

PUBLIC CHAPTER NO. 1019**SENATE BILL NO. 1702****By Herron, Ketron, Marrero****Substituted for: House Bill No. 1895****By Rinks, Hardaway**

AN ACT to amend Tennessee Code Annotated, Title 2, Chapter 11; Title 2, Chapter 7 and Title 2, Chapter 9, relative to elections.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 2-7-112(a), is amended by deleting subdivisions (1) and (2) and substituting instead the following:

(a)(1) A voter shall complete and sign an application for ballot, indicate the primary in which the voter desires to vote, if any, and present it to a precinct registrar. The application for ballot shall include thereon a space for the address of the voter's current residence, and the voter shall write or print such address on the application when the voter signs the application for ballot.

(A) Using the computerized voter signature list or the electronic poll book, the registrar shall make a determination whether the voter's address is different from the address on the voter's permanent registration record or if the registration is in inactive status. If the voter has changed residence, or the voter's registration is inactive, the registrar shall follow the procedures for voting pursuant to §§ 2-7-140 and 2-7-141.

(B) To compare the voter's signature on the application, the voter shall supply evidence of identification specified in subsection (c).

(C) If, upon comparison of the signature and other evidence of identification, it is found that the applicant is entitled to vote, the registrar shall initial the application, note the date of the election, the number on the voter's ballot application, and the primary and/or general elections in which the voter applies to vote.

(D) If the applicant's signature is illegible, the registrar shall print the name on the application.

(E) If a voter is unable to present any evidence of identification specified in subsection (c), the voter shall be

required to execute an affidavit of identity on a form provided by the county election commission.

(2) The county election commission shall use either a computerized voter signature list or an electronic poll book, which has been approved for use by the coordinator of elections. A computerized voter signature list shall include the voter's name, current address of residence, social security number or voter identification number, birth date and a space for the voter's signature, elections voted, application and/or ballot stub number and precinct registrar's initials. The electronic poll book shall contain the same information as on the computerized voter signature list in an electronic format and provide a place on its screen for the precinct registrar to record elections voted, application and/or ballot stub number, the precinct registrar's initials and a place for the voter's signature.

(A) For those counties using the computerized voter signature list, the following procedures shall be followed:

(i) After completing the application for ballot, the voter shall sign the computerized voter signature list, and the registrar shall compare the voter's signature and information on the signature list with the information on the application for ballot.

(ii) If, upon comparison of the information, the registrar determines that the voter is entitled to vote, the registrar shall initial the computerized voter signature list and shall give the voter the ballot application, which is the voter's authorization to vote.

(B) For those counties using the electronic poll book, the following procedures shall be followed:

(i) If a county uses an electronic poll book without an attachable printer, then:

(a) After completing the application for ballot, the voter shall sign the voter signature list, and the registrar shall compare the voter's signature and information on the voter signature list with the information on the application for ballot.

(b) If, upon comparison of the information, the registrar determines that the voter is entitled to vote, the registrar shall initial the voter signature list and shall give the voter the ballot application which is the voter's authorization to vote.

(ii) If a county uses an electronic poll book with an attachable printer, then:

(a) The application for ballot used by the county may be a preprinted application or an application generated by the electronic poll book.

(b) After the application for ballot has been completed, the voter shall sign the application and the registrar shall compare the voter's signature with evidence of identification specified in subsection (c) supplied by the voter and compare information on the electronic poll book with the information on the application for ballot.

(c) The voter shall sign the voter signature list.

(d) If, upon comparison of the information, the registrar determines that the voter is entitled to vote, the registrar shall initial the application and the voter signature list and shall give the voter the ballot application which is the voter's authorization to vote.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 7, 2008



RON RAMSEY
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 28th day of May 2008



PHIL BREDESEN, GOVERNOR