

**SUMMARY ANALYSIS OF AMENDED BILL**

Author: Padilla Analyst: Janet Jennings Bill Number: SB 35  
 Related Bills: None Telephone: 845-3495 Amended Date: August 6, 2012  
 Attorney: Patrick Kusiak Sponsor: \_\_\_\_\_

**SUBJECT:** Voter Registration Agencies/Includes FTB

**SUMMARY**

This bill would detail the responsibilities the Franchise Tax Board (FTB) has as a voter registration agency.

**RECOMMENDATION**

No position.

**SUMMARY OF AMENDMENTS**

The August 6, 2012, amendments define a voter registration agency, remove the agency and state coordinator requirements, require voter registration agency training material to be provided by the Secretary of State’s office, require annual training to designated personnel, and changes the mandate to automatically fill in a voter registration application from a change of address to optional. This analysis only addresses the provisions of this bill that impact the department’s programs and operations.

Except for the “This Bill” discussion, the department’s analysis of the bill as amended June 27, 2012, still applies.

**THIS BILL**

This bill would require the FTB as a Voter Registration Agency (VRA) to do the following:

- Notify the county elections official of each applicable county of the location of each of the VRA offices or sites within the county.
- Designate an agency employee to be responsible for compliance with this bill.
- Request voter preference and voter registration cards, in all languages required from the applicable county elections official, as needed.
- Ensure an annual training program is attended by appropriate personnel.

The FTB may conduct an internal review, as necessary, to ensure compliance with this chapter and the federal National Voter Registration Act of 1993.

Board Position:	Legislative Director	Date
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This bill would require the FTB, as a VRA that allows a person to initiate an online change of address, in conjunction with the state coordinator, to implement a process and infrastructure to allow an applicant to electronically submit a voter preference form to the FTB, and submit an affidavit of voter registration electronically on the Internet Web Site of the Secretary of State.

This bill would allow the FTB to ensure the information entered into a person's online change of address form would be automatically transferred to the electronic affidavit of voter registration if that person indicates that they want to register to vote.

This bill would require the FTB to inform persons, whose electronic preference form indicates that they want to register to vote, of the following options for registering to vote:

- Submit an affidavit of voter registration electronically on the Secretary of State's Internet Web Site.
- Complete an affidavit of voter registration electronically on the Secretary of State's Internet Web site, print a hard copy of the completed affidavit, and mail or deliver the hard copy of the completed affidavit to the Secretary of State or the appropriate county elections official.
- Obtain a voter registration card on a county's Internet Web site and print, complete, sign, and return the card to the county elections official.

## **SUPPORT/OPPOSITION<sup>1</sup>**

Support: American Civil Liberties Union of California, California Common Cause, California State Student Association Service Employees International Union, California State Council, Four individuals.

Opposition: None on file.

## **LEGISLATIVE STAFF CONTACT**

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<sup>1</sup> As reported on the Legislative Counsel Web site: [http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb\\_0001-0050/sb\\_35\\_cfa\\_20120702\\_135013\\_asm\\_comm.html](http://www.leginfo.ca.gov/pub/11-12/bill/sen/sb_0001-0050/sb_35_cfa_20120702_135013_asm_comm.html) [as if July 17, 2012]