

**SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION**

S.F. No. 4935

(SENATE AUTHORS: KUNESH)

DATE
03/13/2024

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Introduction and first reading
Referred to Elections

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to elections; allowing the use of a certificate of naturalization for election
1.3 day voter registration; amending Minnesota Statutes 2023 Supplement, section
1.4 201.061, subdivision 3.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2023 Supplement, section 201.061, subdivision 3, is amended
1.7 to read:

1.8 Subd. 3. **Election day registration.** (a) An individual who is eligible to vote may register
1.9 on election day by appearing in person at the polling place for the precinct in which the
1.10 individual maintains residence, by completing a registration application, making an oath in
1.11 the form prescribed by the secretary of state and providing proof of residence. An individual
1.12 may prove residence for purposes of registering by:

1.13 (1) presenting a driver's license or Minnesota identification card issued pursuant to
1.14 section 171.07;

1.15 (2) presenting any document approved by the secretary of state as proper identification;

1.16 (3) presenting one of the following:

1.17 (i) a current valid student identification card from a postsecondary educational institution
1.18 in Minnesota, if a list of students from that institution has been prepared under section
1.19 135A.17 and certified to the county auditor in the manner provided in rules of the secretary
1.20 of state; or

1.21 (ii) a current student fee statement that contains the student's valid address in the precinct
1.22 together with a picture identification card; ~~or~~

2.1 (4) presenting a certificate of naturalization issued within the last two years and a
2.2 document approved by the secretary of state that shows the voter's name and current address
2.3 in the precinct; or

2.4 (5) having a voter who is registered to vote in the precinct, or an employee employed
2.5 by and working in a residential facility in the precinct and vouching for a resident in the
2.6 facility, sign an oath in the presence of the election judge vouching that the voter or employee
2.7 personally knows that the individual is a resident of the precinct. A voter who has been
2.8 vouched for on election day may not sign a proof of residence oath vouching for any other
2.9 individual on that election day. A voter who is registered to vote in the precinct may sign
2.10 up to eight proof-of-residence oaths on any election day. This limitation does not apply to
2.11 an employee of a residential facility described in this clause. The secretary of state shall
2.12 provide a form for election judges to use in recording the number of individuals for whom
2.13 a voter signs proof-of-residence oaths on election day. The form must include space for the
2.14 maximum number of individuals for whom a voter may sign proof-of-residence oaths. For
2.15 each proof-of-residence oath, the form must include a statement that the individual: (i) is
2.16 registered to vote in the precinct or is an employee of a residential facility in the precinct,
2.17 (ii) personally knows that the voter is a resident of the precinct, and (iii) is making the
2.18 statement on oath. The form must include a space for the voter's printed name, signature,
2.19 telephone number, and address.

2.20 The oath required by this subdivision and Minnesota Rules, part 8200.9939, must be
2.21 attached to the voter registration application.

2.22 (b) The operator of a residential facility shall prepare a list of the names of its employees
2.23 currently working in the residential facility and the address of the residential facility. The
2.24 operator shall certify the list and provide it to the appropriate county auditor no less than
2.25 20 days before each election for use in election day registration.

2.26 (c) "Residential facility" means transitional housing as defined in section 256E.33,
2.27 subdivision 1; a supervised living facility licensed by the commissioner of health under
2.28 section 144.50, subdivision 6; a nursing home as defined in section 144A.01, subdivision
2.29 5; an assisted living facility licensed by the commissioner of health under chapter 144G; a
2.30 veterans home operated by the board of directors of the Minnesota Veterans Homes under
2.31 chapter 198; a residence licensed by the commissioner of human services to provide a
2.32 residential program as defined in section 245A.02, subdivision 14; a residential facility for
2.33 persons with a developmental disability licensed by the commissioner of human services
2.34 under section 252.28; setting authorized to provide housing support as defined in section
2.35 256I.03, subdivision 10a; a shelter for battered women as defined in section 611A.37,

3.1 subdivision 4; a supervised publicly or privately operated shelter or dwelling designed to
3.2 provide temporary living accommodations for the homeless; a facility where a provider
3.3 operates a residential treatment program as defined in section 245.462, subdivision 23; or
3.4 a facility where a provider operates an adult foster care program as defined in section
3.5 245A.02, subdivision 6c.

3.6 (d) For tribal band members, an individual may prove residence for purposes of
3.7 registering by:

3.8 (1) presenting an identification card issued by the tribal government of a tribe recognized
3.9 by the Bureau of Indian Affairs, United States Department of the Interior, that contains the
3.10 name, address, signature, and picture of the individual; or

3.11 (2) presenting an identification card issued by the tribal government of a tribe recognized
3.12 by the Bureau of Indian Affairs, United States Department of the Interior, that contains the
3.13 name, signature, and picture of the individual and also presenting one of the documents
3.14 listed in Minnesota Rules, part 8200.5100, subpart 2, item B.

3.15 (e) A county, school district, or municipality may require that an election judge
3.16 responsible for election day registration initial each completed registration application.