

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Introduced

House Bill 4441

BY DELEGATES PHILLIPS, CRISS, HOLLEN, PAYNTER,
WESTFALL, MARCUM, MAYNARD, DEAN, ZATEZALO AND
ROHRBACH

[Introduced February 6, 2018; Referred
to the Committee on the Judiciary.]

1 A BILL to amend the code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §3-5-7a, relating to establishing that no officer may qualify as a candidate for
 3 other office until he or she has resigned from the office currently held.

Be it enacted by the Legislature of West Virginia:

ARTICLE 5. PRIMARY ELECTIONS AND NOMINATING PROCEDURES.

§3-5-7a. Candidate must resign to run for another public office.

1 No person currently holding a public office filled by the voters of the state or any political
 2 subdivision thereof may qualify as a candidate for another public office without resigning from the
 3 office he or she presently holds by December 1 of the election year. This provision does not
 4 prohibit current office holders from finishing their current terms. This provision does not apply to
 5 currently serving federal elected officials.

NOTE: The purpose of this bill is to establish that no officer may qualify as a candidate for other office until he or she has resigned from the officer currently held.

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