MISSISSIPPI LEGISLATURE REGULAR SESSION 2015

By: Representative Denny

To: Apportionment and Elections

HOUSE BILL NO. 1069

AN ACT TO AMEND SECTION 97-13-35, MISSISSIPPI CODE OF 1972, TO CLARIFY WHO CAN VOTE IN A RUNOFF ELECTION FOR A PARTY PRIMARY; TO REPEAL SECTION 23-15-575, MISSISSIPPI CODE OF 1972, WHICH PROHIBITS A PERSON FROM PARTICIPATING IN A PRIMARY UNLESS HE INTENDS TO SUPPORT THE NOMINATIONS MADE; AND FOR RELATED PURPOSES.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. Section 97-13-35, Mississippi Code of 1972, is amended as follows:

97-13-35. Any person who shall vote at any election, not being legally qualified, or who shall vote in more than one (1) county, or at more than one (1) place in any county or in any city, town, or village entitled to separate representation, or who shall vote out of the district of his legal domicile, or who shall vote or attempt to vote in the primary election of one (1) party when he shall have voted on the same date in the primary election of another party, or who shall vote or attempt to vote in the second primary election of one party when he voted in the first primary election of another party preceding the same regular, special or general election, shall be guilty of a misdemeanor,

and, on conviction, shall be fined not exceeding Two Hundred Dollars ($200.00), or be imprisoned in the county jail not more than six (6) months, or both.

SECTION 2. Section 23-15-575, Mississippi Code of 1972, which prohibits a person from participating in a primary unless he intends to support the nominations made, is hereby repealed.

SECTION 3. This act shall take effect and be in force from and after July 1, 2015.