

WEST VIRGINIA LEGISLATURE

2020 REGULAR SESSION

Introduced

House Bill 4137

BY DELEGATES HIGGINBOTHAM, HAMRICK, BARNHART,

HANNA AND FOSTER

[Introduced January 13, 2020; Referred to the Committee
on Political Subdivisions]

1 A BILL to amend and reenact §3-2-4 of the Code of West Virginia, 1931, as amended, relating to
 2 allowing counties to store and maintain voter registration records in a digital format.

Be it enacted by the Legislature of West Virginia:

ARTICLE 2. REGISTRATION OF VOTERS.

**§3-2-4. Authority and responsibility of the clerk of the county commission and of the
 county commission relating to voter registration.**

1 (a) Subject to the authority of the Secretary of State, the clerk of the county commission
 2 shall be the chief registration authority in each respective county and all subdivisions therein, and
 3 shall supervise their deputies, employees, and registrars in the performance of their respective
 4 duties.

5 (b) The county commission of each county shall allocate sufficient resources for the proper
 6 and efficient performance of duties relating to voter registration as required by law, and shall
 7 provide for temporary clerical assistance necessary for systematic purging procedures or other
 8 duties of short duration required by the provisions of this article.

9 (c) The county commission shall have authority on its own motion to summon and examine
 10 any person concerning the registration of voters, to investigate any irregularities in registration, to
 11 summon and examine witnesses, to require the production of any relevant books and papers, and
 12 to conduct hearings on any matters relating to the registration of voters.

13 (d) The clerk of the county commission shall be responsible for the administration of voter
 14 registration within the county and shall establish procedures and practices which ensure the full
 15 implementation of the requirements of federal and state laws and rules relating to voter
 16 registration, and which ensure nondiscriminatory practices. The clerk of the county commission,
 17 at his or her discretion, may maintain and store all voter registration records in a digital format.

NOTE: The purpose of this bill is to allow county voter registration records to be maintained
 and stored in a digital format.

Strike-throughs indicate language that would be stricken from a heading or the present law, and underscoring indicates new language that would be added.