

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2222 Session of 2014

INTRODUCED BY MCNEILL, BIZZARRO, MILLARD, MACKENZIE,  
 CALTAGIRONE, COHEN, LUCAS, NEILSON, O'NEILL, SCHLOSSBERG,  
 MUNDY, SWANGER, HARHART, FARINA, ROEBUCK, FLYNN, MURT, ROZZI,  
 PAINTER, MCCARTER, DENLINGER AND KORTZ, APRIL 30, 2014

REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 30, 2014

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. Sections 630.1, 910 and 981.1 of the act of June  
 15 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election  
 16 Code, amended May 12, 2006 (P.L.178, No.45), are amended to  
 17 read:

18 Section 630.1. Affidavits of Candidates.--Each candidate for  
 19 any State, county, city, borough, incorporated town, township,  
 20 school district or poor district office, or for the office of  
 21 United States Senator or Representative in Congress, selected as

1 provided in section 630 of this act, shall file with the  
2 nomination certificate an affidavit stating--(a) his residence,  
3 with street and number, if any, and his post-office address; (b)  
4 his election district, giving city, borough, town or township;  
5 (c) the name of the office for which he consents to be a  
6 candidate; (d) that he is eligible for such office; (e) that he  
7 will not knowingly violate any provision of this act, or of any  
8 law regulating and limiting election expenses and prohibiting  
9 corrupt practices in connection therewith; (f) unless he is a  
10 candidate for judge of a court of common pleas, the Philadelphia  
11 Municipal Court or the Traffic Court of Philadelphia, or for the  
12 office of school board in a district where that office is  
13 elective or for the office of justice of the peace, that he is  
14 not a candidate for the same office of any party or political  
15 body other than the one designated in such certificate; (g) that  
16 he is aware of the provisions of section 1626 of this act  
17 requiring election and post-election reporting of campaign  
18 contributions and expenditures; [and] (h) that he is not a  
19 candidate for an office which he already holds, the term of  
20 which is not set to expire in the same year as the office  
21 subject to the affidavit[.]; and (i) unless he is a candidate  
22 for Federal office, that he has not been convicted of  
23 embezzlement of public moneys, bribery, perjury or other  
24 infamous crime.

25 Section 910. Affidavits of Candidates.--Each candidate for  
26 any State, county, city, borough, incorporated town, township,  
27 ward, school district, poor district, election district, party  
28 office, party delegate or alternate, or for the office of United  
29 States Senator or Representative in Congress, shall file with  
30 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) unless he is a candidate  
26 for Federal office, that he has not been convicted of  
27 embezzlement of public moneys, bribery, perjury or other  
28 infamous crime. In cases of petitions for delegate and alternate  
29 delegate to National conventions, the candidate's affidavit  
30 shall state that his signature to the delegate's statement, as

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

9 Section 981.1. Affidavits of Candidates.--Each candidate for  
10 any State, county, city, borough, incorporated town, township,  
11 ward, school district, poor district or election district  
12 office, or for the office of United States Senator or  
13 Representative in Congress, selected as provided in sections 979  
14 and 980 of this act, shall file with the substituted nomination  
15 certificate an affidavit stating--(a) his residence, with street  
16 and number, if any, and his post-office address; (b) his  
17 election district, giving city, borough, town or township; (c)  
18 the name of the office for which he consents to be a candidate;  
19 (d) that he is eligible for such office; (e) that he will not  
20 knowingly violate any provision of this act, or of any law  
21 regulating and limiting election expenses and prohibiting  
22 corrupt practices in connection therewith; (f) unless he is a  
23 candidate for judge of a court of common pleas, the Philadelphia  
24 Municipal Court or the Traffic Court of Philadelphia, or for the  
25 office of school board in a district where that office is  
26 elective or for the office of justice of the peace, that he is  
27 not a candidate for the same office of any party or political  
28 body other than the one designated in such certificate; (g) that  
29 he is aware of the provisions of section 1626 of this act  
30 requiring election and post-election reporting of campaign

1 contributions and expenditures; [and] (h) that he is not a  
2 candidate for an office which he already holds, the term of  
3 which is not set to expire in the same year as the office  
4 subject to the affidavit[.]; and (i) unless he is a candidate  
5 for Federal office, that he has not been convicted of  
6 embezzlement of public moneys, bribery, perjury or other  
7 infamous crime.

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