

HOUSE BILL NO. HB0019

Election code revisions-2.

Sponsored by: Joint Corporations, Elections and Political
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to elections; authorizing political parties
2 to set their own convention and meeting dates; prohibiting
3 unsuccessful candidates at a primary election from seeking
4 the same office at the ensuing general election in any
5 manner; requiring specified election forms to contain the
6 address of the candidate; making conforming amendments; and
7 providing for an effective date.

8

9 *Be It Enacted by the Legislature of the State of Wyoming:*

10

11 **Section 1.** W.S. 22-2-110(a), 22-4-105, 22-4-106,
12 22-4-110, 22-4-111, 22-4-115, 22-5-204(b), 22-5-205(a),
13 22-5-301, 22-5-302, 22-22-202(a) and 22-29-110(b) are
14 amended to read:

15

16 **22-2-110. Computing periods of time.**

1

2 (a) Periods of time are computed by excluding the
3 specific day and counting the prescribed number of days,
4 including Saturdays, Sundays and full legal holidays.
5 ~~Except as provided by W.S. 22-4-115,~~ If the first day of a
6 time period falls on a Saturday, Sunday or full legal
7 holiday, the preceding day which is not a Saturday, Sunday
8 or full legal holiday shall be used. If the last day of a
9 time period falls on a Saturday, Sunday or full legal
10 holiday, the next day which is not a Saturday, Sunday or
11 full legal holiday shall be used.

12

13 **22-4-105. County central committee odd year meeting;**
14 **notice; election of chairman, state committeeman and**
15 **committeewoman.**

16

17 The county central committee shall meet at the county seat
18 ~~during the month of March of~~ each odd-numbered year at a
19 time and place determined by the county chairman. The
20 county chairman shall publish notice of the meeting in a
21 newspaper of general circulation within the county not less
22 than ten (10) days before this meeting. At the meeting, the
23 county central committee shall elect the chairman of the
24 county central committee, one (1) state committeeman and

1 one (1) state committeewoman and other offices as provided
2 by the party bylaws. A state political party may provide in
3 its rules for the election of additional state committeemen
4 and additional state committeewomen. Neither the chairman,
5 state committeeman or state committeewoman need be members
6 of the county central committee.

7

8 **22-4-106. County convention.**

9

10 The county convention of each political party shall meet ~~on~~
11 ~~the first Friday after the first Tuesday of March~~ in
12 even-numbered years.

13

14 **22-4-110. Composition of state central committee.**

15

16 The state central committee consists of state committeemen
17 and committeewomen and county chairmen elected at the ~~March~~
18 odd-numbered year meeting of the county central committees,
19 and of any other party officials provided by the bylaws of
20 the party.

21

22 **22-4-111. State central committee organizational**
23 **meeting; notice.**

24

1 The state central committee shall hold an organizational
2 meeting ~~during the last fifteen (15) days in April of~~ in
3 odd-numbered years, at which it shall elect from electors
4 registered in the party a chairman, secretary and other
5 officers as provided in the rules of the party. The state
6 chairman shall mail notice of the time and place of this
7 meeting to each member of the committee not later than ten
8 (10) days before the meeting.

9

10 **22-4-115. Date of party state convention.**

11

12 Each political party shall hold a state convention ~~on one~~
13 ~~(1) of the first three (3) Saturdays in May of~~ in
14 even-numbered years.

15

16 **22-5-204. Application for nomination or election;**
17 **party registration; form.**

18

19 (b) An eligible person seeking nomination or election
20 for a partisan office shall be registered in the party
21 whose nomination he seeks and shall file an application in
22 substantially the following form:

23

24 APPLICATION FOR NOMINATION OR ELECTION BY PARTY PRIMARY

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State of Wyoming)
) ss
County of)

I,, swear or affirm that I was born on,
.....(year), that I have been a resident of the state of
Wyoming since, and that I am a registered voter of
Election District No., in Precinct No., residing
at, in County of, (if for the office of state
senator or representative) in Senate (House) District,
state of Wyoming, and registered as a member of party,
and I hereby request that my name be printed upon the
official party ballot at the next primary election as a
candidate for the office of, and hereby declare that
if nominated and elected, I will qualify for the office.

Dated the day of,(year).

.....(Signature)
..... (Residence Address)

**22-5-205. Nomination application form for nonpartisan
office.**

1 (a) An eligible person seeking nomination for a
 2 nonpartisan office must file an application in
 3 substantially the following form:

4

5 APPLICATION FOR NOMINATION BY NONPARTISAN PRIMARY

6

7 State of Wyoming)

8) ss

9 County of)

10

11 I,, swear or affirm that I was born on, that
 12 I have been a resident of the State of Wyoming since,
 13 and that I am a registered voter of County, residing
 14 at, and that I am eligible to be elected to such
 15 office, and I hereby request that my name be printed upon
 16 the official nonpartisan ballot at the next primary
 17 election as a candidate for the office indicated below as
 18 follows:

19 Justice of the peace.

20 I am seeking (1) the regular term or (2) the unexpired
 21 term which terminates on the day of,(year).

22 Dated this day of,(year).

23 Signature

24

1 **22-5-301. Independent partisan candidates; form.**

2

3 (a) Independent candidates for partisan public
4 offices may be nominated by filing a signed petition in
5 substantially the following form:

6

7 PETITION FOR NOMINATION

8

9 I,, swear or affirm that I was born on,
10(year), that I have been a resident of the State of
11 Wyoming since, and that I am a registered voter of
12 Election District No., in Precinct No., County of
13, residing at, (if for the office of state senator
14 or representative) in Senate (House) District, State
15 of Wyoming, and having obtained the number of signatures
16 required by law for nomination by petition, I hereby
17 request that my name be printed on the official ballot at
18 the next general election as an independent candidate for
19 the office of and declare that if nominated and
20 elected, I will qualify for the office.

21 Dated the day of,(year).

22 (Signature)

23 (Residence Address)

24

1 The eligible, registered electors supporting my nomination,
2 and numbering not less than two percent (2%) of the total
3 number of votes cast for Representative in Congress at the
4 last general election in the political subdivision for
5 which this petition is filed, are as follows:

6

7 (Signature) (Printed Name) (Residence) (Date)

8

9 1.

10 2.

11

12 VERIFICATION BY CIRCULATORS

13

14 I,, do hereby certify that I am a circulator of this
15 petition, and I solely and personally circulated this
16 petition, that all the signatures appearing herein were
17 made in my presence from (month) (day),
18(year) through (month) (day),(year), and
19 to the best of my knowledge and belief such signatures are
20 those of the persons whose names they purport to be.

21

22 (Signature)

23(Residence Address)

24

1 **22-5-302. Unsuccessful primary candidates precluded.**

2

3 An unsuccessful candidate for office at a primary election
4 may not seek nomination by petition, nor as a write-in
5 candidate, for the same office ~~filled~~ at the next general
6 election.

7

8 **22-22-202. Filing of application; form.**

9

10 (a) A qualified elector may be nominated for the
11 office of school district trustee or member of a community
12 college board by filing an application for election in the
13 office of the county clerk not more than ninety (90) nor
14 less than seventy (70) days prior to the election. The
15 application shall be in substantially the following form:

16

17 APPLICATION FOR ELECTION FOR SCHOOL OR
18 COMMUNITY COLLEGE TRUSTEE

19

20 I, the undersigned, swear or affirm that I was born on
21,(year), and that I have been a resident of the
22 State of Wyoming since, and that I am a registered
23 voter of the school district or community college
24 district (and resident of trustee residence area or

1 subdistrict, if any), residing at, and I do
 2 hereby request that my name,, be printed on the ballot
 3 of the election to be held on the day of,
 4(year), as a candidate for the office of for a
 5 term of years. I hereby declare that if I am elected,
 6 I will qualify for the office.

7

8 Dated:

9 (Signature of Candidate)

10 Name as it is to appear on the ballot

11 (Residence Address)

12

13 **22-29-110. County clerk to publish proclamation;**
 14 **filing period.**

15

16 (b) Not more than thirty-nine (39) and not less than
 17 thirty (30) days before the formation election, candidates
 18 may file an application for election in the office of the
 19 county clerk. The principal act shall determine who is
 20 eligible to be a candidate. The application shall be in
 21 substantially the following form:

22

23 APPLICATION FOR ELECTION

24 SPECIAL DISTRICT DIRECTOR

1

2 I, the undersigned, swear or affirm that I was born on
 3, (year); that I have been a resident of district
 4 since, residing at; that I am an elector or
 5 landowner (check which one for eligibility) of said
 6 district and I do hereby request that my name,, be
 7 printed on the ballot of the formation (or other) election
 8 to be held on day of, (year) as a candidate for
 9 the office of director for a term of years. I hereby
 10 declare that if I am elected, I will qualify for the
 11 office.

12 Dated

13

14 Signature of Candidate

15

16 Residence Address

17

18 **Section 2.** This act is effective January 1, 2003.

19

20 (END)