A proposal to revise
ARTICLE IV, s. 6, Fla. Const.; providing that
an entity purportedly within an executive
department which is not subject to the direct
supervision of the agency head is a department;
providing that the amendment does not affect
the status of such entities to issue revenue
bonds before a specified date; creating ARTICLE
IV, s. 14, Fla. Const.; creating a State Board
of Agriculture; providing for the board to
appoint the Commissioner of Agriculture;
creating ARTICLE IV, s. 15, Fla. Const.;
providing for establishment of the office of
custodian of state records; providing for
duties of the office; creating ARTICLE XII, s.
23, Fla. Const.; providing that the amendment
does not affect the status of such entities in
existence on the effective date of the adoption
of the amendment.

It is proposed by the Florida Constitution Revision Commission
that:

Section 1. Section 6 of Article IV of the Florida
Constitution is revised by amending that section to read:

ARTICLE IV

EXECUTIVE

SECTION 6. Executive departments.--

(a) All functions of the executive branch of state
government shall be allotted among not more than twenty-five
departments, exclusive of those specifically provided for or

CODING: Words stricken are deletions; words underlined are additions.
authorized in this constitution. Unless otherwise provided in this constitution, the administration of each department, unless otherwise provided in this constitution, shall be placed by law under the direct supervision of the governor, the lieutenant governor, the governor and cabinet, a cabinet member, or an officer or board appointed by and serving at the pleasure of the governor. Any entity purportedly within a department which is not subject to the direct supervision of the head of that department is itself a department. However, direct supervision as a determinate factor of department classification shall not affect the status of any entity authorized by the Constitution to issue revenue bonds before July 1, 1999, except:

    (b) When provided by law, confirmation by the senate or the approval of three members of the cabinet shall be required for appointment to or removal from any designated statutory office.

    (c) Boards authorized to grant and revoke licenses to engage in regulated occupations shall be assigned to appropriate departments and their members appointed for fixed terms, subject to removal only for cause.

Section 2. Section 12 of Article IV of the Florida Constitution is amended and Section 14 of said article is created to read:

    ARTICLE IV

    EXECUTIVE

    SECTION 12. Department of Elder Affairs.--The legislature may create a Department of Elder Affairs and prescribe its duties. The provisions governing the administration of the department must comply with Section 6 of Article IV of the State Constitution.
SECTION 14. State board of agriculture.--The state board of agriculture shall be a body corporate and have such duties as are provided by law. The state board of agriculture shall consist of seven members appointed by the governor to staggered 4-year terms, subject to confirmation by the senate. The state board of agriculture shall appoint the commissioner of agriculture.

Section 3. Section 15 of Article IV of the Florida Constitution is created to read:

ARTICLE IV

EXECUTIVE

SECTION 15. Custodian of state records.--An office of custodian of state records and the duties of that office shall be established by law.

Section 4. Section 23 of Article XII of the Florida Constitution is created to read:

ARTICLE XII

SCHEDULE

SECTION 23. The amendment to Article IV, Section 6 shall not affect the status of any entity created by the legislature which is in existence on the effective date of the adoption of such amendment until action by the legislature before July 1, 1999.