

107TH CONGRESS
1ST SESSION

H. R. 1004

To amend the National Voter Registration Act of 1993 to establish a procedure under which individuals whose names do not appear on the list of registered voters in an election for Federal office at a particular polling place may cast provisional votes at the polling place, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 13, 2001

Ms. SCHAKOWSKY (for herself and Mr. CONYERS) 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 establish a procedure under which individuals whose names do not appear on the list of registered voters in an election for Federal office at a particular polling place may cast provisional votes at the polling place, and for other purposes.

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 “Provisional Voting
5 Rights Act of 2001”.

1 **SEC. 2. PERMITTING CERTAIN VOTERS TO CAST PROVI-**
2 **SIONAL VOTES AT POLLING PLACES.**

3 (a) IN GENERAL.—Section 8(e) of the National Voter
4 Registration Act of 1993 (42 U.S.C. 1973gg–6(e)) is
5 amended to read as follows:

6 “(e) PROVISIONAL VOTING FOR INDIVIDUALS NOT
7 ON OFFICIAL LIST AT POLLING PLACE.—

8 “(1) PERMITTING INDIVIDUALS TO CAST
9 VOTES.—If an individual who claims to be a reg-
10 istrant eligible to vote in an election for Federal of-
11 fice at a polling place does not appear on the official
12 list of registrants eligible to vote in such election at
13 the polling place, the individual shall be permitted to
14 vote at that polling place upon written affirmation
15 by the individual before an election official at that
16 polling place that the individual is so eligible.

17 “(2) TREATMENT OF VOTES CAST.—

18 “(A) TRANSFER TO OFFICIALS FOR
19 VERIFICATION.—Any vote cast at a polling
20 place by an individual under paragraph (1)
21 shall be transferred immediately by the election
22 official at the polling place to an appropriate
23 State or local election official for verification of
24 the claim made by the individual in the affirma-
25 tion required under such paragraph.

1 “(B) VERIFICATION BY ELECTION OFFI-
2 CIAL.—Any vote cast under paragraph (1) shall
3 be counted and tabulated in the same manner
4 as other votes cast at the polling place unless
5 the appropriate State or local election official
6 determines that the claim made by the indi-
7 vidual in the affirmation required under such
8 paragraph cannot be verified.”.

9 (b) EFFECTIVE DATE.—The amendment made by
10 subsection (a) shall apply with respect to elections occur-
11 ring after the date of the enactment of this Act.

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