

## ACT 111

S.B. NO. 717

A Bill for an Act Relating to Voter Registration.

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

SECTION 1. Section 11-15, Hawaii Revised Statutes, is amended to read as follows:

**“§11-15 Application to register.** (a) Any person qualified to and desiring to register as a voter in any county, may present oneself at any time during business hours to the clerk of the county, then and there to be [examined under oath as to the person’s qualifications as a voter.] registered to vote. Each applicant shall make and subscribe to an application in the form of an affidavit.

The affidavit shall contain the following information:

- (1) Name;
- (2) Social security number;
- (3) Date of birth;
- (4) Residence, including mailing address;
- (5) That the residence stated in the affidavit is not simply because of the person’s presence in the State but that the residence was acquired with the intent to make Hawaii the person’s legal residence with all the accompanying obligations therein;
- (6) That the person is a citizen.

(b) Any person qualified to and desiring to register as a voter for the election of members of the board of trustees of the office of Hawaiian affairs shall make and subscribe to an application in the form of an affidavit which shall state that the person is Hawaiian and which shall contain the information required under subsection (a). The affidavit shall also apply to all elections, primary, special primary, general, special general, special, or county, held in the State, under all voting systems used within the State, so far as applicable and not inconsistent with this title.

(c) The applicant shall swear to the truth of the allegations in [the applicant’s application before the clerk, who is authorized to administer oaths.] the affidavit on application for voter registration or other form prescribed by the chief election officer. Unless contested by a qualified voter, the clerk may accept, as prima facie evidence, the allegation of the applicant in information required in the affidavit in item 5 of subsection (a), and the allegation of the applicant that the applicant is Hawaiian required in subsection (b). In any other case where the clerk shall so desire or believe the same to be expedient, the clerk may demand that the applicant furnish substantiating evidence to the allegations of the applicant’s application.

(d) If the clerk is satisfied that the applicant is entitled to be registered as a voter, the applicant shall then affix the applicant’s signature to the affidavit [and the clerk shall affix the clerk’s signature; or]. In the case where an applicant is unable to write for reason of illiteracy, blindness, or other physical disability the clerk shall enter “Unable to sign” and the reason in the space for the applicant’s signature. A voter having once been registered shall not be required to register again for any succeeding election, except as hereinafter provided. The affidavits so approved or accepted by the clerk shall thereupon be numbered appropriately,

## ACT 111

filed by the clerk and kept in some convenient place so as to be open to public inspection and examination.

(e) The clerk may designate a subordinate or subordinates to act in the clerk's place and stead in all matters covered by this section, [provided] except that no candidate shall be eligible to serve as a subordinate."

SECTION 2. There is appropriated out of the general revenues of the State of Hawaii the sum of \$ \_\_\_\_\_,<sup>1</sup> or so much thereof as may be necessary for fiscal year 1989-90, to carry out the purposes of this Act, including the hiring of necessary staff. The sum appropriated shall be expended by the office of the lieutenant governor.

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

SECTION 4. This Act shall take effect on July 1, 1989.

(Approved June 7, 1989.)

### Note

1. So in original.