



General Assembly

January Session, 2009

**Raised Bill No. 1108**

LCO No. 4510

\*04510\_\_\_\_\_GAE\*

Referred to Committee on Government Administration and Elections

Introduced by:  
(GAE)

**AN ACT CONCERNING THE POWERS AND DUTIES OF THE STATE ELECTIONS ENFORCEMENT COMMISSION AND THE VOTER'S BILL OF RIGHTS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 9-7b of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective July 1, 2009*):

3 (a) The State Elections Enforcement Commission shall have the  
4 following duties and powers:

5 (1) To make investigations on its own initiative or with respect to  
6 statements filed with the commission by the Secretary of the State, [or]  
7 any registrar of voters or town clerk, or upon written complaint under  
8 oath by any individual, with respect to alleged violations of any  
9 provision of the general statutes or regulations relating to any election  
10 or referendum, any primary held pursuant to section 9-423, 9-425 or 9-  
11 464 or any primary held pursuant to a special act, and to hold hearings  
12 when the commission deems necessary to investigate violations of any  
13 provisions of the general statutes or regulations relating to any such

14 election, primary or referendum, and for the purpose of such hearings  
15 the commission may administer oaths, examine witnesses and receive  
16 oral and documentary evidence, and shall have the power to subpoena  
17 witnesses under procedural rules the commission shall adopt, to  
18 compel their attendance and to require the production for examination  
19 of any [books and papers] records, documents or information in any  
20 format which the commission deems relevant to any matter under  
21 investigation or in question. In connection with its investigation of any  
22 alleged violation of any provision of chapter 145, or of any provision of  
23 section 9-359 or section 9-359a, the commission shall also have the  
24 power to subpoena any municipal clerk and to require the production  
25 for examination of any absentee ballot, inner and outer envelope from  
26 which any such ballot has been removed, depository envelope  
27 containing any such ballot or inner or outer envelope as provided in  
28 sections 9-150a and 9-150b and any other record, form or document as  
29 provided in section 9-150b, in connection with the election, primary or  
30 referendum to which the investigation relates. In case of a refusal to  
31 comply with any subpoena issued pursuant to this subsection or to  
32 testify with respect to any matter upon which that person may be  
33 lawfully interrogated, the superior court for the judicial district of  
34 Hartford, on application of the commission, may issue an order  
35 requiring such person to comply with such subpoena and to testify;  
36 failure to obey any such order of the court may be punished by the  
37 court as a contempt thereof. In any matter under investigation which  
38 concerns the operation or inspection of or outcome recorded on any  
39 voting [machine] tabulator, ballots, memory cards and any  
40 components or processes utilized to program any such memory card,  
41 the commission may issue an order to the municipal clerk, registrars of  
42 voters or any local official or company that maintains custody of such  
43 voting tabulator, ballots, memory card or programming components  
44 or processes to impound such [machine] tabulator, ballots, memory  
45 card or programming components and processes until the  
46 investigation is completed;

47 (2) To levy a civil penalty not to exceed (A) two thousand dollars

48 per offense against any person the commission finds to be in violation  
49 of any provision of chapter 145, part V of chapter 146, part I of chapter  
50 147, chapter 148, section 7-9, section 9-8, section 9-12, subsection (a) of  
51 section 9-17, section 9-19b, 9-19e, 9-19g, 9-19h, 9-19i, 9-20, 9-21, 9-23a, 9-  
52 23g, 9-23h, 9-23j to 9-23o, inclusive, 9-23r, 9-26, 9-31a, 9-32, 9-35, 9-35b,  
53 9-35c, 9-40a, 9-42, 9-43, 9-50a, 9-50b, 9-56, 9-59, 9-168d, 9-170, 9-171, 9-  
54 172, 9-232i to 9-232o, inclusive, 9-404a to 9-404c, inclusive, 9-409, 9-410,  
55 9-412, 9-436, 9-436a, 9-453e to 9-453h, inclusive, 9-453k, [or] 9-453o, or  
56 any regulation adopted pursuant to said sections or chapters, (B) two  
57 thousand dollars per offense against any town clerk, registrar of  
58 voters, an appointee or designee of a town clerk or registrar of voters,  
59 or any other election or primary official whom the commission finds to  
60 have failed to discharge a duty imposed by any provision of chapter  
61 146 or 147 or any regulation adopted pursuant to said chapters, (C)  
62 two thousand dollars per offense against any person the commission  
63 finds to have (i) improperly voted in any election, primary or  
64 referendum, and (ii) not been legally qualified to vote in such election,  
65 primary or referendum, [or] (D) two thousand dollars per offense or  
66 twice the amount of any improper payment or contribution, whichever  
67 is greater, against any person the commission finds to be in violation of  
68 any provision of [chapter 155 or 157] chapters 155 to 157, inclusive, or  
69 any regulation adopted pursuant to said chapters, (E) two thousand  
70 dollars per offense against any person the commission finds to be in  
71 violation of the Help America Vote Act, P.L. 107-252, as amended from  
72 time to time, or (F) two thousand dollars per offense against any  
73 person the commission finds to be in violation of any prior order of the  
74 commission. The commission may levy a civil penalty against any  
75 person under subparagraph (A), (B), (C), [or] (D), (E) or (F) of this  
76 subdivision only after giving the person an opportunity to be heard at  
77 a hearing conducted in accordance with sections 4-176e to 4-184,  
78 inclusive. In the case of failure to pay any such penalty levied pursuant  
79 to this subsection within thirty days of written notice sent by certified  
80 or registered mail to such person, the superior court for the judicial  
81 district of Hartford, on application of the commission, may issue an

82 order requiring such person to pay the penalty imposed and such  
83 court costs, state marshal's fees and attorney's fees incurred by the  
84 commission as the court may determine. Any civil penalties paid,  
85 collected or recovered under subparagraph (D) of this subdivision for  
86 a violation of any provision of chapter 155 applying to the office of the  
87 Treasurer shall be deposited on a pro rata basis in any trust funds, as  
88 defined in section 3-13c, affected by such violation;

89 (3) (A) To issue an order requiring any person the commission finds  
90 to have received any contribution or payment which is prohibited by  
91 any of the provisions of chapter 155 or 157 or any regulation adopted  
92 pursuant to said chapters, after an opportunity to be heard at a hearing  
93 conducted in accordance with the provisions of sections 4-176e to 4-  
94 184, inclusive, to return such contribution or payment to the donor or  
95 payor, or to remit such contribution or payment to the state for deposit  
96 in the General Fund or the Citizens' Election Fund, whichever is  
97 deemed necessary to effectuate the purposes of chapter 155 or 157, as  
98 the case may be;

99 (B) To issue an order when the commission finds that an intentional  
100 violation of any provision of [~~chapter 155 or 157~~] chapters 155 to 157,  
101 inclusive, or any regulation adopted pursuant to said chapters has  
102 been committed, after an opportunity to be heard at a hearing  
103 conducted in accordance with sections 4-176e to 4-184, inclusive, which  
104 order may contain one or more of the following sanctions: (i) Removal  
105 of a campaign treasurer, deputy campaign treasurer or solicitor; (ii)  
106 prohibition on serving as a campaign treasurer, deputy campaign  
107 treasurer or solicitor, for a period not to exceed four years; and (iii) in  
108 the case of a party committee or a political committee, suspension of all  
109 political activities, including, but not limited to, the receipt of  
110 contributions and the making of expenditures, provided the  
111 commission may not order such a suspension unless the commission  
112 has previously ordered the removal of the campaign treasurer and  
113 notifies the officers of the committee that the commission is  
114 considering such suspension;

115 (C) To issue an order revoking any person's eligibility to be  
116 appointed or serve as an election, primary or referendum official or  
117 unofficial checker or in any capacity at the polls on the day of an  
118 election, primary or referendum, when the commission finds such  
119 person has intentionally violated any provision of the general statutes  
120 or regulations relating to the conduct of an election, primary or  
121 referendum, after an opportunity to be heard at a hearing conducted in  
122 accordance with sections 4-176e to 4-184, inclusive;

123 (D) To issue an order to enforce the provisions of the Help America  
124 Vote Act, P.L. 107-252, as amended from time to time, as the  
125 commission deems appropriate;

126 (E) To issue an order following the commission's determination of  
127 the right of an individual to be or remain an elector when such  
128 determination is made (i) pursuant to an appeal taken to the  
129 commission from a decision of the registrars of voters or board of  
130 admission of electors under section 9-31l, or (ii) following the  
131 commission's investigation pursuant to subdivision (1) of this  
132 subsection;

133 (F) To issue a cease and desist order for violation of any general  
134 statute or regulation under the commission's jurisdiction and to take  
135 reasonable actions necessary to compel compliance with such statute  
136 or regulation;

137 (4) To issue an order to a candidate committee that receives moneys  
138 from the Citizens' Election Fund pursuant to chapter 157, to comply  
139 with the provisions of chapter 157 or any regulation adopted pursuant  
140 to said chapter, after an opportunity to be heard at a hearing  
141 conducted in accordance with the provisions of sections 4-176e to 4-  
142 184, inclusive;

143 (5) To apply to the superior court for the judicial district of Hartford  
144 for an order requiring any person the commission finds to be in  
145 violation of any prior order issued by the commission in accordance

146 with this section to comply with such order. The commission may  
147 apply to the superior court for such an order only after giving such  
148 person an opportunity to be heard at a hearing conducted in  
149 accordance with sections 4-176e to 4-184, inclusive. The superior court  
150 for the judicial district of Hartford, on application of the commission,  
151 may issue an order requiring such person to comply with such prior  
152 order of the commission.

153 [(5)] (6) To inspect or audit at any reasonable time and upon  
154 reasonable notice the accounts or records of any campaign treasurer or  
155 principal campaign treasurer, as required by chapter 155 or 157 and to  
156 audit any such election, primary or referendum held within the state;  
157 provided, (A) (i) not later than two months preceding the day of an  
158 election at which a candidate is seeking election, the commission shall  
159 complete any audit it has initiated in the absence of a complaint that  
160 involves a committee of the same candidate from a previous election,  
161 and (ii) during the two-month period preceding the day of an election  
162 at which a candidate is seeking election, the commission shall not  
163 initiate an audit in the absence of a complaint that involves a  
164 committee of the same candidate from a previous election, and (B) the  
165 commission shall not audit any caucus, as defined in subdivision (1) of  
166 section 9-372;

167 [(6)] (7) To attempt to secure voluntary compliance, by informal  
168 methods of conference, conciliation and persuasion, with any  
169 provision of chapter 149, 151 to 153, inclusive, 155, 156 or 157 or any  
170 other provision of the general statutes or regulations relating to any  
171 such election, primary or referendum;

172 [(7)] (8) To consult with the Secretary of the State, the Chief State's  
173 Attorney or the Attorney General on any matter which the commission  
174 deems appropriate;

175 [(8)] (9) To refer to the Chief State's Attorney evidence bearing upon  
176 violation of any provision of chapter 149, 151 to 153, inclusive, 155, 156  
177 or 157 or any other provision of the general statutes or regulations

178 pertaining to or relating to any such election, primary or referendum;

179       [(9)] (10) To refer to the Attorney General evidence for injunctive  
180 relief and any other ancillary equitable relief in the circumstances of  
181 subdivision [(8)] (11) of this subsection. Nothing in this subdivision  
182 shall preclude a person who claims that he is aggrieved by a violation  
183 of any provision of chapter 152 or any other provision of the general  
184 statutes relating to referenda from pursuing injunctive and any other  
185 ancillary equitable relief directly from the Superior Court by the filing  
186 of a complaint;

187       [(10)] (11) To refer to the Attorney General evidence pertaining to  
188 any ruling which the commission finds to be in error made by election  
189 officials in connection with any election, primary or referendum. Those  
190 remedies and procedures available to parties claiming to be aggrieved  
191 under the provisions of sections 9-323, 9-324, 9-328, [and] 9-329a and 9-  
192 371b shall apply to any complaint brought by the Attorney General as  
193 a result of the provisions of this subdivision;

194       [(11)] (12) To consult with the United States Department of Justice  
195 and the United States Attorney for Connecticut on any investigation  
196 pertaining to a violation of this section, section 9-12, subsection (a) of  
197 section 9-17 or section 9-19b, 9-19e, 9-19g, 9-19h, 9-19i, 9-20, 9-21, 9-23a,  
198 9-23g, 9-23h, 9-23j to 9-23o, inclusive, 9-26, 9-31a, 9-32, 9-35, 9-35b, 9-  
199 35c, 9-40a, 9-42, 9-43, 9-50a, 9-56 or 9-59 and to refer to said department  
200 and attorney evidence bearing upon any such violation for prosecution  
201 under the provisions of the National Voter Registration Act of 1993,  
202 P.L. 103-31, as amended from time to time;

203       [(12)] (13) To inspect reports filed with town clerks pursuant to  
204 chapter 155 and refer to the Chief State's Attorney evidence bearing  
205 upon any violation of law therein if such violation was committed  
206 knowingly and wilfully;

207       [(13)] (14) To intervene in any action brought pursuant to the  
208 provisions of sections 9-323, 9-324, 9-328 and 9-329a upon application

209 to the court in which such action is brought when in the opinion of the  
210 court it is necessary to preserve evidence of possible criminal violation  
211 of the election laws;

212 [(14)] ~~(15)~~ To adopt and publish regulations pursuant to chapter 54  
213 to carry out the provisions of section 9-7a, this section, and chapters  
214 155 [and] ~~to 157, inclusive~~; to issue upon request and publish advisory  
215 opinions in the Connecticut Law Journal upon the requirements of  
216 chapters 155 [and] ~~to 157, inclusive~~, and to make recommendations to  
217 the General Assembly concerning suggested revisions of the election  
218 laws;

219 [(15)] ~~(16)~~ To the extent that the Elections Enforcement Commission  
220 is involved in the investigation of alleged or suspected criminal  
221 violations of any provision of the general statutes pertaining to or  
222 relating to any such election, primary or referendum and is engaged in  
223 such investigation for the purpose of presenting evidence to the Chief  
224 State's Attorney, the Elections Enforcement Commission shall be  
225 deemed a law enforcement agency for purposes of subdivision (3) of  
226 subsection (b) of section 1-210, provided nothing in this section shall be  
227 construed to exempt the Elections Enforcement Commission in any  
228 other respect from the requirements of the Freedom of Information  
229 Act, as defined in section 1-200;

230 [(16)] ~~(17)~~ To enter into such contractual agreements as may be  
231 necessary for the discharge of its duties, within the limits of its  
232 appropriated funds and in accordance with established procedures;

233 [(17)] ~~(18)~~ To provide the Secretary of the State with notice and  
234 copies of all decisions rendered by the commission in contested cases,  
235 advisory opinions and declaratory judgments, at the time such  
236 decisions, judgments and opinions are made or issued;

237 [(18)] ~~(19)~~ To receive and determine complaints filed under the Help  
238 America Vote Act, P.L. 107-252, as amended from time to time, by any  
239 person who believes there is a violation of any provision of Title III of

240 P.L. 107-252, as amended. Any complaint filed under this subdivision  
241 shall be in writing, notarized and signed and sworn by the person  
242 filing the complaint. At the request of the complainant, there shall be a  
243 hearing on the record, conducted in accordance with sections 4-167e to  
244 4-184, inclusive. The commission shall make a final determination with  
245 respect to a complaint prior to the expiration of the ninety-day period  
246 beginning on the date the complaint is filed, unless the complainant  
247 consents to a longer period for making such determination. If the  
248 commission fails to meet the applicable deadline under this  
249 subdivision with respect to a complaint, the commission shall resolve  
250 the complaint within sixty days after the expiration of such ninety-day  
251 period under an alternative dispute resolution procedure established  
252 by the commission.

253 (b) In the case of a refusal to comply with an order of the  
254 commission issued pursuant to subdivision (3) or (4) of subsection (a)  
255 of this section, the superior court for the judicial district of Hartford,  
256 on application of the commission, may issue a further order to comply.  
257 Failure to obey such further order may be punished by the court as a  
258 contempt thereof.

259 Sec. 2. Section 9-236b of the general statutes is repealed and the  
260 following is substituted in lieu thereof (*Effective July 1, 2009*):

261 (a) The Secretary of the State shall provide each municipality with  
262 sufficient quantities of a poster size copy, at least eighteen by twenty-  
263 four inches, of a Voter's Bill of Rights, which shall be posted  
264 conspicuously at each polling place. The text of the Voter's Bill of  
265 Rights shall be:

266 "VOTER'S BILL OF RIGHTS

267 Every registered voter in this state has the right to:

268 (1) Inspect a sample ballot before voting;

269 (2) Receive instructions concerning how to operate voting

270 equipment, on sample voting equipment before voting;

271 (3) Cast a ballot if the voter is in line when the polls are closing;

272 (4) Ask for and receive assistance in voting, including assistance in  
273 languages other than English where required by federal or state law;

274 (5) Vote free from coercion or intimidation by election officials or  
275 any other person;

276 (6) Cast a ballot using voting equipment that accurately counts all  
277 votes;

278 (7) Vote by provisional ballot if the individual registered to vote and  
279 the individual's name is not on the voter list;

280 (8) Be informed of the process for restoring the individual's right to  
281 vote if the individual was incarcerated for a felony conviction; and

282 (9) Vote independently and in privacy at a polling place, regardless  
283 of physical disability.

284 If any of your rights have been violated, you have the right to file an  
285 official complaint with the State Elections Enforcement Commission at  
286 .... (toll-free telephone number) or the United States Department of  
287 Justice at .... (toll-free telephone number). In addition, before leaving  
288 the polling place you may notify the moderator of the violation."

289 (b) No person shall violate any right of a registered voter, as listed  
290 in subsection (a) of this section.

291 ~~[(b)]~~ (c) In any municipality or voting district where federal or state  
292 law requires ballots to be made available in a language or languages  
293 other than English, the Voter's Bill of Rights shall also be made  
294 available in such language or languages.

295 ~~[(c)]~~ (d) Sample ballots shall be made available at all polling places,  
296 and any voter shall be permitted to inspect a sample ballot before

297 voting.

298 [(d)] (e) Any voter standing in line at a polling place at the time  
299 when polls are scheduled to close shall be permitted to vote.

300 [(e)] (f) For use at elections for federal office, the Secretary of the  
301 State shall prescribe and the municipal clerk shall provide for all  
302 polling places in the municipality: (1) Instructions on how to cast a  
303 provisional ballot, (2) instructions for mail-in registrants and first-time  
304 voters who register to vote by mail on or after January 1, 2003, (3)  
305 general information concerning voting rights under federal and  
306 Connecticut laws, including information on the right of an individual  
307 to cast a provisional ballot and instructions on how to contact the  
308 appropriate officials if these rights are alleged to have been violated,  
309 and (4) general information on federal and state laws concerning  
310 prohibitions on acts of fraud and misrepresentation.

311 Sec. 3. Section 9-622 of the general statutes is repealed and the  
312 following is substituted in lieu thereof (*Effective July 1, 2009*):

313 The following persons shall be guilty of illegal practices and shall be  
314 punished in accordance with the provisions of section 9-623, as  
315 amended by this act:

316 (1) Any person who, directly or indirectly, individually or by  
317 another person, gives or offers or promises to any person any money,  
318 gift, advantage, preferment, entertainment, aid, emolument or other  
319 valuable thing for the purpose of inducing or procuring any person to  
320 sign a nominating, primary or referendum petition or to vote or refrain  
321 from voting for or against any person or for or against any measure at  
322 any election, caucus, convention, primary or referendum;

323 (2) Any person who, directly or indirectly, receives, accepts,  
324 requests or solicits from any person, committee, association,  
325 organization or corporation, any money, gift, advantage, preferment,  
326 aid, emolument or other valuable thing for the purpose of inducing or

327 procuring any person to sign a nominating, primary or referendum  
328 petition or to vote or refrain from voting for or against any person or  
329 for or against any measure at any such election, caucus, primary or  
330 referendum;

331 (3) Any person who, in consideration of any money, gift, advantage,  
332 preferment, aid, emolument or other valuable thing paid, received,  
333 accepted or promised to the person's advantage or any other person's  
334 advantage, votes or refrains from voting for or against any person or  
335 for or against any measure at any such election, caucus, primary or  
336 referendum;

337 (4) Any person who solicits from any candidate any money, gift,  
338 contribution, emolument or other valuable thing for the purpose of  
339 using the same for the support, assistance, benefit or expenses of any  
340 club, company or organization, or for the purpose of defraying the cost  
341 or expenses of any political campaign, primary, referendum or  
342 election;

343 (5) Any person who, directly or indirectly, pays, gives, contributes  
344 or promises any money or other valuable thing to defray or towards  
345 defraying the cost or expenses of any campaign, primary, referendum  
346 or election to any person, committee, company, club, organization or  
347 association, other than to a campaign treasurer, except that this  
348 subdivision shall not apply to any expenses for postage, telegrams,  
349 telephoning, stationery, express charges, traveling, meals, lodging or  
350 photocopying incurred by any candidate for office or for nomination to  
351 office, so far as may be permitted under the provisions of this chapter;

352 (6) Any person who, in order to secure or promote the person's own  
353 nomination or election as a candidate, or that of any other person,  
354 directly or indirectly, promises to appoint, or promises to secure or  
355 assist in securing the appointment, nomination or election of any other  
356 person to any public position, or to any position of honor, trust or  
357 emolument; but any person may publicly announce the person's own  
358 choice or purpose in relation to any appointment, nomination or

359 election in which the person may be called to take part, if the person is  
360 nominated for or elected to such office;

361 (7) Any person who, directly or indirectly, individually or through  
362 another person, makes a payment or promise of payment to a  
363 campaign treasurer in a name other than the person's own, and any  
364 campaign treasurer who knowingly receives a payment or promise of  
365 payment, or enters or causes the same to be entered in the person's  
366 accounts in any other name than that of the person by whom such  
367 payment or promise of payment is made;

368 (8) Any person who knowingly and wilfully violates any provision  
369 of [this chapter] chapters 155 to 157, inclusive;

370 (9) Any person who offers or receives a cash contribution in excess  
371 of one hundred dollars to promote the success or defeat of any political  
372 party, candidate or referendum question;

373 (10) Any person who solicits, makes or receives a contribution,  
374 payment or organization expenditure that is otherwise prohibited by  
375 any provision of [this chapter] chapters 155 to 157, inclusive, or any  
376 regulation adopted pursuant to said chapters;

377 (11) Any department head or deputy department head of a state  
378 department who solicits a contribution on behalf of, or for the benefit  
379 of, any candidate for state, district or municipal office or any political  
380 party;

381 (12) Any municipal employee who solicits a contribution on behalf  
382 of, or for the benefit of, any candidate for state, district or municipal  
383 office, any political committee or any political party, from (A) an  
384 individual under the supervision of such employee, or (B) the spouse  
385 or a dependent child of such individual;

386 (13) Any person who makes a coordinated expenditure for a  
387 candidate without the knowledge of said candidate. No candidate  
388 shall be civilly or criminally liable with regard to any such coordinated

389 expenditure;

390 (14) Any chief of staff of a legislative caucus who solicits a  
391 contribution on behalf of or for the benefit of any candidate for state,  
392 district or municipal office from an employee of the legislative caucus;

393 (15) Any chief of staff for a state-wide elected official who solicits a  
394 contribution on behalf of or for the benefit of any candidate for state,  
395 district or municipal office from a member of such official's staff; or

396 (16) Any chief of staff for the Governor or Lieutenant Governor who  
397 solicits a contribution on behalf of or for the benefit of any candidate  
398 for state, district or municipal office from a member of the staff of the  
399 Governor or Lieutenant Governor, or from any commissioner or  
400 deputy commissioner of any state agency.

401 Sec. 4. Section 9-623 of the general statutes is repealed and the  
402 following is substituted in lieu thereof (*Effective January 1, 2010, and*  
403 *applicable to elections held on and after said date*):

404 (a) Any person who knowingly and wilfully violates any provision  
405 of this chapter shall be fined not more than five thousand dollars or  
406 imprisoned not more than five years or both. The [Secretary of the  
407 State or the] town clerk shall notify the State Elections Enforcement  
408 Commission of any such violation of which [said secretary or] such  
409 town clerk may have knowledge. Any such fine for a violation of any  
410 provision of this chapter applying to the office of the Treasurer shall be  
411 deposited on a pro rata basis in any trust funds, as defined in section 3-  
412 13c, affected by such violation.

413 (b) (1) If any campaign treasurer fails to file any statement required  
414 by section 9-608, or if any candidate fails to file either (A) a statement  
415 for the formation of a candidate committee as required by section 9-  
416 604, [or] (B) a certification pursuant to section 9-603 that the candidate  
417 is exempt from forming a candidate committee as required by section  
418 9-604, or (C) an affidavit, in accordance with subsection (a) of section 9-

419 703, that includes a written certification indicating whether or not the  
420 candidate intends to abide by the expenditure limits under the  
421 Citizens' Election Program that are described in subsection (c) of  
422 section 9-703, within the time required, the campaign treasurer or  
423 candidate, as the case may be, shall pay a late filing fee of one hundred  
424 dollars.

425 (2) In the case of any such statement or certification that is required  
426 to be filed with the State Elections Enforcement Commission, the  
427 commission shall, not later than ten days after the filing deadline is, or  
428 should be, known to have passed, notify by certified mail, return  
429 receipt requested, the person required to file that, if such statement or  
430 certification is not filed not later than twenty-one days after such  
431 notice, the person is in violation of section 9-603, 9-604, [or] 9-608 or 9-  
432 703.

433 (3) In the case of any such statement or certification that is required  
434 to be filed with a town clerk, the town clerk shall forthwith after the  
435 filing deadline is, or should be, known to have passed, notify by  
436 certified mail, return receipt requested, the person required to file that,  
437 if such statement or certification is not filed not later than seven days  
438 after the town clerk mails such notice, the town clerk shall notify the  
439 State Elections Enforcement Commission that the person is in violation  
440 of section 9-603, 9-604 or 9-608.

441 (4) The penalty for any violation of section 9-603, 9-604, [or] 9-608 or  
442 9-703 shall be a fine of not less than two hundred dollars or more than  
443 two thousand dollars or imprisonment for not more than one year, or  
444 both.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2009</i>	9-7b
Sec. 2	<i>July 1, 2009</i>	9-236b
Sec. 3	<i>July 1, 2009</i>	9-622

Sec. 4	<i>January 1, 2010, and applicable to elections held on and after said date</i>	9-623
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**Statement of Purpose:**

To augment the powers of the State Elections Enforcement Commission, make violation of the "Voter's Bill of Rights" subject to penalty and provide monetary fines for the failure to file a candidate intent affidavit under the Citizens' Election Program.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*