

ARKANSAS SENATE
89th General Assembly - Regular Session, 2013
Amendment Form

Subtitle of Senate Bill No. 343

TO PREVENT ELECTION MISCONDUCT; TO AMEND THE LAW CONCERNING ABSENTEE BALLOTS,
ASSISTANTS, DESIGNATED BEARERS, AND ADMINISTRATORS; AND TO CLARIFY THE
PROCEDURES FOR CASTING AND COUNTING OF ABSENTEE BALLOTS.

Amendment No. 3 to Senate Bill No. 343

Amend Senate Bill No. 343 as engrossed, S3/4/13 (version: 03/04/2013 9:13:21 AM):

Page 2, delete line 21 and substitute the following:

"disability, or inability to read or write or a qualified individual with a disability under the Americans with Disability Act of 1990, 42 U.S.C. § 12101 et seq., shall inform the a poll workers"

AND

Page 2, delete lines 32 and 33 and substitute the following:

"or the voting machine, depending on the voting system in use for the election, by:"

AND

Page 2, delete line 35 and 36 and substitute the following:

"~~(B)~~(b) A person named by the voter other than the voter's employer or agent of that employer or officer or agent of the voter's union.

(C) A candidate for office in the election in which a voter requests assistance shall not assist a voter if the voter is"

AND

Page 3, delete line 4 and substitute the following:

"degree, by consanguinity or affinity.

(D) If a candidate for office assists a person under subdivision (b)(2)(C) of this section, the candidate shall indicate on the register under subdivision (b)(5) of this section the candidate's relationship to the voter the candidate is assisting."

AND



Page 3, delete line 8 and substitute the following:
"voter without comment or interpretation."

AND

Page 4, delete line 1 and substitute the following:
"(c) A person shall not approach a voter and"

AND

Page 5, delete line 23 and substitute the following:
"BEARER" and write the designated bearer's name and address on the absentee ballot return"

AND

Page 8, delete line 17 and substitute the following:
"due to blindness, disability, or inability to read or write or due to the voter's status as a qualified individual with a disability under the Americans with Disability Act of 1990, 42 U.S.C. § 12101 et seq., may sign the"

AND

Page 8, line 22, delete "verify the application" and substitute "verify all applications"

AND

Page 9, line 32, delete "email received in the office of" and substitute "electronic means received by"

AND

Page 10, delete lines 7 through 25 and substitute the following:
"(ii) An application for absentee ballot by letter, postcard, or electronic means shall contain the information prescribed by § 7-5-405."

AND

Page 10, delete line 31 and substitute the following:
~~"clerk~~ at least sixty (60) days before the election shall:"

AND

Page 11, line 25, delete "hospital, long-term facility," and substitute "long-term care facility"

AND

Page 12, delete lines 12 and 13 and substitute the following:

"~~to~~ for public inspection during regular business hours from sixty (60) days prior to the election until they are destroyed."

AND

Page 13, delete lines 20 and 21 and substitute the following:

"(A) An official absentee ballot for each election named in the application;"

AND

Page 14, line 16, delete "(v)" and substitute "(v)"

AND

Page 14, delete lines 18 through 21 and substitute the following:

"(vi) Spaces for the administrator, authorized agent, ~~or~~ designated bearer, or assistant of the voter to provide his or her printed name, signature, and address, and date of birth of the administrator, authorized agent, or designated bearer; and"

AND

Page 14, delete line 24 and substitute the following:

"to read or write or because he or she is a qualified individual with a disability under the Americans with Disabilities Act OF 1990, 42 U.S.C. § 12101 et seq., including:"

AND

Page 14, delete lines 26 and 27 and substitute the following:

"requires assistance to mark and cast his or her ballot;"

AND

Page 14, delete lines 32 and 33 and substitute the following:

"(d) A space for a description of the assistant's current and valid photographic identification or a description of the assistant's current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the assistant;"

AND

Page 17, delete line 36 and substitute the following:

"write or because the voter is a qualified individual with a disability under the Americans with Disability Act of 1990, 42 U.S.C. § 12101 et seq., may be assisted by the person of his or her choice."

AND

Page 19, delete line 14 and substitute the following:

~~"prior to~~ before the closing of the polls on election day."

AND

Page 19, delete lines 17 through 19

AND

Page 19, delete lines 26 through 29 and substitute the following:

"envelope shall not be counted unless the ballots were mailed by:

(i) An administrator of a long-term care facility or residential care facility licensed by the State of Arkansas or a hospital that provided the required affidavit and is named on the voters' absentee ballot applications; or

(ii) An elections officer on behalf of a member of the uniformed services of the United States while on active duty or service;"

AND

Page 21, delete line 11 and substitute the following:

"statement and the register are not similar, the ballot shall be designated as provisional;"

AND

Page 21, delete line 17 and substitute the following:

"submitted to the clerk, the ballots shall be designated as provisional;"

AND

Page 23, delete lines 1 and 2 and substitute the following:

"406(a);"

The Amendment was read the first time, rules suspended and read the second time and _____

By: Senator K. Ingram

JAW/JAW - 03-08-2013 15:49:34

JAW158

Secretary