



SPONSOR: Rep. Baumbach & Rep. Michael Smith & Sen. Townsend
& Sen. Wilson
Reps. Brady, Gray, Morrison, Osinski; Sen. Pettyjohn

HOUSE OF REPRESENTATIVES
151st GENERAL ASSEMBLY

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:

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

3 § 3101. Nomination, ~~withdrawal~~ withdrawal, and primary election dates.

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

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

6 (2) Such notification of candidacy may be withdrawn on or before 4:30 p.m. on the first Friday after the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

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

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 [Repealed.]~~

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

SYNOPSIS

This Act eliminates the ability of a candidate to change their candidacy to become a candidate for a different office after the deadline for notification of candidacy has passed.

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

This Act also makes technical corrections to conform existing law to the standards of the Delaware Legislative Drafting Manual.