WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1968

ENROLLED

HOUSE BILL No. 231

(By Mr. Watson and Mr. James J. Wescott)

PASSED January 24, 1968

In Effect ninety days from Passage

FILED IN THE OFFICE
ROBERT D. BAILEY
SECRETARY OF STATE
THIS DATE 2-3-68
ENROLLED

House Bill No. 231
(By Mr. Watson and Mr. Jones, of Mason)

[Passed January 24, 1968; in effect ninety days from passage.]

AN ACT to amend and reenact section twenty, article four, chapter three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to recording and disposition of absent voters' ballots.

Be it enacted by the Legislature of West Virginia:

That section twenty, article four, chapter three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 4. VOTING MACHINES.

§3-4-20. Recording and disposition of absent voters' ballots.

1 When absent voters' ballots have been voted and delivered to the election board of any precinct, the election commissioners shall as time permits proceed to determine
the legality of such ballots as prescribed in article six
of this chapter. Without unfolding the absent voters'
balloons determined to be legal, the election commissioners
shall shuffle and intermingle the same so as to preserve
the secrecy of the ballots to the fullest extent practicable,
and prior to the close of the polls and before sealing the
operating lever and unlocking the counter compartment,
shall record such ballots on the voting machine. Such
recording of absent voters' ballots shall be done by one
of the election commissioners and the act of casting such
votes shall be performed in the presence, and under the
careful observation and full view, of all members of the
precinct election board, and the votes as indicated by the
voting pointers shall not be registered until each member
of such board is satisfied that the arrangement of such
voting pointers fully carries out the intent of the voter
as shown by the cross marks on the paper ballot.

After completion of the count, absentee ballots shall
be enclosed in a sealed package, properly endorsed, and
returned and filed with the statement of returns.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

William Tompse
Chairman Senate Committee

J. M. Galpin, Jr.
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

Howard Ray
Clerk of the Senate

E. L. Blankenship
Clerk of the House of Delegates

Howard J. Benson
President of the Senate

H. Shepherd Williams
Speaker of the House of Delegates

The within approved this the 2nd day of February, 1968.

Herbert C. Smith
Governor
PRESENTED TO THE
GOVERNOR

Date  1/29/68
Time  10:35 Am

RECEIVED
Feb 3 10:31 Am

OFFICE OF
SECRETARY OF STATE OF WEST VIRGINIA

Robert M. Kenna