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IN THE SUPREME COURT OF FLORIDA

CASE NO: SC19-1267; SC19-1505 (CONSOLIDATED)

**ADVISORY OPINION TO THE ATTORNEY GENERAL RE:
ALL VOTERS VOTE IN PRIMARY ELECTIONS FOR STATE
LEGISLATURE, GOVERNOR, AND CABINET**

**ADVISORY OPINION TO THE ATTORNEY GENERAL RE:
ALL VOTERS VOTE IN PRIMARY ELECTIONS FOR STATE
LEGISLATURE, GOVERNOR, AND CABINET (FIS)**

**APPENDIX TO REPLY BRIEF OF THE SPONSOR
ALL VOTERS VOTE, INC.**

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Tab 1

Sample Ballot General Election Nov. 2, 2004

(Only the issues applicable to your precinct will be on your ballot)

HOW TO MARK YOUR BALLOT

Use a dark ink pen. Do not use red or orange ink. Do not use pencil.

To indicate your vote, you must completely blacken the Oval to the left of your desired candidate's name or issue's response.

To vote for a candidate not on the ballot you must completely blacken the Oval to the left of the blank line and write in the name of the candidate in the space provided.

ISSUES AND MEASURES

PROPOSED BY INITIATIVE PETITION: INITIATIVE TO THE PEOPLE 872

Initiative Measure No. 872 concerns elections for partisan offices. This measure would allow voters to select among all candidates in a primary. Ballots would indicate candidates' party preference. The two candidates receiving most votes advance to the general election, regardless of party.

Should this measure be enacted into law?
 Yes
 No

PROPOSED BY INITIATIVE PETITION: INITIATIVE TO THE PEOPLE 884

Initiative Measure No. 884 concerns dedicating funds designated for educational purposes. This measure would create an education trust fund for smaller classes, extended learning programs, certain salary increases, preschool access, and expanded college enrollments and scholarships, funded by increasing retail sales tax by 1%.

Should this measure be enacted into law?
 Yes
 No

PROPOSED BY INITIATIVE PETITION: INITIATIVE TO THE PEOPLE 892

Initiative Measure No. 892 concerns authorizing additional "electronic scratch ticket machines" to reduce property taxes. This measure would authorize licensed non-tribal gambling establishments to operate the same type and number of machines as tribal governments, with a portion of tax revenue generated used to reduce state property taxes.

Should this measure be enacted into law?
 Yes
 No

PASSED BY THE LEGISLATURE AND ORDERED REFERRED BY PETITION: REFERENDUM MEASURE 55

The legislature passed Engrossed Second Substitute House Bill 2295 (ESSHB 2295) concerning charter public schools. This bill would authorize charter public schools and would set conditions on operations. Charter schools would be operated by qualified nonprofit corporations, under contracts with local education boards, and allocated certain public funds.

Should this bill be:
 Approved
 Rejected

PROPOSED BY THE LEGISLATURE AND REFERRED TO THE PEOPLE: INITIATIVE TO THE LEGISLATURE 297

Initiative Measure No. 297 concerns "mixed" radioactive and nonradioactive hazardous waste. This measure would add new provisions concerning "mixed" radioactive and nonradioactive hazardous waste, requiring cleanup of contamination before additional waste is added, prioritizing cleanup, providing for public participation and enforcement through citizen lawsuits.

Should this measure be enacted into law?
 Yes
 No

FEDERAL

PRESIDENT/VICE PRESIDENT OF THE UNITED STATES

- JOHN F. KERRY
 JOHN E. EDWARDS D
- GEORGE W. BUSH
 DICK CHENEY R
- MICHAEL BADNARIK
 RICHARD V. CAMPAGNA L
- JOHN PARKER
 TERESA GUTIERREZ WW
- DAVID COBB
 PATRICIA LAMARCHE G
- JAMES HARRIS
 MARGARET TROWE SW
- MICHAEL ANTHONY
 PEROUTKA C
 CHUCK BALDWIN
- BILL VAN AUKEN
 JIM LAWRENCE SE
- RALPH NADER
 PETER MIGUEL CAMEJO I
- WRITE-IN _____

US SENATOR

- PATTY MURRAY D
 GEORGE R. NETHERCUTT JR R
 J. MILLS L
 MARK B. WILSON G
 WRITE-IN _____

U. S. REPRESENTATIVE DISTRICT 5

VOTE FOR ONE TWO YEAR TERM

- DON BARBIERI D
 CATHY MCMORRIS R
 WRITE-IN _____

STATE OF WASHINGTON

GOVERNOR

VOTE FOR ONE FOUR YEAR TERM

- CHRISTINE GREGOIRE D
 DINO ROSSI R
 RUTH BENNETT L
 WRITE-IN _____

LT. GOVERNOR

VOTE FOR ONE FOUR YEAR TERM

- BRAD OWEN D
 JIM WIEST R
 JOCELYN A. LANGLOIS L
 BERN HAGGERTY G
 WRITE-IN _____

SECRETARY OF STATE

VOTE FOR ONE FOUR YEAR TERM

- LAURA RUDERMAN D
 SAM REED R
 JACQUELINE PASSEY L
 WRITE-IN _____

STATE TREASURER

VOTE FOR ONE FOUR YEAR TERM

- MIKE MURPHY D
 OSCAR S. LEWIS R
 JOHN SAMPLE L
 WRITE-IN _____

STATE AUDITOR

VOTE FOR ONE FOUR YEAR TERM

- BRIAN SONNTAG D
 WILL BAKER R
 JASON G. BUSH L
 WRITE-IN _____

ATTORNEY GENERAL

VOTE FOR ONE FOUR YEAR TERM

- DEBORAH SENN D
 ROB MCKENNA R
 J. BRADLEY GIBSON L
 PAUL RICHMOND G
 WRITE-IN _____

COMMISSIONER OF PUBLIC LANDS

VOTE FOR ONE FOUR YEAR TERM

- MIKE COOPER D
 DOUG SUTHERLAND R
 STEVE LAYMAN L
 WRITE-IN _____

SUPERINTENDENT OF PUBLIC INSTRUCTION

VOTE FOR ONE FOUR YEAR TERM

- TERESA (TERRY) BERGESON NP
 JUDITH BILLINGS NP
 WRITE-IN _____

INSURANCE COMMISSIONER

VOTE FOR ONE FOUR YEAR TERM

- MIKE KREIDLER D
 JOHN ADAMS R
 STEPHEN D. STEELE L
 WRITE-IN _____

STATE SENATE

STATE SENATOR DISTRICT 3

VOTE FOR ONE FOUR YEAR TERM

- LISA BROWN D
 MIKE CASEY R
 WRITE-IN _____

STATE SENATOR DISTRICT 4

VOTE FOR ONE FOUR YEAR TERM

- TIM HATTENBURG D
 BOB MCCASLIN R
 WRITE-IN _____

STATE SENATOR DISTRICT 6

VOTE FOR ONE TWO YEAR UNEXPIRED TERM

- LAURIE DOLAN D
 BRAD BENSON R
 WRITE-IN _____

STATE SENATOR DISTRICT 9

VOTE FOR ONE FOUR YEAR TERM

- GAIL ROWLAND D
 MARK G. SCHOESLER R
 WRITE-IN _____

STATE HOUSE OF REPRESENTATIVES

STATE REPRESENTATIVE DISTRICT 3 POSITION 1

VOTE FOR ONE TWO YEAR TERM

- ALEX WOOD D
 DAVID STEVENS R
 WRITE-IN _____

STATE REPRESENTATIVE DISTRICT 3 POSITION 2

VOTE FOR ONE TWO YEAR TERM

- TIMM ORMSBY D
 RYAN LEONARD R
 WRITE-IN _____

STATE REPRESENTATIVE DISTRICT 4 POSITION 1

VOTE FOR ONE TWO YEAR TERM

- JIM PECK D
 LARRY CROUSE R
 WRITE-IN _____

STATE REPRESENTATIVE DISTRICT 4 POSITION 2

VOTE FOR ONE TWO YEAR TERM

- ED FOOTE D
 LYNN SCHINDLER R
 WRITE-IN _____

STATE REPRESENTATIVE DISTRICT 6 POSITION 1

VOTE FOR ONE TWO YEAR TERM

- DON A. BARLOW D
 JOHN SERBEN R
 WRITE-IN _____

STATE REPRESENTATIVE DISTRICT 6 POSITION 2

VOTE FOR ONE TWO YEAR TERM

- DOUGLAS DOBBINS D
 JOHN E. AHERN R
 WRITE-IN _____

STATE REPRESENTATIVE DISTRICT 7 POSITION 1

VOTE FOR ONE TWO YEAR TERM

- JACK MILLER D
 BOB SUMP R
 DAVE WORDINGER L
 WRITE-IN _____

STATE REPRESENTATIVE DISTRICT 7 POSITION 2

VOTE FOR ONE TWO YEAR TERM

- YVETTE JOSEPH D
 JOEL KRETZ R
 WRITE-IN _____

STATE REPRESENTATIVE DISTRICT 9 POSITION 1

VOTE FOR ONE TWO YEAR TERM

- SEAN GALLEGOS D
 DON COX R
 WRITE-IN _____

STATE REPRESENTATIVE DISTRICT 9 POSITION 2

VOTE FOR ONE TWO YEAR TERM

- EILEEN (MAC) MACOLL D
 DAVID BURI R
 WRITE-IN _____

Vote Front and Back of Ballot

COUNTY OFFICES

**SPOKANE COUNTY
COMMISSIONER DIST 1**
VOTE FOR ONE TWO YEAR TERM

- LINDA WOLVERTON D
 TODD MIELKE R
 WRITE-IN _____

**SPOKANE COUNTY
COMMISSIONER DIST 2**
VOTE FOR ONE TWO YEAR TERM

- BILL BURKE D
 MARK RICHARD R
 WRITE-IN _____

**PUBLIC UTILITY DISTRICT #1
PUDCOMMISSIONER
DISTRICT 1**
VOTE FOR ONE SIX YEAR TERM

- WADE A CARPENTER NP
 JIM BERGER NP
 WRITE-IN _____

STATE OF WASHINGTON NON-PARTISAN

JUDICIAL

SUPREME COURT

**STATE SUPREME COURT
JUSTICE POSITION 1**
VOTE FOR ONE SIX YEAR TERM

- JIM JOHNSON NP
 MARY KAY BECKER NP
 WRITE-IN _____

**STATE SUPREME COURT
JUSTICE POSITION 5**
VOTE FOR ONE SIX YEAR TERM

- BARBARA MADSEN NP
 WRITE-IN _____

**STATE SUPREME COURT
JUSTICE POSITION 6**
VOTE FOR ONE SIX YEAR TERM

- RICHARD B SANDERS NP
 TERRY SEBRING NP
 WRITE-IN _____

SPOKANE COUNTY SUPERIOR COURT

**SUPERIOR COURT JUDGE
POSITION 8**
VOTE FOR ONE FOUR YEAR TERM

- HAROLD D CLARKE III NP
 GAIL SCHWARTZ NP
 WRITE-IN _____

LOCAL MEASURES

PROPOSITION NO. 1 SPOKANE COUNTY CREATION OF SPOKANE COUNTY AQUIFER PROTECTION AREA

Shall the Spokane Aquifer Protection Area be created and authorized to impose monthly fees in an amount not to exceed \$1.25 per household unit for the withdrawal of water and \$1.25 per household unit for on-site sewage disposal for up to twenty (20) years to finance those items set forth in Spokane County Resolution No. 2004-0785 including but not limited to a proportionate reduction of special assessments imposed by a county, city, town or special district in the boundaries of the Spokane Aquifer Protection Area; the preparation of a comprehensive plan; the construction of facilities for the removal of water-borne pollution, water quality improvement, sanitary sewage collection, disposal and treatment, stormwater or surface water drainage, collection, disposal and treatment; costs of monitoring and inspecting of on-site sewage disposal systems for community sewage disposal system; and the cost of monitoring quality and quantity of subterranean water?

- YES
 NO

CITY OF SPOKANE PROPOSITION NO. 1 GENERAL OBLIGATION STREET REPAIR AND IMPROVEMENT BONDS

The Mayor has proposed and the Spokane City Council has passed Ordinance No. C33492 concerning a proposition to finance road improvements. A citizens' committee has developed a plan for road improvement projects for major arterials, public safety corridors and residential street repair. To finance these repairs and to help pave unpaved streets, General Obligation Bonds in the total amount of \$117,351,000 maturing in twenty years would be issued. The bonds would be repaid from an annual excess levy on real property within the city. Should this proposition be:

- APPROVED
 REJECTED

PROPOSITION NO. 1 METROPOLITAN PARK DISTRICT CITY OF MEDICAL LAKE

Shall a metropolitan park district co-extensive with the limits of the City of Medical Lake, as now or hereafter established be created and governed by the City Council of the City of Medical Lake as the ex officio Board of the metropolitan park district commissions for the purpose of levying 50 cents per thousand dollars of assessed property value from and after January 1, 2005, to support aquatics, parks and recreation programs?

- YES
 NO

PROPOSITION NO. 1 TOWN OF ROCKFORD GENERAL FIRE DEPARTMENT LEVY

The Town Council of the Town of Rockford adopted Resolution No. 04-3R concerning a proposition to provide funding for general fire department expenses. The proposition would authorize the Town to levy in 2004 for collection in 2005 an excess property tax of approximately \$55 upon all taxable property with-in the Town to raise \$10,000.

Should this proposition be approved?

- LEVY YES
 LEVY NO

PROPOSITION NO. 1 LIBERTY SCHOOL DISTRICT NO. 362 BONDS TO CONSTRUCT SCHOOL/ATHLETIC FACILITIES AND PURCHASE TECHNOLOGY

The Board of Directors of Liberty School District No. 362 adopted Resolution No. 04-05/01, concerning a proposition to construct school/athletic facilities and purchase technology. This proposition would authorize the District to construct and equip a new commons/community center and gymnasium at Liberty High School and a new football stadium/track near S. North Pine Creek Road and make related safety, playground and parking improvements, and purchase educational technology equipment; issue no more than \$6,240,000 of general obligation bonds maturing within 20 years; and levy annual excess property taxes to repay the bonds, all as provided in Resolution No. 04-05/01. Should this proposition be:

- APPROVED
 REJECTED

PROPOSITION NO. 1 SPOKANE COUNTY FIRE DISTRICT NO. 10 LEVY OF GENERAL TAX FOR CAPITAL IMPROVEMENTS

Shall the District levy a tax upon its taxable property, in excess of the state tax limitations, of approximately \$.55 per \$1,000 of true and assessed valuation, as authorized by RCW 84.52.130, in the amount of \$308,950 in 2004, \$324,395 in 2005, \$340,616 in 2006, \$357,647 in 2007 and \$375,539 in 2008 to be collected in the year following and to be used for capital improvements costs as provided in Resolution 04-09?

- LEVY YES
 LEVY NO

Vote Front and Back of Ballot