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HOUSE BILL NO. 167

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INTRODUCED BY J. DARLING, W. MCKAMEY, S. VANCE

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4 A BILL FOR AN ACT ENTITLED: "AN ACT REMOVING THE REQUIREMENT TO POST ABSENTEE LISTS
5 AT POLLING LOCATIONS; AMENDING ~~SECTION~~ SECTIONS 13-13-233, AND 13-13-234, MCA; AND
6 PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

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10 **Section 1.** Section 13-13-233, MCA, is amended to read:

11 **"13-13-233. Issuing and recording absentee ballots -- certificate to election judges.** (1) Absentee
12 ballots must be official numbered paper ballots beginning with ballot number 1 and following consecutively
13 according to the number of applications for absentee ballots.

14 (2) The election administrator shall keep a record of all absentee ballots issued.

15 (3) ~~When the election administrator delivers the voted absentee ballots pursuant to 13-13-232(1),~~
16 ~~the~~ THE election administrator shall KEEP A RECORD OF THE FOLLOWING INFORMATION SUBJECT TO THE APPROPRIATE
17 RETENTION SCHEDULE ~~also provide a certificate stating:~~

18 (a) the ballot numbers of the absentee ballots mailed or transmitted pursuant to 13-13-214, 13-21-
19 106(3)(a), and 13-21-224, delivered pursuant to 13-13-229, or marked in person pursuant to 13-13-222;

20 (b) the number of ballots to be reserved for late absentee voting pursuant to 13-13-211(2); and

21 (c) the names of the electors within the precinct to whom the ballots were provided.

22 (4) ~~The chief election judge shall post in a conspicuous location at the polling place a list of the~~
23 ~~names of electors appearing on the certificate required under subsection (3)."~~

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25 **SECTION 2.** Section 13-13-234, MCA, is amended to read:

26 **"13-13-234. Duty of election judges -- pollbook.** (1) The election judges, at the opening of the polls,
27 shall:

28 (a) note on the pollbook opposite the appropriate ballot numbers the fact that the ballots were

1 issued as absentee ballots; and

2 (b) reserve the numbers for electors who may vote late under 13-13-211(2).

3 (2) The election judges shall insert only the name of the elector entitled to each particular number
4 according to the certificate provided by the election administrator pursuant to 13-13-233(3) and the number of
5 the elector's ballot."

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7 **NEW SECTION. Section 3. Effective date.** [This act] is effective on passage and approval.

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