

110TH CONGRESS
2D SESSION

H. R. 5946

To amend the Help America Vote Act of 2002 to require States to provide for election day registration.

IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2008

Mr. ELLISON (for himself, Ms. MCCOLLUM of Minnesota, Mr. WALZ of Minnesota, Mr. OBERSTAR, Mr. CUMMINGS, Mr. FILNER, Mr. JEFFERSON, Mr. WATT, Ms. WATSON, Ms. WOOLSEY, Mr. McDERMOTT, Mr. MEEK of Florida, Mr. PRICE of North Carolina, Ms. BALDWIN, and Mr. KAGEN) introduced the following bill; which was referred to the Committee on House Administration

A BILL

To amend the Help America Vote Act of 2002 to require States to provide for election day registration.

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 “Election Day Registra-
5 tion Act”.

6 **SEC. 2. ELECTION DAY REGISTRATION.**

7 (a) IN GENERAL.—Title III of the Help America
8 Vote Act of 2002 (42 U.S.C. 15481 et seq.) is amended—

1 (1) by redesignating sections 304 and 305 as
2 sections 305 and 306; and

3 (2) by inserting after section 303 the following
4 new section:

5 **“SEC. 304. ELECTION DAY REGISTRATION.**

6 “(a) IN GENERAL.—

7 “(1) REGISTRATION.—Notwithstanding section
8 8(a)(1)(D) of the National Voter Registration Act of
9 1993 (42 U.S.C. 1973gg-6), each State shall permit
10 any eligible individual on the day of a Federal elec-
11 tion—

12 “(A) to register to vote in such election at
13 the polling place using a form that meets the
14 requirements under section 9(b) of the National
15 Voter Registration Act of 1993; and

16 “(B) to cast a vote in such election.

17 “(2) EXCEPTION.—The requirements under
18 paragraph (1) shall not apply to a State in which,
19 under a State law in effect continuously on and after
20 the date of the enactment of this section, there is no
21 voter registration requirement for individuals in the
22 State with respect to elections for Federal office.

23 “(b) ELIGIBLE INDIVIDUAL.—For purposes of this
24 section, the term ‘eligible individual’ means any individual

1 who is otherwise qualified to vote in a Federal election
2 in such State.

3 “(c) EFFECTIVE DATE.—Each State shall be re-
4 quired to comply with the requirements of subsection (a)
5 for the regularly scheduled general election for Federal of-
6 fice occurring in November 2008 and for any subsequent
7 election for Federal office.”.

8 (b) CONFORMING AMENDMENTS.—(1) Section 401 of
9 such Act (42 U.S.C. 15511) is amended by striking “and
10 303” and inserting “303, and 304”.

11 (2) The table of contents of such Act is amend-
12 ed—

13 (A) by redesignating the items relating to
14 sections 304 and 305 as relating to sections
15 305 and 306; and

16 (B) by inserting after the item relating to
17 section 303 the following new item:

“Sec. 304. Election day registration.”.

○