Amendment No.

CHAMBER ACTION

Senate   House

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1 | Representative Caldwell offered the following:

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3 | **Amendment**

4 | Remove lines 28-58 and insert:

5 | (2)(a) Each election for municipal office within a county

6 | must be held on the same date as the general election, if held

7 | in an even-numbered year, or on the first Tuesday after the

8 | first Monday in November, if held in an odd-numbered year. The

9 | supervisor of elections shall determine whether elections for

10 | municipal office are held within the county in even-numbered

11 | years, odd-numbered years, or both.

12 | (b) If a municipal charter or ordinance requires a runoff

13 | format for the municipality's elections for municipal office and

14 | such elections are held:

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15   1. In an even-numbered year, the municipality must hold
16 its initial election at the primary election held on the Tuesday
17 10 weeks before the general election and its runoff election at
18 the general election.
19   2. In an odd-numbered year, the municipality must hold its
20 initial election at an election held on the Tuesday 10 weeks
21 before the election held on the first Tuesday after the first
22 Monday in November. The municipality must hold its runoff
23 election at the election held on the first Tuesday after the
24 first Monday in November.
25   (c) In lieu of paragraph (a), if the supervisor of
26 elections and all of the municipalities within a county, except
27 municipalities that are exempt pursuant to paragraph (e), agree
28 to conduct elections for municipal office on one alternative
29 fixed date each year, elections for municipal office in the
30 county may be held each year on the agreed upon alternative
31 fixed date. Before a municipal election is conducted pursuant to
32 this paragraph, each municipality within the county must adopt
33 the alternative fixed date by ordinance. Each ordinance must
34 provide the dates for qualifying for the election and the dates
35 on which the elected officers' terms of office commence.
36   (d) For purposes of this subsection, if a municipality is
37 located within more than one county, the municipality is
38 considered part of the county in which a majority of the
39 municipality's land area is located.
40   (e) A municipality is exempt from this subsection if it

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41 conducts its elections for municipal office without assistance

42 from the supervisor of elections. Assistance from the supervisor

43 of elections does not include a municipality's use of the voting

44 devices of the voting system used in the county. An exempt

45 municipality is not required to agree to the alternative fixed

46 date established pursuant to paragraph (c).

47   (f) This subsection does not affect the manner in which

48 vacancies in municipal office are filled or recall elections for

49 municipal officers are conducted.

50   (g) Notwithstanding any general law, special law, local

51 law, municipal charter, or municipal ordinance, this subsection

52 provides the exclusive method for establishing the dates of

53 elections for municipal office in this state. Any general law,

54 special law, local law, municipal charter, or municipal

55 ordinance that conflicts with this subsection is superseded to

56 the extent of the conflict.

57   (3) The governing body of a municipality may, by

58 ordinance, ~~change the dates for qualifying and for the election~~

59 ~~of members of the governing body of the municipality and~~ provide

60 for the orderly transition of office resulting from election

61 ~~such~~ date changes.

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