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HOUSE BILL NO. 1507

Offered January 12, 2011
Prefiled December 17, 2010

A BILL to provide for a revised primary and filing schedule for the November 2011 election and to schedule the 2011 primary for September 13, 2011.

Patron—Cole

Referred to Committee on Privileges and Elections

Be it enacted by the General Assembly of Virginia:

1. *§ 1. The provisions of this act shall apply to the November 8, 2011, elections for members of the Senate of Virginia and the House of Delegates of Virginia, for members of county and municipal governing bodies and school boards, and, notwithstanding the provisions of § 24.2-515.1 of the Code of Virginia, for elective officers subject to the provisions of § 24.2-217 of the Code of Virginia.*

§ 2. The regular primary date for the selection of candidates for such elections shall be Tuesday, September 13, 2011, and not Tuesday, June 14, 2011. There shall be no primary on June 14, 2011, and the primary date for any special election on November 8, 2011, shall be September 13, 2011.

§ 3. For purposes of § 24.2-516 of the Code of Virginia, the State Board of Elections shall make inquiry of each party chairman by Friday, July 15, 2011, as to whether a direct primary has been adopted, and the Board must receive notification as provided in § 24.2-516 not later than Monday, July 25, 2011.

§ 4. The declaration of candidacy, petitions, and receipts indicating the payment of filing fees for a primary election required by § 24.2-522 of the Code of Virginia shall be filed not earlier than noon on Monday, August 1, 2011, and not later than 5:00 p.m. on Friday, August 5, 2011.

§ 5. The statements required to be filed by primary candidates under § 24.2-503 of the Code of Virginia shall be filed not later than 5:00 p.m. on Friday, August 5, 2011.

§ 6. The chairman or chairmen required to furnish names of candidates for a primary under § 24.2-527 of the Code of Virginia shall do so no later than Tuesday, August 9, 2011.

§ 7. Ballots for the September 13, 2011, primary shall be printed on or before Wednesday, August 24, 2011, or as soon thereafter as practicable, notwithstanding the provisions of § 24.2-612 of the Code of Virginia. Absentee ballots shall be delivered to the registrar and secretary of the electoral board pursuant to § 24.2-612 on or before Wednesday, August 24, 2011, or as soon thereafter as practicable.

§ 8. The costs of any primary shall be paid for by the treasurer of the county or city in which such election is held.

§ 9. With respect to independent candidates and party nominees selected by any means other than a primary, the provisions of Title 24.2 of the Code of Virginia shall be applicable except that (i) Tuesday, September 13, 2011, shall be deemed to be the regular primary date in lieu of Tuesday, June 14, 2011; (ii) a party selecting a nominee by any method other than the direct primary shall do so only within the period beginning Friday, August 26, 2011, and ending at 7:00 p.m. on Tuesday, September 13, 2011; (iii) the statements required to be filed under § 24.2-503 of the Code of Virginia shall be filed not later than 7:00 p.m. on Tuesday, September 13, 2011; (iv) the certification of party candidates required pursuant to § 24.2-511 of the Code of Virginia shall be completed not later than Friday, September 16, 2011; and (v) for any special election held November 8, 2011, the notice of candidacy shall be filed and party nominations shall be completed on or before 7:00 p.m. on Tuesday, September 13, 2011.

§ 10. Ballots for the November 2011 election shall be printed on or before Friday, October 7, 2011, or as soon thereafter as practicable, notwithstanding the provisions of § 24.2-612 of the Code of Virginia. Absentee ballots shall be delivered to the registrar and secretary of the electoral board pursuant to § 24.2-612 on or before Friday, October 7, 2011, or as soon thereafter as practicable.

2. That an emergency exists and this act is in force from its passage.

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