

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2923 Session of
2020

INTRODUCED BY WHEATLEY, McNEILL, A. DAVIS, SANCHEZ, MADDEN AND
LEE, OCTOBER 14, 2020

REFERRED TO COMMITTEE ON STATE GOVERNMENT, OCTOBER 14, 2020

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 nomination of candidates, providing for waiver
12 of nomination petition and affidavit requirements.

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

15 Section 1. The act of June 3, 1937 (P.L.1333, No.320), known
16 as the Pennsylvania Election Code, is amended by adding a
17 section to read:

18 Section 910.1. Waiver of Nomination Petition and Affidavit
19 Requirements.--(a) Notwithstanding any other provision of law
20 to the contrary, a nomination petition under this article by a
21 candidate shall not be required if any of the following
22 applies--(1) the candidate is the incumbent officeholder and is
23 seeking renomination for the same office for which the

1 nomination petition would otherwise be required; (2) the
2 candidate was defeated for election or nomination for the same
3 office in the immediately preceding election cycle; or (3) the
4 time period for the collection of signatures for the nomination
5 petition occurs during a declaration by the Governor of disaster
6 emergency under 35 Pa.C.S. § 7301(c) (relating to general
7 authority of Governor).

8 (b) Notwithstanding any other provision of law to the
9 contrary, if subsection (a) applies, an affidavit under section
10 910 shall not be required if none of the information provided in
11 the affidavit that accompanied the nomination petition for the
12 same office in the immediately preceding election cycle has
13 changed.

14 (c) This section shall not apply for an election cycle that
15 immediately follows the redistricting process involving the
16 office that is the subject of the nominating petition under this
17 section.

18 Section 2. This act shall take effect January 1, 2021.