

CITY OF DILLINGHAM, ALASKA

ORDINANCE NO. 2011-06

AN ORDINANCE OF THE DILLINGHAM CITY COUNCIL AMENDING DMC CHAPTER 3.10.020, VOTER QUALIFICATIONS

BE IT ENACTED BY THE DILLINGHAM CITY COUNCIL:

Section 1. Amend Section 3.10.020 Voter Qualifications. (deleted language in [brackets], new language is underlined)

3.10.020 Voter qualifications.

A person may vote in city elections [if he] only if the person:

- A. Is a United States citizen who is qualified to vote in state elections[.];
- B. Has been a resident of the municipality for thirty (30 calendar) days immediately preceding the election[.];
- C. Is registered to vote in state elections [in the municipal precinct] at a residence address within a municipality at least thirty (30) calendar days before the city election in which the person seeks to vote[.]; and
- D. Is not disqualified to vote under Article V of the Alaska [State] Constitution. (Ord. 86-9 § 1, 1986.)

Section 2. Add Section 3.10.021 Rules for determining residence of voter. (deleted language in [brackets], new language is underlined)

3.10.021 Rules for determining residence of voter.

A. For the purpose of determining residence for voting, the place of residence is governed by the following rules:

- 1. The residence of a person is that place in which the person's habitation is fixed, and to which, whenever absent, the person has the intention to return. If a person resides in one place but does business in another, the former is the person's place of residence. Temporary construction camps do not constitute a dwelling place.
- 2. A change of residence is made only by the act of removal joined with the intent to remain in another place. There can only be one residence.
- 3. A person may not be considered to have gained a residence solely by reason of presence nor may a person lose it solely by reason of absence while in the civil or

military service of the United States or of this state, or because of marriage to a person in the civil or military service of the United States or of this state, or while a student of an institution of learning, or while kept in an institution or asylum at public expense, or while confined in a public prison, or while engaged in the navigation of waters of this state, or the United States, or of the high seas.

4. A person does not lose residence if the person leaves home and goes to another country, state or place in this state for temporary purposes only and with the intention of returning.

5. A person does not gain a residence in any place to which the person comes without a present intent to establish a permanent dwelling at that place.

6. A person loses residence in this state if the person votes in another state's election, either in person or by mail and will not be eligible to vote in this state until again qualifying under A.S. 15.05.010.

7. The term of residence is computed by including the day on which the person's residence begins and excluding the day of election.

Section 3. Add Section 3.10.022 Registration (deleted language in [brackets], new language is underlined)

3.10.022 Registration.

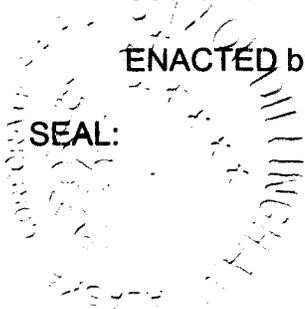
A. The election officials at any election shall allow a person to vote whose name is on the official registration list and who is qualified under this chapter and A.S. 15.05. A person whose name is not on the official registration list shall be allowed to vote a questioned ballot.

Section 4. Classification. This is a code ordinance.

Section 5. Effective Date. This ordinance shall be made effective upon passage.

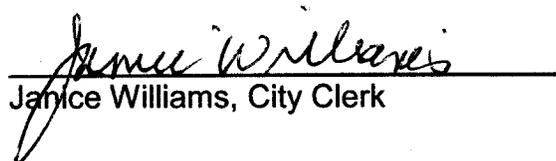
ENACTED by the Dillingham City Council on June 16, 2011.

SEAL:




Alice Ruby, Mayor

ATTEST:


Janice Williams, City Clerk