CERTIFICATION OF ADMINISTRATIVE RULES
FILED WITH THE LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, 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 ___ th day of May ____________, 2019, and filed with the agency secretary on the ___ th day of May ____________, 2019.

AGENCY NAME: Secretary of State

X Amendment _____ New _____ Repeal (Mark appropriate space)

Rule No. 820-2-2-.25

(If amended rule, give specific paragraph, subparagraphs, etc., being amended)

Rule Title: Mail-In Voter Registration Form

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

Without Changes

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XXXVII
ISSUE NO. 6, AAM, DATED March 29, 2019.

Statutory Rulemaking Authority: §31-13-28, §17-3-1, §17-13-1, and without limitation ( Ala. Code )

(Date Filed)
(For LSA Use Only)

READ & FILED
MAY 13 2019

CERTIFYING OFFICER

(LEGISLATIVE SVC AGENCY)

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

Instructions Regarding Proof of Citizenship for the Purpose of Registering to Vote

You must provide satisfactory evidence of U.S. citizenship when registering to vote in the State of Alabama.

You do not need proof of citizenship if you are registered to vote and you are using this form to update your registration record.

1) Proof of U.S. citizenship is established by providing an original or legible photocopy or a copy in digital or other electronic format of ONE of the following documents:
   - Driver's license or non-driver's ID card issued by division of motor vehicles or equivalent governmental agency of any state within the U.S. provided that the governmental agency of another state within the U.S. requires proof of lawful presence (i.e., U.S. citizenship) as a condition of issuance of the driver's license or non-driver's ID card and that the driver's license or non-driver's ID card contains appropriate Indicia showing proof of U.S. citizenship. Alabama driver's license or non-driver's ID card must be a "Star" license or ID.
   - Birth certificate indicating birth in the U.S. or one of its territories.
   - Pertinent pages of a valid or expired U.S. passport identifying applicant and applicant's passport number, or presentation of U.S. passport to Board of Registrars.
   - U.S. naturalization documents or the number of certificate of naturalization. If only number of certificate of naturalization is provided, applicant shall not be registered until number of certificate of naturalization is verified with U.S. Bureau of Citizenship and Immigration Services by Board of Registrars pursuant to 8 U.S.C. §1373(c).
   - Other documents or methods of proof of U.S. citizenship issued by federal government pursuant to Immigration and Nationality Act of 1952 and amendments thereto.
   - Bureau of Indian Affairs card number, tribal treaty card number, or tribal enrollment number.
   - Birth certificate issued by U.S. State Department.
   - Final adoption decree showing applicant's name and U.S. birthplace.
   - Official U.S. military record of service showing applicant's place of birth in the U.S.
   - Extract from U.S. hospital birth record created at time of birth showing applicant's U.S. place of birth.

2) If you were born in Alabama and do not have one of the documents listed in section 1, the Alabama Department of Public Health will send a birth certificate to your county Board of Registrars at no cost to you. Please fill out the attached Form HS-69, "Affidavit and Application for a Certification of an Alabama Birth Record for Alabama Voter Registration Use," and submit it to your county Board of Registrars.

3) If you believe you have proof of U.S. citizenship that is not listed in section 1, you may apply to your county Board of Registrars for a hearing to determine your U.S. citizenship for voting purposes. Please fill out the attached Form C-4 and submit it to your county Board of Registrars.
State of Alabama Mail-In Voter Registration Form

For use by U.S. citizens only • Fill in all boxes on this form • Please use ink • Print legibly

You can use this form to:

➤ Register to vote in Alabama.
➤ Update your voter registration record, if you have changed your name or address.

Deadline for submitting application:
Voter registration and updating of voter records is closed during the 14 days prior to each election in Alabama.

ID requested: You may send with this application a copy of your photo identification. You will be required to present valid photo identification when you vote at your polling place or by absentee ballot, unless exempted by law. For more information, go to www.AlabamaVotes.gov or call the Elections Division: 800-274-0601.

1. Are you a citizen of the United States of America? □ Yes □ No
2. Will you be 18 years of age or older before election day? □ Yes □ No

Attention! If you answer "No" to either of these questions, you cannot complete this application.

Print Your Name:

Print Address:

Date of Birth:

Primary Telephone:

Email Address:

Address where you live (Do not use post office box):

Address where you receive your mail:

Address where you were last registered to vote: (Do not use post office box): Male □ Female □

Sex (check one)

Race/Ethnicity:

White □ Black □ Asian □ American Indian □ Hispanic □ Other □

REGISTRARS USE ONLY

DATE □ APPROVED □ DENIED

County:

City:

Board member

Board member

Board member

Place of Birth

City

State

County

May I help you?

If you require assistance in completing this form or in obtaining a map or directions, please give us a name, address, and phone number. Please include roads and landmarks.

3. Did you receive assistance?

Yes □ No □

If you did not receive assistance, did you sign your name, and have you filled out this application? Give name, address, and phone number (telephone number is optional).

Voter Declaration - Read and Sign Under Penalty of Perjury

➤ I am a U.S. citizen
➤ I live in the State of Alabama
➤ I will be at least 18 years of age on or before election day
➤ I am not barred from voting by reason of a disqualifying felony conviction.
➤ I have not been convicted of "mentally incompetent" by a court.

I solemnly swear or affirm to support and defend the constitution of the United States and the State of Alabama and further disavow any belief or affiliation with any group which advocates the overthrow of the government of the United States or the State of Alabama by unlawful means and that the information contained herein is true, to the best of my knowledge.

Your Signature

Date:

The decision to register to vote is yours. If you decide to register to vote, the office at which you are submitting this application will remain confidential and will be used only for voter registration purposes. If you decline to register to vote, your decision will remain confidential and will be used only for voter registration purposes.

John H. Merrill, Secretary of State Questions? Call the Elections Division at 1-800-274-0603 or 334-242-7210
To mail, put the address of your county Board of Registrars on the lines below.

[THIS SPACE FOR CURRENT ADDRESSES AND PHONE NUMBERS OF BOARDS OF REGISTRARS OFFICES]

MAIL TO:

BOARD OF REGISTRARS

AFFIDAVIT AND APPLICATION FOR A CERTIFICATION OF AN ALABAMA BIRTH RECORD FOR ALABAMA VOTER REGISTRATION USE
AFFIDAVIT AND APPLICATION FOR A CERTIFICATION OF AN ALABAMA BIRTH RECORD FOR ALABAMA VOTER REGISTRAR’S USE ONLY

In compliance with Section 31-13-28 of the Alabama Code (Beason-Hammon Alabama Taxpayer and Citizen Protection Act), I swear under oath that I am over the age of 16 years and plan to register to vote in the State of Alabama and that I do NOT possess any of the following documents that constitute evidence of United States citizenship.

1. United States naturalization documents or the number of the certificate of naturalization.
2. Bureau of Indian Affairs card number, tribal treaty card number, or tribal enrollment number.
3. Driver’s license or non driver’s identification card issued by the State of Alabama or a government entity of another state within the United States which indicates on the driver’s license or non driver’s identification card that the person has provided satisfactory proof of United States citizenship.
4. Valid or expired United States passport.
5. United States naturalization documents or the number of the certificate of naturalization.
6. Bureau of Indian Affairs card number, tribal treaty card number, or tribal enrollment number.
9. Certification of report of birth issued by the United States Department of State.
11. Other documents issued by the federal government proving United States Citizenship, pursuant to the Immigration and Nationality Act of 1952.
12. Final adoption decree showing name and United States birthplace.
15. Birth certificate that verifies United States citizenship.

Printed Name of Applicant

Signature of Applicant

Signature of Notary

Date

Sworn to and subscribed before me on

Information to Locate Birth Record: PLEASE CLEARLY PRINT ALL INFORMATION. FAILURE TO PROVIDE ACCURATE INFORMATION COULD DELAY THE PROCESSING OF THIS REQUEST.

Full Name as Listed on Birth Record:

First

Middle

Last

Date of Birth:

County of Birth:

Mother’s Full MAIDEN Name:

First

Middle

Last

Father’s Full Name:

First

Middle

Last

Voter Registration Office Information:

County of Voter Registration Office:

Email Address:

Mailing Address:

City:

State: Alabama

Zip:

Signature of Voter Registration Official

Date of Request

Phone Number: ( )

Fax Number: ( )

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Complete and submit only if applicant has not submitted satisfactory documentary proof of citizenship.

I, __________, hereby request a hearing with the county Board of Registrars. In support thereof, I affirm as follows:

I am a United States citizen but do not possess or have access to any of the following documents showing United States Citizenship:

(1) A driver’s license or non-driver’s identification card issued by the division of motor vehicles or the equivalent governmental agency of any state within the United States provided that the governmental agency of another state within the U.S requires proof of lawful presence (i.e., U.S. citizenship) in the U.S. as a condition of issuance of the driver’s license or non-driver’s identification card. Alabama driver’s license or non-driver’s ID card must be a “Star” license or ID.

(2) A birth certificate indicating birth in the U.S. or one of its territories.

(3) Pertinent pages of a valid or expired passport identifying me and my passport number, or presentation of my U.S. passport.

(4) United States naturalization documents or the number of the certificate of naturalization.

(5) Other documents or methods of proof of United States citizenship issued by the federal government pursuant to the Immigration and Nationality Act of 1952, and amendments thereto.

(6) A Bureau of Indian Affairs card number, tribal treaty card number, or tribal enrollment number.


(8) A certificate of citizenship issued by the United States Citizenship and Immigration Services.

(9) A certification of report of birth issued by the United States Department of State.


(11) A final adoption decree showing my name and United States birthplace.

(12) An official United States military record of service showing my place of birth in the United States.

(13) An extract from a United States hospital record of birth created at the time of my birth indicating my place of birth in the United States.


I believe that I am a United States citizen based upon the following information:

(Provide the details as to why or how you became a citizen of the United States.)
I submit herewith the following documentation that proves that I am a United States citizen:

(Attach copies of any documentation that you believe demonstrates citizenship, such as newspaper birth announcements, family Bible entries, certificate of foreign birth if it reflects U.S. citizenship, affidavits signed by three U.S. citizens who know you are a U.S. citizen and have known you for 10 years or more, etc.)

NOTICE OF RIGHT TO HEARING BEFORE THE COUNTY BOARD OF REGISTRARS

I understand that I am entitled to a hearing before the Board of Registrars and an opportunity to testify and to present witnesses and additional evidence of citizenship if the Board does not determine that I have provided satisfactory evidence of citizenship based upon the information that I have supplied above. I understand that I have the right to have counsel, provided at my own expense, present at said hearing. I understand that notice of the hearing will be mailed to the address that I have provided at least five days prior to the hearing date.

Signature of applicant

Mail completed form and attached documents to your local Board of Registrars.

Authors: Jean Brown, Edward Packard, William Sutton, David Brewer, and Brent Beal
Amended: Filed May 13, 2019; effective June 27, 2019.
Ed Note: Rule .24 was renumbered .25 as per certification filed March 4, 2016 effective April 18, 2016