

FIFTY-THIRD LEGISLATURE
SECOND SESSION, 2018

HB 98/a

February 14, 2018

Mr. President:

Your **RULES COMMITTEE**, to whom has been referred

**HOUSE LOCAL GOVERNMENT, ELECTIONS, LAND GRANTS AND
CULTURAL AFFAIRS COMMITTEE SUBSTITUTE FOR
HOUSE BILL 98, as amended**

has had it under consideration and reports same with recommendation that it **DO PASS**, amended as follows:

1. On page 24, line 10, strike "November" and insert in lieu thereof "June".

2. On page 41, line 18, strike "or ensuing top-two runoff election".

3. On page 41, line 19, strike "January" and insert in lieu thereof "July".

4. On page 41, line 19, before the comma, insert "or August 1 following an ensuing top-two runoff election".

5. On page 45, line 20, after "PROCEDURES--", insert "OPTING INTO REGULAR LOCAL ELECTIONS--".

6. On page 45, lines 21 through 25, and page 46, lines 1 through 7, strike Subsection A in its entirety and insert in lieu thereof the following new subsections:

"A. All municipalities, except home rule municipalities with a population of more than ninety-five thousand according to the 2010 federal decennial census, shall elect their municipal officers on the municipal officer election day, which is the first Tuesday in March of even-numbered years.

B. Home rule municipalities with a population of more than ninety-five thousand according to the 2010 federal decennial census

**FIFTY-THIRD LEGISLATURE
SECOND SESSION, 2018**

SRC/HB 98

Page 2

shall elect their municipal officers on the day specified in their charters.

C. Except as provided in Subsection D of this section, any municipality may by ordinance opt in to the election of its municipal officers in the regular local election if the municipality passes an ordinance and files the ordinance with the secretary of state no later than January 30 of the year in which the next regular local election is scheduled. The ordinance shall also determine if the terms of office for current office holders will be lengthened or shortened to correspond with the new election date. A municipality that has passed an ordinance pursuant to this subsection may at any time rescind the ordinance opting into the election of its municipal officers in the regular local election upon filing the rescission with the secretary of state no later than January 30 of the year in which the next regular local election is scheduled."

7. Reletter the succeeding subsections accordingly.

8. On page 46, line 13, after "that", strike the remainder of the line, strike line 14 in its entirety, strike line 15 up to the comma and insert in lieu thereof "elect their officers on municipal officer election day".

9. On page 46, strike lines 21 through 23 in their entirety.

10. Reletter the succeeding subsections accordingly.

11. On page 46, line 24, strike "Declarations" and insert in lieu thereof "Except as otherwise provided in this subsection, declarations".

12. On page 47, line 1, after the period, insert "For a home rule municipality whose charter requires that a candidate file a declaration of candidacy before qualifying for public financing, declarations of candidacy shall be filed on the date provided in the municipality's charter."

FIFTY-THIRD LEGISLATURE
SECOND SESSION, 2018

SRC/HB 98

Page 3

13. On page 288, line 20, strike "two years" and insert in lieu thereof "one year".

14. On page 297, lines 2 through 20, strike Subsection D in its entirety and insert in lieu thereof the following new subsection:

"D. The provisions of this section do not apply to the elections for municipal officers, the lengthening or shortening of terms of which shall be determined by ordinance of the municipality opting into having its municipal officers elected at the regular local election."

Respectfully submitted,

LINDA M. LOPEZ, CHAIRMAN

Adopted _____ Not Adopted _____
(Chief Clerk) (Chief Clerk)

Date _____

The roll call vote was 9 For 0 Against
Yes: 9
No: 0
Excused: Papen, Sanchez
Absent: None

