

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 628

BY STATE AFFAIRS COMMITTEE

AN ACT

RELATING TO ELECTIONS; AMENDING SECTION 34-402, IDAHO CODE, TO REVISE PROVISIONS REGARDING QUALIFICATIONS TO VOTE IN ELECTIONS; AMENDING SECTION 34-405, IDAHO CODE, TO REVISE PROVISIONS REGARDING THE GAIN OR LOSS OF RESIDENCE BY REASON OF ABSENCE FROM STATE; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 34-402, Idaho Code, be, and the same is hereby amended to read as follows:

34-402. QUALIFICATIONS OF ELECTORS. Every male or female citizen of the United States, eighteen (18) years old, who is a citizen of the state of Idaho, has resided in this state and in the county for thirty (30) days where he or she offers to vote prior to the day of election, if registered within the time period provided by law, is a qualified elector. For purposes of this section "citizen of the state of Idaho" means a person who has lived in Idaho for thirty (30) days and intends to live in Idaho on a permanent basis. No person may be a qualified elector in the state of Idaho if such person is a citizen of another state or is registered to vote in any other state. Under no circumstance shall any person who is not a citizen of the United States be permitted to vote in any election that is held pursuant to the laws of the state of Idaho.

SECTION 2. That Section 34-405, Idaho Code, be, and the same is hereby amended to read as follows:

34-405. GAIN OR LOSS OF RESIDENCE BY REASON OF ABSENCE FROM STATE. For the purpose of voting, no person shall be deemed to have gained or lost ~~a residence~~ Idaho citizenship under the provisions of section 34-402, Idaho Code, by reason of his absence while employed in the service of this state or the United States, while a student of any institution of learning, while kept at any state institution at public expense, nor absent from the state with the intent to have this state remain his residence. If a person is absent from this state but intends to maintain his residence for voting purposes here, he shall not register to vote in any other state during his absence.

SECTION 3. An emergency existing therefor, which emergency is hereby declared to exist, this act shall be in full force and effect on and after July 1, 2024.