

ACT 226

H.B. NO. 3091-82

A Bill for an Act Relating to Election Registration for the Office of Hawaiian Affairs.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 11-17, Hawaii Revised Statutes, is amended to read as follows:

“§11-17 Removal from register upon failure to vote; reregistration. The clerk shall, not later than 4:30 p.m. on the sixtieth day after every general election, remove the name of any registered voter [failing to] who did not vote [at] in the election if the [voter] person also [failed to] did not vote [at] in the preceding primary election with the exception of (a) those who voted in the special election for election of members of the board of trustees of the office of Hawaiian affairs held in conjunction with the general election; or (b) those who [submit] submitted written requests for absentee ballots as provided in section 15-4. For this purpose “to vote” means the depositing of the ballot in the ballot box whether the ballot is blank or later rejected for any reason. In the case of voting machines “to vote” means that the voter has activated the proper mechanism and fed the vote into the machine.

The clerk shall also remove the name of any [voter] person registered to vote in the special election for election of members of the board of trustees of the office of Hawaiian affairs, who [fails to] did not vote [at] in the special election [if the voter also failed to], did not vote in [both] the general election held in conjunction with the special election and did not vote in the preceding primary election.

Any [voter] person whose name has been removed from the register may at any time prior to the closing of the register, as provided in section 11-24, have that

person's name restored in the register by presenting oneself to the clerk and reregistering pursuant to section 11-15, or by making application by mail or otherwise pursuant to procedures established by the clerk. The clerk shall require satisfactory evidence to establish the identity of the applicant. The names of all [such voters] those persons shall be reentered in the register."

SECTION 2. Section 11-14, Hawaii Revised Statutes, is amended to read as follows:

"§11-14 General county register; restrictions in use. (a) The clerk of each county shall register all the voters in his county in the general county register. The register shall contain the name and address of each voter. Additional information required by section 11-15 may be included in the register at the discretion of the clerk. The voter's name shall be maintained alphabetically in the register and be capable of segregation by precinct and representative district. The clerk shall keep the original or photographic copy of the affidavit of registration required by section 11-15. The general county register shall, at all times during business hours, be open to public inspection, and shall be a public record.

(b) The affidavits filed under section 11-15 and the general county register may be copied, and the clerk may release voter lists and tabulating cards or computer tapes containing data furnished in the affidavit, pursuant to ordinances promulgated by the respective county councils.

(c) Voter registration information which is collected and maintained by the clerk of each county may be transmitted to a central file for the purpose of correlating registration data to prevent or detect duplicate voter registrations and for the compilation of election reports.

(d) The clerk of each county shall maintain records by computer tape or otherwise of office of Hawaiian affairs registered voters to facilitate their identification as a separate category of voters."

SECTION 3. Statutory material to be repealed is bracketed. New material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved June 12, 1982.)