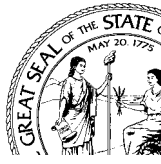


ADOPTED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 250

AMENDMENT NO. A1
(to be filled in by
Principal Clerk)

S250-ABK-9 [v.4]

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Amends Title [NO]
Second Edition

Date _____, 2019

Senator Hise

1 moves to amend the bill 1, line 18, by deleting the phrase "clerk," and substituting the phrase
2 "clerk of superior court";

3
4
5 and on page 1, line 19, by inserting the word "on" in between "pass" and "applications";

6
7
8 and on page 1, line 23, by inserting the word "superior" in between "of" and "court";

9
10
11 and on page 2, lines 28-33, by rewriting the lines to read:

12
13 "(b) If a person is disqualified from jury duty due to citizenship, residency, or criminal
14 history, the clerk of superior court shall record the person's name, address provided, reason for
15 disqualification, and the date of disqualification and report this information electronically to the
16 State Board of Elections quarterly. The State Board of Elections shall use this information to
17 conduct efforts to remove names from its list of registered voters in accordance with
18 G.S. 163A-877. The State Board of Elections shall retain the electronic record for two years. The
19 clerk of superior court may destroy the records at the end of each biennium.";

20
21
22 and on page 2, lines 35-36, by inserting between the lines the following:

23
24 "**SECTION 3.5.** G.S. 163A-877 reads as rewritten:

25 "**§ 163A-877. List maintenance.**

26 (a) Uniform Program. – The State Board shall adopt a uniform program that makes a
27 diligent effort not less than twice each year:

28 (1) To remove the names of ineligible voters from the official lists of eligible
29 voters, and

30 (2) To update the addresses and other necessary data of persons who remain on
31 the official lists of eligible voters.



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1 That program shall be nondiscriminatory and shall comply with the provisions of the Voting
2 Rights Act of 1965, as amended, and with the provisions of the National Voter Registration Act.
3 The State Board, in addition to the methods set forth in this section, may use other methods
4 toward the ends set forth in subdivisions (1) and (2) of this subsection, including
5 address-updating services provided by the Postal Service, and entering into data sharing
6 agreements with other states to cross-check information on voter registration and voting records.
7 Any data sharing agreement shall require the other state or states to comply with G.S. 163A-871
8 and G.S. 163A-873. Each county board of elections shall conduct systematic efforts to remove
9 names from its list of registered voters in accordance with this section and with the program
10 adopted by the State Board. The county boards of elections shall complete their list maintenance
11 mailing program by April 15 of every odd-numbered year, unless the State Board approves a
12 different date for the county.

13 (a1) Records of Excusals from Jury Duty Based on Disqualification. – The clerk of
14 superior court shall report information on excusals from jury duty based on disqualification due
15 to citizenship, residency, or criminal history to the State Board quarterly, as provided in
16 G.S. 9-6.2. The State Board shall distribute to the county board elections the names on that report
17 of individuals registered to vote in that county who were excused from jury duty based on
18 disqualification due to citizenship, residency, or criminal history. Upon receipt of these names,
19 each county board of elections shall use this report in conducting systematic efforts to remove
20 the names of ineligible voters from the official lists of eligible voters pursuant this section.

21 ...

22 (c) Conviction of a Felony. –

- 23 (1) Report of Conviction Within the State. – The State Board, on or before the
24 fifteenth day of every month, shall report to the county board of elections of
25 that county the name, county of residence, and residence address if available,
26 of each individual against whom a final judgment of conviction of a felony
27 has been entered in that county in the preceding calendar month.
- 28 (2) Report of Federal Conviction. – The Executive Director of the State Board,
29 upon receipt of a notice of conviction sent by a United States Attorney
30 pursuant to section 8(g) of the National Voter Registration Act, shall notify
31 the appropriate county boards of elections of the conviction.
- 32 (3) County Board's Duty Upon Receiving Report of Conviction. – When a county
33 board of elections receives a notice pursuant to subdivision (1) or (2) of this
34 subsection relating to a resident of that county, or receives notice of an excusal
35 from jury duty based on criminal history pursuant to subsection (a1) of this
36 section, and that person is registered to vote in that county, the board shall,
37 after giving 30 days' written notice to the voter at his registration address, and
38 if the voter makes no objection, remove the person's name from its registration
39 records. If the voter notifies the county board of elections of his objection to
40 the removal within 30 days of the notice, the chairman of the board of
41 elections shall enter a challenge under G.S. 163A-911(c)(5), and the notice
42 the county board received pursuant to this subsection shall be prima facie

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1 evidence for the preliminary hearing that the registrant was convicted of a
2 felony.

3 (d) Change of Address. – A county board of elections shall conduct a systematic program
4 to remove from its list of registered voters those who have moved out of the county, and to update
5 the registration records of persons who have moved within the county. The county board shall
6 remove a person from its list if the registrant:

7 (1) Gives confirmation in writing of a change of address for voting purposes out
8 of the county. "Confirmation in writing" for purposes of this subdivision shall
9 ~~include:~~ include any of the following:

10 a. A report to the county board from the Department of Transportation
11 or from a voter registration agency listed in G.S. 163A-884 that the
12 voter has reported a change of address for voting purposes outside the
13 ~~county;~~ county.

14 b. A notice of cancellation received under ~~G.S. 163A-870;~~
15 ~~or~~ G.S. 163A-870.

16 c. A notice of cancellation received from an election jurisdiction outside
17 the State.

18 (2) Fails to respond to a confirmation mailing sent by the county board in
19 accordance with this subdivision and does not vote or appear to vote in an
20 election beginning on the date of the notice and ending on the day after the
21 date of the second general election for the United States House of
22 Representatives that occurs after the date of the notice. A county board sends
23 a confirmation notice in accordance with this subdivision if the ~~notice;~~ notice
24 meets all of the following:

25 a. ~~Is~~ The notice is a postage prepaid and preaddressed return card, sent
26 by forwardable mail, on which the registrant may state current
27 ~~address;~~ address.

28 b. ~~Contains~~ The notice contains or is accompanied by a notice to the
29 effect that if the registrant did not change residence but remained in
30 the county, the registrant should return the card not later than the
31 deadline for registration by mail in ~~G.S. 163A-865(d)(1);~~
32 ~~and~~ G.S. 163A-865(d)(1).

33 c. ~~Contains~~ The notice contains or is accompanied by information as to
34 how the registrant may continue to be eligible to vote if the registrant
35 has moved outside the county.

36 A county board shall send a confirmation mailing in accordance with this
37 subdivision to every registrant after every congressional election if the county
38 board has not confirmed the registrant's address by another means.

39 (2a) Is included on a report of excusals from jury duty based on disqualification
40 due to residency outside of the county received under G.S. 9-6.2, upon
41 verification by the county board that the registrant does reside outside of the
42 county.

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- 1 (3) Any registrant who is removed from the list of registered voters pursuant to
2 this subsection shall be reinstated if the voter appears to vote and gives oral or
3 written affirmation that the voter has not moved out of the county but has
4 maintained residence continuously within the county. That person shall be
5 allowed to vote as provided in G.S. 163A-878(f).
6 ".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

**The official copy of this document, with signatures
and vote information, is available in the
Senate Principal Clerk's Office**