

State of Delaware



Executive Department
Dover


ELECTION SECTION
MODIFICATION OF THE DECLARATION OF A
STATE OF EMERGENCY FOR THE
STATE OF DELAWARE DUE TO A PUBLIC HEALTH THREAT

A. ELECTIONS:

1. The Delaware presidential primary election scheduled to be conducted on April 28, 2020 pursuant to 15 *Del. C.* § 3181 is hereby cancelled and rescheduled to June 2, 2020.
2. All elections for school board members in any Delaware school district scheduled to be conducted on May 12, 2020 pursuant to 14 *Del. C.* § 1072(c) are hereby delayed until June 16, 2020.
3. To the extent not already canceled by its board of education, any referendum election in a Delaware school district, scheduled before May 15, 2020, and to be conducted pursuant to the requirements of 14 *Del. C.* Chapters 10, 19, 20 or 21, is hereby cancelled and shall be rescheduled by the school district's board of education no earlier than May 15, 2020.
4. To the extent not already canceled by a municipality by written notification to the State Election Commissioner pursuant to 15 *Del. C.* § 7550(h), all municipal elections scheduled to be conducted between date of this Order and May 15, 2020, pursuant to a municipality's charter or municipal code, are hereby cancelled and shall be rescheduled by the municipality no earlier than May 15, 2020 in accordance with 15 *Del. C.* § 7553, and the term of any existing officeholder shall continue until the results of the rescheduled election are certified pursuant to 15 *Del. C.* § 7558.

5. Until this Order is rescinded and for purposes of qualification of an otherwise duly registered voter to vote by absentee ballot pursuant to 14 *Del. C.* § 1086, 15 *Del. C.* § 5502, or 15 *Del. C.* § 7571, as applicable, in the State's 2020 presidential primary, or in any other upcoming State primary election, special election for statewide or local offices, the qualification of "sick or physically disabled" as used in 15 *Del. C.* §§ 5502(4) and 7571 shall apply to and include any such voter who is asymptomatic of COVID-19 infection and otherwise abiding by CDC and DPH guidelines by exercising self-quarantine or social distancing to avoid potential exposure to (and community spread of) COVID-19, and who herself or himself freely chooses to use such qualification to vote by absentee ballot.
6. In order to provide the Department of Elections sufficient time and resources to process the anticipated significant increase in the volume of absentee voting resulting from the shelter in place and social distancing requirements mandated by my State of Emergency, the earliest time the Department may begin the processing of such absentee ballots as set forth in 15 *Del. C.* § 5510 is hereby extended from the Friday before the day of the election to 10 calendar days before such election.

APPROVED this 24nd day of March 2020 at 4:00 p.m.


Governor