

By: Representatives Reynolds, Williamson

To: Judiciary B;
Constitution

HOUSE BILL NO. 377

1 AN ACT TO AMEND SECTION 23-15-11, MISSISSIPPI CODE OF 1972,
 2 TO PROVIDE THAT A VETERAN, AS DEFINED IN TITLE 38 OF THE UNITED
 3 STATES CODE WHO IS OTHERWISE A QUALIFIED ELECTOR AND HAS BEEN
 4 CONVICTED OF A NONVIOLENT DISENFRANCHISING CRIME AS PROVIDED IN
 5 SECTION 241, MISSISSIPPI CONSTITUTION OF 1890, OR OF ANY
 6 NONVIOLENT CRIME INTERPRETED AS DISENFRANCHISING IN LATER ATTORNEY
 7 GENERAL OPINIONS, SHALL HAVE HIS OR HER RIGHT TO VOTE SUSPENDED
 8 UPON CONVICTION BUT SHALL HAVE HIS OR HER RIGHT TO VOTE
 9 AUTOMATICALLY RESTORED ONCE HE OR SHE HAS SATISFIED ALL OF THE
 10 SENTENCING REQUIREMENTS OF THE CONVICTION; TO AMEND SECTIONS
 11 23-15-19, 23-15-125, 23-15-151, 23-15-153 AND 23-15-165,
 12 MISSISSIPPI CODE OF 1972, TO CONFORM TO THE PRECEDING SECTION; TO
 13 BRING FORWARD SECTIONS 97-39-3 AND 99-19-37, MISSISSIPPI CODE OF
 14 1972, FOR THE PURPOSE OF POSSIBLE AMENDMENT; AND FOR RELATED
 15 PURPOSES.

16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

17 **SECTION 1.** Section 23-15-11, Mississippi Code of 1972, is
 18 amended as follows:

19 23-15-11. (1) Every inhabitant of this state, except
 20 persons adjudicated to be non compos mentis, shall be a qualified
 21 elector in and for the county, municipality and voting precinct of
 22 his or her residence and shall be entitled to vote at any election
 23 upon compliance with Section 23-15-563, if he or she:



24 (a) * * * Is a citizen of the United States of
25 America * * *;

26 (b) Is eighteen (18) years old and upwards * * *;

27 (c) * * * Has resided in this state for thirty (30)
28 days and for thirty (30) days in the county in which he or she
29 seeks to vote, and for thirty (30) days in the incorporated
30 municipality in which he or she seeks to vote * * *;

31 (d) * * * Has been duly registered as an elector under
32 Section 23-15-33 * * *; and

33 (e) * * * Has never been convicted of vote fraud or of
34 any crime listed in Section 241, Mississippi Constitution of
35 1890 * * *.

36 If the thirtieth day to register before an election falls on
37 a Sunday or legal holiday, the registration applications submitted
38 on the business day immediately following the Sunday or legal
39 holiday shall be accepted and entered in the Statewide Elections
40 Management System for the purpose of enabling voters to vote in
41 the next election.

42 (2) A veteran, as defined in Title 38 of the United States
43 Code, who is otherwise a qualified elector under the provisions of
44 subsection (1) and has been convicted of a nonviolent
45 disenfranchising crime listed in Section 241, Mississippi
46 Constitution of 1890, or of any nonviolent crime interpreted as
47 disenfranchising in later Attorney General opinions, shall have
48 his or her right to vote suspended upon conviction but shall have



49 his or her right to vote automatically restored once he or she has
50 satisfied all of the sentencing requirements of the conviction.

51 (3) Any person who will be eighteen (18) years of age or
52 older on or before the date of the general election and who is
53 duly registered to vote not less than thirty (30) days before the
54 primary election associated with the general election, may vote in
55 the primary election even though the person has not reached his or
56 her eighteenth birthday at the time that the person seeks to vote
57 at the primary election.

58 (4) No others than those specified in this section shall be
59 entitled, or shall be allowed, to vote at any election.

60 **SECTION 2.** Section 23-15-19, Mississippi Code of 1972, is
61 amended as follows:

62 23-15-19. Any * * * veteran, as defined in Title 38 of the
63 United States Code, who has been convicted of * * * any nonviolent
64 disenfranchising crime listed in Section 241, Mississippi
65 Constitution of 1890, or of any nonviolent crime interpreted as
66 disenfranchising in later Attorney General opinions, such crimes
67 defined as "disenfranchising," shall * * * have his or her right
68 to vote suspended upon conviction but shall have his or her right
69 to vote automatically restored once he or she has satisfied all of
70 the sentencing requirements of the conviction. Whenever any
71 person shall be convicted in the circuit court of his or her
72 county of a disenfranchising crime, the county registrar shall
73 thereupon remove his or her name from the Statewide Elections



74 Management System * * * until he or she has satisfied all of the
75 sentencing requirements of the conviction. Whenever any person
76 shall be convicted of a disenfranchising crime in any other court
77 of any county, the presiding judge of the court shall, on demand,
78 certify the fact in writing to the registrar of the county in
79 which the voter resides, who shall * * * remove the name of the
80 person from the Statewide Elections Management System and retain
81 the certificate as a record of his or her office until he or she
82 has satisfied all of the sentencing requirements of the
83 conviction.

84 **SECTION 3.** Section 23-15-125, Mississippi Code of 1972, is
85 amended as follows:

86 23-15-125. The pollbook of each voting precinct shall
87 designate the voting precinct for which it is to be used, and
88 shall be ruled in appropriate columns, with printed or written
89 headings, as follows: date of registration; voter registration
90 number; name of electors; date of birth; and a number of blank
91 columns for the dates of elections. All qualified applicants who
92 register with the registrar shall be entered in the Statewide
93 Elections Management System. Only the names of those qualified
94 applicants who register within thirty (30) days before an election
95 shall appear on the pollbooks of the election; however, if the
96 thirtieth day to register before an election falls on a Sunday or
97 legal holiday, the registration applications submitted on the
98 business day immediately following the legal holiday shall be



99 accepted and entered in the Statewide Elections Management System
100 for the purpose of enabling voters to vote in the next election.
101 When county election commissioners determine that any elector is
102 disqualified from voting, by reason of death, conviction of a
103 disenfranchising crime, removal from the jurisdiction, or other
104 legal cause, that fact shall be noted in the Statewide Elections
105 Management System and the voter's name shall be removed from the
106 Statewide Elections Management System, the state's voter roll and
107 the county's pollbooks. Nothing in this section shall preclude
108 the use of electronic pollbooks. A veteran, as defined in Title
109 38 of the United States Code, who is otherwise a qualified elector
110 under the provisions of Section 23-15-11 and has been convicted of
111 any nonviolent disenfranchising crime listed in Section 241,
112 Mississippi Constitution of 1890, or of any nonviolent crime
113 interpreted as disenfranchising in later Attorney General
114 opinions, shall have his or her right to vote suspended upon
115 conviction but shall have his or her right to vote automatically
116 restored once he or she has satisfied all of the sentencing
117 requirements of the conviction. Once the veteran has satisfied
118 all of the sentencing requirements, the voter's name shall be
119 automatically restored into the Statewide Elections Management
120 System, the state's voter roll and the county's pollbooks.

121 **SECTION 4.** Section 23-15-151, Mississippi Code of 1972, is
122 amended as follows:



123 23-15-151. The circuit clerk of each county is authorized
124 and directed to prepare and keep in his or her office a full and
125 complete list, in alphabetical order, of persons convicted of
126 voter fraud * * *, of any crime listed in Section 241, Mississippi
127 Constitution of 1890, or of any crime interpreted as
128 disenfranchising in later Attorney General opinions. A certified
129 copy of any enrollment by one clerk to another will be sufficient
130 authority for the enrollment of the name, or names, in another
131 county. A list of persons convicted of voter fraud, any crime
132 listed in Section 241, Mississippi Constitution of 1890, or any
133 crime interpreted as disenfranchising in later Attorney General
134 opinions, shall also be entered into the Statewide Elections
135 Management System on a quarterly basis. * * * A veteran, as
136 defined in Title 38 of the United States Code, who is otherwise a
137 qualified elector under the provisions of Section 23-15-11 and has
138 been convicted of any nonviolent disenfranchising crime listed in
139 Section 241, Mississippi Constitution of 1890, or of any
140 nonviolent crime interpreted as disenfranchising in later Attorney
141 General opinions, shall have his or her right to vote suspended
142 upon conviction but shall have his or her right to vote
143 automatically restored once he or she has satisfied all of the
144 sentencing requirements of the conviction. Once the veteran has
145 satisfied all of the sentencing requirements, the voter's name
146 shall be automatically restored into the Statewide Elections



147 Management System, the state's voter roll and the county's
148 pollbooks.

149 **SECTION 5.** Section 23-15-153, Mississippi Code of 1972, is
150 amended as follows:

151 23-15-153. (1) At least during the following times, the
152 election commissioners shall meet at the office of the registrar
153 or the office of the election commissioners to carefully revise
154 the county voter roll as electronically maintained by the
155 Statewide Elections Management System and remove from the roll the
156 names of all voters who have requested to be purged from the voter
157 roll, died, received an adjudication of non compos mentis, been
158 convicted of a disenfranchising crime and had his or her right to
159 vote suspended, or otherwise become disqualified as electors for
160 any cause, and shall register the names of all persons who have
161 duly applied to be registered but have been illegally denied
162 registration:

163 (a) On the Tuesday after the second Monday in January
164 1987 and every following year;

165 (b) On the first Tuesday in the month immediately
166 preceding the first primary election for members of Congress in
167 the years when members of Congress are elected;

168 (c) On the first Monday in the month immediately
169 preceding the first primary election for state, state district
170 legislative, county and county district offices in the years in
171 which those offices are elected; and



172 (d) On the second Monday of September preceding the
173 general election or regular special election day in years in which
174 a general election is not conducted.

175 Except for the names of those voters who are duly qualified
176 to vote in the election, no name shall be permitted to remain in
177 the Statewide Elections Management System; however, no name shall
178 be purged from the Statewide Elections Management System based on
179 a change in the residence of an elector except in accordance with
180 procedures provided for by the National Voter Registration Act of
181 1993. Except as otherwise provided by Section 23-15-573, no
182 person shall vote at any election whose name is not in the county
183 voter roll electronically maintained by the Statewide Elections
184 Management System.

185 (2) Except as provided in this section, and subject to the
186 following annual limitations, the election commissioners shall be
187 entitled to receive a per diem in the amount of One Hundred
188 Dollars (\$100.00), to be paid from the county general fund, for
189 every day or period of no less than five (5) hours accumulated
190 over two (2) or more days actually employed in the performance of
191 their duties in the conduct of an election or actually employed in
192 the performance of their duties for the necessary time spent in
193 the revision of the county voter roll as electronically maintained
194 by the Statewide Elections Management System as required in
195 subsection (1) of this section:



196 (a) In counties having less than fifteen thousand
197 (15,000) residents according to the latest federal decennial
198 census, not more than fifty (50) days per year, with no more than
199 fifteen (15) additional days allowed for the conduct of each
200 election in excess of one (1) occurring in any calendar year;

201 (b) In counties having fifteen thousand (15,000)
202 residents according to the latest federal decennial census but
203 less than thirty thousand (30,000) residents according to the
204 latest federal decennial census, not more than seventy-five (75)
205 days per year, with no more than twenty-five (25) additional days
206 allowed for the conduct of each election in excess of one (1)
207 occurring in any calendar year;

208 (c) In counties having thirty thousand (30,000)
209 residents according to the latest federal decennial census but
210 less than seventy thousand (70,000) residents according to the
211 latest federal decennial census, not more than one hundred (100)
212 days per year, with no more than thirty-five (35) additional days
213 allowed for the conduct of each election in excess of one (1)
214 occurring in any calendar year;

215 (d) In counties having seventy thousand (70,000)
216 residents according to the latest federal decennial census but
217 less than ninety thousand (90,000) residents according to the
218 latest federal decennial census, not more than one hundred
219 twenty-five (125) days per year, with no more than forty-five (45)



220 additional days allowed for the conduct of each election in excess
221 of one (1) occurring in any calendar year;

222 (e) In counties having ninety thousand (90,000)
223 residents according to the latest federal decennial census but
224 less than one hundred seventy thousand (170,000) residents
225 according to the latest federal decennial census, not more than
226 one hundred fifty (150) days per year, with no more than
227 fifty-five (55) additional days allowed for the conduct of each
228 election in excess of one (1) occurring in any calendar year;

229 (f) In counties having one hundred seventy thousand
230 (170,000) residents according to the latest federal decennial
231 census but less than two hundred thousand (200,000) residents
232 according to the latest federal decennial census, not more than
233 one hundred seventy-five (175) days per year, with no more than
234 sixty-five (65) additional days allowed for the conduct of each
235 election in excess of one (1) occurring in any calendar year;

236 (g) In counties having two hundred thousand (200,000)
237 residents according to the latest federal decennial census but
238 less than two hundred twenty-five thousand (225,000) residents
239 according to the latest federal decennial census, not more than
240 one hundred ninety (190) days per year, with no more than
241 seventy-five (75) additional days allowed for the conduct of each
242 election in excess of one (1) occurring in any calendar year;

243 (h) In counties having two hundred twenty-five thousand
244 (225,000) residents according to the latest federal decennial



245 census but less than two hundred fifty thousand (250,000)
246 residents according to the latest federal decennial census, not
247 more than two hundred fifteen (215) days per year, with no more
248 than eighty-five (85) additional days allowed for the conduct of
249 each election in excess of one (1) occurring in any calendar year;

250 (i) In counties having two hundred fifty thousand
251 (250,000) residents according to the latest federal decennial
252 census but less than two hundred seventy-five thousand (275,000)
253 residents according to the latest federal decennial census, not
254 more than two hundred thirty (230) days per year, with no more
255 than ninety-five (95) additional days allowed for the conduct of
256 each election in excess of one (1) occurring in any calendar year;

257 (j) In counties having two hundred seventy-five
258 thousand (275,000) residents according to the latest federal
259 decennial census or more, not more than two hundred forty (240)
260 days per year, with no more than one hundred five (105) additional
261 days allowed for the conduct of each election in excess of one (1)
262 occurring in any calendar year.

263 (3) In addition to the number of days authorized in
264 subsection (2) of this section, the board of supervisors of a
265 county may authorize, in its discretion, the election
266 commissioners to receive a per diem in the amount provided for in
267 subsection (2) of this section, to be paid from the county general
268 fund, for every day or period of no less than five (5) hours
269 accumulated over two (2) or more days actually employed in the



270 performance of their duties in the conduct of an election or
271 actually employed in the performance of their duties for the
272 necessary time spent in the revision of the county voter roll as
273 electronically maintained by the Statewide Elections Management
274 System as required in subsection (1) of this section, not to
275 exceed five (5) days.

276 (4) (a) The election commissioners shall be entitled to
277 receive a per diem in the amount of One Hundred Dollars (\$100.00),
278 to be paid from the county general fund, not to exceed ten (10)
279 days for every day or period of no less than five (5) hours
280 accumulated over two (2) or more days actually employed in the
281 performance of their duties for the necessary time spent in the
282 revision of the county voter roll as electronically maintained by
283 the Statewide Elections Management System before any special
284 election. For purposes of this paragraph, the regular special
285 election day shall not be considered a special election. The
286 annual limitations set forth in subsection (2) of this section
287 shall not apply to this paragraph.

288 (b) The election commissioners shall be entitled to
289 receive a per diem in the amount of One Hundred Fifty Dollars
290 (\$150.00), to be paid from the county general fund, for the
291 performance of their duties on the day of any primary, runoff,
292 general or special election. The annual limitations set forth in
293 subsection (2) of this section shall apply to this paragraph.



294 (c) The board of supervisors may, in its discretion,
295 pay the election commissioners an additional amount not to exceed
296 Fifty Dollars (\$50.00) for the performance of their duties at any
297 election occurring from July 1, 2020, through December 31, 2020,
298 which shall be considered additional pandemic pay. Such
299 compensation shall be payable out of the county general fund, and
300 may be payable from federal funds available for such purpose, or a
301 combination of both funding sources.

302 (5) The election commissioners shall be entitled to receive
303 a per diem in the amount of One Hundred Dollars (\$100.00), to be
304 paid from the county general fund, not to exceed fourteen (14)
305 days for every day or period of no less than five (5) hours
306 accumulated over two (2) or more days actually employed in the
307 performance of their duties for the necessary time spent in the
308 revision of the county voter roll as electronically maintained by
309 the Statewide Elections Management System and in the conduct of a
310 runoff election following either a general or special election.

311 (6) The election commissioners shall be entitled to receive
312 only one (1) per diem payment for those days when the election
313 commissioners discharge more than one (1) duty or responsibility
314 on the same day.

315 (7) In preparation for a municipal primary, runoff, general
316 or special election, the county registrar shall generate and
317 distribute the master voter roll and pollbooks from the Statewide
318 Elections Management System for the municipality located within



319 the county. The municipality shall pay the county registrar for
320 the actual cost of preparing and printing the municipal master
321 voter roll pollbooks. A municipality may secure "read only"
322 access to the Statewide Elections Management System and print its
323 own pollbooks using this information.

324 (8) County election commissioners who perform the duties of
325 an executive committee with regard to the conduct of a primary
326 election under a written agreement authorized by law to be entered
327 into with an executive committee shall receive per diem as
328 provided for in subsection (2) of this section. The days that
329 county election commissioners are employed in the conduct of a
330 primary election shall be treated the same as days county election
331 commissioners are employed in the conduct of other elections.

332 (9) In addition to any per diem authorized by this section,
333 any election commissioner shall be entitled to the mileage
334 reimbursement rate allowable to federal employees for the use of a
335 privately owned vehicle while on official travel on election day.

336 (10) Every election commissioner shall sign personally a
337 certification setting forth the number of hours actually worked in
338 the performance of the commissioner's official duties and for
339 which the commissioner seeks compensation. The certification must
340 be on a form as prescribed in this subsection. The commissioner's
341 signature is, as a matter of law, made under the commissioner's
342 oath of office and under penalties of perjury.

343 The certification form shall be as follows:



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COUNTY ELECTION COMMISSIONER

PER DIEM CLAIM FORM

NAME: _____ COUNTY: _____
ADDRESS: _____ DISTRICT: _____
CITY: _____ ZIP: _____

	PURPOSE	APPLICABLE	ACTUAL	PER DIEM		
DATE	BEGINNING	ENDING	OF	MS CODE	HOURS	DAYS
WORKED	TIME	TIME	WORK	SECTION	WORKED	EARNED
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

TOTAL NUMBER OF PER DIEM DAYS EARNED
EXCLUDING ELECTION DAYS _____
PER DIEM RATE PER DAY EARNED X \$100.00
TOTAL NUMBER PER DIEM DAYS EARNED
FOR ELECTION DAYS _____
PER DIEM RATE PER DAY EARNED X \$150.00
TOTAL AMOUNT OF PER DIEM CLAIMED \$ _____

I understand that I am signing this document under my oath as an election commissioner and under penalties of perjury.

I understand that I am requesting payment from taxpayer funds and that I have an obligation to be specific and truthful as to the amount of hours worked and the compensation I am requesting.

Signed this the _____ day of _____, ____.



369 Commissioner's Signature

370 When properly completed and signed, the certification must be
371 filed with the clerk of the county board of supervisors before any
372 payment may be made. The certification will be a public record
373 available for inspection and reproduction immediately upon the
374 oral or written request of any person.

375 Any person may contest the accuracy of the certification in
376 any respect by notifying the chair of the commission, any member
377 of the board of supervisors or the clerk of the board of
378 supervisors of the contest at any time before or after payment is
379 made. If the contest is made before payment is made, no payment
380 shall be made as to the contested certificate until the contest is
381 finally disposed of. The person filing the contest shall be
382 entitled to a full hearing, and the clerk of the board of
383 supervisors shall issue subpoenas upon request of the contestor
384 compelling the attendance of witnesses and production of documents
385 and things. The contestor shall have the right to appeal de novo
386 to the circuit court of the involved county, which appeal must be
387 perfected within thirty (30) days from a final decision of the
388 commission, the clerk of the board of supervisors or the board of
389 supervisors, as the case may be.

390 Any contestor who successfully contests any certification
391 will be awarded all expenses incident to his or her contest,
392 together with reasonable attorney's fees, which will be awarded
393 upon petition to the chancery court of the involved county upon



394 final disposition of the contest before the election commission,
395 board of supervisors, clerk of the board of supervisors, or, in
396 case of an appeal, final disposition by the court. The
397 commissioner against whom the contest is decided shall be liable
398 for the payment of the expenses and attorney's fees, and the
399 county shall be jointly and severally liable for same.

400 (11) Any election commissioner who has not received a
401 certificate issued by the Secretary of State pursuant to Section
402 23-15-211 indicating that the election commissioner has received
403 the required elections seminar instruction and that the election
404 commissioner is fully qualified to conduct an election, shall not
405 receive any compensation authorized by this section or Section
406 23-15-239.

407 **SECTION 6.** Section 23-15-165, Mississippi Code of 1972, is
408 amended as follows:

409 23-15-165. (1) The Office of the Secretary of State, in
410 cooperation with the county registrars and election commissioners,
411 shall procure, implement and maintain an electronic information
412 processing system and programs capable of maintaining a
413 centralized database of all registered voters in the state. The
414 system shall encompass software and hardware, at both the state
415 and county level, software development training, conversion and
416 support and maintenance for the system. This system shall be
417 known as the "Statewide Elections Management System" and shall



418 constitute the official record of registered voters in every
419 county of the state.

420 (2) The Office of the Secretary of State shall develop and
421 implement the Statewide Elections Management System so that the
422 registrar and election commissioners of each county shall:

423 (a) Verify that an applicant that is registering to
424 vote in that county is not registered to vote in another county;

425 (b) Be notified automatically that a registered voter
426 in its county has registered to vote in another county;

427 (c) Receive regular reports of death, changes of
428 address and convictions for disenfranchising crimes, which cause a
429 voter to have his or her right to vote suspended, that apply to
430 voters registered in the county; * * *

431 (d) Receive regular reports of veterans who have
432 satisfied all of the sentencing requirements of his or her
433 conviction and automatically restore the voter's name into the
434 Statewide Elections Management System, the state's voter roll and
435 the county's pollbooks; and

436 (* * *e) Retain all present functionality related to,
437 but not limited to, the use of voter roll data and to implement
438 such other functionality as the law requires to enhance the
439 maintenance of accurate county voter records and related jury
440 selection and redistricting programs.

441 (3) As a part of the procurement and implementation of the
442 system, the Office of the Secretary of State shall, with the



443 assistance of the advisory committee, procure services necessary
444 to convert current voter registration records in the counties into
445 a standard, industry accepted file format that can be used on the
446 Statewide Elections Management System. Thereafter, all official
447 voter information shall be maintained on the Statewide Elections
448 Management System. The standard industry accepted format of data
449 was reviewed and approved by a majority of the advisory committee
450 created in subsection (5) of this section after consultation with
451 the Circuit Clerks Association and the format may not be changed
452 without consulting the Circuit Clerks Association.

453 (4) The Secretary of State may, with the assistance of the
454 advisory committee, adopt rules and regulations necessary to
455 administer the Statewide Elections Management System. The rules
456 and regulations shall at least:

457 (a) Provide for the establishment and maintenance of a
458 centralized database for all voter registration information in the
459 state;

460 (b) Provide procedures for integrating data into the
461 centralized database;

462 (c) Provide security to ensure that only the registrar,
463 or his or her designee or other appropriate official, as the law
464 may require, can add information to, delete information from and
465 modify information in the system;

466 (d) Provide the registrar or his or her designee or
467 other appropriate official, as the law may require, access to the



468 system at all times, including the ability to download copies of
469 the industry standard file, for all purposes related to their
470 official duties, including, but not limited to, exclusive access
471 for the purpose of printing all local pollbooks;

472 (e) Provide security and protection of all information
473 in the system and monitor the system to ensure that unauthorized
474 access is not allowed;

475 (f) Provide a procedure that will allow the registrar,
476 or his or her designee or other appropriate official, as the law
477 may require, to identify the precinct to which a voter should be
478 assigned; and

479 (g) Provide a procedure for phasing in or converting
480 existing manual and computerized voter registration systems in
481 counties to the Statewide Elections Management System.

482 (5) The Secretary of State established an advisory committee
483 to assist in developing system specifications, procurement,
484 implementation and maintenance of the Statewide Elections
485 Management System. The committee included two (2) representatives
486 from the Circuit Clerks Association, appointed by the association;
487 two (2) representatives from the Election Commissioners
488 Association of Mississippi, appointed by the association; one (1)
489 member of the Mississippi Association of Supervisors, or its
490 staff, appointed by the association; the Director of the Stennis
491 Institute of Government at Mississippi State University, or his or
492 her designee; the Executive Director of the Department of



493 Information Technology Services, or his or her designee; two (2)
494 persons knowledgeable about elections and information technology
495 appointed by the Secretary of State; and the Secretary of State,
496 who shall serve as the chair of the advisory committee.

497 (6) (a) Social security numbers, telephone numbers and date
498 of birth and age information in statewide, district, county and
499 municipal voter registration files shall be exempt from and shall
500 not be subject to inspection, examination, copying or reproduction
501 under the Mississippi Public Records Act of 1983.

502 (b) Copies of statewide, district, county or municipal
503 voter registration files, excluding social security numbers,
504 telephone numbers and date of birth and age information, shall be
505 provided to any person in accordance with the Mississippi Public
506 Records Act of 1983 at a cost not to exceed the actual cost of
507 production.

508 **SECTION 7.** Section 97-39-3, Mississippi Code of 1972, is
509 brought forward as follows:

510 97-39-3. If any person shall fight a duel, or give or accept
511 a challenge to fight a duel, or knowingly carry or deliver such
512 challenge or the acceptance thereof, or be second to either party
513 to any duel, whether such act be done in the state or out of it,
514 or who shall go out of the state to fight a duel, or to assist in
515 the same as second, or to send, accept, or carry a challenge,
516 shall be disqualified from holding any office, be disenfranchised,
517 and incapable of holding or being elected to any post of honor,



518 profit or emolument, civil or military, under the constitution and
519 laws of this state; and the appointment of any such person to
520 office, as also all votes given to any such person, are illegal,
521 and none of the votes given to such person for any office shall be
522 taken or counted.

523 **SECTION 8.** Section 99-19-37, Mississippi Code of 1972, is
524 brought forward as follows:

525 99-19-37. (1) Any person who has lost the right of suffrage
526 by reason of conviction of crime and has not been pardoned
527 therefrom, who thereafter served honorably in any branch of the
528 Armed Forces of the United States during the periods of World War
529 I or World War II as hereinafter defined and shall have received
530 an honorable discharge, or release therefrom, shall by reason of
531 such honorable service, have the full right of suffrage restored,
532 provided, however, this does not apply to any one having an
533 unfinished or suspended sentence.

534 (2) For the purposes of this section the period of World War
535 I shall be from April 6, 1917 to December 1, 1918, and the period
536 of World War II shall be from December 7, 1941 to December 31,
537 1946.

538 (3) In order to have restored, and to exercise, the right of
539 franchise under the provisions of this section a person affected
540 hereby shall have his discharge, or release, from the Armed Forces
541 of the United States recorded in the office of the chancery clerk
542 of the county in which such person desires to exercise the right



543 of franchise and if such discharge, or release, appears to be an
544 honorable discharge, or release, and shows such person to have
545 served honorably during either of the periods stated in subsection
546 (2) of this section such person shall have the full right of
547 suffrage restored as though an act had been passed by the
548 Legislature in accordance with Section 253 of the Constitution of
549 the State of Mississippi restoring the right of suffrage to such
550 person.

551 **SECTION 9.** This act shall take effect and be in force from
552 and after July 1, 2022.

