

109TH CONGRESS
1ST SESSION

H. R. 496

To amend the National Voter Registration Act of 1993 to require States to permit individuals to register to vote in an election for Federal office on the date of the election.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 1, 2005

Mr. SABO introduced the following bill; which was referred to the Committee on House Administration

A BILL

To amend the National Voter Registration Act of 1993 to require States to permit individuals to register to vote in an election for Federal office on the date of the election.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Same Day Voter Reg-
5 istration Act of 2005”.

1 **SEC. 2. REQUIRING STATES TO PERMIT VOTER REGISTRA-**
2 **TION ON DATE OF ELECTION.**

3 (a) DESIGNATION OF POLLING PLACES AS VOTER
4 REGISTRATION AGENCIES.—Section 7(a)(2) of the Na-
5 tional Voter Registration Act of 1993 (42 U.S.C. 1973gg-
6 5(a)(2)) is amended—

7 (1) by striking “and” at the end of subpara-
8 graph (A);

9 (2) by striking the period at the end of sub-
10 paragraph (B) and inserting “; and”; and

11 (3) by adding at the end the following new sub-
12 paragraph:

13 “(C) each polling place in the State at which
14 ballots are cast in an election for Federal office
15 which is not otherwise designated as a voter reg-
16 istration agency under subparagraph (A) or (B) or
17 paragraph (3).”.

18 (b) SPECIAL RULES.—Section 7(a) of such Act (42
19 U.S.C. 1973gg-5(a)) is amended by adding at the end the
20 following new paragraph:

21 “(8) In the case of a polling place at which ballots
22 are cast in an election for Federal office which is des-
23 igned as a voter registration agency, the following rules
24 shall apply:

1 “(A) At the option of the State, the polling
2 place shall serve as a voter registration agency only
3 on the date of the election.

4 “(B) On the date of the election, the polling
5 place may not make services available under this
6 section to any eligible applicant who does not cast a
7 ballot at the polling place on such date.

8 “(C) Clauses (i), (ii), and (iii) of paragraph
9 (6)(B) shall not apply with respect to any forms dis-
10 tributed by the polling place on the date of the elec-
11 tion.”.

12 (c) CONFORMING AMENDMENT.—Section 8(a)(1) of
13 such Act (42 U.S.C. 1973gg-6(a)(1)) is amended—

14 (1) in subparagraph (C), by striking “agency,”
15 and inserting “agency (other than an agency subject
16 to subparagraph (D)),”;

17 (2) by striking “and” at the end of subpara-
18 graph (C);

19 (3) by redesignating subparagraph (D) as sub-
20 paragraph (E); and

21 (4) by inserting after subparagraph (C) the fol-
22 lowing new subparagraph:

23 “(D) in the case of registration on the date
24 of the election at a polling place designated as
25 a voter registration agency under paragraph

1 (2)(C), if the valid voter registration form of
2 the applicant is accepted at the polling place;
3 and”.

4 **SEC. 3. TRANSMITTAL OF COMPLETED APPLICATIONS TO**
5 **STATE ELECTION OFFICIAL.**

6 Section 7(d) of the National Voter Registration Act
7 of 1993 (42 U.S.C. 1973gg-5(d)) is amended—

8 (1) in paragraph (1), by striking “paragraph
9 (2)” and inserting “paragraphs (2) and (3)”; and
10 (2) by adding at the end the following new
11 paragraph:

12 “(3) In the case of a registration application accepted
13 on the date of an election by a voter registration agency
14 described in paragraph (2)(C), the agency shall transmit
15 the application to the appropriate State election official
16 at the time the agency transmits the ballots cast in the
17 election to the official.”.

18 **SEC. 4. EFFECTIVE DATE.**

19 The amendments made by this Act shall apply with
20 respect to the regularly scheduled general election for Fed-
21 eral office held during November 2006 and each subse-
22 quent election for Federal office.

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