

Vote: Council Members Harris, Holler, Katkus, Wall and Woodruff in favor; Sullivan-Leonard absent

**CITY OF WASILLA
ORDINANCE SERIAL NO. 12-26**

AN ORDINANCE OF THE WASILLA CITY COUNCIL AMENDING WMC 4.20.041.C, QUESTIONED VOTING, IN REGARD TO THE VOTER OATH FOR QUESTIONED VOTERS.

* **Section 1. Classification.** This ordinance is of a general and permanent nature and shall become part of the city code.

* **Section 2. Amendment of subsection.** WMC 4.20.041.C, Questioned Voting, specifically the oath taken by a questioned voter, is amended to read as follows:

C. Before voting, a person whose qualification to vote is questioned or whose name does not appear on the official voter register shall execute a certification on a form provided by the election official ~~attesting to the fact the person is at least 18 years of age, is a United States citizen, has been a resident of the city for at least 30 days before the election, is not registered to vote in a different state or has taken the necessary steps to cancel that registration, has been registered to vote in state elections at a residence address within the city for at least 30 days before the election, is not disqualified from voting, and has not voted at the same election.~~ The person may vote a questioned ballot after executing **such** the certification.

* **Section 3. Effective date.** This ordinance shall take effect upon the earlier to occur of the following: (i) the date on which the United States Department of Justice

Bold, added; Strikethrough, deleted

issues its non-objection under the Voting Rights Act of 1965 to the changes effected by this ordinance; and (ii) the date immediately following the last date on which the United States Department of Justice could object to the changes effected by this ordinance under the Voting Rights Act of 1965, provided that no objection to any such change has been issued before that date. The clerk is authorized to determine the effective date of this ordinance, which shall be set forth in the permanent records of City ordinances and in the Wasilla Municipal Code.

ADOPTED by the Wasilla City Council on August 27, 2012.


BERT COTTLE, Deputy Administrator

ATTEST:


KRISTIE SMITHERS, MMC, City Clerk

[SEAL]

Bold, added; ~~Strikethrough, deleted~~



Ordinance Serial No. 12-26: AMENDING WMC 4.20.041.C, QUESTIONED VOTING, IN REGARD TO THE VOTER OATH FOR QUESTIONED VOTERS.

Agenda of: August 13, 2012

Date: July 25, 2012

Originator: Kristie Smithers, MMC, City Clerk

Route to:	Department	Signature	Date
X	Finance Director		8/1/12
X	Interim Deputy Administrator		8/2/12
X	City Clerk		7/26/12

REVIEWED BY MAYOR VERNE E. RUPRIGHT:

FISCAL IMPACT: yes or no Funds Available Yes or No

Account name/number:

Attachments: Ordinance Serial No. 12-26 (2 pages)

SUMMARY STATEMENT: Recently when comparing our questioned voting materials with the State of Alaska and Matanuska-Susitna Borough questioned voting materials, it was discovered that the Wasilla Municipal Code has obsolete wording in the questioned voter oath section of the code, specifically WMC 4.20.041.C.

The City of Wasilla, as well as, the Cities of Houston and Palmer, all use the same questioned voter envelopes as the borough and state. We typically get our questioned voter envelopes at a reduced charge or free from the state and/or borough as they both order large quantities which is a reduction in our printing costs.

The new proposed language will give us flexibility in using the same voter certification that is used by the state and borough since the questioned voter envelope acts as a voter registration form (the borough also uses the same form and certification wording that the state uses). From time to time, the voter certification is updated due to new laws being adopted by the state in regard to voter registration.

STAFF RECOMMENDATION: Introduce and set for public hearing Ordinance Serial No. 12-26.