



**Florida Constitution Revision Commission  
2017 - 2018**

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## The Florida Constitution Revision Commission (CRC):

- Examines the Constitution and recommends changes for voter consideration; approved proposals are placed on the general election ballot of November 6, 2018.
- Solicits input directly from the citizens of Florida and holds public hearings across the state.

Florida is the only state that offers this constitutional review option, pursuant to Article XI, Section 2, of the Florida Constitution of 1968; convenes every 20 years.

# CRC: Purpose

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The Commission is comprised of 37 members, which include:

- 15 appointed by the Governor;
- 9 appointed by the Speaker of the Florida House of Representatives;
- 9 appointed by the President of the Florida Senate;
- 3 appointed by the Chief Justice of the Florida Supreme Court; and the
- Attorney General of Florida.

# **CRC: Committee Composition**

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- Floridians participate in public hearings held by the Commission to bring forth issues important to the residents.
- The public speaks directly to the Commissioners and propose recommended revisions, based on issues that impact the citizens of the state such as:
  - Education;
  - Transportation;
  - Crime & Justice;
  - Healthcare; and
  - Natural Resources.
- Proposals placed on the general election ballot must receive 22 votes of the 37-member Commission.

# **CRC: Review Process**

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# Ways to Revise the Florida Constitution

- I. CRC Review and Revision; no secondary approval required if 22 of the 37 Commissioners agree; straight to the general election ballot.
- II. Florida State Legislature
- III. Citizens' Initiatives - collection of eight percent of the total number of statewide vote cast in the previous presidential election from at least 13 of Florida's 25 congressional districts; requires review from the Florida Supreme Court.
- IV. Constitutional Convention - requested by citizens, subject to approval.
- V. Taxation & Budget Reform Commission - 18 of 25 members must approve amendments on taxation and budgetary processes; reconvening in 2027.

## Florida Constitutional Revision Commission 2017 - 2018

<b>March 20 , 2017</b>	<ul style="list-style-type: none"> <li>• CRC sworn into session;</li> <li>• Commissioners travel to 15 cities across the state to solicit input directly from the citizens of Florida.</li> </ul>
<b>October 6, 2017</b>	<ul style="list-style-type: none"> <li>• Deadline to submit proposals to the CRC for consideration.</li> </ul>
<b>April 16, 2018</b>	<ul style="list-style-type: none"> <li>• CRC review process completed (3 weeks prior to deadline).</li> </ul>
<b>May 10, 2018</b>	<ul style="list-style-type: none"> <li>• Deadline for CRC to submit approved amendments to the Florida Secretary of State.</li> </ul>
<b>November 6, 2018</b>	<ul style="list-style-type: none"> <li>• General Election</li> <li>• Voters approve by 60 percent or reject proposed amendments to the Florida Constitution.</li> </ul>

# CRC: 2017-2018 Timeline

- CRC approved eight measures with 20 potential amendments to the Florida Constitution - sent to the Secretary of State Ken Detzner- to place on the general election ballot of November 6, 2018.
- Potential changes to the Constitution include:
  - Ban on coastal oil drilling;
  - Higher ethics standards for public officials;
  - Expanded rights for crime victims;
  - Term limits for school board members;
  - Ban on greyhound dog racing; and
  - Prohibition on vaping in workplaces
- Six of the eight measures *group* multiple changes into single ballot items; only two are single-subject (ethics and dog racing)

# CRC: 2018 Proposals

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### **REVISION 1: Rights of Crime Victims; Judges**

**Co-Sponsors:** Carlos Beruff; Pam Bondi; Lisa Carlton; Timothy Cerio; Don Gaetz; Emery Gainey; Anna Marie Hernandez Gamez; Tom Grady; Brecht Heuchan; Darlene Jordan; Fred Karlinsky; Belinda Keiser; Roberto Martinez; Jeanette Nuñez; Darryl Rouson; William "Bill" Schifino, Jr.; Chris Smith; Jacqui Thurlow-Lippisch

<b>Proposal 96:</b>	DECLARATION OF RIGHTS, Rights of accused and of victims; additional rights of victims	<b>Sponsor:</b>	<b>Timothy Cerio;</b> (Co-Sponsors) Patricia Levesque; Darlene Jordan; Fred Karlinsky; Jeanette Nuñez; Belinda Keiser; Brecht Heuchan; Darryl Rouson; Jacqui Thurlow-Lippisch
<b>Proposal 41:</b>	JUDICIARY, Eligibility; age increase	<b>Sponsor:</b>	<b>William "Bill" Schifino, Jr.;</b> (Co-Sponsors) Roberto Martinez; John Stemberger
<b>Proposal 6:</b>	JUDICIARY, Judicial interpretation of statutes and rules	<b>Sponsor:</b>	<b>Roberto Martinez;</b> (Co-Sponsors) Bob Solari; Jose Felix Diaz

### **REVISION 2: First Responder and Military Member Survivor Benefits; Public Colleges and Universities**

**Co-Sponsors:** Carlos Beruff; Pam Bondi; Lisa Carlton; Erika Donalds; Emery Gainey; Tom Grady; Brecht Heuchan; Marva Johnson; Darlene Jordan; Fred Karlinsky; Belinda Keiser; Frank Kruppenbacher; Tom Lee; Rich Newsome; Chris Nocco; Jeanette Nuñez; Sherry Plymale; Pam Stewart; Carolyn Timmann; Nicole Washington

<b>Proposal 44:</b>	EDUCATION, State University System; requirements for fee increase	<b>Sponsor:</b>	<b>Nicole Washington</b>
<b>Proposal 83:</b>	EDUCATION, State College System	<b>Sponsor:</b>	<b>Nicole Washington;</b> (Co-Sponsors) Sherry Plymale; Roberto Martinez
<b>Proposal 49:</b>	MISCELLANEOUS, Death benefits for survivors of first responders and military members	<b>Sponsor:</b>	<b>Emery Gainey;</b> (Co-Sponsors) Carolyn Timmann; Chris Nocco; Fred Karlinsky

### **REVISION 3: School Board Term Limits and Duties; Public Schools**

**Co-Sponsor:** Erika Donalds; Patricia Levesque

<b>Proposal 43:</b>	EDUCATION, School districts; school boards; limitation on member election period	<b>Sponsor:</b>	<b>Erika Donalds</b>
<b>Proposal 71:</b>	EDUCATION, School districts; school boards	<b>Sponsor:</b>	<b>Erika Donalds</b>
<b>Proposal 10:</b>	EDUCATION, Civic literacy in public education	<b>Sponsor:</b>	<b>Don Gaetz</b>

# **CRC Proposals: 2018 General Election Ballot**

<b>REVISION 4: Prohibits Offshore Oil and Gas Drilling; Prohibits Vaping in Enclosed Indoor Workplaces</b>		
<b>Co-Sponsors:</b> Carlos Beruff; Pam Bondi; Lisa Carlton; Timothy Cerio; Don Gaetz; Emery Gainey; Anna Marie Hernandez Gamez; Tom Grady; Brecht Heuchan; Marva Johnson; Darlene Jordan; Arthenia Joyner; Fred Karlinsky; Belinda Keiser; Frank Kruppenbacher; Tom Lee; Roberto Martinez; Chris Nocco; Jeanette Nuñez; Sherry Plymale; William "Bill" Schifino, Jr.; Chris Smith; Jacqui Thurlow-Lippisch; Carolyn Timmann; Nicole Washington		
<b>Proposal 91:</b>	GENERAL PROVISIONS, Natural resources and scenic beauty; prohibition on drilling for oil or natural gas in coastal waters	<b>Sponsor:</b> Jacqui Thurlow-Lippisch; (Co-Sponsors) Roberto Martinez; Emery Gainey; Timothy Cerio; Brecht Heuchan; Belinda Keiser; Darlene Jordan; Don Gaetz; Carolyn Timmann; Sherry Plymale; Carlos Beruff; Chris Nocco; Arthenia Joyner; Darryl Rouson; William "Bill" Schifino, Jr.; Marva Johnson; Nicole Washington; Lisa Carlton; Rich Newsome; Chris Smith; Jeanette Nuñez
<b>Proposal 65:</b>	MISCELLANEOUS, Workplaces without tobacco smoke or vapor	<b>Sponsor:</b> Lisa Carlton; (Co-Sponsors) Brecht Heuchan; Chris Nocco
<b>REVISION 5: State and Local Government Structure and Operation</b>		
<b>Co-Sponsors:</b> Carlos Beruff; Pam Bondi; Lisa Carlton; Timothy Cerio; Erika Donalds; Don Gaetz; Emery Gainey; Brecht Heuchan; Darlene Jordan; Fred Karlinsky; Belinda Keiser; Frank Kruppenbacher; Chris Nocco; Carolyn Timmann		
<b>Proposal 103:</b>	LEGISLATURE, Sessions of the legislature	<b>Sponsor:</b> Jeanette Nuñez
<b>Proposal 26:</b>	EXECUTIVE, Cabinet; Office of Domestic Security and Counter-Terrorism	<b>Sponsor:</b> Belinda Keiser; (Co-Sponsors) Chris Nocco; Fred Karlinsky; Emery Gainey
<b>Proposal 9:</b>	EXECUTIVE, Department of Veterans' Affairs	<b>Sponsor:</b> Carolyn Timmann
<b>Proposal 13:</b>	LOCAL GOVERNMENT, Counties; election of county officers	<b>Sponsor:</b> Carolyn Timmann; (Co-Sponsors) Chris Nocco; Emery Gainey
<b>REVISION 6: Property Rights; Removal of Obsolete Provision; Criminal Statutes</b>		
<b>Co-Sponsors:</b> Erika Donalds		
<b>Proposal 3:</b>	DECLARATION OF RIGHTS, Basic rights; possession of real property	<b>Sponsor:</b> Roberto Martinez; (Co-Sponsors) Belinda Keiser; Bob Solari
<b>Proposal 20:</b>	MISCELLANEOUS, Repeal of criminal statutes	<b>Sponsor:</b> Darryl Rouson
<b>Proposal 12:</b>	MISCELLANEOUS, delete high speed ground transportation system	<b>Sponsor:</b> Carolyn Timmann
<b>REVISION 7: Lobbying and Abuse of Office by Public Officers</b>		
<b>Co-Sponsors:</b> Carlos Beruff; Pam Bondi; Lisa Carlton; Hank Coxe; Don Gaetz; Emery Gainey; Brecht Heuchan; Fred Karlinsky; Frank Kruppenbacher; Tom Lee; Roberto Martinez; Rich Newsome; Sherry Plymale; Darryl Rouson; William "Bill" Schifino, Jr.; Chris Sprowls; Jacqui Thurlow-Lippisch; Carolyn Timmann		
<b>Proposal 39:</b>	GENERAL PROVISIONS, Ethics in government; representation for compensation; JUDICIARY, Ethics in the judiciary; prohibited activities	<b>Sponsor:</b> Don Gaetz; (Co-Sponsors) Frank Kruppenbacher; Brecht Heuchan
<b>REVISION 8: Ends Dog Racing</b>		
<b>Co-Sponsors:</b> Pam Bondi; Lisa Carlton; Don Gaetz; Emery Gainey; Brecht Heuchan; Belinda Keiser; Tom Lee; Jacqui Thurlow-Lippisch		
<b>Proposal 67:</b>	MISCELLANEOUS, Prohibition on racing of and wagering on greyhound or other dogs	<b>Sponsor:</b> Tom Lee; (Co-Sponsors) Don Gaetz; Brecht Heuchan

# CRC Proposals: 2018 General Election Ballot

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# **Proposed CRC Constitutional Amendments Florida 2018**

## Revision 1 (P6001) Rights of Crime Victims; Judges

- Expands the rights of victims; includes the requirement for protection by law no less rigorous than the rights of the accused.
- Revises eligibility requirements of justices and judges and establishes additional duties of judicial officers; *mandatory retirement* options – July 1, 2019.

If approved by voters, Revision 1 takes effect January 8, 2019.

## **Revision 2 (P 6002) First Responder and Military Member Survivor Benefits; Public Colleges and Universities**

- Requires majority vote of university boards of trustees and the State University Board of Governors to approve fee changes; establishes Florida's State College System as a constitutional entity.
- Waives specified higher education expenses and provides for payment of death benefits to survivors of first responders killed in the line of duty or to survivors of members of the United States Armed Forces, paid from the general fund; provision takes effect July 1, 2019.

If approved by voters, Revision 2 takes effect January 8, 2019.

# **CRC: Amendment 7**

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## Revision 3 (P 6003) School Board Term Limits and Duties; Public Schools

- Imposes eight-year term limit of consecutive years for district school board members – takes effect November 6, 2018 – terms of office prior to effective date does not apply. Currently, no term limits.
- Provides the state may operate, control and supervise public schools not established by local school board; charter schools, university lab schools, virtual schools. Currently, district school boards have exclusive power to supervise all free public schools within the geographic area of school district.
- Allows an alternative process for the establishment, supervision and control of other public schools.

If approved by voters, Revision 3 takes effect January 8, 2019.

# CRC: Amendment 8

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## Revision 4 (P6004) Prohibits Offshore Oil and Gas Drilling; Prohibits Vaping in Enclosed Indoor Workplaces

- Provides protection against risk of exposure to environmental hazards in Florida's air and water.
- Prohibits drilling for exploration or extraction of oil or natural gas beneath all state's coastal waters.
- Adds the use of vapor-generating electronic devices (vaping) to the existing ban on tobacco smoking in closed workplaces.

If approved by voters, Revision 4 takes effect January 8, 2019.

# CRC: Amendment 9

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## Revision 5 (P 6005) State and Local Government Structure and Operation

- Provides the Legislature specifications to convene regular session.
- Creates the Office of Domestic Security and Counterterrorism (ODSAC) within the FDLE to support investigations.
- Requires the Legislature to provide for the Department of Veterans Affairs and prescribe duties under the law; no dissolution.
- Preserves permanently the offices of all constitutionally prescribed county officers i.e.. Sheriff, Tax collector, Property Appraiser, Supervisor of Elections, Clerk of Circuit Court.

If approved by voters, Revision 5 will take effect January 8, 2019.

# CRC: Amendment 10

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## Revision 6 (P 6006) Property Rights; Removal of Obsolete Provision; Criminal Statutes

- Repeals Legislative power to regulate or restrict real property rights of natural persons based on racial classifications; Alien land law of early 20<sup>th</sup> century - unconstitutional - repealed by other states.
- Removes provision to create and/or operate a high-speed ground transportation system; originally adopted by citizen initiative in 2000 and repealed by voters in 2004.
- Amends constitution to provide Legislature with greater flexibility over criminal justice policy known as the *Savings Clause*; affords discretion to retroactively apply changes that reduce criminal sentences.

If approved by voters, Revision 6 takes effect January 8, 2019.

# CRC: Amendment 11

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## Revision 7 (P 6007) Lobbying and Abuse of Office by Public Officers (single proposal)

- Adds ethical requirements for public officers, former judicial officers, and public employees;
- Prohibits public officer or former judicial officer from lobbying for compensation on issues of policy, appropriations, or procurement – any state government or body or agency during term of office and specified period of time afterwards – six years; and
- Restricts current public officers from using their office for personal gain.

If approved by voters, Revision 7 related to lobbying takes effect December 31, 2022; provisions related to violations of the prohibition against abuse of public position takes effect December 31, 2020.

# CRC: Amendment 12

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## Revision 8 (P 6012) Ends Dog Racing (single proposal)

- Creates new section to declare the humane treatment of animals as a fundamental value of Floridians.
- Prohibits persons authorized to conduct gaming or pari-mutuel operations from racing greyhounds or any other dog; intent is to eliminate commercial dog racing involving wagering by 2020.
- Ends live race requirement and allows facilities to conduct other pari-mutuel activities without the existing requirement of live race.

If approved by voters, Revision 8 takes effect November 6, 2018.

# CRC: Amendment 13

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- Bundling or *grouping* ideas that share common elements into a single amendment is an existing practice; long ballots create disincentives for voters, according to the CRC.
- 2017-2018 CRC Chairman Brecht Heuchan, Style & Drafting Committee, responds to controversy over the grouping of items; precedent established in previous CRCs; 1968, 1978, 1998 (Press release of May 1, 2018)
- Voters will choose to approve or reject disparate proposals placed in one amendment. At least 60 percent of the votes is required from the public to become law.
- The 2017-2018 CRC bundled 20 measures into eight proposals to appear before the voters in the general election ballot of November 6, 2018; legal challenge is expected by interested parties.

# CRC: Bundling (Grouping)

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## **General Election: November 6, 2018**

- Eight of the 13 amendments appearing on the general election ballot are from the CRC.
- 60 percent of Florida voters must approve revision/s to become law.

# **CRC: Voters Decide**

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# Thank You

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