

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2311 Session of 2018

INTRODUCED BY CORR, BERNSTINE, CALTAGIRONE, CORBIN, GILLESPIE, GODSHALL, HILL-EVANS, JAMES, MARSHALL, MCGINNIS AND M. QUINN, MAY 2, 2018

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 2, 2018

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," in dates of elections and primaries and special
 12 elections, further providing for affidavits of candidates;
 13 and, in nomination of candidates, further providing for
 14 affidavits of candidates.

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

17 Section 1. Sections 630.1, 910 and 981.1 of the act of June
 18 3, 1937 (P.L.1333, No.320), known as the Pennsylvania Election
 19 Code, are amended to read:

20 Section 630.1. Affidavits of Candidates.--Each candidate for
 21 any State, county, city, borough, incorporated town, township,
 22 school district or poor district office, or for the office of
 23 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) that he is not a candidate
22 for nomination for any other public office.

23 Section 910. Affidavits of Candidates.--Each candidate for
24 any State, county, city, borough, incorporated town, township,
25 ward, school district, poor district, election district, party
26 office, party delegate or alternate, or for the office of United
27 States Senator or Representative in Congress, shall file with
28 his nomination petition his affidavit stating--(a) his
29 residence, with street and number, if any, and his post-office
30 address; (b) his election district, giving city, borough, town

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

1 the United States, it shall not be necessary for such candidate
2 to file the affidavit required in this section to be filed by
3 candidates, but the post-office address of such candidate shall
4 be stated in such nomination petition.

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

1 for nomination for any other public office.

2 Section 2. This act shall apply to elections held on or
3 after January 1, 2019.

4 Section 3. This act shall take effect in 90 days.