



GOV. MSG. NO. 1245

EXECUTIVE CHAMBERS  
HONOLULU

NEIL ABERCROMBIE  
GOVERNOR

June 20, 2011

The Honorable Shan Tsutsui, President  
and Members of the Senate  
Twenty-Sixth State Legislature  
State Capitol, Room 409  
Honolulu, Hawaii 96813

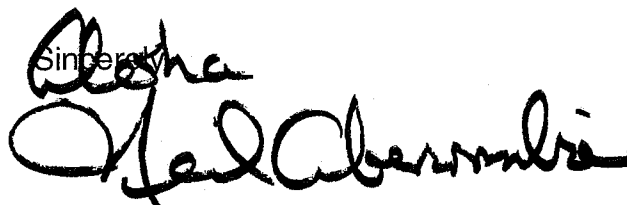
The Honorable Calvin Say, Speaker  
and Members of the House  
Twenty-Sixth State Legislature  
State Capitol, Room 431  
Honolulu, Hawaii 96813

Dear President Tsutsui, Speaker Say and Members of the Legislature:

This is to inform you that on June 20, 2011, the following bill was signed into law:

HB1613 HD1 SD1 CD1

RELATING TO VOTING.  
Act 142 (11)

Sincerely,  


NEIL ABERCROMBIE  
Governor, State of Hawaii

on JUN 20 2011

HOUSE OF REPRESENTATIVES  
TWENTY-SIXTH LEGISLATURE, 2011  
STATE OF HAWAII

ACT 142  
H.B. NO. 1613  
H.D. 1  
S.D. 1  
C.D. 1

# A BILL FOR AN ACT

RELATING TO VOTING.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1 SECTION 1. Section 11-15, Hawaii Revised Statutes, is  
2 amended by amending subsection (a) to read as follows:

3 "(a) Any person qualified to and desiring to register as a  
4 voter in any county shall make and subscribe to an application  
5 in the form of an affidavit.

6 The affidavit shall contain the following information:

7 (1) Name;

8 (2) Social security number;

9 (3) Date of birth;

10 (4) Residence, including mailing address;

11 (5) That the residence stated in the affidavit is not

12 simply because of the person's presence in the State,

13 but that the residence was acquired with the intent to

14 make Hawaii the person's legal residence with all the

15 accompanying obligations therein; and

16 (6) That the person is a citizen.

17 An application to register to vote shall include a space to

18 request a permanent absentee ballot."



1 SECTION 2. Section 11-16, Hawaii Revised Statutes, is

2 amended by amending subsection (a) to read as follows:

3 "(a) Any qualified person unable for any cause to [~~present~~  
4 ~~oneself~~] appear in person before the clerk for registration may  
5 register to vote by mail, not later than thirty days prior to a  
6 primary or general election, through the affidavit on  
7 application for voter registration or other form prescribed by  
8 the chief election officer. The form shall include a  
9 self-subscribing oath for the applicant to swear to the truth of  
10 the allegations in the application. An applicant unable to  
11 write for reason of illiteracy, blindness, or other physical  
12 disability shall have the applicant's mark witnessed by a person  
13 who shall sign the affidavit in the space provided. Each  
14 application form shall also include a space to request a  
15 permanent absentee ballot. Application forms shall be made  
16 available to any qualified person through community groups,  
17 political parties, and other groups prescribed by the chief  
18 election officer. Application forms shall be made available to  
19 any qualified person at the time of that person's driver's  
20 license application or renewal through the examiner of drivers."

21 SECTION 3. Section 15-4, Hawaii Revised Statutes, is

22 amended as follows:



1 1. By amending subsection (a) to read:

2 "(a) Any person registered to vote may request an absentee  
3 ballot or permanent absentee ballot in person or in writing from  
4 the clerk [~~not earlier than on the sixtieth day and~~] at any time  
5 but not later than 4:30 p.m. on the seventh day prior to the  
6 election. Any mailed requests for an absentee ballot or  
7 permanent absentee ballot shall be mailed by the person directly  
8 to the clerk. The clerk may waive any or all of the foregoing  
9 requirements in special cases as provided in the rules adopted  
10 by the chief election officer.

11 The request shall include information such as the person's  
12 social security number, date of birth, and the address under  
13 which the person is registered to vote. The request shall also  
14 include the address to which the person wishes the requested  
15 ballot forwarded. The request, when made for any primary or  
16 special primary election, may include an additional request for  
17 an absentee ballot to be voted at any election immediately  
18 following the primary or special primary; provided the person so  
19 indicates in the person's request.

20 Subsequent to the closing of registration for each  
21 election, the clerk may mail a request form for an absentee  
22 ballot and permanent absentee ballot to each voter in a remote



1 area who has not already made such a request. The request form  
2 shall be accompanied by:

- 3 (1) A stamped, self-addressed envelope; and
- 4 (2) Instructions regarding the manner of completing and  
5 returning the request form."

6 2. By amending subsection (d) to read:

7 "(d) The chief election officer shall inform voters of the  
8 option of applying for permanent absentee voter status and shall  
9 provide any necessary form to request the permanent absentee  
10 ballot option to any registered voter requesting an absentee  
11 ballot[-] and any person applying to register to vote."

12 SECTION 4. The office of elections shall continue to use  
13 its existing voter registration application forms where possible  
14 until such time as new forms are developed and printed by the  
15 office of elections to implement this Act.

16 SECTION 5. Statutory material to be repealed is bracketed  
17 and stricken. New statutory material is underscored.

18 SECTION 6. This Act shall take effect on July 1, 2011.

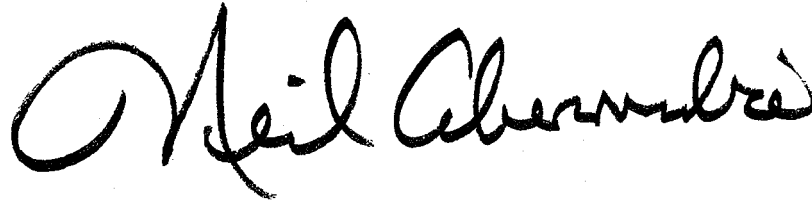


H.B. NO.

1613  
H.D. 1  
S.D. 1  
C.D. 1

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APPROVED this 20 day of JUN, 2011

A handwritten signature in black ink, reading "Neil Abernethy". The signature is written in a cursive, flowing style.

GOVERNOR OF THE STATE OF HAWAII