

GENERAL ASSEMBLY OF NORTH CAROLINA
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SENATE DRS95055-ST-40A (03/15)

Short Title: Online Voter Reg. W/License/ID.

(Public)

Sponsors: Senators Bryant, Parmon, and McKissick (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO ALLOW VOTERS WITH DRIVERS LICENSES OR IDENTIFICATION
3 CARDS AND VERIFIABLE SOCIAL SECURITY NUMBERS TO REGISTER TO
4 VOTE ONLINE.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 163-82.5 reads as rewritten:

7 **"§ 163-82.5. Distribution of application forms.**

8 (a) The State Board of Elections shall make the forms described in G.S. 163-82.3
9 available for distribution through governmental and private entities, with particular emphasis
10 on making them available for organized voter registration drives.

11 (b) The State Board of Elections shall make the forms available for completion and
12 submission on a secure Internet Web site in accordance with this Article."

13 **SECTION 2.** Article 7A of Chapter 163 of the General Statutes is amended by
14 adding a new section to read:

15 **"§ 163-82.5A. Online voter registration.**

16 (a) An individual who meets all of the following criteria may register to vote or change
17 voter registration online:

18 (1) The individual is eligible to register to vote.

19 (2) The individual possesses one of the following that is current and valid:

20 a. North Carolina drivers license issued under Article 2 of Section 20 of
21 the General Statutes, including a learner's permit or a provisional
22 license.

23 b. Special identification card for nonoperators issued under
24 G.S. 20-37.7.

25 (b) The State Board of Elections shall establish a secure Internet Web site to permit
26 individuals described in subsection (a) of this section to complete and submit voter registration
27 applications online.

28 (c) The secure Web site established under subsection (b) of this section shall allow an
29 individual described in subsection (a) of this section to submit:

30 (1) An application for any of the following:

31 a. Voter registration.

32 b. Reporting of a change of name, address, or party affiliation. If the
33 individual is already registered to vote and the change of address is to
34 another county, it shall be treated as an application to register to vote.

35 (2) Information to establish that the individual is eligible under this section to
36 register online.



1 (3) The individual's e-mail address.

2 (d) Upon receipt of an individual's application under subsection (c) of this section, the
3 county board of elections in conjunction with the State Board of Elections shall verify the
4 North Carolina drivers license or social security number in accordance with G.S. 163-82.12,
5 update the statewide registration database and search for possible duplicate registrations, and
6 proceed under G.S. 163-82.7 to verify the person's address.

7 (e) If the State Board verifies the North Carolina drivers license or social security
8 number in accordance with G.S. 163-82.12, the Division of Motor Vehicles shall transfer the
9 digital signature of the applicant in the Division of Motor Vehicles records to the State Board.

10 (f) If the State Board cannot verify the North Carolina drivers license or social security
11 number in accordance with G.S. 163-82.12, the State Board shall so notify the individual
12 submitting the application by e-mail, if provided, and in accordance with this Article. That
13 individual shall be offered an opportunity to register in accordance with G.S. 163-82.6 or
14 G.S. 163-82.6A, as applicable."

15 **SECTION 3.** G.S. 163-82.10(a) reads as rewritten:

16 "(a) Official Record. – The State voter registration system is the official voter
17 registration list for the conduct of all elections in the State. The State Board of Elections and
18 the county board of elections may keep copies of voter registration data, including voter
19 registration applications, in any medium and format expressly approved by the Department of
20 Cultural Resources pursuant to standards and conditions established by the Department and
21 mutually agreed to by the Department and the State Board of Elections. A completed and
22 signed registration application form, if available, described in G.S. 163-82.3, once approved by
23 the county board of elections, becomes backup to the official registration record of the voter.
24 Full or partial social security numbers, dates of birth, the identity of the public agency at which
25 the voter registered under G.S. 163-82.20, any electronic mail address submitted under this
26 Article or Article 21A of this Chapter, any electronic data associated with online registration
27 under G.S. 163-82.5A, and drivers license numbers that may be generated ~~in the voter~~
28 ~~registration process, by the voter, either the State Board of Elections or a county board of~~
29 ~~elections, elections in the voter registration process~~ are confidential and shall not be considered
30 public records and subject to disclosure to the general public under Chapter 132 of the General
31 Statutes. Cumulative data based on those items of information may be publicly disclosed as
32 long as information about any individual cannot be discerned from the disclosed data.
33 Disclosure of information in violation of this subsection shall not give rise to a civil cause of
34 action. This limitation of liability does not apply to the disclosure of information in violation of
35 this subsection as a result of gross negligence, wanton conduct, or intentional wrongdoing that
36 would otherwise be actionable. The signature of the voter, either on the paper application or an
37 electronically captured image of it, may be viewed by the public but may not be copied or
38 traced except by election officials for election administration purposes. Any such copy or
39 tracing is not a public record."

40 **SECTION 4.** This act becomes effective December 1, 2013.