

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 566 Session of 2019

INTRODUCED BY TOPPER, BERNSTINE, DUNBAR, METZGAR, MILLARD, PYLE, RYAN, STAATS AND WHITE, FEBRUARY 25, 2019

REFERRED TO COMMITTEE ON STATE GOVERNMENT, FEBRUARY 25, 2019

AN ACT

1 Amending the act of June 3, 1937 (P.L.1333, No.320), entitled  
 2 "An act concerning elections, including general, municipal,  
 3 special and primary elections, the nomination of candidates,  
 4 primary and election expenses and election contests; creating  
 5 and defining membership of county boards of elections;  
 6 imposing duties upon the Secretary of the Commonwealth,  
 7 courts, county boards of elections, county commissioners;  
 8 imposing penalties for violation of the act, and codifying,  
 9 revising and consolidating the laws relating thereto; and  
 10 repealing certain acts and parts of acts relating to  
 11 elections," in voting by qualified absentee electors, further  
 12 providing for canvassing of official absentee ballots.

13 The General Assembly of the Commonwealth of Pennsylvania  
 14 hereby enacts as follows:

15 Section 1. Section 1308(d) of the act of June 3, 1937  
 16 (P.L.1333, No.320), known as the Pennsylvania Election Code, is  
 17 amended to read:

18 Section 1308. Canvassing of Official Absentee Ballots.--\* \*  
 19 \*

20 (d) Whenever it shall appear by due proof that any absentee  
 21 elector who has returned his ballot in accordance with the  
 22 provisions of this act has died prior to the opening of the  
 23 polls on the day of the primary or election, the ballot of such

1 deceased elector shall be [~~rejected~~] counted by the canvassers  
2 [~~but the counting of the ballot of an elector thus deceased~~  
3 ~~shall not of itself invalidate any nomination or election~~].

4 \* \* \*

5 Section 2. This act shall take effect in 60 days.