

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2456 Session of
2010

INTRODUCED BY CALTAGIRONE, MARSICO, BAKER, BRENNAN, CASORIO,
D. COSTA, DRUCKER, GABIG, HARPER, KOTIK, KULA, LENTZ, WAGNER,
WATERS AND WHITE, APRIL 27, 2010

REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 27, 2010

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 the filing of nomination
12 petitions.

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

15 Section 1. Section 907 of the act of June 3, 1937 (P.L.1333,
16 No.320), known as the Pennsylvania Election Code, amended
17 December 22, 1971 (P.L.613, No.165), is amended to read:

18 Section 907. Nomination Petitions to Be Filed.--[The] (a)
19 Except as provided under subsection (b), the names of candidates
20 for nomination as President of the United States, and the names
21 of all other candidates for party nominations, and for election
22 as delegates, alternate delegates, members of committees and

1 other party officers, shall be printed upon the official primary
2 ballots or ballot labels of a designated party, upon the filing
3 of separate nomination petitions in their behalf, in form
4 prescribed by the Secretary of the Commonwealth, signed by duly
5 registered and enrolled members of such party who are qualified
6 electors of the State, or of the political district, as the case
7 may be, within which the nomination is to be made or election is
8 to be held. Nomination petitions of delegates and alternate
9 delegates to National conventions committed to support a
10 particular presidential candidate must be signed by the
11 particular presidential candidate to whom support is pledged
12 before it can be certified by the Secretary of the Commonwealth.
13 The name of no candidate shall be placed upon the official
14 ballots or ballot labels of a political party to be used at any
15 primary, unless such petition shall have been filed in his
16 behalf. In no event shall any person's name be printed upon the
17 official ballots or ballot labels of any party for the office of
18 delegate, alternate delegate, member of committee or other party
19 officer, unless he is a duly registered and enrolled member of
20 said party.

21 (b) The names of candidates that are serving as magisterial
22 district judges and that are seeking party nomination shall be
23 printed upon the official primary ballots or ballot labels of
24 all parties eligible to hold a primary, upon the filing of a
25 declaration of candidacy in a form prescribed by the Secretary
26 of the Commonwealth, if the magisterial district judge was
27 elected to the office he holds at the time of filing the
28 declaration of candidacy. The declaration of candidacy shall be
29 filed with the office of the board of elections of the county in
30 which the magisterial district lies and shall be filed on or

1 before the first Monday of January of the year preceding the
2 year in which the term of office expires.

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