

**REGISTRATION AND ELECTION
LAWS OF THE STATE OF
DELAWARE, INCORPORATING
RECENT AMENDMENTS THERETO.
PP.1-218**

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Registration and Election Laws of the State of Delaware, Incorporating Recent Amendments
Thereto. pp.1-218 by Caleb R. Layton

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CALEB R. LAYTON

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NEW YORK
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ASTOR LENOX AND
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Delaware Statutes.

Registration

AND

Election Laws

OF THE

State of Delaware,

Incorporating Recent Amendments Thereto.

PUBLISHED BY AUTHORITY OF A HOUSE JOINT RESOLUTION
BY CALEB R. LAYTON, SECRETARY OF STATE.

1904
THE UNION REPUBLICAN,
GEORGETOWN, DEL.

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Delaware
Statutes

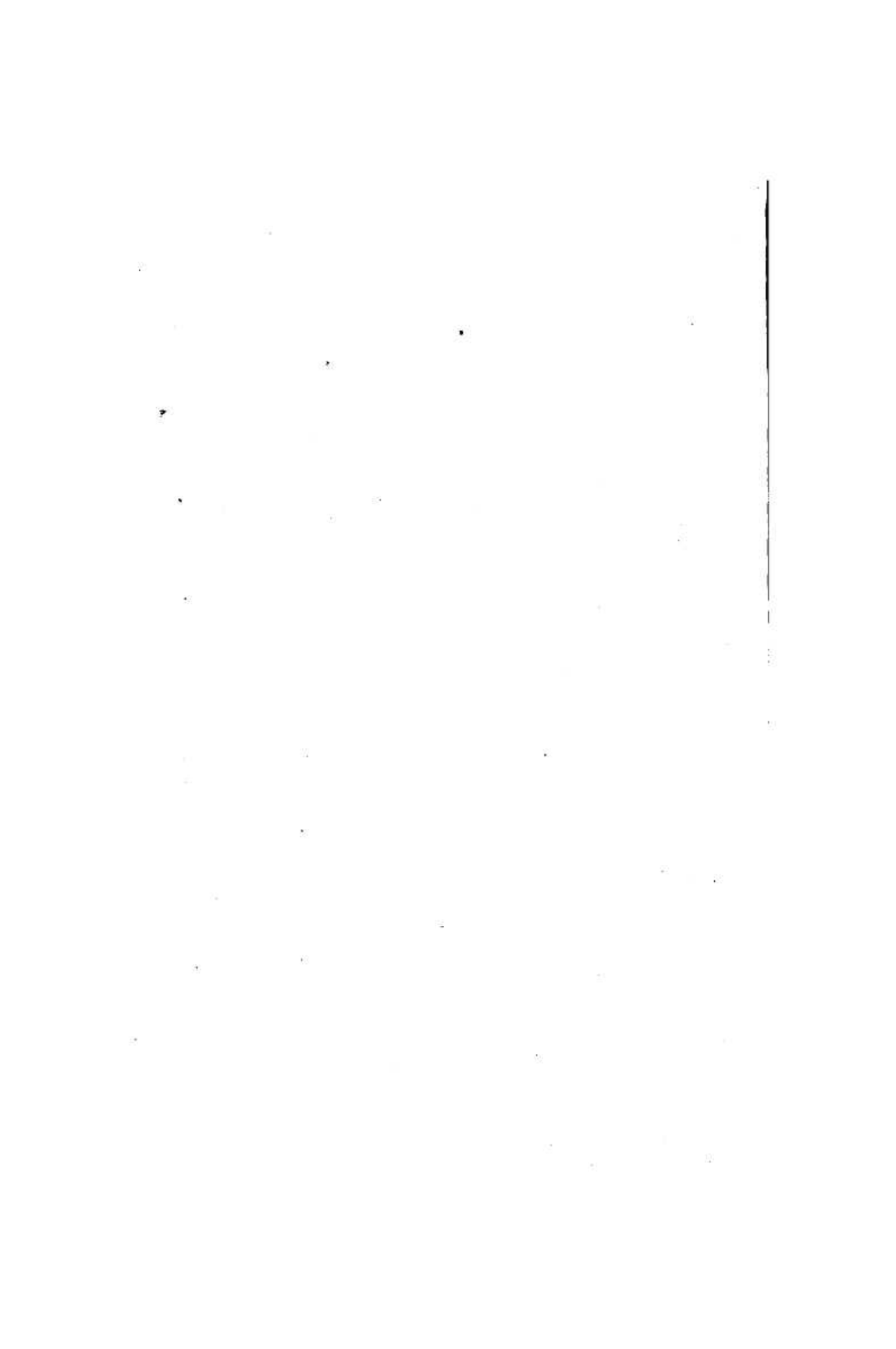
CHAPTER 498, VOLUME 22.

**House Joint Resolution Authorizing The Secretary of State To
Have Printed The Election Laws.**

*Be it resolved by the Senate and House of Representatives of the
State of Delaware in General Assembly met:*

That the Secretary of State be and he is hereby authorized and directed to have printed in pamphlet form with an index thereto, two thousand copies of the Election and Registration Laws with the recent amendments thereto, for the information of those who register the vote and hold the elections of this State.

Approved April 9, A. D. 1902.



PREFACE.

In compliance with House Joint Resolution authorizing the publication of two thousand copies of the Election Registration Laws, I have included the recent amendments thereto, since the publication of the first compilation thereof, together with Chapter 393, Volume 20, being "An Act to provide for the purity of Primary Elections in New Castle County," making the present Volume in all respects similar to the previous publication of Election and Registration Laws, except that I have included in one pamphlet all of the said Laws whether applicable to the City of Wilmington or the State outside of said City.

The especial attention of the Registrars and Election officers generally is called to the amendments made in the books styled "Registers" as to "color" and "age," found in Chapter 64, Volume 22; and to the amendment made providing for the marking of official ballots by indelible black lead pencils or crayons instead of stamps, published herein in Chapter 62, Volume 22; and further, to "An Act creating the office of Voters Assistant and prescribing the duties thereof," found in Chapter 63, Volume 22.

CALEB R. LAYTON,
Secretary of State.

Figure 10



CHAPTER 35, VOLUME 21.

AN ACT concerning the appointment of Registration Officers and the preparation and delivery of Registration Books.

Be it enacted by the Senate and House of Representatives of the State of Delaware in General Assembly met:

SECTION 1. The Governor shall, sometime in the month of June in each year in which a general election is held, appoint in each election district in this State, outside of the City of Wilmington, three capable persons, who shall be voters and resident in the Election District for which they shall be appointed, who shall be the registration officers of the Election District for which they are appointed; one of whom shall be designated as "Registrar," and the other two "Assistant Registrars," and not more than two of them shall be of the same political faith; provided, that the number of registration officers in each Representative District, shall be divided as equally as possible between the two leading political parties, as the same shall be determined upon by the Governor at the time of making the appointments. For each appointment accredited to any political party under this section the County Executive Committee of such political party shall furnish the Governor on or before the first day of June of the year in which said appointment is to be made a list of three names of properly qualified persons, from which lists the Governor shall make his appointments. Provided however, that if the said lists of names are not furnished as aforesaid, then and in that event the Governor shall appoint some suitable person or persons of such political party having all the qualifications provided by this section.

Provided however, that in the case of the Registration officers to be appointed in this present year nineteen hundred and four, the appointment of the said Registration officers shall be made sometime between Saturday, the eleventh day of June, and Saturday, the twenty-fifth day of June in said year; and provided further, that the lists of names to be furnished by the County Executive Committees from which the appointments of such Registration officers shall be made, with regard to those to be appointed

Governor to appoint Registration Officers.

Number.

Qualifications.

Designation.

Politics.

Apportionment between two leading parties.

Recommendation of names.

Time of furnishing names.

Failure to furnish names.

Registration officers for 1898.

Time of appointment.

Time of furnishing names.

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Term of office. in the year aforesaid shall be furnished not later than Saturday, the 11th day of June in the year aforesaid. The terms of office of such Registration officers shall begin on the first Tuesday in July next after their appointment, and shall continue for two years thereafter, and until their successors shall be duly chosen and qualified.

Governor to appoint Alternate Registrars I. It shall be the duty of the Governor, when appointing Registration officers for the several election districts of this State, at the same time to appoint in each election district in the State outside of the city of Wilmington, one capable person, who shall be a voter and resident in the election district for which he shall be appointed, to be "Alternate Registrar" for the said election district. The term of office of said "Alternate Registrar," shall be the same as that of the Registrar, and whenever the Registrar provided for by this Act shall be incapable from any cause whatsoever of performing the duties required of him by the laws of this State, the "Alternate Registrar" in the same election district shall act in his stead, and while acting shall possess all the powers and do and perform all the duties of a Registrar.

Term of office.

When Alternate Registrar acts.

Powers and duties.

When Alternate cannot act. II. But nothing herein contained shall authorize or empower the Alternate Registrar to act at any time when there is a Registrar of the election district able and willing and present to act. If any Registration officer or Alternate Registrar shall remove from the election district for which he shall be appointed, or shall cease to be a voter therein, his office thereupon become vacant.

Vacancies in office of Registration officers.

Governor to fill Vacancies for residue of term III. If any vacancy or vacancies should occur in the office of Registrar, Assistant Registrar, or Alternate Registrar before the expiration of such term, from any cause whatsoever, the Governor shall appoint some suitable person or persons to fill such vacancy or vacancies, who shall serve for the residue of such unexpired term or terms, who shall possess the same qualifications and be qualified in the same manner, possess the same powers and perform the same duties as the original appointee or appointees. Each Registrar, Assistant Registrar and Alternate Registrar before entering upon the duties of his office, shall take and subscribe the following oath or affirmation which the said Clerk of the Peace is hereby authorized to administer:

Qualifications.

Oath.

Form of Oath. "I,, residing in..... Election District of....., Representative District in..... County, do solemnly swear (or affirm) that I will support the

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