



General Assembly

February Session, 2010

**Raised Bill No. 423**

LCO No. 2025

\*02025\_\_\_\_\_GAE\*

Referred to Committee on Government Administration and Elections

Introduced by:  
(GAE)

**AN ACT CONCERNING RECOMMENDATIONS OF THE CONNECTICUT TOWN CLERKS CONCERNING DISCLOSURE AND ELECTIONS LAWS.**

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

1 Section 1. Section 1-217 of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2010*):

3 (a) No public agency may disclose, under the Freedom of  
4 Information Act, the residential address of any of the following  
5 persons:

6 (1) A federal court judge, federal court magistrate, judge of the  
7 Superior Court, Appellate Court or Supreme Court of the state, or  
8 family support magistrate;

9 (2) A sworn member of a municipal police department, a sworn  
10 member of the Division of State Police within the Department of Public  
11 Safety or a sworn law enforcement officer within the Department of  
12 Environmental Protection;

- 13 (3) An employee of the Department of Correction;
- 14 (4) An attorney-at-law who represents or has represented the state  
15 in a criminal prosecution;
- 16 (5) An attorney-at-law who is or has been employed by the Public  
17 Defender Services Division or a social worker who is employed by the  
18 Public Defender Services Division;
- 19 (6) An inspector employed by the Division of Criminal Justice;
- 20 (7) A firefighter;
- 21 (8) An employee of the Department of Children and Families;
- 22 (9) A member or employee of the Board of Pardons and Paroles;
- 23 (10) An employee of the judicial branch;
- 24 (11) An employee of the Department of Mental Health and  
25 Addiction Services who provides direct care to patients; or
- 26 (12) A member or employee of the Commission on Human Rights  
27 and Opportunities.
- 28 (b) The business address of any person described in subsection (a) of  
29 this section shall be subject to disclosure under section 1-210.
- 30 (c) The provisions of this section shall not apply to Department of  
31 Motor Vehicles records described in section 14-10, or to any municipal  
32 clerk or registrar of vital statistics who discloses any of the following  
33 documents that may contain the residential address of a person  
34 described in subsection (a) of this section:
- 35 (1) Land records, maps and surveys;
- 36 (2) Trade names certificates;
- 37 (3) Dog licenses;

- 38     (4) Vital records;
- 39     (5) Lists of appointed and elected officials;
- 40     (6) Meeting minutes;
- 41     (7) Petitions; and
- 42     (8) Registry and enrollment lists of voters.

43     Sec. 2. Section 9-250 of the general statutes is repealed and the  
44     following is substituted in lieu thereof (*Effective July 1, 2010*):

45     Ballots shall be printed in [black ink, in] plain clear type [,] and on  
46     clear white material of such size as will fit the tabulator, and shall be  
47     furnished by the registrar of voters. The size and style of the type used  
48     to print the name of a political party on a ballot shall be identical with  
49     the size and style of the type used to print the names of all other  
50     political parties appearing on such ballot. The name of each major  
51     party candidate for a municipal office, as defined in section 9-372,  
52     [except for the municipal offices of state senator and state  
53     representative,] shall appear on the ballot as [it appears on the registry  
54     list of the candidate's town of voting residence, except as provided in  
55     section 9-42a] the candidate authorizes it to appear on the ballot,  
56     pursuant to the certificate filed or the statement of consent filed. The  
57     name of each major party candidate for a state or district office, as  
58     defined in section 9-372, or for [the] a municipal office [of state senator  
59     or state representative] shall appear on the ballot as it appears on the  
60     certificate or statement of consent filed under section 9-388, subsection  
61     (b) of section 9-391, or section 9-400 or 9-409, as amended by this act.  
62     The name of each minor party candidate shall appear on the ballot as it  
63     appears on the [registry list] certificate or statement of consent filed  
64     under section 9-388, or in accordance with the provisions of section 9-  
65     452, as amended by this act. The name of each nominating petition  
66     candidate shall appear on the ballot as [it is verified by the town clerk  
67     on the application filed under section 9-453b] the candidate authorizes

68 it to appear on the ballot, pursuant to the certificate filed or the  
69 statement of consent filed. The size and style of the type used to print  
70 the name of a candidate on a ballot shall be identical with the size and  
71 style of the type used to print the names of all other candidates  
72 appearing on such ballot. Such ballot shall contain the names of the  
73 offices and the names of the candidates arranged thereon. The names  
74 of the political parties and party designations shall be arranged on the  
75 ballots, either in columns or horizontal rows as set forth in section 9-  
76 249a, immediately adjacent to the column or row occupied by the  
77 candidate or candidates of such political party or organization. [When  
78 two or more candidates are to be elected to the same office, the] The  
79 ballot shall be printed in such manner as to indicate [that] how many  
80 candidates the elector may vote for, [any two or such other number as  
81 he is entitled to vote for,] provided in the case of a town adopting the  
82 provisions of section 9-204a, such ballot shall indicate the maximum  
83 number of candidates who may be elected to such office from any  
84 party. If two or more candidates are to be elected to the same office for  
85 different terms, the term for which each is nominated shall be printed  
86 on the official ballot as a part of the title of the office. If, at any election,  
87 one candidate is to be elected for a full term and another to fill a  
88 vacancy, the official ballot containing the names of the candidates in  
89 the foregoing order shall, as a part of the title of the office, designate  
90 the term which such candidates are severally nominated to fill. No  
91 column, under the name of any political party or independent  
92 organization, shall be printed on any official ballot, which contains  
93 more candidates for any office than the number for which an elector  
94 may vote for that office.

95 Sec. 3. Section 9-409 of the general statutes is repealed and the  
96 following is substituted in lieu thereof (*Effective July 1, 2010*):

97 Petition forms for candidacies for nomination to municipal office or  
98 for election as members of town committees shall be available from the  
99 registrar beginning on the day following the making of the party's  
100 endorsement of a candidate or candidates for such office or position, or

101 beginning on the day following the final day for the making of such  
102 endorsement under the provisions of section 9-391, as amended by this  
103 act, whichever comes first. Any person who requests a petition form  
104 shall give his name and address and the name, address and office or  
105 position sought of each candidate for whom the petition is being  
106 obtained, and shall file a statement signed by each such candidate that  
107 he consents to be a candidate for such office or position. [In the case of  
108 the municipal offices of state senator and state representative, each]  
109 Each such candidate shall include on the statement of consent his  
110 name as he authorizes it to appear on the ballot. Upon receiving such  
111 information and statement, the registrar shall type or print on a  
112 petition form the name and address of each such candidate, the office  
113 sought and the political party holding the primary. The registrar shall  
114 give to any person requesting such form one or more petition pages,  
115 suitable for duplication, as the registrar deems necessary. If the person  
116 is requesting the form on behalf of an indigent candidate or a group of  
117 indigent candidates listed on the same petition, the registrar shall give  
118 the person a number of petition pages determined by the registrar as at  
119 least two times the number needed to contain the required number of  
120 signatures for a candidacy for nomination to municipal office or a  
121 number of petition pages determined by the registrar as at least five  
122 times the number needed to contain the required number of signatures  
123 for a candidacy for election as a town committee member. An original  
124 petition page filled in by the registrar may be duplicated by or on  
125 behalf of the candidate or candidates listed on the page and signatures  
126 may be obtained on such duplicates. The duplicates may be filed in the  
127 same manner and shall be subject to the same requirements as original  
128 petition pages. All information relative to primary petitions shall be a  
129 public record.

130 Sec. 4. Subsection (a) of section 9-437 of the general statutes is  
131 repealed and the following is substituted in lieu thereof (*Effective July*  
132 *1, 2010*):

133 (a) At the top of each ballot [label] shall be printed the name of the

134 party holding the primary, and each ballot [label] shall contain the  
 135 names of all candidates to be voted upon at such primary, except the  
 136 names of justices of the peace. The vertical columns shall be headed by  
 137 the designation of the office or position and instructions as to the  
 138 number for which an elector may vote for such office or position, in the  
 139 same manner as a ballot [label] used in a regular election. The name of  
 140 each candidate for town committee or municipal office, [except for the  
 141 municipal offices of state senator and state representative,] shall  
 142 appear on the ballot [label as it appears on the registry list of such  
 143 candidate's town of voting residence] as the candidate authorizes it to  
 144 appear on the ballot, pursuant to the certificate filed or the statement of  
 145 consent filed, except as provided in section 9-42a, as amended by this  
 146 act. The name of each candidate for state or district office or for the  
 147 municipal offices of state senator or state representative shall appear  
 148 on the ballot as it appears on the certificate or statement of consent  
 149 filed under section 9-388, 9-391, as amended by this act, 9-400 or 9-409,  
 150 as amended by this act. On the first horizontal line, below the  
 151 designation of the office or position in each column, shall be placed the  
 152 name of the party-endorsed candidate for such office or position, such  
 153 name to be marked with an asterisk; provided, where more than one  
 154 person may be voted for [for] any office or position, the names of the  
 155 party-endorsed candidates shall be arranged in alphabetical order  
 156 from left to right under the appropriate office or position designation  
 157 and shall continue, if necessary, from left to right on the next lower  
 158 line or lines. In the case of no party endorsement there shall be inserted  
 159 the designation "no party endorsement" at the head of the vertical  
 160 column, immediately beneath the designation of the office or position.  
 161 On the horizontal lines below the line for party-endorsed candidates  
 162 shall be placed, in the appropriate columns, the names of all other  
 163 candidates as hereinafter provided.

164       Sec. 5. Section 2-30a of the general statutes is repealed and the  
 165 following is substituted in lieu thereof (*Effective from passage*):

166       (a) At such time as a proposed constitutional amendment and its

167 concomitant ballot question is approved by the General Assembly for  
168 presentation to the electors of the state for their consideration at a  
169 general election, the Office of Legislative Research shall prepare a  
170 concise explanatory text as to the content and purpose of the proposed  
171 constitutional amendment subject to the approval of the joint standing  
172 committee of the General Assembly having cognizance of  
173 constitutional amendments. Upon such approval, the Secretary of the  
174 State shall cause such proposed amendment and such explanatory text  
175 to be printed and transmitted to the town clerk in each town in the  
176 state in sufficient supply for public distribution.

177 (b) The Secretary of the State shall print the explanations of  
178 proposed constitutional amendments, as required by subsection (a) of  
179 this section, on posters of a size to be determined by said secretary and  
180 shall mail at least three such posters for every polling place within a  
181 town, to the [town clerk] registrars of voters. Said [clerk] registrars  
182 shall cause at least three such posters to be posted at each polling place  
183 at which electors shall be voting on such proposed constitutional  
184 amendments. Any posters received by [a town clerk] the registrars in  
185 excess of the number required by this subsection to be so posted may  
186 be displayed by said [clerk at his] registrars at their discretion at  
187 locations which are frequented by the public. No expenditure of state  
188 funds shall be made to influence electors to vote for or against any  
189 such proposed constitutional amendment.

190 Sec. 6. Section 9-42a of the general statutes is repealed and the  
191 following is substituted in lieu thereof (*Effective July 1, 2010*):

192 [(a) As used in this section, the term "municipal office" shall be  
193 construed as defined in section 9-372, except that such term shall not  
194 include the municipal offices of state senator and state representative.]

195 [(b)] (a) On the written request of any elector who identifies himself  
196 to the satisfaction of the registrars of voters, such registrars shall make  
197 any changes in the name of such elector as it appears on the registry  
198 list, provided such elector furnishes reasonable evidence to the

199 registrars that the name as changed is a lawful name of such elector.  
200 No such change shall be made between the Tuesday of the fifth week  
201 before a regular election and the day of such election.

202 [(c)] (b) No such change in the name of a candidate at a primary  
203 shall affect the name of the candidate as it appears on the primary  
204 ballot, [unless the elector is a candidate for town committee or  
205 municipal office and the change is made not later than the twenty-  
206 ninth day preceding the day of the primary.] No such change in the  
207 name of a major party candidate at an election shall affect the name of  
208 such candidate as it appears on the election ballot, [unless the elector is  
209 a candidate for municipal office and the change is made not later than  
210 the fifty-fifth day preceding the day of such election.] No such change  
211 in the name of a minor party candidate or a nominating petition  
212 candidate for any office at an election shall affect the name of such  
213 candidate as it appears on the election ballot, [unless the change is  
214 made not later than the fifty-fifth day preceding the day of the  
215 election.]

216 Sec. 7. Section 9-232j of the general statutes is repealed and the  
217 following is substituted in lieu thereof (*Effective from passage*):

218 The moderator of the election in each voting district shall appear at  
219 the office of the [town clerk] registrars of voters not later than eight  
220 o'clock p.m. of the day before an election for federal office. At such  
221 time, the [town clerk] registrars of voters shall provide a provisional  
222 ballot packet to such moderator or moderators. Each packet shall  
223 include: (1) The appropriate number of provisional ballots for federal  
224 office provided by the Secretary of the State, which shall be equal to  
225 not less than one per cent of the number of electors who are eligible to  
226 vote in the voting district served by the moderator, or such other  
227 number as the municipal clerk and the registrars agree is sufficient to  
228 protect electors' voting rights, (2) the appropriate number of serially-  
229 numbered envelopes prescribed by the Secretary, (3) a provisional  
230 ballot inventory form, (4) a provisional ballot depository envelope, and

231 (5) other necessary forms prescribed by the Secretary.

232 Sec. 8. Subsection (a) of section 9-391 of the general statutes is  
233 repealed and the following is substituted in lieu thereof (*Effective July*  
234 *1, 2010*):

235 (a) Each endorsement of a candidate to run in a primary for the  
236 nomination of candidates for municipal office to be voted upon at a  
237 municipal election, or for the election of town committee members  
238 shall be made under the provisions of section 9-390 not earlier than the  
239 fifty-sixth day or later than the forty-ninth day preceding the day of  
240 such primary. The endorsement shall be certified to the clerk of the  
241 municipality by either (1) the chairman or presiding officer, or (2) the  
242 secretary of the town committee, caucus or convention, as the case may  
243 be, not later than four o'clock p.m. on the forty-eighth day preceding  
244 the day of such primary. Such certification shall contain the name  
245 [and] of each such endorsed candidate as the candidate authorizes it to  
246 appear on the ballot, the signature of each such endorsed candidate,  
247 the street address of each person so endorsed, the title of the office or  
248 the position as committee member and the name or number of the  
249 political subdivision or district, if any, for which each such person is  
250 endorsed. If such a certificate of a party's endorsement is not received  
251 by the town clerk by such time, such certificate shall be invalid and  
252 such party, for purposes of sections 9-417, 9-418 and 9-419, shall be  
253 deemed to have neither made nor certified such endorsement of any  
254 candidate for such office.

255 Sec. 9. Section 9-452 of the general statutes is repealed and the  
256 following is substituted in lieu thereof (*Effective July 1, 2010*):

257 All minor parties nominating candidates for any elective office shall  
258 make such nominations and certify and file a list of such nominations,  
259 as required by this section, not later than the sixty-second day prior to  
260 the day of the election at which such candidates are to be voted for. A  
261 list of nominees in printed or typewritten form that includes each  
262 candidate's name as each candidate authorizes it to appear on the

263 ballot, the signature of each candidate, the full street address of each  
264 candidate and the title and district of the office for which each  
265 candidate was nominated shall be certified by the presiding officer of  
266 the committee, meeting or other authority making such nomination  
267 and shall be filed by such presiding officer with the Secretary of the  
268 State, in the case of state or district office or the municipal office of  
269 state representative, state senator or judge of probate, or with the clerk  
270 of the municipality, in the case of municipal office, not later than the  
271 sixty-second day prior to the day of the election. The clerk of such  
272 municipality shall promptly verify and correct the names on any such  
273 list filed with him, or the names of nominees forwarded to him by the  
274 Secretary of the State, in accordance with the registry list of such  
275 municipality and endorse the same as having been so verified and  
276 corrected. For purposes of this section, a list of nominations shall be  
277 deemed to be filed when it is received by the secretary or clerk, as  
278 appropriate.

279 Sec. 10. Section 9-461 of the general statutes is repealed and the  
280 following is substituted in lieu thereof (*Effective July 1, 2010*):

281 Not later than the seventh day following the date set for the primary  
282 for nomination at any election at which a municipal office is to be  
283 filled, the clerk of the municipality in which such election is to be held  
284 shall file with the Secretary of the State a list of the candidates of each  
285 party for the municipal offices to be filled at such election nominated  
286 in accordance with the provisions of this chapter. Such list shall be on a  
287 form provided by the Secretary of the State and shall indicate the name  
288 and address of each candidate and the office and term for which each  
289 candidate has been nominated, and, except for major party candidates  
290 for the municipal offices of state senator or state representative, shall  
291 contain the certification of such municipal clerk that he has compared  
292 the name of each such candidate with the candidate's name as [it  
293 appears on the registry list] the candidate authorizes it to appear on  
294 the ballot, pursuant to the certificate filed in accordance with  
295 subsection (c) of section 9-391, or the statement of consent filed in

296 accordance with section 9-409, as amended by this act, as applicable,  
 297 and has verified and corrected the same. In the case of major party  
 298 candidates for the municipal offices of state senator or state  
 299 representative, such list shall contain the certification of the [town]  
 300 municipal clerk that he has compared the name of each such candidate  
 301 with the candidate's name as the candidate has authorized, on the  
 302 certificate or statement of consent filed under subsection (b) of section  
 303 9-391 or section 9-409, as amended by this act, his name to appear, and  
 304 has verified and corrected the same. Such list shall include a statement  
 305 of the total number of candidates for which each elector may vote for  
 306 each office and term at such election as set forth in the list or  
 307 amendment or supplement thereto filed with the Secretary of the State  
 308 under section 9-254. After the filing of such list of candidates, the clerk  
 309 of the municipality shall forthwith notify the Secretary of the State of  
 310 any errors in such list or of any changes in such list provided for in  
 311 section 9-329a or 9-460.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2010</i>	1-217
Sec. 2	<i>July 1, 2010</i>	9-250
Sec. 3	<i>July 1, 2010</i>	9-409
Sec. 4	<i>July 1, 2010</i>	9-437(a)
Sec. 5	<i>from passage</i>	2-30a
Sec. 6	<i>July 1, 2010</i>	9-42a
Sec. 7	<i>from passage</i>	9-232j
Sec. 8	<i>July 1, 2010</i>	9-391(a)
Sec. 9	<i>July 1, 2010</i>	9-452
Sec. 10	<i>July 1, 2010</i>	9-461

**Statement of Purpose:**

To exempt certain town records from address confidentiality provisions and to make certain changes to the election laws which affect town clerks and conform to current practice.

*[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.]*