1	H. B. 2565
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3 4 5	(By Delegates Kump, Folk, Nelson, J., Canterbury and Manypenny)
6	[Introduced February 20, 2013; referred to the
7	Committee on the Judiciary.]
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10	A BILL to amend and reenact $\$3-1-8$ of the Code of West Virginia,
11	1931, as amended, relating to providing official ballot status
12	to a political party that received at least one per cent of
13	the votes in the preceding general election for a statewide
14	office or has at least one thousand votes registered as
15	members of that party.
16	Be it enacted by the Legislature of West Virginia:
17	That $3-1-8$ of the Code of West Virginia, 1931, as amended, be
18	amended and reenacted to read as follows:
19	ARTICLE 1. GENERAL PROVISIONS AND DEFINITIONS.
20	§3-1-8. Political party defined; parties or groups that may
21	participate in municipal primary elections.
22	<u>(a)</u> Any An affiliation of voters representing any a principle
23	or organization which, at the last preceding general election,
24	polled for its candidate for Governor at least one per cent of the
25	total number of votes cast for all candidates for that office in

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1 the state <u>shall be is</u> a political party within the meaning and for 2 the purpose of this chapter: *Provided*, That notwithstanding the 3 foregoing provisions of this section, the governing body of <u>any a</u> 4 municipality may, by ordinance adopted by the affirmative vote of 5 at least three fourths of the members of <u>such the</u> governing body by 6 recorded vote, provide that municipal political parties or groups 7 within <u>such the</u> municipality that do not meet the requirements of 8 this section for classification as a political party may 9 participate in the primary elections of <u>any such the</u> municipality. 10 Any such ordinance shall contain provisions implementing the 11 foregoing proviso, which implementing provisions shall conform as 12 nearly as practicable to any general provisions of law relating to 13 municipal primary elections.

14 (b) A political party that has received at least one percent 15 of the votes in the preceding general election for a statewide 16 office or has at least one thousand voters registered as members of 17 that party has official ballot status.

NOTE: The purpose of this bill is to provide official ballot status to a political party that has received at least one percent of the votes in the preceding general election for a statewide office or has at least one thousand voters registered as members of that party.

Strike-throughs indicate language that would be stricken from the present law and underscoring indicates new language that would be added.

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