

CS FOR HOUSE BILL NO. 167 (FINANCE)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered: 5/5/92
Referred: Rules

Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to absentee voting; and providing for an effective date."**

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

3 *** Section 1. AS 15.20.010 is amended to read:**

4 **Sec. 15.20.010. PERSONS WHO MAY VOTE ABSENTEE. At any election a qualified**
5 **voter may vote an absentee ballot for the district in which the voter resides and is registered if**
6 **the voter**

7 **(1) believes that the voter will be unavoidably absent from the proper voting**
8 **precinct on election day, whether inside the state or not; or**

9 **(2) will be unable to be present at the polls because of physical disability or**
10 **confinement in an institution.**

11 **[(3) REPEALED.]**

12 *** Sec. 2. AS 15.20.071 is repealed and reenacted to read:**

13 **Sec. 15.20.071. ABSENTEE VOTING BY PERSONAL REPRESENTATIVE. (a) A**
14 **qualified voter who is physically disabled or confined to an institution may be assisted by a**

1 personal representative in voting an absentee ballot as set out in this section.

2 (b) A personal representative may apply to the following election officials, at the times
3 specified, for an absentee ballot on behalf of a voter who is eligible under (a) of this section:

4 (1) to an absentee voting official on or after the 15th day before an election up to
5 and including the day of the election;

6 (2) to an election supervisor

7 (A) after a date announced by the director under AS 15.20.048(b); and

8 (B) on or after the 15th day before an election up to and including the day
9 of the election;

10 (3) to an absentee voting official at an absentee voting station designated under
11 AS 15.20.045(b) at a time when the absentee voting station is operating;

12 (4) to a member of a precinct election board on election day except that the
13 personal representative may not apply to a member of an election board in an area in which
14 absentee voting officials have been designated.

15 (c) The application by the personal representative must include

16 (1) the full name of the personal representative;

17 (2) the full residence address of the personal representative;

18 (3) the name of the voter on whose behalf the personal representative is applying
19 for an absentee ballot;

20 (4) a form of identification of the personal representative as required by regulation
21 for a voter who requests an absentee ballot by mail; and

22 (5) a statement signed by the personal representative that the voter for whom the
23 personal representative is applying for an absentee ballot will be unable to go to the polling place
24 because of physical disability or confinement in an institution.

25 (d) Upon receipt of a written application and proof of identification from a personal
26 representative, the election official shall issue the absentee ballot and other absentee voting
27 material to the personal representative for use by a voter under (a) of this section.

28 (e) The personal representative shall deliver the absentee ballot and other absentee voting
29 materials to the voter as soon as practicable. Upon receipt of the voting materials, the voter shall
30 complete the voter's application, stating the name of the personal representative who applied for
31 the absentee ballot and stating that the voter will be unable to go to a polling place because of

1 physical disability or confinement to an institution. The voter shall sign the application and
2 provide identification as required by regulation for a voter who requests an absentee ballot by
3 mail. The voter shall then proceed to mark the ballot in secret, to place the ballot in the small
4 secrecy envelope, to place the small envelope in the larger envelope, and to sign the voter's
5 certificate on the envelope in the presence of the personal representative who shall witness and
6 date the signature of the voter. The voter must mark the ballot and sign the voter's certification
7 not later than election day. The voter shall then return the absentee ballot to the personal
8 representative who shall deliver the ballot to the election official who provided the ballot. The
9 absentee ballot must be returned to the election official not later than 8:00 o'clock in the evening
10 on election day.

11 (f) Each election official shall keep a record of the name and signature of each personal
12 representative requesting an absentee ballot, the name of the person on whose behalf the ballot
13 is requested, and the date on which the ballot was issued. The election official shall record the
14 date the absentee ballot is provided and the date the ballot is returned to the election official.

15 (g) A candidate for office at that election, the voter's employer, agent of the employer,
16 or officer or agent of the voter's union may not act as a personal representative.

17 * Sec. 3. AS 15.20 is amended by adding a new section to article 1 to read:

18 Sec. 15.20.225. DEFINITION. In AS 15.20.010 - 15.20.225, "institution" means a
19 hospital, rehabilitation center, pioneer home, nursing home, or senior center.

20 * Sec. 4. This Act takes effect immediately under AS 01.10.070(c).