

AMENDMENTS TO LB733

Introduced by Government, Military and Veterans Affairs.

1           1. Strike the original sections and insert the following new  
2 sections:

3           Section 1. Section 32-904, Reissue Revised Statutes of Nebraska, is  
4 amended to read:

5           32-904    (1) The election commissioner or county clerk shall  
6 designate the polling places for each precinct at which the registered  
7 voters of the precinct will cast their votes. Polling places representing  
8 different precincts may be combined at a single location when potential  
9 sites cannot be found, contracts for utilizing polling sites cannot be  
10 obtained, or a potential site is not accessible to handicapped persons as  
11 provided in section 32-907.

12           (2) When combining polling places at a single site for an election  
13 other than a special election, the election commissioner or county clerk  
14 shall clearly separate the polling places from each other and maintain  
15 separate receiving boards. When combining polling places at a single site  
16 for a special election, the election commissioner or county clerk may  
17 combine the polling places and receiving boards.

18           (3) Polling places shall not be changed between the statewide  
19 primary and general elections unless the election commissioner or county  
20 clerk has been authorized to make such change by the Secretary of State.  
21 If changes are authorized, the election commissioner or county clerk  
22 shall notify each state and local candidate affected by the change.

23           (4) Notwithstanding any other provision of the Election Act, the  
24 Secretary of State may adopt and promulgate rules and regulations, with  
25 the consent of the appropriate election commissioner or county clerk, for  
26 the establishment of polling places which may be used for voting pursuant  
27 to section 32-1041 for the twenty days preceding the day of election.

1 Such polling places shall be in addition to the office of the election  
2 commissioner or county clerk and the polling places otherwise established  
3 pursuant to this section.

4 Sec. 2. Section 32-907, Reissue Revised Statutes of Nebraska, is  
5 amended to read:

6 32-907 (1) All polling places shall be accessible to all registered  
7 voters and shall be in compliance with the federal Americans with  
8 Disabilities Act of 1990, as amended, and the federal Help America Vote  
9 Act of 2002, as amended. In addition, all All polling places shall be  
10 modified or relocated to architecturally barrier-free buildings to  
11 provide unobstructed access to such polling places by people with  
12 physical limitations as required by this section. At least one voting  
13 booth shall be so constructed as to provide easy access for people with  
14 limitations, and shall accommodate a wheelchair, and shall have a cover  
15 or barrier to provide privacy. The modifications required by this section  
16 may be of a temporary nature to provide such unobstructed access only on  
17 election day.

18 (2) All polling places shall meet the requirements of the federal  
19 Americans with Disabilities Act of 1990, as amended, and the federal Help  
20 America Vote Act of 2002, as amended, including, but not limited to,  
21 requirements for:

22 (a) Parking;

23 (b) Signage, including, but not limited to, signs at the entrances  
24 to the parking area (i) that indicate that someone is available to bring  
25 a ballot out if access to the polling location is challenging, (ii) that  
26 contain a telephone number to contact poll workers, and (iii) posted with  
27 visible lettering that exceeds three inches, plus one-eighth inch per  
28 foot of viewing distance more than twenty-one feet from accessible  
29 parking spaces;

30 (c) Exterior route to accessible entrance;

31 (d) Polling place entrances;

1           (e) Route from entrance into voting area;

2           (f) Voting area, including, but not limited to, a sign (i) that  
3 indicates that assistance is available, (ii) that contains the contact  
4 telephone number approved by the Secretary of State and (ii) posted with  
5 visible lettering that is two inches, plus one-eighth inch per foot of  
6 viewing distance more than one hundred eighty inches from viewing points;

7           (g) Ramps;

8           (h) Lifts; and

9           (i) Elevators.

10          (3) The Secretary of State shall develop, print, and make publicly  
11 available a training manual regarding accessibility requirements of the  
12 Election Act, the federal Americans with Disabilities Act of 1990, as  
13 amended, and the federal Help America Vote Act of 2002, as amended.

14          (4) The Secretary of State shall include in the biennial training  
15 for election commissioners and county clerks current standards for  
16 accessibility. All poll workers shall receive training regarding  
17 accessibility between appointment and serving at an election.

18          Sec. 3.    Original sections 32-904 and 32-907, Reissue Revised  
19 Statutes of Nebraska, are repealed.