

**WRITE-IN
RULES AND REGULATIONS**

VIRGIN ISLANDS JOINT BOARDS OF ELECTIONS

TITLE 18 V.I.R.R.

APPROVED:

27 DAY OF February, 2004

**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 BOARDS OF ELECTIONS



ALECIA M. WELLS
CHAIRPERSON

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

**VIRGIN ISLAND JOINT BOARDS 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, lab organization, or any other organization or group of persons.

(f) "Principal Campaign Committee" means that political committee designated by a candidate pursuant to T. 18 Ch. 29 Section 903 (a).

(g) "Supervisor" means the Supervisor of Election 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.

§381-4 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 a 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) 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 of declaration of intent to be a write-in candidate and misspelling the above combination that can be reasonably determined majority of the members of the Boards of Elections, in identifying declared write-in.


(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.

Approved as to legal sufficiency:


Assistant Attorney General

Date: Feb. 27, 2004