

1                                   A bill to be entitled  
 2           An act relating to the presidential preference primary;  
 3           amending s. 103.101, F.S.; revising the dates relating to  
 4           the presidential preference primary; providing an  
 5           effective date.

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 7   Be It Enacted by the Legislature of the State of Florida:

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 9           Section 1. Subsections (1), (2), (3), and (6) of section  
 10   103.101, Florida Statutes, are amended to read:

11           103.101 Presidential preference primary.--

12           (1) Each political party other than a minor political  
 13   party shall, on the first ~~second~~ Tuesday in February ~~March~~ in  
 14   each year the number of which is a multiple of 4, or the first  
 15   Tuesday immediately following the New Hampshire presidential  
 16   preference primary, whichever occurs first, so long as that date  
 17   is no earlier than the second Tuesday in January of the year in  
 18   which the presidential preference primary will be held, elect  
 19   one person to be the candidate for nomination of such party for  
 20   President of the United States or select delegates to the  
 21   national nominating convention, as provided by party rule.

22           (2) There shall be a Presidential Candidate Selection  
 23   Committee composed of the Secretary of State, who shall be a  
 24   nonvoting chair; the Speaker of the House of Representatives;  
 25   the President of the Senate; the minority leader of each house  
 26   of the Legislature; and the chair of each political party  
 27   required to have a presidential preference primary under this  
 28   section.

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29           (a) By October ~~December~~ 31 of the year preceding the  
30 ~~Florida~~ presidential preference primary, each political party  
31 shall submit to the Secretary of State a list of its  
32 presidential candidates to be placed on the presidential  
33 preference primary ballot or candidates entitled to have  
34 delegates appear on the presidential preference primary ballot.  
35 The Secretary of State shall prepare and publish a list of the  
36 names of the presidential candidates submitted. The Secretary of  
37 State shall submit such list of names of presidential candidates  
38 to the selection committee on the first Tuesday after the first  
39 Monday in November of the ~~January~~ each year preceding the a  
40 presidential preference primary election is held. Each person  
41 designated as a presidential candidate shall have his or her  
42 name appear, or have his or her delegates' names appear, on the  
43 presidential preference primary ballot unless all committee  
44 members of the same political party as the candidate agree to  
45 delete such candidate's name from the ballot. The selection  
46 committee shall meet in Tallahassee on the first Tuesday after  
47 the first Monday in November of the ~~January~~ each year preceding  
48 the a presidential preference primary ~~is held~~. The selection  
49 committee shall publicly announce and submit to the Department  
50 of State no later than 5 p.m. on the following day the names of  
51 presidential candidates who shall have their names appear, or  
52 who are entitled to have their delegates' names appear, on the  
53 presidential preference primary ballot. The Department of State  
54 shall immediately notify each presidential candidate designated  
55 by the committee. Such notification shall be in writing, by  
56 registered mail, with return receipt requested.

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57 (b) Any presidential candidate whose name does not appear  
58 on the list submitted to the Secretary of State may request that  
59 the selection committee place his or her name on the ballot.  
60 Such request shall be made in writing to the Secretary of State  
61 no later than the second Tuesday after the first Monday in  
62 November of the year preceding the presidential preference  
63 primary January.

64 (c) If a presidential candidate makes a request that the  
65 selection committee reconsider placing the candidate's name on  
66 the ballot, the selection committee will reconvene no later than  
67 the second Thursday after the first Monday in November of the  
68 year preceding the presidential preference primary January to  
69 reconsider placing the candidate's name on the ballot. The  
70 Department of State shall immediately notify such candidate of  
71 the selection committee's decision.

72 (3) A candidate's name shall be printed on the  
73 presidential preference primary ballot unless the candidate  
74 submits to the Department of State, prior to the second Tuesday  
75 after the first Monday in November of the year preceding the  
76 presidential preference primary January, an affidavit stating  
77 that he or she is not now, and does not presently intend to  
78 become, a candidate for President at the upcoming nominating  
79 convention. If a candidate withdraws pursuant to this  
80 subsection, the Department of State shall notify the state  
81 executive committee that the candidate's name will not be placed  
82 on the ballot. The Department of State shall, no later than the  
83 third Tuesday after the first Monday in November of the year  
84 preceding the presidential preference primary January, certify

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85 | to each supervisor of elections the name of each candidate for  
86 | political party nomination to be printed on the ballot.

87 |       (6) Delegates must qualify no later than the second Friday  
88 | in November of the year preceding the presidential preference  
89 | primary ~~January~~ in the manner provided by party rule.

90 |       Section 2. This act shall take effect July 1, 2007.