1	н. в. 4257
2	
3 4	(By Delegates Iaquinta, Poore, Marshall, Crosier, Fleischauer and Duke)
5	[By request of the Secretary of State]
6	[Introduced January 23, 2012; referred to the
7	Committee on the Judiciary.]
8	
9	
10	A BILL to amend the Code of West Virginia, 1931, as amended, by
11	adding thereto a new section, designated $\$3-2-6a$ , relating to
12	late voter registration for any member of a uniformed service
13	of the United States, as defined in 42 U.S.C §1973ff-6, any
14	member of the Merchant Marine of the United States, any person
15	who resides temporarily outside of the United States, and the
16	spouse or dependent residing with a person that fits the
17	criteria.
18	Be it enacted by the Legislature of West Virginia:
19	That the Code of West Virginia, 1931, as amended, be amended
20	by adding thereto a new section, designated §3-2-6a, to read as
21	follows:
22	ARTICLE 2. REGISTRATION OF VOTERS.
23	§3-2-6a. Extended time for certain persons to register in person.
24	(a) Notwithstanding the provisions of section six of this

- 1 article, the following persons are entitled to register in person
- 2 at the office of the clerk of the county commission up to, but not
- 3 including, the day of the election:
- 4 (1) Any member of a uniformed service of the United States, as
- 5 defined in 42 U.S.C.  $\S$  1973ff-6 (7), who is on active duty;
- 6 (2) Any member of the Merchant Marine of the United States;
- 7 (3) Any person who resides temporarily outside of the United 8 States; and
- 9 (4) Any spouse or dependent residing with a person listed in 10 subdivision 1, 2 or 3 of this subsection.
- 11 The provisions of this subsection apply only to those persons
- 12 who are otherwise qualified to register and who, by reason of such
- 13 active duty or temporary overseas residency, either; (i) Are
- 14 normally absent from the county in which they reside; or (ii) have
- 15 been absent from such county and returned to reside there during
- 16 the twenty-one days immediately preceding the election.
- 17 (b) Any person who was on active duty as a member of a
- 18 uniformed service of the United States and discharged from the
- 19 uniformed service during the sixty days immediately preceding the
- 20 election, and the member's spouse or dependent, are entitled to
- 21 register, if otherwise qualified, in person up to, but not
- 22 including, the day of the election.
- 23 (c) The Secretary of State shall prescribe procedures for the
- 24 addition of persons registered under this section to the lists of

1 registered voters.

NOTE: The purpose of this bill is to provide late voter registration opportunities to individuals covered by the Uniformed and Overseas Citizens Act of 1986 for a period up to, but not to include, election day.

§3-2-6a is new; therefore, it has been completely underscored.