

APPROVED AND SIGNED BY THE GOVERNOR

Date 4-28-81

Time _____

No: 343

WEST VIRGINIA LEGISLATURE
REGULAR SESSION, 1981



ENROLLED

SENATE BILL NO. 343

(By Mr. Palumbo)



PASSED April 9, 1981

In Effect ninty days from Passage



ENROLLED
Senate Bill No. 343

(By MR. PALUMBO)

[Passed April 9, 1981; in effect ninety days from passage.]

AN ACT to amend and reenact section twenty-four, article four-a, chapter three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to voting by challenged voter; recording devices that do not tabulate challenged voters as individual votes; use of printed ballots.

Be it enacted by the Legislature of West Virginia:

That section twenty-four, article four-a, 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 4A. ELECTRONIC VOTING SYSTEMS.

§3-4A-24. Voting by challenged voter.

1 If the right of any person to vote be challenged in
2 accordance with provisions of article one of this chapter
3 relating to the challenging of voters, and a vote recording
4 device is used that tabulates the vote as an individual vote,
5 such person shall be permitted to cast his vote by use of the
6 vote recording device. If the voting device does not tabulate
7 the vote as an individual vote, such person shall not be
8 permitted to cast his vote by use of the vote recording device
9 but he shall be supplied by the election officer at the polling
10 place with an official printed ballot of such election. Such
11 ballot shall not be endorsed on the back by the poll clerks but,
12 when voted by the challenged voter, shall have affixed
13 thereto by the poll clerks their statement of information as to
14 the challenge on the form prescribed therefor. Such
15 challenged ballots shall be secured, handled and disposed of
16 as challenged ballots in other elections, as provided in article
17 one of this chapter.

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

R. P. Bayler
Chairman Senate Committee

Tommy E. Whitlow
Chairman House Committee

Originated in the Senate.

To take effect ninety days from passage.

Jodd C. Willis
Clerk of the Senate

Blankenship
Clerk of the House of Delegates

Mark R. ...
President of the Senate

Walter A. Lee, Jr.
Speaker House of Delegates

The within *is approved* this the *20* day of *April*, 1981.

John R. ...
Governor

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OFFICE OF THE GOVERNOR

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OFFICE
SECY. OF STATE