

TITLE 1: GOVERNMENT
DIVISION 6: ELECTIONS

§ 6521. Right to Cast Secret Ballot.

(a) Each qualified voter has the right to cast a secret ballot in private. The Commission shall set up voting booths and places to guarantee that each voter may vote in private. No person shall be allowed with a voter in a voting booth, except as provided by the Commission. Voting booths shall provide the voter with a fully enclosed space within which to vote.

(b) Except where voting machines are used, each election ballot shall remain sealed until issued to a registered voter. Issues for initiative, referendum and recall shall be listed separately and apart from the names of candidates.

(c) Each qualified voter's right to cast a secret ballot shall be maintained in the courts of the Commonwealth. No voter shall be compelled to reveal his or her vote unless and until he or she has been determined to have been unqualified pursuant to a timely filed voter qualification challenge as provided by law, and then only if and so far as such disclosure is necessary to determine the outcome of an election.

Source: PL 12-18, § 2 (6521); (c) added by PL 17-11 § 17 (August 12, 2010).

Commission Comment: Section 6521 et seq., is similar to the former § 6411 (source: DL 5-19, § 16, modified) et seq.