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HOUSE BILL NO. 1400

Offered January 12, 2011

Prefiled August 3, 2010

A BILL to amend the Code of Virginia by adding a section numbered 24.2-700.1, relating to elections and early voting.

Patrons—Dance, Alexander, BaCote, Herring, Howell, A.T., James, Kory, McClellan, McQuinn, Spruill, Torian, Tyler, Ward and Ware, O.

Referred to Committee on Privileges and Elections

Be it enacted by the General Assembly of Virginia:

1. That the Code of Virginia is amended by adding a section numbered 24.2-700.1 as follows:

§ 24.2-700.1. Early voting.

A. Any registered voter may vote early, in accordance with the provisions of this section, in any general, primary, or special election in which he is qualified to vote.

B. Early voting shall begin on the fourteenth day before an election and end at 5:00 p.m. on the Saturday immediately preceding the election. Early voting shall be provided during regular office hours each weekday during the applicable period, from 9:00 a.m. to 5:00 p.m. on each Saturday during the applicable period, and until 8:00 p.m. on the Monday eight days before the election and the immediately following Tuesday, Wednesday, and Thursday. Early voting shall begin on the eighth day before a special election held on a date other than a general election day and end at 5:00 p.m. on the Saturday immediately preceding the election. Notice of the times for early voting shall be given in accordance with the instructions of the State Board.

C. Each electoral board shall provide for early voting in the office of the general registrar or secretary of the electoral board. The State Board shall prescribe procedures for the use of voting equipment that has been certified, and is currently approved, by the State Board. The procedures shall be applicable and uniformly applied by the State Board to all jurisdictions using comparable voting equipment.

D. Each registered voter shall comply with the identification requirements applicable to voting at the polls on election day.

E. The provisions of this chapter for in person absentee voting shall not be applicable during the period for early voting, and early voting procedures shall be deemed to supersede and replace absentee voting procedures during the early voting period.

F. The State Board shall provide instructions for the preparation, maintenance, and reporting of ballots, pollbooks, records, and returns for early voting.

2. That the provisions of this act shall become effective on January 1, 2012.

INTRODUCED

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