

**SB142 ENROLLED**



1 SB142  
2 G3VXR6C-2  
3 By Senator Kitchens  
4 RFD: County and Municipal Government  
5 First Read: 11-Feb-25



## SB142 Enrolled

Enrolled, An Act,

Relating to voters and voting; to amend Sections 17-4-30, 17-4-38.1, and 17-4-39, Code of Alabama 1975, to remove the Electronic Registration Information Center as a voter registration database that the board of registrars or the Secretary of State may use to identify voters whose addresses may have changed; and to require the Secretary of State to conduct a voter registration list maintenance program through the Alabama Voter Integrity Database.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Sections 17-4-30, 17-4-38.1, and 17-4-39, Code of Alabama 1975, are amended to read as follows:

"§17-4-30

(a) Beginning in February 2025, and in February of every fourth year thereafter, the board of registrars, or the Secretary of State, if acting as the board's agent pursuant to subsection (h), shall use change-of-address information supplied by the United States Postal Service through the National Change of Address database and by at least one other ~~voter registration database, including, but not limited to, the Electronic Registration Information Center or NVRA~~ National Voter Registration Act designated agency database, to identify registered voters whose addresses may have changed.

(b) (1) If the board of registrars or Secretary of State determines from the change-of-address information that a



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registered voter has moved to a different residence address that is under the jurisdiction of the same board of registrars, the board of registrars shall change the registration records of that voter to show the new address, and the board of registrars or Secretary of State, within 90 days after identifying the potential change, shall send the voter a notice of the change by forwardable mail along with a postage prepaid, pre-addressed return card on which the registered voter may correct his or her current address information. The notice shall inform the voter that if the voter did not change his or her residence, he or she is required to return the pre-addressed card no later than the last day to register to vote before an election.

(2) If the board of registrars or Secretary of State determines from the change-of-address information that a registered voter has moved to a different residence address that is under the jurisdiction of a different board of registrars or to a residence address outside of the state, the board of registrars or Secretary of State, within 90 days after identifying the potential change, shall send the voter a notice of the change by forwardable mail along with a postage prepaid, pre-addressed return card on which the registered voter may verify or correct his or her current address information. The notice shall include both of the following:

a. A statement informing the voter that if the pre-addressed card is not returned within the time specified in the notice, the voter will be permitted to vote in that same jurisdiction during the period from the date the notice



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57 was mailed and ending on the day after the date of the second  
58 general election for federal office, provided the voter  
59 completes a voter registration update form. If the voter does  
60 not update his or her voter registration record or vote during  
61 the period ending on the day after the date of the second  
62 general election for federal office, the voter's name shall be  
63 removed from the list of eligible voters.

64         b. Information concerning how the voter may continue  
65 his or her eligibility to vote in another jurisdiction if the  
66 voter has changed his or her residence to an address outside  
67 of the jurisdiction of the board of registrars under which he  
68 or she is then registered.

69         (c) The board of registrars or Secretary of State shall  
70 record and maintain in the statewide voter registration  
71 database the dates on which the notice is mailed to a  
72 registered voter and the card is subsequently returned to the  
73 board by the registered voter.

74         (d) The board of registrars shall update the statewide  
75 voter registration database using the information reported to  
76 the board by the registered voters on the prepaid,  
77 pre-addressed return cards provided for in this section.

78         (e) If the registered voter does not respond to the  
79 notice provided in this section within 90 days of the date on  
80 which the notice was mailed or if the notice is returned to  
81 the board of registrars as undeliverable, the board of  
82 registrars or its agent shall change the status of the voter  
83 to inactive and indicate in the statewide voter registration  
84 database the date the change is recorded and that the voter



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85 did not respond to the mailing or that the mailing was  
86 returned as undeliverable, in a manner provided by rule by the  
87 Secretary of State.

88 (f) The names of persons to be removed from the list of  
89 registered voters pursuant to this section shall be published  
90 in accordance with Section 17-4-10.

91 (g) The Secretary of State may adopt rules as necessary  
92 to implement this section.

93 (h) The Secretary of State may act as an agent for a  
94 board of registrars, only upon receiving the written consent  
95 of the county commission, in implementing this section."

96 "§17-4-38.1

97 (a) State agencies shall provide to the Secretary of  
98 State, on a schedule to be determined by the Secretary of  
99 State, any information and data that the Secretary of State  
100 considers necessary in order to maintain the statewide voter  
101 registration database established pursuant to Section 17-4-33,  
102 except where prohibited by federal law or federal regulation.  
103 The Secretary of State shall ensure that any information or  
104 data provided to the Secretary of State that is confidential  
105 in the possession of the entity providing the data remains  
106 confidential while in the possession of the Secretary of  
107 State.

108 (b) (1) The Secretary of State may enter into agreements  
109 to share information or data with other individual states ~~or~~  
110 ~~group of states~~, as the Secretary of State considers  
111 necessary, in order to maintain the statewide voter  
112 registration database. Information or data that the Secretary



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of State may share pursuant to this subsection includes, but is not limited to, an electronic copy of the statewide voter list and data obtained pursuant to subsection (a).

(2) Except as otherwise provided in this section, the Secretary of State shall ensure that any information or data provided to the Secretary of State that is confidential in the possession of the state providing the data remains confidential while in the possession of the Secretary of State. The Secretary of State may provide ~~such~~ otherwise confidential information or data to county boards of registrars for legitimate governmental purposes related to the maintenance of the statewide voter registration database.

(c) A county board of registrars shall contact a registered elector by mail to verify the accuracy of the information in the statewide voter registration database regarding that elector if information provided under subsection (a) or (b) identifies a residential address for the elector that lies outside of the county in which the elector is registered to vote, except when the information provided under subsection (a) or (b) indicates that the elector registered to vote in another jurisdiction, within or without the State of Alabama, at a date subsequent to the date the elector registered to vote in the jurisdiction of the county board of registrars.

(d) (1) The costs associated with agreements entered into by the Secretary of State as provided for in subsection (b) may be rendered by the Secretary of State to the Department of Finance and paid from the voter registration



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fund.

(2) The cost of production and mailing required in subsection (c) shall be rendered by the Secretary of State to the Department of Finance and paid from the voter registration fund.

(e) The Secretary of State may ~~promulgate~~ adopt rules in accordance with the Administrative Procedure Act to implement this section."

"§17-4-39

(a) ~~It shall be the responsibility of the~~ The board of registrars to enter shall be responsible for entering and updating in a timely manner the names and information of the electors who register to vote and vote in each election into the state voter registration list and for conducting regular voter list maintenance activities as directed by the Secretary of State and otherwise provided by law, including processing registered individuals identified by programs conducted pursuant to subsection (b). Removal of any registered individual determined to be improperly registered may be accomplished at any time by a majority vote of the board.

(b) (1) The Secretary of State shall be responsible for directly conducting regular state voter registration list maintenance programs to ensure database integrity. These programs shall be known as the Alabama Voter Integrity Database (AVID). The Alabama Voter Integrity Database shall compare the state voter registration list to:

a. Alabama State Law Enforcement Agency driver license and nondriver identification card data to identify registered



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voters in Alabama who have moved and obtained a driver license or nondriver identification card in another state or who have registered to vote in Alabama and then applied for a foreign national driver license or nondriver identification card;

b. State-to-state voter list data to identify individuals who are registered to vote in Alabama but who are also registered to vote in another state, including individuals who may have voted in the same or a similar election in both states, with priority given to data from states in close geographical proximity to Alabama;

c. The National Change of Address database to identify individuals who are registered to vote in Alabama but have notified the United States Postal Service that they have relocated to a new county within the state or an address outside of Alabama;

d. Social Security Death Index data to identify deceased individuals who are registered to vote and may have died out of state; and

e. United States Department of Homeland Security Citizenship and Immigration Services data to identify individuals who are registered to vote in Alabama but are ineligible to vote because they are noncitizens.

(2) Individuals identified shall be timely communicated by the Secretary of State to the appropriate board or boards of registrars to process.

(c) Not later than February 1, annually, the Secretary of State shall collect and publish data from each county specifying the number of voters who were removed from the





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197 voter registration list during the previous calendar year."

198           Section 2. This act shall become effective immediately.



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President and Presiding Officer of the Senate

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Speaker of the House of Representatives

SB142

Senate 17-Apr-25

I hereby certify that the within Act originated in and passed  
the Senate.

Patrick Harris,  
Secretary.

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House of Representatives

Amended and passed: 07-May-25

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Senate concurred in House amendment 14-May-25

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By: Senator Kitchens