

The registrar shall send a notice by mail, the cost of which shall be paid by the local governing body, to the last known address of each voter whose name is purged pursuant to the provisions of this section. Failure to mail such notice shall not affect the validity of such purge. a notice, sent to his address on the registration books, that his name will be removed from the registration books if he does not affirm on an enclosed return form that he desires to remain registered and continues to reside at the address shown on the enclosed form.

B. The form shall be signed, in the presence of one subscribing witness, by the registrant who shall subscribe the same and vouch under the penalty of perjury that the information given is true and correct. The return form must be postmarked no later than January 10 in order for the registered voter to remain on the registration books. Any registrant so affirming and returning the form shall remain registered as long as he votes at least once in the four consecutive years thereafter. The name of any voter who does not so return the request to remain registered shall be removed from the registration books by the general registrar. Failure to receive the notice shall not affect the validity of the purge of the books for not voting in four consecutive years. The registration applications of such purged voters shall be retained thereafter by the general registrar for a period of four years.

C. The notice of purge shall be mailed by first class postage "Do Not Forward" by the State Board of Elections prior to December 31 in each calendar year. All returned forms for requests to remain registered shall be forwarded to the general registrars immediately upon receipt by the State Board of Elections.

D. If a special election is held between the day of the November general election and the end of any calendar year, the purge notices will be mailed to registrants in the counties and cities holding such election after the special election. In such cases, the voter's request to remain registered must be postmarked not more than ten calendar days from the date the notice is mailed in order to be valid.

2. That § 24.1-22.1 of the Code of Virginia is repealed.
3. That the provisions of this act shall be effective on and after July 1, 1987, provided that the amendment to Article II, Section 4, of the Constitution of Virginia first proposed in 1985 in House Joint Resolution No. 341 (Chapter 591, 1985 Acts of Assembly) is approved by the voters at the November 1986 general election.

CHAPTER 242

An Act to provide for the submission to the voters of proposed amendments to Sections 4 and 8 of Article II of the Constitution of Virginia, relating to powers and duties of the General Assembly with respect to registration, voting, elections and election officials.

[H 186]

Approved March 31, 1986

Be it enacted by the General Assembly of Virginia:

1. § 1. It shall be the duty of the officers conducting the election directed by law to be held on the Tuesday after the first Monday in November, 1986, at the places appointed for holding the same, to open a poll and take the sense of the qualified voters upon the ratification or rejection of the proposed amendments to the Constitution of Virginia, contained herein and in the joint resolution proposing such amendments, to wit:

Amend Sections 4 and 8 of Article II of the Constitution of Virginia as follows:

ARTICLE II.
FRANCHISE AND OFFICERS.

Section 4. Powers and duties of General Assembly.—The General Assembly shall establish a uniform system for permanent registration of voters pursuant to this Constitution, including provisions for appeal by any person denied registration, correction of illegal or fraudulent registrations, proper transfer of all registered voters, and cancellation of registrations in other jurisdictions of persons who apply to register to vote in the Commonwealth. The General Assembly shall provide for maintenance of accurate and current registration records and shall provide for cancellation of the registration of any voter who has not voted at least once during four consecutive calendar years *and who fails to return a written response indicating a desire to remain registered at the residence address currently on record in response to a notice of pending cancellation* .

The General Assembly may provide for registration and voting by absentee application and ballot for members of the Armed Forces of the United States in active service, persons residing temporarily outside of the United States by virtue of their employment, and their spouses and dependents residing with such persons, who are otherwise qualified to vote, and may provide for voting by absentee ballot for other qualified voters.

The General Assembly shall provide for the nomination of candidates, shall regulate the time, place, manner, conduct, and administration of primary, general, and special elections, and shall have power to make any other law regulating elections not inconsistent with this Constitution.

Section 8. Electoral boards; registrars and officers of election.—There shall be in each county and city an electoral board composed of three members, selected as provided by law. In the appointment of the electoral boards, representation, as far as practicable, shall be given to each of the two political parties which, at the general election next preceding their appointment, cast the highest and the next highest number of votes. The present members of such boards shall continue in office until the expiration of their respective terms; thereafter their successors shall be appointed for the term of three years. Any vacancy occurring in any board shall be filled by the same authority for the unexpired term.

Each electoral board shall appoint the officers and registrars of election *and general registrar* for its county or city. In appointing such officers of election, representation, as far as practicable, shall be given to each of the two political parties which, at the general election next preceding their appointment, cast the highest and next highest number of votes.

No person, nor the deputy of any person, who is employed by or holds any office or post of profit or emolument, or who holds any elective office of profit or trust, under the governments of the United States, the Commonwealth, or any county, city, or town, shall be appointed a member of the electoral board or *general registrar or officer of election* . *No person, nor the deputy or the employee of any person, who holds any elective office of profit or trust under the government of the United States, the Commonwealth, or any county, city, or town of the Commonwealth, shall be appointed an assistant registrar or officer of election.*

§ 2. The ballot shall contain the following two questions:

Question: Shall the Constitution of Virginia be amended to allow any registered voter, who has not voted in four years, to continue to be registered if he so requests in writing and still lives at the address listed on the registration records?

Yes

No

Question: Shall the Constitution of Virginia be amended to allow government employees, except those who are elected or those who are employed by an elected official, to be appointed assistant voter registrars or officers of election?

Yes

No

The ballots shall be prepared, distributed and voted, and the results thereof ascertained and certified, in the manner prescribed by § 24.1-165 of the Code of Virginia. The State Board of Elections shall cause to be sent to the clerks of each county and city, at least thirty days before the election, a copy of this act. Each such clerk shall forthwith post a copy of such act at the courthouse of such county or city. The State Board of Elections

shall cause to be sent to the electoral boards of each county and city sufficient copies of the full text of the amendments and questions contained herein for the officers of election to post in each polling place on election day.

The electoral board of each county and city shall make out, certify and forward an abstract of the votes cast for and against such proposed amendments in the manner now prescribed by law in relation to votes cast in general elections.

The State Board of Elections shall open and canvass such abstracts and examine and report the whole number of votes cast at the election for and against such amendments in the manner now prescribed by law in relation to votes cast in general elections. The State Board of Elections shall record a certified copy of such report in its office, and without delay make out and transmit to the Governor an official copy of such report, certified by it. The Governor shall, without delay, make proclamation of the result, stating therein the aggregate vote for and against each such amendment.

If a majority of those voting vote in favor of the amendment to Article II, Section 4, it shall be effective on and after July 1, 1987. If a majority of those voting vote in favor of the amendment to Article II, Section 8, it shall be effective on and after January 1, 1987.

The expenses incurred in conducting this election shall be defrayed as in the case of election of members of the General Assembly.

CHAPTER 243

An Act to amend and reenact § 58.1-2627 of the Code of Virginia, relating to exemptions from the gross receipts tax.

[H 192]

Approved March 31, 1986

Be it enacted by the General Assembly of Virginia:

1. That § 58.1-2627 of the Code of Virginia is amended and reenacted as follows:

§ 58.1-2627. Exemptions.—A. There shall be excluded from the gross receipts of any corporation engaged in the business of furnishing heat, light and power by means of electricity, receipts from interstate business.

B. There shall be deducted from the gross receipts of any electric power supply cooperative, defined in § ~~56-209~~ 56-231.1, which purchases electricity for the sole purpose of resale to other cooperatives, the amount paid in such taxable period by such cooperative to purchase electricity from a vendor of electricity which is subject to the tax imposed by this chapter.

C. There shall be deducted from the gross receipts of any electric cooperative, as defined in § 56-209, which is engaged in sales to ultimate consumers, and every corporation engaged in the business of furnishing heat, light and power by means of electricity the amount so paid in such taxable period by such cooperative or corporation to purchase electricity from a vendor subject to the tax imposed by this chapter.

D. Whenever the total gross receipts of any corporation engaged in the business of furnishing heat, light or power by means of electricity or gas includes receipts from another corporation which is a member of an affiliated group of corporations and which is also subject to the tax imposed by § 58.1-2626, such receipts from such other corporation shall be deducted from such total gross receipts. The term "affiliated group" shall have the meaning given in § 58.1-3703.