

# FAC / FACA Joint Constitution Revision Committee Meeting

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2016 FAC Legislative Conference



# FAC / FACA

## Joint Constitution Revision Committee Meeting

### Overview

1. Three Phases of the Process
2. FAC/FACA Committees
3. Phase I – Commission Formation
4. Preparing for Phase II – “Active Commission”

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## Joint Constitution Revision Committee Meeting

### Three Phases of the CRC Process

#### Established Timeline

##### **February 6, 2017:**

- First date that the CRC can be established and appointments made

##### **On or about May 7, 2018:**

- CRC ballot proposals filed with Secretary of State

##### **November 7, 2018:**

- General Election

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## Joint Constitution Revision Committee Meeting

### Three Phases of the CRC Process

#### Phase I – “Pre-Formation / Establishment”

**February 6, 2017:**

- First date that the CRC can be established and appointments made

#### Phase II - “Active Phase”

**On or about May 7, 2018:**

- CRC ballot proposals filed with Secretary of State

#### Phase III – “Reactive Phase”

**November 7, 2018:**

- General Election

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## Joint Constitution Revision Committee Meeting

### FAC/FACA CRC Committees

#### FAC CRC Committee Composition

20 Members

**Leadership:** Past Presidents

**Appointed Members:** Commissioners, Councilmembers, Executive Administration, Intergovernmental Affairs Staff, Legal Staff

**Counties Represented:** Geographically, Population & Resource Diverse

#### FACA CRC Committee Composition

10 County Attorneys

**Counties Represented:** Geographically, Population & Resource Diverse

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### FAC/FACA CRC Committees

#### FAC CRC Committee Role and Responsibilities

##### Dynamic and Political

- Actively engage CRC and Public (Phase II and Phase III)
- Strategically involved in Phase I
- Serves as “Face” of FAC’s efforts especially in Phase II and Phase III

#### FACA CRC Committee Role and Responsibilities

##### Less Dynamic and More Technical

- Provides legal and technical support to establish strong foundation for active engagement

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### FAC/FACA CRC Committees

#### FAC CRC - Decision Making Process

##### **Public Decisions Required and Clearly Defined**

- Charged with making recommendations (Initiatives and Defensive)
- Routed through FAC Legislative Executive Committee
- Impact of decisions on “public display”

#### FACA CRC - Decision Making Process

##### **Internal Process, Public Decisions not Required**

- Provides legal and technical support to establish strong foundation for decision making

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## Joint Constitution Revision Committee Meeting

### FAC/FACA CRC Committees

#### FAC/FACA CRC - Discussion Point

Both CRC Committees, while fulfilling different roles, have the same goal of advancing and defending the best interests of Florida's Counties.

What strategies can be employed to ensure that both committees work together in the most effective manner during all three Phases of the Process?



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## Joint Constitution Revision Committee Meeting

### Phase I - Formation

#### CRC Formation Process

- **Governor's Office (15)**
  - FAC has made public records request for list of applicants
  - Applicant list made public
- **Senate President (9)**
  - FAC has made public records request for list of applicants
- **Speaker of the House (9)**
  - ????? With regard to application process
- **Chief Justice (3)**
  - FAC has made public records request for list of applicants
  - Current list of applicants being provided to FAC

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## Joint Constitution Revision Committee Meeting

### Phase I - Formation

#### FAC/FACA CRC - Discussion Point

For the purposes of this discussion point, members of both committees are advised to focus on “HOW” not “WHO”.

What strategies should be utilized to attempt to influence the “Formation” process?

Explicit Engagement or Strategic Engagement?

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## Joint Constitution Revision Committee Meeting

### Phase II – “Active Phase”

#### Preparation for Phase II

- FAC / FACA members should begin preparing immediately
- Preparation should begin with a review of current Florida constitution
- Pre-Identification of sections that align most closely with FAC’s values and principles.
- Pre-Identification of sections ripe for “conservative” change that may threaten FAC’s values and principles (Defense)
- Pre-Identification of sections that may be addressed and provide potential opportunities for initiatives (Offense)

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## Joint Constitution Revision Committee Meeting

### Phase II – “Active Phase”

#### Preparation for Phase II

Article	Highlights
Article I	<b>Declaration of Rights</b> Includes sections pertaining to Religious Freedoms (No public money to churches), Right to Work – Collective Bargaining & Public Employees cannot strike, and access to public records and publicly notice meetings
Article II	<b>General Provisions</b> Includes sections defining CRC, Tax and Budget Reform Commission. Also includes sections pertaining to ethics for public officers
Article III	<b>Legislature</b> Includes section of law that prohibit special or general law of local application pertaining to the election, jurisdiction or duties of officers (except charter counties).. Also includes authority for the option for Counties to create civil service systems

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## Joint Constitution Revision Committee Meeting

### Phase II – “Active Phase”

#### Preparation for Phase II

Article	Highlights
Article IV	<b>Executive</b> Includes section providing for Governor’s powers in dealing with specific local government matters, defines the cabinet.
Article V	<b>Judiciary</b> Defines state and local judicial system. Further defines organization and jurisdiction of County Courts, election and retention of judges, and Judicial funding system including local funding requirements. Establishes Clerks of the Circuit Court and provides options for special or general law regarding assignment of Clerk’s duties.
Article VI	<b>Elections</b> Defines terms for primary, general and special elections. Also includes provisions for campaign financing for campaigns for statewide office

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### Phase II – “Active Phase”

#### Preparation for Phase II

Article	Highlights
Article VII	<b>Finance and Taxation</b> Includes section providing for a State revenue limitation, ad valorem taxation, ad valorem exemptions and assessments. Also includes language providing for homestead exemptions, the allocation of pari-mutual taxes to counties, authorizing the State to appropriate aid to local governments. This section also includes provisions requiring extra-ordinary measures for the State to enact certain levels of mandates upon local governments.
Article VIII	<b>Local Government</b> Defines Counties and County Officers, provides for commissioners, charter government. Miami-Dade County, Duval-Jacksonville...

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### Phase II – “Active Phase”

#### Preparation for Phase II

Article	Highlights
Article IX	<b>Education</b> Defines public education system
Article X	<b>Miscellaneous</b> Includes provisions defining eminent domain, slot machines and the land acquisition trust fund (Amendment 1)
Article XI	<b>Amendments</b> Defines methods to amend the constitution

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## Joint Constitution Revision Committee Meeting

### Discussion

#### FAC/FACA CRC - Discussion Point

Both CRC Committees, while fulfilling different roles, have the same goal of advancing and defending the best interests of Florida's Counties.

What strategies can be employed to ensure that both committees work together in the most effective manner during all three Phases of the Process?

#### FAC/FACA CRC - Discussion Point #2

For the purposes of this discussion point, members of both committees are advised to focus on "HOW" not "WHO".

What strategies should be utilized to attempt to influence the "Formation" process?  
Explicit Engagement or Strategic Engagement?



# Discussion & Guidance



(850) 922-4300

[www.fl-counties.com](http://www.fl-counties.com)

[See also, http://faca.fl-counties.com/node/160](http://faca.fl-counties.com/node/160)

Primer, Citizen Guide, Work Plan, etc.

