WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1981

STRUCTION

ENROLLED
Com. Sub. for
HOUSE BILL No. 1174

(By Mr. Shiflet)

Passed March 23, 1981
In Effect From Passage
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 two-a, relating to municipal elections generally; providing for the application of the provisions of the West Virginia election code to municipal elections; making the offenses and penalties contained in article nine and other articles of said chapter three applicable to all municipal elections; and directing every municipality to designate by charter or ordinance the persons who perform the same duties as the election officers named in said chapter.

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 two-a, to read as follows:

ARTICLE 1. GENERAL PROVISIONS AND DEFINITIONS.

§3-1-2a. Municipal elections.

1 Notwithstanding other provisions of this code or the provisions of any special legislative or home rule city charter, the
provisions of articles eight and nine of this chapter and of any
regulations promulgated under authority granted in articles
eight and nine of this chapter and any provisions of this chapter
making a practice or conduct unlawful shall apply to every
municipal election held for any purpose.

For the purposes of this section and the application of
articles eight and nine of this chapter, the application of the
regulations mentioned in this section and the application of
provisions of this chapter making a practice or conduct un-
lawful, the provisions of law which impose any duty upon or
define any offense or prohibition with respect to the duty or
authority of a county officer or county election officer or
body of county election officers shall be construed to and
shall apply with equal force and effect to the person or persons
in a municipal election upon whom this code or the city
charter or ordinance imposes such duty or vests the same or
similar authority.

Every municipality shall by charter or ordinance designate
the persons in such municipality who perform the same duties
as any officer in a county election.

This section shall not be construed to abrogate the appli-
cability of other provisions of this chapter to municipal elec-
tions.
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

R. P. Bayld
Chairman Senate Committee

Tony H. Whitlow
Chairman House Committee

Originated in the House.

Takes effect from passage.

Todd C. Wells
Clerk of the Senate

Valentia C. Savage
Clerk of the House of Delegates

Warren R. McBroom
President of the Senate

Speaker House of Delegates

The within ___ approved ___ this the ___ day of ___ April ___, 1981.

John D. Dingell
Governor