
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 364 Session of
2013

INTRODUCED BY BOSCOLA, COSTA, BROWNE, TEPLITZ, BREWSTER, SMITH,
FARNESE, FERLO, SOLOBAY, LEACH AND WOZNIAK, JANUARY 31, 2013

REFERRED TO STATE GOVERNMENT, JANUARY 31, 2013

AN ACT

1 Providing for election day registration; and prescribing
2 penalties.

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4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 CHAPTER 1
7 PRELIMINARY PROVISIONS

8 Section 101. Short title.

9 This act shall be known and may be cited as the Election Day
10 Registration Act.

11 Section 102. Definitions.

12 The following words and phrases when used in this act shall
13 have the meanings given to them in this section unless the
14 context clearly indicates otherwise:

15 "Board" or "county board." The county board of elections.

16 "Department." The Department of State of the Commonwealth.

17 CHAPTER 3
18 ELECTION DAY REGISTRATION

19 Section 301. Election day registration.

20 (a) General rule.--A person otherwise eligible to vote may
21 register to vote on the day of any primary, municipal or general
22 election by appearing in person at the polling place for the
23 election district in which the individual maintains residence,
24 completing a registration card, making an oath in the form
25 prescribed by the department and providing proof of residence.

26 (b) Proof of residence.--An individual may prove residence
27 by any of the following methods:

28 (1) By displaying a valid driver's license.

29 (2) By showing any document approved by the department.

30 (3) By the written statement of an elector registered to

1 vote in that election district, sworn to in the presence of a
2 judge of elections, stating to the effect that the elector
3 personally knows that the individual is a resident of the
4 election district. An individual whose residence has been
5 sworn to under this paragraph on election day may not sign a
6 proof of residence oath for any other individual on that
7 election day.

8 Section 302. Procedure.

9 (a) Judges of elections.--Voter registration under this act
10 shall be conducted by judges of elections. A judge who registers
11 an individual voter shall not process that voter's ballot at any
12 time prior to opening of the ballot box after the voting ends.

13 (b) Registration cards.--Registration cards and forms for
14 oaths shall be available at each polling place. If an individual
15 who registers on election day proves residence under section
16 301(b)(3), the form containing that statement shall be attached
17 to the individual's registration card. Registration cards
18 completed on election day shall be forwarded to the appropriate
19 county board, which shall add the name of each voter to the
20 registration rolls unless the information forwarded is
21 substantially deficient. Each judge of elections registering a
22 person on election day shall initial the voter registration card
23 of that person.

24 (c) Deficient registration.--A county board that finds an
25 election day registration substantially deficient shall mail
26 written notice of same to the individual. An election day
27 registration shall not be found deficient solely because the
28 individual who provided proof of residence was ineligible to do
29 so.

30 Section 303. Maps.

1 (2) To cause an individual's name to be registered for
2 the purpose of voting in more than one election district or
3 in any election district in which the individual does not
4 maintain residence.

5 (3) To misrepresent an individual's identity when
6 attempting to register to vote.

7 (4) To aid, abet, counsel or procure any other
8 individual to violate this act.

9 (5) For a judge of elections to allow an unregistered
10 voter to vote in any election.

11 (b) Grading.--A violation of this section constitutes a
12 misdemeanor of the second degree.

13 Section 502. Enforcement.

14 Prosecution for violations of this act shall be brought by
15 the district attorney, upon information supplied by the
16 department, a county election officer or any person.

17 CHAPTER 11

18 MISCELLANEOUS PROVISIONS

19 Section 1101. Construction of act.

20 This act shall be construed as providing a procedure for
21 registration in addition to those methods as are provided by
22 law.

23 Section 1102. Rules and regulations.

24 The department shall, in the manner provided by law,
25 promulgate the rules and regulations necessary to carry out this
26 act.

27 Section 1103. Repeals.

28 All acts and parts of acts are repealed insofar as they are
29 inconsistent with this act.

30 Section 1104. Applicability.

1 This act shall apply to the municipal or general election
2 occurring in the year next following the year of final enactment
3 of this act, and to each primary, municipal and general election
4 thereafter.

5 Section 1105. Effective date.

6 This act shall take effect immediately.