GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 2007

H   3

HOUSE BILL 91
Committee Substitute Favorable 3/22/07
Senate Select Committee on Government and Election Reform Committee
Substitute Adopted 6/4/07

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

February 8, 2007

1   A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE FOR IN-PERSON REGISTRATION AND VOTING AT
3   ONE-STOP ABSENTEE VOTING SITES.
4 The General Assembly of North Carolina enacts:
5   **SECTION 1.** Article 7A of Chapter 163 of the General Statutes is amended
6 by adding a new section to read:
7 "**§ 163-82.6A. In-person registration and voting at one-stop sites.**
8   (a)   Who May Register in Person. – In accordance with the provisions in this
9 section, an individual who is qualified to register to vote may register in person and then
10 vote at a one-stop voting site in the person's county of residence during the period for
11 one-stop voting provided under G.S. 163-227.2. For purposes of this section, a one-stop
12 voting site includes the county board of elections office, if that office is used for
13 one-stop voting.
14   (b)   Both Attestation and Proof of Residence Required. – To register and vote
15 under this section, the person shall do both of the following:
16   (1)   Complete a voter registration form as prescribed in G.S. 163-82.4,
17   including the attestation requirement of G.S. 163-82.4(b) that the
18   person meets each eligibility requirement. Such attestation is signed
19   under penalty of a Class I felony under G.S. 163-275(13); and
20   (2)   Provide proof of residence by presenting any of the following valid
21   documents that show the person's current name and current residence
22   address: a North Carolina drivers license, a photo identification from a
23   government   agency,   or   any   of   the   documents   listed   in
24   G.S. 163-166.12(a)(2). The State Board of Elections may designate
25   additional documents or methods that suffice and shall prescribe
26   procedures for establishing proof of residence.

1   (c)   Voting With Retrievable Ballot. – A person who registers under this section
2   shall vote a retrievable absentee ballot as provided in G.S. 163-227.2 immediately after
3   registering. If a person declines to vote immediately, the registration shall be processed,
4   and the person may later vote at a one-stop voting site under this section in the same
5   election.
6   (d)   Verification of Registration; Counting of Ballot. – Within two business days
7   of the person's registration under this section, the county board of elections in
8   conjunction with the State Board of Elections shall verify the North Carolina drivers
9   license or Social Security number in accordance with G.S. 163-82.12, update the
10 statewide registration database and search for possible duplicate registrations, and
11 proceed under G.S. 163-82.7 to verify the person's address. The person's vote shall be
12 counted unless the county board determines that the applicant is not qualified to vote in
13 accordance with the provisions of this Chapter.
14   (e)   Change of Registration at One-Stop Voting Site. – A person who is already
15 registered to vote in the county may update the information in the registration record in
16 accordance with procedures prescribed by the State Board of Elections, but an
17 individual's party affiliation may not be changed during the one-stop voting period
18 before any first or second partisan primary in which the individual is eligible to vote."
19   **SECTION 2.** G.S. 163-82.6(c) reads as rewritten:
20 "(c)   Registration Deadlines for an Election. – In order to be valid for an election,
21 except as provided in G.S. 163-82.6A, the form:
22   (1)   If submitted by mail, must be postmarked at least 25 days before the
23   election, except that any mailed application on which the postmark is
24   missing or unclear is validly submitted if received in the mail not later
25   than 20 days before the election,
26   (2)   If submitted in person, by facsimile transmission, or by transmission of
27   a scanned document, must be received by the county board of elections
28   by a time established by that board, but no earlier than 5:00 P.M., on
29   the twenty-fifth day before the election,
30   (3)   If submitted through a delegatee who violates the duty set forth in
31   subsection (a) of this section, must be signed by the applicant and
32   given to the delegatee not later than 25 days before the election, except
33   as provided in subsection (d) of this section."
34   **SECTION 3.** G.S. 163-227.2(a) reads as rewritten:
35 "(a)   Any voter eligible to vote by absentee ballot under G.S. 163-226 may request
36 an application for absentee ballots, complete the application, and vote under the
37 provisions of this section.section and of G.S. 163-82.6A, as applicable."
38   **SECTION 4.** The State Board of Elections shall monitor the implementation
39 of this act and determine the feasibility and timetable for expanding same-day
40 registration and voting to all voting places on Election Day. The State Board shall report
41 its findings no later than March 1, 2009, to the Joint Legislative Commission on
42 Governmental Operations of the General Assembly.
43   **SECTION 5.** Sections 1, 2, and 3 of this act become effective July 1, 2007,
44 and shall apply to all primaries and elections held on or after that date, except that if this

1   act is given preclearance under Section 5 of the Voting Rights Act later than August 15,
2   2007, this act shall not apply to registration and voting for a primary or election held
3   before October 3, 2007, and if this act is given preclearance later than September 15,
4   2007, this act shall not apply to registration and voting for a primary or election held
5   before November 7, 2007. The remainder of this act is effective when it becomes law.