

By Commissioner Lee

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1 A proposal to amend
2 Section 4 of Article IV of the State Constitution to
3 revise the duties and responsibilities of the Chief
4 Financial Officer.

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6 Be It Proposed by the Constitution Revision Commission of
7 Florida:

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9 Section 4 of Article IV of the State Constitution is
10 amended to read:

11 ARTICLE IV

12 EXECUTIVE

13 SECTION 4. Cabinet.—

14 (a) There shall be a cabinet composed of an attorney
15 general, a chief financial officer, and a commissioner of
16 agriculture. In addition to the powers and duties specified
17 herein, they shall exercise such powers and perform such duties
18 as may be prescribed by law. In the event of a tie vote of the
19 governor and cabinet, the side on which the governor voted shall
20 be deemed to prevail.

21 (b) The attorney general shall be the chief state legal
22 officer. There is created in the office of the attorney general
23 the position of statewide prosecutor. The statewide prosecutor
24 shall have concurrent jurisdiction with the state attorneys to
25 prosecute violations of criminal laws occurring or having
26 occurred, in two or more judicial circuits as part of a related
27 transaction, or when any such offense is affecting or has
28 affected two or more judicial circuits as provided by general
29 law. The statewide prosecutor shall be appointed by the attorney
30 general from not less than three persons nominated by the
31 judicial nominating commission for the supreme court, or as
32 otherwise provided by general law.

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33 (c) The chief financial officer shall serve as the chief
34 fiscal officer of the state, ~~and shall:~~

35 (1) Settle and approve accounts against the state; ~~and~~
36 ~~shall~~

37 (2) Keep all state funds and securities;

38 (3) Participate as a principal in consensus economic,
39 demographic, and revenue estimating conferences; and

40 (4) Review and certify state contracts proposed by or on
41 behalf of any state agency, entity, or officer of the executive
42 branch as defined by general law, which require a payment or
43 aggregate payments in excess of ten million dollars from funds
44 appropriated to the state agency, entity, or officer before the
45 execution of any such contract. The chief financial officer
46 shall ensure that such a contract complies with state law as to
47 its procurement and content and that any payments required to be
48 made by the state agency, entity, or officer under the contract
49 in any fiscal year do not exceed the amount appropriated for
50 that fiscal year or the amount authorized by law for the purpose
51 of the contract. The ten-million dollar threshold shall be
52 adjusted by general law every four years to reflect the rate of
53 inflation or deflation as indicated in the Consumer Price Index
54 for All Urban Consumers, U.S. City Average, All Items, or a
55 successor index as calculated by the United States Department of
56 Labor, Bureau of Labor Statistics, or its successor agency.

57 (d) The commissioner of agriculture shall have supervision
58 of matters pertaining to agriculture except as otherwise
59 provided by law.

60 (e) The governor as chair, the chief financial officer, and
61 the attorney general shall constitute the state board of

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62 administration, which shall succeed to all the power, control,
63 and authority of the state board of administration established
64 pursuant to Article IX, Section 16 of the Constitution of 1885,
65 and which shall continue as a body at least for the life of
66 Article XII, Section 9(c).

67 (f) The governor as chair, the chief financial officer, the
68 attorney general, and the commissioner of agriculture shall
69 constitute the trustees of the internal improvement trust fund
70 and the land acquisition trust fund as provided by law.

71 (g) The governor as chair, the chief financial officer, the
72 attorney general, and the commissioner of agriculture shall
73 constitute the agency head of the Department of Law Enforcement.