

STATE OF CONNECTICUT,

Bill No. 5032Page 1 of 8Introduced by Rep. A.U. Fox - 152nd Dist.

Date

Ref. to Committee on Elections

General Assembly,

January Session, A. D., 19 71AN ACT CONCERNING CANDIDACY FOR NOMINATION BY OTHER THAN
PARTY-ENDORSEMENT.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

Section 1. Section 9-386 of the 1969 supplement to the general statutes is repealed and the following is substituted in lieu thereof: If a vote taken under sections 9-382 to 9-450, inclusive, on the selection of any party-endorsed candidate for state or district office results in a tie, such tie vote shall be dissolved in the manner prescribed in the applicable state or district rules of the party selecting such candidate; provided, if said party rules are silent or permit the tie vote to remain, a tie may be declared by the chairman or the presiding officer and there shall be no party endorsement. In such case of no party endorsement, petitions may be filed under section 9-400 by or on behalf of any qualified person whose name appears upon the last-completed enrolment list of such party and who has received at least [twenty] thirty per cent of the votes of the convention delegates present and voting on any roll-call vote taken on the proposed endorsement of a candidate for such state or district office. In such event, if within the time specified in section

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SECTION

9-399 a candidacy for nomination to such state or district office is filed in conformity with the provisions of sections 9-399 to 9-414, inclusive, by not more than one person, no primary shall be held by such party for such office and the person filing such candidacy shall be deemed to have been lawfully chosen as the nominee of such party for such office; but if such candidacies are so filed by two or more persons, a primary shall be held as provided in section 9-415.

Sec. 2. Section 9-388 of the general statutes is repealed and the following is substituted in lieu thereof: Whenever a convention of a political party is held for the designation of candidates for nomination to state or district office, the secretary of such convention shall prepare an accurate list, printed by hand or typewritten, of the candidates endorsed at such convention and also of any candidates receiving at least [twenty] thirty per cent of the votes of the convention delegates present and voting on any roll-call vote taken on the endorsement or proposed endorsement of a candidate for a state or district office, whether or not the party-endorsed candidate for such office received a unanimous vote on the last ballot, together with the names, street addresses and towns of the persons so endorsed or so receiving at least [twenty] thirty per cent of the votes and the title of the office for which each person

is a candidate. Such list shall be certified by the chairman or presiding officer and secretary of such convention and shall be delivered to the secretary of the state by the chairman of such convention not later than forty-eight hours after the close of such convention. Together with such list, said chairman shall also file with the secretary of the state the names, street addresses and towns of persons selected as the nominees of said party for electors of president and vice president of the United States in accordance with the provisions of section 9-175.

Sec. 3. Section 9-389 of the general statutes is repealed and the following is substituted in lieu thereof: If any person other than a party-endorsed candidate has received at least [twenty] thirty per cent of the vote of the convention delegates present and voting on any roll-call vote taken on the endorsement or proposed endorsement of a candidate for a state or district office, whether or not the party-endorsed candidate for such office received a unanimous vote on the last ballot, the secretary of the state shall forthwith send to the clerk of each municipality within the state or within the district, as the case may be, the name of such person and the name of the party-endorsed candidate for such office, together with their street addresses and towns and the title of the office for which they are candidates.

Together with such list, containing the names and addresses of the candidates, the secretary shall give a notice to such clerk that a primary will be held for the nomination by such party of a candidate for such office if a candidacy is filed for such office in accordance with the provisions of sections 9-382 to 9-450, inclusive. Such notice to the clerk shall specify the final date for the filing of such candidacy, shall state where forms for petitions may be obtained and shall generally indicate the method of procedure in the filing of such candidacy.

Sec. 4. Section 9-400 of the 1969 supplement to the general statutes is repealed and the following is substituted in lieu thereof: Within the time specified in section 9-399, a candidacy for nomination by a political party to a state office may be filed by or on behalf of any person whose name appears upon the last-completed enrolment list of such party in any municipality within the state and who has received at least [twenty] thirty per cent of the votes of the convention delegates present and voting on any roll-call vote taken on the endorsement or proposed endorsement of a candidate for such state office, whether or not the party-endorsed candidate for such office received a unanimous vote on the last ballot, and a candidacy for nomination by such party to a district office may be filed by or on behalf of any person whose name appears upon the last-completed enrolment list of such party within any municipality or part of a

municipality forming a component part of such district and who has received at least [twenty] thirty per cent of the votes of the convention delegates present and voting on any roll-call vote taken on the endorsement or proposed endorsement of a candidate for such district office, whether or not the party-endorsed candidate for such office received a unanimous vote on the last ballot, by the filing with the secretary of the state of a petition as hereinafter provided signed by at least five thousand electors whose names appear on the last-completed enrolment list of such party in one or more municipalities within the state, in the case of candidacy for nomination to any state office; or a petition signed by at least two thousand electors whose names appear on the last-completed enrolment list of such party in one or more municipalities within the congressional district, in the case of candidacy for nomination to a congressional district office; or a petition signed by at least seven hundred and fifty electors whose names appear on the last-completed enrolment list of such party in one or more municipalities within the county, in the case of candidacy for nomination to the office of sheriff; or a petition signed by at least three hundred and fifty electors whose names appear on the last-completed enrolment list of such party in one or more municipalities or parts of municipalities forming component parts of a senatorial district composed of two or more towns or of a town or towns and a part or parts of another town or other

towns, in the case of candidacy for nomination to the office of state senator from such a district; or a petition signed by at least one hundred electors whose names appear on the last-completed enrolment list of such party in one or more municipalities within a probate district composed of two or more towns, in the case of a candidacy for nomination to the office of judge of probate from such district, except that such petition shall be signed by at least four hundred and fifty electors whose names appear on the last-completed enrolment list of such party in one or more municipalities within the probate districts of Berlin, Bridgeport, Hartford, New Haven, Norwalk and Waterbury; or a petition signed by at least one hundred electors whose names appear on the last-completed enrolment list of such party in one or more municipalities within an assembly district composed of two or more towns, in the case of candidacy for nomination to the office of state representative from such a district, and also by depositing with the secretary of the state at the time the petition form is taken out a sum of money equal to five per cent of the annual salary of the office for which the candidacy is to be filed, except that, in the case of a candidacy for nomination to the office of judge of probate, the amount deposited shall be the sum of fifty dollars,

and except that, in the case of a candidacy for nomination to the office of state senator or state representative, the amount deposited shall be the sum of twenty-five dollars. No signature of any elector shall be obtained on any such petition prior to the close of the state or district convention, as the case may be. Each page of such a petition shall be submitted to the registrar of voters of the town in which it was circulated within the time specified in section 9-399, which registrar shall file the same with the secretary of the state in accordance with the provisions of section 9-403.

Sec. 5. Section 9-416 of the general statutes is repealed and the following is substituted in lieu thereof: If at a state or district convention no person other than a party-endorsed candidate has received at least [twenty] thirty per cent of the votes of the delegates present and voting on any roll-call vote taken on the endorsement or proposed endorsement of a candidate for a state or district office, or if within the time specified in section 9-399 no candidacy for nomination by a political party to such office has been filed by or on behalf of a person other than a party-endorsed candidate in conformity with the provisions of sections 9-399 to 9-414, inclusive, no primary

shall be held by such party for such office and the party-endorsed candidate for such office shall be deemed to have been lawfully chosen as the nominee of such party for such office.

Sec. 6. Section 9-432 of the general statutes is repealed and the following is substituted in lieu thereof: Upon the filing with the secretary of the state of the name of any party-endorsed candidate for a state or district office and the name of any person other than a party-endorsed candidate who has received at least [twenty] thirty per cent of the vote of the convention delegates present and voting on any roll-call vote taken on the endorsement or proposed endorsement of a candidate for a state or district office, said secretary shall forthwith transmit the name of each such person to the town clerk of such person's town of residence, who shall certify that he has compared the name with the name as it appears on the registry list and has verified and corrected the same, and shall return such certification to said secretary.

STATEMENT OF PURPOSE: To increase from twenty to thirty per cent the votes required to qualify a candidate for state office to challenge the party-endorsed candidate to a primary.