

HOUSE BILL NO. 55

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Privileges and Elections

on February 8, 2022)

(Patron Prior to Substitute--Delegate Greenhalgh)

A BILL to amend and reenact §§ 24.2-408 and 24.2-427 of the Code of Virginia, relating to voter registration; list maintenance; lists of decedents transmitted by State Registrar of Vital Records.

Be it enacted by the General Assembly of Virginia:

1. That §§ 24.2-408 and 24.2-427 of the Code of Virginia are amended and reenacted as follows:

§ 24.2-408. State Registrar of Vital Records to transmit weekly lists of decedents to Department of Elections.

The State Registrar of Vital Records shall transmit to the Department of Elections by electronic means a ~~monthly~~ weekly list of all persons ~~of the age of seventeen or more~~ 17 years of age or more older who shall have died in the Commonwealth subsequent to its previous ~~monthly~~ weekly list. The lists shall be in a format specified by the Department and shall contain the deceased's name; address; county, city, or town of residence; social security number, if any; and date and place of his birth and of his death. The Department shall maintain a permanent record of the information in the lists as part of the voter registration system. ~~The, and the~~ general registrars shall ~~have access to~~ use the information in the lists to carry out their duties pursuant to § 24.2-427. Information in the lists shall be confidential and consistent with the requirements of § 32.1-271.

§ 24.2-427. Cancellation of registration by voter or for persons known to be deceased or disqualified to vote.

A. Any registered voter may cancel his registration and have his name removed from the central registration records by signing an authorization for cancellation and mailing or otherwise submitting the signed authorization to the general registrar. When submitted by any means other than when notarized or in person, such cancellation must be made at least 22 days prior to an election in order to be valid in that

27 election. The general registrar shall acknowledge receipt of the authorization and advise the voter in person
28 or by first-class mail that his registration has been canceled within 10 days of receipt of such authorization.

29 B. The general registrar shall promptly cancel the registration of (i) all persons known by him to
30 be deceased; ~~(ii)~~ (ii) all persons known by him to be disqualified to vote by reason of a felony conviction
31 or adjudication of incapacity; ~~(iii)~~ (iii) all persons known by him not to be United States citizens by reason
32 of reports from the Department of Motor Vehicles pursuant to § 24.2-410.1 or from the Department of
33 Elections based on information received from the Systematic Alien Verification for Entitlements Program
34 (SAVE Program) pursuant to subsection E of § 24.2-404 and in accordance with the requirements of
35 subsection B1; ~~(iii)~~ (iv) all persons for whom a notice has been received, signed by the voter, or from the
36 registration official of another jurisdiction that the voter has moved from the Commonwealth; and ~~(iv)~~ (v)
37 all persons for whom a notice has been received, signed by the voter, or from the registration official of
38 another jurisdiction that the voter has registered to vote outside the Commonwealth, subsequent to his
39 registration in Virginia. The notice received in clauses ~~(iii)~~ (iv) and ~~(iv)~~ (v) shall be considered as a written
40 request from the voter to have his registration cancelled. A voter's registration may be cancelled at any
41 time during the year in which the general registrar discovers that the person is no longer entitled to be
42 registered. The general registrar shall mail notice of any cancellation to the person whose registration is
43 cancelled.

44 B1. The general registrar shall mail notice promptly to all persons known by him not to be United
45 States citizens by reason of a report from the Department of Motor Vehicles pursuant to § 24.2-410.1 or
46 from the Department of Elections based on information received from the Systematic Alien Verification
47 for Entitlements Program (SAVE Program) pursuant to subsection E of § 24.2-404 prior to cancelling
48 their registrations. The notice shall inform the person of the report from the Department of Motor Vehicles
49 or from the Department of Elections and allow the person to submit his sworn statement that he is a United
50 States citizen within 14 days of the date that the notice was mailed. The general registrar shall cancel the
51 registrations of such persons who do not respond within 14 days to the notice that they have been reported
52 not to be United States citizens.

