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IN THE SENATE

BY SENATOR B. PHILLIPS

SENATE BILL NO. 37

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRD LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act providing for the preregistration of voters."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 15.05.010 is amended to read:

Sec. 15.05.010. VOTER QUALIFICATION. A person may vote at any election who

(1) is a citizen of the United States;

(2) has passed his 19th birthday;

(3) has been a resident of the state for at least one year just before the election;

(4) has been a resident of the election district in which he seeks to vote for at least 30 days just before the election; [AND]

(5) can speak or read English unless prevented by physical disability, or voted in the general election of November 4, 1924; and [.]

(6) has preregistered.

* Sec. 2. AS 15 is amended by adding a new chapter to read:

CHAPTER 7. PREREGISTRATION

Sec. 15.07.010. GENERAL DUTY OF SECRETARY OF STATE.

The secretary of state shall provide general administrative supervision over the conduct of preregistration and may issue rules or instructions necessary to the administration of preregistration to assure efficiency, prevent voting

1 fraud and encourage the full exercise of the voting privi-
2 lege.

3 Sec. 15.07.020. INITIAL PERMANENT PREREGISTRATION.

4 The secretary of state shall compile the initial permanent
5 preregistration lists for each precinct from the list of
6 voters who cast their ballots by absentee vote or in person
7 at the polls in the general election of November 6, 1962.
8 A person who voted at the general election is preregistered
9 in the precinct of his residence for the purposes of this
10 code.

11 Sec. 15.07.030. PREPARATION AND DISTRIBUTION OF PRE-
12 REGISTRATION MATERIAL. The secretary of state shall provide
13 the preregistration forms, certificates, and other pre-
14 registration material to be used in the preregistration of
15 voters. The secretary of state shall distribute to election
16 supervisors, district and deputy magistrates, and other
17 election officials the necessary preregistration material
18 for the period during which a person may preregister. The
19 voter's certificate shall include an oath, for use when
20 required, that the preregistrant meets the voter qualifica-
21 tion requirements of AS 15.05.010(1) - (5), a blank for the
22 preregistrant's signature, and blanks for the attesting
23 witnesses and notary.

24 Sec. 15.07.040. REQUIREMENT OF FULL PUBLIC NOTICE.

25 The secretary of state shall give full public notice of the
26 dates and manner of preregistration, and the names of pre-
27 registered voters in each precinct, and may select any
28 means of communication permitted to be used in giving notice
29 of the date and time of the general election. The full

1 public notice required shall be given by the secretary of
2 state at least 60 days before the date of the next election
3 or party primary, and at other times in the discretion of
4 the secretary of state.

5 Sec. 15.07.050. PREREGISTRATION. A person who meets
6 the voter qualification requirements of AS 15.05.010(1) - (5)
7 may preregister by securing the preregistration materials
8 from the secretary of state, an election supervisor or any
9 deputy or district magistrate. The person may execute the
10 required forms and certificate in the presence of two
11 attesting witnesses, both of whom are qualified voters, or
12 before any election judge, notary public, commissioned
13 officer of the armed forces, including the National Guard,
14 any district or deputy magistrate, United States postmaster,
15 United States assistant postmaster, or other person qualified
16 to administer oaths. The person shall then return the pre-
17 registration material at any time more than 30 days before
18 any election to a deputy or district magistrate, election
19 supervisor, or to the secretary of state. Upon receipt of
20 the properly executed preregistration material returned in
21 person or by mail postmarked more than 30 days before any
22 election or party nomination, the secretary of state or
23 election supervisors shall preregister the person for the
24 election and issue him a voter identification card. The
25 voter identification card shall be accepted by the election
26 board in the precinct in which the person is preregistered
27 as evidence of preregistration. If preregistration mater-
28 ials properly executed are received 30 days or less before
29 any election, the secretary of state or election supervisor

1 shall hold the preregistration material for the person,
2 notify the person that his preregistration was not filed
3 within the time limits prescribed for the forthcoming elec-
4 tion, and that he will be preregistered immediately after
5 the forthcoming election.

6 Sec. 15.07.060. VOTER IDENTIFICATION CARD. The secre-
7 tary of state or his designee shall, as soon as possible,
8 issue a voter identification card to each person who satis-
9 fies the requirements of AS 15.05.010. The card shall state
10 the person's name and address, and shall be accepted as
11 prima facie evidence that the person is qualified to vote
12 by the election board in the precinct in which the person
13 is preregistered.

14 Sec. 15.07.070. CHANGE OF PREREGISTRATION. A pre-
15 registered voter may change his preregistration from one
16 precinct to another by informing the secretary of state or
17 election supervisor of the voter's present preregistration
18 address and new address and submitting his voter identifica-
19 tion card at any time except within 30 days before the date
20 of the election. Upon receipt of the information and card,
21 the secretary of state or election supervisor shall change
22 the appropriate records and the card to reflect the indicat-
23 ed change of address and return the card to the voter.

24 Sec. 15.07.080. CORRECTION AND DISTRIBUTION OF LIST.
25 The secretary of state shall furnish election supervisors
26 with the list of preregistered voters for their respective
27 districts at least 90 days before any election. The elec-
28 tion supervisor shall proceed to correct the list of each
29 precinct to assure that the list will contain only the

1 names of qualified voters residing in each precinct. In
2 correcting the lists, the election supervisors shall delete
3 from the lists the names of voters who have subsequently
4 died, been disqualified as voters, moved from the precinct,
5 or who have not voted in any state election or party nomi-
6 nation during the preceding 49 months, and shall add to the
7 list the names of preregistered voters who have moved into
8 the precinct, and new preregistered voters. Sixty days
9 before the election the supervisors shall have available
10 for the secretary of state for publication, the list of
11 voters who are preregistered at that time in each precinct.
12 After publication of the initial revised list, additional
13 corrections and changes may be made at any time more than
14 30 days before the date of the election. The election
15 supervisors shall furnish a list of the preregistered voters
16 for each precinct to each election board in sufficient time
17 for use at the election.

18 Sec. 15.07.090. CHANGE OF ADDRESS BEFORE ELECTION. No
19 preregistered voter may vote in any precinct other than the
20 precinct indicated on the precinct preregistration voter
21 lists unless the election supervisor or his designee certi-
22 fies that the voter is properly preregistered in the
23 election district but has changed his address and has had
24 no opportunity to record his change of address under sec.
25 070 of this chapter. If a preregistered voter changes his
26 address from one precinct to another within an election
27 district within 30 days of the election, the voter may ob-
28 tain a certificate from the election supervisor or his
29 designee in the district stating that the voter is

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preregistered and has moved within the election district and is qualified to vote in the precinct of his new residence. The election supervisor or his designee shall issue the certificate and correct the preregistration lists to permit the voter to vote in the precinct of his new residence.

Sec. 15.07.100. ABSENTEE BALLOTS. A qualified voter may vote by absentee ballot under AS 15.20.010 - 15.20.220. A person who meets the voter qualification requirements of AS 15.05.010(1) - (5) may preregister at the time he casts his absentee vote. If the person casts the absentee vote more than 30 days before the election, the preregistration list available as published 60 days before the election shall govern until corrected. If the person casts the absentee vote 30 days or less before the election, the most current preregistration lists for each precinct shall govern preregistration. In the canvass of absentee ballots, the canvassing board shall review each ballot to determine if the person is a preregistered voter. The canvassing board may not count a ballot cast by a person who is not a preregistered voter.

Sec. 15.07.110. DEFINITION. As used in this chapter "election" means a general or special election, or party primary nomination.