

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1246 Session of
2007

INTRODUCED BY SCHRODER, BOYD, CLYMER, CREIGHTON, FABRIZIO,
HENNESSEY, HERSHEY, HICKERNELL, JAMES, KAUFFMAN, M. KELLER,
KILLION, KIRKLAND, MANDERINO, MILNE, MOYER, MURT, PYLE,
SABATINA, SAYLOR AND YOUNGBLOOD, MAY 18, 2007

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 18, 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 qualifications of election
12 officers.

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

15 Section 1. Section 402 of the act of June 3, 1937 (P.L.1333,
16 No.320), known as the Pennsylvania Election Code, amended
17 December 9, 2002 (P.L.1246, No.150), is amended to read:

18 Section 402. Qualifications of Election Officers.-- (a)
19 Except as provided in subsection (b), election officers shall be
20 qualified registered electors of the district in which they are
21 elected or appointed. No person shall be qualified to serve as
22 [an election officer] a judge of election, a majority inspector

1 of election or a minority inspector of election who shall hold,
2 or shall within two months have held, any office, appointment or
3 employment in or under the Government of the United States or of
4 this State or of any city or county or poor district, of any
5 municipal board, commission or trust in any city, save only
6 district justices, notaries public and persons in the militia
7 service of the State; nor shall any [election officer] judge of
8 election, majority inspector of election or minority inspector
9 of election be eligible to any civil office to be voted for at a
10 primary or election at which he shall serve, except that of [an
11 election officer] a judge of election or inspector of election.

12 (b) The county board may appoint students notwithstanding
13 their eligibility to vote to serve as a clerk or machine
14 inspector pursuant to the following:

15 (1) The county board may appoint no more than two students
16 per precinct.

17 (2) The judge of elections shall have direct supervision of
18 the student.

19 (3) The county board may compensate the student.

20 (4) The county board shall comply with all applicable
21 Federal and State laws.

22 (5) The student must at the time of the election for which
23 the student shall serve:

24 (i) be at least seventeen (17) years of age;

25 (ii) be a United States citizen and a resident of the county
26 in which he was appointed to serve;

27 (iii) be enrolled in a secondary educational institution
28 with an exemplary academic record as determined by the
29 educational institution;

30 (iv) be approved by the principal or director of the

1 secondary educational institution; and

2 (v) have obtained the consent of their parent or guardian.

3 (6) The student may not serve as a judge of election or
4 majority or minority inspector.

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