

WEST VIRGINIA LEGISLATURE

2019 REGULAR SESSION

Introduced

House Bill 2547

BY DELEGATE SHOTT

[Introduced January 21, 2019; Referred
to the Committee on the Judiciary.]

1 A BILL to amend and reenact §3-9-6 of the Code of West Virginia, 1931, as amended, relating to
2 the election prohibition zone; amending the election prohibition zone from 300 feet to 100
3 feet.

Be it enacted by the Legislature of West Virginia:

ARTICLE 9. ELECTRONIC VOTING SYSTEMS.

§3-9-6. Unauthorized presence in election room; ~~three-hundred~~ 100-foot limit; penalties.

1 If any person, not herein authorized so to do, enters or attempts to enter the election room,
2 except upon a lawful errand and for a proper purpose, or remains within ~~three-hundred~~ 100 feet
3 of the outside entrance to the building housing the polling place, contrary to the provisions of this
4 chapter, he shall be guilty of a misdemeanor and, on conviction thereof, shall be fined not less
5 than \$50 nor more than \$500, or confined in the county jail for not more than 30 days.

6 Excepting those individuals provided for expressly in this or other sections of the code,
7 only full-time employees of the Secretary of State's office or full-time employees of the respective
8 county offices of the county clerk or the county prosecutor may enter or otherwise disturb the
9 polling place.

NOTE: This is clean-up from the 2018 Regular Session, during which the three-hundred foot electioneering prohibition zone was reduced to one-hundred foot; this section was simply overlooked.

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