

# **WEST VIRGINIA LEGISLATURE**

**2022 REGULAR SESSION**

**Introduced**

**House Bill 4693**

BY DELEGATE YOUNG

[Introduced February 15, 2022; Referred to the Committee  
on Government Organization then the Judiciary]

1 A BILL to amend and reenact §3-2-3 of the Code of West Virginia, 1931, as amended, relating to  
2 registration of voters; and requiring the Secretary of State to utilize the Electronic  
3 Registration Information Center.

*Be it enacted by the Legislature of West Virginia:*

## **ARTICLE 2. REGISTRATION OF VOTERS.**

### **§3-2-3. State authority relating to voter registration; chief election official.**

1 (a) The Secretary of State, as chief election official of the state as provided in §3-1A-6 of  
2 this chapter, ~~shall have~~ has general supervision of the voter registration procedures and practices  
3 and the maintenance of voter registration records in the state and ~~shall have~~ has authority to may  
4 require reports and investigate violations to ensure the proper conduct of voter registration  
5 throughout the state and all of its subdivisions. Upon written notice to the clerk of the county  
6 commission of a county of the need for voter registration record maintenance and the failure of  
7 that clerk to complete such maintenance within 90 days of the notice, the Secretary of State may  
8 make changes in the voter registration data necessary to comply with list maintenance  
9 requirements of §3-2-4a, §3-2-23, §3-2-25, §3-2-26, and §3-2-27 of this code: *Provided*, That the  
10 secretary shall send the notice by certified mail, return receipt requested.

11 (b) The Secretary of State, as chief election official of the state, is responsible for  
12 ~~implementing~~ and shall implement, in a uniform and nondiscriminatory manner, a single, uniform,  
13 official, centralized, interactive computerized statewide voter registration list defined, maintained,  
14 and administered at the state level that contains the name and registration information of every  
15 legally registered voter in the state and assigns a unique identifier to each legally registered voter  
16 in the state.

17 (c) The Secretary of State is hereby designated as the chief election official responsible  
18 for the coordination of this state's responsibilities under 42 U.S.C. §1973gg, *et seq.*, the "National  
19 Voter Registration Act of 1993". The Secretary of State ~~shall have~~ has general supervision of  
20 voter registration procedures and practices at agencies and locations providing services as

21 required by the provisions of this article and ~~shall have the authority to~~ may propose procedural,  
22 interpretive and legislative rules for promulgation in accordance with ~~the provisions of §29A-3-1~~  
23 *et seq.* of this code for application for registration, transmission of applications, reporting and  
24 maintenance of records required by the provisions of this article and for the development,  
25 implementation and application of other provisions of this article. The Secretary of State shall  
26 utilize the voters Electronic Registration Information Center website for online voter registration.

NOTE: The purpose of this bill is to require the Secretary of State to utilize the Electronic Registration Information Center.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.