

By Representative Carassas

1 A bill to be entitled
2 An act relating to elections; amending s.
3 100.091, F.S.; providing for the holding of the
4 second primary election concurrently with the
5 general election under certain circumstances;
6 providing an effective date.

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

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10 Section 1. Subsection (1) of section 100.091, Florida
11 Statutes, is amended to read:

12 100.091 Second primary election.--

13 (1)(a) In each year in which a general election is
14 held, a second primary election for nomination of candidates
15 of political parties where nominations were not made in the
16 first primary election shall be held on the Tuesday 5 weeks
17 prior to the general election.

18 (b) Notwithstanding paragraph (a), in any county in
19 which all contests to be held at the second primary are open
20 to all qualified electors regardless of party affiliation, the
21 second primary election shall be held concurrently with the
22 general election.

23 Section 2. This act shall take effect January 1, 2002.
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26 HOUSE SUMMARY

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28 Provides that any county may hold its second primary
29 election concurrently with the general election if all
30 contests to be held at the second primary in that county
31 are open to all qualified electors regardless of party
affiliation, with the winners of such contests being
automatically elected at the general election by
operation of law applied to unopposed candidates.