

ACT 78

An Act Relating to the Disposition of Ballots, and Amending Sections 11-69 and 11-194 of the Revised Laws of Hawaii 1955.

Be it Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 11-69 of the Revised Laws of Hawaii 1955 is hereby amended by amending the last paragraph thereof to read as follows:

“The ballots may be destroyed by the lieutenant governor when all elected candidates have been qualified, sworn and seated. The other election records shall at the same time be opened and filed in the office of the lieutenant governor.”

SECTION 2. Section 11-194 of the Revised Laws of Hawaii 1955 is hereby amended by adding thereto the following paragraph:

“Upon receipt of the statement of canvass or other records required to be kept and the voting machine and its keys, the lieutenant governor or the

clerk in the presence of any circuit court judge shall break the seal on said machine and shall compare the seal number, protective counter number and counter numbers against the numbers found on the statement of canvass or other record forms. If the information found on the statement canvass or record form coincides with the information found in the machine or if there are any discrepancies between the statement of canvass or record form and the information found in the machine, the circuit court judge and the lieutenant governor or the clerk shall note that fact on said statement of canvass or other record form. The ballot may then be removed from the machine and the ballot together with the statement of canvass or other record form shall then be sealed in a packet and kept and destroyed in the manner provided for in section 11-69 of the Revised Laws of Hawaii 1955. The voting machine may then be prepared and used in any succeeding primary, general or special election in the manner provided for in this chapter.”

SECTION 3. This Act shall take effect upon its approval.

(Approved May 22, 1961.) S.B. 43.
