



STATE OF FLORIDA

BILL McCOLLUM
ATTORNEY GENERAL

January 16, 2007

FILED
THOMAS D. HALL
2007 JAN 16 A 10:59
CLERK, SUPREME COURT
BY _____

The Honorable R. Fred Lewis
Chief Justice, and Justice of
The Supreme Court of Florida
The Supreme Court Building
Tallahassee, Florida 32399-1925

Re: No revenue of the state shall be spent on experimentation that involves the destruction of a live human embryo

Dear Chief Justice Lewis and Justices:

On November 30, 2006, in accordance with the provisions of Article IV, section 10, Florida Constitution, and section 16.061, Florida Statutes, I petitioned this Honorable Court for an advisory opinion on the initiative petition seeking to amend the Florida Constitution to prohibit state revenues being used for experimentation that involves the destruction of a live human embryo.

While the Financial Impact Estimating Conference, in accordance with the provisions of section 100.371(6)(a), Florida Statutes, forwarded a financial impact statement on the initiative petition on December 12, 2006 by interoffice mail, this office did not receive the financial impact statement until January 12, 2007.


This Court is currently considering its authority to consider the financial impact statements of initiative petitions. *See Advisory Opinion to the Attorney General Re: Referenda Required for Adoption and Amendment of Local Government Comprehensive Land Use Plans*, Case No. SC 06-521. Oral argument in that case was heard on January 9, 2007.

Pending resolution of this issue, I respectfully request this Honorable Court's opinion as to whether the financial impact statement prepared by the Financial Impact Estimating Conference on the constitutional amendment, proposed by initiative petition, entitled "No

The Honorable R. Fred Lewis
Page Two

revenue of the state shall be spent on experimentation that involves the destruction of a live human embryo" (a copy of which is attached) is in accordance with section 100.371, Florida Statutes.

Sincerely,



Bill McCollum

BM/lj

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing has been furnished by U.S. Mail delivery this 16th day of January, 2007, to the following:

Citizens for Science and Ethics, Inc.
95 South Federal Highway
Suite 200-205
Boca Raton, Florida 33432

Mr. Stephen C. Emmanuel
Ausley & McMullen
227 South Calhoun Street
Tallahassee, Florida 32301

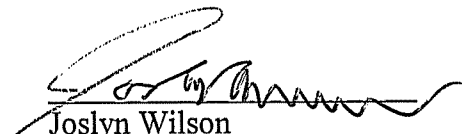
I hereby certify that a true and correct copy of the foregoing has been furnished via interoffice mail delivery this 16th day of January, 2007, to the following:

The Honorable Charlie Crist
Governor
The Capitol PL-05
400 South Monroe Street
Tallahassee, Florida 32399-0001

Mr. Kurt Browning
Secretary of State
The R.A. Building
500 South Bronough Street
Tallahassee, Florida 32399-0250

The Honorable Ken Pruitt
President, Florida Senate
409 The Capitol
404 South Monroe Street
Tallahassee, FL 32399-1100

The Honorable Marco Rubio
Speaker, Florida House of
Representatives
420 The Capitol
402 South Monroe Street
Tallahassee, FL 32399-1300


Joslyn Wilson
Assistant Attorney General

KEN PRUITT
President



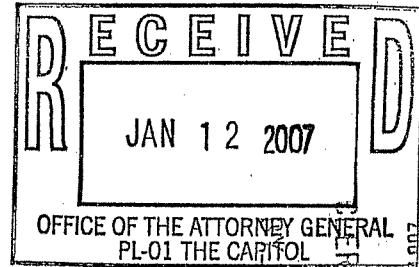
MARCO RUBEN
Speaker



THE FLORIDA LEGISLATURE

OFFICE OF ECONOMIC AND DEMOGRAPHIC RESEARCH

December 12, 2006



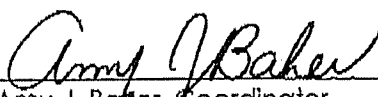
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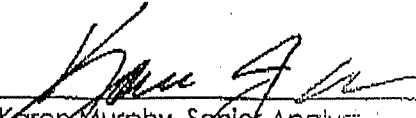
The Honorable Charlie Crist
Attorney General
State of Florida
PL-01 The Capitol
Tallahassee, FL 32399-1050


Dear Attorney General Crist,

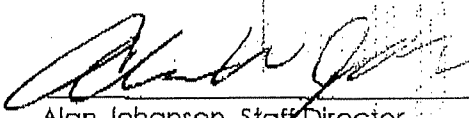
Section 100.371, Florida Statutes, instructs the Financial Impact Estimating Conference to submit to the Attorney General a financial impact statement within 45 days of receipt of an initiative petition from the Secretary of State.

By this letter, the Financial Impact Estimating Conference is submitting to you the attached financial impact statement for the initiative petition entitled "Prohibiting State Spending for Experimentation that Involves the Destruction of a Live Human Embryo". Serial Number 05-21.


Amy J. Baker, Coordinator
Office of Economic and Demographic Research


Karen Murphy, Senior Analyst
Executive Office of the Governor


Stephanie Massengale, Budget Chief
House HealthCare Committee


Alan Johansen, Staff Director
Senate Committee on Government
Efficiency Appropriations

FINANCIAL IMPACT ESTIMATING CONFERENCE

FINANCIAL IMPACT STATEMENT

PROHIBITING STATE SPENDING FOR EXPERIMENTATION THAT INVOLVES
THE DESTRUCTION OF A LIVE HUMAN EMBRYO, #05-21

The amendment is not expected to have an impact on state or local government expenses.

INITIATIVE FINANCIAL INFORMATION STATEMENT
Prohibiting State Spending for Experimentation that Involves the Destruction of
Live Human Embryo

SUMMARY OF INITIATIVE FINANCIAL INFORMATION STATEMENT

Based on the information provided through public workshops and collected through staff research, the Financial Impact Estimating Conference principals note the following:

- The amendment is not expected to have an impact on state or local government expenses because no revenues of the state are currently being spent on experimentation involving the destruction of a live human embryo. It is assumed that state-funded research that is based on an existing line of stem cells would not be prohibited. The creation of a line that involves the destruction of a live human embryo, however, would be prohibited. No other experimental procedures that would be affected by the amendment were identified.
- The principals did not identify probable impacts on state or local government revenues because the future development of research and any associated activities that could be affected by this amendment is unknowable; therefore, the impacts, if any, are indeterminate.

FINANCIAL IMPACT STATEMENT

The amendment is not expected to have an impact on state or local government expenses.