

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 97

Introduced by Karpisek, 32.

Read first time January 06, 2011

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to the Election Act; to amend section 32-202,
2 Reissue Revised Statutes of Nebraska, and section 32-101,
3 Revised Statutes Cumulative Supplement, 2010; to require
4 the Secretary of State to provide uniform guidelines for
5 election workers; and to repeal the original sections.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 32-101, Revised Statutes Cumulative
2 Supplement, 2010, is amended to read:

3 32-101 Sections 32-101 to 32-1551 and section 3 of this
4 act shall be known and may be cited as the Election Act.

5 Sec. 2. Section 32-202, Reissue Revised Statutes of
6 Nebraska, is amended to read:

7 32-202 In addition to any other duties prescribed by law,
8 the Secretary of State shall:

9 (1) Supervise the conduct of primary and general
10 elections in this state;

11 (2) Provide training for election commissioners, county
12 clerks, and other election officials in providing for registration of
13 voters and the conduct of elections and provide uniform guidelines
14 for election workers pursuant to section 3 of this act;

15 (3) Enforce the Election Act;

16 (4) With the assistance and advice of the Attorney
17 General, make uniform interpretations of the act;

18 (5) Provide periodic training for the agencies and their
19 agents and contractors in carrying out their duties under sections
20 32-308 to 32-310;

21 (6) Develop and print forms for use as required by
22 sections 32-308, 32-310, 32-320, 32-329, 32-947, 32-956, and 32-958;

23 (7) Contract with the Department of Administrative
24 Services for storage and distribution of the forms;

25 (8) Require reporting to ensure compliance with sections

1 32-308 to 32-310;

2 (9) Prepare and transmit reports as required by the
3 National Voter Registration Act of 1993, 42 U.S.C. 1973gg et seq.;

4 (10) Develop and print a manual describing the
5 requirements of the initiative and referendum process and distribute
6 the manual to election commissioners and county clerks for
7 distribution to the public upon request;

8 (11) Develop and print pamphlets described in section
9 32-1405.01;

10 (12) Adopt and promulgate rules and regulations for
11 elections conducted under sections 32-952 to 32-959; and

12 (13) Establish a free access system, such as a toll-free
13 telephone number or an Internet web site, that any voter who casts a
14 provisional ballot may access to discover whether the vote of that
15 voter was counted and, if the vote was not counted, the reason that
16 the vote was not counted. The Secretary of State shall establish and
17 maintain reasonable procedures necessary to protect the security,
18 confidentiality, and integrity of personal information collected,
19 stored, or otherwise used by the free access system. Access to
20 information about an individual provisional ballot shall be
21 restricted to the individual who cast the ballot.

22 Sec. 3. The Secretary of State shall develop uniform
23 guidelines for election workers and make such guidelines available to
24 the public on the Secretary of State's web site. The guidelines shall
25 provide for the conduct of election workers with regard to the

1 conduct of elections on election day. The guidelines may cover other
2 conduct with regard to election workers and, in that regard, shall
3 take into account variations in counties with regards to size and
4 population.

5 Sec. 4. Original section 32-202, Reissue Revised Statutes
6 of Nebraska, and section 32-101, Revised Statutes Cumulative
7 Supplement, 2010, are repealed.