

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1333 Session of 2021

INTRODUCED BY PUSKARIC, HAMM AND ROWE, MAY 5, 2021

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 5, 2021

AN ACT

1 Amending the act of June 3, 1937 (P.L.1333, No.320), entitled
2 "An act concerning elections, including general, municipal,
3 special and primary elections, the nomination of candidates,
4 primary and election expenses and election contests; creating
5 and defining membership of county boards of elections;
6 imposing duties upon the Secretary of the Commonwealth,
7 courts, county boards of elections, county commissioners;
8 imposing penalties for violation of the act, and codifying,
9 revising and consolidating the laws relating thereto; and
10 repealing certain acts and parts of acts relating to
11 elections," in ballots, further providing for form of
12 official primary ballot and for form of official election
13 ballot.

14 The General Assembly of the Commonwealth of Pennsylvania
15 hereby enacts as follows:

16 Section 1. Sections 1002(a) and (b) and 1003(a) of the act
17 of June 3, 1937 (P.L.1333, No.320), known as the Pennsylvania
18 Election Code, are amended to read:

19 Section 1002. Form of Official Primary Ballot.--(a) At
20 primaries separate official ballots shall be prepared for each
21 party which shall be in substantially the following form:

22 Official..... Primary Ballot.

23 (Name of Party)

24District,.....Ward, City of.....,

1 [County of.....,] State of Pennsylvania
2Primary election held on the.....day of....., [19]20...

3 Make a cross (X) or check (✓) in the square to the right of
4 each candidate for whom you wish to vote. If you desire to vote
5 for a person whose name is not on the ballot, write or stamp his
6 name in the blank space provided for that purpose. Mark ballot
7 only in black lead pencil, indelible pencil or blue, black or
8 blue-black ink in fountain pen or ball point pen. Use the same
9 pencil or pen for all markings you place on the ballot.

10 President of the United States.

11 (Vote for one)

12 John Doe

13 Richard Roe

14 John Stiles

15 United States Senator.

16 (Vote for one)

17 John Doe

18 Richard Roe

19 John Stiles

20 Governor.

21 (Vote for one)

22 John Doe

23 Richard Roe

24 John Stiles

25 Representative in Congress.....District.

26 (Vote for one)

27 John Doe

28 Richard Roe

29 John Stiles

30 Delegates at Large to National Convention.

1 (Vote for.....)

2 John Doe

3 (Committed to Jeremiah Smith)

4 John Stiles

5 (Uncommitted)

6 Delegate to National Convention.....District.

7 (Vote for.....)

8 John Doe

9 (Committed to Jeremiah Smith)

10 John Stiles

11 (Uncommitted)

12 Senator in the General Assembly.....District.

13 (Vote for one)

14 John Doe

15 Richard Roe

16 John Stiles

17 Member of State Committee.

18 (Vote for one)

19 John Doe

20 Richard Roe

21 John Stiles

22 Party Committeemen.

23 (Vote for.....)

24 John Doe

25 Richard Roe

26 John Stiles

27 (b) On the back of each ballot shall be printed in prominent
28 type the words "OFFICIAL PRIMARY BALLOT OFPARTY FOR"
29 followed by the designation of the election district for which
30 it is prepared, the date of the primary and the facsimile

1 signatures of the members of the county board of elections. The
2 names of candidates shall in all cases be arranged under the
3 title of the office for which they are candidates, and be
4 printed thereunder in the order determined by the casting of
5 lots as provided by this act. Under the title of such offices
6 where more than one candidate is to be voted for, shall be
7 printed "Vote for not more than" (the blank space to
8 indicate the number of candidates to be voted for the particular
9 office.) At the right of the name of each candidate there shall
10 be a square of sufficient size for the convenient insertion of a
11 cross (x) or check (✓) mark. There shall be left at the end of
12 the list of candidates for each office (or under the title of
13 the office itself in case there be no candidates who have filed
14 nomination petitions therefor) as many blank spaces as there are
15 persons to be voted for, for such office, in which space the
16 elector may insert, by writing or stamping, the name of any
17 person whose name is not printed on the ballot as a candidate
18 for such office. [Opposite or under the name of each candidate,
19 except candidates for the office of President of the United
20 States and candidates for delegate or alternate delegate to a
21 National Party Convention, who is to be voted for by the
22 electors of more than one county, shall be printed the name of
23 the county in which such candidate resides; and opposite]
24 Opposite or under the name of each candidate except candidates
25 for delegate or alternate delegate to a National Party
26 Convention who is to be voted for by the electors of an entire
27 county or any congressional, senatorial or representative
28 district within the county, shall be printed the name of the
29 city, borough, township or ward, as the case may be, in which
30 such candidate resides.

1 * * *

2 Section 1003. Form of Official Election Ballot.--

3 (a) The official ballots for general, municipal and special
4 elections shall be in substantially the following form:

5 OFFICIAL BALLOT

6 District, Ward,
7 City of, [County of],
8 State of Pennsylvania
9 Election held on the day of, 20.....

10 A cross (X) or check (✓) mark in the square opposite the name of
11 any candidate indicates a vote for that candidate.

12 To vote for a person whose name is not on the ballot, write
13 or stamp his name in the blank space provided for that purpose.

14 A cross (X) or check (✓) mark in the square opposite the names
15 of the candidates of any party for President and Vice-President
16 of the United States indicates a vote for all the candidates of
17 that party for presidential elector. To vote for individual
18 candidates for presidential elector, write or stamp their names
19 in the blank spaces provided for that purpose under the title
20 "Presidential Electors." Mark ballot only in black lead pencil,
21 indelible pencil or blue, black or blue-black ink, in fountain
22 pen or ball point pen; use the same pencil or pen for all
23 markings you place on the ballot.

24 Before leaving the voting compartment, fold this ballot,
25 without displaying the markings thereon, in the same way it was
26 folded when received, then leave the compartment and exhibit the
27 ballot to one of the election officers who shall ascertain by an
28 inspection of the number appearing upon the right hand corner of
29 the back of the ballot whether the ballot so exhibited to him is
30 the same ballot which the elector received before entering the

1 voting compartment. If it is the same, the election officer
2 shall direct the elector, without unfolding the ballot, to
3 remove the perforated corner containing the number, and the
4 elector shall immediately deposit the ballot in the ballot box.
5 Any ballot deposited in a ballot box at any primary or election
6 without having the said number torn off shall be void and shall
7 not be counted.

8 Presidential Electors.

9 (Vote for the candidates of one party for President and Vice
10 President, or insert the names of candidates)

11 For

12 John Stiles and Richard Doe..... Democratic

13 For

14 John Doe and Richard Roe..... Republican

15 For

16 John Smith and William Jones..... Socialist

17 For

18 Citizens

19 United States Senator.

20 (Vote for one)

21 Richard Roe Democratic

22 John Doe Republican

23 Richard Stiles Socialist

24 Governor.

25 (Vote for one)

26 Richard Roe Democratic

27 John Doe Republican

28 Richard Stiles Socialist

29 Representatives in Congress,

30 District.

1 (Vote for one)
2 Richard Roe Democratic
3 John Doe Republican
4 Richard Stiles Socialist

5 Senator in the General Assembly,
6 District.

7 (Vote for one)
8 John Doe Democratic
9 Richard Roe Republican

10 * * *

11 Section 2. This act shall take effect in 60 days.