

LEGISLATIVE REFERENCE BUREAU

L.R.B. Form No. 4 (Rev. 3/25/10)

No. _____

2016D09914PWK:BTW

LEGISLATIVE REFERENCE BUREAU

AN ACT

Amending the act of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election Code, further providing for qualifications of electors at primaries, for only enrolled electors to vote at primaries or hold party offices, for candidates to be nominated and party officers to be elected at primaries and for persons entitled to vote and challenges.

INTRODUCED _____ 20 _____

District

By _____ NO. _____

District

By _____ NO. _____

District

By _____ NO. _____

District

By _____ NO. _____

See next page for additional co-sponsors.

Referred to Committee on

Date _____ 20 _____

Reported _____ 20 _____

As Committed-Amended

Recommendation

By Hon. _____

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 electors
12 at primaries, for only enrolled electors to vote at primaries
13 or hold party offices, for candidates to be nominated and
14 party officers to be elected at primaries and for persons
15 entitled to vote and challenges.

16 The General Assembly of the Commonwealth of Pennsylvania
17 hereby enacts as follows:

18 Section 1. Sections 702 and 802 of the act of June 3, 1937
19 (P.L.1333, No.320), known as the Pennsylvania Election Code, are
20 amended to read:

21 Section 702. Qualifications of Electors at Primaries.--The
22 qualifications of electors entitled to vote at primaries shall
23 be the same as the qualifications of electors entitled to vote
24 at elections within the election district where the primary is

1 Section 3. Section 1210(d) of the act, amended October 8,
2 2004 (P.L.807, No.97), is amended to read:

3 Section 1210. Manner of Applying to Vote; Persons Entitled
4 to Vote; Voter's Certificates; Entries to Be Made in District
5 Register; Numbered Lists of Voters; Challenges.--* * *

6 (d) No person, except a qualified elector who is in actual
7 military or naval service under a requisition of the President
8 of the United States or by the authority of this Commonwealth,
9 and who votes under the provisions of Article XIII of this act,
10 shall be entitled or permitted to vote at any primary or
11 election at any polling place outside the election district in
12 which [he] the person resides, nor shall [he] the person be
13 permitted to vote in the election district in which [he] the
14 person resides, unless [he] the person has been personally
15 registered as an elector and [his] the person's registration
16 card appears in the district register of such election district,
17 except by order of the court of common pleas as provided in this
18 act, and any person, although personally registered as an
19 elector, may be challenged by any qualified elector, election
20 officer, overseer, or watcher at any primary or election as to
21 [his] the person's identity, as to [his] the person's continued
22 residence in the election district or as to any alleged
23 violation of the provisions of section 1210 of this act, and if
24 challenged as to identity or residence, [he] the person shall
25 produce at least one qualified elector of the election district
26 as a witness, who shall make affidavit of [his] the person's
27 identity or continued residence in the election district:
28 Provided, however, That no person shall be entitled to vote as a
29 member of a party at any primary, unless [he] the person is:
30 (1) registered and enrolled as a member of such party upon