

Supreme Court of Florida

MONDAY, SEPTEMBER 23, 2019

CASE NO.: SC19-1266; SC19-1601

ADVISORY OPINION TO THE ATTORNEY GENERALRE: PROHIBITS
POSSESSION OF DEFINED ASSAULT WEAPONS

ADVISORY OPINION TO THE ATTORNEY GENERALRE: PROHIBITS
POSSESSION OF DEFINED ASSAULT WEAPONS (FIS)

The above cases are hereby consolidated, on the Court's own motion, for all purposes. From this date forward, all documents pertaining to the above consolidated cases should be filed electronically through the Florida Court's E-Filing Portal using case number SC19-1266 only.

Pursuant to the provisions of article IV, section 10, Florida Constitution, and section 16.061, Florida Statutes, the Attorney General of Florida has requested this Court's opinion as to whether the text of the proposed amendment titled "Prohibits Possession of Defined Assault Weapons" complies with article XI, section 3, Florida Constitution, and whether the proposed ballot title and substance comply with section 101.161, Florida Statutes.

Section 16.061, Florida Statutes, requires the Attorney General, within thirty days after receipt of the proposed amendment or revision to the State Constitution

by initiative petition, to petition this Honorable Court for an advisory opinion regarding compliance of the text of the proposed amendment with article XI, section 3, Florida Constitution, and compliance of the proposed ballot title and substance with section 101.161, Florida Statutes.

The full text of the Attorney General's letter is attached hereto as an exhibit and made a part thereof.

On September 9, 2019, the Financial Impact Estimating Conference, in accordance with the provisions of section 100.371(5)(a), Florida Statutes, forwarded to the Office of the Attorney General a financial impact statement on the initiative petition. Section 16.061(3), Florida Statutes, provides for this Honorable Court to review the financial impact statement to determine whether it is in accordance with section 100.371, Florida Statutes.

IT IS, THEREFORE, the order of the Court that interested parties must file their responses on or before October 14, 2019 and serve a copy thereof on the Attorney General. Answer briefs must be filed on or before November 4, 2019. Replies must be filed on or before November 14, 2019. Briefs submitted will be available on the Court's public online docket at

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[http://onlinedocketssc.flcourts.org/DocketResults/CaseByYear?CaseNumber=1266
&CaseYear=2019.](http://onlinedocketssc.flcourts.org/DocketResults/CaseByYear?CaseNumber=1266&CaseYear=2019)

Oral argument is scheduled for 9:00 a.m., Tuesday, February 4, 2020. A maximum of twenty minutes to the side is allowed for the argument. Parties who have filed a response and have asked to be heard may, in the Court's discretion, be permitted to participate in oral argument.

CANADY, C.J., and POLSTON, LABARGA, LAWSON, LAGOA, LUCK, and MUÑIZ, JJ., concur.

A True Copy
Test:



John A. Tomasino
Clerk, Supreme Court



kj
Served:

EDWARD M. WENGER
HON. ASHLEY MOODY, ATTORNEY GENERAL
HON. RON DESANTIS, GOVERNOR
FINANCIAL IMPACT ESTIMATING CONFERENCE
HON. JOSE R. OLIVA
GAIL SCHWARTZ
HON. BILL GALVANO