By: Reynolds

To: Apportionment and Elections

## COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 764

1 2 3	AN ACT TO AMEND SECTION 23-15-573, MISSISSIPPI CODE OF 1972, TO PROVIDE FOR THE CREATION OF A UNIFORM AFFIDAVIT BALLOT; AND FOR RELATED PURPOSES.
4	BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:
5	SECTION 1. Section 23-15-573, Mississippi Code of 1972, is
6	amended as follows:
7	23-15-573. Any person whose name does not appear upon the
8	pollbooks shall be permitted to vote in an election; but if any
9	person offering to vote in any election whose name does not appear
LO	upon the pollbook shall make affidavit before one (1) of the
L1	managers of election in writing that he is entitled to vote, or
L2	that he has been illegally denied registration, his vote may be
L3	prepared by him and handed to the proper election officer who
L4	shall enclose the same in an envelope with the written affidavit
L5	of the voter, * * * seal the envelope and mark plainly upon it the
L6	name of the person offering to vote. The Secretary of State shall
L7	develop a uniform affidavit to be used throughout the state for
L8	the purposes of this section. The affidavit must include the
L9	complete name, all required addresses and telephone numbers, and
20	the signature of the affiant, and must include the signature of
21	one (1) of the election managers. A separate register shall be
22	maintained for affidavit ballots, and the affiant shall sign the
23	register upon completing an affidavit under this section. In
24	canvassing the returns of the election, the executive committee in
25	primary elections, or the election commissioners, in a general
26	election, * * * shall examine the records and allow the ballot to

<i>Z 1</i>	be counted, or not counted, as it appears to be regar.
28	The uniform affidavit ballot shall be in substantially the
29	following form:
30	AFFIDAVIT & BALLOT ENVELOPE
31	STATE OF MISSISSIPPI Primary General
32	COUNTY OF Special Elections , 20
33	<u>Date</u>
34	Precinct
35	Please give the following information: Date of Birth Age
36	Social Security Number
37	Former Address Date of Move
38	Day Phone Number Night Phone Number
39	Maiden Name
40	This day personally appeared before the undersigned manager
41	of the above election,, who makes
42	<u>Name</u>
43	affidavit as provided by Mississippi Code Annotated, Section
44	23-15-573, (Revised 1990) that he or she is entitled to voter or
45	has been illegally denied registrations.
46	INSTRUCTIONS TO VOTER:
47	If you have been illegally denied registration
48	check this box □;
49	If you are registered and otherwise entitled to vote,
50	check the appropriate box below.
51	☐ I. FOR VOTERS WHO ARE REGISTERED IN THIS PRECINCT WHO HAVE
52	NOT MOVED
53	I am entitled to vote because I am a resident of and
54	lawfully registered in this precinct but my name is not on
55	the pollbook.
56	☐ II. FOR VOTERS WHO HAVE MOVED WITHIN SUPERVISORS DISTRICT
57	I am entitled to vote because I have been lawfully
58	registered in County and the supervisors district wherein
59	this precinct is located for at least thirty (30) days prior to
60	this date, and am not disqualified as a voter of this precinct.
61	currently reside in this precinct at
62	Address (Physical location-not a Post Office Box No.)

63	☐ III. FOR VOTERS WHO HAVE MOVED FROM ONE SUPERVISORS DISTRICT
64	TO ANOTHER WITHIN THIS COUNTY
65	I am entitled to vote because I have been lawfully registered
66	in County and a resident of the supervisors
67	district wherein this precinct is located for at least thirty (30)
68	days prior to this date, and am not disqualified as a voter of
69	said precinct. I currently reside in this precinct at
70	
71	Address (Physical location-not a Post Office Box Number)
72	
73	Signature of Voter Signature of Manager
74	SECTION 2. The Attorney General of the State of Mississippi
75	shall submit this act, immediately upon approval by the Governor,
76	or upon approval by the Legislature subsequent to a veto, to the
77	Attorney General of the United States or to the United States
78	District Court for the District of Columbia in accordance with the
79	provisions of the Voting Rights Act of 1965, as amended and
80	extended.
81	SECTION 3. This act shall take effect and be in force from
82	and after the date it is effectuated under Section 5 of the Voting
83	Rights Act of 1965, as amended and extended.