

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2007**

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**HOUSE BILL 91**

Short Title: Registration and Voting at One-Stop Sites. (Public)

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Sponsors: Representatives Ross, Holliman, Parmon, Tolson (Primary Sponsors); Adams, Alexander, Allen, Bell, Blue, Bordsen, Bryant, Carney, Church, Coates, Coleman, Cunningham, Dickson, Earle, England, Faison, Farmer-Butterfield, Fisher, Gibson, Glazier, Goforth, Goodwin, Haire, Hall, J. Harrell, Harrison, Insko, Jeffus, Jones, Love, Lucas, Luebke, Martin, McLawhorn, Michaux, Mobley, Owens, Pierce, Rapp, Saunders, Spear, Sutton, Tarleton, Tucker, Underhill, Wainwright, E. Warren, R. Warren, Weiss, Wilkins, Womble, Wray, and Yongue.

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Referred to: Rules, Calendar, and Operations of the House.

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February 8, 2007

A BILL TO BE ENTITLED

AN ACT TO PROVIDE FOR IN-PERSON REGISTRATION AND VOTING AT ONE-STOP ABSENTEE VOTING SITES.

The General Assembly of North Carolina enacts:

**SECTION 1.** Article 7A of Chapter 163 of the General Statutes is amended by adding a new section to read:

**"§ 163-82.6A. In-person registration and voting at one-stop sites.**

(a) Who May Register in Person. – In accordance with the provisions in this section, an individual who is qualified to register to vote may register in person and then vote at a one-stop voting site in the person's county of residence during the period for one-stop voting provided under G.S. 163-227.2. For purposes of this section, a one-stop voting site includes the county board of elections office, if that office is used for one-stop voting.

(b) Documentation and Sworn Statement Required. – To register and vote under this section, the person shall provide proof of residence, complete a registration form as prescribed in G.S. 163-82.4, and sign a statement under penalty of perjury that the person is a citizen of the United States and resides at the address given. The presentation of any of the following valid documents that show the person's name and current address is required as proof of residence: a North Carolina drivers license, photo identification from a government agency, utility bill, bank statement, paycheck, government check, or other government document. The State Board of Elections may

1 designate additional documents or methods that suffice and shall prescribe procedures  
2 for establishing proof of residence.

3 (c) Voting With Retrievable Ballot. – A person who registers under this section  
4 shall vote a retrievable absentee ballot as provided in G.S. 163-227.2 immediately after  
5 registering. If a person declines to vote immediately, the registration shall be processed,  
6 and the person may later vote at a one-stop voting site under this section in the same  
7 election.

8 (d) Verification of Registration; Counting of Ballot. – Within two business days  
9 of the person's registration under this section, the county board of elections in  
10 conjunction with the State Board of Elections shall verify the North Carolina drivers  
11 license or Social Security number in accordance with G.S. 163-82.12, update the  
12 statewide registration database and search for possible duplicate registrations, and  
13 proceed under G.S. 163-82.7 to verify the person's address. The person's vote shall be  
14 counted unless the county board determines that the applicant is not qualified to vote in  
15 accordance with the provisions of this Chapter.

16 (e) Change of Registration at One-Stop Voting Site. – A person who is already  
17 registered to vote in the county may update the information in the registration record in  
18 accordance with procedures prescribed by the State Board of Elections, but an  
19 individual's party affiliation may not be changed during the one-stop voting period  
20 before any first or second partisan primary in which the individual is eligible to vote."

21 **SECTION 2.** G.S. 163-82.6(c), (d), and (e) read as rewritten:

22 "**§ 163-82.6. Acceptance of voter registration application forms.**

23 (c) Registration Deadlines for an Election. – In order to be valid for an election,  
24 except as provided in G.S. 163-82.6A, the form:

- 25 (1) If submitted by mail, must be postmarked at least 25 days before the  
26 election, except that any mailed application on which the postmark is  
27 missing or unclear is validly submitted if received in the mail not later  
28 than 20 days before the election,
- 29 (2) If submitted in person, by facsimile transmission, or by transmission of  
30 a scanned document, must be received by the county board of elections  
31 by a time established by that board, but no earlier than 5:00 P.M., on  
32 the twenty-fifth day before the election,
- 33 (3) If submitted through a delegatee who violates the duty set forth in  
34 subsection (a) of this section, must be signed by the applicant and  
35 given to the delegatee not later than 25 days before the election, except  
36 as provided in subsection (d) of this section.

37 (d) Instances When Person May Register and Vote on Election Day. ~~After the~~  
38 Standard Registration Deadline. – If a person has become qualified to register and vote  
39 between the twenty-fifth day before an election and election day, then that person may  
40 apply to register and vote at a one-stop site as provided in G.S. 163-82.6A, or may apply  
41 to register on election day by submitting an application form described in G.S. 163-82.3  
42 (a) or (b) to:

- 43 (1) A member of the county board of elections;
- 44 (2) The county director of elections; or

1           (3) The chief judge or a judge of the precinct in which the person is  
2           eligible to vote,  
3 and, if the application is approved, that person may vote the same day. The official in  
4 subdivisions (1) through (3) of this subsection to whom the application is submitted  
5 shall decide whether the applicant is eligible to vote. The applicant shall present to the  
6 official written or documentary evidence that the applicant is the person he represents  
7 himself to be. The official, if in doubt as to the right of the applicant to register, may  
8 require other evidence satisfactory to that official as to the applicant's qualifications. If  
9 the official determines that the person is eligible, the person shall be permitted to vote in  
10 the election and the county board shall add the person's name to the list of registered  
11 voters. If the official denies the application, the person shall be permitted to vote a  
12 challenged ballot under the provisions of G.S. 163-88.1, and may appeal the denial to  
13 the full county board of elections. The State Board of Elections shall promulgate rules  
14 for the county boards of elections to follow in hearing appeals for denial of election day  
15 applications to register. No person shall be permitted to register on the day of a second  
16 primary unless ~~he shall have become~~ the person becomes qualified to register and vote  
17 between the date of the first primary and the date of the succeeding second primary and  
18 was not qualified to register and vote in the first primary.

19       (e) For purposes of subsection (d) of this section, persons who "become qualified  
20 to register and vote" during a time ~~period~~:period

21       (1) ~~Include~~ include those who during that time period are naturalized as  
22 citizens of the United States or who are restored to citizenship after a  
23 conviction of a felony; ~~but~~

24       (2) ~~Do not include persons who reach the age of 18 during that time~~  
25 ~~period, if those persons were eligible to register while 17 years old~~  
26 ~~during an earlier period."~~

27       **SECTION 3.** G.S. 163-227.2(a) reads as rewritten:

28       "(a) Any voter eligible to vote by absentee ballot under G.S. 163-226 may request  
29 an application for absentee ballots, complete the application, and vote under the  
30 provisions of this ~~section~~:section and of G.S. 163-82.6A, as applicable."

31       **SECTION 4.** The State Board of Elections shall monitor the implementation  
32 of this act and determine the feasibility and timetable for expanding same-day  
33 registration and voting to all voting places on Election Day. The State Board shall report  
34 its findings no later than March 1, 2008, to the Joint Legislative Commission on  
35 Governmental Operations of the General Assembly.

36       **SECTION 5.** Sections 1, 2, and 3 of this act become effective July 1, 2007,  
37 and shall apply to all primaries and elections held on or after that date. The remainder of  
38 this act is effective when it becomes law.