

Senate Bill 314

By: Senators Harrell of the 40th, Butler of the 55th, Parent of the 42nd, Merritt of the 9th, Davenport of the 44th and others

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to  
2 primaries and elections generally, so as to provide for registered voters to cast a ballot at any  
3 polling place, absentee polling place, or registration office in his or her county of residence;  
4 to provide for rules and regulations; to provide for related matters; to repeal conflicting laws;  
5 and for other purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Chapter 2 of Title 21 of the Official Code of Georgia Annotated, relating to primaries and  
9 elections generally, is amended in Part 1 of Article 11, relating to general provisions for  
10 preparation for and conduct of primaries and elections, by adding a new Code section to read  
11 as follows:

12 "21-2-420.

13 (a) Notwithstanding any other provision of this chapter to the contrary, if a person presents  
14 himself or herself at any polling place, absentee polling place, or registration office in his  
15 or her county of residence in this state for the purpose of casting a ballot in a primary or  
16 election and the person's name appears on the list of registered electors, and if the election

17 superintendent of such county has authorized out-of-precinct voting, the person shall be  
 18 entitled to cast a ballot for the precinct in which he or she is registered to vote at such  
 19 polling place, absentee polling place, or registration office.

20 (b) The Secretary of State or the State Election Board may adopt rules and regulations for  
 21 the proper and efficient administration of this Code section."

22 **SECTION 2.**

23 Said chapter is further amended in Code Section 21-2-431, relating to execution of voter's  
 24 certificate, procedure upon qualification of elector, elector unable to sign name, voting  
 25 outside precinct of residence, and registration as prerequisite to voting, by revising  
 26 subsection (c) as follows:

27 "(c) Except as provided in Code Sections 21-2-218, ~~and 21-2-386, and 21-2-420~~, no person  
 28 shall vote at any primary or election at any polling place outside the precinct county in  
 29 which such person resides, nor shall such person vote in the precinct in which such person  
 30 resides unless such person has been registered as an elector and such person's name appears  
 31 on the electors list of such precinct."

32 **SECTION 3.**

33 Said chapter is further amended in Code Section 21-2-451, relating to execution of voter's  
 34 certificate, procedure upon qualification of elector, elector unable to sign name, voting  
 35 outside of precinct of residence, and registration prerequisite to voting, by revising  
 36 subsection (c) as follows:

37 "(c) Except as provided in Code Sections 21-2-218, ~~and 21-2-386, and 21-2-420~~, no person  
 38 shall vote at any primary or election at any polling place outside the precinct county in  
 39 which such person resides, nor shall such person vote in the precinct in which such person  
 40 resides unless such person has been registered as an elector and such person's name appears  
 41 on the electors list of such precinct."

42

**SECTION 4.**

43 All laws and parts of laws in conflict with this Act are repealed.