AN ACT TO AMEND CHAPTER 401, VOLUME 62, AS AMENDED BY CHAPTER 260, VOLUME 76, LAWS OF DELAWARE, ENTITLED “AN ACT TO REINCORPORATE THE TOWN OF FRANKFORD” RELATING TO ELECTIONS

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE (Two-thirds of all members elected to each House thereof concurring therein):

Section 1. Amend Chapter 401, Volume 62, as amended by Chapter 260, volume 76, Laws of Delaware, entitled “An Act to Reincorporate the Town of Frankford” by deleting the stricken-through text and adding the underlined text to Section 5, ELECTIONS, as follows:

Section 5. ELECTIONS

A. An election shall be held in the Town of Frankford for Town Council on the first second Saturday of February March. Hours for the length of poll openings shall be set by the Town Council and announced in all notices required by law.

B. Every person who is a citizen of the United States: is at least eighteen (18) years of age; has resided within the corporate limits of the Town for at least six (6) months prior to the next Town election; and is registered as required by law, shall be a qualified voter of the Town. Every qualified voter of the Town shall be entitled to vote in any or all Town elections.

C. Each Council member shall be at least eighteen (18) years of age; shall have resided in the Town for at least one year immediately preceding the date of election; shall be a qualified voter (as set out above) in the Town of Frankford; and shall not have been convicted of a felony. The filing deadline for candidates for office shall be 21 days prior to the election.

D. The Town shall enter into an agreement with the Department of Elections to use the State’s Voter Registration system as the source of its list of registered voters.

E. There shall be a Board of Elections consisting of 3 members appointed and approved by the Town Council for staggered terms of 3 years who shall oversee the election and it shall have all duties, responsibilities, powers, and authority granted to boards of election by law. Prior to the next election following the adoption of this provision, one member shall be appointed for a term of 1 year; the second for a term of 2 years; and the third for a term of 3 years. Upon the expiration of the first terms, appointments shall be for three (3) year terms.
F. The Town Council shall appoint no less than 3 Election Officers to conduct the election and they shall have all the duties, responsibilities, powers and authority granted to election officers by law.

G. The use of absentee ballots is expressly permitted and shall be governed by the procedure set forth in Chapter 75, Subchapter V of Title 15, Delaware Code.

D. H. Except as set out herein, the conduct of general elections of the Town of Frankford and absentee voting shall be governed by the laws of Delaware set out in Title 15, Chapter 75, Subchapters IV and V of Delaware Code, entitled Municipal Elections, as they may be from time to time hereafter amended.

SYNOPSIS

This amendment to the Charter of Frankford establishes the date of the general election as the second Saturday in March; establishes the filing deadline for candidates; establishes the States voter registration system in lieu of the current Towns system; reaffirms the appointment and terms of a Board of Elections and of Election Officers by the Town Council; and specifically authorizes the use of absentee ballots.

All other elections matters will be subject to State municipal election laws.