



**City of Coral Gables**  
**CITY COMMISSION MEETING**  
**November 14, 2017**

**ITEM TITLE:**

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF CORAL GABLES, FLORIDA, IN SUPPORT OF FLORIDA CONSTITUTION REVISION COMMISSION PROPOSAL 61

(CITY ATTORNEY ITEM)

**BRIEF HISTORY:**

Every twenty years the Constitution Revision Commission (CRC) is convened in order to review Florida's Constitution and propose potential changes to the Constitution to be approved by Florida voters.

Constitution Revision Commissioner Chris Smith has submitted Proposal 61 to the CRC entitled "A proposal to amend Section 2 of Article VIII of the State Constitution to provide that any law enacted by the Legislature that restricts the home rule powers granted to municipalities must meet certain criteria.

The proposal seeks to amend Article VIII of the State Constitution so that a law enacted by the legislature which restricts power granted to a municipality under Section 2 of Article VIII must pass by a two-thirds vote of each house of the legislature; state with specificity the statewide necessity justifying the restriction; be no broader than necessary to accomplish the statewide necessity expressed; contain only one restriction of a power granted in Article VIII; relate to one subject; and be considered by at least one committee of each house, each of which must publicly notice the legislation for at least forty-eight hours before its consideration.

City Attorney Craig Leen submitted two proposals to the Constitution Revision Commission supporting Home Rule for local municipalities and the proposed revision to the State Constitution would meet the overarching goal of the City Attorney's proposals by providing for some protections and notice related to legislation that attempts to preempt and limit the powers of local governments.

The City Commission strongly recommends that the full Constitution Revision Commission vote to place Proposal 61 on the statewide General Election Ballot in 2018.

**1. Proposed Resolution**