

**AMENDMENT**

OFFERED IN THE HOUSE

BY REPRESENTATIVE GRUENBERG

TO: CSHB 104(JUD), Draft Version "P"

1 Page 1, line 1, following "procedures;":

2 Insert "relating to voter registration;"

3  
4 Page 2, following line 3:

5 Insert new bill sections to read:

6 \*\* Sec. 3. AS 15.07.050(a) is amended to read:

7 (a) Registration may be made

8 (1) in person before a registration official or through a voter  
9 registration agency;

10 (2) by another individual on behalf of the voter if the voter has  
11 executed a written general power of attorney or a written special power of attorney  
12 authorizing that other individual to register the voter;

13 (3) by mail; [OR]

14 (4) online; or

15 (5) by facsimile transmission, scanning, or other [ANOTHER] method  
16 of electronic transmission that the director approves.

17 \* Sec. 4. AS 15.07.055(e) is amended to read:

18 (e) The director shall enter into an agreement with the Department of  
19 Administration and the Department of Revenue to match identifying information  
20 provided by a voter who initially registers by mail, online, or by facsimile or other  
21 electronic transmission approved by the director under AS 15.07.050 with existing  
22 identification records

23 (1) maintained by the administrative component of the Department of  
24 Administration that administers motor vehicle and driver's license laws and by the

1 administrative component of the Department of Revenue that administers the  
2 permanent fund dividend laws; and

3 (2) bearing the same identifying number, name, and date of birth  
4 provided on the registration.

5 \* Sec. 5. AS 15.07.060(e) is amended to read:

6 (e) For an applicant requesting initial registration by mail, online, or by  
7 facsimile or other electronic transmission approved by the director under  
8 AS 15.07.050, the director shall verify the information provided in compliance with  
9 (a)(2) and (3) of this section through state agency records described in  
10 AS 15.07.055(e). If the applicant cannot comply with the requirement of (a)(2) of this  
11 section because the applicant has not been issued any of the listed numbers, the  
12 applicant may instead submit a copy of one of the following forms of identification: a  
13 driver's license, state identification card, current and valid photo identification, birth  
14 certificate, passport, or hunting or fishing license.

15 \* Sec. 6. AS 15.07.070(b) is amended to read:

16 (b) To register by mail or by facsimile, scanning, or other electronic  
17 transmission approved by the director under AS 15.07.050, the director, the area  
18 election supervisor, or a voter registration agency shall furnish, at no cost to the voter,  
19 forms prepared by the director on which the registration information required under  
20 AS 15.07.060 shall be inserted by the voter, by a person on behalf of the voter if that  
21 person is designated to act on behalf of the voter in a power of attorney, or by a person  
22 on behalf of the voter if the voter is physically incapacitated. For registration online  
23 under AS 15.07.050(a)(4), the director shall provide an electronic version of the  
24 forms on the Internet website of the division. The director may require proof of  
25 identification of the applicant as required by regulations adopted by the director under  
26 AS 44.62 (Administrative Procedure Act). Upon receipt and approval of the completed  
27 registration forms, the director or the election supervisor shall forward to the voter an  
28 acknowledgment, and the voter's name shall immediately be placed on the master  
29 register. If the registration is denied, the voter shall immediately be informed in  
30 writing that registration was denied and the reason for denial. When identifying  
31 information has been provided by the voter as required by this chapter, the election

1 supervisor shall forward to the voter a registration card.

2 \* Sec. 7. AS 15.07.070(c) is amended to read:

3 (c) The names of persons submitting completed registration forms by mail that  
4 are postmarked at least 30 days before the next election, or submitting completed  
5 registration forms online or by facsimile or other electronic transmission approved by  
6 the director under AS 15.07.050 that are received at least 30 days before the next  
7 election, shall be placed on the official registration list for that election. If a  
8 registration form received by mail less than 30 days before an election does not have a  
9 legible and dated postmark, the name of the person submitting the form shall be placed  
10 on the official registration list for that election if the form was signed and dated by the  
11 person at least 30 days before the election and if the form is received by the director or  
12 election supervisor at least 25 days before the election. The name of a person  
13 submitting a completed registration form by mail, online, or by facsimile or other  
14 electronic transmission that does not meet the applicable requirements of this  
15 subsection may not be placed on the official registration list for that election but shall  
16 be placed on the master register after that election.

17 \* Sec. 8. AS 15.07.070(f) is amended to read:

18 (f) Incomplete or inaccurate registration forms may not be accepted. A person  
19 who submitted an incomplete or inaccurate registration form may register by  
20 reexecuting and resubmitting a registration form in person, by mail, online, or by  
21 facsimile or other electronic transmission approved by the director under  
22 AS 15.07.050. The requirements of (c) or (d) of this section apply to a registration  
23 form resubmitted under this subsection."  
24

25 Renumber the following bill sections accordingly.

26  
27 Page 4, following line 5:

28 Insert a new bill section to read:

29 "\*\* Sec. 14. AS 15.15.225(b) is amended to read:

30 (b) An election official may waive the identification requirement if the  
31 election official knows the identity of the voter. The identification requirement may

not be waived for voters who are first-time voters who initially registered by mail, online, or by facsimile or other electronic transmission approved by the director under AS 15.07.050, and did not provide identification as required in AS 15.07.060."

Renumber the following bill sections accordingly.

Page 5, following line 17:

Insert a new bill section to read:

**\*\* Sec. 19.** AS 15.20.081(f) is amended to read:

(f) The director shall require a voter casting an absentee ballot by mail to provide proof of identification or other information to aid in the establishment of the voter's identity as prescribed by regulations adopted under AS 44.62 (Administrative Procedure Act). If the voter is a first-time voter who initially registered by mail, online, or by facsimile or other electronic transmission approved by the director under AS 15.07.050 and has not met the identification requirements set out in AS 15.07.060, the voter must provide one of the following forms of proof of identification:

(1) a copy of a driver's license, state identification card, current and valid photo identification, birth certificate, passport, or hunting or fishing license; or

(2) a copy of a current utility bill, bank statement, paycheck, government check, or other government document; an item provided under this paragraph must show the name and current address of the voter."

Renumber the following bill sections accordingly.

Page 5, following line 29:

Insert a new bill section to read:

**\*\* Sec. 21.** AS 15.20.203(b) is amended to read:

(b) An absentee ballot may not be counted if

(1) the voter has failed to properly execute the certificate;

(2) an official or the witnesses authorized by law to attest the voter's certificate fail to execute the certificate, except that an absentee ballot cast in person

1 and accepted by an absentee voting official or election supervisor may be counted  
 2 despite failure of the absentee voting official or election supervisor to properly sign  
 3 and date the voter's certificate as attesting official as required under AS 15.20.061(c);

4 (3) the ballot is not attested on or before the date of the election;

5 (4) the ballot, if postmarked, is not postmarked on or before the date of  
 6 the election;

7 (5) after the day of election, the ballot was delivered by a means other  
 8 than mail; or

9 (6) the voter voted

10 (A) in person and is a

11 (i) first-time voter who initially registered by mail,  
 12 online, or by facsimile or other electronic transmission approved by the  
 13 director under AS 15.07.050, has not provided the identification  
 14 required by AS 15.15.225(a), was not eligible for waiver of the  
 15 identification requirement under AS 15.15.225(b), and has not provided  
 16 the identifiers required in AS 15.07.060(a)(2) and (3) that can be  
 17 verified through state agency records described in AS 15.07.055(e); or

18 (ii) voter other than one described in (i) of this  
 19 subparagraph, did not provide identification described in  
 20 AS 15.15.225(a), was not personally known by the election official,  
 21 and has not provided the identifiers required in AS 15.07.060(a)(2) and  
 22 (3); or

23 (B) by mail, online, or electronic transmission, is a first-time  
 24 voter who initially registered by mail or by facsimile or other electronic  
 25 transmission approved by the director under AS 15.07.050 to vote, has not met  
 26 the identification requirements set out in AS 15.07.060, and does not submit  
 27 with the ballot a copy of a

28 (i) driver's license, state identification card, current and  
 29 valid photo identification, birth certificate, passport, or hunting or  
 30 fishing license; or

31 (ii) current utility bill, bank statement, paycheck,

1 government check, or other government document; an item described  
2 in this sub-subparagraph must show the name and current address of  
3 the voter."  
4

5 Renumber the following bill sections accordingly.  
6

7 Page 6, following line 18:

8 Insert a new bill section to read:

9 "\*\* Sec. 24. AS 15.20.207(b) is amended to read:

10 (b) A questioned ballot may not be counted if the voter

11 (1) has failed to properly execute the certificate;

12 (2) is a first-time voter who initially registered by mail, online, or by  
13 facsimile or other electronic transmission approved by the director under  
14 AS 15.07.050, has not provided the identification required by AS 15.15.225(a), was  
15 not eligible for waiver of the identification requirement under AS 15.15.225(b), and  
16 has not provided the identifiers required in AS 15.07.060(a)(2) and (3) that can be  
17 verified through state agency records described in AS 15.07.055(e); or

18 (3) is a voter other than one described in (2) of this subsection, did not  
19 provide identification described in AS 15.15.225(a), was not personally known by the  
20 election official, and has not provided the identifiers required in AS 15.07.060(a)(2)  
21 and (3)."  
22

23 Renumber the following bill sections accordingly.