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HOUSE BILL NO. 2444

Offered January 13, 2025

Prefiled January 8, 2025

A BILL to amend and reenact §§ 24.2-405 and 24.2-406 of the Code of Virginia, relating to voter registration; list of registered voters and persons voting at elections.

Patron—Griffin

Referred to Committee on Privileges and Elections

Be it enacted by the General Assembly of Virginia:

1. That §§ 24.2-405 and 24.2-406 of the Code of Virginia are amended and reenacted as follows:

§ 24.2-405. Lists of registered voters.

A. The Department of Elections shall provide, at a reasonable price, digital lists of all registered voters for their districts at no cost and manually prepared paper lists of all registered voters at actual cost to (i) candidates for election or political party nomination to further their candidacy, (ii) political party committees or officials thereof for political purposes only, (iii) political action committees that have filed a current statement of organization with the Department of Elections pursuant to § 24.2-949.2, or with the Federal Elections Commission pursuant to federal law, for political purposes only, (iv) incumbent officeholders to report to their constituents, (v) nonprofit organizations that promote voter participation and registration for that purpose only, and (vi) commissioners of the revenue, as defined in § 58.1-3100, and treasurers, as defined in § 58.1-3123, for tax assessment, collection, and enforcement purposes. The Department shall provide, at no charge, the courts of the Commonwealth and the United States with the lists for their districts for jury selection purposes no more than two times in a 12-month period and shall provide, at a reasonable price, such lists any other time in that same 12-month period. The lists shall be furnished to no one else and used for no other purpose. However, the Department of Elections is authorized to furnish information from the voter registration system to general registrars for their official use and to the Department of Motor Vehicles and other appropriate state agencies for maintenance of the voter registration system, and to the Chief Election Officers of other states for maintenance of voter registration systems.

B. The Department of Elections shall furnish, at a reasonable price, lists of the addresses of registered voters for their localities to local government census liaisons and their staffs for the sole purpose of providing address information to the United States Bureau of the Census. The Department of Elections shall also furnish, at a reasonable price, such lists to the Clerk of the Senate and the Clerk of the House of Delegates for the sole purpose of maintaining a database of constituent addresses for the General Assembly. The information authorized under this subsection shall be furnished to no other person and used for no other purpose. No list furnished under this subsection shall contain the name of any registered voter. For the purpose of this subsection, the term "census liaison" shall have the meaning provided in 13 U.S.C. § 16.

C. In no event shall any list furnished under this section contain the social security number, or any part thereof, of any registered voter except a list furnished to a court of the Commonwealth or of the United States for jury selection purposes, a commissioner of the revenue or a treasurer for tax assessment, collection, and enforcement purposes, or to the Chief Election Officer of another state permitted to use social security numbers, or any parts thereof, that provides for the use of such numbers on applications for voter registration in accordance with federal law, for maintenance of voter registration systems.

D. Any list furnished under subsection A shall contain the post office box address in lieu of the residence street address for any individual who has furnished at the time of registration or subsequently, in addition to his street address, a post office box address pursuant to subsection B of § 24.2-418.

E. No recipient of a list furnished under this section shall publish on the Internet any of the information contained in such list as a list, database, or other similar searchable format or provide information contained in a list furnished under this section to a third party for such purpose.

§ 24.2-406. Lists of persons voting at elections.

A. The Department of Elections shall furnish, at a reasonable price, digital lists of persons who voted at any primary, special, or general election held in the four preceding years at no cost and manually prepared paper lists of such persons at actual cost to (i) candidates for election or political party nomination to further their candidacy, (ii) political party committees or officials thereof for political purposes only, (iii) political action committees that have filed a current statement of organization with the Department of Elections pursuant to § 24.2-949.2 or with the Federal Elections Commission pursuant to federal law, for political purposes only, (iv) incumbent officeholders to report to their constituents, and (v) members of the public or a nonprofit organization seeking to promote voter participation and registration by means of a communication or mailing without intimidation or pressure exerted on the recipient, for that purpose only. Such lists shall be

59 furnished to no one else and shall be used only for campaign and political purposes and for reporting to
60 constituents. Unless such lists are not available due to a pending recount or election contest, the general
61 registrar shall submit the list of persons who voted to the Department of Elections within 14 days after each
62 election. The general registrars of localities using nonelectronic pollbooks shall submit the list of persons
63 who voted to the Department of Elections within seven days after the pollbooks are released from the
64 possession of the clerk of court. The Department of Elections shall make available such lists no later than
65 seven days after receiving them from the general registrar.

66 B. The Department of Elections shall furnish to the Chief Election Officer of another state, on request and
67 at a reasonable price, lists of persons who voted at any primary, special, or general election held for the four
68 preceding years. Such lists shall be used only for the purpose of maintenance of voter registration systems
69 and shall be transmitted in accordance with security policies approved by the State Board of Elections.

70 C. In no event shall any list furnished under this section contain the social security number, or any part
71 thereof, of any registered voter, except for a list furnished to the Chief Election Officer of another state
72 permitted to use social security numbers, or any parts thereof, that provides for the use of such numbers on
73 applications for voter registration in accordance with federal law, for maintenance of voter registration
74 systems.

75 D. Any list furnished under this section shall contain the post office box address in lieu of the residence
76 street address for any individual who has furnished at the time of registration or subsequently, in addition to
77 his street address, a post office box address pursuant to subsection B of § 24.2-418.