



General Assembly

Amendment

January Session, 2021

LCO No. 8060



Offered by:

SEN. SAMPSON, 16th Dist.

SEN. KISSEL, 7th Dist.

To: Senate Bill No. 901

File No. 114

Cal. No. 123

"AN ACT EXTENDING TO JUNE 30, 2021, CHANGES IMPLEMENTED FOR THE 2020 STATE ELECTION AS A RESULT OF COVID-19."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 9-465 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2021*):

5 (a) The name of a candidate shall be placed on the ballot at a primary
6 of a party either: [(a)] (1) By direction of the [secretary] Secretary when
7 he or she determines, within the time specified in section 9-466, as
8 amended by this act, that the candidacy of such person for such party's
9 nomination for President is generally and seriously advocated or
10 recognized according to reports in the national or state news media,
11 unless such candidate files a request as provided in section 9-466, as
12 amended by this act; or [(b)] (2) by petition to the [secretary] Secretary
13 as provided in sections 9-467, 9-468 and 9-469, as amended by this act,

14 provided no candidate may be placed on the ballot under subdivision
15 (1) or (2) of this subsection unless such candidate has publicly disclosed
16 his or her federal income tax returns, in accordance with subsection (b)
17 of this section, for the three years immediately preceding such primary.

18 (b) A candidate described in subsection (a) of this section shall
19 publicly disclose his or her federal income tax returns, not later than
20 four o'clock p.m. on the seventy-fifth day preceding the day of the
21 primary, by filing with the Secretary a copy of the returns and providing
22 written authorization to the Secretary for the publication of the returns
23 on the Internet web site of the office of the Secretary of the State. The
24 Secretary shall publish the returns on the Internet web site of the office
25 not later than seven days after such filing.

26 Sec. 502. Section 9-466 of the general statutes is repealed and the
27 following is substituted in lieu thereof (*Effective October 1, 2021*):

28 The Secretary shall, at ten o'clock a.m. on the seventy-fourth day
29 preceding the day of the primary, publicly announce a list of candidates
30 whose names are to be placed on the ballot of each party at such primary
31 pursuant to subdivision (1) of subsection (a) of section 9-465, as
32 amended by this act, except that the Secretary shall omit from such list
33 the name of each candidate who has failed to publicly disclose his or her
34 federal income tax return, in accordance with subsection (b) of said
35 section. Forthwith upon announcing such list, said Secretary shall notify
36 each such candidate whose name appears on such list, by registered
37 mail with return receipt requested, that his or her name will be included
38 on the ballot unless he or she files with the Secretary, not later than
39 twelve o'clock p.m. of the thirty-sixth day before the primary, a written
40 request, signed by the candidate, to the following effect: "I request that
41 my name be omitted from the ballot at Connecticut's forthcoming
42 (name of party) presidential preference primary". The name of any
43 candidate who files a request as provided [by] in this section, within the
44 time specified, shall be omitted from the ballot, but no such withdrawal
45 shall be honored if it is received later than the time specified [by] in this
46 section.

47 Sec. 503. Section 9-469 of the general statutes is repealed and the
48 following is substituted in lieu thereof (*Effective October 1, 2021*):

49 The Secretary shall complete tabulation of the signatures on such
50 petitions not later than the forty-sixth day preceding the day of the
51 primary. The Secretary shall place on the ballot of each party at the
52 primary the name of each candidate whose petition has been signed by
53 a number of enrolled members of such party equal to at least one per
54 cent of the total number of enrolled members of such party in the state,
55 according to the most recent enrollment records on file in the office of
56 the Secretary, provided no candidate may be placed on the ballot under
57 this section unless such candidate has publicly disclosed his or her
58 federal income tax returns, in accordance with subsection (b) of section
59 9-465, as amended by this act, for the three years immediately preceding
60 such primary. No candidate who has filed a statement of consent
61 pursuant to the provisions of section 9-467 and whose name is placed
62 on the ballot pursuant to the provisions of this section shall be permitted
63 to withdraw his or her name from such ballot.

64 Sec. 504. Section 9-175 of the general statutes is repealed and the
65 following is substituted in lieu thereof (*Effective October 1, 2021*):

66 (a) (1) The electors in the several towns in the state, at the state
67 election in 1964, and quadrennially thereafter, shall elect electors of
68 President and Vice President of the United States, not exceeding in
69 number the whole number of senators and representatives to which the
70 state is then entitled in the Congress of the United States. Voting shall
71 be conducted and the result declared, and the returns thereof made, as
72 is provided in respect to state elections. The Secretary of the State shall,
73 on or before the first Monday of October of the year in which such
74 presidential electors are to be elected, transmit blank forms to the
75 several town clerks for the return of the votes; and the lists and returns
76 of the votes shall be made out, certified and directed according to such
77 forms. When an election is to be held for the choice of presidential
78 electors, if any political party has nominated candidates for President
79 and Vice President of the United States, and presidential electors to vote

80 for such presidential and vice presidential candidates have been
81 nominated by a political convention of such party in this state, or in such
82 other manner as entitles the names of such electors to be placed upon
83 the official ballots to be used in such election, the Secretary of the State
84 and any other official charged with the preparation of official ballots to
85 be used in such election, in lieu of placing the names of such presidential
86 electors on such official ballots, shall place on such official ballots a
87 space with the words "Presidential electors for (here insert the last name
88 of the candidate for President, the word 'and' and the last name of the
89 candidate for Vice President)", [; and a vote cast therefor] provided each
90 such candidate of such party has publicly disclosed his or her respective
91 federal income tax returns, in accordance with subdivision (2) of this
92 subsection, for the three years immediately preceding such election,
93 except as provided in subsection (c) of this section. A vote cast in such
94 space on such official ballots shall be counted, and shall be in all respects
95 effective, as a vote for each of the presidential electors representing such
96 candidates for President and Vice President.

97 (2) Except as provided in subsection (c) of this section, a candidate
98 nominated by a political party for President or Vice President of the
99 United States shall publicly disclose his or her federal income tax
100 returns, not later than four o'clock p.m. on the sixty-third day preceding
101 such election, by filing with the Secretary of the State a copy of the
102 returns and providing written authorization to the Secretary for the
103 publication of the returns on the Internet web site of the office of the
104 Secretary of the State. The Secretary shall publish the returns on the
105 Internet web site of the office not later than seven days after such filing.

106 (b) (1) In the case of a write-in candidate for President of the United
107 States, such candidate may register his or her candidacy with the
108 Secretary of the State by submitting his or her name and the names of a
109 vice presidential candidate and candidates for the office of elector in a
110 number not exceeding the whole number of electors to which the state
111 is then entitled. Such registration shall be on a form prescribed by the
112 Secretary of the State, which form shall include a statement of consent
113 to being a candidate by each proposed candidate for elector and by the

114 candidate for Vice President. Such registration shall not include a
115 designation of political party. A candidate for President may register at
116 any time after January first of the election year and not later than four
117 o'clock p.m. on the fourteenth day preceding the election at which the
118 offices of presidential elector and vice presidential elector are being
119 contested, provided each such candidate has publicly disclosed his or
120 her respective federal income tax returns, in accordance with
121 subdivision (2) of this subsection, for the three years immediately
122 preceding such election, except as provided in subsection (c) of this
123 section. If a candidate has so registered, a vote may be cast by write-in
124 ballot for such candidate by writing in the last name of the candidate for
125 President and the last name of the candidate for Vice President or only
126 the last name of the candidate for President; such write-in ballot shall be
127 counted, and shall be in all respects effective, as a vote for each of the
128 presidential electors representing such candidates for President and
129 Vice President. No person nominated for the office of President, Vice
130 President, or presidential elector by a major or minor party or by
131 nominating petition shall register as a write-in candidate for such office
132 under the provisions of this section and any such registration of a write-
133 in candidacy filed by such a person shall be void.

134 (2) Except as provided in subsection (c) of this section, a write-in
135 candidate for President or Vice President of the United States shall
136 publicly disclose his or her federal income tax returns, not later than
137 four o'clock p.m. on the sixty-third day preceding such election, by filing
138 with the Secretary of the State a copy of the returns and providing
139 written authorization to the Secretary for the publication of the returns
140 on the Internet web site of the office of the Secretary of the State. The
141 Secretary shall publish the returns on the Internet web site of the office
142 not later than seven days after such filing.

143 (c) A candidate who has already publicly disclosed his or her federal
144 income tax returns in accordance with subsection (b) of section 9-465, as
145 amended by this act, shall not be required to make such disclosure
146 pursuant to this section.

147 Sec. 505. Section 9-388 of the general statutes is repealed and the
148 following is substituted in lieu thereof (*Effective October 1, 2021*):

149 (a) Whenever a convention of a political party is held for the
150 endorsement of candidates for nomination to state or district office, each
151 candidate endorsed at such convention shall file with the Secretary of
152 the State a certificate, signed by him or her, stating that he or she was
153 endorsed by such convention, his or her name as he or she authorizes it
154 to appear on the ballot, his or her full residence address and the title and
155 district, if applicable, of the office for which he or she was endorsed.
156 Such certificate shall be attested by either (1) the chairman or presiding
157 officer, or (2) the secretary of such convention and shall be received by
158 the Secretary of the State not later than four o'clock p.m. on the
159 fourteenth day after the close of such convention. Such certificate shall
160 either be mailed to the Secretary of the State by certified mail, return
161 receipt requested, or delivered in person, in which case a receipt
162 indicating the date and time of delivery shall be provided by the
163 Secretary of the State to the person making delivery. If a certificate of a
164 party's endorsement for a particular state or district office is not received
165 by the Secretary of the State by such time and, in the case of such
166 endorsement of a candidate for the office of Governor or Lieutenant
167 Governor, if the party-endorsed candidate fails to publicly disclose his
168 or her federal income tax returns, in accordance with subsection (b) of
169 this section, for the three years immediately preceding the election for
170 which such candidate was endorsed, such certificate shall be invalid and
171 such party, for the purposes of section 9-416 and section 9-416a₂, shall be
172 deemed to have made no endorsement of any candidate for such office.
173 If applicable, the chairman of a party's state convention shall, forthwith
174 upon the close of such convention, file with the Secretary of the State the
175 names and full residence addresses of persons selected by such
176 convention as the nominees of such party for electors of President and
177 Vice-President of the United States in accordance with the provisions of
178 section 9-175, as amended by this act.

179 (b) A candidate for Governor or Lieutenant Governor described in
180 subsection (a) of this section shall publicly disclose his or her federal

181 income tax returns, not later than four o'clock p.m. on the fourteenth
182 day after the close of the state convention, by filing with the Secretary of
183 the State a copy of the returns and providing written authorization to
184 the Secretary for the publication of the returns on the Internet web site
185 of the office of the Secretary of the State. The Secretary shall publish the
186 returns on the Internet web site of the office not later than seven days
187 after such filing.

188 Sec. 506. Subsections (a) and (b) of section 9-400 of the general statutes
189 are repealed and the following is substituted in lieu thereof (*Effective*
190 *October 1, 2021*):

191 (a) (1) A candidacy for nomination by a political party to a state office
192 may be filed by or on behalf of any person whose name appears upon
193 the last-completed enrollment list of such party in any municipality
194 within the state and who has either [(1)] (A) received at least fifteen per
195 cent of the votes of the convention delegates present and voting on any
196 roll-call vote taken on the endorsement or proposed endorsement of a
197 candidate for such state office, whether or not the party-endorsed
198 candidate for such office received a unanimous vote on the last ballot,
199 or [(2)] (B) circulated a petition and obtained the signatures of at least
200 two per cent of the enrolled members of such party in the state, in
201 accordance with the provisions of sections 9-404a to 9-404c, inclusive.
202 Candidacies described in [subdivision (1) of this subsection]
203 subparagraph (A) of this subdivision shall be filed by submitting to the
204 Secretary of the State not later than four o'clock p.m. on the fourteenth
205 day following the close of the state [convention], a certificate, signed by
206 such candidate and attested by either [(A)] (i) the chairman or presiding
207 officer, or [(B)] (ii) the secretary of the convention, that such candidate
208 received at least fifteen per cent of such votes, and that such candidate
209 consents to be a candidate in a primary of such party for such state
210 office. Such certificate shall specify the candidate's name as the
211 candidate authorizes it to appear on the ballot, the candidate's full
212 residence address and the title of the office for which the candidacy is
213 being filed. If such certificate for a state office is not received by the
214 Secretary of the State by such time and, in the case of such certificate for

215 the office of Governor or Lieutenant Governor, if the candidate fails to
216 publicly disclose his or her federal income tax returns, in accordance
217 with subdivision (2) of this subsection, for the three years immediately
218 preceding the primary for which such certificate is being filed, such
219 certificate shall be invalid and such party, for the purposes of sections
220 9-416 and 9-416a, shall be deemed to have made no valid certification of
221 candidacy for nomination [by a political party for] to such state office.
222 A single such certificate or petition for state office may be filed on behalf
223 of two or more candidates for different state offices who consent to have
224 their names appear on a single row of the primary ballot under
225 subsection (b) of section 9-437. Candidacies described in [subdivision (2)
226 of this subsection] subparagraph (B) of this subdivision shall be filed by
227 submitting said petition not later than four o'clock p.m. on the sixty-
228 third day preceding the day of the primary for such office to the registrar
229 of voters of the towns in which the respective petition pages were
230 circulated. Each registrar shall file each page of such petition with the
231 Secretary of the State in accordance with the provisions of section 9-404c.
232 A petition filed by or on behalf of a candidate for state office shall be
233 invalid for such candidate if such candidate is certified as the party-
234 endorsed candidate pursuant to section 9-388, as amended by this act,
235 [or] is certified as receiving at least fifteen per cent of the convention
236 vote for such office pursuant to this subsection or, in the case of a
237 petition filed by or on behalf of a candidate for Governor or Lieutenant
238 Governor, if such candidate fails to publicly disclose his or her federal
239 income tax returns, in accordance with subdivision (3) of this
240 subsection, for the three years immediately preceding the primary for
241 which such petition is being filed. Except as provided in section 9-416a,
242 upon the expiration of the time period for party endorsement and
243 circulation and tabulation of petitions and signatures, if any, if one or
244 more candidacies for such state office have been filed pursuant to the
245 provisions of this section, the Secretary of the State shall notify all town
246 clerks and registrars of voters in accordance with the provisions of
247 section 9-433, that a primary for such state office shall be held in each
248 municipality in accordance with the provisions of section 9-415.

249 (2) A candidate for Governor or Lieutenant Governor described in
250 subparagraph (A) of subdivision (1) of this subsection shall publicly
251 disclose his or her federal income tax returns, not later than four o'clock
252 p.m. on the fourteenth day after the close of the state convention, by
253 filing with the Secretary of the State a copy of the returns and providing
254 written authorization to the Secretary for the publication of the returns
255 on the Internet web site of the office of the Secretary of the State. The
256 Secretary shall publish the returns on the Internet web site of the office
257 not later than seven days after such filing.

258 (3) A candidate for Governor or Lieutenant Governor described in
259 subparagraph (B) of subdivision (1) of this subsection shall publicly
260 disclose his or her federal income tax returns, not later than four o'clock
261 p.m. on the sixty-third day preceding the day of the primary for such
262 office, by filing with the Secretary of the State a copy of the returns and
263 providing written authorization to the Secretary for the publication of
264 the returns on the Internet web site of the office of the Secretary of the
265 State. The Secretary shall publish the returns on the Internet web site of
266 the office not later than seven days after such filing.

267 (b) A candidacy for nomination by a political party to a district office
268 may be filed by or on behalf of any person whose name appears upon
269 the last-completed enrollment list of such party within the district the
270 person seeks to represent that is in the office of the Secretary of the State
271 at the end of the last day prior to the convention for the party from
272 which the person seeks nomination and who has either (1) received at
273 least fifteen per cent of the votes of the convention delegates present and
274 voting on any roll-call vote taken on the endorsement or proposed
275 endorsement of a candidate for such district office, whether or not the
276 party-endorsed candidate for such office received a unanimous vote on
277 the last ballot, or (2) circulated a petition and obtained the signatures of
278 at least two per cent of the enrolled members of such party in the district
279 for the district office of representative in Congress, and at least five per
280 cent of the enrolled members of such party in the district for the district
281 offices of state senator, state representative and judge of probate, in
282 accordance with the provisions of sections 9-404a to 9-404c, inclusive.

283 Candidacies described in subdivision (1) of this subsection shall be filed
284 by submitting to the Secretary of the State not later than four o'clock
285 p.m. on the fourteenth day following the close of the district convention,
286 a certificate, signed by such candidate and attested by either (A) the
287 chairman or presiding officer, or (B) the secretary of the convention, that
288 such candidate received at least fifteen per cent of such votes, and that
289 the candidate consents to be a candidate in a primary of such party for
290 such district office. Such certificate shall specify the candidate's name as
291 the candidate authorizes it to appear on the ballot, the candidate's full
292 residence address and the title and district of the office for which the
293 candidacy is being filed. If such certificate for a district office is not
294 received by the Secretary of the State by such time, such certificate shall
295 be invalid and such party, for the purposes of sections 9-416 and 9-416a,
296 shall be deemed to have made no valid certification of candidacy for
297 nomination [by a political party for] to such district office. Candidacies
298 described in subdivision (2) of this subsection shall be filed by
299 submitting said petition not later than four o'clock p.m. on the sixty-
300 third day preceding the day of the primary for such office to the registrar
301 of voters of the towns in which the respective petition pages were
302 circulated. Each registrar shall file each page of such petition with the
303 Secretary in accordance with the provisions of section 9-404c. A petition
304 may only be filed by or on behalf of a candidate for the district office of
305 state senator, state representative or judge of probate who is not certified
306 as the party-endorsed candidate pursuant to section 9-388, as amended
307 by this act, or as receiving at least fifteen per cent of the convention vote
308 for such office pursuant to this subsection. A petition filed by or on
309 behalf of a candidate for the district office of representative in Congress
310 shall be invalid if said candidate is certified as the party-endorsed
311 candidate pursuant to section 9-388, as amended by this act, or as
312 receiving at least fifteen per cent of the convention vote for such office
313 pursuant to this subsection. Except as provided in section 9-416a, upon
314 the expiration of the time period for party endorsement and circulation
315 and tabulation of petitions and signatures, if any, if one or more
316 candidacies for such district office have been filed pursuant to the
317 provisions of this section, the Secretary of the State shall notify all town

318 clerks within the district, in accordance with the provisions of section 9-
319 433, that a primary for such district office shall be held in each
320 municipality and each part of a municipality within the district in
321 accordance with the provisions of section 9-415.

322 Sec. 507. Section 9-379 of the general statutes is repealed and the
323 following is substituted in lieu thereof (*Effective October 1, 2021*):

324 (a) [No name of any candidate shall be printed on any official ballot
325 at any election except the name of a candidate nominated by a major or
326 minor party unless a nominating petition for such candidate is
327 approved by the Secretary of the State as provided in sections 9-453a to
328 9-453p, inclusive.] If a candidate is nominated by a major or minor party
329 for an office to be voted upon at an election, or if a nominating petition
330 of a candidate for any such office is approved by the Secretary of the
331 State as provided in sections 9-453a to 9-453p, inclusive, the name of
332 such candidate shall be printed on the official ballot at the election for
333 such office.

334 (b) (1) Notwithstanding the provisions of subsection (a) of this
335 section, in the case of a candidate for Governor or Lieutenant Governor
336 described in said subsection, the name of such candidate shall not be
337 printed on the official ballot at the election for such office unless such
338 candidate has publicly disclosed his or her federal income tax returns,
339 in accordance with subdivision (2) of this subsection, for the three years
340 immediately preceding such election.

341 (2) (A) Except as provided in subparagraph (B) of this subdivision, a
342 candidate for Governor or Lieutenant Governor shall publicly disclose
343 his or her federal income tax returns, not later than four o'clock p.m. on
344 the sixty-third day preceding such election, by filing with the Secretary
345 of the State a copy of the returns and providing written authorization to
346 the Secretary for the publication of the returns on the Internet web site
347 of the office of the Secretary of the State. The Secretary shall publish the
348 returns on the Internet web site of the office not later than seven days
349 after such filing.

350 (B) A candidate who has already publicly disclosed his or her federal
351 income tax returns in accordance with subsection (b) of section 9-388, as
352 amended by this act, or subdivision (2) or (3), as applicable, of
353 subsection (a) of section 9-400, as amended by this act, shall not be
354 required to make such disclosure pursuant to this subsection.

355 Sec. 508. Section 9-181 of the general statutes is repealed and the
356 following is substituted in lieu thereof (*Effective October 1, 2021*):

357 At the state election to be held in 1966, and quadrennially thereafter,
358 there shall be elected a Governor, Lieutenant Governor, Secretary,
359 Treasurer, Comptroller and Attorney General to hold their respective
360 offices from the Wednesday following the first Monday of the January
361 next succeeding their election until the Wednesday following the first
362 Monday of the fifth January succeeding their election and until their
363 successors are qualified. When any political party has nominated
364 candidates for the offices of Governor and Lieutenant Governor, their
365 names shall be so placed upon the ballot in any such election that any
366 elector will cast a single vote for both candidates, except that the names
367 of such candidates shall not be placed upon such ballot unless both such
368 candidates publicly disclose their respective federal income tax returns
369 in accordance with subsection (b) of section 9-379, as amended by this
370 act.

371 Sec. 509. Section 9-373a of the general statutes is repealed and the
372 following is substituted in lieu thereof (*Effective October 1, 2021*):

373 (a) Any person desiring to be a write-in candidate for any state,
374 district or municipal office to be filled at any regular election shall
375 register his or her candidacy with the Secretary of the State on a form
376 prescribed by the Secretary. The registration shall include the
377 candidate's name and address, the designation and term of the office
378 sought, a statement of consent to the candidacy, and any other
379 information which the Secretary deems necessary. In the case of a write-
380 in candidacy for the office of Governor or Lieutenant Governor, the
381 registration shall include a candidate for each of those offices, or shall

382 be void. The registration shall not include a designation of any political
383 party. The registration shall be filed with the Secretary not more than
384 ninety days prior to the election at which the office is to be filled and not
385 later than four o'clock p.m. on the fourteenth day preceding the election,
386 or the registration shall be void. No person nominated for an office by a
387 major or minor party or by nominating petition shall register as a write-
388 in candidate for that office under the provisions of this section, and any
389 registration of a write-in candidacy filed by such a person shall be void.
390 Notwithstanding any provision of this section to the contrary, any
391 person desiring to be a write-in candidate for the municipal office of
392 town meeting member in any town having a representative town
393 meeting which has seventy-five or more members shall register his or
394 her candidacy with the town clerk of such town not later than the last
395 business day preceding such election. A person may register as a write-
396 in candidate for a district or municipal office if such person's name
397 appears on the last-completed registry list of the district or municipality
398 represented by such office, as the case may be. A person may register as
399 a write-in candidate for a state office if such person's name appears on
400 the last-completed registry list of the state.

401 (b) (1) Notwithstanding the provisions of subsection (a) of this
402 section, the registration of a write-in candidacy for the office of
403 Governor or Lieutenant Governor shall be void unless such candidate
404 has publicly disclosed his or her federal income tax returns, in
405 accordance with subdivision (2) of this subsection, for the three years
406 immediately preceding such election.

407 (2) (A) Except as provided in subparagraph (B) of this subdivision, a
408 write-in candidate for Governor or Lieutenant Governor shall publicly
409 disclose his or her federal income tax returns, not later than four o'clock
410 p.m. on the fourteenth day preceding such election, by filing with the
411 Secretary of the State a copy of the returns and providing written
412 authorization to the Secretary for the publication of the returns on the
413 Internet web site of the office of the Secretary of the State. The Secretary
414 shall publish the returns on the Internet web site of the office not later
415 than seven days after such filing.

416 (B) A candidate who has already publicly disclosed his or her federal
 417 income tax returns in accordance with subsection (b) of section 9-388, as
 418 amended by this act, or subdivision (2) or (3), as applicable, of
 419 subsection (a) of section 9-400, as amended by this act, shall not be
 420 required to make such disclosure pursuant to this subsection."

This act shall take effect as follows and shall amend the following sections:

Sec. 501	<i>October 1, 2021</i>	9-465
Sec. 502	<i>October 1, 2021</i>	9-466
Sec. 503	<i>October 1, 2021</i>	9-469
Sec. 504	<i>October 1, 2021</i>	9-175
Sec. 505	<i>October 1, 2021</i>	9-388
Sec. 506	<i>October 1, 2021</i>	9-400(a) and (b)
Sec. 507	<i>October 1, 2021</i>	9-379
Sec. 508	<i>October 1, 2021</i>	9-181
Sec. 509	<i>October 1, 2021</i>	9-373a