

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1987 Session of 2019

INTRODUCED BY DOWLING, SIMMONS, RYAN, BERNSTINE, ROTHMAN,
METCALFE, GROVE, MOUL, ECKER, DUNBAR AND COOK,
OCTOBER 25, 2019

REFERRED TO COMMITTEE ON STATE GOVERNMENT, OCTOBER 25, 2019

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 district election officers, further providing
12 for election officers to be sworn; in dates of elections and
13 primaries and special elections, further providing for
14 affidavits of candidates; in nomination of candidates,
15 further providing for petition may consist of several sheets
16 and affidavit of circulator, for affidavits of candidates,
17 for examination of nomination petitions, certificates and
18 papers and return of rejected nomination petitions,
19 certificates and papers, for vacancy in party nomination by
20 failure to pay filing fee or for failure to file loyalty
21 oath, for affidavits of candidates, for filling of certain
22 vacancies in public office by means of nomination
23 certificates and nomination papers and for substituted
24 nominations to fill certain vacancies for a November
25 election; in ballots, further providing for form of official
26 election ballot and for form of ballots and printing ballots
27 and stubs and numbers; in voting machines, further providing
28 for form of ballot labels on voting machines; in returns of
29 primaries and elections, further providing for manner of
30 computing irregular ballots and repealing provisions relating
31 to petition to establish identity by candidate nominated
32 under different names and cumulation prohibited; replacing
33 references to "justice of the peace" with "magisterial

1 district judge"; and removing references to the "Traffic
2 Court of Philadelphia."

3 The General Assembly of the Commonwealth of Pennsylvania
4 hereby enacts as follows:

5 Section 1. Sections 406, 630.1, 909, 910, 976, 978.1, 981.1,
6 993(a) and (b) and 998(a) and (b) of the act of June 3, 1937
7 (P.L.1333, No.320), known as the Pennsylvania Election Code, are
8 amended to read:

9 Section 406. Election Officers to Be Sworn.--All judges,
10 inspectors, clerks of election and machine inspectors shall,
11 before entering upon their duties at any primary or election, be
12 duly sworn in the presence of each other and of the watchers and
13 overseers, if any. The judge shall first be sworn by the
14 minority inspector or by a magistrate, alderman or [justice of
15 the peace] magisterial district judge, and the inspectors,
16 clerks and machine inspectors shall then be sworn by the judge.
17 Each of them shall forthwith sign in duplicate the oath taken by
18 him upon forms to be furnished by the county board, and the same
19 shall be attested by the officer who administered the oath.

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
24 provided in section 630 of this act, shall file with the
25 nomination certificate an affidavit stating--(a) his residence,
26 with street and number, if any, and his post-office address; (b)
27 his election district, giving city, borough, town or township;
28 (c) the name of the office for which he consents to be a
29 candidate; (d) that he is eligible for such office; (e) that he
30 will not knowingly violate any provision of this act, or of any
31 law regulating and limiting election expenses and prohibiting

1 corrupt practices in connection therewith; (f) [unless he is a
2 candidate for judge of a court of common pleas, the Philadelphia
3 Municipal Court or the Traffic Court of Philadelphia, or for the
4 office of school board in a district where that office is
5 elective or for the office of justice of the peace,] that he is
6 not a candidate for the same office of any party or political
7 body other than the one designated in such certificate; (g) that
8 he is aware of the provisions of section 1626 of this act
9 requiring election and post-election reporting of campaign
10 contributions and expenditures; and (h) that he is not a
11 candidate for an office which he already holds, the term of
12 which is not set to expire in the same year as the office
13 subject to the affidavit.

14 Section 909. Petition May Consist of Several Sheets;
15 Affidavit of Circulator.--Said nomination petition may be on one
16 or more sheets, and different sheets must be used for signers
17 resident in different counties. If more than one sheet is used,
18 they shall be bound together when offered for filing if they are
19 intended to constitute one petition, and each sheet shall be
20 numbered consecutively beginning with number one, at the foot of
21 each page. In cases of petitions for delegate or alternate
22 delegate to National conventions, each sheet shall contain a
23 notation indicating the presidential candidate to whom he is
24 committed or the term "uncommitted." Each sheet shall have
25 appended thereto the affidavit of the circulator of each sheet,
26 setting forth--(a) that he or she is a qualified elector duly
27 registered and enrolled as a member of the designated party of
28 the State, or of the political district, as the case may be,
29 referred to in said petition[, unless said petition relates to
30 the nomination of a candidate for a court of common pleas, for

1 the Philadelphia Municipal Court[or for the Traffic Court of
2 Philadelphia or for justice of the peace, in which event the
3 circulator need not be a duly registered and enrolled member of
4 the designated party]; (b) his residence, giving city, borough
5 or township, with street and number, if any; (c) that the
6 signers thereto signed with full knowledge of the contents of
7 the petition; (d) that their respective residences are correctly
8 stated therein; (e) that they all reside in the county named in
9 the affidavit; (f) that each signed on the date set opposite his
10 name; and (g) that, to the best of affiant's knowledge and
11 belief, the signers are qualified electors and duly registered
12 and enrolled members of the designated party of the State, or of
13 the political district, as the case may be.

14 Section 910. Affidavits of Candidates.--Each candidate for
15 any State, county, city, borough, incorporated town, township,
16 ward, school district, poor district, election district, party
17 office, party delegate or alternate, or for the office of United
18 States Senator or Representative in Congress, shall file with
19 his nomination petition his affidavit stating--(a) his
20 residence, with street and number, if any, and his post-office
21 address; (b) his election district, giving city, borough, town
22 or township; (c) the name of the office for which he consents to
23 be a candidate; (d) that he is eligible for such office; (e)
24 that he will not knowingly violate any provision of this act, or
25 of any law regulating and limiting nomination and election
26 expenses and prohibiting corrupt practices in connection
27 therewith; (f) [unless he is a candidate for judge of a court of
28 common pleas, the Philadelphia Municipal Court or the Traffic
29 Court of Philadelphia, or for the office of school director in a
30 district where that office is elective or for the office of

1 [justice of the peace] that he is not a candidate for nomination
2 for the same office of any party other than the one designated
3 in such petition; (g) if he is a candidate for a delegate, or
4 alternate delegate, member of State committee, National
5 committee or party officer, that he is a registered and enrolled
6 member of the designated party; (h) if he is a candidate for
7 delegate or alternate delegate the presidential candidate to
8 whom he is committed or the term "uncommitted"; (i) that he is
9 aware of the provisions of section 1626 of this act requiring
10 pre-election and post-election reporting of campaign
11 contributions and expenditures; and (j) that he is not a
12 candidate for an office which he already holds, the term of
13 which is not set to expire in the same year as the office
14 subject to the affidavit. In cases of petitions for delegate and
15 alternate delegate to National conventions, the candidate's
16 affidavit shall state that his signature to the delegate's
17 statement, as hereinafter set forth, if such statement is signed
18 by said candidate, was affixed to the sheet or sheets of said
19 petition prior to the circulation of same. In the case of a
20 candidate for nomination as President of the United States, it
21 shall not be necessary for such candidate to file the affidavit
22 required in this section to be filed by candidates, but the
23 post-office address of such candidate shall be stated in such
24 nomination petition.

25 Section 976. Examination of Nomination Petitions,
26 Certificates and Papers; Return of Rejected Nomination
27 Petitions, Certificates and Papers.--When any nomination
28 petition, nomination certificate or nomination paper is
29 presented in the office of the Secretary of the Commonwealth or
30 of any county board of elections for filing within the period

1 limited by this act, it shall be the duty of the said officer or
2 board to examine the same. No nomination petition, nomination
3 paper or nomination certificate shall be permitted to be filed
4 if--(a) it contains material errors or defects apparent on the
5 face thereof, or on the face of the appended or accompanying
6 affidavits; or (b) it contains material alterations made after
7 signing without the consent of the signers; or (c) it does not
8 contain a sufficient number of signatures as required by law;
9 Provided, however, That the Secretary of the Commonwealth or the
10 county board of elections, although not hereby required so to
11 do, may question the genuineness of any signature or signatures
12 appearing thereon, and if he or it shall thereupon find that any
13 such signature or signatures are not genuine, such signature or
14 signatures shall be disregarded in determining whether the
15 nomination petition, nomination paper or nomination certificate
16 contains a sufficient number of signatures as required by law;
17 or (d) in the case of nomination petitions, if nomination
18 petitions have been filed for printing the name of the same
19 person for the same office[, except the office of judge of a
20 court of common pleas, the Philadelphia Municipal Court or the
21 Traffic Court of Philadelphia, or the office of school director
22 in districts where that office is elective or the office of
23 justice of the peace] upon the official ballot of more than one
24 political party; or (e) in the case of nomination papers, if the
25 candidate named therein has filed a nomination petition for any
26 public office for the ensuing primary, or has been nominated for
27 any such office by nomination papers previously filed; or (f) if
28 the nomination petitions or papers are not accompanied by the
29 filing fee or certified check required for said office; or (g)
30 in the case of nomination papers, the appellation set forth

1 therein is identical with or deceptively similar to the words
2 used by any existing party or by any political body which has
3 already filed nomination papers for the same office, or if the
4 appellation set forth therein contains part of the name, or an
5 abbreviation of the name or part of the name of an existing
6 political party, or of a political body which has already filed
7 nomination papers for the same office. The invalidity of any
8 sheet of a nomination petition or nomination paper shall not
9 affect the validity of such petition or paper if a sufficient
10 petition or paper remains after eliminating such invalid sheet.
11 The action of said officer or board in refusing to receive and
12 file any such nomination petition, certificate or paper, may be
13 reviewed by the court upon an application to compel its
14 reception as of the date when it was presented to the office of
15 such officer or board: Provided, however, That said officer or
16 board shall be entitled to a reasonable time in which to examine
17 any petitions, certificates or papers, and to summon and
18 interrogate the candidates named therein, or the persons
19 presenting said petitions, certificates or papers, and his or
20 their retention of same for the purpose of making such
21 examination or interrogation shall not be construed as an
22 acceptance or filing.

23 Upon completion of any examination, if any nomination
24 petition, certificate or paper is found to be defective, it
25 shall forthwith be rejected and returned to the candidate or one
26 of the candidates named therein, together with a statement of
27 the reasons for such rejection:

28 Provided further, That no nomination petition, nomination
29 paper or nomination certificate shall be permitted to be filed,
30 if the political party or political body referred to therein

1 shall be composed of a group of electors whose purposes or aims,
2 or one of whose purposes or aims, is the establishment, control,
3 conduct, seizure or overthrow of the Government of the
4 Commonwealth of Pennsylvania or the United States of America by
5 the use of force, violence, military measure or threats of one
6 or more of the foregoing. The authority to reject such
7 nomination petition, paper or certificate for this reason shall,
8 when filed with the Secretary of the Commonwealth, be vested in
9 a committee composed of the Governor, the Attorney General and
10 the Secretary of the Commonwealth, and when filed with any
11 county board of elections shall be vested in such board. If in
12 such case the committee or board, as the case may be, shall
13 conclude that the acceptance of such nomination petition, paper
14 or certificate should be refused, it shall within two days of
15 the filing of such nomination petition, paper or certificate fix
16 a place and a time five days in advance for hearing the matter,
17 and notice thereof shall be given to all parties affected
18 thereby. At the time and place so fixed the committee or board,
19 as the case may be, shall hear testimony, but shall not be bound
20 by technical rules of evidence. The testimony presented shall be
21 stenographically recorded and made a part of the record of the
22 committee or board. Within two days after such hearing the
23 committee or board, if satisfied upon competent evidence that
24 the said nomination petition, paper or certificate is not
25 entitled to be accepted and filed, it shall announce its
26 decision and immediately notify the parties affected thereby.
27 Failure to announce decision within two days after such hearing
28 shall be conclusive that such nomination petition, paper or
29 certificate has been accepted and filed. The decision of said
30 committee or board in refusing to accept and file such

1 nomination petition, paper or certificate may be reviewed by the
2 court upon an application to compel its reception as of the date
3 when presented to the Secretary of the Commonwealth or such
4 board. The application shall be made within two days of the time
5 when such decision is announced. If the application is properly
6 made, any judge of said court may fix a time and place for
7 hearing the matter in dispute, of which notice shall be served
8 with a copy of said application upon the Secretary of the
9 Commonwealth or the county board of elections, as the case may
10 be. At the time so fixed, the court, or any judge thereof
11 assigned for the purpose, shall hear the case de novo. If after
12 such hearing the said court shall find that the decision of the
13 committee or the board was erroneous, it shall issue its mandate
14 to the committee or board to correct its decision and to accept
15 and file the nomination paper, petition or certificate. From any
16 decision of the court an appeal may be taken within two days
17 after the entry thereof. It shall be the duty of the said court
18 to fix the hearing and to announce its decision within such
19 period of time as will permit the Secretary of the Commonwealth
20 or the county board of elections to permit the names of the
21 candidates affected by the court's decision to be printed on the
22 ballot, if the court should so determine.

23 Section 978.1. Vacancy in Party Nomination by Failure to Pay
24 Filing Fee or for Failure to File Loyalty Oath.--Every person
25 nominated at any primary election as the candidate of any
26 political party for any office, other than a borough, town,
27 township, school district or poor district office, or the office
28 of [justice of the peace] magisterial district judge, or
29 constable, who has not paid the filing fee required by section
30 nine hundred thirteen of this act, as amended, for the filing of

1 a nomination petition for such office, or who has not filed the
2 loyalty oath required by section 14, act of December 22, 1951
3 (P.L.1726), known as the "Pennsylvania Loyalty Act," as last
4 amended June 19, 1961 (P.L.446), shall pay the amount of such
5 fee to and file such oath with the Secretary of the
6 Commonwealth, or the county board of elections, as the case may
7 be, at least eighty-five (85) days previous to the day of the
8 general or municipal election at which such candidate's name
9 would appear on the ballot. Failure to pay such fee or file such
10 oath within the time herein prescribed shall result in a vacancy
11 in such party nomination. Such vacancy shall be filled in the
12 manner hereinafter provided for the filling of such vacancies
13 happening by reason of the death or withdrawal of any candidate.

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

1 elective or for the office of justice of the peace,] that he is
2 not a candidate for the same office of any party or political
3 body other than the one designated in such certificate; (g) that
4 he is aware of the provisions of section 1626 of this act
5 requiring election and post-election reporting of campaign
6 contributions and expenditures; and (h) that he is not a
7 candidate for an office which he already holds, the term of
8 which is not set to expire in the same year as the office
9 subject to the affidavit.

10 Section 993. Filling of Certain Vacancies in Public Office
11 by Means of Nomination Certificates and Nomination Papers.--(a)
12 In all cases where a vacancy shall occur for any cause in an
13 elective public office, including that of judge of a court of
14 record, at a time when such vacancy is required by the
15 provisions of the Constitution or the laws of this Commonwealth
16 to be filled at the ensuing election but at a time when
17 nominations for such office cannot be made under any other
18 provision of this act, nominations to fill such vacancies shall
19 be made by political parties in accordance with party rules
20 relating to the filling of vacancies by means of nomination
21 certificates in the form prescribed in section nine hundred
22 ninety-four of this act, and by political bodies by means of
23 nomination papers in accordance with the provisions of sections
24 nine hundred fifty-one, nine hundred fifty-two and nine hundred
25 fifty-four of this act. No such nomination certificate shall
26 nominate any person who has already been nominated by any other
27 political party or by any political body for the same office
28 [unless such person is a candidate for the office of judge of a
29 court of common pleas, the Philadelphia Municipal Court or the
30 Traffic Court of Philadelphia, or for the office of school

1 director in districts where that office is elective or for the
2 office of justice of the peace]. No such nomination papers shall
3 nominate any person who has already been nominated by any
4 political party or by any other political body for any office to
5 be filled at the ensuing November election[, unless such person
6 is a candidate for the office of judge of a court of common
7 pleas, the Philadelphia Municipal Court or the Traffic Court of
8 Philadelphia, or for the office of school director in districts
9 where that office is elective or for the office of justice of
10 the peace].

11 (b) Said nomination certificates and nomination papers for
12 State public offices and judges of courts of records shall be
13 filed in the office of the Secretary of the Commonwealth at
14 least fifty (50) days prior to a general or municipal election,
15 as the case may be. Nomination certificates and nomination
16 papers for public offices in counties, cities, boroughs, towns,
17 townships, wards and school districts and for the offices of
18 aldermen and [justices of the peace] magisterial district judges
19 shall be filed in the office of the county board of elections at
20 least fifty (50) days prior to a municipal election.

21 * * *

22 Section 998. Substituted Nominations to Fill Certain
23 Vacancies for a November Election.--(a) Any vacancy happening
24 or existing in any party nomination made in accordance with the
25 provisions of section nine hundred ninety-three of this act for
26 a November election by reason of the death or withdrawal of any
27 candidate may be filled by a substituted nomination made by such
28 committee as is authorized by the rules of the party to make
29 nominations in the event of vacancies on the party ticket, in
30 the form prescribed by section nine hundred ninety-four of this

1 act. But no substituted nomination certificate shall nominate
2 any person who has already been nominated by any other political
3 party or by any political body for the same office[, unless such
4 person is a candidate for the office of judge of a court of
5 common pleas, the Philadelphia Municipal Court or the Traffic
6 Court of Philadelphia, or for the office of school director in
7 districts where that office is elective or for the office of
8 justice of the peace].

9 (b) In case of the death or withdrawal of any candidate
10 nominated by a political body for an election, the committee
11 named in the original nomination papers may nominate a
12 substitute in his place by filing a substituted nomination
13 certificate in the form and manner prescribed by section nine
14 hundred eighty of this act. In the case of a vacancy caused by
15 the death of any candidate, said nomination certificate shall be
16 accompanied by a death certificate properly certified. No
17 substituted nomination certificate shall nominate any person who
18 has already been nominated by any political party or by any
19 other political body for any office to be filled at the ensuing
20 November election[, unless such person is a candidate for the
21 office of judge of a court of common pleas, the Philadelphia
22 Municipal Court or the Traffic Court of Philadelphia, or for the
23 office of school director in districts where that office is
24 elective or for the office of justice of the peace].

25 * * *

26 Section 2. Section 1003(d) of the act is repealed:

27 Section 1003. Form of Official Election Ballot.--

28 * * *

29 [(d) Whenever any candidate shall receive more than one
30 nomination for the same office, his name shall be printed once,

1 and the names of each political party so nominating him shall be
2 printed opposite the name of such candidate, arranged in the
3 same order as candidates names are required to be arranged. At
4 the right of all the party names or appellation shall be a
5 single square of sufficient size for the convenient insertion of
6 a cross (X) or check () mark.]

7 * * *

8 Section 3. Section 1004 of the act is amended to read:

9 Section 1004. Form of Ballots; Printing Ballots; Stubs;
10 Numbers.--From the lists furnished by the Secretary of the
11 Commonwealth under the provisions of sections 915 and 984, and
12 from petitions and papers filed in their office, the county
13 election board shall print the official primary and election
14 ballots in accordance with the provisions of this act: Provided,
15 however, That in no event, shall the name of any person
16 consenting to be a candidate for nomination for any one office[,
17 except the office of judge of a court of common pleas, the
18 Philadelphia Municipal Court or the Traffic Court of
19 Philadelphia, or the office of school director in districts
20 where that office is elective or the office of justice of the
21 peace] be printed as a candidate for such office upon the
22 official primary ballot of more than one party. All ballots for
23 use in the same election district at any primary or election
24 shall be alike. They shall be at least six inches long and four
25 inches wide, and shall have a margin extending beyond any
26 printing thereon. They shall be printed with the same kind of
27 type (which shall not be smaller than the size known as
28 "brevier" or "eight point body") upon white paper of uniform
29 quality, without any impression or mark to distinguish one from
30 another, and with sufficient thickness to prevent the printed

1 matter from showing through. Each ballot shall be attached to a
2 stub, and all the ballots for the same election district shall
3 be bound together in books of fifty, in such manner that each
4 ballot may be detached from its stub and removed separately. The
5 ballots for each party to be used at a primary shall be bound
6 separately. The stubs of the ballots shall be consecutively
7 numbered, and in the case of primary ballots, the number shall
8 be preceded by an initial or abbreviation designating the party
9 name. The number and initial or abbreviation which appears upon
10 the stub shall also be printed in the upper right hand corner of
11 the back of the ballot, separated from the remainder of the
12 ballot by a diagonal perforated line so prepared that the upper
13 right hand corner of the back of the ballot containing the
14 number may be detached from the ballot before it is deposited in
15 the ballot box and beside that corner shall also be printed,
16 "Remove numbered stub immediately before depositing your ballot
17 in ballot box."

18 Section 4. Section 1110(f) of the act is repealed:

19 Section 1110. Form of Ballot Labels on Voting Machines.--

20 * * *

21 [(f) When the same person has been nominated for the same
22 office by more than one political party, his name shall appear
23 in the rows or columns containing generally, the names of
24 candidates nominated by each such party, his position in such
25 rows or columns to be determined by the number of votes he
26 received at the primary in the party entitled to priority on the
27 ballot as determined by the votes obtained in the State at the
28 last gubernatorial election by the candidate for Governor.]

29 * * *

30 Section 5. Section 1405 of the act is amended to read:

1 Section 1405. Manner of Computing Irregular Ballots.--The
2 county board, in computing the votes cast at any primary or
3 election, shall compute and certify votes cast on irregular
4 ballots exactly as such names were written, stamped, affixed to
5 the ballot by sticker, or deposited or affixed in or on
6 receptacles for that purpose, and as they have been so returned
7 by the election officers. In the primary the Secretary of the
8 Commonwealth shall not certify the votes cast on irregular
9 ballots for any person for a National office including that of
10 the President of the United States, United States Senator and
11 Representative in Congress; or for any State office including
12 that of Governor and Lieutenant Governor, Auditor General, State
13 Treasurer, Senator and Representative in the General Assembly,
14 justices and judges of courts of record or for any party office
15 including that of delegate or alternate delegate to National
16 conventions and member of State committee unless the total
17 number of votes cast for said person is equal to or greater than
18 the number of signatures required on a nomination petition for
19 the particular office. In the primary the county board shall not
20 certify the votes cast on irregular ballots for any person for a
21 [justice of the peace] magisterial district judge, constable,
22 National, State, county, city, borough, town, township, ward,
23 school district, election or local party office unless the total
24 number of votes cast for said person is equal to or greater than
25 the number of signatures required on a nomination petition for
26 the particular office.

27 Section 6. Section 1406 of the act is repealed:

28 [Section 1406. Petition to Establish Identity by Candidate
29 Nominated under Different Names; Cumulation Prohibited.--Any
30 person who has been nominated at a primary election by more than

1 one party for the same office under different names may, at any
2 time not later than five (5) days after the certification by the
3 county board of the votes cast at a primary election, present a
4 petition to the court of common pleas of the proper county,
5 praying for an order declaring such petitioner by his true name
6 to be the person who was thus nominated by more than one party
7 under different names. If the court shall determine that the
8 different names so appearing on the returns of the primary
9 represent one and the same person, the court shall enter an
10 order finding said fact and directing the county board to revise
11 its return accordingly. No such order shall be entered by any
12 court, unless notice of the filing of said petition shall first
13 have been given to the county board, and to all the other
14 candidates who appear to have been nominated for the same
15 office, in such manner as the court may, by its order, direct,
16 which notice shall specify the time and place of the hearing on
17 said petition. Upon the filing of any such petition, said court
18 shall proceed to hear said matter without delay, having due
19 regard to the proximity of the ensuing election. Immediately
20 upon the entry of any order as aforesaid, a certified copy
21 thereof shall be served on the county board, which shall correct
22 and revise its returns accordingly. No candidate for public
23 office at any November election whose name, for any reason, is
24 printed more than once for the same office on any ballot at any
25 general, municipal or special election, shall be entitled to
26 have cumulated, either by the election officers, by the county
27 board, or by any court, the votes cast after such different
28 names.]

29 Section 7. This act shall take effect in 60 days.