

ACT 134

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H.B. NO. 2843

A Bill for an Act Relating to Voters.

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

SECTION 1. The purpose of this Act is to allow a county clerk to remove a voter from the list of registered voters; provided that the voter wishes to be removed from the list and properly notifies the clerk pursuant to the procedures established by the chief election officer.

SECTION 2. Section 11-17, Hawaii Revised Statutes, is amended to read as follows:

“§11-17 Removal of names from register, when; reregistration. (a) The clerk, not later than 4:30 p.m. on the sixtieth day after every general election, shall remove the name of any registered voter who did not vote in the election if the person also did not vote in the preceding primary election with the exception of (1) 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 (2) those who submitted written requests for absentee ballots as provided in section 15-4. For this purpose “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 “vote” means the voter has activated the proper mechanism and fed the vote into the machine.

The clerk shall remove the name of any person registered to vote in the special election for election of members of the board of trustees of the office of Hawaiian affairs, who did not vote in the special election, did not vote in the general election held in conjunction with the special election, and did not vote in the preceding primary election.

(b) The clerk shall also remove the name of any registered voter, if the clerk, after mailing a notice or other correspondence, properly addressed, with postage prepaid, receives the notice or other correspondence as return mail with a postal notation that the notice or other correspondence was not deliverable because the addressee has moved without leaving a forwarding address. Persons who submit written requests for absentee ballots as provided in section 15-4 are excluded from this subsection.

(c) The clerk may remove the name of any registered voter, if the voter so desires and properly notifies the clerk pursuant to the procedures established by the chief election officer.

~~[(c)]~~ (d) Any person whose name has been removed from the register, at any time prior to the closing of the register, as provided in section 11-24, may 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 those persons shall be reentered in the register.”

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

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

(Approved June 15, 1990.)