



General Assembly

January Session, 2013

Raised Bill No. 1146

LCO No. 4210



Referred to Committee on GOVERNMENT ADMINISTRATION
AND ELECTIONS

Introduced by:
(GAE)

AN ACT CONCERNING CROSS-ENDORSEMENTS.

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

1 Section 1. Section 9-453t of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective January 1, 2014*):

3 Notwithstanding any other provision of the general statutes or any
4 special act, the nomination of a candidate by a major or minor party
5 under this chapter, for any office shall disqualify such candidate from
6 appearing on the ballot by nominating petition for the same office, [,
7 unless (1) such petition is circulated by an existing minor party with
8 the same party designation at the time of such nomination, and (2) the
9 minor party is otherwise qualified to nominate candidates on the same
10 ballot. Nothing in this section shall be construed to prohibit any
11 candidate from appearing on the ballot as the nominee of two or more
12 major or minor parties for the same office] No candidate who is not
13 enrolled as a member of a party may be endorsed by such party.

14 Sec. 2. Subsections (b) and (c) of section 9-242 of the general statutes

15 are repealed and the following is substituted in lieu thereof (*Effective*
16 *January 1, 2014*):

17 (b) It shall be so constructed as to prevent an elector from voting for
18 more than one person for the same office, except when the elector is
19 lawfully entitled to vote for more than one person for that office, and it
20 shall afford the elector an opportunity to vote for only as many
21 persons for that office as the elector is by law entitled to vote for, at the
22 same time preventing the elector from voting for the same person
23 twice. It shall be so constructed that all votes cast will be registered or
24 recorded by the tabulator. [In the event that a candidate is cross
25 endorsed and an elector casts more than one vote for such candidate,
26 such vote shall be attributed by the head moderator to the endorsing
27 parties as provided for in this subsection. The head moderator shall (1)
28 determine the percentage of all attributable votes the candidate
29 received that are attributable to each endorsing party, (2) determine
30 the number of ballots upon which an elector voted for the candidate
31 more than once, and (3) apply the percentage determined under
32 subdivision (1) of this subsection for an endorsing party to the total
33 determined under subdivision (2) of this subsection. The resulting
34 number from the calculation under subdivision (3) of this subsection
35 shall be the number of votes the head moderator attributes to the
36 endorsing party associated with the percentage used in the calculation
37 under subdivision (3) of this subsection. The head moderator shall
38 repeat the calculation in subdivision (3) of this subsection for each
39 endorsing party. For any result under subdivision (3) of this subsection
40 that is a fractional number, the head moderator shall round such result
41 to the nearest whole number, provided a half number shall be rounded
42 to the next highest whole number, and provided further that each such
43 endorsing party with a percentage greater than zero under subdivision
44 (1) of this subsection shall receive at least one such vote, with the
45 remaining parties receiving a proportional reduction in votes, if
46 necessary. If any vote remains that can not be evenly attributed to such
47 parties, such vote shall be attributed to the endorsing party with the

48 most votes.]

49 (c) Notwithstanding the provisions of subsection (b) of this section,
50 the Secretary of the State may approve a voting tabulator which
51 requires the elector in the polls to place the elector's ballot into the
52 recording device and which meets the voluntary performance and test
53 standards for voting systems adopted by (1) the Federal Election
54 Commission on January 25, 1990, as amended from time to time, or (2)
55 the Election Assistance Commission pursuant to the Help America
56 Vote Act of 2002, P.L. 107-252, 42 USC 15481-85, as amended from time
57 to time, whichever standards are most current at the time of the
58 Secretary of the State's approval, and regulations which the Secretary
59 of the State may adopt in accordance with the provisions of chapter 54,
60 provided the voting tabulator shall (A) warn the elector of overvotes,
61 (B) not record overvotes, and (C) not record more than one vote of an
62 elector for the same person for an office. [In the event that a candidate
63 is cross endorsed and an elector casts more than one vote for such
64 candidate, such vote shall be attributed by the head moderator to the
65 endorsing parties as provided for in this subsection. The head
66 moderator shall (i) determine the percentage of all attributable votes
67 the candidate received that are attributable to each endorsing party, (ii)
68 determine the number of ballots upon which an elector voted for the
69 candidate more than once, and (iii) apply the percentage determined
70 under subparagraph (C)(i) of this subsection for an endorsing party to
71 the total determined under subparagraph (C)(ii) of this subsection. The
72 resulting number from the calculation under subparagraph (C)(iii) of
73 this subsection shall be the number of votes the head moderator
74 attributes to the endorsing party associated with the percentage used
75 in the calculation under subparagraph (C)(iii) of this subsection. The
76 head moderator shall repeat the calculation in subparagraph (C)(iii) of
77 this subsection for each endorsing party. For any result under
78 subparagraph (C)(iii) of this subsection that is a fractional number, the
79 head moderator shall round such result to the nearest whole number,
80 provided a half number shall be rounded to the next highest whole

81 number, and provided further that each such endorsing party with a
82 percentage greater than zero under subparagraph (C)(i) of this
83 subsection shall receive at least one such vote, with the remaining
84 parties receiving a proportional reduction in votes, if necessary. If any
85 vote remains that can not be evenly attributed to such parties, such
86 vote shall be attributed to the endorsing party with the most votes.]

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2014</i>	9-453t
Sec. 2	<i>January 1, 2014</i>	9-242(b) and (c)

Statement of Purpose:

To eliminate cross-endorsements of candidates.

[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.]