I think the art of repetition is  
25 valuable for you to hear the voice of the people

1 asking for services, to get the attention that  
2 they deserve.

3 I'm concerned for the diversion of revenue  
4 that has been collected under the legislative  
5 policy which would be protected by the  
6 constitution with the intent of one use and  
7 belief that the constitutional revision allows  
8 and mandates to refocus of those funds.

9 And three areas that I'm concerned about with  
10 that; education. I grew up here in Florida. We  
11 have always been one of the lowest ranked states  
12 in the nation and I feel that the funding is  
13 diverting away from the public school services,  
14 structuring failure. And we need to be able to  
15 put the funds to the public education. That was  
16 the intent of our founding fathers back in the  
17 forming of this country.

18 Conservation. Our economy is dependent on a  
19 healthy community. The people of this community  
20 voted for the Florida Water and Land Legacy and  
21 to see those funds being diverted should be  
22 criminal.

23 Housing. Also dock stamps should be  
24 supporting the needs of the community, to get  
25 services to house. We're being told to provide

1 services for mental health and low income people  
2 but we're not getting the funds to support that.

3 I would like to also support restoration of  
4 voter's rights. And the redistricting, there  
5 should be no more than seven corners in the  
6 defining of a district. These districts that  
7 have 32, 50 corners should be beyond the game of  
8 Tetris. You know, seven corners or something  
9 should be reasonable and you should basically  
10 stretch the rubber band until the number of  
11 voters are in that area.

12 Two minutes is not very good but please do not  
13 water down the protections that are currently  
14 provided for Article IX and Article II for  
15 education and conservation.

16 COMMISSIONER CERIO: Thank you, Ms. Warren.

17 MS. WARREN: Thank you.

18 COMMISSIONER CERIO: Jordan Brown.

19 MS. BROWN: Hello. My name is Jordan Brown  
20 and I'm 18 years old and I'm a student at the  
21 University of Florida. I'm here today to issue  
22 all of you a challenge. I challenge you not to  
23 act or legislate according to your own personal  
24 beliefs but based on the beliefs of the people  
25 you represent, especially young people. When you

1 revise the constitution and propose amendments,  
2 don't just think how it will affect you, think  
3 about how it will affect me, my children, my  
4 grandchildren and so on.

5 When it comes to the environment, don't think  
6 short term. When it comes to women's rights,  
7 think about me and my future, think about the  
8 futures of women who are less privileged than I  
9 am and who rely on the services like planned  
10 parenthood and institutions like it provide.

11 When it comes to education, think about the  
12 millions of families that rely on free and  
13 comprehensive public education to thrive. In  
14 short, serve the people and do your job.

15 COMMISSIONER CERIO: Payal Majmundar.

16 (No response.)

17 COMMISSIONER CERIO: No. All right. Amol  
18 Jethwani.

19 MR. JETHWANI: Good evening. My name is Amol  
20 Jethwani and I'm the political director of the  
21 University of Florida College Democrats.  
22 Florida's population is expected to grow by 25  
23 percent by the time the next CRC will meet.  
24 Acknowledging that dramatic population growth, as  
25 part of the millennial generation that will

1 inherit the state from you, I would like to  
2 address our environmental priorities for your  
3 consideration.

4 Our waterways sustain our growing population  
5 and our source of economic growth. With our  
6 sensitive karst topography and limestone  
7 foundation, it is imperative that we prevent  
8 fracking to preserve our drinking water.

9 Furthermore, we must protect our springs,  
10 rivers and lakes from pollution, overpumping and  
11 environmental degradations while still fostering  
12 ecologically sustainable growth.

13 Next our coastline. It's eroding, and with it  
14 billions of tourist dollars and sensitive  
15 ecological habitats worth much more than money.  
16 If we want to be able to have another CRC in 20  
17 years, it's imperative that action is taken to  
18 protect our coastline and coastal ecology,  
19 crucial to fisheries, tourism and economic growth  
20 of this state.

21 Finally, currently 1 percent of our solar  
22 energy comes from solar power. I'm sorry, 1  
23 percent of our energy comes from solar power.  
24 Solar power has the ability to lower the cost of  
25 living in the state of Florida, foster Floridian

1 child growth and overwhelmingly improve our state  
2 and nation. As the sunshine state we should be  
3 the vanguard of solar powered energy.

4 It is crucial that the citizens of the state  
5 have the opportunity to contemplate  
6 constitutional amendments to protect and promote  
7 the environmental needs of our state.

8 Seeing that I have time left, I have one more  
9 request to the commission. The majority of you,  
10 no one on the commission looks like me or like  
11 members of the community in the state of Florida  
12 that are not represented by the commission. I  
13 hope that you take into consideration different  
14 viewpoints and different perspectives before  
15 making any decisions of what to suggest to the  
16 voters.

17 COMMISSIONER CERIO: Thank you.

18 Brian Nelson. And after Mr. Nelson will be  
19 Judy Etzler and Henry Munoz.

20 MS. NELSON: Hi. My name is Brian Nelson, I'm  
21 a -- at the University of Florida. I'm leading a  
22 sort of small little group of fellow students to,  
23 I guess, collect proposals and then submit them  
24 before the commission. My own personal proposal  
25 has to do with a topic that's near and dear to my

1 heart. That's the nonprofit industry.

2 I would just like to point out how easy it  
3 would be to, I guess, to strengthen the industry  
4 here in Florida. We have a very, I guess, strong  
5 and significant nonprofit sector. So there could  
6 be, I guess, an initiative like, I guess,  
7 assigning an independent office or board or  
8 director to oversee different rules being  
9 submitted to strengthen the nonprofit industry.

10 I would like to point out that there's two  
11 different forms of incorporation that other  
12 states have used. They are commonly known as B  
13 corps or mutual benefit corporations. And they  
14 actually help promote the efficiency of the  
15 nonprofit corporations.

16 So people that donate, unwary donors sort of  
17 get an idea how productive a nonprofit is. And  
18 so these are the sort of opportunities that you  
19 can take a look at, the nonprofit industry. It's  
20 something that many Floridians care about. And  
21 I'll close with that. Thank you.

22 COMMISSIONER CERIO: Thank you, Mr. Nelson.  
23 And if you do have a proposal, you can turn it in  
24 if you're ready.

25 Judy Etzler.



1 MS. ETZLER: Hi. My name is Judy Etzler and I  
2 want to thank you for coming to Gainesville. And  
3 it's a pleasure to speak to you. And what I want  
4 to advocate for is Home Rule. I recently went up  
5 to Tallahassee and not in support of HB759, which  
6 was the rule that would -- the house bill that  
7 would have given more management to GRU, but to  
8 advocate for Home Rule.

9 I spoke and the House Bill 759 passed. I want  
10 to give you just a little background. I own my  
11 own well, and I'm now on Florida Power that is  
12 located further south. And I noticed that when  
13 two hurricanes came through, my power was out for  
14 two weeks. I had no water for two weeks. I had  
15 no electricity for two weeks. So essentially I  
16 was camping in my own home. It was very  
17 uncomfortable. But unfortunately I work for  
18 Shands as a medical coder and they allowed me to  
19 shower.

20 But I was also going to school to get my AS  
21 degree and I studied in public libraries. So I  
22 want you to know how important it is that Home  
23 Rule, and particularly the one that I was worried  
24 about for GRU, I asked after two weeks when my  
25 power was restored, why wasn't it restored

1 earlier, and was told, well, there are population  
2 centers down south that we had to service before  
3 we serviced you. So I was without power for two  
4 weeks camping in my own home.

5 So that's what I -- it's very personal. And  
6 Home Rule is important. People need to be able  
7 to, you know, say what they want within their own  
8 communities. And thank you for being here.

9 COMMISSIONER CERIO: Thank use, Ms. Etzler.  
10 Henry Munoz. And after that we will have Kathy  
11 Gibson, William Lovett and Durell Tootle.

12 Good evening, sir.

13 MR. MUNOZ: My name is Henry Munoz. I'm an  
14 activist with the tea party Americans for  
15 Prosperity. I'm also an MSTU chairman. And I'm  
16 very active in my community and church. I'm  
17 asking that you guys do no harm to us the people  
18 with any of your suggestions. I ask that you fix  
19 Article IX so that you can codify school choice  
20 so that people can have a choice of where to go  
21 of how they can educate their children. I have  
22 homeschooled my child for a period and he's  
23 always been in a private school setting. I came  
24 from a private school setting. I put myself  
25 through college. He's working to do the same

1 thing. I ask you do no more harm.

2 Also I ask that you allow the populous on all  
3 campuses to be armed with whatever weapon they  
4 see fit. I know they don't think it's good but I  
5 know it's good because I would like my son to be  
6 able to protect himself, not wait for some police  
7 officer from the college he's at to come and help  
8 him out.

9 I ask that you get rid of all gun restrictions  
10 period in the const -- in this constitution to  
11 make it sure that everybody's right to be armed  
12 is not infringed. And I say armed. I'm not  
13 talking about guns. It could be just a knife. I  
14 know in Miami, Florida, if you have a certain  
15 type of knife, you're in trouble if you don't  
16 have a concealed permit.

17 COMMISSIONER CERIO: Thank you very much.

18 Okay. And thank you all again, all kidding  
19 aside, thank you for using the green cards and  
20 the red cards. It does help things to move along  
21 and it's respectful of the other speaker.

22 Kathy Gibson. Thank you, Ms. Gibson.

23 MS. GIBSON: Good evening. Good evening Mr.  
24 Chairman and members of the CRC. My name is  
25 Kathy Gibson, I'm a volunteer with the Americans

1 for Prosperity. And I'm here first to ask you  
2 simply not to do anything and hold all of us, the  
3 citizens of Florida, harmless. If this  
4 commission does see fit for putting something  
5 forward, we ask that it will be done in the most  
6 transparent way possible.

7 We also ask that if you must fix something,  
8 that you would please fix Article IX. We hope  
9 you will rework it to ensure and codify school  
10 options in Florida. We believe school choice has  
11 been under attack in the court system and we hope  
12 that if the CRC does anything, they will make  
13 sure school choice will be ratified in the  
14 constitution.

15 My next remarks will be as a proud midwife.  
16 My husband flew with this nation for 21 years and  
17 as such we moved multiple times and saw many  
18 levels of education in the states we lived in.  
19 We made the choice to put our children in private  
20 school and the necessary financial sacrifices.

21 In every case the private schools were one to  
22 three years ahead of grade level for what our  
23 children would be in. I have served on numerous  
24 boards. Their budgets, the private schools do  
25 more with less money per student than the public

1 schools do. This country was founded on choice  
2 and I hope you will make choice for the parents a  
3 real thing for the state. I think every parent  
4 should have a choice to pick the education that  
5 fits their child. Thank you.

6 COMMISSIONER CERIO: Thank use, Ms. Gibson.  
7 Next up, William Lovett.

8 MR. LOVETT: Thank you, Mr. Chairman and  
9 Commissioners. My name is Bill Lovett. I am  
10 just a people on the land in the state of  
11 Florida. I would like to bring to your attention  
12 that the government of this state has removed the  
13 checks and balances against the people. We are  
14 exhibiting in a lot of cases government  
15 oppression, and this is a transgression against  
16 the rights of the people, and we are seeking and  
17 demanding that we have remedy and relief  
18 concerning this matter. I yield. Thank you.

19 COMMISSIONER CERIO: Thank you, Mr. Lovett.  
20 Durell Tootle. And after Mr. Tootle will be  
21 Mary Bahr, Matt P, initial P, and Robert Mounts.

22 MR. TOOTLE: Good evening. My name is Durell  
23 Tootle. I work with the Americans for  
24 Prosperity. I'm a sixth generation native  
25 Floridian and have lived through two previous

1 commissions. Thank you for your efforts and the  
2 long hours you guys are putting in 'cause it is a  
3 thankless task. But you are -- we appreciate it.

4 And as I said, do no harm is a good way to go.  
5 We have a law of unintended consequences quite  
6 often happens. We had somebody mention we had  
7 four pig farmers that are out of business. It's  
8 in the constitution. There's a lot of things can  
9 occur that you just don't know what occurs  
10 downstream. That's the biggest thing. Most of  
11 this stuff needs to be legislatively issued and  
12 done through that, through the legislatures.

13 It would be -- I can understand wanting to  
14 have civics class and economics class and maybe  
15 some physics, or sorry, but anyway long and  
16 short, do no harm is a good option. Thank you.

17 COMMISSIONER CERIO: Thank you, Mr. Tootle.  
18 We're going to do three more -- perhaps three  
19 more speakers and then we'll take a five-minute  
20 break.

21 Mary Bear or Bahr. I apologize.

22 MS. BAHR: You got it. I growl at people who  
23 say bear. You don't get a growl. Thank you for  
24 coming to Gainesville. I really, really  
25 appreciate that you're here. I can see you're

1 kind of glazing over a little bit, I'm feeling  
2 sympathy for how many of these you must have to  
3 do, but thank you for being here.

4 I'm a retired public school teacher. I taught  
5 in a Title I school in Marion County for 18  
6 years. It was a wonderful experience for me and  
7 I love the kids.

8 During that career I did follow education  
9 policy as it was being formed in Tallahassee.  
10 And one of the biggies about between ten and  
11 fifteen years ago was when we really started  
12 pushing the high stakes testing.

13 And so I'm following this committee in  
14 Tallahassee, and some of my colleagues have taken  
15 the day off and they have gone to testify. And  
16 they actually were told, sorry, we're out of time  
17 after they -- some of them came from Miami, and  
18 they didn't get to testify.

19 And so I started reading up on what's going on  
20 here. And I realized the chair of this committee  
21 was taking money from a testing service. He was  
22 a lobbyist. And I thought this can't be. This  
23 can't be legal, until I looked it up and there's  
24 several sources, and yes, you can do that in  
25 Florida. I was shocked.

1           And so through the years I've watched a whole  
2 array of people running charters. Now, I'm not  
3 saying charters are a bad thing, I'm just saying  
4 I don't think that if you are profiting from a  
5 charter school you should be also on or running a  
6 committee on education. I just don't think it's  
7 right.

8           And I think also, and I know some people have  
9 done this and I appreciate it, some people have  
10 recused themselves on voting on certain bills  
11 because their immediate family owns charter  
12 schools. That's just education. I'm thinking  
13 well, gee, if that's not --

14           COMMISSIONER CERIO: Thank you very much.

15           MS. BAHR: -- illegal, we need to take that,  
16 we need to make that illegal.

17           COMMISSIONER CERIO: Thank you, Ms. Bahr.  
18 Thank you.

19           Mat P.

20           MR. P: Hello, thank you so much for coming  
21 out tonight, I really appreciate it. As she was  
22 saying, it's great to be able to come here and  
23 for you guys to listen to us. I'm about to have  
24 a bunch of red signs come against me but I just  
25 want to take a minute to -- but I'm sure you guys



1 already know this, but remind you the hearings  
2 that you are participating in are fought much  
3 further left than the state of Florida in general  
4 is.

5 For example, we've got one in Gainesville now,  
6 but if you look at a map, a political map of  
7 Florida, you're going to see a big blue dot and  
8 it's surrounded by red.

9 And so all these people in Dixie, I think we  
10 had one gentleman from Levy County that was able  
11 to make it out tonight, but the people here are  
12 not representative of the state as a whole so I  
13 just want to remind you of that.

14 And I don't know if you know about this but we  
15 actually had -- that Shapiro, a conservative  
16 speaker come to campus a few weeks ago and he  
17 packed out the university auditorium. People  
18 were selling tickets that they got for free for  
19 up to \$50 because they wanted to hear the  
20 conservative speaker's comments, hear what he had  
21 to say. So there are a lot of conservatives, and  
22 I have a lot of friends who were not able to make  
23 it here tonight, and another reason is it's a  
24 Wednesday night, there's a lot of conservatives  
25 that are at church tonight.

1           So I just want to encourage you guys there are  
2 a lot of people that are just not able to come to  
3 these meetings and we are pro life, we are pro  
4 gun, we are pro school choice, pro choice in that  
5 regard, but pro life, obviously when it comes to  
6 protecting the unborn.

7           These are issues that we're very, very  
8 concerned about. We want to see open carry on  
9 campus, everywhere. We want to remove gun-free  
10 zones as Speaker Corcoran has pointed out, the  
11 majority of mass shootings happened in gun-free  
12 zones. So gun-free zones are not actually gun  
13 free.

14           So anyways, thank you so much. I know you  
15 listened to a lot of opinions tonight and we  
16 appreciate it, so god bless America.

17           COMMISSIONER CERIO: Thank you.

18           Robert Mounts.

19           MR. MOUNTS: Thank you, Mr. Chairman. I'm  
20 Robert Mounts, a retired attorney. And 45 years  
21 ago, Attorney General Bondi, I was arguing with  
22 Frank Markie, General Chevinstaff about capital  
23 punishment. Furman v. Georgia, nine opinions  
24 struck down capital punishment in America. There  
25 was two blue ribbon commissioners that went

1 around the state. There was a huge cry to  
2 reinstate it. They just argue about for what.  
3 Then they through it to mister staff counsel, in  
4 my case, Deputy General Counsel Rubin Askew, to  
5 figure out how do we craft a statute that will  
6 muster in the U.S. Supreme Court.

7 Ray Markie and General Chevinstaff thought it  
8 had to be a mandatory statute. The governor's  
9 office, we went after the model penal code  
10 aggravating and circumstances, and we felt that  
11 the overwhelming need was transparency, take it  
12 out of the secrecy of the jury room and put it  
13 into the hands of the judge.

14 At that time it was accepted wisdom that  
15 judges did sentencing, jurors did decisions on  
16 guilt or innocence. If they found them guilty of  
17 a capital crime, then there was a sentencing  
18 hearing and the judge took it from there. There  
19 was a written opinion which was reviewable. It  
20 was out in the open. That was the hope. It's an  
21 abject failure.

22 Why? Because of the Ring v. Arizona, which in  
23 2002 said that the jury must make the decision of  
24 finding aggravating circumstances, taking it out  
25 of the hands of the judge. We deliberately made

1 it an advisory opinion. And now since Hurst v.  
2 Florida applied in Florida we have a jury making  
3 decisions again, it's going to be secret, you're  
4 going to end up with the same racial disparities  
5 that we have always had with capital punishment.  
6 It must end finally. We did our best and it's a  
7 failure. Please abolish capital punishment in  
8 Florida.

9 COMMISSIONER CERIO: Thank you, Mr. Mounts.  
10 Just one matter of housekeeping. We're going to  
11 take a short break now but I want to thank the  
12 audience, thank you for the use of the green and  
13 red cards. Hissing and booing at these  
14 commission meetings is only permitted if you're  
15 going to hiss and boo Commissioner Smith's garnet  
16 and gold bow tie. But other than that, we really  
17 appreciate the restraint. We'll be back in five.

18 (A brief recess taken.)

19 CHAIRMAN BERUFF: Here we go. We're going to  
20 reconvene the meeting and turn over the gavel to  
21 Commissioner Bondi.

22 COMMISSIONER BONDI: If everyone would come to  
23 order. Okay. If five of you could come up at  
24 one time. Ajay Dayal, Jordan Oms, Trevor  
25 Schaettly. And I apologize for the names.

1 Kristen Reaver. Thank you for the nice  
2 handwriting. Okay. We'll start off with Ajay,  
3 I'm pronouncing it wrong, I'm sure.

4 MR. DAYAL: Actually, you got it right.  
5 That's good. Not -- so yeah, my name is Ajay  
6 Dayal, I'm a first year student here at the  
7 University of Florida. And I was a participant  
8 in the Future of Florida Summit that one of my  
9 proposals was the one that was sent to you. It's  
10 for raising the mandatory judicial retirement age  
11 from 70 to 75.

12 So when I was at the Future of Florida Summit,  
13 I was able to talk to, you know, a lot of views  
14 from across the state. And someone that we were  
15 able to speak a little bit with about the  
16 judicial system was a former supreme court  
17 justice who had been, you know, forced into  
18 retirement at age 70.

19 And what I was really surprised and what my  
20 entire group was really surprised at was how this  
21 guy was no longer able to do the job that he knew  
22 so well but he was still sharp as a tack and  
23 could still obviously perform his duties very  
24 well.

25 So what we thought of, was to take the

1 existing text in the constitution in Article V,  
2 Section 8, and simply raise the number there from  
3 70 to 75, to adjust for the increase in life  
4 expectancy from 70 years to 78 years now in the  
5 United States since the law was originally  
6 written. This would allow for the top -- some of  
7 the brightest, most experienced legal minds in  
8 Florida to stay in their positions as supreme  
9 court justices and judges and ultimately serve  
10 the citizens of Florida better by contributing  
11 their significant legal knowledge and legal  
12 experience.

13 With the time that I have left, I want to  
14 address something that was said earlier by one of  
15 the more conservative members seated in the room  
16 right now saying that Gainesville is not  
17 represented by the rest of the state. I think  
18 it's very important that you guys are here and  
19 thank you guys for making the trip here and  
20 staying for so many hours because this -- the  
21 people that are in Gainesville, the students like  
22 myself are the ones that are the most affected by  
23 anything that's done here by the legislature, and  
24 we're going to be the ones that are voting for  
25 things that are on the ballot next, so I hope you

1 you consider --

2 COMMISSIONER BONDI: Thank you.

3 MR. DAYAL: -- this amendment that I just put  
4 forward. Thank you.

5 COMMISSIONER BONDI: Jordan. It's Jordan  
6 O-M-S.

7 (No response.)

8 COMMISSIONER BONDI: Trevor.

9 MR. SCHAETTLY: Good evening. My name is  
10 Trevor Schaettly. I just want to thank you all  
11 for being here. As a student here at the  
12 University of Florida, I ask you to keep these  
13 two questions about college affordability on your  
14 minds during your deliberations. Are there any  
15 provisions that can be made during the  
16 constitutional revision process that would secure  
17 Florida Bright Futures for students due to the  
18 fact that it's been such a beneficial program.

19 And then the second, are there any provisions  
20 that can be made during the constitutional  
21 revision process that would mention or ensure  
22 college affordability. Thank you.

23 COMMISSIONER BONDI: Thank you.

24 Kristen Reaver.

25 MS. REAVER: Hi there. Thanks for being here

1 tonight. I have a quick question for you. Let's  
2 see if I can bring it up. I am a scientist and I  
3 have a question for you, or I want to voice some  
4 concerns about climate change. I'm concerned  
5 that climate change is not being appropriately  
6 dealt with in the state of Florida.

7 The scientific community has reached an  
8 overwhelming consensus that climate change is  
9 occurring and that human activity is the leading  
10 cause. However, the topic of climate change  
11 remains a partisan issue in the state. Florida  
12 in particular is one of the most at-risk states  
13 in terms of climate change effects.

14 The science has already shown that devastating  
15 impacts to Florida as a result of sea level rise,  
16 salt water intrusion and transient extreme  
17 weather. If we do not act, Florida will continue  
18 to see crippling, economic environmental  
19 devastation.

20 Florida's economy relies on the natural  
21 resources and they are at stake. We are not  
22 doing enough to ensure the conservation of these  
23 resources for future generations. I urge you to  
24 listen to the experts and to listen to the  
25 science. We no longer have time for personal



1 opinions or political agendas.

2 Climate change is not a partisan issue so  
3 please consider climate change in your  
4 deliberations. Thank you.

5 COMMISSIONER BONDI: Up next, Richard Powell.

6 (No response.)

7 COMMISSIONER BONDI: Janet Humphreys.

8 (No response.)

9 COMMISSIONER BONDI: John Strina, M.D.,  
10 Dorothy Olson and Diego Echeverri, please come on  
11 up.

12 Richard Powell?

13 (No response.)

14 COMMISSIONER BONDI: Richard?

15 (No response.)

16 COMMISSIONER BONDI: Okay. Janet Humphreys.

17 MS. HUMPHREYS: Hi, I'm a psychologist working  
18 in Gainesville. I do disability determinations  
19 for people across North Central Florida, and  
20 recently I have found some things that are very  
21 disturbing and I'm going to talk about religious  
22 discrimination. We have already had legislation  
23 proposed nationally and in our state allowing for  
24 religious discrimination against divorced  
25 parents, never married parents, homosexuals and

1 even persons having sex outside of marriage.

2 Which might make you wonder who they would be  
3 able to not discriminate against. These proposed  
4 bills would also extend to children of these  
5 single persons and others, these discriminations.  
6 They could also randomly withhold government  
7 contracts from the religiously offensive. This  
8 is a clear path to a totalitarian bureaucracy and  
9 further oppression of women and their children.

10 Part of my job is doing learning disability  
11 testing for children. And I've seen very bright  
12 children in public schools who have been made to  
13 repeat grades when they were scoring several  
14 grade levels above their current grade. Some of  
15 these bright children are actually placed in ESE  
16 classes to handicap them.

17 Some of the parents say these are Ku Klux Klan  
18 schools, which if you're not aware in this part  
19 of the state, the Ku Klux Klan is the enforcer of  
20 the christian Taliban here. Our children --

21 COMMISSIONER BONDI: Thank you very much. You  
22 can submit your -- you can submit your writing  
23 and we'll all read it if you would like to.

24 MS. HUMPHREYS: Thank you.

25 COMMISSIONER BONDI: John Stirna.

1 MR. STIRNA: Thank you very much for this  
2 opportunity. I represent a crisis pregnancy  
3 center here in Gainesville that has been  
4 operating for over ten years and it's making  
5 gains day by day. I am a -- the offspring of a  
6 Lithuania immigrant from a peasant class during  
7 the First World War living in abject poverty and  
8 fear.

9 And when he came to this country, my father  
10 just loved life in every respect, he never wanted  
11 to go back, and he implicated that in my life.  
12 And my wife and I are very pro life. We have had  
13 12 children and we now have beautiful 38  
14 grandchildren.

15 So they are all of that same mentality. So  
16 based on the problem at hand we have a privacy  
17 clause in the Florida Constitution that has been  
18 more liberal than in the federal courts have  
19 allowed.

20 In 1989 our state struck down a parental  
21 consent law that has been upheld at the federal  
22 level. Just last year our state courts enjoined  
23 against a 24-hour reflexion period prior to an  
24 abortion even though that kind of law has been  
25 upheld in the federal courts.

1           After hearing testimonies of Silent No More,  
2           the original, not NOWs, but the Silent No More,  
3           Project Rachel, post abortive women who regret  
4           their abortions, I realized that support for  
5           these desperate women is seriously needed, not  
6           only before but after their abortions. That  
7           crisis pregnancy center here in Gainesville, it  
8           gives women a chance to reflect on the sonogram  
9           of their children and withdraw without --

10           COMMISSIONER BONDI: Dr. Stirna, thank you  
11           very much.

12           MR. STIRNA: Thank you.

13           COMMISSIONER BONDI: Dorothy Olson.

14           (No response.)

15           COMMISSIONER BONDI: Diego Echeverri. If I  
16           pronounce your name wrong, I'm sorry.

17           MR. ECHEVERRI: That's great. Thank you very  
18           much. My name is Diego Echeverri, I am  
19           coalitions director for Concerned Veterans for  
20           America. We are a veterans advocacy group. I  
21           was happy to hear at least one military family  
22           member speaking before me. Unfortunately, I feel  
23           like there's an underrepresentation of our voices  
24           as military veterans who have borne the burden of  
25           battle.

1 I, myself, I served in the U.S. Army with the  
2 Tenth Mountain Division, I did ten months in  
3 Afghanistan and I came back in 2005, went to  
4 school. My first job was in government and I  
5 decided to continue my service to my country that  
6 I immigrated to when I was 12 years old by  
7 working in the governor's office and other  
8 offices, and it's been a pleasure.

9 Now I work for this group and we fight for  
10 veterans, we advocate for veterans. And there's  
11 three main topics I would like to speak with you  
12 about. One is to fulfill the promises made to  
13 veterans and military family members. Right now  
14 the VA is failing our veterans miserably.  
15 Malfeasance, we have malpractice, we have  
16 overprescription of drugs. It is systematic  
17 across the VA and it isn't being fixed.

18 I would urge you to lend your voices to the  
19 voices of reform and accountability and  
20 transparency at the VA. Please infringe -- as  
21 you can continue these meetings, please refrain  
22 from infringing on any amendment which might  
23 infringe on freedom of speech.

24 Please also refrain from any wasteful  
25 government spending. All decisions on or around

1 government spending levels needs to be met with  
2 the highest level of scrutiny. And that even  
3 includes defense spending. We have -- defense  
4 spending, it's a little bit out of control. If  
5 we curtailed some of the defense spending, maybe  
6 we could put that towards military government for  
7 those who are injured at the VA, et cetera.  
8 Thank you very much.

9 COMMISSIONER BONDI: Thank you.

10 Eleanor Thom or Tom, if you could come up,  
11 please. Whitney Markle, Alejandro Levy, David  
12 Allred and Barbara Bryom. And thank you all for  
13 good handwriting.

14 Eleanor.

15 MS. THOM: Hello. My is Eleanor Thom and I'm  
16 a resident of Alachua County. Because of the  
17 Florida Constitution's explicit right to privacy,  
18 the right of privacy is a fundamental right  
19 within Florida, including the fundamental right  
20 to an abortion. We urge you to preserve this  
21 fundamental right to privacy for women in  
22 Florida. The citizens of Florida opted for more  
23 protection from government intrusion when they  
24 approved Article I, Section 23 of the Florida  
25 Constitution.

1       This amendment is an independent, freestanding  
2 constitutional provision which declares the  
3 fundamental right to privacy. Article I, Section  
4 23 was intentionally phrased in strong terms.  
5 The drafters of the amendment rejected the use of  
6 the words "unreasonable" or "unwarranted" before  
7 the phrase "governmental intrusion" in order to  
8 make to privacy right as strong as possible.

9       The people of this state exercised their  
10 prerogative and enacted an amendment to the  
11 Florida Constitution which expressly and  
12 succinctly provides for stronger right to privacy  
13 than found in the United States Constitution.

14       This commission should not threaten women's  
15 fundamental right to privacy. The decision about  
16 whether to end a pregnancy or carry a pregnancy  
17 to term is a personal and private medical  
18 decision. There is no decision more private, and  
19 we urge the CRC to preserve the explicit privacy  
20 protections in Florida's Constitution as they  
21 relate to women's access to abortion services.  
22 Thank you.

23       COMMISSIONER BONDI: Thank you.

24       Whitney or Whitey Markle. Alejandro Levy.

25       MR. MARKLE: It's Whitey. Thank you.

1 COMMISSIONER BONDI: Whitey. I'm sorry,  
2 Whitey Markle.

3 MR. MARKLE: That's okay. Thanks for being  
4 here. By the way, we do constitutional  
5 amendments every time there's an election, we  
6 have done amendments for the last 20 years, I  
7 believe, so -- and it seems to be very effective  
8 without leaving out the pig amendment, I agree  
9 with that one.

10 Here's some that I would suggest. The public  
11 service commission should be elected, shouldn't  
12 be appointed. They have a lot of power, the  
13 Senate Bill 1238 passed through its third  
14 reading, where the public service commission will  
15 be directed by the legislature to allow the  
16 utilities to charge their customers for  
17 out-of-state investments, win or lose they keep  
18 the money. They get a guaranteed rate of return  
19 by the state. And some people would call that  
20 fascism but I wouldn't want to go that far.

21 But the state of Florida needs to be  
22 subsidizing things, like solar. We're the number  
23 three state in the union for sunshine. We are  
24 the sunshine state. No subsidies. Florida's  
25 ranked number 43 in the nation for solar



1 investment. We need to move forward with that  
2 and quit subsidizing the utility companies.

3 Water is a very critical issue. 60 percent of  
4 our economy revolves around tourism which  
5 revolves around water. So rather than have the  
6 Commissioner of Agriculture who produces about 4  
7 percent of the state's economy on the cabinet, we  
8 should have the secretary of the department of  
9 environmental protection. There's where the  
10 money is.

11 Here's a big one. We need to restore the  
12 Ocklawaha River. Forty-five years since the  
13 Clean Water Act said restore it. Thank you very  
14 much. Water management district boards need to  
15 be elected, not appointed. All of this stuff is  
16 appointed and there are no environmentalists on  
17 any of these boards now. There's probably not an  
18 environmentalist among you and I doubt any of you  
19 belong to an environmental organization.

20 COMMISSIONER BONDI: Thank you.

21 MR. MARKLE: Is that it, zero. Thank you very  
22 much.

23 COMMISSIONER BONDI: Thank you. Alejandro  
24 Levy.

25 (No response.)

1 COMMISSIONER BONDI: David Allred.

2 (No response.)

3 COMMISSIONER BONDI: Barbara Byrom. And  
4 Barbara while you come up, let me call the next  
5 five names, if you don't mind so they can come on  
6 up. Gary White, Gerald Stein, Kristina Fields,  
7 Drollene Brown and Joe Vaughn. Go ahead.

8 MS. BYROM: Hi. Thank you. Good evening,  
9 thank you for being here, my name is Barbara  
10 Byrom, I'm here from Levy County, I'm  
11 representing a small group called Citizens for an  
12 Engaged Electorate. Our mission is to do  
13 outreach work with people around Levy County and  
14 discuss with them the issues that are important  
15 to everyone's lives. Issues like healthcare, the  
16 restoration of the U.S. Postal Service, voting  
17 rights restoration. We're also a three VPRO so  
18 we regularly do voter registration work and  
19 education on the clemency process here in the  
20 state.

21 I did not write down my comments, I wasn't  
22 sure I would be speaking tonight but I will make  
23 sure to get something written and submit it.  
24 Basically what I would like to say is despite the  
25 fact that Levy County is in that very red portion

1 of the map in the state of Florida, there is a  
2 lot of what would be called liberal thinking on a  
3 number of issues.

4 For example, people believe that rights should  
5 be part of this -- of the state constitution, the  
6 right -- the right for workers to talk among  
7 themselves about their jobs, how much they're  
8 paid, whether they're being discriminated  
9 against, women's rights to equal pay, the right  
10 to work for lesbian, gay bi-trans-queer people.  
11 They should not be able to be fired for no  
12 reason.

13 Did I say minimum wage should be a living  
14 wage? We believe these rights should be part of  
15 the state constitution and not something that is  
16 subject to the whim of the politicians every time  
17 the wind blows. Thank you.

18 COMMISSIONER BONDI: Thank you.

19 Gary White.

20 (No response.)

21 COMMISSIONER BONDI: Gerald Stein.

22 (No response.)

23 COMMISSIONER BONDI: Kristina Fields.

24 MS. FIELDS: Kristina Fields, retired teacher.

25 I'm here to tonight to discuss the ERA. Possibly

1 the ERA was ahead of its time having been  
2 initiated 35 years ago and not passed. I suspect  
3 half of the people in the audience were not even  
4 born when this was conceived, or were toddlers,  
5 but it was an important issue.

6 And unfortunately, many are probably not aware  
7 of the impact it would have had on women's  
8 rights. No southern state voted for the ERA.  
9 Florida could set an example and vote for it now.  
10 If Florida and one other state passed it, this  
11 might be enough to set the impetus forward and it  
12 would be passed nationwide.

13 Mainly the time frame has passed and that's  
14 why it's important and it would have to be  
15 reinstated. Why is this relevant today and why  
16 is it relevant to you? The CRC needs to use  
17 strong, explicit and clear verbiage outlining the  
18 needs of -- and clear language in all areas of  
19 the revised constitution to ensure equal rights  
20 for all women and all citizens. Thank you.

21 COMMISSIONER BONDI: Thank you.

22 Darlene Brown -- I'm sorry, Drollene Brown.

23 MS. BROWN: You got it right. My name is  
24 Drollene Brown. I moved to Florida in 1970, I  
25 was 31. And while I was down in South Florida I

1 had a number of careers and jobs, I couldn't tell  
2 the difference which was which when you get up  
3 and go to work every morning, it doesn't make a  
4 difference. But I have been a teacher of  
5 sociology in a small college in Boca Raton, I  
6 have been a manager at a savings and loan, I was  
7 an owner and vice president of an airline  
8 consulting firm with my husband.

9 And when I moved to North Florida, in Levy  
10 County, I owned a publishing firm, and I'm now a  
11 writer and editor, freelance, and every day I  
12 visit my husband in a nursing home who has  
13 Alzheimer's.

14 I'm telling you that not because I want you to  
15 know I'm old but because I want you to know I'm  
16 busy and I don't do political activism because I  
17 have nothing else to do. I work with the group  
18 that Barbara Byrom mentioned, Citizens for  
19 Engaged Electorate. And we are busy. But there  
20 are three things I want to mention that I was  
21 busy about. I came up here to Gainesville to a  
22 town hall and I talked about gerrymandering after  
23 the amendment had passed, to stop gerrymandering.

24 We had a town hall. This was after the  
25 legislature had sued the people to do away with

1 the gerrymandering. I stood out in the sun and  
2 got thousands of signatures on the water and land  
3 amendment. And then once we got the amendment  
4 passed, I campaigned for it. That passed.

5 I campaigned last year to get an enticement  
6 for people to put solar panels on their rooftops.  
7 Legislature has tried to circumvent the will of  
8 the people.

9 COMMISSIONER BONDI: Thank you.

10 MS. BROWN: I'm frustrated. Fix it, please.

11 COMMISSIONER BONDI: Thank you. Joe Vaughn  
12 Joe Vaughn. Mr. Vaughn, while you come up, I'm  
13 going to go ahead and call the next five names.  
14 Ken Cornell, Christopher Ritch, Larry Cochran,  
15 Daniel Welden and Carolyn Torrey.

16 Go ahead, Mr. Vaughn.

17 MR. VAUGHN: Thank y'all for having us here  
18 tonight. Thank you for coming to Gainesville. I  
19 support Article II, Section 7 of the Florida  
20 Constitution. I feel that our legislator --  
21 legislature has willfully chosen not to follow  
22 the will, the stated will of the voters to  
23 purchase and protect environmental sensitive  
24 lands. I hope and expect that the Amendment I,  
25 two election cycles ago for land acquisition and

1 protection be enacted to the full extent and  
2 fulfill the will of the voters of the state of  
3 Florida. I think we made that very clear, 75  
4 percent.

5 That's really all I have to say. But I need  
6 to say I support open primaries. I support a  
7 women's right to choose and I support Home Rule.  
8 Thank y'all very much.

9 COMMISSIONER BONDI: Thank you.

10 Ken Cornell.

11 MR. CORNELL: Madam Chair, fellow  
12 commissioners, thank you for being here tonight  
13 and staying late tonight and welcome. My name is  
14 Ken Cornell and I serve as the Chair of the  
15 Alachua County Board of County Commissioners, and  
16 as a lifelong resident of Alachua County we're  
17 real pleased to have you here tonight, I wanted  
18 to thank you for that.

19 You have heard a number of critical issues  
20 that are important to not only this community but  
21 many of the communities around Alachua County who  
22 are responsible for the majority of jobs for the  
23 surrounding eight counties. And so I heard some  
24 people say that it's not representative but you  
25 are here in Alachua County as representative of

1 all of North Central Florida, so I appreciate you  
2 being here.

3 Some of the issues that you have heard tonight  
4 in only a few short minutes, living wage. You  
5 heard from our distinguished mayor about Home  
6 Rule, you have heard about restoring rights to  
7 felons, you have heard about protecting public  
8 schools, medical marijuana, bipartisan commission  
9 on redistricting or perhaps do no harm, do  
10 nothing.

11 What I would say to you tonight is that the  
12 Alachua County Commission is going to have a  
13 deliberative process, we're going to have a  
14 couple of meetings to come up with a few top, one  
15 two, maybe three issues that we would ask that  
16 you consider. We will be sending you a formal  
17 letter to that effect.

18 But most importantly what I would ask each of  
19 you tonight is that when you come up with some of  
20 your suggestions, when you come up with something  
21 that you think may warrant going before the  
22 voters of Florida, that you return to our  
23 community, that you hear the input of our  
24 citizens.

25 We have an incredible group of thoughtful



1 students whose decisions that you make will be  
2 mostly impacted for the rest of their lives. We  
3 have an engaged electorate and an engaged active  
4 community, and we appreciate you listening to our  
5 voice and making it part of your process. Thank  
6 you.

7 COMMISSIONER BONDI: Thank you.

8 Christopher Ritch.

9 MR. RITCH: My name is -- okay. My name is  
10 Christopher Rich. Two main points I want to  
11 make. One is about term limits and the other is  
12 about campaign reform. I apologize, my phone  
13 died or else I would have looked it up, I forgot  
14 what the article was, but there was an Amendment  
15 IX, I believe it was, passed in 1992, speaking  
16 about term limits.

17 However, there's verbiage in there where it  
18 talks about consecutive terms rather than just  
19 lifetime terms, which kind of doesn't make sense  
20 to me. It means that you could serve eight  
21 years, be out two years, serve another eight  
22 years, be out two years, serve another eight  
23 years. That kind of doesn't make sense to me. I  
24 think the verbiage of consecutive should be taken  
25 out and lifetime should be put in.

1       There's plenty of offices to hold if one wants  
2       to serve their country for 30, 40, 50 plus years.  
3       There's plenty of various offices they can hold,  
4       that they don't have to hold the same elected  
5       office. And I think that would help with having  
6       more transparency in giving a better opportunity,  
7       to actually uphold democracy rather than allowing  
8       dollars to buy votes.

9       Which kind of brings me to my second point in  
10      terms of campaign reform. I think when reviewing  
11      the constitution and listening to people's  
12      suggestions and all that, it should be looked at  
13      in any way, shape or form that we can limit the  
14      influence that dollars have on elections. It  
15      always seems strange to me even as a child that  
16      the person who spent the most money almost always  
17      wins the race, which is kind of interesting.

18      And a few things, I think the people that  
19      actually had to hear this part already left, but  
20      school choice is sort of a label, it's pretty  
21      much a lie the way we're using it. It's not  
22      really a choice, it's a choice for more affluent  
23      people, the lesser privileged and the more  
24      poverty stricken community members who don't  
25      actually have the choice to send their children

1 to whatever school they want, so.

2 COMMISSIONER BONDI: Thank you, sir.

3 Larry Cochran.

4 (No response.)

5 THE WITNESS: Larry Cochran.

6 (No response.)

7 COMMISSIONER BONDI: Daniel Weldon.

8 MR. WELDON: Good evening everybody. Sorry.

9 I'm a student at the University of Florida. And  
10 the issue I'm going to be talking about today is  
11 what you see all over the news, all throughout  
12 the country, more recently with Berkeley, but it  
13 happens throughout our state.

14 This is free speech. And it's being attacked  
15 on our college campuses and it needs to be  
16 addressed by this commission. For example, many  
17 universities use this concept of hate speech,  
18 which is not a definable term. It is to  
19 demonstrate something that I agree with.

20 And they're using this to silence students by  
21 using additional speaker fees imposed, funding to  
22 certain groups who have a certain ideal on  
23 campus, stifling students on classes and using  
24 safe spaces to stop free speech.

25 In 2010 UF lost a lawsuit for discriminating

1 against a christian group on campus. This was  
2 less than a decade ago at one of the prestigious  
3 universities in the state. This isn't just a  
4 one-time thing, it has been going on since then.

5 Just the other week an article came about how  
6 a UF student was deducted points for using  
7 "mankind" in a classroom instead of "humankind".  
8 This type of political agenda isn't okay in  
9 college classes and it's not being protected.  
10 Our legislature isn't doing anything to ensure  
11 that students are being protected in classes and  
12 allowed to say what they want and not being  
13 affected in their classrooms.

14 University of Miami canceled two speakers this  
15 year for their beliefs. That's not okay. They  
16 receive public funding. They're not a private  
17 university, they receive public funding. They  
18 shouldn't receive public funding if they are  
19 going to go against the First Amendment.

20 The University of Central Florida also  
21 canceled Milo Yiannopoulos. Many of you may have  
22 heard of him. They canceled him within the last  
23 year. This is something that Florida needs to  
24 stand up to and be a leader in the country and  
25 supporting free speech for all students. It's

1 the First Amendment, it is the most important and  
2 it needs to happen within Florida.

3 COMMISSIONER BONDI: Thank you.

4 Carolyn Torrey. Carolyn, while you get set,  
5 I'm going to call the next five names. Emily  
6 Schwartz, Tim Williams, Mandy Bartmess, Mayor  
7 Matt Surrency and Char Saintilus.

8 Okay. Carolyn, go ahead.

9 MS. TORREY: My name is Carolyn Torrey, I am a  
10 parent and I have been very frustrated with the  
11 public school system, especially the fact that  
12 they're using sovereign immunity to injure  
13 children and using it as an insurance policy. It  
14 needs to go out of the public school system.

15 Secondly, the PCA needs to be outlawed, as  
16 it violates the process of -- due process of  
17 readdress. Qualified immunity to be removed.  
18 The judges need to be held accountable when they  
19 violate the laws.

20 Next item, that we need to have some way to  
21 deal with public corruption. I have stayed out  
22 of voter general findings against the theft of  
23 school board funds. And to my surprise Pam  
24 Bondi's office responded, she has no jurisdiction  
25 over corruption in the state of Florida. This

1 needs to be addressed.

2 Privacy violation on children. I find in a  
3 deposition that a school attorney claimed he did  
4 a sodomy investigation on my son without my  
5 authorization. The judge stated there is no  
6 private right of action and there is no  
7 protection for privacy of a child in a public  
8 school system.

9 Senior judges exceed the age of 70, that's a  
10 constitutional violation and they're allowed to  
11 continue. The JQC oversees the judges. The  
12 hearing should be open and the record should be  
13 kept and not squashed. Home Rule needs to be  
14 gone. I have a child who was injured in the  
15 public school system and you should know about  
16 it, Pam Bondi, as it is in the files in your  
17 office.

18 COMMISSIONER BONDI: Thank you, Carolyn.

19 MS. TORREY: I am also putting part of the  
20 record on some of the comments I have made.

21 Thank you.

22 COMMISSIONER BONDI: Give it to her right up  
23 front. Thank you.

24 Emily Schwartz.

25 (No response.)

1 COMMISSIONER BONDI: Tim Williams, Mandy  
2 Bartmess. I'm sorry, did I --

3 MR. WILLIAMS: Tim Williams, you got it. Good  
4 evening and thank you for your service. It's my  
5 pleasure to be here tonight and participate.

6 What a fascinating evening. I'm a native  
7 Floridian, fourth generation Florida farmer,  
8 husband, father of four, three of which are UF  
9 grads so far. Go Gators. I'm a small business  
10 owner, tax payer, voter and have served as both  
11 an elected official and as city CRA director.

12 So I bring those unique experiences to my  
13 comments tonight. I hope you all, not just  
14 Dr. Jose Armas, have sworn an oath similar to  
15 that found in the hippocratic oath as was  
16 mentioned earlier, a shout-out to Mr. Munoz, I  
17 didn't come up with this after his comments.

18 And as much as the hippocratic oath holds high  
19 in the concept of do no harm, first and foremost  
20 I could speak tonight about job creation,  
21 agriculture, real estate and development, and  
22 even the public schools which ironically failed  
23 my family and forced us into albeit a successful  
24 path, in home school.

25 But I'm here tonight to ask you to please do

1 no harm. Please take no action to restrict my  
2 rights to lawful self-defense, do not recommend  
3 or support any restrictions to the lawful  
4 purchase of ownership, possession of handguns in  
5 Florida.

6 Furthermore, in all cases I encourage you to  
7 err always on the side of less government,  
8 deregulation when possible and more individual  
9 freedoms.

10 And I have to disagree with the Chairman of  
11 the Alachua County of County Commissioners.  
12 While we do share some environmental issues, we  
13 all share the same water system in this part of  
14 the state. Politically and with regards to the  
15 scope of government, North Florida, my part of  
16 North Florida, Lake City, Live Oak, we do not  
17 agree. Thank you.

18 COMMISSIONER BONDI: Thank you, sir.

19 Mandy Bartmess.

20 MS. BARTMESS: Hi, thank y'all for staying  
21 late, I appreciate you giving us a chance to  
22 talk.

23 COMMISSIONER BONDI: Move a little closer.

24 MS. BARTMESS: My name is Mandy Bartmess and  
25 I'm a resident of Alachua County, I'm a UF



1 graduate and I'm a early childhood educator  
2 currently. And I would like to urge this body  
3 not to make any attempt to circumvent Florida  
4 Supreme Court's decisions in order to pander to  
5 the interests of a few local individuals that are  
6 trying to further their ideological agenda at the  
7 expense of a women's ability to make these most  
8 personal and difficult decisions for herself.

9 Please preserve as-is the privacy clause in  
10 our constitution as held by a Florida Supreme  
11 Court, the explicit privacy right includes the  
12 right to decide whether to continue a pregnancy  
13 or have an abortion. CRC members should not  
14 attempt to take away this fundamental right.

15 The Florida Supreme Court is vested with  
16 interpreting and applying the Florida  
17 Constitution, and it has spoken. We want  
18 assurances that this commission will not insert  
19 its own views on abortion to limit the right of  
20 privacy as it pertains to a woman's most private  
21 decisions, or anybodies for that matter. Thank  
22 you.

23 COMMISSIONER BONDI: Thank you.

24 Matt Surrency. Welcome, Mayor.

25 MAYOR SURRENCY: Thank you and thank you for

1 all being here. I'm Matt Surrency, Mayor, City  
2 of Hawthorne and also the past president of the  
3 Florida League of Cities. It's a pleasure to  
4 have you all here in our region to come in here  
5 from our many residences that we have from our  
6 entire region, not just from Alachua County, not  
7 just from Gainesville, not just from some of the  
8 bigger cities but even in our smaller cities in  
9 Hawthorne, in Micanopy and many of our other ones  
10 that we have.

11 I brought here -- because this is a very  
12 important thing, for the next 20 years this won't  
13 happen again, and so I brought with me my sons,  
14 two of my oldest, Jacob and Eli, and they're  
15 going to be my age the next time this happens.

16 And so the importance and the gravity of what  
17 y'all are doing is real important to my family.  
18 I want to make sure that y'all -- you know, that  
19 the state legislature, their only job every year  
20 is to pass a budget. We are about a week and a  
21 half away from the end of session and they still  
22 haven't done that one job. But every day at the  
23 local level we have the responsibility to make  
24 sure that services are there for all of our  
25 constituents, that we provide those services in

1 an efficient manner and that we respect everyone,  
2 and we do that every day and we multitask and do  
3 many different jobs.

4 So I ask of you to make sure that if you do  
5 anything, give pat -- give power back closer to  
6 the people for a Home Rule decision for 412  
7 cities that we have throughout this state. As  
8 diverse as our state is, I have seen all 412  
9 cities and been around there and learned from  
10 many of them, just as diverse as the opinions are  
11 in here, give that option for us to find  
12 solutions in our local communities, whether it's  
13 cities, counties or school boards, allow us to  
14 make that option locally. Thank you for being  
15 here.

16 COMMISSIONER BONDI: Thank you.

17 Char Saintilus. And I'm sorry if I pronounced  
18 your name wrong. Char, is that you coming up?

19 MR. SAINTILUS: Over here.

20 COMMISSIONER BONDI: Oh. Oh, I'm sorry.

21 Char. There you are.

22 MR. SAINTILUS: Good evening, Commissioners.  
23 My name is Char Saintilus, I go by Char. Tonight  
24 I recognize that we're making history and we  
25 have, generally speaking, have an opportunity to

1 make history. And so with that I want to issue a  
2 challenge to you. I would like to challenge you,  
3 to challenge the legislature, it's to end poverty  
4 in the state of Florida. I think that it's very  
5 much doable and there are proven solutions to do  
6 it. It's called universal basic income.

7 Universal basic income, or it's UBI, is the  
8 finest provision of an unconditional, so money go  
9 to all members of a particular society, right. I  
10 don't know much about policy to understand where  
11 it should be addressed, whether it's the federal  
12 level or state or county and city level, but  
13 we're talking about the state so I would like to  
14 challenge you to address it there, right.

15 So this would be money given to everyone  
16 regardless of your income or status, whether or  
17 not you have a job, everyone would get some  
18 money, right, it would get rid of a lot of  
19 services that we are forced to provide because of  
20 poverty, all right.

21 I think that this is an innovative approach,  
22 it has a potential to end poverty. It's been  
23 proven to work. It's actually being tested by  
24 folks like White Hominator [phonetic], Canada is  
25 doing it. It's been done in Europe, it's being

1 tested in places like India. It's possible we  
2 can do. Just think of it for a second, we can  
3 end poverty in the state of Florida.

4 We have a duty to our veterans. Universal  
5 basic income would address this. I have a quote  
6 here from an article by Laurel Williams, activism  
7 officer of the UK based amnesty group Global  
8 Justice, noted recently quote, "In 2008 and 2009  
9 experimented with the worldwide basic income  
10 grant pilot project and found that the project  
11 lead to the reduction in poverty, increasing  
12 productivity and improvements in health. And the  
13 center for trial produced similar results in  
14 India." So thank you very much.

15 COMMISSIONER BONDI: Thank you.

16 Jason Fults, Robert Jordan, Rebecca Pitts.

17 Jason.

18 MR. FULTS: Good evening. Thanks for staying  
19 so late. Again, my name is Jason Fults, I'm a  
20 local teacher. And since we seem to like testing  
21 so much in this state, I couldn't resist the  
22 opportunity to give this group of commissioners a  
23 quick quiz. I'm going to read a quote and maybe  
24 somebody can tell me where it's from.

25 "All working Floridians are entitled to be

1 paid a minimum wage that is sufficient to provide  
2 a descent and healthy life for them and their  
3 families that protects their employers from  
4 unfair low wage competition and it does not force  
5 them to rely on taxpayer funding public services  
6 in order to avoid economic hardship." Anyone?

7 (No response.)

8 MR. FULTS: It's from the Florida  
9 Constitution, Article X, Section 24. I really  
10 encourage everybody to get familiar with it,  
11 please.

12 COMMISSIONER KUPPENBACHER: Point of  
13 clarification, Chairman and Madam Chair, we're  
14 not really permitted to engage with you back and  
15 forth. So I would love to play the quiz game but  
16 we're really not permitted.

17 COMMISSIONER BONDI: And you're taking your  
18 time.

19 MR. FULTS: Okay. We'll try another time.  
20 Anyway quickly, the current minimum wage in  
21 Florida is 810 an hour and I know that you all  
22 can't engage me on this but I was going to ask  
23 you to raise your hand if you think 810 an hour  
24 is a sufficient wage to provide a descent healthy  
25 life for working Floridians and their family.

1 Probably not.

2 Certainly not for me and for my family, and I  
3 think that probably for none of you in your  
4 family would you find 810 an hour sufficient to  
5 live on. I urge you to put this question of  
6 minimum wage versus a living wage back before the  
7 people and let them decide, again, as they have  
8 already decided in the past.

9 And this time please listen to them. As so  
10 many people have said tonight, when the people  
11 speak, do what they ask, do what they voted for,  
12 otherwise I'm afraid this entire process is just  
13 a farce. Thank you.

14 COMMISSIONER BONDI: Thank you.

15 Robert Jordan.

16 MR. JORDAN: Good evening. My name is Robert  
17 Jordan, I'm a native Floridian and I've just left  
18 all my notes, that's wonderful. I'm a retired  
19 attorney where I have practiced pro bono law for  
20 the last 20 years. I have three issues that I  
21 would like to address. The first is E verify.  
22 It is a federal program that's been enacted but  
23 not enacted here in Florida which gives the state  
24 the ability to address the hiring of illegal  
25 aliens by employers. It fines employers for that

1 illegal act. It punishes them for it. It's a  
2 simple program. It's an easy program for an  
3 employer to use and it's something that this  
4 state ought to enact. Our legislature hasn't  
5 enacted on it yet, I believe it ought to be put  
6 in front of the people.

7 The second issue I would like to address is  
8 one that has come up a few times here, that of  
9 political parties. I have been a member of a  
10 political party my whole life, different parties  
11 at different times. I'm actively engaged in my  
12 political party. I want to choose the people who  
13 represent me. I don't want people who are not  
14 members of my political party to pick those  
15 people who don't represent me.

16 It's easy to change parties. If you want to  
17 vote in a primary, join that party, but don't  
18 pick -- if you're not invested in my party, don't  
19 pick my candidates.

20 The third thing I want to address is gun  
21 control. I think that I have a constitutional  
22 right to protect myself. I don't think that  
23 that's subject to issues like Home Rule. I think  
24 we need the same rule across the state. I  
25 don't -- I think that the concept of gun-free



1 zones is a logical fallacy and I would ask you  
2 not to enact any laws that would --

3 COMMISSIONER BONDI: Thank you, sir.

4 MR. JORDAN: Thank you very much.

5 COMMISSIONER BONDI: And is Rebecca Pitts  
6 here?

7 MS. PITTS: Yes. Hi, I'm a PhD student.  
8 Sorry to come in late. Thank you so much for  
9 staying late enough to hear from me and everyone  
10 else who is still here. It's been brought up  
11 just the ones that I have heard so far but I'm  
12 going to give you two stats, one is the upper  
13 limit of unemployment by the next time this --  
14 the next C -- by the time the next CRC, the other  
15 is the lower limit, 9 percent and 47 percent.

16 The 40 -- the 9 percent comes from the most  
17 conservative estimate of how many jobs are  
18 expected to be lost to AI and automation over the  
19 next 20 years. That's the most optimistic  
20 forecast using assumed rates of job creation in  
21 the new industries based on previous  
22 technological revolutions. And we already know  
23 that those rates are too high. The competing  
24 Oxford Study suggests that we are likely to lose  
25 more like 47 percent of jobs, mostly in the

1 middle class and white collar sectors. And most  
2 of the jobs that are going to be created at the  
3 same time are going to be very low wage jobs that  
4 currently do not pay living wage.

5 So we need to -- so addressing the gap between  
6 the minimum wage and the living wage is necessary  
7 but insufficient. The next thing that we have to  
8 seriously start considering, something like a  
9 universal basic income. We do not have time to  
10 think of any other alternatives. We have -- the  
11 UBI has been thrown around for about 40 years.  
12 We have had 40 years to come up with a better  
13 solution and we haven't, so we need to tax the  
14 owners of the machines and redistribute that  
15 wealth or else there will be no --

16 COMMISSIONER BONDI: Thank you.

17 MS. PITTS: -- there will be no need to buy.

18 COMMISSIONER BONDI: Thank you.

19 CHAIRMAN BERUFF: I would like to thank  
20 everyone for their participation this evening. I  
21 would like to thank my commissioners for carrying  
22 the gavel today, Commissioner Newsome,  
23 Commissioner Cerio, Commissioner Bondi. The  
24 chair needs to entertain a motion to adjourn.

25 COMMISSIONER KUPPENBACHER: So moved.

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CHAIRMAN BERUFF: Meeting is adjourned. Thank  
you very much.

(Thereupon, the meeting was adjourned at 8:45  
p.m.)

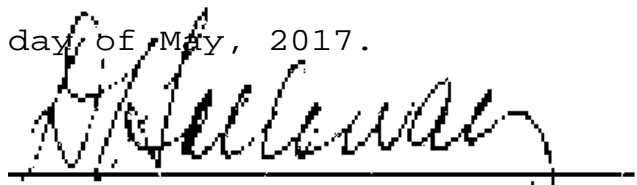
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CERTIFICATE WITH ACKNOWLEDGMENT

STATE OF FLORIDA )  
COUNTY OF ALACHUA )

I, DEBORA M. HOLLOWAY, a Shorthand Reporter,  
certify that I was authorized to and did  
stenographically report the foregoing meeting and that  
the transcript is a true record.

Dated this 5th day of May, 2017.



Debora M. Holloway  
Court Reporter

HEARING  
CONSTITUTION REVISION COMMISSION

April 26, 2017  
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