Committee Substitute for Proposal No. 77

By the Committee on Declaration of Rights and Commissioner Freidin

A proposal to revise

ARTICLE X, s. 13, Fla. Const.; abolishing
sovereign immunity in contract and in tort.

It is proposed by the Florida Constitution Revision Commission that:

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

ARTICLE X
MISCELLANEOUS
SECTION 13. No sovereign immunity in contract or in tort.

Suits against the state.--The doctrine of sovereign immunity shall not be applicable in this state in contract or in tort for personal injury, wrongful death, or property damage. Punitive damages shall not be recoverable against the state, counties, school districts, municipalities, special districts, or any of their agencies. Provision may be made by general law for bringing suit against the state as to all liabilities now existing or hereafter originating.