



OFFICE OF THE SECRETARY OF STATE  
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A. JAMES MANCHIN  
SECRETARY OF STATE

CHARLES E. CAPET  
UNDERSECRETARY OF STATE

November 16, 1981

JOHN M. PRATT  
DEPUTY FOR PUBLIC AFFAIRS

SECRETARY OF STATE EMERGENCY REGULATION  
ON WRITE IN VOTING

DECLARATION OF EMERGENCY

This administrative emergency regulation which I hereby submit pursuant to Chapter 3, Article 6, Section 5 of the West Virginia Code, 1931, as amended, to function as an Emergency Regulation.

This regulations is necessary do to the fact of the upcoming Parkersburg City Election on November 17, 1981, and their need for direction from the Secretary of State's Office. When determining the validity of write-in votes, this regulation shall apply.

A handwritten signature in cursive script, appearing to read "A. James Manchin", written over a horizontal line.

A. JAMES MANCHIN

FILED IN THE OFFICE OF  
A. JAMES MANCHIN  
SECRETARY OF STATE

THIS DATE 11-16-81

Administrative

WEST VIRGINIA ADMINISTRATIVE REGULATION  
SECRETARY OF STATE'S OFFICE

Chapter 3-6-5  
Series V  
Emergency

FILED IN THE OFFICE OF  
A. JAMES MANCHIN  
SECRETARY OF STATE  
THIS DATE 11-16-81  
Administrative Law Division

Subject: Write-in Voting

Section 1. General

1.01 Purpose- The purpose of this regulation is to give guidance to the upcoming Parkersburg City Election on November 17, 1981, on write-in voting.

1.02. Authority- This regulation is issued under the authority of Chapter 3, Article 6, Section 5 of the West Virginia Code, 1931, as amended.

1.03. Applicability and Scope- This regulation shall apply when determining the validity of write-in votes.

1.04. Filing Date- This regulation was filed in the Secretary of State's Office on November 16, 1981.

1.05. Effective Date- This regulation shall become effective on November 16, 1981.

Section 2 Definition -As used in this Regulation

2.01 Write-in votes shall be votes which are cast for any person whose name does not appear on the voting machine or ballot as a candidate for office. Any write-in vote cast by a voter for such person must be written in his or her own handwriting or on a stamp or on stickers or tapes or labels.

2.02 Any "write-in" method employed shall be of sufficient size to be clearly legible however shall not be such size which could prevent the reading of any other candidates name or office. It will not be necessary

for the voter to make an "X" mark beside the name of any write-in candidate whose name the voter has attached to or written upon the ballot. The mere fact that the voter attached an additional name of a candidate to the ballot or wrote in an additional name of a candidate shall serve as prima facie evidence of the intent of that voter to cast a vote for that candidate whose name was so attached to or written-on the ballot.