

SENATE FILE NO. SF0096

Open primaries.

Sponsored by: Senator(s) Rothfuss and Representative(s)  
Throne

A BILL

for

1 AN ACT relating to elections; providing for electors to  
2 request any single party or nonpartisan ballot at the  
3 primary election; providing that voting a single party or  
4 nonpartisan ballot at the primary election does not  
5 constitute a declaration of party affiliation; and  
6 providing for an effective date.

7

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

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10 **Section 1.** W.S. 22-3-109(a) and 22-5-212 are amended  
11 to read:

12

13 **22-3-109. Certification and transmittal of poll**  
14 **lists; posting of registry lists.**

15

1 (a) Not less than ten (10) days before any election,  
2 the county clerk shall certify and transmit to the officer  
3 in charge of each election at his request the necessary  
4 poll lists for the precincts or areas involved in the  
5 election. Not less than ten (10) days prior to the primary  
6 and general elections the county clerks shall deliver three  
7 (3) copies of the poll lists for each precinct in the  
8 county to the county chairman of each political party in  
9 the respective counties. Only integrated poll lists shall  
10 be provided and kept at any primary election in the same  
11 manner as a general election.

12

13 **22-5-212. When declaration of party affiliation**  
14 **required; provision of primary ballots.**

15

16 An elector requesting a major party ballot ~~must~~ is not  
17 required to declare his party affiliation, or sign an  
18 application for change of affiliation before he may receive  
19 a party ballot. An elector may vote only the nonpartisan  
20 ballot and if so, is also not required to declare his party  
21 affiliation. However, an elector may request only one (1)  
22 ballot at the primary election. Requesting a partisan  
23 primary election ballot ~~constitutes~~ does not constitute a  
24 declaration of party affiliation. A change in declaration

1 of party affiliation, if done so pursuant to W.S. 22-5-214,  
2 shall be entered on the poll list by the election judge.

3

4 **Section 2.** This act is effective July 1, 2011.

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6

(END)