

HOUSE No. 856

By Mr. Tivnan of Worcester, petition of Robert X. Tivnan for the counting of certain absent voting war ballots at the biennial state election in the current year. Election Laws.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Two.

AN ACT PROVIDING FOR THE COUNTING OF CERTAIN ABSENT VOTING WAR BALLOTS AT THE BIENNIAL STATE ELECTION OF THE COMMONWEALTH IN THE CURRENT YEAR.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Every official absent voting war ballot
2 for use at the biennial state election in the common-
3 wealth in the current year, which shall have been
4 marked and mailed in accordance with law on or be-
5 fore said election day by a person on active duty in
6 the armed forces of the United States and qualified to
7 vote at such election shall, if received by the board
8 of election commissioners of any city or town after
9 the closing of the polls at said election, but before
10 five o'clock in the afternoon of the third Friday fol-
11 lowing such election, be deemed to have been received
12 by said boards before the closing of polls at said elec-
13 tion, and, if otherwise in conformity with law, be
14 counted as if so received, except that with respect

15 thereto said boards shall exercise the powers and per-
16 form the duties conferred or imposed by law upon the
17 warden or other officers of the polling place. Nothing
18 herein contained shall be construed to affect any official
19 absent voting war ballot received by said boards at or
20 before the closing of the polls at said election or to
21 affect the filing for, or the conduct of, any recount
22 resulting from said election.

1 SECTION 2. This act shall take effect upon its
2 passage.