

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Introduced

House Bill 2793

BY DELEGATES ELDRIDGE, RODIGHIERO, MCGEEHAN,
FOLK, WALTERS, HAMRICK, DISERIO AND ZATEZALO

[Introduced March 6, 2017; Referred
to the Committee on Education then the Judiciary.]

1 A BILL to amend and reenact §3-1-17 of the Code of West Virginia, 1931, as amended, relating
 2 to the nonpartisan election of county superintendents of schools; and providing that the
 3 qualifications duties and compensation remain subject to article four, chapter eighteen of
 4 this code.

Be it enacted by the Legislature of West Virginia:

1 That §3-1-17 of the Code of West Virginia, 1931, as amended, be amended and reenacted
 2 to read as follows:

ARTICLE 1. GENERAL PROVISIONS AND DEFINITIONS.

§3-1-17. Election of circuit judges; county and district officers; magistrates; county superintendents of schools.

1 (a) There shall be elected, at the time of the primary election to be held in 2016, and every
 2 eighth year thereafter, one judge of the circuit court of every judicial circuit entitled to one judge,
 3 and one judge for each numbered division of the judicial circuit in those judicial circuits entitled to
 4 two or more circuit judges; and at the time of the primary election to be held in 2016, and in every
 5 fourth year thereafter, the number of magistrates prescribed by law for the county. Beginning with
 6 the election held in the year 2016, an election for the purpose of electing judges of the circuit
 7 court, or an election for the purpose of electing magistrates, shall be upon a nonpartisan ballot
 8 printed for the purpose.

9 (b) There shall be elected, at the general election to be held in 1992, and every fourth year
 10 thereafter, a sheriff, prosecuting attorney, surveyor of lands, and the number of assessors
 11 prescribed by law for the county; and at the general election to be held in 1990, and every second
 12 year thereafter, a commissioner of the county commission for each county; and at the general
 13 election to be held in 1992, and every sixth year thereafter, a clerk of the county commission and
 14 a clerk of the circuit court for each county.

15 (c) Effective with the primary election of 2016, all elections for judge of the circuit courts in
 16 the respective circuits and magistrates in each county will be elected on a nonpartisan basis and

17 by division as set forth more fully in article five of this chapter.

18 (d) There shall be elected, at the time of the primary election to be held in 2018, and every
19 fourth year thereafter a county superintendent of schools, which election shall be upon a
20 nonpartisan ballot printed for the purpose. The qualifications duties and compensation of county
21 superintendents of schools are those provided in article four, chapter eighteen of this code.

NOTE: The purpose of this bill is to provide for the nonpartisan election of county superintendents of schools, beginning with the 2018 primary election. The bill also provides that the qualifications duties and compensation remain subject to article four, chapter eighteen of this code.

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