

APA-1
07/04

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control _____ Department or Agency Secretary of State

Rule No. 820-2-2-.28

Rule Title: Procedures for Municipal Clerks for Domestic Violence Voter Protection.

X New _____ Amend _____ Repeal _____ Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer Jim Bennett

Date 9-19-14

APA-2
07/04

Office of the Secretary of State
Administrative Division

NOTICE OF INTENDED ACTION

AGENCY NAME: Secretary of State

RULE NO. & TITLE: 820-2-2-.28 Procedures for Municipal
Clerks for Domestic Violence Voter
Protection.

INTENDED ACTION: New Rule.

SUBSTANCE OF PROPOSED ACTION: This proposed rule is necessary to provide procedures to ensure the residential and mailing address of a registered voter who is or has been a victim of domestic violence, or who has legal custody of a minor who is or has been a victim of domestic violence, is omitted on any generally available list of registered voters, except for those lists provided to federal and state agencies.

TIME, PLACE, MANNER OF PRESENTING VIEWS:

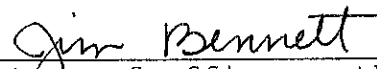
Views may be presented orally or in writing and should be addressed to Jean Brown, Chief Legal Advisor, Office of the Secretary of State, P.O. Box 5616, Montgomery, Alabama 36103; 334-242-7202.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

November 4, 2014.

CONTACT PERSON AT AGENCY:

Jean Brown, Office of the Secretary of State, State Capitol, 600 Dexter Avenue, Suite S-205, Montgomery, Alabama 36104; 334-242-7202.


(Signature of officer authorized
to promulgate and adopt
rules or his or her deputy)

APA-2
07/04

NEW

STATE OF ALABAMA
OFFICE OF THE SECRETARY OF STATE
ELECTIONS DIVISION
ADMINISTRATIVE CODE

820-2-2-.28

Procedures for Municipal Clerks for
Domestic Violence Voter Protection.

Following each election, the municipal clerk shall make a copy of that portion of the poll list to be made a public record and shall maintain the original in his or her office. The municipal clerk shall redact or omit the residential and mailing address for voters in protected status pursuant to Code of Alabama 1975, §17-4-33(b)(2014) from any copy to be made a public record, except poll lists used at local precincts.

Authors: Jean Brown; Brandon Walters; Ed Packard.

Statutory Authority: Code of Ala. 1975, §11-46-36(b)(2014); §11-46-107(b)(2014); §17-4-33 (2014).

History: New Rule: Filed September 19, 2014.