



Bill Number: S.B. 1063
Ugenti-Rita Floor Amendment
Reference to: printed bill
Amendment drafted by: Leg Council

FLOOR AMENDMENT EXPLANATION

- 1. Applies the requirement that precinct committeemen directly elect a replacement in a legislative vacancy to only vacancies that occur in legislative districts that have more than 30 PCs and that are located in more than one county.**
- 2. Makes conforming changes.**

Amendment explanation prepared by Michael Hans

02/28/2022

UGENTI-RITA FLOOR AMENDMENT
SENATE AMENDMENTS TO S.B. 1063
(Reference to printed bill)

1 Page 1, line 10, after "occurred" insert "AND THE LEGISLATIVE DISTRICT IS IN MORE
2 THAN ONE COUNTY"

3 Page 2, line 15, strike "B" insert "C"

4 Between lines 17 and 18, insert:

5 "B. IF A VACANCY OCCURS IN THE LEGISLATURE AND THE VACANT SEAT WAS
6 REPRESENTED BY A POLITICAL PARTY THAT IS ORGANIZED PURSUANT TO TITLE 16,
7 CHAPTER 5, ARTICLE 2 AND THAT HAS AT LEAST THIRTY ELECTED COMMITTEEMEN WHO
8 ARE FROM PRECINCTS THAT ARE IN THE LEGISLATIVE DISTRICT IN WHICH THE
9 VACANCY OCCURRED AND THE LEGISLATIVE DISTRICT IS CONTAINED WITHIN A SINGLE
10 COUNTY, THE FOLLOWING APPLY:

11 1. THE SECRETARY OF STATE SHALL IMMEDIATELY NOTIFY THE STATE PARTY
12 CHAIRMAN OF THE APPROPRIATE POLITICAL PARTY OF THE VACANCY. WITHIN THREE
13 BUSINESS DAYS AFTER NOTIFICATION OF THE VACANCY BY THE SECRETARY OF STATE,
14 THE STATE PARTY CHAIRMAN OF THE APPROPRIATE POLITICAL PARTY OR THE
15 CHAIRMAN'S DESIGNEE SHALL GIVE WRITTEN NOTICE OF THE MEETING TO FILL THE
16 VACANCY TO ALL ELECTED PRECINCT COMMITTEEMEN OF THE APPROPRIATE POLITICAL
17 PARTY FROM PRECINCTS THAT ARE IN THE LEGISLATIVE DISTRICT IN WHICH THE
18 VACANCY OCCURRED.

1 2. THOSE ELECTED PRECINCT COMMITTEEMEN SHALL NOMINATE, WITHIN
2 TWENTY-ONE DAYS AFTER NOTIFICATION OF THE VACANCY BY THE SECRETARY OF STATE
3 IF THE LEGISLATURE IS NOT IN REGULAR SESSION OR WITHIN FIVE DAYS IF THE
4 LEGISLATURE IS IN REGULAR SESSION AND BY A MAJORITY VOTE, THREE QUALIFIED
5 ELECTORS TO FILL THE VACANCY WHO MEET THE REQUIREMENTS FOR SERVICE IN THE
6 LEGISLATURE, WHO BELONG TO THE SAME POLITICAL PARTY AND WHO RESIDE AT THE
7 TIME OF NOMINATION IN THE SAME DISTRICT AS THE PERSON ELECTED TO OR
8 APPOINTED TO THE OFFICE IMMEDIATELY BEFORE THE VACANCY.

9 3. THE MEETING TO FILL THE VACANCY IS SUBJECT TO TITLE 38, CHAPTER
10 3, ARTICLE 3.1, AND THE STATE PARTY CHAIRMAN OF THE APPROPRIATE POLITICAL
11 PARTY SHALL OVERSEE THE NOMINATIONS. FIFTY PERCENT OR MORE OF THE ELECTED
12 PRECINCT COMMITTEEMEN OF THE DISTRICT WHO ARE IN THE LEGISLATIVE DISTRICT
13 IN WHICH THE VACANCY OCCURRED, OR THEIR PROXIES, MEETING TOGETHER
14 CONSTITUTES A QUORUM FOR THE PURPOSES OF THIS SUBSECTION. A PRECINCT
15 COMMITTEEMAN MAY CHOOSE TO ALLOW THE USE OF A PROXY THAT:

16 (a) IS GIVEN BY THE PRECINCT COMMITTEEMAN TO ANOTHER ELECTED
17 PRECINCT COMMITTEEMAN FOR THE LEGISLATIVE DISTRICT IN WHICH THE VACANCY
18 OCCURRED FOR USE AT THE MEETING TO FILL THE VACANCY.

19 (b) ONLY IS VALID FOR THE LENGTH OF THE MEETING FOR WHICH IT WAS
20 GIVEN.

21 (c) IS ATTESTED BY A NOTARY PUBLIC OR TWO WITNESSES.

22 4. THE STATE PARTY CHAIRMAN OF THE APPROPRIATE POLITICAL PARTY SHALL
23 IMMEDIATELY FORWARD THE NAMES OF THE THREE PERSONS NAMED PURSUANT TO
24 PARAGRAPH 2 OF THIS SUBSECTION TO THE BOARD OF SUPERVISORS OF THE COUNTY OF

1 RESIDENCE OF THE PERSON ELECTED OR APPOINTED TO THE OFFICE IMMEDIATELY
2 BEFORE THE VACANCY OCCURRED. THE BOARD OF SUPERVISORS SHALL APPOINT A
3 PERSON FROM THE THREE NOMINEES SUBMITTED.

4 5. IF THE ELECTED PRECINCT COMMITTEEMEN OF THE APPROPRIATE POLITICAL
5 PARTY FAIL TO FILL THE VACANCY WITHIN TWENTY-ONE DAYS IF THE LEGISLATURE IS
6 NOT IN REGULAR SESSION OR WITHIN FIVE DAYS IF THE LEGISLATURE IS IN REGULAR
7 SESSION, AS PROVIDED IN PARAGRAPH 2 OF THIS SUBSECTION, THE STATE PARTY
8 CHAIRMAN SHALL IMMEDIATELY NOTIFY THE BOARD OF SUPERVISORS OF THE
9 APPROPRIATE COUNTY AND THE BOARD OF SUPERVISORS SHALL FILL THE VACANCY AS
10 PROVIDED IN SUBSECTION C OF THIS SECTION. THE TIME FRAME FOR APPOINTING A
11 CITIZENS PANEL SHALL RUN FROM RECEIPT OF NOTIFICATION FROM THE STATE PARTY
12 CHAIRMAN."

13 Reletter to conform

14 Amend title to conform

MICHELLE UGENTI-RITA

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02/25/2022
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C: MYR