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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL  
No. 1000 Session of  
1985

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INTRODUCED BY COY, OLIVER, NOYE, MANDERINO, STEIGHNER, PETRARCA,  
PUNT, McCALL, PIEVSKY, IRVIS, RYAN, CIMINI, PRESSMANN,  
STABACK, GALLAGHER, TIGUE, TRELLO, J. L. WRIGHT, LASHINGER,  
KENNEY, FISCHER, ITKIN, HERSHEY, COHEN, DIETZ, MAYERNIK,  
BELFANTI, D. R. WRIGHT, SIRIANNI, BOOK, NAHILL, OLASZ, DALEY,  
KOSINSKI, BLAUM, CIVERA, DAWIDA, PERZEL, FOX, STAIRS, PRATT,  
RUDY, PISTELLA, YANDRISEVITS, DUFFY, VAN HORNE, LIVENGOD,  
LUCYK, COWELL, O'DONNELL, VEON, FREEMAN, COLAFELLA, FLICK,  
DeLUCA, KASUNIC, WOZNIAK, DeWEESE, BARLEY, MICHLOVIC,  
HOWLETT, ACOSTA, J. J. TAYLOR, LEVDANSKY, MRKONIC,  
RICHARDSON, COLE, MARKOSEK, HERMAN, BATTISTO, E. Z. TAYLOR,  
BELARDI, BALDWIN, BORTNER AND WIGGINS, APRIL 17, 1985

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AS AMENDED ON THIRD CONSIDERATION, IN SENATE, DECEMBER 11, 1985

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AN ACT

1 Amending the act of June 3, 1937 (P.L.1333, No.320), entitled  
2 "An act concerning elections, including general, municipal,  
3 special and primary elections, the nomination of candidates,  
4 primary and election expenses and election contests; creating  
5 and defining membership of county boards of elections;  
6 imposing duties upon the Secretary of the Commonwealth,  
7 courts, county boards of elections, county commissioners;  
8 imposing penalties for violation of the act, and codifying,  
9 revising and consolidating the laws relating thereto; and  
10 repealing certain acts and parts of acts relating to  
11 elections," requiring a statement of purpose and explanation  
12 to be printed below PREPARED, PUBLISHED AND POSTED FOR any <—  
13 ballot question; AND FURTHER PROVIDING FOR THE POWERS AND <—  
14 DUTIES OF THE SECRETARY OF THE COMMONWEALTH AND COUNTY BOARDS <—  
15 OF ELECTIONS REGARDING REAPPORTIONMENT AND REDISTRICTING. AND <—  
16 CERTAIN COURTS; AND ELIMINATING CROSS-FILING FOR JUDGE, <—  
17 JUSTICE OF THE PEACE AND SCHOOL DIRECTORS. STATEWIDE JUDICIAL <—  
18 CANDIDATES; AND PERMITTING CROSS-FILING FOR CERTAIN MEMBERS  
19 OF THE MINOR JUDICIARY.

20 The General Assembly of the Commonwealth of Pennsylvania

1 hereby enacts as follows:

2 ~~Section 1. The act of June 3, 1937 (P.L.1333, No.320), known~~ <—  
3 ~~as the Pennsylvania Election Code, is amended by adding a~~  
4 ~~section to read:~~

5 ~~SECTION 1. SECTION 201 OF THE ACT OF JUNE 3, 1937 (P.L.1333,~~ <—  
6 ~~NO.320), KNOWN AS THE PENNSYLVANIA ELECTION CODE, IS AMENDED TO~~  
7 ~~READ:~~

8 ~~SECTION 201. POWERS AND DUTIES OF THE SECRETARY OF THE~~  
9 ~~COMMONWEALTH. THE SECRETARY OF THE COMMONWEALTH SHALL EXERCISE~~  
10 ~~IN THE MANNER PROVIDED BY THIS ACT ALL POWERS GRANTED TO HIM BY~~  
11 ~~THIS ACT, AND SHALL PERFORM ALL THE DUTIES IMPOSED UPON HIM BY~~  
12 ~~THIS ACT, WHICH SHALL INCLUDE THE FOLLOWING:~~

13 ~~(A) TO DETERMINE, IN ACCORDANCE WITH THE PROVISIONS OF THIS~~  
14 ~~ACT, THE FORMS OF NOMINATION PETITIONS AND PAPERS, EXPENSE~~  
15 ~~ACCOUNTS AND ALL OTHER FORMS AND RECORDS, THE FORM OF WHICH HE~~  
16 ~~IS REQUIRED TO DETERMINE UNDER THE PROVISIONS OF THIS ACT.~~

17 ~~(B) TO EXAMINE AND REEXAMINE VOTING MACHINES, AND TO APPROVE~~  
18 ~~OR DISAPPROVE THEM FOR USE IN THIS STATE, IN ACCORDANCE WITH THE~~  
19 ~~PROVISIONS OF THIS ACT.~~

20 ~~(C) TO CERTIFY TO COUNTY BOARDS OF ELECTIONS FOR PRIMARIES~~  
21 ~~AND ELECTIONS THE NAMES OF THE CANDIDATES FOR PRESIDENT AND~~  
22 ~~VICE PRESIDENT OF THE UNITED STATES, PRESIDENTIAL ELECTORS,~~  
23 ~~UNITED STATES SENATORS, REPRESENTATIVES IN CONGRESS AND ALL~~  
24 ~~STATE OFFICES, INCLUDING SENATORS, REPRESENTATIVES, AND JUDGES~~  
25 ~~OF ALL COURTS OF RECORD, AND DELEGATES AND ALTERNATE DELEGATES~~  
26 ~~TO NATIONAL CONVENTIONS, AND MEMBERS OF STATE COMMITTEES, AND~~  
27 ~~THE FORM AND WORDING OF CONSTITUTIONAL AMENDMENTS OR OTHER~~  
28 ~~QUESTIONS TO BE SUBMITTED TO THE ELECTORS OF THE STATE AT LARGE.~~

29 ~~(D) TO RECEIVE AND DETERMINE, AS HEREINAFTER PROVIDED, THE~~  
30 ~~SUFFICIENCY OF NOMINATION PETITIONS, CERTIFICATES AND PAPERS OF~~

1 ~~CANDIDATES FOR PRESIDENT OF THE UNITED STATES, PRESIDENTIAL~~  
2 ~~ELECTORS, UNITED STATES SENATORS, REPRESENTATIVES IN CONGRESS~~  
3 ~~AND ALL STATE OFFICES, INCLUDING SENATORS, REPRESENTATIVES AND~~  
4 ~~JUDGES OF ALL COURTS OF RECORD, AND DELEGATES AND ALTERNATE~~  
5 ~~DELEGATES TO NATIONAL CONVENTIONS AND MEMBERS OF STATE~~  
6 ~~COMMITTEES.~~

7 ~~(E) TO RECEIVE SUCH REPORTS FROM COUNTY BOARDS OF ELECTIONS~~  
8 ~~AS ARE REQUIRED BY THIS ACT, AND TO DEMAND SUCH ADDITIONAL~~  
9 ~~REPORTS ON SPECIAL MATTERS AS HE MAY DEEM NECESSARY.~~

10 ~~(F) TO RECEIVE FROM COUNTY BOARDS OF ELECTIONS THE RETURNS~~  
11 ~~OF PRIMARIES AND ELECTIONS, TO CANVASS AND COMPUTE THE VOTES~~  
12 ~~CAST FOR CANDIDATES AND UPON QUESTIONS AS REQUIRED BY THE~~  
13 ~~PROVISIONS OF THIS ACT; TO PROCLAIM THE RESULTS OF SUCH~~  
14 ~~PRIMARIES AND ELECTIONS, AND TO ISSUE CERTIFICATES OF ELECTION~~  
15 ~~TO THE SUCCESSFUL CANDIDATES AT SUCH ELECTIONS, EXCEPT IN CASES~~  
16 ~~WHERE THAT DUTY IS IMPOSED BY LAW ON ANOTHER OFFICER OR BOARD.~~

17 ~~(G) TO SERVE AS THE STATE LIAISON, FOR THE PURPOSE OF~~  
18 ~~MAXIMIZING CONFORMITY BETWEEN CENSUS BLOCK BOUNDARY LINES AND~~  
19 ~~THE COMMONWEALTH'S ELECTION DISTRICTS, WITH THE FEDERAL BUREAU~~  
20 ~~OF THE CENSUS AND TO PROVIDE SUCH ASSISTANCE AS IS NECESSARY TO~~  
21 ~~ASSURE TO THE GENERAL ASSEMBLY THE AVAILABILITY OF ELECTION~~  
22 ~~DISTRICT POPULATIONS FROM THE FEDERAL BUREAU OF THE CENSUS~~  
23 ~~FOLLOWING THE 1990 CENSUS.~~

24 ~~[(G)] (H) TO PERFORM SUCH OTHER DUTIES AS MAY BE PRESCRIBED~~  
25 ~~BY LAW.~~

26 ~~SECTION 2. THE ACT IS AMENDED BY ADDING A SECTION TO READ:~~

27 ~~SECTION 1. THE ACT OF JUNE 3, 1937 (P.L.1333, NO.320), KNOWN~~ <—  
28 ~~AS THE PENNSYLVANIA ELECTION CODE, IS AMENDED BY ADDING A~~  
29 ~~SECTION TO READ:~~

30 ~~Section 201.1. Explanation of Ballot Question.--In addition~~ <—

1 ~~to the other duties imposed by law on him, the Secretary of the~~  
2 ~~Commonwealth shall insure that a statement which indicates the~~  
3 ~~purpose, limitations and effects of the ballot question on the~~  
4 ~~people of the Commonwealth be printed, in plain English,~~  
5 ~~immediately below the official wording of the ballot question.~~  
6 ~~This requirement shall be followed in all ballot questions,~~  
7 ~~including those dealing with constitutional amendments. WHENEVER~~ <—  
8 A PROPOSED CONSTITUTIONAL AMENDMENT OR OTHER STATEWIDE BALLOT  
9 QUESTION SHALL BE SUBMITTED TO THE ELECTORS OF THE COMMONWEALTH  
10 IN REFERENDUM, THE ATTORNEY GENERAL SHALL PREPARE A STATEMENT IN  
11 PLAIN ENGLISH WHICH INDICATES THE PURPOSE, LIMITATIONS AND  
12 EFFECTS OF THE BALLOT QUESTION ON THE PEOPLE OF THE  
13 COMMONWEALTH. THE SECRETARY OF THE COMMONWEALTH SHALL INCLUDE  
14 SUCH STATEMENT IN HIS PUBLICATION OF A PROPOSED CONSTITUTIONAL  
15 AMENDMENT AS REQUIRED BY ARTICLE XI OF THE CONSTITUTION OF  
16 PENNSYLVANIA. THE SECRETARY OF THE COMMONWEALTH SHALL CERTIFY  
17 SUCH STATEMENT TO THE COUNTY BOARDS OF ELECTIONS WHO SHALL  
18 PUBLISH SUCH STATEMENT AS A PART OF THE NOTICE OF ELECTIONS  
19 REQUIRED BY SECTION 1201 OR ANY OTHER PROVISION OF THIS ACT. THE  
20 COUNTY BOARD OF ELECTIONS SHALL ALSO REQUIRE THAT AT LEAST THREE  
21 COPIES OF SUCH STATEMENT BE ~~POSED~~ POSTED IN OR ABOUT THE VOTING <—  
22 ROOM OUTSIDE THE ENCLOSED SPACE WITH THE SPECIMEN BALLOTS AND  
23 OTHER ~~INSTITUTIONS~~ INSTRUCTIONS AND NOTICES OF PENALTIES. IN <—  
24 ELECTION QUESTIONS WHICH AFFECT ONLY ONE MUNICIPALITY COUNTY OR <—  
25 PORTION THEREOF, THE COUNTY BOARD OF ELECTIONS SHALL FULFILL  
26 THESE REQUIREMENTS IN THE PLACE OF THE ATTORNEY GENERAL AND THE  
27 SECRETARY OF THE COMMONWEALTH.

28 ~~SECTION 3. SECTIONS 501 AND 502 OF THE ACT, AMENDED JULY 11,~~ <—  
29 ~~1980 (P.L.600, NO.128), ARE AMENDED TO READ:~~

30 ~~SECTION 501. TOWNSHIPS, BOROUGH AND WARDS TO CONSTITUTE~~

1 ~~ELECTION DISTRICTS. EACH BOROUGH AND TOWNSHIP, NOT DIVIDED INTO~~  
2 ~~WARDS, AND EACH WARD OF EVERY CITY, BOROUGH AND TOWNSHIP NOW~~  
3 ~~EXISTING OR HEREAFTER CREATED, SHALL CONSTITUTE A SEPARATE~~  
4 ~~ELECTION DISTRICT, UNLESS DIVIDED INTO TWO OR MORE ELECTION~~  
5 ~~DISTRICTS OR FORMED INTO ONE ELECTION DISTRICT, WHICH SHALL THEN~~  
6 ~~BE RENUMBERED, AS HEREINAFTER PROVIDED. ALL ELECTION DISTRICTS~~  
7 ~~NOW EXISTING OR HEREAFTER CREATED SHALL BE NUMERICALLY~~  
8 ~~IDENTIFIED BY THE SECRETARY FOR STATE REPORTING PURPOSES WITHIN~~  
9 ~~EACH MUNICIPALITY BEGINNING NO LATER THAN JANUARY 1, 1986.~~

10 SECTION 2. SECTION 502 OF THE ACT, AMENDED JULY 11, 1980 <—  
11 (P.L.600, NO.128), IS AMENDED TO READ:

12 SECTION 502. COURT TO CREATE NEW ELECTION DISTRICTS.--  
13 SUBJECT TO THE PROVISIONS OF SECTION 501 OF THIS ACT, THE COURT  
14 OF COMMON PLEAS OF THE COUNTY IN WHICH THE SAME ARE LOCATED, MAY  
15 FORM OR CREATE NEW ELECTION DISTRICTS BY DIVIDING OR REDIVIDING  
16 ANY BOROUGH, TOWNSHIP, WARD OR ELECTION DISTRICT INTO TWO OR  
17 MORE ELECTION DISTRICTS OF COMPACT AND CONTIGUOUS TERRITORY,  
18 HAVING BOUNDARIES WITH CLEARLY VISIBLE PHYSICAL FEATURES AND  
19 WHOLLY CONTAINED WITHIN ANY LARGER DISTRICT FROM WHICH ANY  
20 FEDERAL, STATE, COUNTY, MUNICIPAL OR SCHOOL DISTRICT OFFICERS  
21 ARE ELECTED, OR ALTER THE BOUNDS OF ANY ELECTION DISTRICT, OR  
22 FORM AN ELECTION DISTRICT OUT OF TWO OR MORE ADJACENT DISTRICTS  
23 OR PARTS OF DISTRICTS, OR CONSOLIDATE ADJOINING ELECTION  
24 DISTRICTS OR FORM AN ELECTION DISTRICT OUT OF TWO OR MORE  
25 ADJACENT WARDS, SO AS TO SUIT THE CONVENIENCE OF THE ELECTORS  
26 AND TO PROMOTE THE PUBLIC INTERESTS. ELECTION DISTRICTS SO  
27 FORMED SHALL CONTAIN BETWEEN SIX HUNDRED (600) AND EIGHT HUNDRED  
28 (800) REGISTERED ELECTORS AS NEARLY AS MAY BE. NO ELECTION  
29 DISTRICT SHALL BE FORMED THAT SHALL CONTAIN LESS THAN ONE  
30 HUNDRED (100) REGISTERED ELECTORS. IF CHANGES ARE MADE PURSUANT <—

1 ~~TO THIS PARAGRAPH BY PETITION ON OR BEFORE DECEMBER 1, 1986,~~  
2 ~~SOLELY FOR THE PURPOSE OF CREATING CLEARLY VISIBLE PHYSICAL~~  
3 ~~BOUNDARIES, THE REQUIREMENTS RELATING TO THE APPROPRIATE NUMBER~~  
4 ~~OF ELECTORS IN EACH ELECTION DISTRICT AS PROVIDED IN SECTION 502~~  
5 ~~SHALL NOT APPLY TO SUCH CHANGE.~~ WHEN A SCHOOL DISTRICT CROSSES  
6 COUNTY LINES, THE REGIONS OF THE SCHOOL DISTRICT SHALL BE  
7 COMPOSED OF CONTIGUOUS ELECTION DISTRICTS.

8 SECTION 4 3. SECTIONS 503 AND 504 OF THE ACT, REENACTED <—  
9 APRIL 4, 1945 (P.L.143, NO.64) AND REPEALED IN PART APRIL 28,  
10 1978 (P.L.202, NO.53), ARE AMENDED TO READ:

11 SECTION 503. PETITIONS FOR NEW ELECTION DISTRICTS; REFERENCE  
12 TO COUNTY BOARD OF ELECTIONS; REPORT.--UPON THE PETITION OF  
13 TWENTY REGISTERED ELECTORS OF ANY TOWNSHIP, BOROUGH, WARD OR  
14 ELECTION DISTRICT, TO THE COURT OF THE PROPER COUNTY, PRAYING  
15 FOR THE DIVISION OR REDIVISION OF SUCH TOWNSHIP, BOROUGH, WARD  
16 OR ELECTION DISTRICT INTO TWO OR MORE ELECTION DISTRICTS, OR FOR  
17 THE ALTERATION OF THE BOUNDS OF ANY ELECTION DISTRICT, OR FOR  
18 THE FORMATION OF ONE OR MORE ELECTION DISTRICTS OUT OF TWO OR  
19 MORE EXISTING ELECTION DISTRICTS, OR PARTS THEREOF, OR FOR THE  
20 CONSOLIDATION OF ADJOINING ELECTION DISTRICTS, THE SAID COURT  
21 SHALL REFER THE SAID PETITION TO THE COUNTY BOARD OF ELECTIONS,  
22 WHICH SHALL MAKE A FULL INVESTIGATION OF THE FACTS, AND SHALL  
23 REPORT TO THE COURT ITS FINDINGS AND RECOMMENDATIONS AS TO THE  
24 DIVISION, REDIVISION, ALTERATION, FORMATION OR CONSOLIDATION OF  
25 ELECTION DISTRICTS PRAYED FOR. IF THE COUNTY BOARD SHALL FIND  
26 THAT A DIVISION, REDIVISION, ALTERATION, FORMATION OR  
27 CONSOLIDATION OF ELECTION DISTRICTS WILL PROMOTE THE CONVENIENCE  
28 OF THE ELECTORS AND THE PUBLIC INTERESTS, IT SHALL RECOMMEND A  
29 PROPER DIVISION, REDIVISION, ALTERATION, FORMATION OR  
30 CONSOLIDATION OF ELECTION DISTRICTS, [AND SHALL ACCOMPANY ITS

1 REPORT WITH A MAP, PLOT OR DRAFT OF THE NEW ELECTION DISTRICT OR  
2 DISTRICTS PROPOSED BY IT, IF THE SAME CANNOT BE FULLY DESIGNATED  
3 BY NATURAL LINES] WHICH MUST HAVE CLEARLY VISIBLE PHYSICAL  
4 BOUNDARIES, AND SHALL ACCOMPANY ITS REPORT WITH A MAP AND A  
5 VERBAL DESCRIPTION OF THE BOUNDARIES. SUCH PETITIONS MAY SPECIFY  
6 THE BOUNDARIES DESIRED BY THE PETITIONERS, AND MAY BE  
7 ACCOMPANIED BY A MAP SETTING FORTH SUCH BOUNDARIES.

8 SECTION 504. PETITIONS BY COUNTY BOARD; ACTION BY COURT ON  
9 PETITION OR REPORT.--THE COUNTY BOARD OF ELECTIONS MAY ALSO  
10 PETITION THE COURT FOR THE DIVISION OR REDIVISION OF ANY  
11 TOWNSHIP, BOROUGH, WARD OR ELECTION DISTRICT INTO TWO OR MORE  
12 ELECTION DISTRICTS, OR FOR THE ALTERATION OF THE BOUNDS OF ANY  
13 ELECTION DISTRICT, OR FOR THE FORMATION OF ONE OR MORE ELECTION  
14 DISTRICTS OUT OF TWO OR MORE EXISTING ELECTION DISTRICTS, OR  
15 PARTS THEREOF, OR FOR THE CONSOLIDATION OF ADJOINING ELECTION  
16 DISTRICTS, ACCOMPANYING ITS PETITION [BY A DESCRIPTION OF THE  
17 PROPOSED NEW ELECTION DISTRICTS AND BY A MAP, PLOT OR DRAFT  
18 THEREOF, IF THE SAME CANNOT BE FULLY DESIGNATED BY NATURAL  
19 LINES] WITH A MAP AND A VERBAL DESCRIPTION OF THE BOUNDARIES OF  
20 THE PROPOSED NEW ELECTION DISTRICTS WHICH MUST HAVE CLEARLY  
21 VISIBLE PHYSICAL FEATURES. UPON THE PRESENTATION OF ANY SUCH  
22 PETITION BY THE COUNTY BOARD, OR UPON THE FILING BY THE BOARD OF  
23 ITS REPORT AND RECOMMENDATIONS AS TO ANY PETITION PRESENTED BY  
24 QUALIFIED ELECTORS UNDER THE PROVISIONS OF SECTION 503 OF THIS  
25 ACT, THE COURT MAY MAKE SUCH ORDER FOR THE DIVISION, REDIVISION,  
26 ALTERATION, FORMATION OR CONSOLIDATION OF ELECTION DISTRICTS, AS  
27 WILL, IN ITS OPINION, PROMOTE THE CONVENIENCE OF ELECTORS AND  
28 THE PUBLIC INTERESTS: PROVIDED, HOWEVER, THAT THE COURT SHALL  
29 NOT MAKE ANY FINAL ORDER FOR THE DIVISION, REDIVISION,  
30 ALTERATION, FORMATION OR CONSOLIDATION OF ELECTION DISTRICTS

1 UNTIL AT LEAST TEN DAYS AFTER NOTICE SHALL HAVE BEEN POSTED IN  
2 AT LEAST FIVE PUBLIC AND CONSPICUOUS PLACES IN THE DISTRICT OR  
3 DISTRICTS TO BE AFFECTED THEREBY, ONE OF WHICH NOTICES SHALL BE  
4 POSTED ON OR IN THE IMMEDIATE VICINITY OF THE POLLING PLACE IN  
5 EACH SUCH DISTRICT. SUCH NOTICE SHALL STATE IN BRIEF FORM THE  
6 DIVISION, REDIVISION, ALTERATION, FORMATION OR CONSOLIDATION OF  
7 ELECTION DISTRICTS RECOMMENDED BY THE COUNTY BOARD, AND THE DATE  
8 UPON WHICH THE SAME WILL BE CONSIDERED BY THE COURT, AND SHALL  
9 CONTAIN A WARNING THAT ANY PERSON OBJECTING THERETO MUST FILE  
10 HIS OBJECTIONS WITH THE CLERK OF THE COURT PRIOR TO SUCH DATE.  
11 UPON THE MAKING OF ANY SUCH FINAL ORDER BY THE COURT, A COPY  
12 THEREOF SHALL BE CERTIFIED BY THE CLERK TO THE COUNTY BOARD OF  
13 ELECTIONS.

14 SECTION ~~5~~ 4. SECTION 532(A) OF THE ACT, REENACTED AND <—  
15 AMENDED NOVEMBER 23, 1976 (P.L.1124, NO.236), IS AMENDED TO  
16 READ:

17 SECTION 532. WARDS IN CITIES OF THE FIRST CLASS MAY BE  
18 CREATED, DIVIDED, REALIGNED, OR CONSOLIDATED.--

19 (A) WARDS IN A CITY OF THE FIRST CLASS MAY BE CREATED,  
20 DIVIDED, REALIGNED OR CONSOLIDATED, ALONG CLEARLY VISIBLE  
21 PHYSICAL BOUNDARIES, BY THE COURT OF COMMON PLEAS OF THE COUNTY  
22 IN WHICH SAID CITY IS LOCATED, UPON APPLICATION THERETO FOR  
23 THOSE PURPOSES BY THE PETITION OF AT LEAST A TOTAL OF ONE  
24 HUNDRED QUALIFIED ELECTORS FROM THE WARD OR WARDS SOUGHT TO BE  
25 AFFECTED, OR OF THE COUNCIL OF SUCH CITY.

26 \* \* \*

27 ~~SECTION 6. THE ACT IS AMENDED BY ADDING A SECTION TO READ:~~ <—  
28 ~~SECTION 533. DUTIES AND RESPONSIBILITIES OF THE SECRETARY~~  
29 ~~AND THE COUNTY BOARDS OF ELECTIONS FOR THE 1990 REAPPORTIONMENT~~  
30 ~~AND REDISTRICTING. (A) BY SEPTEMBER 1, 1985, THE SECRETARY~~



1 ~~SHALL SEND TO EACH COUNTY BOARD OF ELECTIONS COPIES OF THE 1980~~  
2 ~~CENSUS MAPS WITH EACH CENSUS BLOCK CLEARLY MARKED. BY JANUARY 1,~~  
3 ~~1986, THE COUNTY BOARDS SHALL RETURN TO THE SECRETARY THOSE SAME~~  
4 ~~MAPS UPON WHICH HAVE BEEN DRAWN ALL ELECTION DISTRICT LINES,~~  
5 ~~ALONG WITH A WRITTEN DESCRIPTION OF THE GEOGRAPHIC BOUNDARIES OF~~  
6 ~~EACH DISTRICT, A NOTATION AS TO WHICH BOUNDARIES DO NOT COINCIDE~~  
7 ~~WITH CLEARLY VISIBLE PHYSICAL FEATURES, AND RECOMMENDATIONS FOR~~  
8 ~~CHANGES IN ELECTION DISTRICT BOUNDARIES TO BRING SUCH BOUNDARIES~~  
9 ~~INTO COMPLIANCE WITH THIS ACT. UPON RECEIPT, THE SECRETARY SHALL~~  
10 ~~REVIEW THOSE BOUNDARY LINES WHICH DO NOT COINCIDE WITH CLEARLY~~  
11 ~~VISIBLE PHYSICAL FEATURES AND THE RECOMMENDATIONS FOR BOUNDARY~~  
12 ~~CHANGES TO COINCIDE WITH CLEARLY VISIBLE PHYSICAL FEATURES AND~~  
13 ~~CONFER WITH THE REGIONAL CENSUS BUREAU AND THE COUNTY BOARDS TO~~  
14 ~~RESOLVE DIFFERENCES. THE SECRETARY SHALL ATTEMPT TO HAVE THE~~  
15 ~~CENSUS BUREAU DRAW BLOCK LINES IN ACCORDANCE WITH THE~~  
16 ~~RECOMMENDATIONS OF THE COUNTY BOARDS PROVIDED THAT SUCH~~  
17 ~~RECOMMENDATIONS ARE IN ACCORDANCE WITH THE PROVISIONS OF THIS~~  
18 ~~ACT. NO LATER THAN JULY 1, 1986, THE SECRETARY SHALL INFORM THE~~  
19 ~~COUNTY BOARDS THAT THE RECOMMENDED CHANGES AND ANY RESOLVED~~  
20 ~~DIFFERENCES HAVE BEEN APPROVED BY THE SECRETARY. THE COUNTY~~  
21 ~~BOARDS SHALL PETITION THE APPROPRIATE COURT OF COMMON PLEAS FOR~~  
22 ~~ALTERATION OF THE BOUNDARIES WHERE NECESSARY, EFFECTIVE~~  
23 ~~IMMEDIATELY FOLLOWING THE GENERAL ELECTION IN 1986, AS~~  
24 ~~HEREINAFTER PRESCRIBED. THE SECRETARY SHALL COMPENSATE THE~~  
25 ~~COUNTY BOARDS FOR THE ADDITIONAL WORK REQUIRED ON A PER CAPITA~~  
26 ~~BASIS AT A RATE TO BE DETERMINED BY THE SECRETARY AND IN~~  
27 ~~ACCORDANCE WITH ANY APPROPRIATION THEREFOR. SHOULD THE COUNTY~~  
28 ~~BOARDS FAIL TO SUBMIT MAPS, DESCRIPTIONS OR RECOMMENDATIONS BY~~  
29 ~~JANUARY 1, 1986, OR SHOULD RESOLUTION OF THE NECESSARY BOUNDARY~~  
30 ~~CHANGES NOT BE POSSIBLE BY JULY 1, 1986, THE SECRETARY IS HEREBY~~

~~AUTHORIZED TO ASCERTAIN WHICH ELECTION DISTRICT BOUNDARIES DO NOT CONFORM WITH THIS ACT AND ON OR BEFORE DECEMBER 1, 1986, PETITION THE COMMONWEALTH COURT, WITH NOTICE TO THE COUNTY BOARDS, TO ALTER SUCH BOUNDARIES IN ORDER TO BRING THEM INTO COMPLIANCE. THE COUNTY BOARDS SHALL HAVE STANDING TO INTERVENE IN ANY SUCH ACTION FOR PURPOSES OF CHALLENGING ANY BOUNDARY RECOMMENDATIONS MADE BY THE SECRETARY AND FILING ANY ALTERNATIVE RECOMMENDATIONS SO LONG AS SUCH RECOMMENDATIONS COMPLY WITH THE PROVISIONS OF THIS ACT.~~

~~(B) NO ELECTION DISTRICT SHALL BE CREATED, DIVIDED, ABOLISHED OR CONSOLIDATED OR THE BOUNDARIES THEREIN CHANGED BETWEEN JULY 1, 1988, AND DECEMBER 1, 1992, EXCEPT THAT AN ELECTION DISTRICT MAY BE DIVIDED OR TWO OR MORE DISTRICTS MAY BE COMBINED INTO ONE SO LONG AS THE BOUNDARY OF THE NEW COMBINED DISTRICT IS COMPOSED ENTIRELY OF CLEARLY VISIBLE PHYSICAL FEATURES AND THE BOUNDARY OF THE NEW COMBINED DISTRICT IS COMPOSED ENTIRELY OF PORTIONS OF THE ORIGINAL BOUNDARIES OF THE PRECINCTS WHICH WERE COMBINED AND THE NUMERICAL IDENTITY OF THE ORIGINAL DISTRICT IS PREFIXED. IF CHANGES IN ELECTION DISTRICTS ARE REQUIRED BETWEEN DECEMBER 1986, AND DECEMBER 1, 1992, THE COUNTY BOARDS SHALL NOTIFY THE SECRETARY OF THE COMMONWEALTH, IN WRITING, AND INCLUDE A MAP AND A DESCRIPTION OF THE PROPOSED GEOGRAPHIC BOUNDARIES OF THE NEW DISTRICTS. NO COUNTY BOARDS SHALL PETITION THE APPROPRIATE COURT OF COMMON PLEAS FOR APPROVAL OF THE NEW ELECTION DISTRICTS UNTIL THE SECRETARY HAS DETERMINED AND CERTIFIED TO THE COUNTY BOARD THAT THE NEW BOUNDARIES HAVE CLEARLY VISIBLE PHYSICAL FEATURES CONFORMING WITH THE PROPOSED CENSUS BLOCKS. IF THE SECRETARY DOES NOT NOTIFY THE COUNTY BOARD OF HIS APPROVAL OR REJECTION OF THE CHANGE, WITHIN THIRTY DAYS OF RECEIPT, ITS CHANGE SHALL BE~~

1 ~~DEEMED APPROVED.~~

2 ~~(C) THE SECRETARY SHALL REPORT THE PROGRESS OF THE BLOCK~~  
3 ~~BOUNDARY REVIEW PROJECT MONTHLY TO THE PRESIDENT PRO TEMPORE OF~~  
4 ~~THE SENATE AND TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.~~  
5 ~~THE SECRETARY SHALL DELIVER TO THE REAPPORTIONMENT COMMISSION OF~~  
6 ~~THE COMMONWEALTH, WHEN THE COMMISSION IS FORMED, A FULL SET OF~~  
7 ~~MAPS FOR EVERY COUNTY WHICH SHALL INCLUDE ALL THEN CURRENT~~  
8 ~~PRECINCT BOUNDARIES AND CENSUS BLOCKS AND SHALL, AT THIS SAME~~  
9 ~~TIME, MAKE A FINAL REPORT TO THE PRESIDENT PRO TEMPORE OF THE~~  
10 ~~SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.~~

11 ~~SECTION 7. THE FOLLOWING ACTS AND PARTS OF ACTS ARE REPEALED~~  
12 ~~INsofar AS THEY ARE INCONSISTENT WITH THE PROVISIONS OF SECTIONS~~  
13 ~~201, 501, 502, 503, 532 AND 533 OF THE ACT AS AMENDED HEREIN:~~

14 ~~SECTIONS 302 AND 302.1 OF THE ACT OF MARCH 10, 1949 (P.L.30,~~  
15 ~~NO.14), KNOWN AS THE PUBLIC SCHOOL CODE OF 1949.~~

16 ~~ACT OF DECEMBER 13, 1974 (P.L.947, NO.312), KNOWN AS THE~~  
17 ~~MUNICIPAL REAPPORTIONMENT ACT.~~

18 ~~Section 2 8. This act shall take effect in 60 days~~  
19 ~~IMMEDIATELY.~~

20 SECTION 5. SECTION 630.1 OF THE ACT, ADDED APRIL 18, 1985  
21 (P.L.5, NO.4), IS AMENDED TO READ:

22 SECTION 630.1. AFFIDAVITS OF CANDIDATES.--EACH CANDIDATE FOR  
23 ANY STATE, COUNTY, CITY, BOROUGH, INCORPORATED TOWN, TOWNSHIP,  
24 SCHOOL DISTRICT OR POOR DISTRICT OFFICE, OR FOR THE OFFICE OF  
25 UNITED STATES SENATOR OR REPRESENTATIVE IN CONGRESS, SELECTED AS  
26 PROVIDED IN SECTION 630 OF THIS ACT, SHALL FILE WITH THE  
27 NOMINATION CERTIFICATE AN AFFIDAVIT STATING--(A) HIS RESIDENCE,  
28 WITH STREET AND NUMBER, IF ANY, AND HIS POST-OFFICE ADDRESS; (B)  
29 HIS ELECTION DISTRICT, GIVING CITY, BOROUGH, TOWN OR TOWNSHIP;  
30 (C) THE NAME OF THE OFFICE FOR WHICH HE CONSENTS TO BE A

1 CANDIDATE; (D) THAT HE IS ELIGIBLE FOR SUCH OFFICE; (E) THAT HE  
2 WILL NOT KNOWINGLY VIOLATE ANY PROVISION OF THIS ACT, OR OF ANY  
3 LAW REGULATING AND LIMITING ELECTION EXPENSES AND PROHIBITING  
4 CORRUPT PRACTICES IN CONNECTION THEREWITH; (F) ~~+~~UNLESS HE IS A <—  
5 CANDIDATE FOR JUDGE OF A COURT OF [RECORD] COMMON PLEAS, THE <—  
6 PHILADELPHIA MUNICIPAL COURT OR THE TRAFFIC COURT OF  
7 PHILADELPHIA, OR FOR THE OFFICE OF SCHOOL BOARD IN A DISTRICT  
8 WHERE THAT OFFICE IS ELECTIVE OR FOR THE OFFICE OF JUSTICE OF  
9 THE PEACE,~~+~~ THAT HE IS NOT A CANDIDATE FOR THE SAME OFFICE OF <—  
10 ANY PARTY OR POLITICAL BODY OTHER THAN THE ONE DESIGNATED IN  
11 SUCH CERTIFICATE; AND (G) THAT HE IS AWARE OF THE PROVISIONS OF  
12 SECTION 1626 OF THIS ACT REQUIRING ELECTION AND POST-ELECTION  
13 REPORTING OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES. IN CASES  
14 OF CERTIFICATES FOR CANDIDATES FOR THE GENERAL ASSEMBLY, THE  
15 CANDIDATE'S AFFIDAVIT SHALL STATE (1) THAT THE CANDIDATE WILL  
16 SATISFY THE ELIGIBILITY REQUIREMENTS CONTAINED IN SECTIONS 5 AND  
17 7 OF ARTICLE II OF THE CONSTITUTION OF PENNSYLVANIA; (2) (I)  
18 THAT, IN THE CASE OF A CANDIDATE FOR THE OFFICE OF SENATOR IN  
19 THE GENERAL ASSEMBLY, THE CANDIDATE WILL BE TWENTY-FIVE (25)  
20 YEARS OF AGE ON OR BEFORE THE FIRST DAY OF THE TERM FOR WHICH  
21 THE CANDIDATE SEEKS ELECTION OR (II) THAT, IN THE CASE OF A  
22 CANDIDATE FOR THE OFFICE OF REPRESENTATIVE IN THE GENERAL  
23 ASSEMBLY, THE CANDIDATE WILL BE TWENTY-ONE (21) YEARS OF AGE ON  
24 OR BEFORE THE FIRST DAY OF THE TERM FOR WHICH THE CANDIDATE  
25 SEEKS ELECTION; (3) THAT THE CANDIDATE SHALL HAVE BEEN A CITIZEN  
26 AND AN INHABITANT OF PENNSYLVANIA FOUR (4) YEARS AND AN  
27 INHABITANT OF THE RESPECTIVE DISTRICT ONE (1) YEAR NEXT BEFORE  
28 THE ELECTION (UNLESS ABSENT ON THE PUBLIC BUSINESS OF THE UNITED  
29 STATES OR OF THIS STATE); AND (4) THAT THE CANDIDATE HAS NOT  
30 BEEN CONVICTED OF EMBEZZLEMENT OF PUBLIC MONEYS, BRIBERY,

1 PERJURY OR OTHER INFAMOUS CRIME.

2 SECTION 6. SECTION 909 OF THE ACT, AMENDED DECEMBER 22, 1971  
3 (P.L.613, NO.165), IS AMENDED TO READ:

4 SECTION 909. PETITION MAY CONSIST OF SEVERAL SHEETS;  
5 AFFIDAVIT OF CIRCULATOR.--SAID NOMINATION PETITION MAY BE ON ONE  
6 OR MORE SHEETS, AND DIFFERENT SHEETS MUST BE USED FOR SIGNERS  
7 RESIDENT IN DIFFERENT COUNTIES. IF MORE THAN ONE SHEET IS USED,  
8 THEY SHALL BE BOUND TOGETHER WHEN OFFERED FOR FILING IF THEY ARE  
9 INTENDED TO CONSTITUTE ONE PETITION, AND EACH SHEET SHALL BE  
10 NUMBERED CONSECUTIVELY BEGINNING WITH NUMBER ONE, AT THE FOOT OF  
11 EACH PAGE. IN CASES OF PETITIONS FOR DELEGATE OR ALTERNATE  
12 DELEGATE TO NATIONAL CONVENTIONS, EACH SHEET SHALL CONTAIN A  
13 NOTATION INDICATING THE PRESIDENTIAL CANDIDATE TO WHOM HE IS  
14 COMMITTED OR THE TERM "UNCOMMITTED." EACH SHEET SHALL HAVE  
15 APPENDED THERETO THE AFFIDAVIT OF THE CIRCULATOR OF EACH SHEET,  
16 SETTING FORTH--(A) THAT HE OR SHE IS A QUALIFIED ELECTOR DULY  
17 REGISTERED AND ENROLLED AS A MEMBER OF THE DESIGNATED PARTY OF  
18 THE STATE, OR OF THE POLITICAL DISTRICT, AS THE CASE MAY BE,  
19 REFERRED TO IN SAID PETITION<sup>+</sup>, UNLESS SAID PETITION RELATES TO <—  
20 THE NOMINATION OF A JUDICIAL CANDIDATE FOR A COURT OF COMMON <—  
21 PLEAS, FOR THE PHILADELPHIA MUNICIPAL COURT OR FOR THE TRAFFIC  
22 COURT OF PHILADELPHIA, IN WHICH EVENT THE CIRCULATOR NEED NOT BE  
23 A DULY REGISTERED AND ENROLLED MEMBER OF THE DESIGNATED PARTY<sup>+</sup>; <—  
24 (B) HIS RESIDENCE, GIVING CITY, BOROUGH OR TOWNSHIP, WITH STREET  
25 AND NUMBER, IF ANY; (C) THAT THE SIGNERS THERETO SIGNED WITH  
26 FULL KNOWLEDGE OF THE CONTENTS OF THE PETITION; (D) THAT THEIR  
27 RESPECTIVE RESIDENCES ARE CORRECTLY STATED THEREIN; (E) THAT  
28 THEY ALL RESIDE IN THE COUNTY NAMED IN THE AFFIDAVIT; (F) THAT  
29 EACH SIGNED ON THE DATE SET OPPOSITE HIS NAME; AND (G) THAT, TO  
30 THE BEST OF AFFIANT'S KNOWLEDGE AND BELIEF, THE SIGNERS ARE

1 QUALIFIED ELECTORS AND DULY REGISTERED AND ENROLLED MEMBERS OF  
2 THE DESIGNATED PARTY OF THE STATE, OR OF THE POLITICAL DISTRICT,  
3 AS THE CASE MAY BE.

4 SECTION 7. SECTION 910 OF THE ACT, AMENDED APRIL 18, 1985  
5 (P.L.5, NO.4), IS AMENDED TO READ:

6 SECTION 910. AFFIDAVITS OF CANDIDATES.--EACH CANDIDATE FOR  
7 ANY STATE, COUNTY, CITY, BOROUGH, INCORPORATED TOWN, TOWNSHIP,  
8 WARD, SCHOOL DISTRICT, POOR DISTRICT, ELECTION DISTRICT, PARTY  
9 OFFICE, PARTY DELEGATE OR ALTERNATE, OR FOR THE OFFICE OF UNITED  
10 STATES SENATOR OR REPRESENTATIVE IN CONGRESS, SHALL FILE WITH  
11 HIS NOMINATION PETITION HIS AFFIDAVIT STATING--(A) HIS  
12 RESIDENCE, WITH STREET AND NUMBER, IF ANY, AND HIS POST-OFFICE  
13 ADDRESS; (B) HIS ELECTION DISTRICT, GIVING CITY, BOROUGH, TOWN  
14 OR TOWNSHIP; (C) THE NAME OF THE OFFICE FOR WHICH HE CONSENTS TO  
15 BE A CANDIDATE; (D) THAT HE IS ELIGIBLE FOR SUCH OFFICE; (E)  
16 THAT HE WILL NOT KNOWINGLY VIOLATE ANY PROVISION OF THIS ACT, OR  
17 OF ANY LAW REGULATING AND LIMITING NOMINATION AND ELECTION  
18 EXPENSES AND PROHIBITING CORRUPT PRACTICES IN CONNECTION  
19 THEREWITH; (F) ~~UNLESS HE IS A CANDIDATE FOR JUDGE OF A COURT OF~~ <—  
20 [RECORD] COMMON PLEAS, THE PHILADELPHIA MUNICIPAL COURT OR THE <—  
21 TRAFFIC COURT OF PHILADELPHIA, OR FOR THE OFFICE OF SCHOOL  
22 DIRECTOR IN A DISTRICT WHERE THAT OFFICE IS ELECTIVE OR FOR THE  
23 OFFICE OF JUSTICE OF THE PEACE~~+~~ THAT HE IS NOT A CANDIDATE FOR <—  
24 NOMINATION FOR THE SAME OFFICE OF ANY PARTY OTHER THAN THE ONE  
25 DESIGNATED IN SUCH PETITION; (G) IF HE IS A CANDIDATE FOR A  
26 DELEGATE, OR ALTERNATE DELEGATE, MEMBER OF STATE COMMITTEE,  
27 NATIONAL COMMITTEE OR PARTY OFFICER, THAT HE IS A REGISTERED AND  
28 ENROLLED MEMBER OF THE DESIGNATED PARTY; (H) IF HE IS A  
29 CANDIDATE FOR DELEGATE OR ALTERNATE DELEGATE THE PRESIDENTIAL  
30 CANDIDATE TO WHOM HE IS COMMITTED OR THE TERM "UNCOMMITTED"; AND

1 (I) THAT HE IS AWARE OF THE PROVISIONS OF SECTION 1626 OF THIS  
2 ACT REQUIRING PRE-ELECTION AND POST-ELECTION REPORTING OF  
3 CAMPAIGN CONTRIBUTIONS AND EXPENDITURES. IN CASES OF PETITIONS  
4 FOR CANDIDATES FOR THE GENERAL ASSEMBLY, THE CANDIDATE'S  
5 AFFIDAVIT SHALL STATE (1) THAT THE CANDIDATE WILL SATISFY THE  
6 ELIGIBILITY REQUIREMENTS CONTAINED IN SECTIONS 5 AND 7 OF  
7 ARTICLE II OF THE CONSTITUTION OF PENNSYLVANIA; (2) (I) THAT IN  
8 THE CASE OF A CANDIDATE FOR THE OFFICE OF SENATOR IN THE GENERAL  
9 ASSEMBLY THAT THE CANDIDATE WILL BE TWENTY-FIVE (25) YEARS OF  
10 AGE ON OR BEFORE THE FIRST DAY OF THE TERM FOR WHICH THE  
11 CANDIDATE SEEKS ELECTION OR (II) THAT IN THE CASE OF A CANDIDATE  
12 FOR THE OFFICE OF REPRESENTATIVE IN THE GENERAL ASSEMBLY THAT  
13 THE CANDIDATE WILL BE TWENTY-ONE (21) YEARS OF AGE ON OR BEFORE  
14 THE FIRST DAY OF THE TERM FOR WHICH THE CANDIDATE SEEKS  
15 ELECTION; (3) THAT THE CANDIDATE SHALL HAVE BEEN A CITIZEN AND  
16 INHABITANT OF PENNSYLVANIA FOUR (4) YEARS AND AN INHABITANT OF  
17 THE RESPECTIVE DISTRICT ONE (1) YEAR NEXT BEFORE THE ELECTION  
18 (UNLESS ABSENT ON THE PUBLIC BUSINESS OF THE UNITED STATES OR OF  
19 THIS STATE); AND (4) THAT THE CANDIDATE HAS NOT BEEN CONVICTED  
20 OF EMBEZZLEMENT OF PUBLIC MONEYS, BRIBERY, PERJURY OR OTHER  
21 INFAMOUS CRIME. IN CASES OF PETITIONS FOR DELEGATE AND ALTERNATE  
22 DELEGATE TO NATIONAL CONVENTIONS, THE CANDIDATE'S AFFIDAVIT  
23 SHALL STATE THAT HIS SIGNATURE TO THE DELEGATE'S STATEMENT, AS  
24 HEREINAFTER SET FORTH, IF SUCH STATEMENT IS SIGNED BY SAID  
25 CANDIDATE, WAS AFFIXED TO THE SHEET OR SHEETS OF SAID PETITION  
26 PRIOR TO THE CIRCULATION OF SAME. IN THE CASE OF A CANDIDATE FOR  
27 NOMINATION AS PRESIDENT OF THE UNITED STATES, IT SHALL NOT BE  
28 NECESSARY FOR SUCH CANDIDATE TO FILE THE AFFIDAVIT REQUIRED IN  
29 THIS SECTION TO BE FILED BY CANDIDATES, BUT THE POST-OFFICE  
30 ADDRESS OF SUCH CANDIDATE SHALL BE STATED IN SUCH NOMINATION

1 PETITION.

2 SECTION 8. THE FIRST PARAGRAPH OF SECTION 976 OF THE ACT,  
3 AMENDED JUNE 27, 1974 (P.L.413, NO.146) AND REPEALED IN PART  
4 APRIL 28, 1978 (P.L.202, NO.53), IS AMENDED TO READ:

5 SECTION 976. EXAMINATION OF NOMINATION PETITIONS,  
6 CERTIFICATES AND PAPERS; RETURN OF REJECTED NOMINATION  
7 PETITIONS, CERTIFICATES AND PAPERS.--WHEN ANY NOMINATION  
8 PETITION, NOMINATION CERTIFICATE OR NOMINATION PAPER IS  
9 PRESENTED IN THE OFFICE OF THE SECRETARY OF THE COMMONWEALTH OR  
10 OF ANY COUNTY BOARD OF ELECTIONS FOR FILING WITHIN THE PERIOD  
11 LIMITED BY THIS ACT, IT SHALL BE THE DUTY OF THE SAID OFFICER OR  
12 BOARD TO EXAMINE THE SAME. NO NOMINATION PETITION, NOMINATION  
13 PAPER OR NOMINATION CERTIFICATE SHALL BE PERMITTED TO BE FILED  
14 IF--(A) IT CONTAINS MATERIAL ERRORS OR DEFECTS APPARENT ON THE  
15 FACE THEREOF, OR ON THE FACE OF THE APPENDED OR ACCOMPANYING  
16 AFFIDAVITS; OR (B) IT CONTAINS MATERIAL ALTERATIONS MADE AFTER  
17 SIGNING WITHOUT THE CONSENT OF THE SIGNERS; OR (C) IT DOES NOT  
18 CONTAIN A SUFFICIENT NUMBER OF SIGNATURES AS REQUIRED BY LAW;  
19 PROVIDED, HOWEVER, THAT THE SECRETARY OF THE COMMONWEALTH OR THE  
20 COUNTY BOARD OF ELECTIONS, ALTHOUGH NOT HEREBY REQUIRED SO TO  
21 DO, MAY QUESTION THE GENUINENESS OF ANY SIGNATURE OR SIGNATURES  
22 APPEARING THEREON, AND IF HE OR IT SHALL THEREUPON FIND THAT ANY  
23 SUCH SIGNATURE OR SIGNATURES ARE NOT GENUINE, SUCH SIGNATURE OR  
24 SIGNATURES SHALL BE DISREGARDED IN DETERMINING WHETHER THE  
25 NOMINATION PETITION, NOMINATION PAPER OR NOMINATION CERTIFICATE  
26 CONTAINS A SUFFICIENT NUMBER OF SIGNATURES AS REQUIRED BY LAW;  
27 OR (D) IN THE CASE OF NOMINATION PETITIONS, IF NOMINATION  
28 PETITIONS HAVE BEEN FILED FOR PRINTING THE NAME OF THE SAME  
29 PERSON FOR THE SAME OFFICE~~+~~, EXCEPT THE OFFICE OF JUDGE OF A <—  
30 COURT OF [RECORD] COMMON PLEAS, THE PHILADELPHIA MUNICIPAL COURT <—



1 OR THE TRAFFIC COURT OF PHILADELPHIA, OR THE OFFICE OF SCHOOL  
2 DIRECTOR IN DISTRICTS WHERE THAT OFFICE IS ELECTIVE OR THE  
3 OFFICE OF JUSTICE OF THE PEACE+ UPON THE OFFICIAL BALLOT OF MORE <—  
4 THAN ONE POLITICAL PARTY; OR (E) IN THE CASE OF NOMINATION  
5 PAPERS, IF THE CANDIDATE NAMED THEREIN HAS FILED A NOMINATION  
6 PETITION FOR ANY PUBLIC OFFICE FOR THE ENSUING PRIMARY, OR HAS  
7 BEEN NOMINATED FOR ANY SUCH OFFICE BY NOMINATION PAPERS  
8 PREVIOUSLY FILED; OR (F) IF THE NOMINATION PETITIONS OR PAPERS  
9 ARE NOT ACCOMPANIED BY THE FILING FEE OR CERTIFIED CHECK  
10 REQUIRED FOR SAID OFFICE; OR (G) IN THE CASE OF NOMINATION  
11 PAPERS, THE APPELLATION SET FORTH THEREIN IS IDENTICAL WITH OR  
12 DECEPTIVELY SIMILAR TO THE WORDS USED BY ANY EXISTING PARTY OR  
13 BY ANY POLITICAL BODY WHICH HAS ALREADY FILED NOMINATION PAPERS  
14 FOR THE SAME OFFICE, OR IF THE APPELLATION SET FORTH THEREIN  
15 CONTAINS PART OF THE NAME, OR AN ABBREVIATION OF THE NAME OR  
16 PART OF THE NAME OF AN EXISTING POLITICAL PARTY, OR OF A  
17 POLITICAL BODY WHICH HAS ALREADY FILED NOMINATION PAPERS FOR THE  
18 SAME OFFICE. THE INVALIDITY OF ANY SHEET OF A NOMINATION  
19 PETITION OR NOMINATION PAPER SHALL NOT AFFECT THE VALIDITY OF  
20 SUCH PETITION OR PAPER IF A SUFFICIENT PETITION OR PAPER REMAINS  
21 AFTER ELIMINATING SUCH INVALID SHEET. THE ACTION OF SAID OFFICER  
22 OR BOARD IN REFUSING TO RECEIVE AND FILE ANY SUCH NOMINATION  
23 PETITION, CERTIFICATE OR PAPER, MAY BE REVIEWED BY THE COURT  
24 UPON AN APPLICATION TO COMPEL ITS RECEPTION AS OF THE DATE WHEN  
25 IT WAS PRESENTED TO THE OFFICE OF SUCH OFFICER OR BOARD:  
26 PROVIDED, HOWEVER, THAT SAID OFFICER OR BOARD SHALL BE ENTITLED  
27 TO A REASONABLE TIME IN WHICH TO EXAMINE ANY PETITIONS,  
28 CERTIFICATES OR PAPERS, AND TO SUMMON AND INTERROGATE THE  
29 CANDIDATES NAMED THEREIN, OR THE PERSONS PRESENTING SAID  
30 PETITIONS, CERTIFICATES OR PAPERS, AND HIS OR THEIR RETENTION OF

1 SAME FOR THE PURPOSE OF MAKING SUCH EXAMINATION OR INTERROGATION  
2 SHALL NOT BE CONSTRUED AS AN ACCEPTANCE OR FILING.

3 \* \* \*

4 SECTION 9. SECTION 981.1 OF THE ACT, ADDED APRIL 18, 1985  
5 (P.L.5, NO.4), IS AMENDED TO READ:

6 SECTION 981.1. AFFIDAVITS OF CANDIDATES.--EACH CANDIDATE FOR  
7 ANY STATE, COUNTY, CITY, BOROUGH, INCORPORATED TOWN, TOWNSHIP,  
8 WARD, SCHOOL DISTRICT, POOR DISTRICT OR ELECTION DISTRICT  
9 OFFICE, OR FOR THE OFFICE OF UNITED STATES SENATOR OR  
10 REPRESENTATIVE IN CONGRESS, SELECTED AS PROVIDED IN SECTIONS 979  
11 AND 980 OF THIS ACT, SHALL FILE WITH THE SUBSTITUTED NOMINATION  
12 CERTIFICATE AN AFFIDAVIT STATING--(A) HIS RESIDENCE, WITH STREET  
13 AND NUMBER, IF ANY, AND HIS POST-OFFICE ADDRESS; (B) HIS  
14 ELECTION DISTRICT, GIVING CITY, BOROUGH, TOWN OR TOWNSHIP; (C)  
15 THE NAME OF THE OFFICE FOR WHICH HE CONSENTS TO BE A CANDIDATE;  
16 (D) THAT HE IS ELIGIBLE FOR SUCH OFFICE; (E) THAT HE WILL NOT  
17 KNOWINGLY VIOLATE ANY PROVISION OF THIS ACT, OR OF ANY LAW  
18 REGULATING AND LIMITING ELECTION EXPENSES AND PROHIBITING  
19 CORRUPT PRACTICES IN CONNECTION THEREWITH; (F) ~~+~~UNLESS HE IS A <—  
20 CANDIDATE FOR JUDGE OF A COURT OF [RECORD] COMMON PLEAS, THE <—  
21 PHILADELPHIA MUNICIPAL COURT OR THE TRAFFIC COURT OF  
22 PHILADELPHIA, OR FOR THE OFFICE OF SCHOOL BOARD IN A DISTRICT  
23 WHERE THAT OFFICE IS ELECTIVE OR FOR THE OFFICE OF JUSTICE OF  
24 THE PEACE,~~+~~ THAT HE IS NOT A CANDIDATE FOR THE SAME OFFICE OF <—  
25 ANY PARTY OR POLITICAL BODY OTHER THAN THE ONE DESIGNATED IN  
26 SUCH CERTIFICATE; AND (G) THAT HE IS AWARE OF THE PROVISIONS OF  
27 SECTION 1626 OF THIS ACT REQUIRING ELECTION AND POST-ELECTION  
28 REPORTING OF CAMPAIGN CONTRIBUTIONS AND EXPENDITURES. IN CASES  
29 OF CERTIFICATES FOR CANDIDATES FOR THE GENERAL ASSEMBLY, THE  
30 CANDIDATE'S AFFIDAVIT SHALL STATE (1) THAT THE CANDIDATE WILL

1 SATISFY THE ELIGIBILITY REQUIREMENTS CONTAINED IN SECTIONS 5 AND  
2 7 OF ARTICLE II OF THE CONSTITUTION OF PENNSYLVANIA; (2) (I)  
3 THAT, IN THE CASE OF A CANDIDATE FOR THE OFFICE OF SENATOR IN  
4 THE GENERAL ASSEMBLY, THE CANDIDATE WILL BE TWENTY-FIVE (25)  
5 YEARS OF AGE ON OR BEFORE THE FIRST DAY OF THE TERM FOR WHICH  
6 THE CANDIDATE SEEKS ELECTION OR (II) THAT, IN THE CASE OF A  
7 CANDIDATE FOR THE OFFICE OF REPRESENTATIVE IN THE GENERAL  
8 ASSEMBLY, THE CANDIDATE WILL BE TWENTY-ONE (21) YEARS OF AGE ON  
9 OR BEFORE THE FIRST DAY OF THE TERM FOR WHICH THE CANDIDATE  
10 SEEKS ELECTION; (3) THAT THE CANDIDATE SHALL HAVE BEEN A CITIZEN  
11 AND AN INHABITANT OF PENNSYLVANIA FOUR (4) YEARS AND AN  
12 INHABITANT OF THE RESPECTIVE DISTRICT ONE (1) YEAR NEXT BEFORE  
13 THE ELECTION (UNLESS ABSENT ON THE PUBLIC BUSINESS OF THE UNITED  
14 STATES OR OF THIS STATE); AND (4) THAT THE CANDIDATE HAS NOT  
15 BEEN CONVICTED OF EMBEZZLEMENT OF PUBLIC MONEYS, BRIBERY,  
16 PERJURY OR OTHER INFAMOUS CRIME.

17 SECTION 10. SECTIONS 993(A) AND 998(A) AND (B) OF THE ACT,  
18 AMENDED JUNE 27, 1974 (P.L.413, NO.146), ARE AMENDED TO READ:

19 SECTION 993. FILLING OF CERTAIN VACANCIES IN PUBLIC OFFICE  
20 BY MEANS OF NOMINATION CERTIFICATES AND NOMINATION PAPERS.--(A)  
21 IN ALL CASES WHERE A VACANCY SHALL OCCUR FOR ANY CAUSE IN AN  
22 ELECTIVE PUBLIC OFFICE, INCLUDING THAT OF JUDGE OF A COURT OF  
23 RECORD, AT A TIME WHEN SUCH VACANCY IS REQUIRED BY THE  
24 PROVISIONS OF THE CONSTITUTION OR THE LAWS OF THIS COMMONWEALTH  
25 TO BE FILLED AT THE ENSUING ELECTION BUT AT A TIME WHEN  
26 NOMINATIONS FOR SUCH OFFICE CANNOT BE MADE UNDER ANY OTHER  
27 PROVISION OF THIS ACT, NOMINATIONS TO FILL SUCH VACANCIES SHALL  
28 BE MADE BY POLITICAL PARTIES IN ACCORDANCE WITH PARTY RULES  
29 RELATING TO THE FILLING OF VACANCIES BY MEANS OF NOMINATION  
30 CERTIFICATES IN THE FORM PRESCRIBED IN SECTION NINE HUNDRED

1 NINETY-FOUR OF THIS ACT, AND BY POLITICAL BODIES BY MEANS OF  
2 NOMINATION PAPERS IN ACCORDANCE WITH THE PROVISIONS OF SECTIONS  
3 NINE HUNDRED FIFTY-ONE, NINE HUNDRED FIFTY-TWO AND NINE HUNDRED  
4 FIFTY-FOUR OF THIS ACT. NO SUCH NOMINATION CERTIFICATE SHALL  
5 NOMINATE ANY PERSON WHO HAS ALREADY BEEN NOMINATED BY ANY OTHER  
6 POLITICAL PARTY OR BY ANY POLITICAL BODY FOR THE SAME OFFICE  
7 ~~+~~UNLESS SUCH PERSON IS A CANDIDATE FOR THE OFFICE OF JUDGE OF A <—  
8 COURT OF [RECORD] COMMON PLEAS, THE PHILADELPHIA MUNICIPAL COURT <—  
9 OR THE TRAFFIC COURT OF PHILADELPHIA, OR FOR THE OFFICE OF <—  
10 SCHOOL DIRECTOR IN DISTRICTS WHERE THAT OFFICE IS ELECTIVE OR  
11 FOR THE OFFICE OF JUSTICE OF THE PEACE~~+~~. NO SUCH NOMINATION <—  
12 PAPERS SHALL NOMINATE ANY PERSON WHO HAS ALREADY BEEN NOMINATED  
13 BY ANY POLITICAL PARTY OR BY ANY OTHER POLITICAL BODY FOR ANY  
14 OFFICE TO BE FILLED AT THE ENSUING NOVEMBER ELECTION~~+~~, UNLESS <—  
15 SUCH PERSON IS A CANDIDATE FOR THE OFFICE OF JUDGE OF A COURT OF  
16 [RECORD] COMMON PLEAS, THE PHILADELPHIA MUNICIPAL COURT OR THE <—  
17 TRAFFIC COURT OF PHILADELPHIA, OR FOR THE OFFICE OF SCHOOL <—  
18 DIRECTOR IN DISTRICTS WHERE THAT OFFICE IS ELECTIVE OR FOR THE  
19 OFFICE OF JUSTICE OF THE PEACE~~+~~. <—

20 \* \* \*

21 SECTION 998. SUBSTITUTED NOMINATIONS TO FILL CERTAIN  
22 VACANCIES FOR A NOVEMBER ELECTION.--(A) ANY VACANCY HAPPENING OR  
23 EXISTING IN ANY PARTY NOMINATION MADE IN ACCORDANCE WITH THE  
24 PROVISIONS OF SECTION NINE HUNDRED NINETY-THREE OF THIS ACT FOR  
25 A NOVEMBER ELECTION BY REASON OF THE DEATH OR WITHDRAWAL OF ANY  
26 CANDIDATE MAY BE FILLED BY A SUBSTITUTED NOMINATION MADE BY SUCH  
27 COMMITTEE AS IS AUTHORIZED BY THE RULES OF THE PARTY TO MAKE  
28 NOMINATIONS IN THE EVENT OF VACANCIES ON THE PARTY TICKET, IN  
29 THE FORM PRESCRIBED BY SECTION NINE HUNDRED NINETY-FOUR OF THIS  
30 ACT. BUT NO SUBSTITUTED NOMINATION CERTIFICATE SHALL NOMINATE

1 ANY PERSON WHO HAS ALREADY BEEN NOMINATED BY ANY OTHER POLITICAL  
2 PARTY OR BY ANY POLITICAL BODY FOR THE SAME OFFICE†, UNLESS SUCH  
3 PERSON IS A CANDIDATE FOR THE OFFICE OF JUDGE OF A COURT OF  
4 【RECORD】 COMMON PLEAS, THE PHILADELPHIA MUNICIPAL COURT OR THE  
5 TRAFFIC COURT OF PHILADELPHIA, OR FOR THE OFFICE OF SCHOOL  
6 DIRECTOR IN DISTRICTS WHERE THAT OFFICE IS ELECTIVE OR FOR THE  
7 OFFICE OF JUSTICE OF THE PEACE†.

8 (B) IN CASE OF THE DEATH OR WITHDRAWAL OF ANY CANDIDATE  
9 NOMINATED BY A POLITICAL BODY FOR AN ELECTION, THE COMMITTEE  
10 NAMED IN THE ORIGINAL NOMINATION PAPERS MAY NOMINATE A  
11 SUBSTITUTE IN HIS PLACE BY FILING A SUBSTITUTED NOMINATION  
12 CERTIFICATE IN THE FORM AND MANNER PRESCRIBED BY SECTION NINE  
13 HUNDRED EIGHTY OF THIS ACT. IN THE CASE OF A VACANCY CAUSED BY  
14 THE DEATH OF ANY CANDIDATE, SAID NOMINATION CERTIFICATE SHALL BE  
15 ACCOMPANIED BY A DEATH CERTIFICATE PROPERLY CERTIFIED. NO  
16 SUBSTITUTED NOMINATION CERTIFICATE SHALL NOMINATE ANY PERSON WHO  
17 HAS ALREADY BEEN NOMINATED BY ANY POLITICAL PARTY OR BY ANY  
18 OTHER POLITICAL BODY FOR ANY OFFICE TO BE FILLED AT THE ENSUING  
19 NOVEMBER ELECTION†, UNLESS SUCH PERSON IS A CANDIDATE FOR THE  
20 OFFICE OF JUDGE OF A COURT OF 【RECORD】 COMMON PLEAS, THE  
21 PHILADELPHIA MUNICIPAL COURT OR THE TRAFFIC COURT OF  
22 PHILADELPHIA, OR FOR THE OFFICE OF SCHOOL DIRECTOR IN DISTRICTS  
23 WHERE THAT OFFICE IS ELECTIVE OR FOR THE OFFICE OF JUSTICE OF  
24 THE PEACE†.

25 \* \* \*

26 SECTION 11. SECTION 1004 OF THE ACT, AMENDED DECEMBER 10,  
27 1974 (P.L.835, NO.280), IS AMENDED TO READ:

28 SECTION 1004. FORM OF BALLOTS; PRINTING BALLOTS; STUBS;  
29 NUMBERS.--FROM THE LISTS FURNISHED BY THE SECRETARY OF THE  
30 COMMONWEALTH UNDER THE PROVISIONS OF SECTIONS 915 AND 984, AND

1 FROM PETITIONS AND PAPERS FILED IN THEIR OFFICE, THE COUNTY  
2 ELECTION BOARD SHALL PRINT THE OFFICIAL PRIMARY AND ELECTION  
3 BALLOTS IN ACCORDANCE WITH THE PROVISIONS OF THIS ACT: PROVIDED,  
4 HOWEVER, THAT IN NO EVENT, SHALL THE NAME OF ANY PERSON  
5 CONSENTING TO BE A CANDIDATE FOR NOMINATION FOR ANY ONE OFFICE†, <—  
6 EXCEPT THE OFFICE OF JUDGE OF A COURT OF [RECORD] COMMON PLEAS, <—  
7 THE PHILADELPHIA MUNICIPAL COURT OR THE TRAFFIC COURT OF  
8 PHILADELPHIA, OR THE OFFICE OF SCHOOL DIRECTOR IN DISTRICTS  
9 WHERE THAT OFFICE IS ELECTIVE OR THE OFFICE OF JUSTICE OF THE  
10 PEACE† BE PRINTED AS A CANDIDATE FOR SUCH OFFICE UPON THE <—  
11 OFFICIAL PRIMARY BALLOT OF MORE THAN ONE PARTY. ALL BALLOTS FOR  
12 USE IN THE SAME ELECTION DISTRICT AT ANY PRIMARY OR ELECTION  
13 SHALL BE ALIKE. THEY SHALL BE AT LEAST SIX INCHES LONG AND FOUR  
14 INCHES WIDE, AND SHALL HAVE A MARGIN EXTENDING BEYOND ANY  
15 PRINTING THEREON. THEY SHALL BE PRINTED WITH THE SAME KIND OF  
16 TYPE (WHICH SHALL NOT BE SMALLER THAN THE SIZE KNOWN AS  
17 "BREVIER" OR "EIGHT POINT BODY") UPON WHITE PAPER OF UNIFORM  
18 QUALITY, WITHOUT ANY IMPRESSION OR MARK TO DISTINGUISH ONE FROM  
19 ANOTHER, AND WITH SUFFICIENT THICKNESS TO PREVENT THE PRINTED  
20 MATTER FROM SHOWING THROUGH. EACH BALLOT SHALL BE ATTACHED TO A  
21 STUB, AND ALL THE BALLOTS FOR THE SAME ELECTION DISTRICT SHALL  
22 BE BOUND TOGETHER IN BOOKS OF FIFTY, IN SUCH MANNER THAT EACH  
23 BALLOT MAY BE DETACHED FROM ITS STUB AND REMOVED SEPARATELY. THE  
24 BALLOTS FOR EACH PARTY TO BE USED AT A PRIMARY SHALL BE BOUND  
25 SEPARATELY. THE STUBS OF THE BALLOTS SHALL BE CONSECUTIVELY  
26 NUMBERED, AND IN THE CASE OF PRIMARY BALLOTS, THE NUMBER SHALL  
27 BE PRECEDED BY AN INITIAL OR ABBREVIATION DESIGNATING THE PARTY  
28 NAME. THE NUMBER AND INITIAL OR ABBREVIATION WHICH APPEARS UPON  
29 THE STUB SHALL ALSO BE PRINTED IN THE UPPER RIGHT HAND CORNER OF  
30 THE BACK OF THE BALLOT, SEPARATED FROM THE REMAINDER OF THE

1 BALLOT BY A DIAGONAL PERFORATED LINE SO PREPARED THAT THE UPPER  
2 RIGHT HAND CORNER OF THE BACK OF THE BALLOT CONTAINING THE  
3 NUMBER MAY BE DETACHED FROM THE BALLOT BEFORE IT IS DEPOSITED IN  
4 THE BALLOT BOX AND BESIDE THAT CORNER SHALL ALSO BE PRINTED,  
5 "REMOVE NUMBERED STUB IMMEDIATELY BEFORE DEPOSITING YOUR BALLOT  
6 IN BALLOT BOX."

7 SECTION 12. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.