

OFFICIAL GENERAL ELECTION BALLOT

BREVARD COUNTY, FLORIDA

NOVEMBER 2, 2004

- TO VOTE, COMPLETELY FILL IN THE OVAL  NEXT TO YOUR CHOICE.
- Use a black or blue pen (not red) or a black pencil to mark your ballot.
- If you make a mistake, don't hesitate to ask for a new ballot. If you erase or make other marks, your vote may not count.
- To vote for a candidate whose name is not printed on the ballot, fill in the oval, and write in the candidate's name on the blank line provided for a write-in candidate.

PRESIDENT AND VICE PRESIDENT		NONPARTISAN	PROPOSED CONSTITUTIONAL AMENDMENTS OR OTHER PUBLIC MEASURES
(Vote for One)		Shall Judge Earle W. Peterson, Jr. of the Fifth District Court of Appeal be retained in office? ☐ YES ☐ NO	NO. 3 CONSTITUTIONAL AMENDMENT ARTICLE I, SECTION 26 The Medical Liability Claimant's Compensation Amendment Proposes to amend the State Constitution to provide that an injured claimant who enters into a contingency fee agreement with an attorney in a claim for medical liability is entitled to no less than 70% of the first \$250,000.00 in all damages received by the claimant, and 90% of damages in excess of \$250,000.00, exclusive of reasonable and customary costs and regardless of the number of defendants. This amendment is intended to be self-executing. The direct financial impact this amendment will have on state and local government revenues and expenditures cannot be determined. ☐ YES ☐ NO
☐ George W. Bush Dick Cheney REP			
☐ John F. Kerry John Edwards DEM		Shall Judge Winifred J. Sharp of the Fifth District Court of Appeal be retained in office? ☐ YES ☐ NO	
☐ Michael A. Peroutka Chuck Baldwin CPF			
☐ Michael Badnarik Richard V. Campagna LIB		Shall Judge Vincent G. Torpy, Jr. of the Fifth District Court of Appeal be retained in office? ☐ YES ☐ NO	
☐ David Cobb Patricia LaMarche GRE			
☐ James Harris Margaret Trowe SWP		CITY OF COCOA	
☐ Walter F. Brown Mary Alice Herbert SPF		MAYOR (Vote for One) ☐ Mike Blake ☐ Jeff G. Getrost ☐ David R. Golding ☐ Brenda Warner	NO. 4 CONSTITUTIONAL AMENDMENT ARTICLE X, SECTION 19 Authorizes Miami-Dade and Broward County Voters to Approve Slot Machines in Paramutuel Facilities Authorizes Miami-Dade and Broward Counties to hold referenda on whether to authorize slot machines in existing, licensed parimutuel facilities (thoroughbred and harness racing, greyhound racing, and jai alai) that have conducted live racing or games in that county during each of the last two calendar years before effective date of this amendment. The Legislature may tax slot machine revenues, and any such taxes must supplement public education funding statewide. Requires implementing legislation. This amendment alone has no fiscal impact on government. If slot machines are authorized in Miami-Dade or Broward counties, governmental costs associated with additional gambling will increase by an unknown amount and local sales tax-related revenues will be reduced by \$5 million to \$8 million annually. If the Legislature also chooses to tax slot machine revenues, state tax revenues from Miami-Dade and Broward counties combined would range from \$200 million to \$500 million annually. ☐ YES ☐ NO
☐ Ralph Nader Peter Miguel Camejo REF		PROPOSED CONSTITUTIONAL AMENDMENTS OR OTHER PUBLIC MEASURES	
CONGRESSIONAL			
UNITED STATES SENATOR (Vote for One) ☐ Mel Martinez REP ☐ Betty Castor DEM ☐ Dennis F. Bradley VET ☐ Write-in		COUNCIL MEMBER, DISTRICT 3 (Vote for One) ☐ Bill Gober ☐ Charlie Love	
COUNTY			
SHERIFF (Vote for One) ☐ Jack Parker REP ☐ Bob Sarver DEM ☐ Write-in		NO. 1 CONSTITUTIONAL AMENDMENT ARTICLE X, SECTION 22 Article X Miscellaneous Section 22. Parental notice of termination of a minor's pregnancy. The legislature shall not limit or deny the privacy right guaranteed to a minor under the United States Constitution as interpreted by the United States Supreme Court. Notwithstanding a minor's right of privacy provided in Section 23 of Article I, the Legislature is authorized to require by general law for notification to a parent or guardian of a minor before the termination of the minor's pregnancy. The Legislature shall provide exceptions to such requirement for notification and shall create a process for judicial waiver of the notification. ☐ YES ☐ NO	
PROPERTY APPRAISER (Vote for One) ☐ Jim Ford REP ☐ Penny Farrar DEM			
TAX COLLECTOR (Vote for One) ☐ Joan Needelman REP ☐ Rod Northcutt DEM			
NONPARTISAN			
SUPREME COURT Shall Justice Kenneth B. Bell of the Supreme Court be retained in office? ☐ YES ☐ NO		NO. 2 CONSTITUTIONAL AMENDMENT ARTICLE IV, SECTION 10 ARTICLE XI, SECTION 5 Constitutional Amendments Proposed by Initiative Proposing amendments to the State Constitution to require the sponsor of a constitutional amendment proposed by citizen initiative to file the initiative petition with the Secretary of State by February 1 of the year of a general election in order to have the measure submitted to the electors for approval or rejection at the following November's general election, and to require the Florida Supreme Court to render an advisory opinion addressing the validity of an initiative petition by April 1 of the year in which the amendment is to be submitted to the electors. ☐ YES ☐ NO	
DISTRICT COURT OF APPEAL Shall Judge Jacqueline R. Griffin of the Fifth District Court of Appeal be retained in office? ☐ YES ☐ NO			
Shall Judge David A. Monaco of the Fifth District Court of Appeal be retained in office? ☐ YES ☐ NO			

VOTE BOTH SIDES OF BALLOT

PROPOSED CONSTITUTIONAL AMENDMENTS OR OTHER PUBLIC MEASURES	BREVARD COUNTY
NO. 6 CONSTITUTIONAL AMENDMENT ARTICLE X, SECTION 19 Repeal of High Speed Rail Amendment This amendment repeals an amendment in the Florida Constitution that requires the Legislature, the Cabinet and the Governor to proceed with the development and operation of a high speed ground transportation system by the state and/or by a private entity. The probable financial impact of passage of this amendment is a state cost savings ranging from \$20 billion to \$25 billion over the next 30 years. This estimate assumes the repeal of associated laws, the use of state bonds to finance construction, and could be reduced by federal or private sector funding. ☐ YES ☐ NO	REFERENDUM 2 ENVIRONMENTALLY ENDANGERED LAND AND WATER AREAS BOND REFERENDUM Shall Brevard County issue bonds to finance the acquisition, improvement and maintenance of environmentally endangered land and water areas for the protection of habitat, public open space, and water resources, and for providing passive recreational opportunities, provided the bonds do not exceed Sixty Million Dollars (\$60,000,000) bearing interest not exceeding the maximum legal rate and maturing in twenty (20) years payable from the levy of ad valorem taxes not exceeding .2085 mills? ☐ FOR THE BONDS ☐ AGAINST THE BONDS
NO. 7 CONSTITUTIONAL AMENDMENT ARTICLE X, SECTION 22 Patients' Right to Know About Adverse Medical Incidents Current Florida law restricts information available to patients related to investigations of adverse medical incidents, such as medical malpractice. This amendment would give patients the right to review, upon request, records of health care facilities' or providers' adverse medical incidents, including those which could cause injury or death. Provides that patients' identities should not be disclosed. The direct financial impact this amendment will have on state and local government revenues and expenditures cannot be determined, but is expected to be minimal. State agencies will incur some additional costs to comply with public records requirements of the amendment, but these costs will be generally offset by fees charged to the persons requesting the information. ☐ YES ☐ NO	CHARTER AMENDMENT 1 ADEQUATE TIME FOR CHARTER REVIEW Shall Section 7.4 of the Brevard County Charter be amended to increase the interval between appointment of regular Charter Review Commissions from six years to eight years, and to increase the time allowed for such review from one year to eighteen months? ☐ YES FOR APPROVAL ☐ NO FOR REJECTION
	CHARTER AMENDMENT 2 AMENDMENT AND TRANSFER OF PREAMBLE Shall the Preamble be revised and incorporated into Section 1.1 of the Charter of Brevard County so as to give legal effect to the provisions of the Preamble? ☐ YES ☐ NO
NO. 8 CONSTITUTIONAL AMENDMENT ARTICLE X, SECTION 20 Public Protection from Repeated Medical Malpractice Current law allows medical doctors who have committed repeated malpractice to be licensed to practice medicine in Florida. This amendment prohibits medical doctors who have been found to have committed three or more incidents of medical malpractice from being licensed to practice medicine in Florida. The direct financial impact on state and local governments resulting from the proposed initiative would be minimal. There will likely be additional costs to the state of less than \$1 million per year, but these costs will be offset by licensure fees. ☐ YES ☐ NO	CHARTER AMENDMENT 3 TRUTH IN TAXATION Shall the Brevard County Charter be amended to require publication of notice of disclosure of the percentage of tax increase in any year in which the Board of County Commissioners tentatively adopts a property tax millage rate in excess of the roll-back rate computed pursuant to Florida Statutes? ☐ YES ☐ NO
	BREVARD COUNTY
REFERENDUM 1 ECONOMIC DEVELOPMENT AD VALOREM TAX EXEMPTIONS FOR NEW BUSINESSES AND EXPANSIONS OF EXISTING BUSINESSES Shall the Board of County Commissioners of Brevard County continue to be authorized to grant, pursuant to Section 3, Article VII of the State Constitution, property tax exemptions to new businesses and expansions of existing businesses? ☐ YES - FOR AUTHORITY TO GRANT EXEMPTIONS ☐ NO - AGAINST AUTHORITY TO GRANT EXEMPTIONS	CITY OF COCOA REVISED CITY CHARTER Per ordinance 27-2004, revise City Charter to provide, among other things, modified city council powers and limitations; council qualifications and forfeiture of office requirements; creating and abolishing city departments by council adopted ordinances; requiring council to establish appropriate municipal services in accordance with local needs; appointment of city manager solely on basis of executive and administrative qualifications and removal by vote of four councilmembers; modified requirements for city budget and appropriations, competitive bidding, and indebtedness? ☐ YES, FOR THE REVISED CITY CHARTER ☐ NO, AGAINST REVISED CITY CHARTER
	NON-BINDING QUESTION FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES If the city council determined after public hearing that it could maintain or improve current fire protection and emergency medical services (including advanced life support) within the City and significantly reduce the cost of such services by contracting with Brevard County, shall the council approve a contract requiring Brevard County to provide such services to the City utilizing fire stations within the City, instead of the City providing such service in-house with City employees? ☐ YES, APPROVE OF CONTRACT ☐ NO, DISAPPROVE OF CONTRACT

VOTE BOTH SIDES OF BALLOT