

DE 76-08 - July 23, 1976

**Overseas Citizens Voting Rights Act (DE 76-02)
Chapters 97 and 101, Florida Statutes**

To: Honorable Jacqueline Winchester, Supervisor of Elections, Palm Beach County Courthouse, West Palm Beach, Florida; Honorable Joyce Diffenderfer, Supervisor of Elections, Dade County Courthouse, Post Office Box 012241, Miami, Florida

Prepared by: Division of Elections

You have requested clarification of certain aspects of DE 76-02, treating of the Overseas Citizens Voting Rights Act.

The standard form of application for voting attached to DE 76-02 omitted reference to party affiliation, and a blank accommodative of party affiliation - with suitable instruction - is now added to the amended standard form attached hereto. This application is a substitute for the regular absentee ballot application and should so be treated.

The application for ballot, under PL 94-203, the Overseas Citizens Voting Rights Act, may be received with thirty days of the upcoming election - notwithstanding Section 4(a) of the Act - by allowance of Section 7 of the Act which allows more lenient state procedures to control. A request for such an application may be made by mail, telephone or in person, as detailed in and by Section 101.62 (1), Florida Statutes. No application for ballot should be issued after 5 p.m. on the day preceding the subject election. Section 101.62(2), Florida Statutes. Such ballot must, however, be received no later than 7 p.m. on the day of the subject election.

Persons who apply for ballots under the Overseas Citizens Voting Rights Act, must as indicated on the application, declare that they will be at least eighteen years old on the date of the election.

Your inquiries are answered accordingly.