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H.207

Introduced by Representatives Hooper of Montpelier and Kitzmiller of
Montpelier

Referred to Committee on

Date:

Subject: Municipal government; municipal charters; City of Montpelier;
amendment

Statement of purpose of bill as introduced: This bill proposes to approve an
amendment to the charter of the City of Montpelier.

An act relating to approval of an amendment to the charter of the City of
Montpelier regarding non-citizen voting in City elections

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. CHARTER AMENDMENT APPROVAL

The General Assembly approves the amendment to the charter of the City
of Montpelier as set forth in this act. Voters approved the proposal of
amendment on November 6, 2018.

Sec. 2. 24 App. V.S.A. chapter 5 is amended to read:

CHAPTER 5. CITY OF MONTPELIER

* * *

Subchapter 15. Supplemental Voting Registry

1 § 1501. ELIGIBILITY OF NON-CITIZEN VOTERS

2 In addition to 17 V.S.A. § 2121, any person may register to vote in
3 Montpelier City elections who, on election day:

4 (1) is a legal resident of the United States;

5 (2) is a resident of the City of Montpelier as defined in 17 V.S.A.

6 § 2122(b);

7 (3) has taken the voter's oath; and

8 (4) is 18 years of age or older.

9 § 1502. SUPPLEMENTAL VOTER REGISTRY; CITY CLERK DUTIES TO
10 MAINTAIN

11 Any non-citizen voter shall be placed on a separate, supplemental voter
12 registry held by the City Clerk. This supplemental voter registry shall be
13 treated and maintained in the same manner as a voter checklist under
14 17 V.S.A. chapter 43, subchapter 2. The City Clerk shall develop all necessary
15 forms and procedures for implementation of this subchapter.

16 § 1503. CITY ELECTION BALLOT

17 In any election involving a federal, State, county, special district, or school
18 district office or question and a City question or City office, the City Clerk
19 shall prepare and provide to any non-citizen voter a ballot that contains only
20 the City questions and candidates.

1 § 1504. DEFINITIONS

2 As used in this subchapter:

3 (1) “Legal resident of the United States” means any non-citizen who
4 resides in the United States on a permanent or indefinite basis in compliance
5 with federal immigration laws.

6 (2) “Non-citizen voter” means any voter who registers and qualifies to
7 vote in City elections under section 1501 of this charter but is not a citizen of
8 the United States. A non-citizen voter shall not be eligible to vote on any State
9 or federal candidate or question by virtue of registration under section 1501 of
10 this charter.

11 (3) “Supplemental voter registry” means a voter checklist populated by
12 voters who qualify under section 1501 of this charter but are not citizens of the
13 United States. The checklist shall be held separate from any other voter list
14 held or maintained by the City.

15 Sec. 3. EFFECTIVE DATE

16 This act shall take effect on passage.