

**Board of Election Commissioners Meeting
Wednesday, February 21st, 2018
6:30 p.m.
Levi Lincoln Chamber, City Hall**

Call to Order by the Chairperson

Pledge of Allegiance

Roll Call

Approval of the Minutes from the November 20th meeting

New Business

- 1. Update concerning the 2018 Street Listing.**
- 2. Update concerning the ongoing Certification of Signatures for the 2018 Election Season.**
- 3. Update concerning the 2018 Student Civics Camp & Poll Worker program.**
- 4. Discussion concerning Early Voting for the State Election November 6, 2018.**
- 5. Discussion concerning the acquisition of poll pads for Early Voting and Election Day.**

Updates and Pending Legislations

- 6. Auditor Suzanne M. Bump certifies more than \$1 Million in unfunded mandated early voting costs for the 2016 Election.**
- 7. Bill H.353 – An Act relative to Election Day voter registration.**
- 8. Bill H.2091 – An Act relative to automatically registering eligible voters and enhancing safeguards against fraud.**
- 9. Bill S.366 – An Act relative to early voting in municipal elections.**

Next Meeting Date:

Adjournment

William Francis Galvin
 Secretary of the Commonwealth
 Elections Division
 One Ashburton Place, Room 1705
 Boston, MA 02108
 617-727-2828 or 800-462-VOTE

2018 Massachusetts State Primary and State Election Schedule

Deadline Dates

Calendar of Events	Party and non-party candidates for district and county offices	Party candidates for federal and statewide offices	Non-Party candidates for federal and statewide offices
Nomination papers must be available (They may be released earlier; check with Elections Division.)	February 13, 2018	February 13, 2018	February 13, 2018
Last day for a person running in a state primary to enroll in a party or for a person running only in a state election to unenroll from a party (except newly registered voters).	February 27, 2018	March 6, 2018	March 6, 2018
5:00 p.m., last day and hour to submit nomination papers to Registrars of Voters for certification of signatures.	May 1, 2018	May 8, 2018	July 31, 2018
5:00 p.m., last day and hour for Registrars of Voters to complete certification of signatures.	May 22, 2018	May 29, 2018	August 21, 2018
5:00 p.m., last day and hour for candidates to apply for review of non-certified signatures.	May 24, 2018	May 31, 2018	August 23, 2018
5:00 p.m., last day and hour for Registrars of Voters to complete review of non-certified signatures.	May 25, 2018	June 4, 2018	August 27, 2018
5:00 p.m., last day and hour to file nomination papers (including enrollment or voter registration certificate and Ethics Commission receipt) with the Secretary of the Commonwealth.	May 29, 2018	June 5, 2018	August 28, 2018
5:00 p.m., last day and hour to file withdrawals of or objections to nomination papers with the Secretary of the Commonwealth.	June 1, 2018	June 8, 2018	August 31, 2018
5:00 p.m., last day and hour to fill vacancies caused by withdrawals.	June 6, 2018	June 13, 2018	September 6, 2018
9:00 a.m. to 8:00 p.m., last day to register to vote and to change party enrollment for the State Primaries (in towns with fewer than 1,500 voters, registration sessions must be held 2:00 p.m. to 4:00 p.m. and 7:00 p.m. to 8:00 p.m.).	Wednesday, August 15, 2018		
State Primaries	Tuesday, September 4, 2018		
9:00 a.m. to 8:00 p.m., last day to register to vote for the State Election (in towns with fewer than 1,500 voters, registration sessions must be held 2:00 p.m. to 4:00 p.m. and 7:00 p.m. to 8:00 p.m.).	Wednesday, October 17, 2018		
State Election	Tuesday, November 6, 2018		

November 2018 Early Voting Cost Projections

5 site option during the week and 2 locations on the weekend:

Weekdays: Monday – Friday 10 Sessions

One police officer and one relief officer:	\$1,500
Six poll workers	\$1,080
Site rental	\$100
Two Parks staff and truck	\$480
Total	\$3,160
10 Sessions Total	\$31,600

Weekend: Saturday and Sunday 4 Sessions

One police officer and one relief officer:	\$1,500
Six poll workers	\$1,080
Site rental	\$100
Two Parks staff and truck	\$480
Total	\$3,160
4 Weekend Sessions Total	\$12,640

Election Day Early Voting Ballot Clerks

30 Poll Workers	\$6,650
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Total Estimated Cost

\$50,890

November 2018 Early Voting Schedule

Date	Time	Location	District
Monday October 22, 2018	8:45 am to 7pm	EV Precinct 1 Unitarian Universalist Church 90 Holden Street	District 1 13th Worcester
Tuesday October 23, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester
Wednesday October 24, 2018	8:45 am to 7pm	EV Precinct 3 Worcester Senior Center 128 Providence Street	District 3 16th Worcester
Thursday October 25, 2018	8:45 am to 7pm	EV Precinct 4 Saint Peter's Church 929 Main Street	District 4 17th Worcester
Friday October 26, 2018	8:45 am to 7pm	EV Precinct 5 May Street building, Worcester State University 280 May Street	District 5 13th Worcester
Saturday October 27, 2018	10 am to 6 pm	EV 3 Worcester Senior Center EV 5 May Street building	
Sunday October 28, 2018	10 am to 6 pm	EV 3 Worcester Senior Center EV 5 May Street building	
Monday October 29, 2018	8:45 am to 7pm	EV Precinct 1 Unitarian Universalist Church 90 Holden Street	District 1 13th Worcester
Tuesday October 30, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester
Wednesday October 31, 2018	8:45 am to 7pm	EV Precinct 3 Worcester Senior Center 128 Providence Street	District 3 16th Worcester
Thursday November 1, 2018	8:45 am to 7pm	EV Precinct 4 Saint Peter's Church 929 Main Street	District 4 17th Worcester
Friday November 2, 2018	8:45 am to 7pm	EV Precinct 5 May Street building Worcester State University 280 May Street	District 5 13th Worcester

November 2018 Early Voting Cost Projections

5 site option during the week and 1 location on the weekend:

Weekdays: Monday – Friday 10 Sessions

One police officer and one relief officer:	\$1,500
Six poll workers	\$1,080
Site rental	\$100
Two Parks staff and truck	\$480
Total	\$3,160
10 Sessions Total	\$31,600

Weekend: Saturday and Sunday

(Worcester Public Library and Senior Center)

One police officer and one relief officer:	\$3,000
Six poll workers	\$2,160
Two Parks staff and truck	\$480
2 Sessions Total	\$5,640

Election Day Early Voting Ballot Clerks

30 Poll Workers	\$6,650
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Total Estimated Cost

\$43,890

November 2018 Early Voting Schedule

Date	Time	Location	District
Monday October 22, 2018	8:45 am to 7pm	EV Precinct 1 Unitarian Universalist Church 90 Holden Street	District 1 13th Worcester
Tuesday October 23, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester
Wednesday October 24, 2018	8:45 am to 7pm	EV Precinct 3 Worcester Senior Center 128 Providence Street	District 3 16th Worcester
Thursday October 25, 2018	8:45 am to 7pm	EV Precinct 4 Saint Peter's Church 929 Main Street	District 4 17th Worcester
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Thursday November 1, 2018	8:45 am to 7pm	EV Precinct 4 Saint Peter's Church 929 Main Street	District 4 17th Worcester
Friday November 2, 2018	8:45 am to 7pm	EV Precinct 5 May Street building Worcester State University 280 May Street	District 5 13th Worcester

November 2018 Early Voting Cost Projections

Weekdays: Monday – Friday 10 Sessions

One police officer and one relief officer:	\$15,000
Six poll workers	\$10,800
Facility staff overtime	\$1,000
Set up and break down	\$1,000
10 Sessions Total	\$27,800

Weekend: Saturday and Sunday 4 Sessions

One police officer and one relief officer:	\$3,000
Six poll workers	\$2,160
Facility staff overtime	\$300
4 Weekend Sessions Total	\$5,460

Election Day Early Voting Ballot Clerks

30 Poll Workers	\$6,650
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Total Estimated Cost

\$39,910

November 2018 Early Voting Schedule

Date	Time	Location	District
Monday October 22, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester
Tuesday October 23, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester
Wednesday October 24, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester
Thursday October 25, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester
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Tuesday October 30, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester
Wednesday October 31, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester
Thursday November 1, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester
Friday November 2, 2018	8:45 am to 7pm	EV Precinct 2 Worcester Public Library 3 Salem St	District 2 15th Worcester



The Commonwealth of Massachusetts
AUDITOR OF THE COMMONWEALTH
STATE HOUSE, BOSTON 02133

SUZANNE M. BUMP, ESQ
AUDITOR

TEL: 617-727-2075

January 8, 2018

Dear Colleagues:

Pursuant to Chapter 110 of the Acts of 2017, the FY17 Final Supplemental Budget, the Division of Local Mandates within the Office of the State Auditor has certified expenses for the 351 cities and towns of the Commonwealth from the early voting period of 2016. The legislative action followed to the mandate determination issued by my office in February 2017 which found portions of the early voting law imposed unfunded mandates on our municipalities. I have certified that municipalities spent a total of \$1,063,978.14 for the mandated early voting costs related to the general election held in the fall of 2016. I ask that you fund this amount in an upcoming supplemental budget.

In order to compile and certify this total, my office sent an electronic survey to the 351 city and town clerks asking specific questions about the expenditures they incurred to meet the requirements of the law. As you may recall, the law called on municipalities to offer early voting during normal business hours during a 12 day period in October 2016. Our mandate determination found additional expenses, such as overtime for regular employees or the cost of additional election workers to support early voting, to be an unfunded mandate, thus requiring reimbursement from the Commonwealth. These carefully examined expenses are within the total cited above.

In preparation for the 2016 general election, the legislature appropriated \$400,000 to the Secretary of the Commonwealth to support early voting. The Secretary used most of that total to support additional hours for voting beyond what was required by the law over the weekend of October 29 and 30, 2016. Those optional expenditures are not included in the totals. Moreover, the Secretary provided grants to offset costs of equipment used to support early voting. Those expenses that the Secretary reimbursed through grants are also not counted in our total. This process accounts for the expenses for 2016. We want to work with you to set out the process for 2018 and the general elections in the future. We have made suggestions to the proper committees as to legislative language we recommend.

If you have questions on this document or the detailed numbers attached, please contact the Director of the Division of Local Mandates, Ben Tafoya, at 857-242-5428.

I look forward to our continuing cooperation on this issue. Early voting is an important addition to our democratic processes and funding the expenses incurred by our municipalities will make it that much stronger.

Sincerely,

A handwritten signature in black ink, appearing to read 'S M Bump', written in a cursive style.

Suzanne M. Bump
Auditor of the Commonwealth

cc: Charles D. Baker, Governor of the Commonwealth
William Galvin, Secretary of Commonwealth
Deborah Goldberg, Treasurer of the Commonwealth
Robert A. DeLeo, Speaker of the House
Harriette L. Chandler, Acting Senate President
Jeffrey Sánchez, Chair of House Committee on Ways and Means
Karen E. Spilka, Chair of Senate Committee on Ways and Means
John J. Mahoney, House Chair of Joint Committee on Election Laws
Anne M. Gobi, Senate Chair of Joint Committee on Election Laws
Steven T. James, House of Representatives Clerk
William F. Welch, Senate Clerk
Thomas Shack, Comptroller
Michael Heffernan, Secretary of the Executive Office of Administration and Finance

HOUSE No. 353

The Commonwealth of Massachusetts

PRESENTED BY:

Jennifer E. Benson

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to establish election day registration.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>José F. Tosado</i>	<i>9th Hampden</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>

HOUSE No. 353

By Ms. Benson of Lunenburg, a petition (accompanied by bill, House, No. 353) of Jennifer E. Benson and others for legislation to establish election day voter registration. Election Laws.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 540 OF 2015-2016.]

The Commonwealth of Massachusetts

—————
**In the One Hundred and Ninetieth General Court
(2017-2018)**
—————

An Act to establish election day registration.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to forthwith make to provide for election day registration for citizens of the Commonwealth and to make related changes in certa in laws, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 1 of chapter 51 of the General Laws, as appearing in the 2006
2 Official Edition, is hereby amended by striking out the last sentence and inserting in place
3 thereof the following sentence:- A person otherwise qualified to vote for national or state officers
4 shall not, by reason of a change of residence within the commonwealth, be disqualified from
5 voting for such national or state officers in the city or town from which he has removed his
6 residence until the expiration of 6 months from such removal , provided further, that a person
7 having changed his residence shall be eligible to register under section 34A.

8 SECTION 2. Section 3 of said chapter 51, as so appearing, is hereby amended, by
9 inserting, after the word, “registration n” in lines 7 and 16, the following words:- , or in
10 accordance with the provisions of section 34A.

11 SECTION 3. Section 26 of said chapter 51, as so appearing, is hereby amended by
12 striking out, in lines 9 and 10, the words “eight o’clock in the evening” and inserting in place
13 thereof, in each instance, the following figure:- 5:00 pm.

14 SECTION 4. Said chapter 51 is hereby further amended by striking out section 28, as so
15 appearing, and inserting in place thereof the following section:-

16 Section 28. Registrars shall hold a continuous session from 9:00 am until 5:00 pm on the
17 last day for registration prescribed under section 26. For those towns having less than 1,500
18 voters, such session shall be sufficient if it includes the time from 9:00 until 11:00 am and from
19 2:00 until 5:00 pm.

20 SECTION 5. Said chapter 51 is hereby further amended by striking out section 34, as
21 appearing in the 2006 Official Edition, and inserting in place thereof the following section:-

22 Section 34. Except as otherwise provided i n section 34A, after 5:00 pm of a day on
23 which registration is to cease, the registrars shall not register any person to vote in the next
24 election, except that they shall furnish, or cause to be furnished, to each person waiting in line at
25 the hour of 5:00 pm for the purpose of being registered, a card or slip of identification bearing
26 such person’s name and shall, before registration ceases, permit such person to register. The
27 registrars may, however, enter or correct on the registers the names of persons who have
28 registered as voters between December 31 st preceding and the close of registration.

29 SECTION 6. Said chapter 51 is hereby further amended by inserting after section 34 the
30 following section:-

31 Section 34A. (a) An individual who is eligible to vote may register on the day of an
32 election by appearing in person at the polling place, during the hours it is open for voting, for the
33 precinct in which the individual maintains residence, by completing a registration application in
34 a form prescribed by the state secretary which complies with identity requirements of 42 U.S.C.
35 section 15483, by presenting to the appropriate election official proof of residency and by
36 making a written oath which shall be as follows: I certify that I: am a citizen of the United States;
37 am at least 18 years old; am not under guardianship or otherwise prohibited from voting; am not
38 temporarily or permanently disqualified by law because of corrupt practices in respect to
39 elections; have read and understand this statement: I further understand that giving false
40 information is a felony punishable by not more than 5 years imprisonment or a fine of not more
41 than \$10,000, or both.

42 (b) For purposes of this section, the term “proof of residence” shall mean 1 of the
43 following, so long as it includes the name of the applicant and the address from which he or she
44 is registering:

45 (i) a valid photo identification including, but not limited to, a Massachusetts driver’s
46 license or other state-issued identification card; or

47 (ii) other documentation demonstrating the name and address where the applicant
48 maintains residence and seeks to register including, but not limited to, a copy of a current utility
49 bill, bank statement, government check, residential lease agreement, wireless telephone
50 statement, paycheck, other government document or correspondence, a current student fee

51 statement or other document from a post-secondary educational institution that verifies the
52 student's current address.

53 (c) Upon meeting the identity requirements of subsection (a), production of proof of
54 residence, and the making of an oath sufficient to support registration, the ballot clerk or his
55 designee shall permit the applicant to vote on the day of an election and the registrar or his or her
56 designee shall place the applicant's name and address on the annual register of voters as soon as
57 reasonably practicable following the date of the election as prescribed by the state secretary. Any
58 person who registers to vote on the day of an election in accordance with this section shall,
59 absent disqualification, be registered to vote at all subsequent primaries and elections.

60 (d) The state secretary shall make available, to the election officers, to the extent
61 possible, at each polling place, access to the central registry of voters set forth in section 47C.
62 For the purposes of this section, a printed copy of all voters registered to vote in that precinct as
63 of the last day of the registration period, as required by sections 55 and 60, shall be sufficient.

64 (e) This section shall not apply to an individual seeking to register to vote in any town for
65 the purposes of voting at annual town meeting or special town meeting.

66 (f) A registered voter shall not re-register on the day of an election for the exclusive
67 purpose of altering his party affiliation.

68 (g) The state secretary shall adopt regulations to implement the relevant provisions of this
69 chapter.

70 (h) Upon credible information or allegation of illegal voter registration, or credible
71 information or allegation of illegal multiple voting, there shall be an investigation upon the

72 merits of said information or allegation by the attorney general, or by the district attorney having
73 jurisdiction over the municipality in which the alleged illegal registration or illegal multiple
74 voting occurred. Nothing in this subsection shall be construed as excluding enforcement of this
75 section by any means otherwise provided by law.

76 (i) Violations of this section shall be punishable under sections 8, 26 and 27, of chapter
77 56.

78 SECTION 7. There shall be an advisory committee on the implementation of Election
79 Day registration. Among other issues it may consider, the advisory committee shall study the
80 resources necessary for, costs associated with, and feasibility of providing every polling location
81 with real-time electronic access to the central registry of voters. The advisory committee shall be
82 comprised of the secretary of state, or a designee, who shall chair the advisory committee, the
83 attorney general, or a designee, the house and senate chairs of the joint committee on election
84 laws, or their designees, 2 representatives of the Massachusetts Town Clerks Association, at least
85 1 of whom shall be a town clerk from a town of under 5,000 residents, and 2 representatives of
86 the Massachusetts City Clerks Association. The advisory committee shall complete its study on
87 the implementation of election day registration and submit an interim report and
88 recommendations for improving administration of election day registration, in writing, to the
89 joint committee on election laws and the senate and house committees on ways and means on or
90 before June 30, 2017, and the advisory committee shall submit its final report in writing to the
91 joint committee on election laws and the senate and house committees on ways and means on or
92 before June 30, 2019.

HOUSE No. 2091

The Commonwealth of Massachusetts

PRESENTED BY:

Peter V. Kocot

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act automatically registering eligible voters and enhancing safeguards against fraud.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Peter V. Kocot</i>	<i>1st Hampshire</i>
<i>Carmine L. Gentile</i>	<i>13th Middlesex</i>
<i>Solomon Goldstein-Rose</i>	<i>3rd Hampshire</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>
<i>Steven Ultrino</i>	<i>33rd Middlesex</i>
<i>James Arciero</i>	<i>2nd Middlesex</i>
<i>Cory Atkins</i>	<i>14th Middlesex</i>
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>
<i>Michael J. Barrett</i>	<i>Third Middlesex</i>
<i>Jennifer E. Benson</i>	<i>37th Middlesex</i>
<i>Antonio F. D. Cabral</i>	<i>13th Bristol</i>
<i>Daniel Cahill</i>	<i>10th Essex</i>
<i>Thomas J. Calter</i>	<i>12th Plymouth</i>
<i>James M. Cantwell</i>	<i>4th Plymouth</i>
<i>Gailanne M. Cariddi</i>	<i>1st Berkshire</i>
<i>Evandro C. Carvalho</i>	<i>5th Suffolk</i>
<i>Sonia Chang-Diaz</i>	<i>Second Suffolk</i>

<i>Mike Connolly</i>	<i>26th Middlesex</i>
<i>Edward F. Coppinger</i>	<i>10th Suffolk</i>
<i>Brendan P. Crighton</i>	<i>11th Essex</i>
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>
<i>Julian Cyr</i>	<i>Cape and Islands</i>
<i>Michael S. Day</i>	<i>31st Middlesex</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>
<i>Diana DiZoglio</i>	<i>14th Essex</i>
<i>Daniel M. Donahue</i>	<i>16th Worcester</i>
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>
<i>James J. Dwyer</i>	<i>30th Middlesex</i>
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>
<i>Lori A. Ehrlich</i>	<i>8th Essex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Tricia Farley-Bouvier</i>	<i>3rd Berkshire</i>
<i>Dylan Fernandes</i>	<i>Barnstable, Dukes and Nantucket</i>
<i>Ann-Margaret Ferrante</i>	<i>5th Essex</i>
<i>Linda Dorcena Forry</i>	<i>First Suffolk</i>
<i>William C. Galvin</i>	<i>6th Norfolk</i>
<i>Sean Garballey</i>	<i>23rd Middlesex</i>
<i>Carlos González</i>	<i>10th Hampden</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>
<i>Patricia A. Haddad</i>	<i>5th Bristol</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>
<i>Natalie Higgins</i>	<i>4th Worcester</i>
<i>Adam G. Hinds</i>	<i>Berkshire, Hampshire, Franklin and Hampden</i>
<i>Russell E. Holmes</i>	<i>6th Suffolk</i>
<i>Kevin G. Honan</i>	<i>17th Suffolk</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>
<i>Jay R. Kaufman</i>	<i>15th Middlesex</i>
<i>Mary S. Keefe</i>	<i>15th Worcester</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>
<i>Stephen Kulik</i>	<i>1st Franklin</i>
<i>Jack Lewis</i>	<i>7th Middlesex</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>Barbara A. L'Italien</i>	<i>Second Essex and Middlesex</i>

<i>Jay D. Livingstone</i>	<i>8th Suffolk</i>
<i>Joan B. Lovely</i>	<i>Second Essex</i>
<i>Adrian Madaro</i>	<i>1st Suffolk</i>
<i>John J. Mahoney</i>	<i>13th Worcester</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>
<i>Paul W. Mark</i>	<i>2nd Berkshire</i>
<i>Paul McMurtry</i>	<i>11th Norfolk</i>
<i>Aaron Michlewitz</i>	<i>3rd Suffolk</i>
<i>Rady Mom</i>	<i>18th Middlesex</i>
<i>Frank A. Moran</i>	<i>17th Essex</i>
<i>Mathew Muratore</i>	<i>1st Plymouth</i>
<i>James M. Murphy</i>	<i>4th Norfolk</i>
<i>Brian Murray</i>	<i>10th Worcester</i>
<i>Harold P. Naughton, Jr.</i>	<i>12th Worcester</i>
<i>Kathleen O'Connor Ives</i>	<i>First Essex</i>
<i>James J. O'Day</i>	<i>14th Worcester</i>
<i>Sarah K. Peake</i>	<i>4th Barnstable</i>
<i>Alice Hanlon Peisch</i>	<i>14th Norfolk</i>
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Byron Rushing</i>	<i>9th Suffolk</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>
<i>Jeffrey Sánchez</i>	<i>15th Suffolk</i>
<i>John W. Scibak</i>	<i>2nd Hampshire</i>
<i>Frank I. Smizik</i>	<i>15th Norfolk</i>
<i>Theodore C. Speliotis</i>	<i>13th Essex</i>
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>
<i>José F. Tosado</i>	<i>9th Hampden</i>
<i>Paul Tucker</i>	<i>7th Essex</i>
<i>Aaron Vega</i>	<i>5th Hampden</i>
<i>John C. Velis</i>	<i>4th Hampden</i>
<i>Chris Walsh</i>	<i>6th Middlesex</i>

HOUSE No. 2091

By Mr. Kocot of Northampton, a petition (accompanied by bill, House, No. 2091) of Peter V. Kocot and others relative to voter registration. Election Laws.

The Commonwealth of Massachusetts

In the One Hundred and Ninetieth General Court
(2017-2018)

An Act automatically registering eligible voters and enhancing safeguards against fraud.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 42 of said chapter 51, as appearing in the 2014 Official Edition, is
2 hereby amended by striking out the words “section forty-two A”, in line 13, and inserting in
3 place thereof the following words:- sections 42A and 65.

4 SECTION 2. Section 42G of said chapter 51 is hereby amended by striking out section
5 42G and inserting in place thereof the following section:-

6 Section 42G. (a) All registration agencies shall provide assistance with voter registration
7 as required by 52 U.S.C. section 20506. Registration agencies shall transmit each completed
8 affidavit of voter registration and the information required below and in section 65 of this
9 chapter to the board of registrars or election commission of the city or town where the registrant
10 resides not later than 5 days after receipt of the affidavit or information. The state secretary shall
11 adopt regulations governing such transmission, which shall include, but not be limited to,

12 provisions requiring electronic transmission, data security protocols, and integration with the
13 online portals established by sections, 33A and 60.

14 The state secretary shall enter into cooperative agreements with each registration agency.
15 Such agreements shall provide that the state secretary shall (A) conduct appropriate training of
16 agency staff; (B) make available voter registration forms; (C) specify material, language to be
17 included on agency forms, and equipment necessary for the collection and transmission of the
18 information needed to carry out activities under this section; and (D) have oversight
19 responsibility to insure proper compliance with applicable provisions of federal and state law.

20 Voter registration agencies shall transmit electronic records containing the legal name,
21 age, residence, and attestation of citizenship, if any, and citizenship information, if any, and the
22 electronic signature of, each person who meets qualifications to register to vote as set forth by
23 section 1, or to pre-register to vote as set forth in section 47A, within 5 calendar days after
24 receipt of this information, to the board of registrars of the city or town in which the person
25 resides in a manner prescribed by the secretary.

26 Any registration agency that does not collect reliable citizenship information in the
27 regular course of business for applicants shall, in addition to the above, provide i) an opportunity
28 at the point of service for each person to decline to register to vote; (ii) notice to each person at
29 the point of service advising them that non-citizens are ineligible to register and must decline; (iii)
30 an opportunity for those who register to attest to their citizenship and other eligibility; and (iii)
31 transmit voter registration information only when the person is provided the opportunity, at the
32 time the information is collected, to decline to register, does not so decline, and attests to the
33 qualifications in section 1. Each person who meets the qualifications to register to vote and does

34 not decline to do so shall be registered as a voter under section 65 as of the date that the
35 registration agency collects this information.

36 The state secretary shall adopt regulations governing the collection and transmission of
37 personal information under this subsection, which shall include, but not be limited to, provisions
38 requiring registration agencies to (i) employ the most cost-effective forms of transmission; (ii)
39 implement measures to secure information such as encryption and prevent security breaches and
40 the unauthorized use of personal information as required under section 3 of chapter 93H; and (iii)
41 implement measures for reporting known security breaches or the unauthorized use of personal
42 information as required under section 3 of chapter 93H . The person qualified under section 1
43 shall be registered as a voter under section 65 as of the date that the registration agency collects
44 that individual's personal information.

45 Nothing in this subsection shall prevent a source agency from establishing and enforcing
46 additional security measures to protect the confidentiality and integrity of inter-agency data
47 transfers.

48 SECTION 3. Section 47C of said chapter 51, as so appearing, is hereby amended by
49 adding the following paragraph:-

50 The state secretary shall enter into an agreement with the Electronic Registration
51 Information Center on behalf of the commonwealth that shall specify the terms and conditions of
52 the commonwealth's membership in the Center. The agreement shall include terms providing for
53 the periodic sharing of data between the central registry and the registry of motor vehicles and
54 the Center, including, but not limited to, voter names and addresses.

55 SECTION 4. Said chapter 51 is hereby further amended by adding the following section:-

56 Section 65. (a) The state secretary shall promulgate regulations relative to the
57 administration of automatic voter registration which shall include, but not be limited to,
58 provisions relative to (i)increasing the efficiency and limiting the total cost of voter registration
59 for the commonwealth and its municipalities; (ii) ensuring that every eligible citizen of the
60 commonwealth is registered to vote unless they do not want to be registered; (iii)increasing the
61 completeness and accuracy of the register of voters; (iv) preventing erroneous
62 disenfranchisement of eligible citizens; (v) promoting greater participation of eligible voters in
63 elections; (vi) protecting ineligible voters from improperly being registered; and (vii) preventing
64 voter registration fraud. The regulations authorized under this section shall be in addition to the
65 regulations otherwise authorized by this chapter.

66 (b) (1) Nothing in this section shall be construed to change the substantive qualifications
67 of voters established by this chapter or the constitution.

68 (2) Nothing in this section shall be construed to interfere with the registrars' duties under
69 sections 37, 38, 47B, 48 and 49 to ensure that the names of persons who are ineligible to vote do
70 not appear on the register of voters.

71 (3) Nothing in this section shall be construed to interfere with the right of any person to
72 decline to be a registered voter for any reason.

73 (c) (1) Upon receiving the electronic records described in section 42G, the board of
74 registrars or election commission shall determine whether the names of persons included in the
75 electronic records belong to persons who meet the qualifications of a voter under section 1. The
76 registrars shall notify each qualified person whose name appears in those records of the
77 automatic voter registration process.

78 (2) If the registrars determine that the person whose name appears in the electronic
79 records does not meet the qualifications of a voter under section 1, the registrars shall notify the
80 person of the determination at the address included in the electronic record.

81 (3) If not otherwise receiving the same information for a qualified applicant, the registrars
82 shall notify each person under paragraph (1) an opportunity to (i) decline being registered to
83 vote; or (ii) adopt a political party affiliation, in which case the person must also sign an
84 eligibility requirement acknowledgement, attestation, and signature.

85 (4) If a person so notified does not decline to be registered to vote within 21 calendar
86 days after the registrar issues the notification, the registrars shall add the person's name and
87 address to the register of voters.

88 (5) The registrars shall not include in the register of voters the names of persons who
89 indicate in a signed writing that they do not wish to be registered voters.

90 (6) If the information transmitted under section 42G is for a person whose name is
91 already included in the register of voters, and if the information indicates a subsequent change to
92 the person's name, address or gender marker, the registrars shall ensure that the register of voters
93 is updated accordingly.

94 (7) Upon adding the name of a person to the register of voters under paragraph (4), the
95 registrars shall send written notice, which may be sent electronically, in a form approved by the
96 state secretary, to the registrars or equivalent officers of the place where the person was last
97 registered as a voter. Upon receiving this notice, or a similar notice from another state including
98 information from the Electronic Registration Information Center under section 47C, the
99 registrars shall immediately remove the person's name from the register of voters.

100 (d) The state secretary shall ensure that information is provided to the registrars in as
101 clear a manner as practicable, and automate the process to the extent practicable. The secretary
102 may develop electronic interfaces with registration agencies under section 42 to carry out this
103 section.

104 (e) The state secretary shall make an annual report to the joint committee on election laws
105 of the general court, which the secretary shall post on a public website. The annual report shall
106 include the following information:

107 (i) the number of records that have been transferred, by source;

108 (ii) the number of voters newly added to the statewide voter registration list because of
109 records transferred;

110 (iii) the number of voters on the statewide voter registration list whose information was
111 updated because of records transferred;

112 (iv) the number of records transferred that do not relate to persons affirmatively identified
113 as eligible to vote; and

114 (v) the number of persons who opted out of voter registration.

115 Any report produced under this section shall exclude personal identifying information.

116 (f) The state secretary shall ensure that, upon receipt and verification of a person's
117 express request to opt out of voter registration, the person's name and registration record is so
118 designated, unless and until the voter consents to registration. Nothing in this section shall
119 preclude a person who has previously declined voter registration from subsequently registering
120 to vote.

121 (g) The state secretary shall ensure that election officials shall not provide the record of
122 any person who has opted out of voter registration, in whole or in part, to any third party and
123 shall establish standards and procedures to safeguard the privacy and security of the information
124 used and obtained pursuant to this section.

125 (h) Any person who is not eligible to vote and who becomes registered under this
126 provision shall not be found on that basis to have made a false claim to citizenship or to have
127 committed an act involving moral turpitude, unless such person affirmatively asserts that he or
128 she is a U.S. citizen. Where a person who is not eligible to vote becomes registered under this
129 provision without affirmatively accepting registration, that person's voter registration shall be
130 considered to have been effected with official authorization and at no fault of the person so
131 registered. Where an ineligible person who becomes registered under this provision casts a ballot
132 in an election, that person shall not be held criminally liable absent a showing beyond a
133 reasonable doubt that the person knowingly and willfully intended to commit fraud, nor to the
134 extent practicable, shall such ballot be counted.

135 (i) No person may use the statewide voter registration list to attempt to determine the
136 citizenship status of any person for any purpose other than voter registration, election
137 administration, or the enforcement of laws against election crimes. No information relating to a
138 person's declination to supply information for voter registration purposes at a source may be
139 disclosed to the public, or used for any purpose other than voter registration, election
140 administration, or the enforcement of laws against election crimes.

141 SECTION 5. Section 8 of chapter 56 of the General Laws, as appearing in the 2014
142 Official Edition, is hereby amended by inserting after the word "register", in line 10, the

143 following words:- ; whoever knowingly provides false information in connection with automatic
144 voter registration under section 65 of chapter 51.

145 SECTION 6. This act shall take effect on January 1, 2019.

SENATE No. 366

The Commonwealth of Massachusetts

PRESENTED BY:

Michael J. Barrett

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to early voting in municipal elections.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Michael J. Barrett</i>	<i>Third Middlesex</i>	
<i>John W. Scibak</i>	<i>2nd Hampshire</i>	<i>1/24/2017</i>
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	<i>1/25/2017</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>1/30/2017</i>
<i>Chris Walsh</i>	<i>6th Middlesex</i>	<i>1/30/2017</i>
<i>Kenneth I. Gordon</i>	<i>21st Middlesex</i>	<i>1/31/2017</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>	<i>2/3/2017</i>
<i>Eric P. Lesser</i>	<i>First Hampden and Hampshire</i>	<i>2/3/2017</i>
<i>Carmine L. Gentile</i>	<i>13th Middlesex</i>	<i>2/3/2017</i>

SENATE No. 366

By Mr. Barrett, a petition (accompanied by bill, Senate, No. 366) of Michael J. Barrett, John W. Scibak, Jason M. Lewis, James B. Eldridge and other members of the General Court for legislation relative to early voting in municipal elections. Election Laws.

The Commonwealth of Massachusetts

In the One Hundred and Ninetieth General Court
(2017-2018)

An Act relative to early voting in municipal elections.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 25B of chapter 54 of the General Laws is hereby amended by inserting after
2 subsection (a), as appearing in the 2014 Official Edition, the following subsection:-

3 (a $\frac{1}{2}$) The election officers and registrars of a city or town that accepts this subsection
4 shall allow a qualified voter, as defined in section 1 of chapter 51, to cast a ballot for a municipal
5 election that is not held at the same time as a biennial state election during the early voting
6 period as set forth in this section. This subsection shall only take effect in a city or town upon
7 the approval of the legislative body and the acceptance by the voters of the city or town on a
8 ballot question at the next regular municipal or state election.