DIGEST

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Jane Smith HB No. 524

Abstract: Provides relative to procedures for registration and voting for persons in the U.S. Service and persons residing outside of the U.S.

Present law (R.S. 18:103) provides for voter registration. Provides requirements and procedures for registering to vote by mail, including procedures for persons who are unable to register in person because they are in the U.S. Service or because they reside outside of the U.S. Provides that such a person must return registration documents by mail to the registrar. Proposed law allows for the transmission of registration documents by facsimile or other means of transmission in addition to mailing.

Present law (R.S. 18:1307) provides procedures and requirements for applying to vote absentee by mail. Requires an application to include certain specified information. Requires the application to be delivered to the registrar by any means, including the United States Postal Service, commercial delivery service, hand delivery, or facsimile. Proposed law provides that with respect to members of the U.S. Service and persons residing outside the U.S. who are registered to vote, an application to vote by mail may be delivered to the registrar by electronic transmission.

Present law provides that an applicant who is a member of the U.S. Service or who resides outside the U.S. may use the federal postcard application and that the application shall be received by the registrar no later than 4:30 p.m. on the day before the election. Provides for the continuing validity of such an application. Proposed law provides that such an applicant may also use an application electronically transmitted by the registrar or the secretary of state.

Present law (R.S. 18:1308) provides procedures for voting absentee by mail. Requires the registrar to mail the necessary instructions, certificates, ballots, and envelopes to the applicant. Provides specific procedures for mailing materials to registered voters on active duty in the U.S. military service or outside the continental boundaries of the U.S. Provides that materials may be electronically transmitted for a federal general election. Proposed law specifies that materials may be electronically transmitted for federal candidates in congressional elections, presidential preference primary elections, and presidential elections.
Present law requires that the ballots mailed to military and overseas voters must include both the primary election ballot and the special ballot for the general election. Provides that the registrar of voters shall not mail a regular general election absentee ballot to a member of the United States Service or to persons residing overseas if the registrar has mailed the special ballot to such voter. Proposed law provides that the registrar shall mail the voter a regular general election

absentee ballot if it includes one or more elections that were not included on the special ballot sent to the voter.

Present law provides that military and overseas voters may use the ballot transmittal envelope from the Federal Write-in Absentee Ballot to mail electronically transmitted federal general election voting materials. Proposed law specifies that present law additionally applies to voting materials for congressional elections, presidential preference primary elections, and presidential elections.

Present law (R.S. 18:1308.2) provides that at least 45 days before each presidential election and congressional general election the secretary of state must deliver absentee by mail materials to the registrar, including special ballots, certificates, and instructions to be electronically transmitted to voters. Proposed law specifies that present law additionally applies to presidential preference primary elections and congressional primary elections.

Present law provides that voting absentee by mail for presidential and congressional candidates is conducted pursuant to present law provisions relative to absentee by mail voting generally. Proposed law specifies that present law applies additionally to presidential preference primary elections.

Present law (R.S. 18:1319) provides that a military or overseas voter who made a timely application to vote absentee by mail as provided in present law (R.S. 18:1307(C)) and who did not receive absentee by mail ballots may use the Federal Write-In Absentee Ballot to vote in presidential elections and congressional elections. Proposed law provides that such ballot may be used to vote for candidates for presidential nominee, presidential candidates, and congressional candidates.

Proposed law makes various technical changes.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 18:103(B)(3)(b) and (C)(3)(b), 1307(C), 1308(A)(2), 1308.2(A)(2) and (B), 1310(A)(2) and 1319; Adds R.S. 18:1307(B)(1)(c) and 1308.2(A)(3))