

By Representative Carlton

1                                   A bill to be entitled  
2           An act relating to restrictions on individuals  
3           qualifying for public office; amending s.  
4           99.012, F.S.; requiring a person who is a  
5           subordinate officer, deputy sheriff, or police  
6           officer to resign upon qualifying for public  
7           office; providing for the effective date of  
8           such resignation; providing an effective date.

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

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12           Section 1. Subsection (5) of section 99.012, Florida  
13   Statutes, is amended to read:

14           99.012 Restrictions on individuals qualifying for  
15   public office.--

16           (5) A person who is a subordinate officer, deputy  
17   sheriff, or police officer must ~~need not~~ resign upon  
18   qualifying for public office. If pursuant to this section  
19   ~~unless~~ the person is seeking to qualify for a public office  
20   which is currently held by an officer who has authority to  
21   appoint, employ, promote, or otherwise supervise that person  
22   and who has qualified as a candidate for reelection to that  
23   office, the resignation must be effective not later than the  
24   date the candidate qualifies. Otherwise, the resignation must  
25   be effective not later than the date the officer would take  
26   office, if elected. However, upon qualifying, the subordinate  
27   ~~officer, deputy sheriff, or police officer must take a leave~~  
28   ~~of absence without pay during the period in which he or she is~~  
29   ~~a candidate for office.~~

30           Section 2. This act shall take effect July 1, 1998.

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HOUSE SUMMARY

Requires a person who is a subordinate officer, deputy sheriff, or police officer to resign upon qualifying for public office. Provides that, if the person is seeking to qualify for a public office which is currently held by an officer who has authority to appoint, employ, promote, or otherwise supervise that person and who has qualified as a candidate for reelection to that office, the resignation must be effective not later than the date the candidate qualifies; otherwise, it must be effective not later than the date the officer would take office, if elected.