

CONSTITUTIONAL AMENDMENT PETITION FORM

Note:

- All information on this form, including your signature, becomes a public record upon receipt by the Supervisor of Elections.
- Under Florida law, it is a first degree misdemeanor, punishable as provided in s. 775.082 or s. 775.08, Florida Statutes, to knowingly sign more than one petition for an issue. [Section 104.185, Florida Statutes]
- If all requested information on this form is not completed, the form will not be valid.

Your name: _____
Please Print Name as it appears on your Voter Information Card

Your address: _____

City _____ **Zip** _____ **County** _____

Please change my legal residence address on my voter registration record to the above residence address (check box, if applicable).

Voter Registration Number _____ **or** **Date of Birth** _____

I am a registered voter of Florida and hereby petition the Secretary of State to place the following proposed amendment to the Florida Constitution on the ballot in the general election:

BALLOT TITLE: Top Two Open Primaries

BALLOT SUMMARY: This amendment will implement a top two open primary for state and federal elective offices. All candidates will appear on a single ballot, and all registered voters will be allowed to vote in each primary election. The two candidates receiving the highest number of votes for each office will appear on the general election ballot.

ARTICLE AND SECTION BEING CREATED OR AMENDED: Article VI Section 5

FULL TEXT OF THE PROPOSED CONSTITUTIONAL AMENDMENT:

Section 5 of Article VI of the State Constitution is amended to read:

ARTICLE VI

SUFFRAGE AND ELECTIONS

SECTION 5. Primary, general, and special elections.—

(a) A general election shall be held in each county on the first Tuesday after the first Monday in November of each even numbered year to choose a successor to each elective state and county officer whose term will expire before the next general election and, except as provided herein, to fill each vacancy in elective office for the unexpired portion of the term.

A general election may be suspended or delayed due to a state of emergency or impending emergency pursuant to general law. Special elections and referenda shall be held as provided by law.

~~(b) If all candidates for an office have the same party affiliation and the winner will have no opposition in the general election, all qualified electors, regardless of party affiliation, may vote in the primary elections for that office.~~

(b) This subsection shall govern all primary elections for all federal and state elective offices except for those races in which no party affiliation, registration, or preference appears on the ballot as provided by law; and the system for selection of President and Vice President of the United States.

(1) All electors qualified to vote for the office being filled shall be allowed to vote in the primary election regardless of the voter's affiliation or lack of affiliation with a political party and regardless of the candidate's nomination by, or affiliation with, a political party.

(2) All candidates for an office shall be listed on a single primary ballot regardless of their nomination by, or affiliation with, a political party. Only the two candidates receiving the greatest numbers of votes cast in the primary election shall advance to the general election and appear on that ballot; no other candidate shall appear on the general election ballot. In case of a tie, between candidates with the greatest number of votes, making them eligible to advance to the general election, the winner will be determined by law.

(3) If more than one candidate is to be elected to an office, the number of candidates advancing to the general election shall be twice the number to be elected, with said candidates receiving the greatest number of votes.

(4) Should only two candidates qualify for the same office, no primary election will be held and the winner will be determined in the general election.

(5) Candidates nominated, endorsed, or otherwise selected by a political party to run in the primary election may have such nomination, endorsement, or selection indicated on the ballot in a manner provided by law.

(6) A candidate that is not nominated, endorsed, or otherwise selected by a political party to run in the primary election may have their political party preference, or lack of a political party preference, indicated upon the ballot in a manner provided by law. Designation of a party preference by a candidate under this paragraph shall not constitute or imply the nomination, endorsement, or selection of the candidate by the political party designated.

(7) Nothing in this subsection shall be interpreted to prohibit a political party or a party central committee from nominating, endorsing, supporting, or opposing any candidate.

(8) This subsection is effective upon adoption by the voters and is self-executing.

_____ X _____
DATE OF SIGNATURE **SIGNATURE OF REGISTERED VOTER**

Initiative petition sponsored by Florida Fair and Open Primaries, 9701 Resota Beach Rd, Southport, FL 32409

If paid petition circulator is used:

Circulator's name _____

Circulator's address _____

Return signed form to:

Florida Fair and Open Primaries
9701 Resota Beach Rd.
Southport, FL 32409

For Official Use Only:

Serial Number: 18-06

Date Approved: 6/28/18