

WRITE-IN
RULES AND REGULATIONS

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VIRGIN ISLANDS JOINT BOARD OF ELECTIONS

TITLE 18 V.I.R.R.

APPROVED:

27 Day of February 2004

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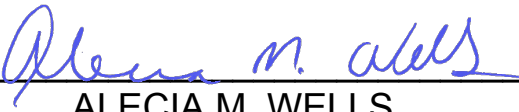
CHARLES W. TURNBULL
GOVERNOR

ALECIA M. WELLS
CHAIRPERSON

VIRGIN ISLANDS JOINT BOARDS OF ELECTIONS

Copy below is hereby certified to be a true and correct copy of Rules and Regulations adopted pursuant to authority granted in 18 V.I.C. Section 47, by:

VIRGIN ISLANDS JOINT BOARD OF ELECTIONS



ALECIA M. WELLS
CHAIRPERSON

The copy below amends 18 V.I.R.R. Chapter 3

VIRGIN ISLANDS BOARD OF ELECTIONS
RULES AND REGULATIONS
WRITE-IN CANDIDATES

§381-1 Purpose and Authority

Pursuant to Title 18, Chapter 17, Section 381, et seq. provides to the manner of nominating candidates for public office. These rules will facilitate the write-in candidate process by requiring the timely notification of a declaration of intent to conduct a write-in campaign for public office and to develop specific procedures for the administration of write-in candidates.

§381-2 Title

These rules and regulations shall be known as the Rules and Regulations for the administration of write-in candidates.

§381-3 Definitions

- (a) “Candidate” means an individual who seeks nomination for election, or is elected, to any elective office of this Territory, whether or not such individual has formally or publicly announced his candidacy.
- (b) “Election” means any primary, special, run off, or general election or any territorial committee meeting, caucus, or convention with the authority to nominate or appoint a person to an elective office.
- (c) “Elective Office” means every public office in the Territory to which a person can be elected by a vote of the electors under the laws of the United States Virgin Islands.
- (d) “Identification” means the full name and address of any person.
- (e) “Person” means an individual, partnership, committee, association, corporation, labor organization, or any other organization or group of persons.

- (f) “Principal Campaign Committee” means that political committee designated by a candidate pursuant to Title 18, Chapter 29 Section 903(a).
- (g) “Supervisor” means the Supervisor of Elections as provided by Title 18, Section 4 Virgin Islands Code.
- (h) “Write-In Candidate” means a candidate whose name does not appear on the ballot.

§381-1 Declaration of Intent and Application for Write-In Candidates

- (a) Any qualifying voter who seeks to conduct an organized write-in campaign shall follow the rules and regulations below.
- (b) Declaration of Intent.

The Applicant for write-in candidacy shall file his application in the election district in which he resides. The Application shall contain:

- (1) Applicant’s Name
 - (2) Applicant’s residential address
 - (3) Declaration of applicant’s intent to be a write-in candidate
 - (4) Title of the office sought
 - (5) Date of the Election
 - (6) Date of the Declaration
 - (7) A sworn statement that he is qualified to be a candidate and hold the office for which he is filing
 - (8) Notary Public Stamp
 - (9) Applicant’s Signature
- (c) Application for Write-in-Candidacy. An applicant for write-in candidacy shall, if the office is a territory wide or district office, file a written declaration with the Office of the Supervisor supporting his candidacy for a specific office. The declaration shall be filed fifteen (15) days before the primary or general elections.
- (d) A vote for a write-in candidate shall be counted and canvassed if:
 - (1) The first name; middle initial; and last name or last name; initial; or first and last name; or the full name as it appears on the declaration of intent to be a write-in candidate and misspelling the above combination that can be reasonably determined by majority of the members of the Boards of Elections, in identifying declared write-n.

- (2) A write-in vote shall be cast by writing in or pasting of a stamped name in the section write-in.
- (e) The Supervisor of Elections, shall not less than ten (10) days before the election, certify the name of the declared write-in candidates.
- (f) Preservation of ballots and records of voting machines:
- (g) Write-in ballots shall be preserved for two years after such election and the information thereof may be opened and the contents examined only upon order of a court or judge of competent jurisdiction, at the expiration of the two-year period, such ballots may be disposed of at the discretion of the officer or board having charge of them.