

## **NOTICE OF INTENT**

### **Department of State Office of the Secretary of State**

#### **Determination of Cure Sufficiency (LAC 31:I.Chapter 3)**

Notice is hereby given in accordance with the provisions of the Administrative Procedure Act (R.S. 49:953 et seq.) and through the authority granted in R.S. 18:1317 that the Department of State is proposing to adopt a rule to provide a uniform and standardized process for the review and curing or rejection of deficient absentee by mail ballots by Parish Boards of Election Supervisors.

### **Title 31 ELECTIONS Part I. Election Process**

#### **Chapter 3. Opportunity to Cure Deficiencies in Absentee by Mail Ballots**

##### **§307. Determination of Cure Sufficiency**

A. Any ballot identified with a deficiency pursuant to this Chapter, regardless of whether the voter appeared to cure or did not appear, shall be presented to the Parish Board of Election Supervisors for final determination of cure sufficiency or rejection of deficient ballots during the tabulation and counting of absentee by mail and early voting ballots.

**AUTHORITY NOTE:** Promulgated in accordance with R.S. 18:1317  
**HISTORICAL NOTE:** N/A

#### **Family Impact Statement**

The proposed Rule should not have any known or foreseeable impact on any family as defined by R.S. 49:972 or on family formation, stability, and autonomy. Specifically, there should be no known effect or foreseeable impact on:

1. the stability of the family;
2. the authority and rights of parents regarding the education and supervision of their children;
3. the functioning of the family;
4. family earnings and family budget;
5. the behavior and personal responsibility of children; and
6. the ability of the family or a local government to perform the function as contained in the proposed Rule.

### Poverty Impact Statement

The proposed Rule should not have any known or foreseeable impact on poverty as defined by R.S. 49:973. Specifically, there should be no known or foreseeable effect on:

1. the household income, assets, and financial security;
2. early childhood development and preschool through postsecondary education development;
3. employment and workforce development;
4. taxes and tax credits; and
5. child and dependent care, housing, health care, nutrition, transportation, and utilities assistance.

### Small Business Statement

The impact of the proposed Rule on small business has been considered and it is estimated that the proposed action is not expected to have a significant adverse impact on small business as defined in the Regulatory Flexibility Act. The agency, consistent with health, safety, environmental and economic welfare factors has considered and, where possible, utilized regulatory methods in the drafting of the proposed Rule that will accomplish the objectives of applicable statutes while minimizing the adverse impact of the proposed Rule on small business.

### Provider Impact Statement

The proposed Rule should not have any known or foreseeable impact on providers as defined by HRC 170 of the 2014 Regular Session of the Louisiana Legislature. In particular, there should be no known or foreseeable effect on:

1. the effect of the staffing level requirement or qualifications required to provide the same level of service;
2. the total direct and indirect effect on the cost to the providers to provide the same level of service; or
3. the overall effect on the ability of the provider to provide the same level of service.

### Public Comments

Interested persons may submit written comments relative to the proposed Rule or request a public hearing on the proposed rule until 4:30 p.m., May 15, 2024, by U.S. mail to the Louisiana Department of State, Attn: Tray Wood, 8585 Archives Ave., Baton Rouge, LA 70809. Interested persons may also submit written comments by email to [tray.wood@sos.la.gov](mailto:tray.wood@sos.la.gov).

### Public Hearing

To confirm whether or not a public hearing will be held between the dates of May 28, 2024, and June 4, 2024, interested persons should first call Tray Wood at (225) 287-7477 after

May 15, 2024. If a public hearing is to be held, all interested persons are invited to attend and present data, views, comments, or arguments, orally or in writing.

A handwritten signature in blue ink that reads "Nancy Landry". The signature is written in a cursive style with a large, looping initial "N".

Nancy Landry  
Secretary of State