

1 S.234

2 Introduced by Senator White

3 Referred to Committee on

4 Date:

5 Subject: Elections; nominations; consent of candidate; constitutional  
6 qualifications for office

7 Statement of purpose of bill as introduced: This bill proposes to require a  
8 candidate's consent form to include a statement that the candidate meets  
9 constitutional qualifications for the office he or she seeks.

10 An act relating to a candidate's constitutional qualifications for office

11 It is hereby enacted by the General Assembly of the State of Vermont:

12 Sec. 1. 17 V.S.A. § 2361 is amended to read:

13 § 2361. CONSENT OF CANDIDATE

14 (a) A candidate for whom petitions containing sufficient valid signatures  
15 have been filed shall file with the official with whom the petitions were filed a  
16 consent to the printing of the candidate's name on the ballot. ~~The secretary of~~  
17 ~~state~~ Secretary of State shall prepare and furnish forms for this purpose.

18 (b)(1) The consent shall set forth the name of the candidate, as the  
19 candidate wishes to have it printed on the ballot, the candidate's town of  
20 residence, ~~and~~ his or her correct mailing address, and a statement that the

1 candidate is a registered voter and meets any constitutional residency  
2 requirements for the office.

3 (2) As used in this subsection, a candidate meets the constitutional  
4 residency requirements for the office:

5 (A) of Governor or Lieutenant Governor if he or she has resided in  
6 the State for at least four consecutive years preceding the day of the general  
7 election, in accordance with Vt. Const. Ch. II, § 23; and

8 (B) of State Representative or State Senator if he or she has resided  
9 in the State for at least two consecutive years, the last year of which is in the  
10 legislative district for which the person is a candidate, in accordance with  
11 Vt. Const. Ch. II, § 15.

12 (c) The consent shall be filed on or before the day petitions are due. Unless  
13 a consent is filed, the candidate's name shall not be printed on the primary  
14 ballot.

15 Sec. 2. 17 V.S.A. § 2385 is amended to read:

16 § 2385. STATEMENT BY COMMITTEE OFFICERS; CONSENT OF  
17 CANDIDATE

18 \* \* \*

19 (d)(1) Except in the case of nominations for justice of the peace, the  
20 candidate named in the statement shall file a consent to having the candidate's

1 name printed on the ballot, similar in form to the consent required in section  
2 2361 of this title before the last day for filing statements of nomination.

3 (2) It shall be sufficient for meeting this requirement if the candidate  
4 signs the statement of nomination with a statement in substantially the  
5 following form:

6 "I consent to having my name printed on the general election ballot for the  
7 office of \_\_\_\_\_.

8 (office for which nomination was made)

9 I am a registered voter and meet any constitutional residency requirements for  
10 the office.

11 My name (as I wish it to appear on the ballot), town or city of residence, and  
12 party are as follows:

13 \_\_\_\_\_

14 Name (please print) Town of residence (please print) Party (please print)

15 \_\_\_\_\_

16 Date Signature of Candidate

17 \_\_\_\_\_”

18 Mailing Address

19 \* \* \*

20 Sec. 3. EFFECTIVE DATE

21 This act shall take effect on July 1, 2016.