

SB142 ENROLLED



1 SB142
2 G3VXR6C-2
3 By Senator Kitchens
4 RFD: County and Municipal Government
5 First Read: 11-Feb-25



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1 Enrolled, An Act,

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5 Relating to voters and voting; to amend Sections
6 17-4-30, 17-4-38.1, and 17-4-39, Code of Alabama 1975, to
7 remove the Electronic Registration Information Center as a
8 voter registration database that the board of registrars or
9 the Secretary of State may use to identify voters whose
10 addresses may have changed; and to require the Secretary of
11 State to conduct a voter registration list maintenance program
12 through the Alabama Voter Integrity Database.

13 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

14 Section 1. Sections 17-4-30, 17-4-38.1, and 17-4-39,
15 Code of Alabama 1975, are amended to read as follows:

16 "§17-4-30

17 (a) Beginning in February 2025, and in February of
18 every fourth year thereafter, the board of registrars, or the
19 Secretary of State, if acting as the board's agent pursuant to
20 subsection (h), shall use change-of-address information
21 supplied by the United States Postal Service through the
22 National Change of Address database and by at least one other
23 ~~voter registration database, including, but not limited to,~~
24 ~~the Electronic Registration Information Center or NVRA~~
25 National Voter Registration Act designated agency database, to
26 identify registered voters whose addresses may have changed.

27 (b) (1) If the board of registrars or Secretary of State
28 determines from the change-of-address information that a



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29 registered voter has moved to a different residence address
30 that is under the jurisdiction of the same board of
31 registrars, the board of registrars shall change the
32 registration records of that voter to show the new address,
33 and the board of registrars or Secretary of State, within 90
34 days after identifying the potential change, shall send the
35 voter a notice of the change by forwardable mail along with a
36 postage prepaid, pre-addressed return card on which the
37 registered voter may correct his or her current address
38 information. The notice shall inform the voter that if the
39 voter did not change his or her residence, he or she is
40 required to return the pre-addressed card no later than the
41 last day to register to vote before an election.

42 (2) If the board of registrars or Secretary of State
43 determines from the change-of-address information that a
44 registered voter has moved to a different residence address
45 that is under the jurisdiction of a different board of
46 registrars or to a residence address outside of the state, the
47 board of registrars or Secretary of State, within 90 days
48 after identifying the potential change, shall send the voter a
49 notice of the change by forwardable mail along with a postage
50 prepaid, pre-addressed return card on which the registered
51 voter may verify or correct his or her current address
52 information. The notice shall include both of the following:

53 a. A statement informing the voter that if the
54 pre-addressed card is not returned within the time specified
55 in the notice, the voter will be permitted to vote in that
56 same jurisdiction during the period from the date the notice



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57 was mailed and ending on the day after the date of the second
58 general election for federal office, provided the voter
59 completes a voter registration update form. If the voter does
60 not update his or her voter registration record or vote during
61 the period ending on the day after the date of the second
62 general election for federal office, the voter's name shall be
63 removed from the list of eligible voters.

64 b. Information concerning how the voter may continue
65 his or her eligibility to vote in another jurisdiction if the
66 voter has changed his or her residence to an address outside
67 of the jurisdiction of the board of registrars under which he
68 or she is then registered.

69 (c) The board of registrars or Secretary of State shall
70 record and maintain in the statewide voter registration
71 database the dates on which the notice is mailed to a
72 registered voter and the card is subsequently returned to the
73 board by the registered voter.

74 (d) The board of registrars shall update the statewide
75 voter registration database using the information reported to
76 the board by the registered voters on the prepaid,
77 pre-addressed return cards provided for in this section.

78 (e) If the registered voter does not respond to the
79 notice provided in this section within 90 days of the date on
80 which the notice was mailed or if the notice is returned to
81 the board of registrars as undeliverable, the board of
82 registrars or its agent shall change the status of the voter
83 to inactive and indicate in the statewide voter registration
84 database the date the change is recorded and that the voter



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85 did not respond to the mailing or that the mailing was
86 returned as undeliverable, in a manner provided by rule by the
87 Secretary of State.

88 (f) The names of persons to be removed from the list of
89 registered voters pursuant to this section shall be published
90 in accordance with Section 17-4-10.

91 (g) The Secretary of State may adopt rules as necessary
92 to implement this section.

93 (h) The Secretary of State may act as an agent for a
94 board of registrars, only upon receiving the written consent
95 of the county commission, in implementing this section."

96 "§17-4-38.1

97 (a) State agencies shall provide to the Secretary of
98 State, on a schedule to be determined by the Secretary of
99 State, any information and data that the Secretary of State
100 considers necessary in order to maintain the statewide voter
101 registration database established pursuant to Section 17-4-33,
102 except where prohibited by federal law or federal regulation.
103 The Secretary of State shall ensure that any information or
104 data provided to the Secretary of State that is confidential
105 in the possession of the entity providing the data remains
106 confidential while in the possession of the Secretary of
107 State.

108 (b) (1) The Secretary of State may enter into agreements
109 to share information or data with other individual states ~~or~~
110 ~~group of states~~, as the Secretary of State considers
111 necessary, in order to maintain the statewide voter
112 registration database. Information or data that the Secretary



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113 of State may share pursuant to this subsection includes, but
114 is not limited to, an electronic copy of the statewide voter
115 list and data obtained pursuant to subsection (a).

116 (2) Except as otherwise provided in this section, the
117 Secretary of State shall ensure that any information or data
118 provided to the Secretary of State that is confidential in the
119 possession of the state providing the data remains
120 confidential while in the possession of the Secretary of
121 State. The Secretary of State may provide ~~such~~ otherwise
122 confidential information or data to county boards of
123 registrars for legitimate governmental purposes related to the
124 maintenance of the statewide voter registration database.

125 (c) A county board of registrars shall contact a
126 registered elector by mail to verify the accuracy of the
127 information in the statewide voter registration database
128 regarding that elector if information provided under
129 subsection (a) or (b) identifies a residential address for the
130 elector that lies outside of the county in which the elector
131 is registered to vote, except when the information provided
132 under subsection (a) or (b) indicates that the elector
133 registered to vote in another jurisdiction, within or without
134 the State of Alabama, at a date subsequent to the date the
135 elector registered to vote in the jurisdiction of the county
136 board of registrars.

137 (d) (1) The costs associated with agreements entered
138 into by the Secretary of State as provided for in subsection
139 (b) may be rendered by the Secretary of State to the
140 Department of Finance and paid from the voter registration



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141 fund.

142 (2) The cost of production and mailing required in
143 subsection (c) shall be rendered by the Secretary of State to
144 the Department of Finance and paid from the voter registration
145 fund.

146 (e) The Secretary of State may ~~promulgate~~ adopt rules
147 in accordance with the Administrative Procedure Act to
148 implement this section."

149 "§17-4-39

150 (a) It shall be the responsibility of the ~~The~~ board of
151 registrars ~~to enter~~ shall be responsible for entering and
152 updating in a timely manner the names and information of the
153 electors who register to vote and vote in each election into
154 the state voter registration list and for conducting regular
155 voter list maintenance activities as directed by the Secretary
156 of State and otherwise provided by law, including processing
157 registered individuals identified by programs conducted
158 pursuant to subsection (b). Removal of any registered
159 individual determined to be improperly registered may be
160 accomplished at any time by a majority vote of the board.

161 (b) (1) The Secretary of State shall be responsible for
162 directly conducting regular state voter registration list
163 maintenance programs to ensure database integrity. These
164 programs shall be known as the Alabama Voter Integrity
165 Database (AVID). The Alabama Voter Integrity Database shall
166 compare the state voter registration list to:

167 a. Alabama State Law Enforcement Agency driver license
168 and nondriver identification card data to identify registered



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169 voters in Alabama who have moved and obtained a driver license
170 or nondriver identification card in another state or who have
171 registered to vote in Alabama and then applied for a foreign
172 national driver license or nondriver identification card;

173 b. State-to-state voter list data to identify
174 individuals who are registered to vote in Alabama but who are
175 also registered to vote in another state, including
176 individuals who may have voted in the same or a similar
177 election in both states, with priority given to data from
178 states in close geographical proximity to Alabama;

179 c. The National Change of Address database to identify
180 individuals who are registered to vote in Alabama but have
181 notified the United States Postal Service that they have
182 relocated to a new county within the state or an address
183 outside of Alabama;

184 d. Social Security Death Index data to identify
185 deceased individuals who are registered to vote and may have
186 died out of state; and

187 e. United States Department of Homeland Security
188 Citizenship and Immigration Services data to identify
189 individuals who are registered to vote in Alabama but are
190 ineligible to vote because they are noncitizens.

191 (2) Individuals identified shall be timely communicated
192 by the Secretary of State to the appropriate board or boards
193 of registrars to process.

194 (c) Not later than February 1, annually, the Secretary
195 of State shall collect and publish data from each county
196 specifying the number of voters who were removed from the



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197 voter registration list during the previous calendar year."

198 Section 2. This act shall become effective immediately.



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President and Presiding Officer of the Senate

Speaker of the House of Representatives

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Senate 17-Apr-25

I hereby certify that the within Act originated in and passed the Senate.

Patrick Harris,
Secretary.

House of Representatives
Amended and passed: 07-May-25

Senate concurred in House amendment 14-May-25

By: Senator Kitchens