

By the Committee on Election Reform and Representative Miller

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House Joint Resolution

A joint resolution proposing the creation of Section 10 of Article II of the State Constitution, relating to elected public officers.

Be It Resolved by the Legislature of the State of Florida:

That the creation of Section 10 of Article II of the State Constitution set forth below is agreed to and shall be submitted to the electors of Florida for approval or rejection at the general election to be held in November 1998:

ARTICLE II

GENERAL PROVISIONS

SECTION 10. Elected public officers; relinquishment of office upon failure to maintain same political party registration.--An elected public officer relinquishes office upon the officer's failure to maintain registration as a member of the same political party in which the officer was registered when qualified for and elected to that office, except that an officer may change his or her party affiliation without creating a vacancy if the officer is changing party affiliation within 60 days of qualifying for election to the same or a different office. A vacancy will not occur if the office to which the officer was elected is an office that must be filled by nonpartisan election.

BE IT FURTHER RESOLVED that in accordance with the requirements of section 101.161, Florida Statutes, the title and substance of the amendment proposed herein shall appear on the ballot as follows:

ELECTED PUBLIC OFFICERS; RELINQUISHMENT

1 OF OFFICE UPON FAILURE TO MAINTAIN
2 SAME POLITICAL PARTY REGISTRATION
3 Providing that an elected public officer relinquishes
4 office upon failing to maintain registration as a member of
5 the same political party in which the officer was registered
6 when the officer qualified for and was elected to that office,
7 unless the office is a nonpartisan office, except that the
8 officer may, without creating a vacancy, change party
9 affiliation within 60 days of qualifying for election to the
10 same or a different office.
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