

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 401

BY RUDOLPH

AN ACT

1 RELATING TO ABSENTEE VOTING; AMENDING CHAPTER 10, TITLE 34, IDAHO CODE,  
2 BY THE ADDITION OF A NEW SECTION 34-1002A, IDAHO CODE, TO PROVIDE FOR  
3 MAIL-IN ABSENTEE BALLOTS WITH PERMANENT STATUS; AND PROVIDING AN EFFEC-  
4 TIVE DATE.  
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Chapter 10, Title 34, Idaho Code, be, and the same is  
8 hereby amended by the addition thereto of a NEW SECTION, to be known and des-  
9 ignated as Section 34-1002A, Idaho Code, and to read as follows:

10 34-1002A. MAIL-IN ABSENTEE BALLOT -- PERMANENT STATUS. (1) Any regis-  
11 tered elector may make written application to the county clerk for a mail-in  
12 absentee ballot with permanent status. There shall be a checkoff box for  
13 permanent status on the application for a mail-in absentee ballot as pro-  
14 vided in section 34-1002, Idaho Code. Such application shall be received by  
15 the county clerk not later than 5:00 p.m. on the sixth day before the elec-  
16 tion.

17 (2) Upon timely receipt of an application for a mail-in absentee ballot  
18 requesting permanent status, the county clerk receiving it shall examine the  
19 records of the county clerk's office to ascertain whether or not such appli-  
20 cant is registered and lawfully entitled to vote as requested. If found to  
21 be registered and entitled to vote, the clerk shall arrange for the applicant  
22 to vote by absent elector's ballot in each election thereafter without ad-  
23 ditional application before each election, except as otherwise provided in  
24 subsection (3) of this section.

25 (3) If a permanent mail-in absentee ballot is returned to the county  
26 clerk as undeliverable and the absentee elector to whom such ballot was sent  
27 does not vote in the election for which the ballot was sent, then such elector  
28 shall no longer be entitled to receive a mail-in absentee ballot on a perma-  
29 nent basis, unless he submits a new application pursuant to the provisions of  
30 this section.

31 SECTION 2. This act shall be in full force and effect on and after Jan-  
32 uary 1, 2017.