

# **WEST VIRGINIA LEGISLATURE**

## **2025 REGULAR SESSION**

**Introduced**

### **House Bill 2440**

By Delegates Hite and Hornby

[Introduced February 17, 2025; referred to the  
Committee on the Judiciary]

- 1 A BILL to amend and reenact §3-5-1 of the Code of West Virginia, 1931, as amended, relating to  
2 establishing the date for the primary election for the office of the President of United States.

*Be it enacted by the Legislature of West Virginia:*

**ARTICLE 5. PRIMARY ELECTIONS AND NOMINATING PROCEDURES.**

**§3-5-1. Time and place of holding primary elections in the year one thousand nine hundred  
eighty and thereafter; hours polls open; time of holding primary election for the  
Office of President of the United States.**

- 1 Primary elections shall be held at the voting place in each of the voting precincts in the  
2 state, for the purposes set forth in this article, on the second Tuesday in May 1986 and in each  
3 second year thereafter.

- 4 At such election the polls shall be opened and closed at the hours provided for opening and  
5 closing the polls in a general election.

- 6 Primary elections for the Office of President of the United States shall be held on the third  
7 Tuesday in February in 2028 and in each fourth year thereafter.

NOTE: The purpose of this bill is to establish the date for the primary election for the office  
of the President of United States.

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