

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 418 Session of 2019

INTRODUCED BY STEFANO, MARTIN, FOLMER, SCHWANK, KILLION, ARGALL, BARTOLOTTA, COSTA, DiSANTO, K. WARD, GORDNER, J. WARD, L. WILLIAMS, BROWNE AND BREWSTER, MARCH 19, 2019

SENATOR FOLMER, STATE GOVERNMENT, AS AMENDED, JUNE 18, 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 ballots, further providing for number of
12 ballots to be printed and specimen ballots.

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

15 Section 1. Section 1007 of the act of June 3, 1937
16 (P.L.1333, No.320), known as the Pennsylvania Election Code, is
17 amended to read:

18 Section 1007. Number of Ballots to Be Printed; Specimen
19 Ballots.--(a) The county board of each county shall provide for
20 each election district [in which a primary is to be held, one
21 book of fifty official ballots of each party for every forty-
22 five registered and enrolled electors of such party and fraction

1 thereof, appearing upon the district register, and shall provide  
2 for each election district in which an election is to be held  
3 one book of fifty official ballots for every forty-five  
4 registered electors and fraction thereof appearing upon the  
5 district register.] a supply of official election ballots for:

6 ~~(1) the primary election in an amount of at least ten per~~ <--  
7 ~~centum greater than the highest number of ballots cast in any of~~  
8 ~~the previous three primary elections in the election district;~~  
9 ~~and~~

10 ~~(2) the general election in an amount of at least ten per~~  
11 ~~centum greater than the highest number of ballots cast in any of~~  
12 ~~the previous three general elections in the election district.~~

13 (1) THE GENERAL PRIMARY ELECTION HELD IN EVEN-NUMBERED YEARS <--  
14 IN WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED  
15 STATES ARE NOT NOMINATED IN AN AMOUNT OF AT LEAST TEN PER CENTUM  
16 GREATER THAN THE HIGHEST NUMBER OF BALLOTS CAST IN THE ELECTION  
17 DISTRICT IN ANY OF THE PREVIOUS THREE GENERAL PRIMARY ELECTIONS  
18 AT WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED  
19 STATES WERE NOT NOMINATED;

20 (2) THE GENERAL PRIMARY ELECTION HELD IN EVEN-NUMBERED YEARS  
21 IN WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED  
22 STATES ARE NOMINATED IN AN AMOUNT OF AT LEAST TEN PER CENTUM  
23 GREATER THAN THE HIGHEST NUMBER OF BALLOTS CAST IN THE ELECTION  
24 DISTRICT IN ANY OF THE PREVIOUS THREE GENERAL PRIMARY ELECTIONS  
25 AT WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED  
26 STATES WERE NOMINATED;

27 (3) THE MUNICIPAL PRIMARY ELECTION HELD IN ODD-NUMBERED  
28 YEARS IN AN AMOUNT OF AT LEAST TEN PER CENTUM GREATER THAN THE  
29 HIGHEST NUMBER OF BALLOTS CAST IN ANY OF THE PREVIOUS THREE  
30 MUNICIPAL PRIMARY ELECTIONS IN THE ELECTION DISTRICT;

1       (4) THE GENERAL ELECTION HELD IN EVEN-NUMBERED YEARS IN  
2 WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED  
3 STATES ARE NOT ELECTED IN AN AMOUNT OF AT LEAST TEN PER CENTUM  
4 GREATER THAN THE HIGHEST NUMBER OF BALLOTS CAST IN THE ELECTION  
5 DISTRICT IN ANY OF THE PREVIOUS THREE GENERAL ELECTIONS AT WHICH  
6 CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED STATES WERE  
7 NOT ELECTED;

8       (5) THE GENERAL ELECTION HELD IN EVEN-NUMBERED YEARS IN  
9 WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED  
10 STATES ARE ELECTED IN AN AMOUNT OF AT LEAST TEN PER CENTUM  
11 GREATER THAN THE HIGHEST NUMBER OF BALLOTS CAST IN THE ELECTION  
12 DISTRICTS IN ANY OF THE PREVIOUS THREE GENERAL ELECTIONS AT  
13 WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED  
14 STATES WERE ELECTED; AND

15       (6) THE MUNICIPAL ELECTION HELD IN ODD-NUMBERED YEARS IN AN  
16 AMOUNT OF AT LEAST TEN PER CENTUM GREATER THAN THE HIGHEST  
17 NUMBER OF BALLOTS CAST IN ANY OF THE PREVIOUS THREE MUNICIPAL  
18 ELECTIONS IN THE ELECTION DISTRICT.

19       (b) They shall also, in addition to the number of ballots  
20 required to be printed for general distribution, maintain a  
21 sufficient supply of such ballots at the office of the county  
22 board for the use of absentee electors and for the use of any  
23 district, the ballots for which may be lost, destroyed or  
24 stolen. They shall also cause to be printed on tinted paper, and  
25 without the facsimile endorsements, permanent binding or stubs,  
26 copies of the form of ballots provided for each polling place at  
27 each primary or election therein, which shall be called specimen  
28 ballots, and which shall be of the same size and form as the  
29 official ballots, and at each election they shall deliver to the  
30 election officers, in addition to the official ballots to be

1 used at such election, a suitable supply of specimen ballots for  
2 the use of the electors. At each primary, a suitable supply of  
3 specimen ballots of each party shall be furnished.

4 Section 2. This act shall take effect in 90 days.