

LOST

1 Senators Butler of the 55th, Jones of the 10th, Stoner of the 6th, Reed of the 35th, Brown of
2 the 26th and others offered the following amendment:

3 *Amend HB 1435 by inserting after "definitions;" on line 2 on page 1 "to revise provisions*
4 *related to registration of voters;"*.

5 *By redesignating Sections 2 through 10 as Sections 3 through 11, respectively, and inserting*
6 *after line 20 on page 1 the following:*

SECTION 2.

8 Said chapter is further amended by inserting a new Article 6A to read as follows:

"ARTICLE 6A

10 21-2-240.

11 As used in this article, the term:

12 (1) 'Board' means the State Election Board.

13 (2) 'Nonauthorized private entity' means a private nongovernmental individual or entity
14 that is not otherwise authorized under this chapter to receive voter registration
15 applications in person.

16 21-2-241.

17 Nothing in this article shall be construed to prohibit nonauthorized private entities from
18 conducting organized voter registration programs and assisting eligible citizens with voter
19 registration, including the distribution, collection, and transmittal of mail voter registration
20 applications to an appropriate state or local election official. However, any mail voter
21 registration application received from a nonauthorized private entity shall be processed as
22 an application by mail pursuant to the National Voter Registration Act of 1993 and not as
23 an application made in person at a designated voter registration agency pursuant to the
24 National Voter Registration Act of 1993.

25 21-2-242.

26 Any validly completed mail voter registration application postmarked or received by an
27 appropriate state or local election official within the time frames provided by Code Section
28 21-2-224 and 42 U.S.C. Section 1973gg-6(a)(1) shall be accepted and processed, without

1 regard to whether such application was received via mail or otherwise, submitted singularly
2 or in a bundle, or submitted by a registrar, deputy registrar, or other authorized official. No
3 state or local election official is authorized to reject or refuse to process a validly completed
4 mail voter registration application on the basis of how or by whom it was submitted, so
5 long as the application is, in fact, timely received.

6 21-2-243.

7 A nonauthorized private entity shall promptly transmit all completed voter registration
8 applications to the appropriate state election official within the time frames set out in 42
9 U.S.C. Section 1973gg-6(a)(1)(B) and Code Section 21-2-224.

10 21-2-244.

11 (a) A nonauthorized private entity shall keep all completed original voter registration
12 applications in his, her, or its possession in a secure and confidential manner at all times,
13 until such time as such applications are transmitted to the appropriate election official. A
14 nonauthorized private entity shall also not disclose any such applications to the public;
15 however, a nonauthorized private entity may collaborate with other affiliated nonauthorized
16 private entities in the securing of completed voter registration applications that are received
17 during a jointly organized voter registration program.

18 (b) A nonauthorized private entity may make one archival copy of the applicant's original
19 voter registration application and retain such copy for a period not to exceed 180 days
20 following the date of the application for purposes of assisting the applicant with verifying
21 the timely and proper receipt and processing of his or her application by the applicable
22 county board of registrars or other local election officials. At the expiration of such 180
23 day period, the nonauthorized private entity must destroy the archival copy in the manner
24 contemplated by Code Section 10-15-2 for the destruction by businesses of records
25 containing personal information."