

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 1939 Session of
1977

INTRODUCED BY MESSRS. MANDERINO, BRUNNER, IRVIS, ENGLEHART,
A. K. HUTCHINSON, CESSAR, PARKER, ZORD, O'CONNELL, MOWERY
AND WILT, DECEMBER 5, 1977

AS AMENDED ON SECOND CONSIDERATION, IN SENATE, APRIL 11, 1978

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," further providing for candidates for political
12 office AND FURTHER PROVIDING FOR THE FILING OF NOMINATION <—
13 PETITIONS.

14 The General Assembly of the Commonwealth of Pennsylvania
15 hereby enacts as follows:

16 Section 1. The act of June 3, 1937 (P.L.1333, No.320), known
17 as the "Pennsylvania Election Code," is amended by adding a
18 section to read:

19 Section 951.1. Limitations on Eligibility of Candidates.-- <—

20 ~~Any person who is a registered and enrolled member of a party on~~ <—

21 ~~January 15 is ineligible to be a candidate of a political body~~

22 ~~in an election in the same year. ANY PERSON WHO IS A REGISTERED~~ <—

1 AND ENROLLED MEMBER OF A PARTY THIRTY DAYS BEFORE THE PRIMARY
2 SHALL BE INELIGIBLE TO APPEAR ON A BALLOT AS AN INDEPENDENT
3 CANDIDATE IN A GENERAL ELECTION HELD IN THAT SAME YEAR.

4 ~~Section 2. This act shall take effect immediately.~~ <—

5 SECTION 2. SUBSECTIONS (B) AND (C) OF SECTION 953 OF THE <—
6 ACT, AMENDED AUGUST 13, 1963 (P.L.707, NO.379), ARE AMENDED TO
7 READ:

8 SECTION 953. PLACE AND TIME OF FILING NOMINATION PAPERS.--

9 * * *

10 (B) NO NOMINATION PAPER SHALL BE CIRCULATED PRIOR TO THE
11 TENTH WEDNESDAY PRIOR TO THE PRIMARY, AND NO SIGNATURE SHALL BE
12 COUNTED UNLESS IT BEARS A DATE AFFIXED NOT EARLIER THAN THE
13 TENTH WEDNESDAY PRIOR TO THE PRIMARY NOR LATER THAN THE [SEVENTH
14 WEDNESDAY PRIOR] SECOND FRIDAY SUBSEQUENT TO THE PRIMARY.

15 (C) ALL NOMINATION PAPERS MUST BE FILED ON OR BEFORE THE
16 [SEVENTH WEDNESDAY PRIOR] SECOND FRIDAY SUBSEQUENT TO THE
17 PRIMARY.

18 * * *

19 SECTION 3. THIS ACT SHALL TAKE EFFECT IMMEDIATELY. FOR
20 CALENDAR YEAR 1978 NO SIGNATURE AFFIXED TO A NOMINATION PAPER
21 SHALL BE COUNTED UNLESS IT BEARS A DATE AFFIXED NOT LATER THAN
22 30 DAYS FROM THE DATE OF ENACTMENT OF THIS ACT; AND ALL
23 NOMINATION PAPERS MUST BE FILED NOT LATER THAN 30 DAYS FROM THE
24 DATE OF ENACTMENT OF THIS ACT.