

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1968



ENROLLED

HOUSE BILL No. 227

(By Mr. Nelson and Mr. James G. Mason)



PASSED January 23, 1968

In Effect June Passage



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

227

ENROLLED

House Bill No. 227

(By MR. WATSON and MR. JONES, of Mason)

[Passed January 23, 1968; in effect from passage.]

AN ACT to amend and reenact section nineteen, article one, chapter three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the time of appointment and the beginning of the term of ballot commissioners.

Be it enacted by the Legislature of West Virginia:

That section nineteen, article one, 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 1. GENERAL PROVISIONS AND DEFINITIONS.

§3-1-19. Ballot commissioners; selection; duties generally; vacancies.

- 1 In each county in the state, the clerk of the circuit
- 2 court while holding such office, and two persons by him

3 appointed, one from each of the two political parties
4 which cast the largest and second largest number of
5 votes in the state at the last preceding general election,
6 shall constitute a board of ballot commissioners, of which
7 board the said clerk shall be chairman. It shall be the
8 duty of the clerk of said court to notify the chairman
9 of the respective county executive committees of such
10 two parties, at least five days before making such appoint-
11 ments, of the time and place of making the same, and
12 if at any time after such notice is given, and before or
13 on the day so fixed for making such appointments, the
14 chairman of either of said committees shall designate,
15 in writing, a member of such party as ballot commis-
16 sioner having the qualifications of a voter, he shall be
17 appointed. Ballot commissioners shall be appointed be-
18 tween the fifteenth and thirtieth days of January in
19 each year in which a general election is to be held, for
20 a term of two years beginning on the first day of Feb-
21 ruary next ensuing: *Provided*, That in the year one thou-
22 sand nine hundred sixty-eight, such ballot commissioners
23 shall be appointed between the first and the tenth days of

24 February, for a term beginning on the eleventh day of
25 February of said year and ending on the thirty-first day
26 of January, one thousand nine hundred seventy. They
27 shall perform the duties of such commissioners at all
28 general, special and primary elections held in the county
29 or any magisterial district thereof during their term of
30 office. A vacancy shall be filled in the same manner as an
31 original appointment, but immediate notice of a vacancy
32 shall, where necessary, be deemed compliance with the
33 five-day notice provision.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

William Tompos

Chairman Senate Committee

St. Galpin Jr.

Vice Chairman House Committee

Originated in the House.

Takes effect from passage.

Thomas Hayes

Clerk of the Senate

C. A. Blankenship

Clerk of the House of Delegates

Robert C. Brown

President of the Senate

H. Laban White

Speaker of the House of Delegates

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

Hullett C. Smith

Governor



PRESENTED TO THE
GOVERNOR

Date 1/29/68

Time 10:35 AM

RECEIVED

FEB 3 10 53 AM '68

OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA

Robert D. Harkley