



General Assembly

January Session, 2007

Proposed Bill No. 6000

LCO No. 1844

Referred to Committee on Government Administration and Elections

Introduced by:
REP. FLEISCHMANN, 18th Dist.

AN ACT ESTABLISHING THE AGREEMENT AMONG THE STATES TO ELECT THE PRESIDENT BY NATIONAL POPULAR VOTE.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 That the general statutes be amended to require the state to enter
2 into the following agreement with other states:

3 "Section 1. The Agreement Among the States to Elect the President
4 by National Popular Vote is hereby enacted into law and entered into
5 by this state with all states legally joining therein in the form
6 substantially as follows:

7 ARTICLE I. Membership

8 Any State of the United States and the District of Columbia may
9 become a member of this agreement by enacting this agreement.

10 ARTICLE II. Right of the People in Member States to Vote for
11 President and Vice President

12 Each member state shall conduct a state-wide popular election for

13 President and Vice President of the United States.

14 ARTICLE III. Manner of Appointing Presidential Electors in
15 Member States

16 Prior to the time set by law for the meeting and voting by the
17 presidential electors, the chief election official of each member state
18 shall determine the number of votes for each presidential slate in each
19 State of the United States and in the District of Columbia in which
20 votes have been cast in a state-wide popular election and shall add
21 such votes together to produce a "national popular vote total" for each
22 presidential slate.

23 The chief election official of each member state shall designate the
24 presidential slate with the largest national popular vote total as the
25 "national popular vote winner".

26 The presidential elector certifying official of each member state shall
27 certify the appointment in that official's own state of the elector slate
28 nominated in that state in association with the national popular vote
29 winner.

30 At least six days before the day fixed by law for the meeting and
31 voting by the presidential electors, each member state shall make a
32 final determination of the number of popular votes cast in the state for
33 each presidential slate and shall communicate an official statement of
34 such determination within twenty-four hours to the chief election
35 official of each other member state.

36 The chief election official of each member state shall treat as
37 conclusive an official statement containing the number of popular
38 votes in a state for each presidential slate made by the day established
39 by federal law for making a state's final determination conclusive as to
40 the counting of electoral votes by Congress.

41 In event of a tie for the national popular vote winner, the
42 presidential elector certifying official of each member state shall certify

43 the appointment of the elector slate nominated in association with the
44 presidential slate receiving the largest number of popular votes within
45 that official's own state.

46 If, for any reason, the number of presidential electors nominated in
47 a member state in association with the national popular vote winner is
48 less than or greater than that state's number of electoral votes, the
49 presidential candidate on the presidential slate that has been
50 designated as the national popular vote winner shall have the power to
51 nominate the presidential electors for that state and that state's
52 presidential elector certifying official shall certify the appointment of
53 such nominees.

54 The chief election official of each member state shall immediately
55 release to the public all vote counts or statements of votes as they are
56 determined or obtained.

57 This article shall govern the appointment of presidential electors in
58 each member state in any year in which this agreement is, on July
59 twentieth, in effect in states cumulatively possessing a majority of the
60 electoral votes.

61 **ARTICLE IV. Other Provisions**

62 This agreement shall take effect when states cumulatively
63 possessing a majority of the electoral votes have enacted this
64 agreement in substantially the same form and the enactments by such
65 states have taken effect in each state.

66 Any member state may withdraw from this agreement, except that a
67 withdrawal occurring six months or less before the end of a President's
68 term shall not become effective until a President or Vice President shall
69 have been qualified to serve the next term.

70 The chief executive of each member state shall promptly notify the
71 chief executive of all other states of when this agreement has been
72 enacted and has taken effect in that official's state, when the state has

73 withdrawn from this agreement, and when this agreement takes effect
74 generally.

75 This agreement shall terminate if the electoral college is abolished.

76 If any provision of this agreement is held invalid, the remaining
77 provisions shall not be affected.

78 ARTICLE V. Definitions

79 For purposes of this agreement:

80 "Chief executive" shall mean the Governor of a State of the United
81 States or the Mayor of the District of Columbia;

82 "Elector slate" shall mean a slate of candidates who have been
83 nominated in a state for the position of presidential elector in
84 association with a presidential slate;

85 "Chief election official" shall mean the state official or body that is
86 authorized to certify the total number of popular votes for each
87 presidential slate;

88 "Presidential elector" shall mean an elector for President and Vice
89 President of the United States;

90 "Presidential elector certifying official" shall mean the state official
91 or body that is authorized to certify the appointment of the state's
92 presidential electors;

93 "Presidential slate" shall mean a slate of two persons, the first of
94 whom has been nominated as a candidate for President of the United
95 States and the second of whom has been nominated as a candidate for
96 Vice President of the United States, or any legal successors to such
97 persons, regardless of whether both names appear on the ballot
98 presented to the voter in a particular state;

99 "State" shall mean a State of the United States and the District of

100 Columbia; and

101 "State-wide popular election" shall mean a general election in which
102 votes are cast for presidential slates by individual voters and counted
103 on a statewide basis."

Statement of Purpose:

To have Connecticut join an interstate compact that ensures that the winner of the national popular vote in a Presidential election wins the election.