

ACT 3

A Bill for an Act Authorizing Persons to Cast Absentee Ballots for Religious Reasons.

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

SECTION 1. Purpose. Section 11 of Article III of the state constitution provides for the consideration and enactment in a budget session of all urgency measures deemed necessary in the public interest. Said Section 11 further provides that no urgency measure shall be considered unless a statement of facts constituting such urgency shall be set forth in a section thereof and until such section shall have been first approved by each house. Pursuant to said Section 11 of Article III of the state constitution, this act is hereby declared to be an urgency measure deemed necessary in the public interest. The following is a statement of facts constituting such urgency:

The year 1962 is an election year and if this measure is not passed many people may fail to cast their ballots due to conflict with their religious tenets.

SECTION 2. Chapter 11, Part III, Voting by Absentees, Revised Laws of Hawaii 1955 as amended, is hereby amended by adding a section to be appropriately numbered and to read as follows:

"Sec. 11- . Absentee voters for religious reasons. Any registered voter qualified to vote at any general, primary or special election who will be prevented from voting by reason of any religious belief, ruling, doctrine or standard as will prevent him from attending the polls, shall be entitled and enabled to vote in such manner as may be prescribed by rules and regulations which shall be promulgated by the lieutenant governor with the advice of the clerks of the several counties. Such rules and regulations shall provide for voting by such persons in such manners as to insure secrecy of ballot and to preclude tampering with the ballots of such voters and other election frauds; provided, that any voter who by reason of physical disability is unable to mark his ballot shall be authorized to receive assistance in the marking thereof. Such rules and regulations may require affidavits, certificates and other written statements under oath. They shall be adopted in conformity with the provisions of the Hawaii Administrative Procedure Act."

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

(Approved May 7, 1962.) H.B. 647.