

House _____ Amendment NO. _____

Offered By

1 AMEND House Committee Substitute No. 2 for House Bill No. 178, Page 1, Section 67.005, Line
2 18, by inserting after said line the following:

3
4 "115.131. 1. Notwithstanding the provisions of section 115.515 or any other provision to the
5 contrary, in the event there is a tie vote between two candidates in a primary election for a county
6 office, each candidate who failed to win the election as a result of the tie shall be permitted to place
7 his or her name on the ballot at the general election. However, his or her name shall appear on the
8 ballot with no political party designation.

9 2. If any candidate eligible to place his or her name on the ballot at the general election
10 under subsection 1 of this section declines to do so, the remaining candidate shall be declared to have
11 won the primary election and may appear on the general election ballot as the candidate for the
12 political party in which the primary was held.

13 3. No votes for a write-in candidate shall be allowed at a general election held in accordance
14 with subsection 1 of this section unless only one candidate's name is on the ballot, in which case that
15 candidate is to be designated as a candidate for the political party in which he or she ran in the
16 primary and write-in candidate votes shall be allowed.

17 4. The provisions of this section shall apply only in the case of an uncontested general
18 election in which the candidates who tie during a political party primary are the only candidates
19 eligible to run for the county office because that all other political party or independent candidates
20 have not met the requisite filing requirements to run for such office.

21 5. If a general election is contested as a result of this section, any tie vote in a political party
22 primary shall be resolved under section 115.515 prior to the general election."; and

23
24 Further amend said bill by amending the title, enacting clause, and intersectional references
25 accordingly.

Action Taken _____ Date _____