

ACT 29

A Bill for an Act Relating to Primary Elections.

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

SECTION 1. This Act is hereby declared to be an urgency measure deemed necessary in the public interest within the meaning of section 11 of Article III of the Constitution of the State of Hawaii.

The following is a statement of facts constituting such urgency:

Existing statutes require that in any precinct in which voting machines are used, they shall be set up so that each machine shall contain only one party's candidates with an equal number of machines for each of the parties. In practice, the above provision would not be conducive to a maximum use of voting machines, which are expensive. Voting and tabulation of votes may be facilitated and more extensive use of available machines can be made by permitting the machines to contain the names of candidates of more than one party, but with a lock-out feature adjustable on the outside of the machines by proper election officials so that the voter will be able to cast his votes only for candidates of his own party. In order that maximum use may be made of the 138

voting machines available as soon as possible it is urgent that this bill be enacted in this session.

SECTION 2. Section 11-99, Revised Laws of Hawaii 1955, as amended, is hereby further amended by deleting the second sentence and substituting the following in lieu thereof:

“The ballot shall be printed upon paper of uniform weight, shape and thickness, but the primary ballots of no two parties shall be of the same color or tint; provided that where voting machines are used, they shall be set up so that the election officials can lock out all rows or columns except those of the voter’s party by appropriate adjustment on the outside of the machine.”

SECTION 3. Section 11-102, Revised Laws of Hawaii 1955, as amended, is hereby further amended by amending the second sentence in the second paragraph thereof to read as follows:

“If the person desiring to vote is not challenged, one of the inspectors shall give to him one and only one official primary ballot of the party designated folded in a uniform manner so that the contents thereof shall be concealed.”

SECTION 4. All laws inconsistent herewith are hereby amended to conform herewith.

SECTION 5. This Act shall take effect upon its approval.

(Approved April 21, 1964.) **H.B. 567.**
