

## HOUSE AMENDMENT 2 TO hb1106.

deleting lines 21 through 26 on page 1 and substituting therefor the following:

"(4) \_Vacancy in nomination\_ means the circumstances in which the ~~nominee of a political party selected at a primary election shall not be certified as the nominee due to death, resignation, withdrawal, or other good and legal cause arising subsequent to nomination~~ person who received the majority of votes at the preferential primary election or general primary election cannot accept the nomination due to death or notifies the party that he or she will not accept the nomination due to serious illness, moving out of the area from which elected as the party s nominee, or filing for another office and preceding the final date for certification of nominations;"

and

by striking the quotation mark at the end of line 13 on page 2

and

by inserting the following additional subsections to begin on line 14 on page 2

"(c) When a vacancy in nomination occurs as a result of death or the person who received the majority of votes cast at the preferential primary election or the general primary election notifies the state committee of the political party of his or her intent to refuse nomination due to serious illness, moving out of the area from which elected as the party s nominee, or filing for another office, the state committee of the political party shall notify the Governor within five (5) days after the date of death or the date the party was notified of intent to refuse nomination as to whether the party chooses to fill the vacancy in nomination at a special election or a convention.

(d) If the party fails to notify the Governor within the five (5) day period, the vacancy in nomination shall not be filled nor shall the vacancy in nomination be filled if it occurred for any reason other than death, serious illness, the candidate s moving out of the area from which elected as the party s nominee, or filing for another office.

(e) If the party notifies the Governor within the time prescribed above of the desire to have a special election the Governor shall, within five (5) days issue a proclamation calling the special election and establishing the deadline for filing as a candidate for nomination which shall be no more than twenty (20) days after the proclamation. The special election shall occur no earlier than thirty (30) days nor later than forty-five (45) days after the end of the filing deadline. A runoff election, if required, shall be held two (2) weeks after the date of the special election.

(f) If the party notifies the Governor that it desires to fill the vacancy in nomination by convention, the convention shall occur no later than twenty-five (25) days after the notice is provided to the Governor."