

HOUSE SUMMARY OF SENATE AMENDMENTS

HB 359

2026 Regular Session

Beaulieu

ELECTIONS/CANDIDATES: Provides relative to the death of a candidate for a party primary office who is not affiliated with a major political party

Synopsis of Senate Amendments

1. Provides that when a major party candidate qualifies for the general election in a special election held to fill an unexpired term and there are no other remaining candidates for the general election then the qualified candidate is declared elected by the people and shall be certified.
2. Provides for effectiveness.

Digest of Bill as Finally Passed by Senate

Present law (R.S. 18:410.8) provides for qualifying for the general election for a party primary office for candidates not affiliated with a major political party. Provides for who is allowed to sign the nominating petition for a candidate not affiliated with a major political party.

Proposed law retains present law.

Proposed law provides that if a person qualifies as a candidate pursuant to present law and subsequently dies after the close of the qualifying period, the candidate's name shall not be printed on the general election ballot. Provides that if the deceased candidate's name is printed on the ballot, any votes received for the deceased candidate shall be void and shall not be counted for any purpose.

Present law (R.S. 18:410.9) provides that if after the close of the qualifying period for candidates in a party primary election, only one candidate qualified for the major political party or only one candidate for the major political party remains after the withdrawal of one or more candidates, the candidate is declared the nominee of the party. Further provides if, after the close of the qualifying period for candidates for a party primary office, only one candidate qualified for a party primary election or the general election or only one candidate remains after the withdrawal or disqualification of one or more candidates, the candidate is declared elected by the people at the close of the polls on the day of the general election.

Proposed law retains present law.

Proposed law provides that when a major party candidate qualifies for the general election in a special election held to fill an unexpired term and there are no other remaining candidates for the general election then the qualified candidate is declared elected by the people and shall be certified.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Adds R.S. 18:410.8(C) and 410.9(C))