

By: Representative Mickens

To: Constitution; Judiciary
B

HOUSE BILL NO. 179

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

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

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

17 23-15-11. (1) Every inhabitant of this state, except
18 persons adjudicated to be non compos mentis, shall be a qualified
19 elector in and for the county, municipality and voting precinct of
20 his or her residence and shall be entitled to vote at any election
21 upon compliance with Section 23-15-563, if he or she:

22 (a) * * * Is a citizen of the United States of
23 America * * *;



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

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

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

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

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

40 (2) A person who is otherwise a qualified elector under the
41 provisions of subsection (1) and has been convicted of vote fraud,
42 of any crime listed in Section 241, Mississippi Constitution of
43 1890, or of any crime interpreted as disenfranchising in later
44 Attorney General opinions, shall have his or her right to vote
45 suspended upon conviction but shall have his or her right to vote
46 automatically restored once he or she has satisfied all of the
47 sentencing requirements of the conviction.



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

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

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

59 23-15-19. Any person who has been convicted of vote
60 fraud * * *, any crime listed in Section 241, Mississippi
61 Constitution of 1890, or of any crime interpreted as
62 disenfranchising in later Attorney General opinions, such crimes
63 defined as "disenfranchising," shall * * * have his or her right
64 to vote suspended upon conviction but shall have his or her right
65 to vote automatically restored once he or she has satisfied all of
66 the sentencing requirements of the conviction. Whenever any
67 person shall be convicted in the circuit court of his or her
68 county of a disenfranchising crime, the county registrar shall
69 thereupon remove his or her name from the Statewide Elections
70 Management System * * * until he or she has satisfied all of the
71 sentencing requirements of the conviction. Whenever any person
72 shall be convicted of a disenfranchising crime in any other court



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

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

82 23-15-125. The pollbook of each voting precinct shall
83 designate the voting precinct for which it is to be used, and
84 shall be ruled in appropriate columns, with printed or written
85 headings, as follows: date of registration; voter registration
86 number; name of electors; date of birth; and a number of blank
87 columns for the dates of elections. All qualified applicants who
88 register with the registrar shall be entered in the Statewide
89 Elections Management System. Only the names of those qualified
90 applicants who register within thirty (30) days before an election
91 shall appear on the pollbooks of the election; however, if the
92 thirtieth day to register before an election falls on a Sunday or
93 legal holiday, the registration applications submitted on the
94 business day immediately following the legal holiday shall be
95 accepted and entered in the Statewide Elections Management System
96 for the purpose of enabling voters to vote in the next election.
97 When county election commissioners determine that any elector is



98 disqualified from voting, by reason of death, conviction of a
99 disenfranchising crime, removal from the jurisdiction, failure to
100 comply with the provisions of Section 23-15-152, or other legal
101 cause, that fact shall be noted in the Statewide Elections
102 Management System and the voter's name shall be purged from the
103 Statewide Elections Management System, the state's voter roll and
104 the county's pollbooks. Nothing in this section shall preclude
105 the use of electronic pollbooks. A person who is otherwise a
106 qualified elector under the provisions of Section 23-15-11 and has
107 been convicted of vote fraud, of any crime listed in Section 241,
108 Mississippi Constitution of 1890, or of any crime interpreted as
109 disenfranchising in later Attorney General opinions, shall have
110 his or her right to vote suspended upon conviction but shall have
111 his or her right to vote automatically restored once he or she has
112 satisfied all of the sentencing requirements of the conviction.
113 Once the person has satisfied all of the sentencing requirements,
114 the voter's name shall be automatically restored into the
115 Statewide Elections Management System, the state's voter roll and
116 the county's pollbooks.

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

119 23-15-151. The circuit clerk of each county is authorized
120 and directed to prepare and keep in his or her office a full and
121 complete list, in alphabetical order, of persons convicted of
122 voter fraud * * *, of any crime listed in Section 241, Mississippi



123 Constitution of 1890 or of any crime interpreted as
124 disenfranchising in later Attorney General opinions. A certified
125 copy of any enrollment by one clerk to another will be sufficient
126 authority for the enrollment of the name, or names, in another
127 county. A list of persons convicted of voter fraud, any crime
128 listed in Section 241, Mississippi Constitution of 1890, or any
129 crime interpreted as disenfranchising in later Attorney General
130 opinions, shall also be entered into the Statewide Elections
131 Management System on a quarterly basis. * * * A person who is
132 otherwise a qualified elector under the provisions of Section
133 23-15-11 and has been convicted of vote fraud, of any crime listed
134 in Section 241, Mississippi Constitution of 1890, or of any crime
135 interpreted as disenfranchising in later Attorney General
136 opinions, shall have his or her right to vote suspended upon
137 conviction but shall have his or her right to vote automatically
138 restored once he or she has satisfied all of the sentencing
139 requirements of the conviction. Once the person has satisfied all
140 of the sentencing requirements, the voter's name shall be
141 automatically restored into the Statewide Elections Management
142 System, the state's voter roll and the county's pollbooks.

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

145 23-15-153. (1) At least during the following times, the
146 election commissioners shall meet at the office of the registrar
147 or the office of the election commissioners to carefully revise



148 the county voter roll as electronically maintained by the
149 Statewide Elections Management System and remove from the roll the
150 names of all voters who have requested to be purged from the voter
151 roll, died, received an adjudication of non compos mentis, been
152 convicted of a disenfranchising crime and had his or her right to
153 vote suspended, failed to comply with the provisions of Section
154 23-15-152, or otherwise become disqualified as electors for any
155 cause, and shall register the names of all persons who have duly
156 applied to be registered but have been illegally denied
157 registration:

158 (a) On the Tuesday after the second Monday in January
159 1987 and every following year;

160 (b) On the first Tuesday in the month immediately
161 preceding the first primary election for members of Congress in
162 the years when members of Congress are elected;

163 (c) On the first Monday in the month immediately
164 preceding the first primary election for state, state district
165 legislative, county and county district offices in the years in
166 which those offices are elected; and

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

170 Except for the names of those voters who are duly qualified
171 to vote in the election, no name shall be permitted to remain in
172 the Statewide Elections Management System; however, no name shall



173 be purged from the Statewide Elections Management System based on
174 a change in the residence of an elector except in accordance with
175 procedures provided for by the National Voter Registration Act of
176 1993 and as provided in Section 23-15-152. Except as otherwise
177 provided by Section 23-15-573, no person shall vote at any
178 election whose name is not in the county voter roll electronically
179 maintained by the Statewide Elections Management System.

180 (2) Except as provided in this section, and subject to the
181 following annual limitations, the election commissioners shall be
182 entitled to receive a per diem in the amount of One Hundred Ten
183 Dollars (\$110.00), to be paid from the county general fund, for
184 every day or period of no less than five (5) hours accumulated
185 over two (2) or more days actually employed in the performance of
186 their duties in the conduct of an election or actually employed in
187 the performance of their duties for the necessary time spent in
188 the revision of the county voter roll as electronically maintained
189 by the Statewide Elections Management System as required in
190 subsection (1) of this section:

191 (a) In counties having less than fifteen thousand
192 (15,000) residents according to the latest federal decennial
193 census, not more than fifty (50) days per year, with no more than
194 fifteen (15) additional days allowed for the conduct of each
195 election in excess of one (1) occurring in any calendar year;

196 (b) In counties having fifteen thousand (15,000)
197 residents according to the latest federal decennial census but



198 less than thirty thousand (30,000) residents according to the
199 latest federal decennial census, not more than seventy-five (75)
200 days per year, with no more than twenty-five (25) additional days
201 allowed for the conduct of each election in excess of one (1)
202 occurring in any calendar year;

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

210 (d) In counties having seventy thousand (70,000)
211 residents according to the latest federal decennial census but
212 less than ninety thousand (90,000) residents according to the
213 latest federal decennial census, not more than one hundred
214 twenty-five (125) days per year, with no more than forty-five (45)
215 additional days allowed for the conduct of each election in excess
216 of one (1) occurring in any calendar year;

217 (e) In counties having ninety thousand (90,000)
218 residents according to the latest federal decennial census but
219 less than one hundred seventy thousand (170,000) residents
220 according to the latest federal decennial census, not more than
221 one hundred fifty (150) days per year, with no more than



222 fifty-five (55) additional days allowed for the conduct of each
223 election in excess of one (1) occurring in any calendar year;

224 (f) In counties having one hundred seventy thousand
225 (170,000) residents according to the latest federal decennial
226 census but less than two hundred thousand (200,000) residents
227 according to the latest federal decennial census, not more than
228 one hundred seventy-five (175) days per year, with no more than
229 sixty-five (65) additional days allowed for the conduct of each
230 election in excess of one (1) occurring in any calendar year;

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

238 (h) In counties having two hundred twenty-five thousand
239 (225,000) residents according to the latest federal decennial
240 census but less than two hundred fifty thousand (250,000)
241 residents according to the latest federal decennial census, not
242 more than two hundred fifteen (215) days per year, with no more
243 than eighty-five (85) additional days allowed for the conduct of
244 each election in excess of one (1) occurring in any calendar year;

245 (i) In counties having two hundred fifty thousand
246 (250,000) residents according to the latest federal decennial



247 census but less than two hundred seventy-five thousand (275,000)
248 residents according to the latest federal decennial census, not
249 more than two hundred thirty (230) days per year, with no more
250 than ninety-five (95) additional days allowed for the conduct of
251 each election in excess of one (1) occurring in any calendar year;

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

258 (3) In addition to the number of days authorized in
259 subsection (2) of this section, the board of supervisors of a
260 county may authorize, in its discretion, the election
261 commissioners to receive a per diem in the amount provided for in
262 subsection (2) of this section, to be paid from the county general
263 fund, for every day or period of no less than five (5) hours
264 accumulated over two (2) or more days actually employed in the
265 performance of their duties in the conduct of an election or
266 actually employed in the performance of their duties for the
267 necessary time spent in the revision of the county voter roll as
268 electronically maintained by the Statewide Elections Management
269 System as required in subsection (1) of this section, not to
270 exceed five (5) days.



271 (4) (a) The election commissioners shall be entitled to
272 receive a per diem in the amount of One Hundred Ten Dollars
273 (\$110.00), to be paid from the county general fund, not to exceed
274 ten (10) days for every day or period of no less than five (5)
275 hours accumulated over two (2) or more days actually employed in
276 the performance of their duties for the necessary time spent in
277 the revision of the county voter roll as electronically maintained
278 by the Statewide Elections Management System before any special
279 election. For purposes of this paragraph, the regular special
280 election day shall not be considered a special election. The
281 annual limitations set forth in subsection (2) of this section
282 shall not apply to this paragraph.

283 (b) The election commissioners shall be entitled to
284 receive a per diem in the amount of One Hundred Sixty-five Dollars
285 (\$165.00), to be paid from the county general fund, for the
286 performance of their duties on the day of any primary, runoff,
287 general or special election. The annual limitations set forth in
288 subsection (2) of this section shall apply to this paragraph.

289 (5) The election commissioners shall be entitled to receive
290 a per diem in the amount of One Hundred Ten Dollars (\$110.00), to
291 be paid from the county general fund, not to exceed fourteen (14)
292 days for every day or period of no less than five (5) hours
293 accumulated over two (2) or more days actually employed in the
294 performance of their duties for the necessary time spent in the
295 revision of the county voter roll as electronically maintained by



296 the Statewide Elections Management System and in the conduct of a
297 runoff election following either a general or special election.

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

302 (7) The election commissioners shall be entitled to receive
303 a per diem in the amount of One Hundred Ten Dollars (\$110.00), to
304 be paid from the county general fund, not to exceed five (5) days
305 for every day or period of no less than five (5) hours accumulated
306 over two (2) or more days for those days when the election
307 commissioners shall be required to conduct an audit of an election
308 as provided in Section 23-15-615.

309 (8) In preparation for a municipal primary, runoff, general
310 or special election, the county registrar shall generate and
311 distribute the master voter roll and pollbooks from the Statewide
312 Elections Management System for the municipality located within
313 the county. The municipality shall pay the county registrar for
314 the actual cost of preparing and printing the municipal master
315 voter roll pollbooks. A municipality may secure "read only"
316 access to the Statewide Elections Management System and print its
317 own pollbooks using this information.

318 (9) County election commissioners who perform the duties of
319 an executive committee with regard to the conduct of a primary
320 election under a written agreement authorized by law to be entered



321 into with an executive committee shall receive per diem as
 322 provided for in subsection (2) of this section. The days that
 323 county election commissioners are employed in the conduct of a
 324 primary election shall be treated the same as days county election
 325 commissioners are employed in the conduct of other elections.

326 (10) In addition to any per diem authorized by this section,
 327 any election commissioner shall be entitled to the mileage
 328 reimbursement rate allowable to federal employees for the use of a
 329 privately owned vehicle while on official travel on election day.

330 (11) Every election commissioner shall sign personally a
 331 certification setting forth the number of hours actually worked in
 332 the performance of the commissioner's official duties and for
 333 which the commissioner seeks compensation. The certification must
 334 be on a form as prescribed in this subsection. The commissioner's
 335 signature is, as a matter of law, made under the commissioner's
 336 oath of office and under penalties of perjury.

337 The certification form shall be as follows:

338 **COUNTY ELECTION COMMISSIONER**

339 **PER DIEM CLAIM FORM**

340 NAME: _____ COUNTY: _____

341 ADDRESS: _____ DISTRICT: _____

342 CITY: _____ ZIP: _____

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



346 _____
347 _____
348 _____

349 TOTAL NUMBER OF PER DIEM DAYS EARNED
350 EXCLUDING ELECTION DAYS _____
351 PER DIEM RATE PER DAY EARNED X \$110.00
352 TOTAL NUMBER PER DIEM DAYS EARNED
353 FOR ELECTION DAYS _____
354 PER DIEM RATE PER DAY EARNED X \$165.00
355 TOTAL AMOUNT OF PER DIEM CLAIMED \$ _____

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

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

361 Signed this the _____ day of _____, ____.
362 _____
363 Commissioner's Signature

364 When properly completed and signed, the certification must be
365 filed with the clerk of the county board of supervisors before any
366 payment may be made. The certification will be a public record
367 available for inspection and reproduction immediately upon the
368 oral or written request of any person.

369 Any person may contest the accuracy of the certification in
370 any respect by notifying the chair of the commission, any member



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

384 Any contestor who successfully contests any certification
385 will be awarded all expenses incident to his or her contest,
386 together with reasonable attorney's fees, which will be awarded
387 upon petition to the chancery court of the involved county upon
388 final disposition of the contest before the election commission,
389 board of supervisors, clerk of the board of supervisors, or, in
390 case of an appeal, final disposition by the court. The
391 commissioner against whom the contest is decided shall be liable
392 for the payment of the expenses and attorney's fees, and the
393 county shall be jointly and severally liable for same.

394 (12) Any election commissioner who has not received a
395 certificate issued by the Secretary of State pursuant to Section



396 23-15-211 indicating that the election commissioner has received
397 the required elections seminar instruction and that the election
398 commissioner is fully qualified to conduct an election, shall not
399 receive any compensation authorized by this section or Section
400 23-15-239.

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

403 23-15-165. (1) The Office of the Secretary of State, in
404 cooperation with the county registrars and election commissioners,
405 shall procure, implement and maintain an electronic information
406 processing system and programs capable of maintaining a
407 centralized database of all registered voters in the state. The
408 system shall encompass software and hardware, at both the state
409 and county level, software development training, conversion and
410 support and maintenance for the system. The Secretary of State
411 shall equip the Statewide Elections Management System with
412 appropriate security measures to protect private information of
413 the registered voter and the integrity of Mississippi elections.
414 This system shall be known as the "Statewide Elections Management
415 System" and shall constitute the official record of registered
416 voters in every county of the state.

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



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

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

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

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

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

438 (* * *f) When evidence exists that a registered voter
439 may not be a citizen of the United States as provided in Section
440 23-15-15, send notification to the registrar of the location where
441 the person is registered to vote.

442 (3) As a part of the procurement and implementation of the
443 system, the Office of the Secretary of State shall, with the
444 assistance of the advisory committee, procure services necessary



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

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

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

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

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

467 (d) Provide the registrar or his or her designee or
468 other appropriate official, as the law may require, access to the
469 system at all times, including the ability to download copies of



470 the industry standard file, for all purposes related to their
471 official duties, including, but not limited to, exclusive access
472 for the purpose of printing all local pollbooks;

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

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

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

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



495 persons knowledgeable about elections and information technology
496 appointed by the Secretary of State; and the Secretary of State,
497 who shall serve as the chair of the advisory committee.

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

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

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

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



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

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

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

536 (2) For the purposes of this section the period of World War
537 I shall be from April 6, 1917 to December 1, 1918, and the period
538 of World War II shall be from December 7, 1941 to December 31,
539 1946.

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



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

553 **SECTION 9.** This act shall take effect and be in force from
554 and after July 1, 2024.

