

LEGISLATURE OF NEBRASKA

ONE HUNDRED FIRST LEGISLATURE

SECOND SESSION

LEGISLATIVE BILL 852

Introduced by Avery, 28.

Read first time January 11, 2010

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to elections; to amend section 32-816, Reissue
2 Revised Statutes of Nebraska; to change provisions
3 relating to write-in space on official ballots for
4 certain offices; and to repeal the original section.
5 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 32-816, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 32-816 (1) A blank space shall be provided at the end of
4 each office division on the ballot for registered voters to fill
5 in the name of any person for whom they wish to vote and whose
6 name is not printed upon the ballot, except that ~~(a)~~ at the primary
7 election there shall be no write-in space for delegates to the
8 county political party convention, or ~~delegates~~ to the national
9 political party convention. ~~directors of natural resources~~
10 ~~districts, or directors of public power districts and (b)~~ at the
11 general election there shall be no write-in space for directors of
12 reclamation districts, members of the board of educational service
13 units, directors of natural resources districts, directors of
14 public power districts, or members of county weed district boards.
15 A square or oval shall be printed opposite each write-in space
16 similar to the square or oval placed opposite other candidates and
17 issues on the ballot. The square or oval shall be marked to vote
18 for a write-in candidate whose name appears in the write-in space
19 provided.

20 (2) The Secretary of State shall approve write-in space
21 for optical-scan ballots and electronic voting systems. Adequate
22 provision shall be made for write-in votes sufficient to allow one
23 write-in space for each office to be elected at any election except
24 offices for which write-in votes are specifically prohibited. The
25 write-in ballot shall clearly identify the office for which such

1 write-in vote is cast. The write-in space shall be a part of the
2 official ballot, may be on the envelope or a separate piece of
3 paper from the printed portion of the ballot, and shall allow the
4 voter adequate space to fill in the name of the candidate for whom
5 he or she desires to cast his or her ballot.

6 Sec. 2. Original section 32-816, Reissue Revised Statutes
7 of Nebraska, is repealed.