STATE OF DELAWARE
DEPARTMENT OF ELECTIONS

Durational Residency Requirements for Candidates for Statewide Office, the General Assembly, any Elected County Office, and City of Wilmington Office

Candidates for elected office must meet the durational residency requirements for the elected office for which they file. At the time of filing, candidates for Statewide Office, the General Assembly, any Elected County Office, and City of Wilmington Office are required to provide documentation verifying the candidate's durational residency at their permanent home address to the Department in order to qualify for candidacy. **Documentation of durational residency is expected at the time of filing but must be submitted no later than the candidate filing deadline.** Filings for candidates who have not fulfilled their durational residency documentation requirements will not be accepted and they **will not be listed on the Department's website at all until they have submitted their documentation.**

The State Election Commissioner will review the candidate durational residency materials submitted and make a determination of eligibility. If the Commissioner determines the candidate has met the durational residency requirements, the candidate will be listed as a filed candidate in "provisional' status until the other candidate requirements of proof of residency Pursuant to 15 *Del. C.* § 3114 and completed criminal background check have been fulfilled.

Please see the candidate durational residency qualifications listed in the table on the next page and provide sufficient documentation to the Department to prove you have lived at the address on your candidate filing or nomination form currently and for the period of time covering the residency requirement for the office for which you are filing. Please be advised that your voter registration record history (address changes, updates, voting history, etc.) will also be used by the Department to confirm your durational residency. Any of the following items may be submitted as evidence of your durational residency. Be prepared to present as much documentation as may be requested to show you meet the requirements.

- A copy of your current Delaware driver's license showing your address.
- A copy of a valid Delaware motor vehicle registration in your name showing your address.
- A property deed, residential mortgage, or residential lease or similar documentation evidencing your durational residence.
- Utility bills in your name showing utility services provided to a Delaware address covering the period.
- Any other documentation or information that you feel may be helpful in establishing your residency.

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Durational Residency Qualifications for Delaware Elected Offices

Office	State Residency	Jurisdiction /District Residency	Delaware Code/Constitution Citation
Governor	6 Years	N/A	DE Constitution; Article III, Section 6 [NOTE: Also requires minimum 12 years as a US citizen/inhabitant.]
Lieutenant-Governor	6 Years	N/A	DE Constitution; Article III, Section 19 [NOTE: Section references same qualifications for office as for Governor.]
State Senator	3 Years	1 Year	DE Constitution; Article II, Section 3
State Representative	3 Years	1 Year	DE Constitution; Article II, Section 3
Clerk of the Peace	N/A	1 Year	DE Constitution; Article III, Section 11
Recorder of Deeds	N/A	1 Year	DE Constitution; Article III, Section 11
Register of Wills	N/A	1 Year	DE Constitution; Article III, Section 11
County Executive (New Castle)	N/A	5 Years	9 Del. C. §1112

Office	State Residency	Jurisdiction /District Residency	Delaware Code/Constitution Citation
President of County Council (New Castle)	N/A	1 Year	9 Del. C. §1142, §1145
County Council (New Castle)	N/A	1 Year	9 Del. C. §1142
County Council (Sussex)	N/A	1 Year	9 Del. C. §7002
Levy Court Commissioner (Kent)	N/A	1 Year	9 Del. C. §4103
Sheriff	N/A	1 Year	DE Constitution; Article III, Section 11
Mayor (Wilmington)	N/A	2 Years	Sec. 3-300 Wilmington Charter
City Treasurer (Wilmington)	N/A	2 Years	Sec. 3-202, Sec. 3-402 Wilmington Charter
President of City Council (Wilmington)	N/A	Qualified elector for 1 year or more	Sec. 2-103 Wilmington Charter
City Council (Wilmington)	N/A	Qualified elector for 1 year or more	Sec. 2-103 Wilmington Charter

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Form to Document of Residency over the Durational Residency Period

Candidate Durational Residency Documentation

Please list all residences over the durational residency period:

Date	Home Address

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Affidavit Confirming Candidate Durational Residency Qualification

I, _____, hereby swear (or affirm) that I have
(Name of Candidate)

reviewed the legal durational residency requirements for the elected office for which I am filing as a candidate, and that in submitting and signing this affidavit, under penalty of perjury, in combination with the durational residency documentation provided with my candidate filing forms, I am confirming that I have met these requirements.

This Affidavit Confirming Candidate Durational Residency Qualification will not be deemed complete or submitted unless the Candidate's signature is notarized below.

Date: _____

_____

(Signature of Candidate)

Sworn to and subscribed before me this

_____day of _____, _____

_____
NOTARY PUBLIC

For Office Use Only

Received by: _____ Date: _____