

Original sponsor: Malone

Offered: 3/31/77
Referred: Judiciary

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2

CS FOR 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. A person who on election day presents himself at the
9 polling place for the precinct in which he resides and who is not
10 registered but is qualified to vote under AS 15.05.010(1) - (4) may
11 nevertheless vote upon registering. A person may register at this time
12 by completing a registration card and providing the registration infor-
13 mation required under sec. 60(2) of this chapter [EXCEPT THAT NO REGIS-
14 TRATION WILL BE MADE FOR A PERIOD OF 30 DAYS PRECEDING THE ELECTION].

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

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

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

22 (d) Qualified voters may register in person before a registration
23 official or election judge at any time throughout the year including the
24 day of election [EXCEPT THAT NO REGISTRATION MAY BE MADE WITHIN 30 DAYS
25 PRECEDING AN ELECTION]. Upon receipt and approval of the registration
26 forms the lieutenant governor or the election supervisor shall forward
27 to the voter an acknowledgment in the form of a registration card and
28 his name shall immediately be placed on the master register located in
29 the office of the lieutenant governor and on the district register

1 located in the office of the election supervisor.

2 * Sec. 8. AS 15.07.090(b) is amended to read:

3 (b) A voter shall re-register if his registration is cancelled for
4 failure to vote in prior elections as provided in sec. 130 of this
5 chapter. [THE RE-REGISTRATION MAY NOT BE MADE LATER THAN 30 DAYS PRE-
6 CEDING AN ELECTION.]

7 * Sec. 9. AS 15.07.090(d) is amended to read:

8 (d) A person who claims he is a registered voter, but for whom no
9 evidence of registration in the precinct can be found, shall be granted
10 the right to vote in the same manner as that of a questioned voter and
11 his ballot shall be treated in the same manner. The ballot shall be
12 considered to be a "questioned ballot" and shall be so designated.
13 If the [THE] lieutenant governor or his representative determines that
14 [SHALL DETERMINE WHETHER] the voter resides in the precinct and either
15 (1) is registered in the election district or (2) has resided in the
16 election district for 30 days but is registered in another election
17 district, he shall count the ballot. A voter who is entitled to vote in
18 the election district in which he resides but who is unable to cast a
19 ballot in that district may cast a ballot in another election district;
20 however, only votes for candidates or on questions which appear on the
21 ballot in the election district in which he resides shall be counted [IS
22 REGISTERED IN THE ELECTION DISTRICT BEFORE COUNTING THE BALLOT. A VOTER
23 WHO HAS FAILED TO OBTAIN A TRANSFER AS PROVIDED IN (c) OF THIS SECTION
24 SHALL VOTE A "QUESTIONED BALLOT" IN HIS PRECINCT OF RESIDENCE].

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

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

1 days on forms furnished by the lieutenant governor his desire to remain
2 registered.

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

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

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

21 * Sec. 13. This Act takes effect immediately in accordance with AS 01.10.
22 070(c).