- 1 HB460
- 2 150364-2
- 3 By Representative Scott
- 4 RFD: Constitution, Campaigns and Elections
- 5 First Read: 20-MAR-13

| 1 | ENGROSSED |
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| 2 | |
| 3 | |
| 4 | A BILL |
| 5 | TO BE ENTITLED |
| 6 | AN ACT |
| 7 | |
| 8 | Relating to voter registration; to amend Section |
| 9 | 17-4-3, Code of Alabama 1975, to require each county board of |
| 10 | registrars to notify a person when his or her name is being |
| 11 | purged from the list of qualified voters. |
| 12 | BE IT ENACTED BY THE LEGISLATURE OF ALABAMA: |
| 13 | Section 1. Section 17-4-3, Code of Alabama 1975, is |
| 14 | amended to read as follows: |
| 15 | "§17-4-3. |
| 16 | "Each county board of registrars shall purge the |
| 17 | computerized statewide voter registration list on a continuous |
| 18 | basis, whenever it receives and confirms information that a |
| 19 | person registered to vote in that county has died, become a |
| 20 | nonresident of the state or county, been declared mentally |
| 21 | incompetent, been convicted of any offense mentioned in |
| 22 | Article VIII of the Constitution of Alabama of 1901 since |
| 23 | being registered, or otherwise become disqualified as an |
| 24 | elector. A person shall be notified by United States mail sent |
| 25 | to the voter's last known address of the board's intention to |
| 26 | strike his or her name from the list and the reason why the |
| 27 | person is no longer qualified; provided, however, a person |

1 convicted of a disqualifying criminal offense must be notified 2 by certified mail sent to the voter's last known address of 3 the board's intention to strike his or her name from the list. 4 No person convicted of a disqualifying crime may be stricken 5 from the poll list while an appeal from the conviction is 6 pending.

In addition, a voter who is purged because he or she
 is deceased and has been certified by presentation of a valid
 death certificate; the county board of registrars shall not be
 required to notify these persons.

"On the date set in the notice, or at a later date 11 12 to which the case may have been continued by the board, the 13 board shall proceed to consider the case of the elector whose 14 name it proposes to strike from the registration list and make its determination. Any person whose name is stricken from the 15 list may appeal from the decision of the board without giving 16 17 security for costs, and the board shall forthwith certify the proceedings to the judge of probate who shall docket the case 18 in the probate court. 19

20 "An appeal from the judge of probate shall be as
21 appeals set forth in Section 17-3-55.

"When the board has sufficient evidence furnished it that any elector has permanently moved from one precinct to another within the county, it shall change the elector's precinct designation in the voter registration list, and shall give notice by mail to the elector of the precinct in which the elector is registered to vote." Section 2. This act shall become effective on the
 first day of the third month following its passage and
 approval by the Governor, or its otherwise becoming law.

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| 3 | House of Representatives |
| 4 | Read for the first time and re- |
| 5 | ferred to the House of Representa- |
| 4 5 6 7 | tives committee on Constitution, |
| | Campaigns and Elections |
| 8 | |
| 9 10 | Read for the second time and placed on the calendar 1 amendment 23-APR-13 |
| 11 | |
| 12 13 | Read for the third time and passed as amended 25-APR-13 |
| 14 | Yeas 100, Nays 0, Abstains 0 |

Jeff Woodard Clerk