

HB 695

2011

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

6  
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 ~~last~~ Tuesday in March ~~January~~ in each  
14          year the number of which is a multiple of 4, elect one person to  
15          be the candidate for nomination of such party for President of  
16          the United States or select delegates to the national nominating  
17          convention, as provided by party rule.

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

25           (b) By December ~~October~~ 31 of the year preceding the  
26          Florida presidential preference primary, each political party  
27          shall submit to the Secretary of State a list of its  
28          presidential candidates to be placed on the presidential

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29 | preference primary ballot or candidates entitled to have  
30 | delegates appear on the presidential preference primary ballot.  
31 | The Secretary of State shall prepare and publish a list of the  
32 | names of the presidential candidates submitted. The Secretary of  
33 | State shall submit such list of names of presidential candidates  
34 | to the selection committee on the first Tuesday after the first  
35 | Monday in January each ~~November of the year that a preceding the~~  
36 | presidential preference primary election is held. Each person  
37 | designated as a presidential candidate shall have his or her  
38 | name appear, or have his or her delegates' names appear, on the  
39 | presidential preference primary ballot unless all committee  
40 | members of the same political party as the candidate agree to  
41 | delete such candidate's name from the ballot.

42 |       (c) The selection committee shall meet in Tallahassee on  
43 | the first Tuesday after the first Monday in January each  
44 | ~~November of the year that a preceding the~~ presidential  
45 | preference primary is held. The selection committee shall  
46 | publicly announce and submit to the Department of State no later  
47 | than 5 p.m. on the following day the names of presidential  
48 | candidates who shall have their names appear, or who are  
49 | entitled to have their delegates' names appear, on the  
50 | presidential preference primary ballot. The Department of State  
51 | shall immediately notify each presidential candidate designated  
52 | by the committee. Such notification shall be in writing, by  
53 | registered mail, with return receipt requested.

54 |       (3) A candidate's name shall be printed on the  
55 | presidential preference primary ballot unless the candidate  
56 | submits to the Department of State, prior to the second Tuesday

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57 | after the first Monday in January ~~November of the year preceding~~  
58 | ~~the presidential preference primary~~, an affidavit stating that  
59 | he or she is not now, and does not presently intend to become, a  
60 | candidate for President at the upcoming nominating convention.  
61 | If a candidate withdraws pursuant to this subsection, the  
62 | Department of State shall notify the state executive committee  
63 | that the candidate's name will not be placed on the ballot. The  
64 | Department of State shall, no later than the third Tuesday after  
65 | the first Monday in January ~~November of the year preceding the~~  
66 | ~~presidential preference primary~~, certify to each supervisor of  
67 | elections the name of each candidate for political party  
68 | nomination to be printed on the ballot.

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

72 |       Section 2. This act shall take effect upon becoming a law.