



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.