

Thomas

Randy

89 LSO - 0160

HOUSE BILL

0046

HOUSE BILL 0046

TH

HB0046FT02

AN ACT to amend W.S. 22-5-215 and 22-5-401 by creating a new subsection (d) relating to elections; requiring write-in candidates to receive a certain number of votes to have their names placed on the general election ballot; providing that vacancies created by failure of a write-in nominee to accept nomination shall remain vacant; and providing for an effective date.

7

Introduced by:

Craig Thomas

DATE	ACTION	DATE	ACTION
JAN 10 '89	READ FIRST TIME	FEB 8 1989	CONSIDERED IN COM. OF WHOLE
	REFERRED TO COM. NO. <u>7</u>		STANDING COM. AMDT. ADOPTED
	DELIVERED TO COM. NO. <u>7</u>		HB0046551/AE
JAN 17 1989	RETURNED		DO PASS
JAN 18 1989	Recommended to pass <u>Gayer</u>	FEB 9 1989	READ SECOND TIME
JAN 19 1989	Considered in COM. OF WHOLE		DO PASS
	Recommended to pass	FEB 10 1989	READ THIRD TIME
JAN 20 1989	READ SECOND TIME		Consent List
	Amended as follows HB 46 H 21/A		APR 27 NO. 2 PASSED
	Adopted		SENT TO HOUSE
JAN 23 1989	READ THIRD TIME	FEB 18 1989	RECEIVED FROM SENATE
	Amended as follows HB 46 H 32/AC		Rep. Thomas moved to CONCUR on Senate Amendments
	Adopted		Received Amended
	PASSED		Reconciled on Senate Amendments
	Ayes 41 Noes 23 Excused 0 Absent 0		SENT TO LSO FOR ENROLLING
	SENT TO LSO		RECEIVED FROM LSO ENROLLED
	ENGROSSED		HEA NO. <u>19</u>
1-24-89	Sent to Senate		SIGNED BY SPEAKER FEB 14 1989
JAN 24 1989	Received from House		SIGNED BY PRESIDENT FEB 14 1989
	Read first time		APPROVED BY GOVERNOR Feb 16 1989
	Referred to Com. No. <u>7</u>		CHAPTER NO. 25 SESSION LAWS OF WYOMING
	Delivered to Com. No. <u>7</u>		
FEB 7 1989	STANDING COM. REPORT		
	Recommended		

CONTINUED ON BACK

Committee

HB 46 3rd Date 2-10-89

SENATE ROLL CALL

FIFTIETH WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent
APPLEGATE	✓			
BURNETT	✓			
BYRD <i>Exc.</i>			✓	
COE	✓			
DIXON	✓			
DUSL	✓			
EDDINS	✓			
FANOS		✓		
GERINGER	✓			
GRIEVE	✓			
HEALY	✓			
HERBST	✓			
HICKEY	✓			
HOWARD	✓			
KINNEY	✓			
KINNISON	✓			
MADER	✓			
MALDONADO	✓			
NORRIS	✓			
PERRY	✓			
PREVEDEL	✓			
REESE	✓			
SCOTT	✓			
STROOCK	✓			
SULLIVAN, DAN	✓			
TRUE	✓			
TURNER	✓			
TWIFORD	✓			
VINICH		✓		
ZIMMER				
MR. PRESIDENT	✓			

PRESENT _____

AYES 27
 NOES 2
 EXCUSED 1
 ABSENT _____
 TOTAL 30

94B46

Geo Thomas moved
W Conner Date *2/13/89*

HOUSE ROLL CALL

FIFTIETH WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ALDEN		/			PARKER	/			
ARNOLD		/			PERKINS, D.	/			
BEBOUT		/			PERKINS, J.		/		
BLACKWELL		/			PLANT		/		
BOWRON	/				RANKINE	/			
BUDD	/				RATLIFF		/		
CAMERON		/			ROHRBACH	/			
CHAMBERLAIN	/				RYCKMAN		/		
CROSS	/				SCHWOPE		/		
CUBIN	/				SHREVE	/			
DEWITT	/				SIMONS	/	W		
DICKEY		/			STAUFFER	/			
DUNHAM		/			SULLIVAN, DON		/		
ENZI	/				TEMPEST	/			
FREUDENTHAL		/			THOMAS	/			
GAMS	/				TIBBS	/			
GOODENOUGH		/			TIPPETS	/			
GRANT	/				TIPTON	/			
GUICE	/				TYSDAL	/			
HAGEMAN	/				VASEY		/		
HANSEN		/			VLASTOS	/			
HARRIS		/			WALLIS	/			
HARRISON		/			WATSON		/		
HINES	/				WOLFLEY		/		
HONAKER		/			WRIGHT		/		
HUMPHREY		/			YORDY	/			
JENSEN		/			ZIMMERMAN	/			
LUMMIS	W	/			ZUMBRUNNEN	/			
MACMILLAN		/			MR. SPEAKER	/			
MARTON	/				PRESENT _____ AYES <u>35</u> NOES <u>29</u> EXCUSED _____ ABSENT _____ TOTAL <u>64</u> LESS _____				
MONTGOMERY									
MICHEL	/								
MILLER	/								
MURPHY		/							
ODDE	/								
O'TOOLE		/							

THE LEGISLATURE OF THE STATE OF WYOMING

Senate

Cheyenne, ..February 7....., 1989..

Mr. President:

Your Committee No.....7..... on CORPORATIONS, ELECTIONS & POLITICAL SUBDIVNS.
 to whom was referred..... HB..... No..... 0046 ENGROSSED.....

respectfully reports same back to the Senate with the recommendation that

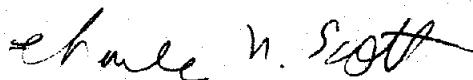
IT DO PASS with the following amendments to the engrossed copy:

Page 2 - line 15 Delete "ALL" insert "THE"; delete "NOMINEES" insert "NOMINEE".

J.B.

HB0046551/ TO ENGROSSED COPY

AYES: Senators Scott, Burnett, Herbst, Maldonado and Sullivan



Charles K. Scott,

Chairman

#B46 *Thud P...* Date 1/23/89

HOUSE ROLL CALL

FIFTIETH WYOMING LEGISLATURE

	Ayes	Noes	Excused	Absent		Ayes	Noes	Excused	Absent
ALDEN	/				PARKER	/			
ARNOLD		/			PERKINS, D.	/			
BEBOUT	/				PERKINS, J.		/		
BLACKWELL		/			PLANT		/		
BOWRON	/				RANKINE	/			
BUDD		/			RATLIFF		/		
CAMERON		/			ROHRBACH	/			
CHAMBERLAIN	/				RYCKMAN		/		
CROSS	/				SCHWOPE		/		
CUBIN	/				SHREVE	/			
DEWITT	/				SIMONS	/			
DICKEY	/				STAUFFER	/			
DUNHAM		/			SULLIVAN, DON		/		
ENZI	/				TEMPEST	/			
FREUDENTHAL		/			THOMAS	/			
GAMS	/				TIBBS	/			
GOODENOUGH	/				TIPPETS	/			
GRANT	/				TIPTON	/			
GUICE	/				TYSDAL	/			
HAGEMAN	/				VASEY		/		
HANSEN		/			VLASTOS	/			
HARRIS		/			WALLIS	/			
HARRISON		/			WATSON		/		
HINES	/				WOLFLEY	/			
HONAKER	/	/			WRIGHT	/			
HUMPHREY		/			YORDY	/			
JENSEN		/			ZIMMERMAN	/			
LUMMIS	/				ZUMBRUNNEN	/			
MACMILLAN	/				MR. SPEAKER	/			
MARTON		/			PRESENT _____ AYES <u>41</u> NOES <u>23</u> EXCUSED _____ ABSENT _____ TOTAL <u>64</u> LESS _____				
MOLLYMAN									
MICHELI	/								
MILLER	/								
MURPHY		/							
ODDE	/								
O'TOOLE		/							

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, January 13,, 1989....

Mr. Speaker:

Your Committee No. 7 on CORPORATIONS, ELECTIONS & POLITICAL SUBDIVISION
to whom was referred HB. No. 0046
respectfully reports same back to the House with the recommendation that it

DO PASS

AYES
Rep. Bebut
DeWitt
Miller
Parker
Sullivan
MacMillan

NOES

EXCUSED
Freudenthal
Perkins
Tempest


Patti MacMillan

Chairman

FEB 8 1989

HB 46 Eng ①

HB0046SS1/AE

TO ENGROSSED COPY

✓ Page 2-line 15

Delete "ALL" insert "THE"; delete
"NOMINEES" insert "NOMINEE". SCOTT, CHAIR-
MAN

- 1 HB0046H21/A
- 2 ✓ Page 1-line 1 After "W.S." insert "22-5-215 and".
- 3 ✓ Page 1-line 2 Delete "vacancies in nomination;" insert
4 "elections; requiring write-in candidates
5 to receive a certain number of votes to
6 have their names placed on the general
7 election ballot;".
- 8 ✓ Page 1-line 7 After "W.S." insert "22-5-215 and".
- 9 ✓ Page 1-line 8 Delete "is" insert "are".
- 10 Page 1-After line 8 Insert:
- 11 "22-5-215. Nomination of partisan candidates and
12 write-in candidates. On each party ballot the candidate or
13 candidates equal in number to the number to be elected to
14 each office who receive the largest number of votes shall be
15 nominated and shall be entitled to have their names printed
16 on the ballot for the next general election. A WRITE-IN
17 CANDIDATE SHALL NOT BE NOMINATED AND SHALL NOT BE ENTITLED
18 TO HAVE HIS NAME PRINTED ON THE BALLOT FOR THE NEXT GENERAL
19 ELECTION UNLESS HE RECEIVED AT LEAST FIVE (5) WRITE-IN
20 VOTES.". ROHRBACH, SHREVE, DEWITT

Dn/

Adopted

- 1 HB0046H32/AC (CORRECTED COPY)
- 2 ✓ Page 2-line 2 Delete "A" insert "ALL QUALIFIED".
- 3 ✓ Page 2-line 3 Delete "NOMINEE" insert "NOMINEES". YORDY,
4 ALDEN
- Adopted Dn/

1 HB0046HW1/ *F*

2 Page 1-line 1 After "W.S." insert "22-5-215 and".

3 Page 1-line 2 Delete "vacancies in nomination;" insert
4 "elections; requiring write-in candidates
5 to receive a certain percentage of votes to
6 have their names placed on the general
7 election ballot;".

8 Page 1-line 7 After "W.S." insert "22-5-215 and".

9 Page 1-line 8 Delete "is" insert "are".

10 Page 1-After line 8 Insert:

11 "22-5-215. Nomination of partisan candidates and
12 write-in candidates. On each party ballot the candidate or
13 candidates equal in number to the number to be elected to
14 each office who receive the largest number of votes shall be
15 nominated and shall be entitled to have their names printed
16 on the ballot for the next general election. A WRITE-IN
17 CANDIDATE SHALL NOT BE NOMINATED AND SHALL NOT BE ENTITLED
18 TO HAVE HIS NAME PRINTED ON THE BALLOT FOR THE NEXT GENERAL
19 ELECTION UNLESS HE RECEIVED A NUMBER OF WRITE-IN VOTES EQUAL
20 TO ONE-HALF OF A PERCENT (.5%) OF THE TOTAL NUMBER OF VOTES
21 CAST FOR REPRESENTATIVE IN CONGRESS IN THE LAST GENERAL
22 ELECTION IN THE POLITICAL SUBDIVISION IN WHICH THE WRITE-IN
23 CANDIDATE IS SEEKING ELECTION_". SHREVE, ROHRBACH, DEWITT

DNF

House of Intro				Second House			
To Com. No. _____				To Com No. _____			
_____	Stand Report	Do _____	Amd _____	Not _____	_____	Stand Report	Do _____
_____	Com Whole	Do _____	Amd _____	Not _____	_____	Com Whole	Do _____
_____	2nd Reading	Amd _____			_____	2nd Reading	Amd _____
_____	3rd Reading	Amd _____	Pass _____	Fail _____	_____	3rd Reading	Amd _____
							Pass _____
							Fail _____

INTRODUCED

1989

STATE OF WYOMING

89LSO-0160.01

HOUSE BILL NO. 0046

Elections - vacancies in nominations.

Sponsored by: Representative(s) THOMAS, CUBIN, D. PERKINS,
TEMPEST and VLASTOS and Senator(s) TRUE

A BILL

for

1 AN ACT to amend W.S. 22-5-401 by creating a new subsection
2 (d) relating to vacancies in nominations; providing that
3 vacancies created by failure of a write-in nominee to
4 accept nomination shall remain vacant; and providing for
5 an effective date.

6 Be It Enacted by the Legislature of the State of Wyoming:

7 Section 1. W.S. 22-5-401 by creating a new subsec-
8 tion (d) is amended to read:

9 22-5-401. Vacancies in nomination; procedure for

1 (d) NOTWITHSTANDING SUBSECTIONS (a) AND (b) OF THIS
2 SECTION, THE VACANCY IN NOMINATION CREATED BY FAILURE OF A
3 WRITE-IN NOMINEE TO ACCEPT NOMINATION SHALL REMAIN VACANT.

4 Section 2. This act is effective June 8, 1989.

5 (END)

Elections - vacancies in nominations.

89LSO-0160.L1

FISCAL NOTE

Anticipated REVENUE to:

FY 1990

FY 1991

FY 1992

TOTAL ESTIMATED REVENUE

=====

Anticipated COST to:

FY 1990

FY 1991

FY 1992

TOTAL ESTIMATED COST

=====

No apparent fiscal or personnel impact.

HB 46

House of Intro	Second House
_____ To Com. No. _____	_____ To Com No. _____
_____ Stand Report Do _____ Amd _____ Not _____	_____ Stand Report Do _____ Amd _____ Not _____
_____ Com Whole Do _____ Amd _____ Not _____	_____ Com Whole Do _____ Amd _____ Not _____
_____ 2nd Reading Amd _____	_____ 2nd Reading Amd _____
_____ 3rd Reading Amd _____ Pass _____ Fail _____	_____ 3rd Reading Amd _____ Pass _____ Fail _____

1989

STATE OF WYOMING

89LSO-0160/eng

HOUSE BILL NO. 0046

ENGROSSED

Elections - vacancies in nominations.

Sponsored by: Representative(s) THOMAS, CUBIN, D. PERKINS,
TEMPEST and VLASTOS and Senator(s) TRUE

A BILL

for

1 AN ACT to amend W.S. 22-5-215 and 22-5-401 by creating a
2 new subsection (d) relating to elections; requiring
3 write-in candidates to receive a certain number of votes
4 to have their names placed on the general election ballot;
5 providing that vacancies created by failure of a write-in
6 nominee to accept nomination shall remain vacant; and pro-
7 viding for an effective date.

8 Be It Enacted by the Legislature of the State of Wyoming:

9 Section 1. W.S. 22-5-215 and 22-5-401 by creating a
10 new subsection (d) are amended to read:

- 1 -

HB 0046

1 22-5-215. Nomination of partisan candidates and
2 write-in candidates. On each party ballot the candidate
3 or candidates equal in number to the number to be elected
4 to each office who receive the largest number of votes
5 shall be nominated and shall be entitled to have their
6 names printed on the ballot for the next general election.
7 A WRITE-IN CANDIDATE SHALL NOT BE NOMINATED AND SHALL NOT
8 BE ENTITLED TO HAVE HIS NAME PRINTED ON THE BALLOT FOR THE
9 NEXT GENERAL ELECTION UNLESS HE RECEIVED AT LEAST FIVE (5)
10 WRITE-IN VOTES.

11 22-5-401. Vacancies in nomination; procedure for
12 filing generally.

13 (d) NOTWITHSTANDING SUBSECTIONS (a) AND (b) OF THIS
14 SECTION, THE VACANCY IN NOMINATION CREATED BY FAILURE OF
15 ALL QUALIFIED WRITE-IN NOMINEES TO ACCEPT NOMINATION SHALL
16 REMAIN VACANT.

17 Section 2. This act is effective June 8, 1989.

18 (END)