

Offered: 2/21/86
Referred: Judiciary

Original sponsor: Gruenberg

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2

CS FOR HOUSE BILL NO. 541 (State Affairs)

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IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act relating to absentee voting by personal
representative."

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BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

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* Section 1. AS 15.20.071(a) is amended to read:

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(a) A qualified voter who is physically disabled, imprisoned, or

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confined to an institution may vote by [APPLY FOR AN] absentee ballot

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through a personal representative. A personal representative may

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apply for an absentee ballot on behalf of a qualified voter who is

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physically disabled, imprisoned, or confined to an institution to the

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following election officials at the times specified:

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(1) to an absentee voting official in the election district

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in which the voter resides on or after the 15th day before an election

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up to and including the day of the election;

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(2) to an election supervisor

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(A) after a date announced by the director under

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AS 15.20.048(b); and

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(B) on or after the 15th day before an election up to

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and including the date of the election;

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(3) to an absentee voting official at an absentee voting

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station designated under AS 15.20.045(b) at a time when the absentee

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voting station is operating;

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(4) to a member of the election board [CHAIRMAN OR HIS

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DESIGNEE] on election day in the precinct in which the voter is enti-

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tled to vote [EXCEPT THAT THE VOTER MAY NOT APPLY TO THE ELECTION

1 BOARD CHAIRMAN IN AN AREA IN WHICH ABSENTEE VOTING OFFICIALS HAVE BEEN
2 DESIGNATED].

3 * Sec. 2. AS 15.20.071(b) is amended to read:

4 (b) Upon receipt of a written application and exhibition of
5 proof of identification as required in AS 15.15.225 by the personal
6 representative, the election official authorized to issue the absentee
7 ballot shall provide the ballot and other absentee voting material to
8 the personal representative [IF THE WRITTEN APPLICATION IS SIGNED BY
9 THE APPLICANT AND IS ACCOMPANIED BY A LETTER FROM A LICENSED PHYSICIAN
10 OR A STATEMENT SIGNED BY TWO QUALIFIED VOTERS STATING THAT THE APPLI-
11 CANT WILL BE UNABLE TO GO TO THE POLLING PLACE BECAUSE OF PHYSICAL
12 DISABILITY].

13 * Sec. 3. AS 15.20.071(c) is amended to read:

14 (c) The personal representative shall deliver the absentee
15 ballot to the voter as soon as practicable. Upon receipt of an absen-
16 tee ballot through a personal representative, the voter shall proceed
17 to mark the ballot in secret, to place the ballot in the small enve-
18 lope, to place the small envelope in the larger envelope, and to sign
19 the voter's certificate on [THE BACK OF] the envelope [IN THE PRESENCE
20 OF THE PERSONAL REPRESENTATIVE WHO SHALL SIGN AS ATTESTING WITNESS AND
21 DATE HIS SIGNATURE]. The voter must mark the ballot and sign the
22 voter's certification not later than election day. The voter shall
23 then return the absentee ballot to the [HIS] personal representative
24 who shall deliver the ballot to the election official who provided the
25 ballot. The absentee ballot must be returned to the election official
26 [WITHIN THREE DAYS FROM THE DATE IT IS OBTAINED BUT] not later than
27 8:00 p.m. on election day. [AN ABSENTEE BALLOT THAT IS NOT RETURNED
28 TO THE ELECTION OFFICIAL BY THE CLOSE OF BUSINESS ON THE THIRD DAY
29 FROM THE DAY IT IS OBTAINED MAY NOT BE COUNTED BUT THE VOTER MAY VOTE

1 IN THE ELECTION.]

2 * Sec. 4. AS 15.20.071(d) is amended to read:

3 (d) Each election official shall keep a record of the name and
4 signature of each personal representative requesting an absentee
5 ballot and the name of the person on whose behalf the ballot is re-
6 quested. The election official shall record the date [AND TIME] the
7 absentee ballot is provided and the date [TIME] the ballot is returned
8 to the election official.