

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 47

Session of
2007

INTRODUCED BY THOMAS, MAHER, MOUL, CALTAGIRONE, KULA, BLACKWELL,
ROAE, STABACK, CURRY, BOYD, SWANGER, JOSEPHS, YOUNGBLOOD,
MUNDY, DALEY AND JAMES, JANUARY 30, 2007

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JANUARY 30, 2007

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 affidavits of candidates.

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 Section 1. Section 910 of the act of June 3, 1937 (P.L.1333,
15 No.320), known as the Pennsylvania Election Code, amended May
16 12, 2006 (P.L.178, No.45), is amended to read:

17 Section 910. Affidavits of Candidates.--Each candidate for
18 any State, county, city, borough, incorporated town, township,
19 ward, school district, poor district, election district, party
20 office, party delegate or alternate, or for the office of United
21 States Senator or Representative in Congress, shall file with
22 his nomination petition his affidavit stating--(a) his

1 residence, with street and number, if any, and his post-office
2 address; (b) his election district, giving city, borough, town
3 or township; (c) the name of the office for which he consents to
4 be a candidate; (d) that he is eligible for such office; (e)
5 that he will not knowingly violate any provision of this act, or
6 of any law regulating and limiting nomination and election
7 expenses and prohibiting corrupt practices in connection
8 therewith; (f) unless he is a candidate for judge of a court of
9 common pleas, the Philadelphia Municipal Court or the Traffic
10 Court of Philadelphia, or for the office of school director in a
11 district where that office is elective or for the office of
12 justice of the peace that he is not a candidate for nomination
13 for the same office of any party other than the one designated
14 in such petition; (g) if he is a candidate for a delegate, or
15 alternate delegate, member of State committee, National
16 committee or party officer, that he is a registered and enrolled
17 member of the designated party; (h) if he is a candidate for
18 delegate or alternate delegate the presidential candidate to
19 whom he is committed or the term "uncommitted"; (i) that he is
20 aware of the provisions of section 1626 of this act requiring
21 pre-election and post-election reporting of campaign
22 contributions and expenditures; [and] (j) that he is not a
23 candidate for an office which he already holds, the term of
24 which is not set to expire in the same year as the office
25 subject to the affidavit[.]; and (k) that he is not in violation
26 of any legal duty or delinquent in the payment of any monetary
27 obligation to the Commonwealth, including, but not limited to,
28 the Department of State. In cases of petitions for delegate and
29 alternate delegate to National conventions, the candidate's
30 affidavit shall state that his signature to the delegate's

1 statement, as hereinafter set forth, if such statement is signed
2 by said candidate, was affixed to the sheet or sheets of said
3 petition prior to the circulation of same. In the case of a
4 candidate for nomination as President of the United States, it
5 shall not be necessary for such candidate to file the affidavit
6 required in this section to be filed by candidates, but the
7 post-office address of such candidate shall be stated in such
8 nomination petition.

9 Section 2. This act shall take effect in 60 days.