

# 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: All Voters Vote in Top Two Primary Elections for Congress, State Legislature, Governor, and Cabinet**

**BALLOT SUMMARY:** Allows all voters to vote in primaries for Congress, legislature, governor, and cabinet; eliminates government funded party nominations for those offices. Candidate nominated by party appears on ballot as party's nominee; other candidates may indicate party preference. Top two vote getters advance to general election regardless of party affiliation, except state office candidate obtaining majority of votes in primary is elected; provides for election of majority winner in Congressional primary if federal law is changed.

**ARTICLE AND SECTION BEING CREATED OR AMENDED:** Amends Article VI Section 5(a), (b), adds subsection (c)

**FULL TEXT OF PROPOSED CONSTITUTIONAL AMENDMENT: [Additions are underlined]**

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

\* \* \* \* \*

(a) A general election shall, except as provided by subsection (c), 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) Primary elections shall be held as provided by law. If all candidates for an office, other than those governed by subsection (c), 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

(c) In primary elections for Congress, state legislature, governor, and cabinet:

(1) All qualified candidates shall appear on the same ballot for each office at issue.

(2) A political party seeking to have its nominee appear on a primary ballot may qualify to do so as provided by law. Primary elections conducted pursuant to this section shall not determine a political party's nominee for office, and nothing in this subsection shall: (i) restrict the right of private association of parties or of individuals to join or organize into parties; or (ii) restrict the rights of parties to nominate, endorse, support or oppose candidates for office, or to otherwise participate in elections as provided by law. However, no government funds shall be expended to conduct any party primary, caucus or other party nominating process.

(3) Candidates, nominated by a political party meeting the requirements for ballot designation established by law, shall appear on the ballot with their party affiliation designated as provided by law; all other qualified candidates may have their party preference designated on the ballot. The manner of such designations shall be established by law, provided that a candidate's party preference shall be distinguished on the ballot from a party's nomination.

(4) All qualified registered voters may vote for any candidate regardless of the political party affiliation of the voter or candidate.

(CONTINUED ON NEXT PAGE)

(5) With respect to elections for state legislature, governor, and cabinet, a candidate receiving the majority of votes cast in the primary shall be elected to that office. If no candidate receives a majority, the top two candidates receiving the most votes cast advance to the general election regardless of their party affiliation.

(6) With respect to elections for Congress, the top two candidates receiving the most votes cast in the primary advance to the general election regardless of party affiliation and regardless of whether one of them receives a majority of the votes cast; provided, however, if federal law is changed to allow for election to Congress by winning a majority of votes in the primary, then a candidate who wins the majority of votes cast in the primary shall be elected to that office.

(7) A candidate elected to office in a primary election as provided herein will not be included on the general election ballot and no general election will be held for that office.

\_\_\_\_\_  
**DATE OF SIGNATURE**

X \_\_\_\_\_  
**SIGNATURE OF REGISTERED VOTER**

*Initiative petition sponsored by All Voters Vote, Inc., P.O. Box 1225, Tallahassee, FL 32302*

**If paid petition circulator is used:**

Circulator's Name \_\_\_\_\_  
Circulator's Address \_\_\_\_\_  
\_\_\_\_\_

For Official Use Only:
Serial Number: <u>15-18</u>
Date Approved: <u>7/23/15</u>