
The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Matt DeVille.

SB 134 Original DIGEST Seabaugh
2024 Regular Session

Present law provides that no person is permitted to register to vote who is under an order of imprisonment for conviction of a felony except for a person who has not been incarcerated pursuant to the order within the last five years. Further provides a person convicted of a felony offense of election fraud or any other election offense remains ineligible regardless of incarceration status.

Proposed law provides no person is permitted to vote who is under an order of imprisonment for conviction of a felony.

Present law requires the form used to apply to register to vote to include an affidavit for the applicant to attest that he is not currently under an order of imprisonment for conviction or a felony or, if the applicant is under such an order, that he has not been incarcerated pursuant to the order within the last five years and is not under an order of imprisonment related to a felony conviction pursuant to election fraud or any other election offense.

Proposed law requires the form used to apply to register to vote to include an affidavit for the applicant to attest that he is not currently under an order of imprisonment for conviction of a felony.

Present law requires the clerk of court having jurisdiction over a criminal proceeding to record in the minute book of his office each conviction of a felony for which there is an order of imprisonment and for which the person is incarcerated pursuant to the order and the name, aliases, date of birth, sex, and address of the person subject to the conviction.

Proposed law requires the clerk of court having jurisdiction over a criminal proceeding to record in the minute book of his office each conviction of a felony for which there is an order of imprisonment and the name, aliases, date of birth, sex, and address of the person subject to the conviction.

Present law requires, upon request, the sheriff and district attorney to provide information regarding a person convicted of a felony to a registrar of voters, if available, including the convicted felon's date of birth, driver's license number, address, mother's maiden name, the type of felony offense, and whether the conviction resulted in an order of imprisonment pursuant to which the person is incarcerated.

Proposed law requires, upon request, the sheriff and district attorney to provide information regarding a person convicted of a felony to a registrar of voters, if available, including the convicted felon's date of birth, driver's license number, address, mother's maiden name, and the type of felony offense.

Present law requires, upon request, the secretary of the Department of Public Safety and Corrections

or his authorized representative to provide information to a registrar of voters regarding a person who is under an order of imprisonment for conviction of a felony, including whether the person is under an order of imprisonment for conviction of a felony offense of election fraud or any other election offense and whether the person has been incarcerated pursuant to the order within the last five years.

Proposed law requires, upon request, the secretary of the Department of Public Safety and Corrections or his authorized representative to provide information to a registrar of voters regarding a person who is under an order of imprisonment for conviction of a felony.

Present law requires the secretary of the Department of Public Safety and Corrections to send to the Department of State a report, certified as correct over his signature or the signature of his authorized representative, containing the name, date of birth, sex, and address as such information exists in the database of any person currently under the custody or supervision of the Department of Public Safety and Corrections who is either under an order of imprisonment for conviction of a felony and has been incarcerated pursuant to the order within the last five years or under an order of imprisonment for conviction of a felony offense of election fraud or any other election offense.

Proposed law requires the secretary of the Department of Public Safety and Corrections to send to the Department of State a report, certified as correct over his signature or the signature of his authorized representative, containing the name, date of birth, sex, and address as such information exists in the database of any person currently under the custody or supervision of the Department of Public Safety and Corrections who has a felony conviction.

Present law requires each United States attorney to give written notice to the secretary of state of any felony conviction of a person in a district court of the United States for which there is an order of imprisonment and for which the person is incarcerated pursuant to the order.

Proposed law requires each United States attorney to give written notice to the secretary of state of any felony conviction of a person in a district court of the United States for which there is an order of imprisonment.

Present law requires the notice sent by the registrar of voters to each person listed as ineligible to vote by virtue of felony conviction to state that the registrar has information that the registrant is under an order of imprisonment for conviction of a felony and that the conviction is for an election offense or that the registrant has been incarcerated pursuant to the order within the last five years.

Proposed law requires the notice sent by the registrar of voters to each person listed as ineligible to vote by virtue of felony conviction to state that the registrar has information that the registrant is under an order of imprisonment for conviction of a felony.

Present law provides that the voter registration of a person whose registration has been suspended by the registrar of voters by virtue of felony conviction must be reinstated when the person provides proper documentation showing he is either no longer under an order of imprisonment or has not been incarcerated pursuant to the order within the last five years and is not under an order of

imprisonment for a felony conviction pursuant to election fraud or any other election offense.

Proposed law provides that the voter registration of a person whose registration has been suspended by the registrar of voters by virtue of felony conviction must be reinstated when the person provides proper documentation showing he is either no longer under an order of imprisonment.

Present law defines "incarcerated pursuant to the order" as actual confinement in a correctional facility pursuant to the order of imprisonment, including confinement after conviction but prior to sentencing for which the person is given credit in the order and confinement following the revocation of probation or parole. Further defines that it does not include confinement pursuant to a violation of a condition of probation or parole that does not result in revocation.

Proposed law repeals present law.

Effective August 1, 2024.

(Amends R.S. 18:102(A)(1), 104(C)(1)(b), 171(A), (B), and (C)(1), 171.1(A), 176(A)(2), and 177(A)(1); repeals R.S. 18:102(C))