WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1971

ENROLLED
SENATE BILL NO. 371

(By Mr. Brotherton)

PASSED MARCH 4, 1971

In Effect NINETY DAYS FROM PASSAGE

371
AN ACT to amend article one, chapter three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section three-a, relating to persons entitled to vote under the federal Voting Rights Act Amendments of 1970, and authorizing the secretary of state to make, amend and rescind such rules, regulations, orders and instructions, and prescribe such registration and voting procedures, forms (including registration, ballot and ballot label forms), lists and records, as may be necessary in order for this state to fully implement, and comply with, the federal Voting Rights Act Amendments of 1970, as in-
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interpreted and limited by the United States supreme court, and making it the duty of all public officers, election officers, boards and commissions having any authority or responsibility in connection with any election, to comply with all such rules, regulations, orders and instructions, and use, make, follow or comply with all such registration and voting procedures, forms (including registration, ballot and ballot label forms), lists and records as have been prescribed by the secretary of state under the foregoing authority vested in that office.

Be it enacted by the Legislature of West Virginia:

That article one, chapter three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section three-a, to read as follows:

ARTICLE 1. GENERAL PROVISIONS AND DEFINITIONS.

§3-1-3a. Persons entitled to vote under federal Voting Rights Act Amendments of 1970; authority of secretary of state.

1. (1) Any citizen of the United States who is a resident of the state and who applies, not later than thirty days
immediately prior to any presidential election for registration or qualification to vote for the choice of electors for president and vice-president, or for president and vice-president, in such election, and who is otherwise qualified to vote, may register to vote, and vote, for the choice of electors for president and vice-president, or for president and vice-president, in such election, as provided by the federal Voting Rights Act Amendments of 1970.

(2) Any citizen of the United States who has moved his residence from this state within thirty days next preceding any election for president and vice-president, and who was otherwise qualified to vote in this state as of the date of his change of residence and who has not satisfied the registration requirements of the state to which he has moved, may vote for the choice of electors for president and vice-president, or for president and vice-president, in such election, as provided by the federal Voting Rights Act Amendments of 1970.

(3) Any citizen of the United States who has attained the age of eighteen years but who has not attained
the age of twenty-one years by the time of the next
ensuing primary or election in which he may vote under
section 302 of the federal Voting Rights Act Amend-
ments of 1970, as interpreted and limited by the United
States supreme court, and who is otherwise qualified
to vote, may vote in any primary or election for those
candidates for whom he is entitled to vote under said
section 302 of the federal Voting Rights Act Amend-
ments of 1970, as interpreted and limited by the United
States supreme court.

(4) The secretary of state shall have authority to
make, amend and rescind such rules, regulations, orders
and instructions, and prescribe such registration and
voting procedures, forms (including registration, ballot
and ballot label forms), lists and records, as may be
necessary in order for this state to fully implement,
and comply with, the federal Voting Rights Act Amend-
ments of 1970, as interpreted and limited by the United
States supreme court, and it shall be the duty of all
public officers, election officers, boards and commis-
sioners having any authority or responsibility in con-
section with any election, to comply with all such rules, regulations, orders and instructions, and use, make, fol-
low or comply with all such registration and voting
procedures, forms (including registration, ballot and bal-
lot label forms), lists and records as have been pre-
scribed by the secretary of state under the foregoing
authority vested in that office.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

[Signature]
Chairman Senate Committee

[Signature]
Chairman House Committee

Originated in the Senate.

To take effect 90 days from passage.

[Signature]
Clerk of the Senate

[Signature]
Clerk of the House of Delegates

[Signature]
President of the Senate

[Signature]
Speaker House of Delegates

The within [Approved] this the [15th] day of [March], 1971.

[Signature]
Governor