

1 TO THE HONORABLE SENATE:

2 The Committee on Government Operations to which was referred Senate
3 Bill No. 234 entitled “An act relating to a candidate’s constitutional
4 qualifications for office” respectfully reports that it has considered the same
5 and recommends that the bill be amended by striking out all after the enacting
6 clause and inserting in lieu thereof the following:

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

8 § 2361. CONSENT OF CANDIDATE

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

13 (b)(1) The consent shall set forth the name of the candidate, as the
14 candidate wishes to have it printed on the ballot, the candidate’s town of
15 residence, ~~and his or her~~ correct mailing address, and a statement that the
16 candidate meets the constitutional qualifications for the office.

17 (2) As used in this subsection, a candidate meets the constitutional
18 qualifications for the office if he or she is registered to vote in the State and, if
19 he or she is a candidate for any of the following offices, has been registered to
20 vote in this State and has not been registered to vote in another state for the

1 constitutional period the candidate was required to reside in the State, as
2 described in this subdivision for each of those offices:

3 (A) For the office of Governor or Lieutenant Governor, at least four
4 consecutive years immediately preceding the day of the general election, in
5 accordance with Vt. Const. Ch. II, § 23.

6 (B) For the office of Treasurer, at least two consecutive years
7 immediately preceding the day of the general election, in accordance with
8 Vt. Const. Ch. II, § 66.

9 (C) For the office of State Representative or State Senator, at least
10 two consecutive years immediately preceding the day of the general election,
11 the last year of which is in the legislative district for which he or she is a
12 candidate, in accordance with Vt. Const. Ch. II, § 15.

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

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

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

19 * * *

20 (d)(1) Except in the case of nominations for justice of the peace, the
21 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~~ chapter before the last day for filing statements of
3 nomination.

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

7 "I consent to having my name printed on the general election ballot for the
8 office of _____.

9 (office for which nomination was made)

10 "I am registered to vote in the State and meet any other constitutional
11 qualifications for the office.

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

14 _____

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

16 _____

17 Date Signature of Candidate

18 _____"

19 Mailing Address

20 * * *

1 Sec. 3. EFFECTIVE DATE

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

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10 (Committee vote: _____)

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Senator _____

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FOR THE COMMITTEE