

JAN 21 2011

A BILL FOR AN ACT

RELATING TO ELECTIONS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. Section 11-15, Hawaii Revised Statutes, is
2 amended to read as follows:

3 "§11-15 Application to register. (a) Any person
4 qualified to and desiring to register as a voter in any county
5 shall make and subscribe to an application in the form of an
6 affidavit.

7 The affidavit shall contain the following information:

- 8 (1) Name;
- 9 (2) Social security number;
- 10 (3) Date of birth;
- 11 (4) Residence, including mailing address;
- 12 (5) That the residence stated in the affidavit is not
13 simply because of the person's presence in the State
14 but that the residence was acquired with the intent to
15 make Hawaii the person's legal residence with all the
16 accompanying obligations therein; and
- 17 (6) That the person is a citizen.



1 (b) Any person qualified to and desiring to register as a
2 voter for the election of members of the board of trustees of
3 the office of Hawaiian affairs shall make and subscribe to an
4 application in the form of an affidavit which shall state that
5 the person is Hawaiian and which shall contain the information
6 required under subsection (a). The affidavit shall also apply
7 to all elections, primary, special primary, general, special
8 general, special, or county, held in the State, under all voting
9 systems used within the State, so far as applicable and not
10 inconsistent with this title.

11 (c) The application form shall also contain a check box
12 where the applicant may request to receive absentee ballots
13 permanently.

14 [~~e~~] (d) The applicant shall swear to the truth of the
15 allegations by self-subscribing oath in the affidavit on
16 application for voter registration or other form prescribed by
17 the chief election officer. Unless contested by a qualified
18 voter, the clerk may accept, as prima facie evidence, the
19 allegation of the applicant in information required in the
20 affidavit in subsection (a) (5), and the allegation of the
21 applicant that the applicant is Hawaiian required in subsection
22 (b). In any other case where the clerk shall so desire or



1 believe the same to be expedient, the clerk may demand that the
2 applicant furnish substantiating evidence to the allegations of
3 the applicant's application.

4 ~~[(d)]~~ (e) The applicant shall then affix the applicant's
5 signature to the affidavit. In the case where an applicant is
6 unable to write for the reason of illiteracy, blindness, or
7 other physical disability the applicant's mark shall be
8 witnessed by another person who shall sign the affidavit in the
9 space provided. A voter having once been registered shall not
10 be required to register again for any succeeding election,
11 except as provided in this chapter. Affidavits approved by the
12 clerk shall thereupon be numbered appropriately, filed by the
13 clerk and kept available for election or government purposes in
14 accordance with procedures established by section 11-97.

15 ~~[(e)]~~ (f) The clerk may designate a subordinate or
16 subordinates to act in the clerk's place and stead in all
17 matters covered by this section, except that no candidate shall
18 be eligible to serve as a subordinate."

19 SECTION 2. Section 15-4, Hawaii Revised Statutes, is
20 amended by amending subsection (c) to read as follows:

21 "(c) ~~[When]~~ Notwithstanding subsection (a), a registered
22 voter ~~[requests an absentee ballot, the voter also may include~~



1 ~~an additional]~~ may request from the clerk to receive absentee
 2 ballots permanently[-] at any time, in person or in writing, or
 3 as indicated on the voter's voter registration form pursuant to
 4 section 11-15(c), even if the request is not within the time
 5 period described in subsection (a). After receiving a request
 6 for permanent absentee voter status, the clerk shall mail to the
 7 voter who requested permanent absentee voter status an absentee
 8 ballot for all subsequent elections conducted in that precinct."

9 SECTION 3. Statutory material to be repealed is bracketed
 10 and stricken. New statutory material is underscored.

11 SECTION 4. This Act shall take effect upon its approval.

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INTRODUCED BY:

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Report Title:

Elections; Permanent Absentee Ballots; Voter Registration

Description:

Allows a person registering to vote to indicate on the registration application that the applicant wishes to be a permanent absentee voter. Allows a voter who wants to vote by permanent absentee ballot to apply at any time.

The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.

