

1 TO THE HONORABLE SENATE:

2 The Committee on Government Operations to which was referred House
3 Bill No. 474 entitled “An act relating to miscellaneous changes to election
4 law” respectfully reports that it has considered the same and recommends that
5 the Senate propose to the House that the bill be amended by striking out all
6 after the enacting clause and inserting in lieu thereof the following:

7 Sec. 1. [Deleted.]

8 Sec. 2. [Deleted.]

9 Sec. 3. [Deleted.]

10 * * * One-Bite Candidacy * * *

11 Sec. 4. 17 V.S.A. § 2381 is amended to read:

12 § 2381. APPLICABILITY OF SUBCHAPTER

13 * * *

14 (c) In no event shall a candidate who loses a major party primary be
15 nominated to appear on the general election ballot pursuant to this subchapter
16 by a committee of any party other than the party for which the candidate
17 appeared on the primary ballot.

18 Sec. 5. 17 V.S.A. § 2401 is amended to read:

19 § 2401. APPLICABILITY OF SUBCHAPTER

20 (a) A person may be nominated and have ~~his or her~~ the person's name
21 printed on the general election ballot for any office by filing a consent similar
22 in form to the consent prescribed by section 2361 of this title and a statement

1 of nomination with the Secretary of State. In the case of a nomination for
2 justice of the peace, the consent form and statement of nomination shall be
3 filed with the town clerk.

4 (b) A candidate who loses a major party primary for any office shall not
5 appear on the general election ballot as an independent candidate for the same
6 office for which the candidate lost in the primary election.

7 Sec. 6. [Deleted.]

8 * * * Miscellaneous Changes to Electronic Ballot Delivery Law * * *

9 Sec. 7. 17 V.S.A. § 2539 is amended to read:

10 § 2539. DELIVERY OF EARLY VOTER ABSENTEE BALLOTS

11 * * *

12 (c) Military or overseas voters.

13 (1) Early voter absentee ballots for military or overseas voters shall be
14 sent air mail, first class, postpaid when such service is available, or they may
15 be electronically delivered when requested by the voter.

16 (2)(A) The town clerk's office shall be open on the 46th day before any
17 election that includes a federal office and the town clerk shall send on or
18 before that day all absentee ballots to any military or overseas voter who
19 requested an early voter absentee ballot on or before that day.

20 (B) On that day the town clerk shall complete any reporting
21 requirements and any other responsibilities regarding the mailing of early voter

absentee ballots to military or overseas voters, as directed by the Secretary of State.

(3) As used in this section, “overseas voters” means a person who was last domiciled in Vermont before leaving the United States and now resides outside the United States.

(d) Voters who participate in the Secretary of State’s Address Confidentiality Program. In the case of persons who participate in the address confidentiality program administered by the Secretary of State set forth in 15 V.S.A. § 1152, if the voter or authorized person requests in the application or otherwise that early voter absentee ballots be mailed or electronically delivered, the town clerk shall mail or electronically deliver the ballots.

Sec. 8. [Deleted.]

* * * Write-in Candidate Registration and Minimum Thresholds in Primary Elections * * *

Sec. 9. 17 V.S.A. § 2370 is amended to read:

§ 2370. WRITE-IN CANDIDATES

(a)(1) In order to have votes listed for a write-in candidate under section 2587 of this title, not later than 5:00 p.m. on the Thursday preceding the primary election, a write-in candidate for the General Assembly, any State office, or any federal office shall complete a form of the Secretary of State’s design affirming that the candidate wants to have received votes listed under subdivision 2587(e)(3) of this title. The candidate shall file the form with

1 either all town clerks within the candidate's applicable district or the Secretary
2 of State's office in an electronic manner approved by the Secretary. The
3 Secretary of State shall notify the appropriate town clerks of any filings made
4 in accordance with this subsection as soon as practicable.

5 (2) Notwithstanding subdivision (1) of this subsection, a write-in
6 candidate is not required to file if:

7 (A) the candidate has already filed a consent to the printing of the
8 candidate's name on the ballot for a major political party, as provided in
9 section 2361, 2385, or 2402 of this title; or

10 (B) no candidate is printed on the ballot, or if a candidate whose
11 name is printed on the ballot dies or is otherwise disqualified prior to 7:00 p.m.
12 on the election day.

13 (b) A write-in candidate shall not qualify as a primary winner unless ~~he or~~
14 ~~she~~ the candidate receives at least one-half the same number of votes as the
15 number of signatures required for ~~his or her~~ the candidate's office on a primary
16 petition, except that if a write-in candidate receives more votes than a
17 candidate whose name is printed on the ballot, ~~he or she may~~ the write-in
18 candidate shall qualify as a primary winner.

19 ~~(b)(c)~~ The Before becoming the party's candidate in the general election,
20 the write-in candidate who qualifies as a primary winner under this section
21 must:

(2) file a consent similar in form to the consent prescribed by sections 2361, 2385, and 2402 of this title with the Secretary of State.

§ 2472. CONTENTS

(b)(1) Each office to be voted upon shall be separately indicated and preceded by the word “For,” as: “For United States Senator.” Beneath the office to be voted upon shall appear the instructions: “Vote for not more than (the number of candidates to be elected).”

(5)(A) In order to have votes listed for a write-in candidate under section 2587 of this title, not later than 5:00 p.m. on the Thursday preceding the election, a write-in candidate for the General Assembly, any State office, or any federal office shall complete a form of the Secretary of State's design affirming that the candidate wants to have received votes listed under subdivision 2587(e)(3) of this title. The candidate shall file the form with either all town clerks within the candidate's applicable district or the Secretary of State's office in an electronic manner approved by the Secretary. The Secretary of State shall notify the appropriate town clerks of any filings made in accordance with this subsection (b) as soon as practicable.

1 (B) Notwithstanding subdivision (A) of this subdivision (b)(5), a
2 write-in candidate is not required to file if:

3 (i) the candidate has already filed a consent to the printing of
4 the candidate’s name on the ballot for a major political party, as provided in
5 section 2361, 2385, or 2402 of this title; or

6 (ii) no candidate is printed on the ballot, or if a candidate
7 whose name is printed on the ballot dies or is otherwise disqualified prior to
8 7:00 p.m. on the election day.

9 * * *

10 Sec. 11. 17 V.S.A. § 2587 is amended to read:

11 § 2587. RULES FOR COUNTING VOTES

12 * * *

13 (e)(1) In the case of “write-in” votes, the act of writing in the name of a
14 candidate, or pasting a label containing a candidate’s name upon the ballot,
15 without other indications of the voter’s intent, shall constitute a vote for that
16 candidate, even though the voter did not fill in the square or oval after the
17 name.

18 (2) The election officials counting ballots and tallying results shall list
19 ~~every person who receives a “write-in” vote and the number of votes received.;~~

20 (A) count write-in votes:

21 (i) for candidates who have filed in compliance with section 2370,
22 2472, or 2702 of this title or who have filed a consent to the printing of the

1 candidate's name on the ballot for a major political party, as provided in
2 section 2361, 2385, or 2402 of this title; or

3 (ii) for all candidates if no candidate is printed on the ballot, or if a
4 candidate whose name is printed on the ballot dies or is otherwise disqualified
5 prior to 7:00 p.m. on election day;

6 (B) On each tally sheet, the counters shall add together the names of
7 candidates counted under subdivision (A) of this subdivision (e)(2) that are
8 clearly the same person, even though a nickname or last name is used; and

9 ~~(B) Names of fictitious or deceased persons shall not be listed and~~
10 ~~shall be recorded on the tally sheet as a blank vote.~~

11 (C) record the name and vote totals on the tally sheet only of a write-
12 in candidate having votes counted pursuant to subdivision (A) of this
13 subdivision (e)(2) and list those candidates individually, and record all other
14 write-in votes on the tally sheet as in aggregate as "other write-ins."

15 (3) Notwithstanding any contrary provisions in subdivision (2)(A) of
16 this subsection, if the number of "other write-ins" for the same nomination or
17 office equals or exceeds the number of votes cast for any candidate for the
18 same nomination or office who appears to have been nominated or elected,
19 election officials shall record the name and vote totals on the tally sheet for all
20 candidates for that nomination or office. If this result occurs in a multiple-
21 municipality district, but one or more municipalities did not record the name
22 and vote totals for all candidates, the Secretary of State, on the day after the

1 election, shall order the town clerk to reconvene the board of civil authority.
2 In the presence of at least two other election officials who are not members of
3 the same political party, the clerk shall open the ballot containers, list all write-
4 ins for this nomination or office individually, and record write-in votes for all
5 candidates. The clerk shall then place the entire contents in containers, affix
6 new seals, and transmit the new seal numbers.

7 * * *

8 Sec. 12. 17 V.S.A. § 2702 is amended to read:

9 § 2702. NOMINATING PETITION

10 (a) The name of any person shall be printed upon the primary ballot as a
11 candidate for nomination by any major political party if petitions signed by at
12 least 1,000 voters in accordance with sections 2353, 2354, and 2358 of this
13 title are filed with the Secretary of State, together with the written consent of
14 the person to the printing of the person's name on the ballot.

15 (b) Petitions shall be filed not later than 5:00 p.m. on the 15th day of
16 December preceding the primary election.

17 (c) The petition shall be in a form prescribed by the Secretary of State.

18 (d) A person's name shall not be listed as a candidate on the primary ballot
19 of more than one party in the same election.

20 (e) Each petition shall be accompanied by a filing fee of \$2,000.00 to be
21 paid to the Secretary of State. However, if the petition of a candidate is
22 accompanied by the affidavit of the candidate, which shall be available for

1 public inspection, that the candidate and the candidate's campaign committee
2 are without sufficient funds to pay the filing fee, the Secretary of State shall
3 waive all but \$300.00 of the payment of the filing fee by that candidate.

4 (f)(1) In order to have votes listed for a write-in candidate under section
5 2587 of this title, not later than 5:00 p.m. on the Thursday preceding the
6 election, a write-in candidate for nomination shall complete a form of the
7 Secretary of State's design affirming that the candidate wants to have received
8 votes for that office in every major political party's primary results listed under
9 subdivision 2587(e)(3) of this title. The candidate shall file the form with
10 either all town clerks within the candidate's applicable district or the Secretary
11 of State's office in an electronic manner approved by the Secretary. The
12 Secretary of State shall notify the appropriate town clerks of any filings made
13 in accordance with this subsection as soon as practicable.

14 (2) Notwithstanding subdivision (1) of this subsection, a write-in
15 candidate is not required to file if:

16 (A) the candidate has already filed a consent to the printing of the
17 candidate's name on the ballot for a major political party, as provided in
18 section 2361, 2385, or 2402 of this title; or

19 (B) no candidate is printed on the ballot, or if a candidate whose
20 name is printed on the ballot dies or is otherwise disqualified prior to 7:00 p.m.
21 on the election day.

22 * * * Campaign Finance; Reporting Thresholds * * *

1 Sec. 13. 17 V.S.A. § 2921 is amended to read:

2 § 2921. ~~CANDIDATES; REGISTRATION; CHECKING ACCOUNT;~~

3 TREASURER CANDIDATES

4 (a)(1) Each candidate who ~~has made expenditures or accepted contributions~~
5 ~~of \$500.00 or more in an election cycle~~ files a consent to the printing of the
6 candidate's name on the ballot, as provided in section 2361, 2370, 2385, or
7 2402 of this title, shall register with the Secretary of State ~~within 10 days of~~
8 ~~reaching the \$500.00 threshold or on the date that the next report is required of~~
9 ~~the candidate under this chapter, whichever occurs first,~~ prior to filing the
10 consent stating ~~his or her~~ the candidate's full name and address; the office the
11 candidate is seeking; ~~the name and address of the bank in which the candidate~~
12 ~~maintains his or her campaign checking account;~~ and the name and address of
13 the treasurer responsible for maintaining the checking account. A candidate's
14 treasurer may be the candidate or ~~his or her~~ the candidate's spouse.

15 (2) A candidate's consent, subsequently filed in accordance with section
16 2361, 2385, or 2402 of this title, shall state the candidate's name the same as it
17 appears on this registration.

18 (3) Each candidate who makes an expenditure shall file with the
19 Secretary of State, at the time of making the first expenditure, the name and
20 address of the bank in which the candidate maintains the campaign checking
21 account.

22 * * *

1 Sec. 14. 17 V.S.A. § 2922 is amended to read:

2 § 2922. ~~REGISTRATION; POLITICAL COMMITTEES; REGISTRATION;~~
3 ~~CHECKING ACCOUNT; TREASURER~~ INDEPENDENT
4 EXPENDITURE-ONLY POLITICAL COMMITTEES

5 (a)(1) Each political committee or independent expenditure-only political
6 committee shall register with the Secretary of State within 10 days ~~of~~ after
7 making expenditures of ~~\$1,000.00~~ \$500.00 or more ~~and~~ or accepting
8 contributions of ~~\$1,000.00~~ \$500.00 or more, stating its full name and address;
9 Committees that are not self-funded individuals shall also state the name and
10 address of the bank in which it maintains its campaign checking account; and
11 the name and address of the treasurer responsible for maintaining the checking
12 account.

13 * * *

14 (b) All expenditures by a political committee or an independent
15 expenditure-only political committee shall be paid by either a credit card or a
16 debit card, check, or other electronic transfer from the single campaign
17 checking account in the bank designated by the ~~political~~ committee under
18 subsection (a) of this section, or, if under \$250.00, the ~~political~~ committee may
19 make the expenditure from cash from that campaign checking account if
20 accompanied by a receipt, a copy of which shall be maintained by the ~~political~~
21 committee for at least two years from the end of the two-year general election
22 cycle in which the expenditure was made. A self-funded individual need not

1 utilize a campaign checking account, but shall otherwise comply with this
2 section. Nothing in this subsection shall be construed to prohibit the payment
3 of fees required to be made from a separately held online account designated
4 solely to collect campaign contributions made to the ~~political~~ committee.

5 (c) A political committee or an independent expenditure-only political
6 committee whose principal place of business or whose treasurer is not located
7 in this State shall file a statement with the Secretary of State designating a
8 person who resides in this State upon whom may be served any process, notice,
9 or demand required or permitted by law to be served upon the ~~political~~
10 committee. This statement shall be filed at the same time as the registration
11 required in subsection (a) of this section.

12 Sec. 15. 17 V.S.A. § 2964 is amended to read:

13 § 2964. CAMPAIGN REPORTS; CANDIDATES FOR STATE OFFICE,
14 THE GENERAL ASSEMBLY, AND COUNTY OFFICE;
15 POLITICAL COMMITTEES; INDEPENDENT EXPENDITURE-
16 ONLY POLITICAL COMMITTEES; POLITICAL PARTIES

17 (a)(1) Each candidate for State office, the General Assembly, or a two-
18 year-term county office who has rolled over any amount of surplus into ~~his or~~
19 ~~her~~ the candidate's new campaign or who has made expenditures or accepted
20 contributions of \$500.00 or more during the two-year general election cycle
21 and, except as provided in subsection (b) of this section, each political
22 committee and independent expenditure-only political committee that has not

1 filed a final report pursuant to subsection 2965(b) of this chapter, and each
2 political party required to register under section 2923 of this chapter shall file
3 with the Secretary of State campaign finance reports as follows:

4 (A) in the first year of the two-year general election cycle, on July 1;

5 and

6 (B) in the second year of the two-year general election cycle:

7 (i) on March 15;

8 (ii) on July 1 and August 1;

9 (iii) on September 1;

10 (iv) on October 1, October 15, and the Friday before the general

11 election; and

12 (v) two weeks after the general election.

13 (2) Each candidate for a four-year-term county office who has rolled
14 over any amount of surplus into ~~his or her~~ the candidate's new campaign or
15 who has made expenditures or accepted contributions of \$500.00 or more
16 during the four-year general election cycle shall file with the Secretary of State
17 campaign finance reports as follows:

18 (A) in the first three years of the four-year general election cycle, on

19 July 1; and

20 (B) in the fourth year of the four-year general election cycle:

21 (i) on March 15;

22 (ii) on July 1 and August 1;

- 1 (iii) on September 1;
- 2 (iv) on October 1, October 15, and the Friday before the general
- 3 election; and
- 4 (v) two weeks after the general election.

5 (b)(1) A political committee, independent expenditure-only political

6 committee, or a political party that has accepted contributions or made

7 expenditures of ~~\$1,000.00~~ \$500.00 or more during the local election cycle for

8 the purpose of influencing a local election or supporting or opposing one or

9 more candidates in a local election shall file with the Secretary of State

10 campaign finance reports regarding that local election 30 days before, 10 days

11 before, and two weeks after the local election.

12 * * *

13 (c) ~~The failure of a candidate, political committee, or political party to file a~~

14 ~~report under this section shall be deemed an affirmative statement that a report~~

15 ~~is not required of the candidate, political committee, or political party under~~

16 ~~this section~~ A candidate, political committee, independent expenditure-only

17 committee, or political party that is not otherwise required to file a report

18 pursuant to this section shall file with the Secretary of State a report and

19 affirmative statement that the candidate, political committee, independent

20 expenditure-only committee, or political party has not either rolled over any

21 amount of surplus into a new campaign or made expenditures or accepted

22 contributions in the amounts specified in this section.

Sec. 16. REPEAL

17 V.S.A. § 2966 (reports by candidates not reaching monetary reporting threshold) is repealed.

Sec. 17. 17 V.S.A. § 2970 is amended to read:

§ 2970. CAMPAIGN REPORTS; ~~OTHER ENTITIES~~; PUBLIC
QUESTIONS

(a) Any formal or informal political action committee of ~~two or more~~ individuals or a corporation, labor organization, public interest group, or other entity, ~~not including a political party,~~ or independent expenditure-only political committee that makes expenditures of ~~\$1,000.00~~ \$500.00 or more during the election cycle for the purpose of advocating a position on a public question or influencing an election in any election shall file a report of its expenditures 30 days before, 10 days before, and two weeks after the election with the Secretary of State.

* * *

*** Campaign Finance; Independent Expenditure-Only Political Committees

* * *

Sec. 17a. 17 V.S.A. § 2901 is amended to read:

§ 2901. DEFINITIONS

As used in this chapter:

* * *

(10) “Independent expenditure-only political committee” means a political committee that any one or more individuals, or any corporation, labor organization, public interest group, or other entity, excluding a political party, that accepts contributions or makes expenditures in any amounts within any two-year general election cycle for the purpose of supporting or opposing candidates, influencing an election, or advocating for or against a public question; conducts its activities entirely independent of candidates; does not give contributions to candidates, political committees, or political parties; does not make related expenditures; and is not closely related to a political party or to a political committee that makes contributions to candidates or makes related expenditures. “Independent expenditure-only political committee” includes any “self-funded individual,” meaning an individual who receives no contributions from any other source for the purpose of supporting or opposing candidates, influencing an election, or advocating for or against a public question.

* * *

(13) “Political committee” or “political action committee” means any formal or informal committee of ~~two~~ one or more individuals or a corporation, labor organization, public interest group, or other entity, not including a political party, that accepts contributions of ~~\$1,000.00 or more~~ and makes expenditures of ~~\$1,000.00 or more~~ in any amounts in any two-year general election cycle for the purpose of supporting or opposing one or more

1 candidates, influencing an election, or advocating a position on a public
2 question in any election, and includes ~~an independent expenditure-only~~
3 ~~political committee~~ and a legislative leadership political committee.

4 * * *

5 Sec. 17b. 17 V.S.A. § 2925 is amended to read:

6 § 2925. POLITICAL COMMITTEES; SURPLUS CAMPAIGN
7 FUNDS

8 (a) A member of a political committee or an independent expenditure-only
9 political committee that has surplus funds after all campaign debts have been
10 paid shall not convert the surplus to personal use.

11 * * *

12 s is amended to read:

13 § 2945. ACCEPTING CONTRIBUTIONS

14 (a) A candidate, political committee, independent expenditure-only
15 political committee, or political party accepts a contribution when the
16 contribution is deposited in the candidate's, committee's, or party's campaign
17 account or five business days after the candidate, committee, or party receives
18 it, whichever comes first.

19 (b) A candidate, political committee, independent expenditure-only
20 political committee, or political party shall not accept a monetary contribution
21 in excess of \$100.00 unless made by check, credit or debit card, or other
22 electronic transfer.

1 Sec. 17d. 17 V.S.A. § 2962 is amended to read:

2 § 2962. REPORTS; GENERAL PROVISIONS

3 (a) Any report required to be submitted to the Secretary of State under this
4 chapter shall contain the statement “I hereby certify that the information
5 provided on all pages of this campaign finance disclosure report is true to the
6 best of my knowledge, information, and belief” and places for the signature of
7 the candidate or the treasurer of the candidate, political committee,
8 independent expenditure-only political committee, or political party.

9 * * *

10 Sec. 17e. 17 V.S.A. § 2965 is amended to read:

11 § 2965. FINAL REPORTS; ~~CANDIDATES FOR STATE OFFICE, THE~~
12 ~~GENERAL ASSEMBLY, AND COUNTY OFFICE; POLITICAL~~
13 ~~COMMITTEES; POLITICAL PARTIES; END-OF-~~
14 ~~CYCLE REPORTS FOR POLITICAL COMMITTEES AND~~
15 ~~POLITICAL PARTIES~~

16 * * *

17 (b)(1) At any time, but not later than December 15 following the general
18 election, each political committee, independent expenditure-only political
19 committee, or political party that has not filed a final report as set forth in
20 subdivision (2) of this subsection shall file an end-of-cycle report that lists a
21 complete accounting of all contributions and expenditures since the last report.

1 (2) At any time, a political committee, independent expenditure-only
2 political committee, or a political party may file a “final report” that lists a
3 complete accounting of all contributions and expenditures since the last report
4 and liquidation of surplus and that shall constitute the termination of its
5 campaign activities.

6 Sec. 17f. 17 V.S.A. § 2972 is amended to read:

7 § 2972. IDENTIFICATION IN ELECTIONEERING COMMUNICATIONS

8 (a) An electioneering communication shall contain the name and mailing
9 address of the person, candidate, political committee, independent expenditure-
10 only political committee, or political party that paid for the communication.

11 The name and address shall appear prominently and in a manner such that a
12 reasonable person would clearly understand by whom the expenditure has been
13 made, except that:

14 (1) An audio electioneering communication paid for by a candidate does
15 not need to contain the candidate’s address.

16 (2) An electioneering communication paid for by a person acting as an
17 agent or consultant on behalf of another person, candidate, political committee,
18 independent expenditure-only political committee, or political party shall
19 clearly designate the name and mailing address of the person, candidate,
20 political committee, independent expenditure-only political committee, or
21 political party on whose behalf the communication is published or broadcast.

22 * * *

1 (c)(1) In addition to the identification requirements in subsections (a) and
2 (b) of this section, an electioneering communication paid for by or on behalf of
3 a political committee, independent expenditure-only political committee, or
4 political party shall contain the name of any contributor who contributed more
5 than 25 percent of all contributions and more than \$2,000.00 to that committee
6 or party since the beginning of the two-year general election cycle in which the
7 electioneering communication was made to the date on which the expenditure
8 for the electioneering communication was made.

9 (2) For the purposes of this subsection, a ~~political~~ committee or political
10 party shall be treated as having made an expenditure if the committee or party
11 or person acting on behalf of the committee or party has executed a contract to
12 make the expenditure.

13 * * *

14 Sec. 17g. 17 V.S.A. § 2973 is amended to read:

15 § 2973. SPECIFIC IDENTIFICATION REQUIREMENTS FOR RADIO,
16 TELEVISION, OR INTERNET COMMUNICATIONS

17 (a) In addition to the identification requirements set forth in section 2972 of
18 this subchapter, a person, candidate, political committee, independent
19 expenditure-only political committee, or political party that makes an
20 expenditure for an electioneering communication shall include in any
21 communication that is transmitted through radio, television, or online video, in
22 a clearly spoken manner, an audio statement of the name and title of the person

1 who paid for the communication and that the person paid for the
2 communication.

3 (b) If the person who paid for the communication is not an individual, the
4 audio statement required by this section shall include the name of that person
5 and the name and title of the treasurer in the case of a political committee,
6 independent expenditure-only political committee, or political party or the
7 principal officer in the case of any other person that is not an individual.

8 * * * Audits of Voter Checklists and District Boundaries* * *

9 Sec. 18. AUDITS OF VOTER CHECKLISTS AND DISTRICT
10 BOUNDARIES

11 (a) On or before September 15, 2025, local boards of civil authority and
12 town clerks whose municipal boundaries are divided for the purpose of
13 Representative districts and Senatorial districts shall audit their voter checklists
14 to ensure that those checklists accurately correspond to the prescribed district
15 boundaries.

16 (b) On or before October 1, 2025, each town clerk described in subsection
17 (a) of this section shall provide a written summary of the audit to the Elections
18 Division of the Secretary of State's office.

19 (c) On or before November 15, 2025, the Secretary shall submit a written
20 report to the House Committee on Government Operations and Military
21 Affairs and the Senate Committee on Government Operations with the findings
22 of the audits.

1 (d) Within two weeks after passage of this act, the Elections Division of the
2 Secretary of State's office shall notify each town clerk and board of civil
3 authority described in subsection (a) of this section that they must perform the
4 audits.

5 (e) The Elections Division of the Secretary of State's office shall provide
6 support and training to each town clerk and board of civil authority described
7 in subsection (a) of this section.

8 * * * Deadline Modifications and Miscellaneous Clarifications * * *

9 Sec. 20. 17 V.S.A. § 1971 is amended to read:

10 § 1971. CASTING MORE THAN ONE BALLOT

11 A legal voter who knowingly ~~casts more than one ballot at any one time of~~
12 ~~balloting~~ votes more than once in any election held in this State, or who votes
13 in both this State and another state or territory in the same or equivalent
14 election for the same office shall be fined not more than \$1,000.00 if the
15 offense is committed at a primary or general election, and not more than
16 \$100.00 if committed at a local election.

17 Sec. 21. REPEAL

18 17 V.S.A. § 1973 (voting in more than one place) is repealed.

19 Sec. 22. 17 V.S.A. § 2103 is amended to read:

20 § 2103. DEFINITIONS

21 As used in this title, unless the context or a specific definition requires a
22 different reading:

1 * * *

2 (6) “Campaign” means any organized or coordinated activity undertaken
3 by ~~two~~ one or more persons, any part of which is designed to influence the
4 nomination, election, or defeat of any candidate or the passage, defeat, or
5 modification of any public question.

6 * * *

7 Sec. 23. 17 V.S.A. § 2358 is amended to read:

8 § 2358. EXAMINING PETITIONS; SUPPLEMENTARY PETITIONS

9 * * *

10 (b) If found not to conform, ~~he or she~~ the officer shall state in writing on a
11 particular petition why it cannot be accepted, and within ~~72 hours~~ two business
12 days from receipt, ~~he or she~~ the officer shall return it to the candidate in whose
13 behalf it was filed. In such case, supplementary petitions may be filed not later
14 than 10 days after the date for filing petitions. However, supplementary
15 petitions shall not be accepted if petitions with signatures of different persons
16 totaling at least the required number were not received by the filing deadline.

17 * * *

18 Sec. 24. [Deleted.]

19 Sec. 25. 17 V.S.A. § 2413 is amended to read:

20 § 2413. NOMINATION OF JUSTICES OF THE PEACE

1 (a)(1) The party members in each town, on or before the third Monday in
2 July before each primary election, upon the call of the town committee, may
3 meet in caucus and nominate candidates for justice of the peace.

4 * * *

5 (e) For any nomination made under this section, the chair and secretary of
6 the committee or caucus shall file the statement required by section 2385 of
7 this title by 5:00 p.m. on the ~~third day following~~ fourth Monday in July before
8 the primary election.

9 Sec. 26. 17 V.S.A. § 2402 is amended to read:

10 § 2402. REQUISITES OF STATEMENT

11 * * *

12 (d)(1) A statement of nomination and a completed and signed consent form
13 shall be filed:

14 * * *

15 (B) in the case of nomination for justice of the peace, not earlier than
16 the fourth Monday in April and not later than 5:00 p.m. on the ~~third day~~
17 ~~following the~~ Monday in July before each primary election; or

18 * * *

19 Sec. 27. 17 V.S.A. § 2546 is amended to read:

20 § 2546. RECEIPT OF BALLOTS BY CLERK; VOTER STATUS;

21 OPPORTUNITY TO CURE; PROCESSING ABSENTEE

22 BALLOTS

1 (a) Town clerk; process generally. Beginning ~~30~~ 45 days before the
2 opening of the polls on election day, upon receipt of a mailing envelope
3 containing ballots returned by a voter, the town clerk shall, within three
4 business days or on the next day the office is open for business, whichever is
5 later, direct two election officials working together to do all of the following:

6 * * *

7 Sec. 28. 17 V.S.A. § 2703 is amended to read:

8 § 2703. EXAMINING PETITIONS; SUPPLEMENTARY PETITIONS

9 The Secretary of State shall examine the petitions and ascertain whether
10 they conform to the provisions of this chapter, and sections 2353, 2354, and
11 2358 of this title. If found not to conform, ~~he or she~~ the Secretary shall state in
12 writing why a particular petition cannot be accepted, and within ~~72 hours~~ two
13 business days from receipt ~~he or she~~ the Secretary shall return it to the
14 candidate in whose behalf it was filed. In such case, supplementary petitions
15 may be filed not later than 10 days after the deadline for filing petitions.
16 However, supplementary petitions shall not be accepted if petitions with the
17 signatures of at least 1,000 persons were not filed by the deadline for filing
18 petitions set forth in section 2702 of this chapter.

19 * * * Local Elections; Open Meeting Law Not Applicable to Annual

20 Meetings * * *

21 Sec. 29. 1 V.S.A. § 310 is amended to read:

22 § 310. DEFINITIONS

As used in this subchapter:

* * *

(5)(A) “Meeting” means a gathering of a quorum of the members of a public body for the purpose of discussing the business of the public body or for the purpose of taking action.

* * *

(E) “Meeting” does not mean a gathering of the voters of a municipality for purposes of conducting an annual or special municipal meeting.

(6) “Public body” means any board, council, or commission of the State or one or more of its political subdivisions, any board, council, or commission of any agency, authority, or instrumentality of the State or one or more of its political subdivisions, or any committee or subcommittee of any of the foregoing boards, councils, or commissions, except that “public body” does not include:

(A) councils or similar groups established by the Governor for the sole purpose of advising the Governor with respect to policy; or

(B) the voters of a municipality at an annual or special municipal meeting.

* * *

1 Sec. 30. [Deleted.]

2 Sec. 31. [Deleted.]

3 Sec. 32. [Deleted.]

4 Sec. 33. [Deleted.]

5 Sec. 34. [Deleted.]

6 Sec. 35. [Deleted.]

7 Sec. 36. [Deleted.]

8 * * * Automatic Voter Registration * * *

9 Sec. 37. 17 V.S.A. § 2145a is amended to read:

10 § 2145a. REGISTRATIONS AT THE DEPARTMENT OF MOTOR
11 VEHICLES

12 (a) An application for, or renewal of, a motor vehicle driver's license or
13 nondriver identification card shall serve as a simultaneous application to
14 register to vote if the applicant attests to U.S. citizenship or the Department has
15 proof of U.S. citizenship unless the applicant checks the box on the application
16 designating that ~~he or she~~ the applicant declines to use the application as a
17 voter registration application.

18 (b)(1) A motor vehicle driver's license or nondriver identification card
19 application shall provide and request the following information and shall be in
20 the form approved by the Secretary of State:

21 (A) The applicant's citizenship.

22 (B) The applicant's place and date of birth.

1 (C) The applicant's town of legal residence.

2 (D) The applicant's E-911 street address or a description of the
3 physical location of the applicant's residence. The description must contain
4 sufficient information so that the town clerk can determine whether the
5 applicant is a resident of the town.

6 (E) The voter's oath.

7 (F) The applicant's ~~e-mail~~ email address and phone number, which
8 shall be optional to provide.

9 * * *

10 (d)(1) The Department of Motor Vehicles shall transmit motor vehicle
11 driver's license and nondriver identification card applications received under
12 this section to the Secretary of State not later than five days after the date the
13 application was accepted by the Department, or before the date of any primary
14 or general election, whichever is sooner.

15 (2) The Department of Motor Vehicles shall not transmit motor vehicle
16 driver's license and nondriver identification card applications when the
17 Department does not have proof of U.S. citizenship for an applicant and the
18 applicant has failed to attest to U.S. citizenship, or when the applicant has
19 designated that ~~he or she~~ the applicant declines to be registered.

20 (3) The Department of Motor Vehicles shall ensure confidentiality of
21 records as required by subdivision (b)(2)(A) of this section.

22 * * *

1 Sec. 38. [Deleted.]

2 Sec. 39. [Deleted.]

3 * * * Effective Date * * *

4 Sec. 40. EFFECTIVE DATE

5 This act shall take effect on passage.

6

7

8

9 (Committee vote: _____)

10

11

Senator _____

12

FOR THE COMMITTEE