

AMENDMENTS TO LB946

(Amendments to Standing Committee amendments, AM2047)

Introduced by Murante

1 1. Insert the following new sections:

2 Sec. 13. Section 32-713, Reissue Revised Statutes of
3 Nebraska, is amended to read:

4 32-713 (1) The certificates of appointment for
5 presidential electors shall be served by the Governor on each
6 person appointed. The Governor shall notify the presidential
7 electors to be at the State Capitol at noon on the first Monday
8 after the second Wednesday in December after appointment and
9 report to the Governor at his or her office in the capitol as
10 being in attendance. The Governor shall serve the certificates of
11 appointment by registered or certified mail. In submitting this
12 state's certificate of ascertainment as required by 3 U.S.C. 6, the
13 Governor shall certify this state's presidential electors and state
14 in the certificate that:

15 (a) The presidential electors will serve as presidential
16 electors unless a vacancy occurs in the office of presidential
17 elector before the end of the meeting at which the presidential
18 electors cast their votes, in which case a substitute presidential
19 elector will fill the vacancy; and

20 (b) If a substitute presidential elector is appointed to
21 fill a vacancy, the Governor will submit an amended certificate of
22 ascertainment stating the names on the final list of this state's

1 presidential electors.

2 (2) The presidential electors shall convene at 2 p.m.

3 of such Monday at the Governor's office in the capitol. Each

4 presidential elector shall execute the following pledge: As

5 a presidential elector duly selected (or appointed) for this

6 position, I agree to serve and to mark my ballots for President

7 and Vice President for the presidential and vice-presidential

8 candidates who received the highest number of votes in the state

9 if I am an at-large presidential elector or the highest number of

10 votes in my congressional district if I am a congressional district

11 presidential elector.

12 Sec. 14. Section 32-714, Reissue Revised Statutes of
13 Nebraska, is amended to read:

14 32-714 (1) The Governor shall provide each presidential

15 elector with a list of all the presidential electors. If any

16 presidential elector is absent or if there is a deficiency in the

17 proper number of presidential electors, those present shall elect

18 from the citizens of the state so many persons as will supply

19 the deficiency and immediately issue a certificate of election,

20 signed by those present or a majority of them, to the person or

21 persons so chosen. In case of failure to elect as required in

22 this subsection by 3 p.m. of such day or in case of a vacancy

23 created under subsection (4) of this section, the Governor shall

24 fill the vacancies by appointment. Each appointee shall execute

25 the pledge in section 32-713. After all vacancies are filled, the

26 ~~college of~~ presidential electors shall proceed with the election of

27 a President of the United States and a Vice President of the United

1 States and certify their votes in conformity with the Constitution
2 and laws of the United States.

3 (2) The Secretary of State shall provide each
4 presidential elector with a presidential and vice-presidential
5 ballot. Each at-large presidential elector shall ~~east~~ mark his or
6 her ballot for the presidential and vice-presidential candidates
7 who received the highest number of votes in the state and
8 consistent with his or her pledge. Each congressional district
9 presidential elector shall ~~east~~ mark his or her ballot for the
10 presidential and vice-presidential candidates who received the
11 highest number of votes in his or her congressional district and
12 consistent with his or her pledge.

13 (3) Each presidential elector shall present the completed
14 ballot to the Secretary of State. The Secretary of State shall
15 examine each ballot and accept as cast each ballot marked by
16 a presidential elector consistent with his or her pledge. The
17 Secretary of State shall not accept and shall not count the ballot
18 if the presidential elector has not marked the ballot or has marked
19 the ballot in violation of his or her pledge.

20 (4) A presidential elector who refuses to present a
21 ballot, who attempts to present an unmarked ballot, or who attempts
22 to present a ballot marked in violation of his or her pledge
23 vacates the office of presidential elector.

24 2. Renumber the remaining sections and correct the
25 repealer accordingly.