

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1969

ENROLLED

SENATE BILL NO. 199

(By Mr. Floyd and Mr. Carrigan)

PASSED March 1969

In Effect thirty days from Passage

661 #

FILED IN THE OFFICE
JOHN D. ROCKEFELLER, IV
SECRETARY OF STATE
THIS DATE 3-17-69

ENROLLED
Senate Bill No. 199

(By MR. FLOYD and MR. CARRIGAN)

[Passed March 6, 1969; in effect ninety days from passage.]

AN ACT to amend and reenact section twenty-nine, article two, chapter three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to challenge and cancellation of voter's registration.

Be it enacted by the Legislature of West Virginia:

That section twenty-nine, article two, 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 2. REGISTRATION OF VOTERS.

§3-2-29. Challenges; notice; cancellation of registration.

1 Any person claiming the right to be registered as a
2 voter may be challenged by the clerk of the county
3 court, the secretary of state, any registrar of the county,

4 the chairman of any political party committee, or any
5 voter who shall appear in person at the clerk's office.
6 Such challenge shall be entered upon a form prescribed
7 by the secretary of state and shall be filed as a matter
8 of record in the office of the clerk of the county court.
9 Upon the receipt and filing of such challenge, the clerk
10 of the county court shall mail to the person so challenged
11 a notice thereof requesting such person to appear in
12 person during business hours at the clerk's office within
13 a period of thirty days from and after the mailing of
14 such notice to show cause, if any he can, why such
15 challenge should be removed. The form of the notice
16 of challenge shall be prescribed by the secretary of
17 state and shall be mailed by registered or certified mail
18 with return receipt requested. Failure of the challenged
19 person to appear and show cause within the prescribed
20 time shall constitute immediate cancellation of his voter
21 registration, if any, theretofore effected and shall be
22 prima facie evidence of his ineligibility to be registered
23 as a voter. If he does timely appear and show cause, the
24 clerk shall determine his eligibility to be registered
25 as a voter as in any other case.

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

William Tompau
Chairman Senate Committee

Phyllis J. Rutledge
The Chairman House Committee

Originated in the Senate.

To take effect 90 days from passage.

Howard Myers
Clerk of the Senate

C. A. Blankenship
Clerk of the House of Delegates

Lloyd Spear
President of the Senate

Ivor F. Boiesby
Speaker House of Delegates

The within *approved* this the *14th*
day of *March*, 1969.

Arch W. Moore, Jr.
Governor



PRESENTED TO THE
GOVERNOR

Date 3/11/69
Time 2:00 p.m.

RECEIVED

MAR 17 9 03 PM '69

OFFICE OF
SECRETARY OF STATE
STATE OF WEST VIRGINIA