

By Senator Davis

5-00846-24

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1                   A bill to be entitled  
2       An act relating to candidate qualifying; creating s.  
3       99.013, F.S.; providing eligibility requirements for  
4       persons seeking to qualify for nomination as a  
5       candidate of a political party or as a candidate with  
6       no party affiliation; providing that certain entities  
7       may bring an action for declaratory and injunctive  
8       relief based on a certain claim; prohibiting a person  
9       from qualifying as a candidate for election and from  
10      having his or her name appear on the ballot under  
11      certain circumstances; providing an effective date.

12  
13 Be It Enacted by the Legislature of the State of Florida:

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15       Section 1. Section 99.013, Florida Statutes, is created to  
16       read:

17       99.013 Eligibility to qualify for nomination as a candidate  
18       of a political party or candidate with no party affiliation.—

19       (1) (a) A person seeking to qualify for nomination as a  
20       candidate of a political party must have been a registered  
21       member of the political party for which the person is seeking  
22       nomination as a candidate for at least 365 days before the  
23       beginning of qualifying preceding the general election for which  
24       the person seeks to qualify.

25       (b) A person seeking to qualify for nomination as a  
26       candidate with no party affiliation must be registered without  
27       any party affiliation and may not have been a registered member  
28       of any political party for at least 365 days before the  
29       beginning of qualifying preceding the general election for which

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30 the person seeks to qualify.

31 (2) A political party, in addition to any other person or  
32 entity with standing, may bring an action for declaratory and  
33 injunctive relief based on a claim that a person seeking to  
34 qualify for nomination as a candidate of such political party or  
35 as a candidate with no party affiliation did not comply with  
36 this section.

37 (3) If a final judgment of a circuit court determines that  
38 a person did not comply with this section, the person may not be  
39 qualified as a candidate for election and his or her name may  
40 not appear on the ballot.

41 Section 2. This act shall take effect July 1, 2024.