

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Representative Brownlee**

A Bill

HOUSE BILL

For An Act To Be Entitled

8 "AN ACT TO AMEND ARKANSAS CODE ANNOTATED §§7-5-403, 7-5-
9 405, AND 7-5-409 TO ALLOW VOTERS_ DAUGHTERS-IN-LAW AND
10 SONS-IN-LAW TO DELIVER AN APPLICATION FOR AN ABSENTEE
11 BALLOT AND DELIVER THE ABSENTEE BALLOT TO COUNTY CLERK_S
12 OFFICE; AND FOR OTHER PURPOSES."

Subtitle

14 "AN ACT TO ALLOW VOTERS_ DAUGHTERS-IN-LAW AND SONS-IN-LAW
15 TO DELIVER ABSENTEE BALLOTS."
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18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. Arkansas Code Annotated §7-5-403(a)(1)(C) is amended to read
21 as follows:

22 "(C) By delivery of the application to the office of the county clerk
23 of the county of residence of the applicant not later than 4:30 p.m. on the
24 day immediately preceding the day of the election. Delivery may be made only
25 by a person related to the applicant as follows: the husband, wife, son, son-
26 in-law, daughter, daughter-in-law, sister, sister-in-law, brother, brother-in-
27 law, father, father-in-law, mother, mother-in-law, grandparent, grandchild,
28 aunt, uncle, niece, nephew, great-grandparent, or great-grandchild of the
29 applicant, upon proper verification of the signature of the applicant by the
30 county clerk and validation of the identity of the bearer. The elector may
31 deliver the application to the office of the county clerk of the county of his
32 or her residence not later than 4:30 p.m. on the day immediately preceding the
33 day of the election;"

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35 SECTION 2. Arkansas Code Annotated §7-5-405 is amended to read as

1 follows:

2 "7-5-405. Application form. Applications for absentee ballots may be
3 made on a form furnished by the county clerk, and the county clerk shall
4 supply the following form on request beginning sixty (60) days before the
5 election:

6 _County Clerk.....County
7, Arkansas

8 (1) Because of, I will be absent from my voting
9 precinct on the date of the election(s) to be held on . .
10, 19 . . .; therefore I am requesting that you provide me with
11 the appropriate absentee ballot(s).

12 (2) (Voter is to indicate (x) one of the following methods for delivery
13 of this application)

14 A. I am personally delivering this application.

15 B. I am mailing this application.

16 C. I hereby authorize my [husband, wife, son, son-in-law,
17 daughter, daughter-in-law, sister, brother, father, mother, sister-in-law,
18 brother-in-law, father-in-law, mother-in-law, grandparent, grandchild, aunt,
19 uncle, niece, nephew, great-grandparent, or great-grandchild (circle one and
20 insert their name)],....., to deliver this application.

21 D. I hereby authorize as my agent to
22 deliver this application as I am medically unable to deliver it. An affidavit
23 verifying my medical status as unable to deliver the application or to vote on
24 the day of the election is attached.

25 (3) (Voter is to indicate (x) one of the following methods for
26 receiving the ballot(s))

27 A. I will come to the office of the county clerk to receive my
28 ballot(s) by 5:00 p.m. on the day immediately preceding the day of the
29 election.

30 B. I authorize the mailing of my ballot(s) to the following
31 address:

32
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34 C. I authorize the delivery of my ballot(s) to the following
35 person:

1
 2 printed or typed name of voter signature of voter
 3
 4
 5 residence address of voter per date of birth
 6 registration card
 7
 8 county and precinct of voter_."
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10 SECTION 3. Arkansas Code Annotated §7-5-409(b)(4) is amended to read as
11 follows:

12 "(4) A blank statement in the following form: _I,, do swear
 13 that on the date of the election to be held,, 19.,
 14 I will be unavoidably absent from my voting precinct, because of
 15

16 I am a qualified, registered elector of the (ward,
 17 precinct, or township) of, Arkansas.

18 I have enclosed my ballot, duly marked, in a small envelope which I
 19 shall place with this statement and my ballot stub in a large envelope. I
 20 will not vote again in this election.

21 (Check one)

- 22 I am personally delivering my ballot
- 23 I am mailing this ballot to the county clerk
- 24 I am hereby authorizing my [husband, wife, son, son-in-law,
 25 daughter, daughter-in-law, sister, brother, father, mother, sister-in-law,
 26 brother-in-law, father-in-law, mother-in-law, grandparent, grandchild, aunt,
 27 uncle, niece, nephew, great-grandparent, great-grandchild (circle one and
 28 insert their name)],, to deliver this ballot to the county
 29 clerk.

30 I am hereby authorizing. (insert
 31 their name) as my agent to deliver this ballot as I am medically unable to
 32 vote on election day.

33
 34 Signature
 35

1 Address_."

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SECTION 4. All provisions of this act of a general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this act are declared to be severable.

SECTION 6. All laws and parts of laws in conflict with this act are hereby repealed.

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