

*E. Except as provided in §§ 16.1-309 and 22.1-287 and this section, a superintendent or his designee, or other school personnel who unlawfully discloses information obtained pursuant to § 16.1-305.1 shall be guilty of a Class 3 misdemeanor.*

2. That § 16.1-305.1 and the amendments to § 16.1-309 included in this act shall become effective on July 1, 1994.

3. That by December 1, 1993, the Committee on District Courts, in cooperation with the Department of Education, shall develop, for use by division superintendents, criteria for disclosure of, and determinations of who may receive, any notice of disposition of a child adjudicated delinquent which may be provided such division superintendents pursuant to § 16.1-305.1.

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## CHAPTER 890

*An Act to amend and reenact the second enactment of Chapter 819 of the Acts of Assembly of 1988 and the second enactment of Chapter 173 of the Acts of Assembly of 1991, relating to the expiration of voluntary contributions to the United States Olympic Committee and the Family and Children's Trust Fund.*

[H 1218]

Approved March 29, 1993

Be it enacted by the General Assembly of Virginia:

1. That the second enactment of Chapter 819 of the Acts of Assembly of 1988 is amended and reenacted as follows:

2. That the provisions of this act shall be effective for taxable years beginning on and after January 1, 1988, and the provisions of this act shall expire for all taxable years beginning after December 31, ~~1993~~ 1996 .

2. That the second enactment of Chapter 173 of the Acts of Assembly of 1991 is amended and reenacted as follows:

2. That the provisions of this act shall become effective for taxable years beginning on and after January 1, 1991, and shall expire for all taxable years beginning ~~on or after January 1,~~ ~~1993~~ December 31, 1996 .

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## CHAPTER 891

### HOUSE JOINT RESOLUTION NO. 395

*Proposing amendments to Sections 2, 3, and 4 of Article II of the Constitution of Virginia, relating to voter registration, voting, and powers and duties of the General Assembly concerning voter registration and elections.*

Agreed to by the House of Delegates, February 23, 1993

Agreed to by the Senate, February 19, 1993

RESOLVED by the House of Delegates, the Senate concurring, a majority of the members elected to each house agreeing, That the following amendments to the Constitution of Virginia be, and the same hereby are, proposed and referred to the General Assembly at its first regular session held after the next general election of members of the House of Delegates for its concurrence in conformity with the provisions of Section 1 of Article XII of the Constitution of Virginia, namely:

Amend Sections 2, 3, and 4 of Article II of the Constitution of Virginia as follows:

#### ARTICLE II

#### FRANCHISE AND OFFICERS

##### Section 2. Registration of voters.

The General Assembly shall provide by law for the registration of all persons otherwise qualified to vote who have met the residence requirements contained in this article, and shall ensure that the opportunity to register is made available. Registrations accomplished prior to the effective date of this section shall be effective hereunder. The registration records shall not be

closed to new or transferred registrations more than thirty days before the election in which they are to be used.

Applications to register shall require the applicant to provide ~~under oath~~ the following information on a standard form: full name, including the maiden and any other prior legal name; age; date and place of birth; social security number, if any; whether the applicant is presently a United States citizen; address and place of abode and date of residence in the precinct; place of any previous registrations to vote; and whether the applicant has ever been adjudicated to be mentally incompetent or convicted of a felony, and if so, under what circumstances the applicant's right to vote has been restored. ~~Except as otherwise provided in this Constitution,~~ All applications to register shall be completed ~~in person before the registrar~~ and by or at the direction of the applicant and signed by the applicant, unless physically disabled. No fee shall be charged to the applicant incident to an application to register.

Nothing in this article shall preclude the General Assembly from requiring as a prerequisite to registration to vote the ability of the applicant to read and complete in his own handwriting the application to register.

#### Section 3. Method of voting.

In elections by the people, the following safeguards shall be maintained. Voting shall be by ballot or by machines for receiving, recording, and counting votes cast. No ballot or list of candidates upon any voting machine shall bear any distinguishing mark or symbol, other than the listing of candidates or nominees, shall be as uniform as is practicable throughout the Commonwealth or smaller governmental unit in which the election is held.

In elections other than primary elections, provision shall be made whereby votes may be cast for persons other than the listed candidates or nominees. Secrecy in casting votes shall be maintained, except as provision may be made for assistance to handicapped voters, but the ballot box or voting machine shall be kept in public view and shall not be opened, nor the ballots canvassed nor the votes counted, in secret. Votes may be cast ~~only~~ in person ; ~~except as otherwise provided in this article or by absentee ballot as provided by law .~~

#### 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, ~~penalties for illegal, fraudulent, or false 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~~ *may* provide for the cancellation of the ~~registration registrations for such purpose 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.

## CHAPTER 892

### SENATE JOINT RESOLUTION NO. 280

*Proposing an amendment to Section 14 of Article IV of the Constitution of Virginia, relating to powers of General Assembly.*

Agreed to by the Senate, February 25, 1993  
Agreed to by the House of Delegates, February 24, 1993

RESOLVED by the Senate, the House of Delegates concurring, a majority of the members elected to each house agreeing, That the following amendment to the Constitution of Virginia be, and the same hereby is, proposed and referred to the General Assembly at its first regular session held after the next general election of members of the House of Delegates for its concurrence in conformity with the provisions of Section 1 of Article XII of the Constitution of Virginia, namely: