

No. 1027

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OFFICE OF THE GOVERNOR

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1984

— ● —

ENROLLED

Com. Sub. for
HOUSE BILL No. 1027

(By ~~the~~ Delegate McKinley)

— ● —

Passed February 29, 1984

In Effect From Passage



ENROLLED
COMMITTEE SUBSTITUTE
FOR

H. B. 1027
(By DELEGATE MCKINLEY)

[Passed February 29, 1984; in effect from passage.]

AN ACT to amend and reenact section thirty-seven, article one, chapter three of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to restrictions on presence and conduct at polls; additional time to vote for disabled persons.

Be it enacted by the Legislature of West Virginia:

That section thirty-seven, article one, 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 1. GENERAL PROVISIONS AND DEFINITIONS.

§3-1-37. Restrictions on presence and conduct at polls.

1 No person, except the election officers and voters while
2 going to the election room to vote and returning therefrom,
3 shall be or remain within sixty feet of such room while the
4 polls are open; but this section shall not apply to persons
5 living or carrying on business within that distance of the
6 election room, while in the discharge of their legitimate

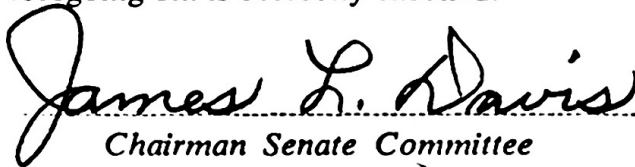
7 business, or to persons whose business requires them to pass
8 and repass within sixty feet of such room.

9 Not more than one voter for each compartment or booth at
10 the precinct shall be allowed in the election room at one
11 time, and no person shall approach nearer than five feet to
12 any booth or compartment while the election is being held,
13 except the voters to prepare their ballots, or the poll clerks
14 when called on by a voter to assist in the preparation of
15 his ballot, and no person, other than election officers and
16 voters engaged in receiving, preparing, and depositing their
17 ballots, shall be permitted to be within five feet of any
18 ballot box, except by authority of the board of election
19 commissioners, and then only for the purpose of keeping
20 order and enforcing the law.

21 Not more than one person shall be permitted to occupy
22 any booth or compartment at one time. No person shall
23 remain in or occupy a booth or compartment longer than may
24 be necessary to prepare his ballot, and in no event longer
25 than five minutes, except that any person who claims a dis-
26 ability pursuant to section thirty-four of this article shall
27 have additional time up to ten additional minutes to prepare
28 his ballot. No voter, or person offering to vote, shall hold any
29 conversation or communication with any person other than the
30 poll clerks or commissioners of election, while in the election
31 room.

32 The provisions of this section shall not apply to persons
33 rendering assistance to blind voters as provided in section
34 thirty-four of this article.

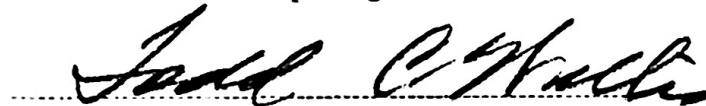
The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

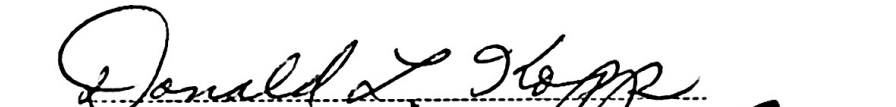

Chairman Senate Committee



Chairman House Committee

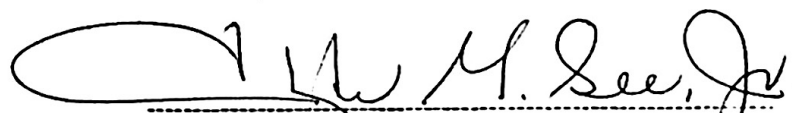
Originating in the House.

Takes effect from passage.


Clerk of the Senate


Clerk of the House of Delegates


President of the Senate


Speaker House of Delegates

The within is approved this the 7
day of March, 1984.


Governor

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