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CHAMBER ACTION

Senate

House

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Floor: 7/AD/2R
4/23/2008 3:54 PM

1 Senator Constantine moved the following **amendment**:

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3 **Senate Amendment (with title amendment)**

4 Between line(s) 1669 and 1670

5 insert:

6 Section 36. Subsection (2) of section 105.041, Florida
7 Statutes, is amended to read:

8 105.041 Form of ballot.—

9 (2) LISTING OF CANDIDATES.--

10 The ~~(a) Except as provided in paragraph (b),~~ the order of
11 nonpartisan offices appearing on the ballot shall be determined
12 by the Department of State. The names of candidates for election
13 to each nonpartisan office shall be listed in alphabetical order.
14 With respect to retention of justices and judges, the question
15 "Shall Justice (or Judge) (name of justice or judge) of the (name
16 of the court) be retained in office?" shall appear on the ballot
17 in alphabetical order and thereafter the words "Yes" and "No."



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18 ~~(b)1. The names of candidates for the office of circuit~~
19 ~~judge shall be listed on the primary election ballot in the order~~
20 ~~determined by lot conducted by the director of the Division of~~
21 ~~Elections of the Department of State after the close of the~~
22 ~~qualifying period.~~

23 ~~2. Candidates who have secured a position on the general~~
24 ~~election ballot, after having survived elimination at the primary~~
25 ~~election, shall have their names listed in the same order as on~~
26 ~~the primary election ballot, notwithstanding the elimination of~~
27 ~~any intervening names as a result of the primary election.~~

28
29 ===== T I T L E A M E N D M E N T =====

30 And the title is amended as follows:

31 On line(s) 104 after the semicolon
32 insert:

33 amending s. 105.041, F.S.; providing procedure for determining
34 ballot position of candidates for the office of circuit judge;