

1 vote for the choice of electors for president and vice-president,
2 or for president and vice-president, in such election, and who is
3 otherwise qualified to vote, may register to vote, and vote, for
4 the choice of electors for president and vice-president, or for
5 president and vice-president, in such election, as provided by the
6 federal Voting Rights Act Amendments of 1970.

7 (2) Any citizen of the United States who has moved his or her
8 residence from this state within thirty days next preceding any
9 election for president and vice-president, and who was otherwise
10 qualified to vote in this state as of the date of his or her change
11 of residence and who has not satisfied the registration
12 requirements of the state to which he or she has moved, may ~~vote~~
13 ~~for the choice of electors for president and vice president, or for~~
14 ~~president and vice-president, in such election, as provided by the~~
15 ~~federal Voting Rights Act Amendments of 1970.~~ cast a vote for the
16 offices of president and vice-president: (i) In person in the
17 precinct where he or she was registered immediately prior to
18 moving; (ii) in person at any designated early voting location
19 servng the precinct from which the voter has moved; or (iii) by
20 absentee ballot. The voter's request for a ballot due to a move
21 out-of-state after the thirtieth day preceding the election shall
22 serve as authorization for removal from the West Virginia voter
23 rolls as provided in the National Voter Registration Act of 1993,
24 42 USC Chapter 20 1973gg-6(a)(3)(A). The request for such ballot

1 shall be on a form prescribed by the Secretary of State and, in the
2 case of an absentee ballot, shall be received by the clerk of the
3 county commission of the last county of residence no later than the
4 sixth day prior to the general election.

5 (3) Any citizen of the United States who is otherwise
6 qualified to vote in any election for president and vice-president
7 shall not be denied the right to vote for such offices due to the
8 failure to comply with any durational residency requirement of the
9 state or political subdivision.

10 (4) No citizen of the United States may be denied the right to
11 vote for electors for president and vice-president, or for
12 president and vice-president, in any election because of failure of
13 the citizen to be physically present in the state or political
14 subdivision at the time of the election if the citizen has complied
15 with the requirements prescribed by the laws of this state for the
16 casting of an absentee ballot in the election.

17 ~~(3)~~ (5) Any citizen of the United States who has attained the
18 age of eighteen years but who has not attained the age of twenty-
19 one years by the time of the next ensuing primary or election in
20 which he may vote under section 302 of the federal Voting Rights
21 Act Amendments of 1970, as interpreted and limited by the United
22 States supreme court, and who is otherwise qualified to vote, may
23 vote in any primary or election for those candidates for whom he or
24 she is entitled to vote under said section 302 of the federal

1 Voting Rights Act Amendments of 1970, as interpreted and limited by
2 the United States supreme court.

3 ~~(4)~~ (6) The Secretary of State shall have authority to make,
4 amend and rescind such rules, regulations, orders and instructions,
5 and prescribe such registration and voting procedures, forms
6 (including registration, ballot and ballot label forms), lists and
7 records, as may be necessary in order for this state to fully
8 implement, and comply with, ~~the~~ federal voting laws ~~Voting Rights~~
9 ~~Act Amendments of 1970~~, as interpreted and limited by the United
10 States supreme court, and it shall be the duty of all public
11 officers, election officers, boards and commissioners having any
12 authority or responsibility in connection with any election, to
13 comply with all such rules, regulations, orders and instructions,
14 and use, make, follow or comply with all such registration and
15 voting procedures, forms (including registration, ballot and ballot
16 label forms), lists and records as have been prescribed by the
17 Secretary of State under the foregoing authority vested in that
18 office.

NOTE: The purpose of this bill is to conform West Virginia code to federal requirements for the provision of Presidential office ballots to registered voters moving from the state.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language.