

1 HB452  
2 158171-1  
3 By Representative Scott  
4 RFD: Constitution, Campaigns and Elections  
5 First Read: 11-FEB-14

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

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

19  
20 A BILL  
21 TO BE ENTITLED  
22 AN ACT

23  
24 Relating to voter registration; to amend Section  
25 17-4-3, Code of Alabama 1975, to require each county board of  
26 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.