

1 HB493
2 158171-1
3 By Representative Scott
4 RFD: Constitution, Campaigns and Elections
5 First Read: 14-APR-15

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SYNOPSIS: Under existing law, a county board of registrars does not give notice to persons whose names are being purged from the voter registration list, with the exception of those persons whose names are purged by reason of conviction of a disqualifying crime.

This bill would require a county board of registrars to notify all persons, except those who have died, who are purged from the voter registration list at the time their name is removed from the list.

A BILL
TO BE ENTITLED
AN ACT

Relating to voter registration; to amend Section 17-4-3, Code of Alabama 1975, to require each county board of registrars to notify a person, except one who has died, when

1 his or her name is being purged from the list of qualified
2 voters.

3 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

4 Section 1. Section 17-4-3, Code of Alabama 1975, is
5 amended to read as follows:

6 "§17-4-3.

7 "Each county board of registrars shall purge the
8 computerized statewide voter registration list on a continuous
9 basis, whenever it receives and confirms information that a
10 person registered to vote in that county has died, become a
11 nonresident of the state or county, been declared mentally
12 incompetent, been convicted of any offense mentioned in
13 Article VIII of the Constitution of Alabama of 1901 since
14 being registered, or otherwise become disqualified as an
15 elector. Each county board of registrars shall notify all
16 persons whom the board intends to purge from the statewide
17 voter registration list except those voters who have died and
18 have been certified by presentation of a valid death
19 certificate. A person shall be notified by United States mail
20 sent to the voter's last known address of the board's
21 intention to strike his or her name from the list and the
22 reason why the person is no longer qualified; provided,
23 however, a person convicted of a disqualifying criminal
24 offense ~~must~~ shall be notified by certified mail sent to the
25 voter's last known address of the board's intention to strike
26 his or her name from the list. No person convicted of a

1 disqualifying crime may be stricken from the poll list while
2 an appeal from the conviction is pending.

3 "On the date set in the notice, or at a later date
4 to which the case may have been continued by the board, the
5 board shall proceed to consider the case of the elector whose
6 name it proposes to strike from the registration list and make
7 its determination. Any person whose name is stricken from the
8 list may appeal from the decision of the board without giving
9 security for costs, and the board shall forthwith certify the
10 proceedings to the judge of probate who shall docket the case
11 in the probate court.

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

14 "When the board has sufficient evidence furnished it
15 that any elector has permanently moved from one precinct to
16 another within the county, it shall change the elector's
17 precinct designation in the voter registration list, and shall
18 give notice by mail to the elector of the precinct in which
19 the elector is registered to vote."

20 Section 2. This act shall become effective on the
21 first day of the third month following its passage and
22 approval by the Governor, or its otherwise becoming law.