

LEGISLATURE OF NEBRASKA

ONE HUNDRED SECOND LEGISLATURE

FIRST SESSION

LEGISLATIVE BILL 365

Introduced by Sullivan, 41.

Read first time January 13, 2011

Committee: Government, Military and Veterans Affairs

A BILL

1 FOR AN ACT relating to the Election Act; to amend section 32-330,
2 Reissue Revised Statutes of Nebraska; to change
3 provisions relating to access to the voter registration
4 register and voter information; and to repeal the
5 original section.
6 Be it enacted by the people of the State of Nebraska,

1 Section 1. Section 32-330, Reissue Revised Statutes of
2 Nebraska, is amended to read:

3 32-330 (1) The voter registration register shall be a
4 public record. Any person may examine the register at the office of
5 the election commissioner or county clerk but shall not be allowed to
6 make copies of the register or make notes or other memoranda of the
7 driver's license number, voter identification number, or last four
8 digits of a social security number of any voter. The electronic
9 records of the original voter registrations created pursuant to
10 section 32-301 may constitute the voter registration register. The
11 election commissioner or county clerk shall withhold information in
12 the register designated as confidential under section 32-331.

13 (2) The election commissioner or county clerk shall make
14 available for purchase a list of registered voters that contains the
15 information required under section 32-312 and, if requested, a list
16 that ~~only contains registered voters who have voted in an election~~
17 ~~held more than sixty days prior to the request for the list.~~ includes
18 the voting history of the registered voters. The list shall not
19 include the driver's license number, voter identification number, or
20 last four digits of a social security number of any voter. The
21 election commissioner or county clerk shall establish the price of
22 the lists at a rate that fairly covers the actual production cost of
23 the lists, not to exceed three cents per name. The Secretary of State
24 may provide such a list of all registered voters in the state for a
25 fee of five hundred dollars. Lists shall be used solely for purposes

1 related to elections, political activities, voter registration, law
2 enforcement, or jury selection. Lists shall not be used for
3 commercial purposes.

4 (3) Any person who acquires a list of registered voters
5 under subsection (2) of this section shall take and subscribe to an
6 oath in substantially the following form:

7 I hereby swear that I will use the list of registered
8 voters of County, Nebraska, only for the purposes prescribed
9 in section 32-330 and for no other purpose and that I will not permit
10 the use or copying of such list for unauthorized purposes.

11 I hereby declare under the penalty of election
12 falsification that the statements above are true to the best of my
13 knowledge.

14 The penalty for election falsification is a Class IV
15 felony.

16 (Signature of person acquiring list)

17 Subscribed and sworn to before me this day
18 of 20.. .

19 (Name of officer)

20 (Official title of officer)

21 (4) The election commissioner or county clerk shall
22 provide, upon request and free of charge, a complete and current
23 listing of all registered voters and their addresses to the Clerk of
24 the United States District Court for the District of Nebraska. Such
25 list shall be provided no later than December 31 of each even-

1 numbered year.

2 (5) The ~~election commissioner or county clerk~~ Secretary
3 of State shall provide, upon request and free of charge, a complete
4 and current listing of all registered voters and their addresses to
5 the state party headquarters of each political party ~~and to the~~
6 ~~county chairperson of each political party.~~ which has candidates that
7 will appear on the upcoming primary or general election, as
8 applicable. Such list shall be provided no later than thirty-five
9 days prior to the statewide primary and statewide general elections.

10 Sec. 2. Original section 32-330, Reissue Revised Statutes
11 of Nebraska, is repealed.