

By Representative Ziebarth

1                                   A bill to be entitled  
2           An act relating to Volusia County; amending  
3           chapter 95-462, Laws of Florida, changing the  
4           uniform municipal election and qualification  
5           dates; providing an 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. Sections 2 and 3 of chapter 95-462, Laws of  
10 Florida, are amended to read:

11           (Substantial rewording of sections 2 and 3. See ss.  
12           2 and 3 of ch. 95-462, Laws of Florida, for present  
13           text.)

14           Section 2. (1) Any election relating to a municipal  
15 office shall be held in each odd-numbered year as follows:

16           (a) The first election designated for a municipality  
17 shall be held 28 days prior to the first Tuesday after the  
18 first Monday in November of each odd-numbered year.

19           (b) The second election designated for a municipality  
20 shall be held the first Tuesday after the first Monday in  
21 November of each odd-numbered year.

22           (2) Municipalities which require annual elections for  
23 officers of their governing bodies may also hold their  
24 elections as follows:

25           (a) In each odd-numbered year, the first election  
26 designated for the municipality shall be held on a date that  
27 would be established by the Florida Election Code for the  
28 first primary if it were in an even-numbered year.

29           (b) In each odd-numbered year, the second election  
30 designated for a municipality shall be held 28 days prior to  
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1 the first Tuesday after the first Monday in November of each  
2 odd-numbered year.

3 (c) In even-numbered years, the first election  
4 designated for a municipality shall be held on the date  
5 established by the Florida Election Code for the first  
6 primary.

7 (d) In even-numbered years, the second election  
8 designated for the municipality shall be held on the date  
9 established by the Florida Election Code for the second  
10 primary.

11 (3) For purposes of this section, when a primary and  
12 general election are provided for they shall be the first and  
13 second elections, respectively. When a general and runoff  
14 election are provided for they shall be the first and second  
15 elections, respectively. Any other required or permitted  
16 municipal election shall be scheduled in accordance with law.

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18 However, the Supervisor of Elections, after consultation with  
19 the affected municipalities, may change any election date in  
20 order to avoid a conflict with a religious holiday.

21 Section 3. (1) Candidates for an elected municipal  
22 office in Volusia County to be elected under the schedule  
23 provided in section 2(1), shall file such papers and pay such  
24 fees as may be required by law with the applicable municipal  
25 clerk during normal business hours between 9 a.m. on the 71st  
26 day and 12 noon on the 61st day prior to the first Tuesday  
27 after the first Monday in November of each odd-numbered year.

28 (2) Candidates for an elected municipal office in  
29 Volusia County to be elected under the schedule provided in  
30 section 2(2)(c) and (d), shall file such papers and pay such  
31 fees as may be required by law with the applicable municipal

1 clerk during the time period established by the Florida  
2 Election Code for qualifying for the general election.

3 (3) The names of all candidates and the offices for  
4 which they have filed shall be received by the Supervisor of  
5 Elections from the municipal clerks by 5 p.m. on the next  
6 business day after the close of qualifying.

7 Section 2. Except to the extent hereby amended, the  
8 provisions of chapter 95-462, Laws of Florida, are hereby  
9 ratified, confirmed, and continued in full force and effect.

10 Section 3. This act shall take effect upon becoming a  
11 law.

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