

LAWS OF DELAWARE
VOLUME 83
CHAPTER 164
151st GENERAL ASSEMBLY
FORMERLY
HOUSE BILL NO. 29

AN ACT TO AMEND TITLE 15 OF THE DELAWARE CODE RELATING TO CHANGING CANDIDACY TO A DIFFERENT OFFICE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend § 3101, Title 15 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 3101. Nomination, ~~withdrawal~~ withdrawal, and primary election dates.

The following schedule ~~shall apply~~ applies for all candidates:

(1) Notification of candidacy shall be on or before 12:00 noon of the second Tuesday in July.

(2) Such notification of candidacy may be withdrawn on or before 4:30 p.m. on the first Friday after the second Tuesday in July. In the event the first Friday after the second Tuesday in July is a legal holiday, then the final day to withdraw ~~shall be~~ is the next day which is not a Saturday, ~~Sunday~~ Sunday, or a legal holiday.

(3) Primary elections for all political parties shall be conducted on the second Tuesday after the first Monday in September.

(4) ~~After the deadline for notification of candidacy set forth in paragraph (1) of this section and before the deadline for withdrawal set forth in paragraph (2) of this section, a candidate may change that candidate's own candidacy and become a candidate for a different office in the coming election. Such change of candidacy shall be deemed to be irrevocable withdrawal from candidacy for the first announced office. [Repealed.]~~

Section 2. This Act takes effect on January 1 following its enactment into law.

Approved September 15, 2021