



General Assembly

Amendment

February Session, 2022

LCO No. 3924



Offered by:
SEN. SAMPSON, 16th Dist.

To: Subst. House Bill No. 5262

File No. 5

Cal. No. 64

"AN ACT REVISING CERTAIN ABSENTEE VOTING ELIGIBILITY STATUTES."

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

3 "Sec. 501. Subsection (b) of section 9-139a of the general statutes is
4 repealed and the following is substituted in lieu thereof (*Effective from*
5 *passage*):

6 (b) The application for absentee ballot shall be in the form of a
7 statement signed under the penalties of false statement in absentee
8 balloting. Each application shall contain (1) [spaces] a space for the
9 original signature under the penalties of false statement in absentee
10 balloting of any person who assists the applicant in the completion of
11 an application, including the provision of such application to such
12 applicant, together with the information required in section 9-140, as
13 amended by this act, and (2) spaces for the original signature and the
14 printed or typed name of the applicant.

15 Sec. 502. Subdivision (1) of subsection (a) of section 9-140 of the 2022
16 supplement to the general statutes is repealed and the following is
17 substituted in lieu thereof (*Effective from passage*):

18 (a) (1) Except as provided in subsection (b) of this section, application
19 for an absentee ballot shall be made to the clerk of the municipality in
20 which the applicant is eligible to vote or has applied for such eligibility.
21 Any person who assists another person in the completion of an
22 application, including the provision of such application to such
23 applicant, shall, in the space provided, indicate the reason for assisting
24 the applicant, sign the application and legibly print or type his name,
25 residence address and telephone number. Such signature shall be
26 written by hand and in ink and shall be made under the penalties of
27 false statement in absentee balloting. The municipal clerk shall not
28 invalidate the application solely because it does not contain the name of
29 a person who assisted the applicant in the completion of the application.
30 The municipal clerk shall not distribute with an absentee ballot
31 application any material which promotes the success or defeat of any
32 candidate or referendum question. The municipal clerk shall maintain a
33 log of all absentee ballot applications provided under this subsection,
34 including the name and address of each person to whom applications
35 are provided and the number of applications provided to each such
36 person. Each absentee ballot application provided by the municipal
37 clerk shall be consecutively numbered and be stamped or marked with
38 the name of the municipality issuing the application. The application
39 shall be signed by the applicant, by hand and in ink, under the penalties
40 of false statement in absentee balloting on (A) the form prescribed by
41 the Secretary of the State pursuant to section 9-139a, as amended by this
42 act, (B) a form provided by any federal department or agency if
43 applicable pursuant to section 9-153a, or (C) any of the special forms of
44 application prescribed pursuant to section 9-150c, 9-153a, 9-153b, 9-
45 153d, 9-153e, 9-153f or 9-158d, if applicable. Any such absentee ballot
46 applicant who is unable to write may cause the application to be
47 completed by an authorized agent who shall, in the spaces provided for
48 the date and signature, legibly write, by hand and in ink, the date and

49 name of the absentee ballot applicant followed by the word "by" and his
50 own original signature. If the ballot is to be mailed to the applicant, the
51 applicant shall list the bona fide personal mailing address of the
52 applicant in the appropriate space on the application.

53 Sec. 503. Subsections (k) and (l) of section 9-140 of the 2022
54 supplement to the general statutes are repealed and the following is
55 substituted in lieu thereof (*Effective from passage*):

56 (k) (1) A person shall register with the town clerk before distributing
57 five or more absentee ballot applications for an election, primary or
58 referendum, not including applications distributed to such person's
59 immediate family. Such requirement shall not apply to a person who is
60 the designee of an applicant.

61 (2) Any person who distributes absentee ballot applications shall (A)
62 in the space provided for persons assisting applicants, indicate the
63 reason for assisting such applicants, sign the application, by hand and
64 in ink, and legibly print or type his name, residence address and
65 telephone number, (B) maintain a list of the names and addresses of
66 prospective absentee ballot applicants who receive such applications,
67 and [shall] (C) file such list with the town clerk prior to the date of the
68 primary, election or referendum for which the applications were so
69 distributed. Any person who distributes absentee ballot applications
70 and receives an executed application shall (i) in the space provided for
71 persons assisting applicants, indicate the reason for assisting such
72 applicants, sign the application, by hand and in ink, and legibly print or
73 type his name, residence address and telephone number, and (ii)
74 forthwith file the application with the town clerk.

75 (l) No candidate, party or political committee, or agent of such
76 candidate or committee shall mail unsolicited applications for absentee
77 ballots to any person, unless (1) in the space provided for persons
78 assisting applicants, the individual mailing such applications indicates
79 the reason for assisting such applicants, signs the application, by hand
80 and in ink, and legibly prints or types his name, residence address and

81 telephone number, and (2) such mailing includes: [(1)] (A) A written
 82 explanation of the eligibility requirements for voting by absentee ballot
 83 as prescribed in subsection (a) of section 9-135, as amended by this act,
 84 and [(2)] (B) a written warning that voting or attempting to vote by
 85 absentee ballot without meeting one or more of such eligibility
 86 requirements subjects the elector or applicant to potential civil and
 87 criminal penalties. As used in this subsection, "agent" means any person
 88 authorized to act on behalf of another person."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	9-139a(b)
Sec. 502	<i>from passage</i>	9-140(a)(1)
Sec. 503	<i>from passage</i>	9-140(k) and (l)