



General Assembly

**Amendment**

January Session, 2021

LCO No. 8930



Offered by:  
REP. PERILLO, 113<sup>th</sup> Dist.

To: Subst. House Bill No. 6205

File No. 572

Cal. No. 399

**"AN ACT REVISING CERTAIN ABSENTEE VOTING STATUTES."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Subdivision (1) of subsection (a) of section 9-7b of the  
4 general statutes is repealed and the following is substituted in lieu  
5 thereof (*Effective from passage*):

6 (1) To make investigations on its own initiative or with respect to  
7 statements filed with the commission by the Secretary of the State, any  
8 town clerk or any registrar of voters or upon written complaint under  
9 oath by any individual, with respect to alleged violations of any  
10 provision of the general statutes relating to any election or referendum,  
11 any primary held pursuant to section 9-423, 9-425 or 9-464 or any  
12 primary held pursuant to a special act, and to hold hearings when the  
13 commission deems necessary to investigate violations of any provisions  
14 of the general statutes relating to any such election, primary or  
15 referendum, and for the purpose of such hearings the commission may  
16 administer oaths, examine witnesses and receive oral and documentary  
17 evidence, and shall have the power to subpoena witnesses under

18 procedural rules the commission shall adopt, to compel their attendance  
 19 and to require the production for examination of any books and papers  
 20 which the commission deems relevant to any matter under investigation  
 21 or in question, provided for any such hearing the commission shall  
 22 appoint an independent hearing officer to preside over such hearing.  
 23 Until the commission determines that it is necessary to investigate a  
 24 violation, commission members and staff shall keep confidential any  
 25 information concerning a complaint or preliminary investigation,  
 26 except upon request of the treasurer, deputy treasurer, chairperson or  
 27 candidate affiliated with a committee that is the subject of the complaint  
 28 or preliminary investigation. In connection with its investigation of any  
 29 alleged violation of any provision of chapter 145, or of any provision of  
 30 section 9-359 or section 9-359a, the commission shall also have the  
 31 power to subpoena any municipal clerk and to require the production  
 32 for examination of any absentee ballot, inner and outer envelope from  
 33 which any such ballot has been removed, depository envelope  
 34 containing any such ballot or inner or outer envelope as provided in  
 35 sections 9-150a and 9-150b and any other record, form or document as  
 36 provided in section 9-150b, in connection with the election, primary or  
 37 referendum to which the investigation relates. In case of a refusal to  
 38 comply with any subpoena issued pursuant to this subsection or to  
 39 testify with respect to any matter upon which that person may be  
 40 lawfully interrogated, the superior court for the judicial district of  
 41 Hartford, on application of the commission, may issue an order  
 42 requiring such person to comply with such subpoena and to testify;  
 43 failure to obey any such order of the court may be punished by the court  
 44 as a contempt thereof. In any matter under investigation which concerns  
 45 the operation or inspection of or outcome recorded on any voting  
 46 tabulator, the commission may issue an order to the registrars of voters  
 47 to impound such tabulator until the investigation is completed;"

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	9-7b(a)(1)