

Introduced: 2/15/77
Referred: State Affairs and
Judiciary

1 IN THE HOUSE

BY MALONE

2 *9* HOUSE BILL NO. 218

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to voter registration; and providing
7 for an effective date."

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

9 * Section 1. AS 15.05.010(6) is amended to read:

10 (6) has registered before the election, or at the time of
11 voting, as required under ch. 7 of this title and is not registered to
12 vote in another jurisdiction.

13 * Sec. 2. AS 15.05.020(10) is amended to read:

14 (10) The address of a voter as it appears on his official
15 voter registration record [CARD] is presumptive evidence of the person's
16 voting residence. Upon furnishing in writing or otherwise evidence of
17 change of address satisfactory to the lieutenant governor, the voter
18 shall be issued a new official voter registration card showing his
19 change of voting residence. [IF THE PERSON HAS CHANGED HIS VOTING RESI-
20 DENCE, THIS PRESUMPTION IS NEGATED ONLY BY THE VOTER EXECUTING AN AFFI-
21 DAVIT ON A FORM PREPARED BY THE LIEUTENANT GOVERNOR SETTING OUT HIS NEW
22 VOTING RESIDENCE.]

23 * Sec. 3. AS 15.07.010 is amended to read:

24 Sec. 15.07.010. REGISTRATION OF VOTERS. The precinct election
25 judges at any election shall allow a person to register and vote if he
26 [WHOSE NAME IS REGISTERED AND WHO] is qualified under AS 15.05.010 in
27 the election district [PRECINCT] in which he intends to vote.

28 * Sec. 4. AS 15.07.030 is amended to read:

29 Sec. 15.07.030. WHO MAY REGISTER. A person who has the qualifica-

1 tions of a voter as set out in AS 15.05.010(1) - (4), or who, if seeking
2 to register before election day, will have the qualifications at the
3 succeeding primary, special or general election, is entitled to be
4 registered as a voter in the precinct in which he resides.

5 * Sec. 5. AS 15.07.040 is amended to read:

6 Sec. 15.07.040. TIME FOR REGISTRATION. A person who is qualified
7 under AS 15.05.010(1) - (4) is entitled to register at any time through-
8 out the year except that no registration becomes effective [WILL BE
9 MADE] for a period of 30 days preceding the election.

10 * Sec. 6. AS 15.07.060(2) is amended to read:

11 (2) address and other necessary information establishing
12 residence if requested; if registering at the time of voting, the appli-
13 cant for registration shall prove his residence by the showing of his
14 motor vehicle operator's license or other document approved by the
15 lieutenant governor which proves identification and residence;

16 * Sec. 7. AS 15.07.070(d) is amended to read:

17 (d) Qualified voters may register in person before a registration
18 official at any time throughout the year, except that no registration
19 may become effective [BE MADE] within 30 days preceding an election.
20 Upon receipt and approval of the registration forms the lieutenant
21 governor or the election supervisor shall forward to the voter an
22 acknowledgment in the form of a registration card and his name shall
23 immediately be placed on the master register located in the office of
24 the lieutenant governor and on the district register located in the
25 office of the election supervisor.

26 * Sec. 8. AS 15.07.090(d) is amended to read:

27 (d) A person who claims he is a registered voter, but for whom no
28 evidence of registration in the precinct can be found, shall be granted
29 the right to vote in the same manner as that of a questioned voter and

1 his ballot shall be treated in the same manner. The ballot shall be
2 considered to be a "questioned ballot" and shall be so designated.
3 If the [THE] lieutenant governor or his representative determines that
4 [SHALL DETERMINE WHETHER] the voter is a resident of the precinct and
5 either (1) is registered in the election district or (2) has resided in
6 the election district for 30 days but is registered in another election
7 district, he shall count the ballot. A voter who is entitled to vote in
8 the election district in which he resides but who is unable to cast a
9 ballot in that district may cast a ballot in another election district;
10 however, only votes for candidates or on questions which appear on the
11 ballot in the election district in which he resides shall be counted
12 [REGISTERED IN THE ELECTION DISTRICT BEFORE COUNTING THE BALLOT. A
13 VOTER WHO HAS FAILED TO OBTAIN A TRANSFER AS PROVIDED IN (c) OF THIS
14 SECTION SHALL VOTE A "QUESTIONED BALLOT" IN HIS PRECINCT OF RESIDENCE].

15 * Sec. 9. AS 15.07.090 is amended by adding a new subsection to read:

16 (e) A person who has registered to vote but whose registration has
17 not become effective shall be granted the right to vote in the same
18 manner as that of a questioned voter and his ballot shall be treated in
19 the same manner. The ballot shall be considered to be a "questioned
20 ballot" and shall be so designated. Before counting the ballot, the
21 lieutenant governor or his representative shall determine that the voter
22 is a resident of the precinct in which he seeks to vote and has resided
23 in the election district for 30 days.

24 * Sec. 10. AS 15.07.130(b) is amended to read:

25 (b) When a registered voter has not voted in either a primary,
26 special or general election at least once in four consecutive calendar
27 years, the voter shall be advised by mail sent to his last known address
28 that his registration will be cancelled unless he indicates within 90
29 days on forms furnished by the lieutenant governor his desire to remain

1 registered.

2 * Sec. 11. AS 15.07.140 is amended to read:

3 Sec. 15.07.140. GENERAL ADMINISTRATIVE SUPERVISION BY LIEUTENANT
4 GOVERNOR. The lieutenant governor shall provide general administrative
5 supervision over the registration and re-registration of voters and may
6 issue regulations under the Administrative Procedure Act (AS 44.62)
7 necessary to protect the interest of the voter and assure administrative
8 efficiency; however, the lieutenant governor may not issue or promulgate
9 administrative regulations which are inconsistent with the provisions of
10 this chapter. The lieutenant governor shall, no later than 40 days
11 before any primary, special or general election, arrange to have the
12 list of registered voters of the precinct publicly displayed in the
13 precinct. The lieutenant governor shall instruct registration officials
14 to post the list of registered voters in a number of locations calcu-
15 lated to obtain maximum recognition. Upon request by the mayor or
16 [CITY] manager of a municipality [OR A BOROUGH CHAIRMAN] the lieutenant
17 governor shall furnish registration information for all precincts all or
18 part of which are within the boundaries of the local government unit.

19 * Sec. 12. AS 15.07.070(c) is repealed.

20 * Sec. 13. This Act takes effect immediately in accordance with AS 01.10.
21 070(c).