

APA-3

**CERTIFICATION OF ADMINISTRATIVE RULES
FILED WITH THE LEGISLATIVE REFERENCE SERVICE
OTHNI LATHRAM, INTERIM DIRECTOR**

(Pursuant to Code of Alabama 1975, §41-22-6, as amended).
I certify that the attached is/are correct copy/copies of rule/s
as promulgated and adopted on the 3rd day of June, 2016, and
filed with the agency secretary on the 3rd day of June, 2016.

AGENCY NAME: Secretary of State

Amendment New Repeal (Mark appropriate space)

Rule No.

(If amended rule, give specific paragraph, subparagraphs, etc.,
being amended) Rule 820-2-2-.12(4)(a), 820-2-2-.12(4)(b)(1),
820-2-2-.12(4)(b)(2).

Rule Title: Processing Voter Registration Forms

ACTION TAKEN: State whether the rule was adopted with or without
changes from the proposal due to written or oral comments: The
rule was adopted without changes.

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XXXIV, ISSUE NO.7,
AAM, DATED April 29, 2016.

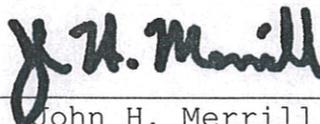
Statutory Rulemaking Authority: Code of Alabama 1975, section
17-4-63; Code of Alabama 1975, section 17-3-1.

(Date Filed) (For LRS Use Only)

REC'D & FILED

JUN 03 2016

LEGISLATIVE REF SERVICE



John H. Merrill
Secretary of State

(NOTE: In accordance with section 41-22-6(b), as amended, a
proposed rule is required to be certified within 90 days after
completion of the notice.)

820-2-2-.12 Processing Voter Registration Forms.

(1) Voter registration forms submitted at a voter registration agency pursuant to Section 17-4-60, paragraphs (b), (d), (e), and (f), Code of Ala. 1975, not later than the official close of registration shall be processed by the Boards of Registrars in the same manner as voter registration forms received by the Boards of Registrars not later than the official close of registration.

(2) Voter registration forms received through the mail pursuant to Section 17-4-60, paragraph (c), Code of Ala. 1975, and postmarked not later than the official close of registration shall be processed by the Boards of Registrars in the same manner as voter registration forms received by the Boards of Registrars not later than the official close of registration.

(3) Voter registration forms received through the mail pursuant to Section 17-4-60, paragraph (c), Code of Ala. 1975, not later than three (3) days after the official close of registration with no postmark or an unreadable postmark shall be processed in the same manner as voter registration forms received by the Boards of Registrars not later than the official close of registration.

4) (a) When a voter registration form is received by the county board of registrars, the registrars shall examine the form to determine whether it has been completed in its entirety. If the form does not contain all of the information needed to complete the voter registration process, the registrars shall attempt to contact the applicant to inform such person that his or her voter registration form is incomplete if the application contains a means of contacting the applicant, such as an address, telephone number, email address, or other contact information.

(b) (1) The minimum age at which a citizen may submit a voter registration form to the board of registrars ("board") is seventeen and one-half (17½) years. Any applications that are received before the applicant has reached the age of eighteen years shall be placed in the suspense file of the statewide voter registration system by the applicable board until the applicant has reached the age of eighteen years, at which time the applicant shall be placed in the active voter file if he or she meets all other eligibility requirements for voter registration.

(2) If a board of registrars ("board") receives a voter registration form from an applicant who is not seventeen and

one-half (17½) years old at the time the application is received, the board shall reject the application, but the board shall keep the application as a permanent record. The board shall not enter the applicant in the suspense file of the statewide voter registration system. The board shall notify the applicant in writing that he or she has not attained the minimum age for processing the application and further notify the applicant that once the applicant has reached the minimum age of seventeen and one-half (17½) years, he or she may file a new voter registration application with the board. The applicant shall also be notified that after the submission of a new application upon attaining the age of at least 17 ½ years, his or her voter registration will become active once he or she has reached the age of eighteen years if he or she meets all other eligibility requirements for voter registration.

Authors: Edward Packard, Jean Brown.

Statutory Authority: Code of Alabama. 1975, §17-4-63; Code of Alabama 1975, section 17-3-1.

History: New Rule: Filed January 10, 2001; effective

February 14, 2001. **Amended:** Filed November 6, 2014; effective December 11, 2014. **Amended:** Filed June 3, 2016. Effective Date: July 18, 2016.