



352564

CHAMBER ACTION

Senate

House

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Floor: WD/3R
4/24/2008 10:40 AM

1 Senator Lynn moved the following amendment:

3 Senate Amendment (with directory and title amendments)

4 Delete line(s) 383-461

5 and insert:

6 (8) A law enforcement officer is not required to resign his
7 or her law enforcement office upon qualifying as a candidate for
8 public office or election to public office unless the officer is
9 seeking a public office currently held by an officer who has
10 authority to appoint, employ, promote, or otherwise supervise
11 that person and who has qualified as a candidate for reelection
12 to that office. This chapter does not prohibit a subordinate
13 officer, deputy sheriff, or police officer from being reinstated
14 to duty if he or she is unsuccessful in seeking public office.

15 Section 10. Paragraph (a) of subsection (1) of section
16 99.021, Florida Statutes, is amended to read:

17 99.021 Form of candidate oath.--



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18 (1) (a) 1. Each candidate, whether a party candidate, a
 19 candidate with no party affiliation, or a write-in candidate, in
 20 order to qualify for nomination or election to any office other
 21 than a judicial office as defined in chapter 105 or a federal
 22 office, shall take and subscribe to an oath or affirmation in
 23 writing. A printed copy of the oath or affirmation shall be
 24 furnished to the candidate by the officer before whom such
 25 candidate seeks to qualify and shall be substantially in the
 26 following form:

27
 28 State of Florida

29 County of _____

30 Before me, an officer authorized to administer oaths,
 31 personally appeared (please print name as you wish it to appear
 32 on the ballot) , to me well known, who, being sworn, says that
 33 he or she is a candidate for the office of _____; that he or she
 34 is a qualified elector of _____ County, Florida; that he or she
 35 is qualified under the Constitution and the laws of Florida to
 36 hold the office to which he or she desires to be nominated or
 37 elected; that he or she has taken the oath required by ss.
 38 876.05-876.10, Florida Statutes; that he or she has qualified for
 39 no other public office in the state, the term of which office or
 40 any part thereof runs concurrent with that of the office he or
 41 she seeks; and that he or she has resigned from any office from
 42 which he or she is required to resign pursuant to s. 99.012,
 43 Florida Statutes.

44 (Signature of candidate)

45 (Address)

46



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47 Sworn to and subscribed before me this _____ day of _____,
48 (year) , at _____ County, Florida.

49 (Signature and title of officer administering oath)

50

51 2. Each candidate for federal office, whether a party
52 candidate, a candidate with no party affiliation, or a write-in
53 candidate, in order to qualify for nomination or election to
54 office shall take and subscribe to an oath or affirmation in
55 writing. A printed copy of the oath or affirmation shall be
56 furnished to the candidate by the officer before whom such
57 candidate seeks to qualify and shall be substantially in the
58 following form:

59

60 State of Florida

61 County of _____

62 Before me, an officer authorized to administer oaths,
63 personally appeared (please print name as you wish it to appear
64 on the ballot) , to me well known, who, being sworn, says that
65 he or she is a candidate for the office of _____; that he or she
66 is qualified under the Constitution and laws of the United States
67 to hold the office to which he or she desires to be nominated or
68 elected; and that he or she has qualified for no other public
69 office in the state, the term of which office or any part thereof
70 runs concurrent with that of the office he or she seeks; ~~and that~~
71 ~~he or she has resigned from any office from which he or she is~~
72 ~~required to resign pursuant to s. 99.012, Florida Statutes.~~

73 (Signature of candidate)

74 (Address)

75



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76 Sworn to and subscribed before me this _____ day of _____,
77 (year) , at _____ County, Florida.

78 (Signature and title of officer administering oath)

79 Section 11. Paragraph (a) of subsection (2) of section
80 99.095, Florida Statutes, is amended, and subsection (6) is added
81 to that section, to read:

82 99.095 Petition process in lieu of a qualifying fee and
83 party assessment.--

84 (2) (a) Except as provided in paragraph (b), a candidate
85 must obtain the number of signatures of voters in the
86 geographical area represented by the office sought equal to at
87 least 1 percent of the total number of registered voters of that
88 geographical area, as shown by the compilation by the department
89 for the immediately preceding general election. Signatures may
90 not be obtained until the candidate has filed the appointment of
91 campaign treasurer and designation of campaign depository
92 pursuant to s. 106.021 and are valid only for the qualifying
93 period immediately following such filings.

94 (6) If a candidate obtains at least 50 percent but less
95 than 100 percent of the required number of signatures set forth
96 in this section, the candidate may pay a pro rata portion of the
97 qualifying fee required pursuant to s. 99.092.

98
99 ===== D I R E C T O R Y C L A U S E A M E N D M E N T =====

100 And the directory clause is amended as follows:

101 Delete line 364

102 and insert:

103 are amended, and subsection (8) is added to that section, to
104 read:

105

Bill No. CS for CS for SB 866, 1st Eng.



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106 | ===== T I T L E A M E N D M E N T =====

107 | And the title is amended as follows:

108 | Delete lines 30-34

109 | and insert:

110 | seeking any federal public office; authorizing a law
111 | enforcement officer to qualify as a candidate for public
112 | office without resigning his or her law enforcement
113 | position; providing an exception; providing for
114 | reinstatement to the law enforcement office; amending s.
115 | 99.021, F.S.; deleting a resignation statement from the
116 | qualifying oath for candidates for federal office;
117 | amending s. 99.095, F.S.; authorizing a candidate to pay a
118 | pro rata portion of the qualifying fee under certain
119 | conditions; amending s. 100.221, F.S.; providing