

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1974

ENROLLED

SENATE BILL NO. 163

(By Mr. Dillon)

PASSED February 4, 1974

In Effect from Passage



FILED IN THE OFFICE

EDGAR F. HEISKELL III

SECRETARY OF STATE

THIS DATE 2-11-74

163

**ENROLLED**  
**Senate Bill No. 163**  
**(By MR. DILLON)**

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[Passed February 4, 1974; in effect from passage.]

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AN ACT providing for the election, at the one thousand nine hundred seventy-four primary election by eligible voters of the democratic party in each congressional district, of four delegates to the one thousand nine hundred seventy-four conference on democratic party organization and policy for the purpose of adopting a permanent charter for the national democratic party; eligibility of and announcements of candidates; fees; filing period with secretary of state; primary election statutes applicable.

*Be it enacted by the Legislature of West Virginia:*

**§1. Election by the democratic voters in congressional districts of delegates to the one thousand nine hundred seventy-four conference on democratic party organization; highest four candidates in each congressional district elected.**

1     At the primary election, to be held in the year one thou-  
2     sand nine hundred seventy-four, there shall be elected  
3     by the eligible voters of the democratic party in each  
4     congressional district in the state four delegates to the one  
5     thousand nine hundred seventy-four conference on dem-  
6     ocratic party organization and policy for the purpose of  
7     considering and adopting a permanent charter for the  
8     democratic party of the United States and such other mat-  
9     ters as may be authorized by the democratic national  
10    committee. The four candidates in each congressional  
11    district receiving the highest number of votes shall be  
12    elected as such delegates.

**§2. Eligibility and announcements of candidates; fees; filing period with secretary of state; primary election statutes applicable.**

1 Any qualified voter of the democratic party of the state  
2 may become a candidate therefor within the congressional  
3 district wherein such voter is a bona fide resident by filing  
4 with the secretary of state a certificate of announcement,  
5 declaring himself to be a candidate for election to such  
6 position; which certificate shall be in form or effect and  
7 filed in the manner provided in section seven of article  
8 five of chapter three of the code of West Virginia, one  
9 thousand nine hundred thirty-one, as amended. Each  
10 person who becomes a candidate for election as such dele-  
11 gate shall, at the time of filing the certificate of announce-  
12 ment as herein required, pay a filing fee of ten dollars  
13 in the manner and subject to the same conditions as set  
14 forth in section eight of article five of chapter three of the  
15 code of West Virginia, one thousand nine hundred thirty-  
16 one, as amended. The secretary of state shall receive such  
17 certificates of announcement and certify the same in ac-  
18 cordance with the procedures set out in section nine of  
19 article five of chapter three of the code of West Virginia,  
20 one thousand nine hundred thirty-one, as amended. Not-  
21 withstanding any other provisions of the code of West  
22 Virginia, one thousand nine hundred thirty-one, as  
23 amended, such certificates of announcement shall be filed  
24 with the secretary of state not later than the first Saturday  
25 of March next preceding the primary election day, and  
26 must be received by the secretary of state before mid-  
27 night, eastern daylight standard time, of that day or, if  
28 mailed, shall be postmarked before that hour. All of the  
29 provisions of article five of chapter three of the code of  
30 West Virginia, one thousand nine hundred thirty-one, as  
31 amended, relating to primary elections and nominating  
32 procedures, to the extent that such provisions are ap-  
33 propriate, shall be applicable to the election of such dele-  
34 gates.

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

*H. Darrell Masby*  
Chairman Senate Committee

*Robert C. Gurnea*  
Chairman House Committee

Originated in the Senate.

To take effect from passage.

*Howard Roberson*  
Clerk of the Senate

*C. Blankenship*  
Clerk of the House of Delegates

*H. B. B. B. B.*  
President of the Senate

*Levin J. McMane*  
Speaker House of Delegates

The within *approved* this the *6th*  
day of *February*, 1974.

*And a. Shaw Jr.*  
Governor

PRESENTED TO THE  
GOVERNOR

Date 2/6/74

Time 10:50a.m.