

B-Engrossed
House Bill 2880

Ordered by the Senate May 24
Including House Amendments dated April 1 and Senate Amendments
dated May 24

Sponsored by Representative J SMITH; Representatives BUCKLEY, MATTHEWS (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Establishes National Voter Registration [Act] State Compliance Council for purposes of complying with federal National Voter Registration Act of 1993 and improving voter registration in this state. Sunsets council on January 2, [2012] **2014**.

Directs Secretary of State to perform duties initially assigned to council at least once each biennium.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to National Voter Registration Act; creating new provisions; amending ORS 247.208; and
3 declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. Section 2 of this 2011 Act shall be known and may be cited as "The National**
6 **Voter Registration State Compliance Act."**

7 **SECTION 2. (1) The National Voter Registration State Compliance Council established**
8 **under this section shall:**

9 (a) **Assess new and developing federal guidelines regarding compliance with the National**
10 **Voter Registration Act of 1993 (P.L. 103-31);**

11 (b) **Identify steps necessary to ensure ongoing compliance with the National Voter Reg-**
12 **istration Act of 1993 (P.L. 103-31);**

13 (c) **Identify barriers to and research opportunities for ensuring the accuracy, security**
14 **and efficiency of current voter registration processes at designated voter registration agen-**
15 **cies under ORS 247.208; and**

16 (d) **Identify ways to improve use of current technology.**

17 (2)(a) **The council shall submit a report, and may include recommendations for legis-**
18 **lation, to an interim committee of the Legislative Assembly related to elections, as appro-**
19 **propriate, no later than December 1, 2011.**

20 (b) **The council may, upon its own determination, submit a report, and may include rec-**
21 **ommendations for legislation, to an interim committee of the Legislative Assembly related**
22 **to elections, as appropriate, no later than December 1, 2012.**

23 (3) **The National Voter Registration State Compliance Council is established within the**
24 **executive branch of state government, consisting of the following 10 members:**

25 (a) **Five members appointed by the Governor to represent designated voter registration**

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 **agencies under ORS 247.208;**

2 **(b) One member appointed by the Governor to represent the Governor;**

3 **(c) Two members appointed by the President of the Oregon Association of County Clerks**
4 **to represent the association;**

5 **(d) The Secretary of State or the designee of the secretary; and**

6 **(e) The Director of the Elections Division of the Secretary of State's office.**

7 **(4) Staff support for the council shall be provided by the permanent staff of the office**
8 **of the Governor or the office of the Secretary of State.**

9 **(5) The council may receive information from chief information officers from state**
10 **agencies.**

11 **SECTION 3.** ORS 247.208 is amended to read:

12 247.208. (1) The Secretary of State by rule, in accordance with the requirements of the National
13 Voter Registration Act of 1993 (P.L. 103-31), shall designate agencies as voter registration agencies.
14 Agencies designated may include state, county, city or district offices and federal and nongovern-
15 mental offices with the agreement of the federal or nongovernmental offices.

16 (2) Services required by the National Voter Registration Act of 1993 (P.L. 103-31) shall be made
17 available in connection with any registration card at each voter registration agency designated by
18 the Secretary of State.

19 (3) A person providing services referred to in subsection (2) of this section at a voter registra-
20 tion agency shall not:

21 (a) Seek to influence the political preference or party registration of a person registering to
22 vote;

23 (b) In accordance with provisions of the Oregon Constitution, display such political preference
24 or party allegiance;

25 (c) Make any statement to a person registering to vote or take any action the purpose or effect
26 of which is to discourage a person from registering to vote;

27 (d) Make any statement to a person registering to vote or take any action the purpose or effect
28 of which is to lead the person to believe that a decision to register or not to register has any
29 bearing on the availability of services or benefits; or

30 (e) Seek to induce any person to register or vote in any particular manner.

31 (4) Each state agency required to be designated a voter registration agency under the National
32 Voter Registration Act of 1993 (P.L. 103-31) shall, with each application for service or assistance
33 and with each recertification, renewal or change of address form relating to the service or assist-
34 ance:

35 (a) Distribute a registration card, including all statements required under the National Voter
36 Registration Act of 1993 (P.L. 103-31); and

37 (b) Provide a form including other information required by the National Voter Registration Act
38 of 1993 (P.L. 103-31).

39 (5) Information relating to a declination to register to vote in connection with an application
40 made at an office described in subsection (4) of this section shall not be used for any purpose other
41 than voter registration.

42 (6) A completed registration card accepted at a voter registration agency designated under this
43 section shall be delivered to a county clerk or the Secretary of State.

44 **(7) At least once each biennium, the Secretary of State shall:**

45 **(a) Assess new and developing federal guidelines regarding compliance with the National**

1 **Voter Registration Act of 1993 (P.L. 103-31);**

2 **(b) Identify steps necessary to ensure ongoing compliance with the National Voter Reg-**
3 **istration Act of 1993 (P.L. 103-31);**

4 **(c) Identify barriers to and research opportunities for ensuring the accuracy, security**
5 **and efficiency of current voter registration processes at voter registration agencies desig-**
6 **nated under this section; and**

7 **(d) Identify ways to improve use of current technology.**

8 **SECTION 4. Sections 1 and 2 of this 2011 Act are repealed on January 2, 2014.**

9 **SECTION 5. This 2011 Act being necessary for the immediate preservation of the public**
10 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
11 **on its passage.**

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