

H.R.3489

Title: To amend the Help America Vote Act of 2002 to prohibit State election officials from accepting a challenge to an individual's eligibility to register to vote in an election for Federal office or to vote in an election for Federal office in a jurisdiction on the grounds that the individual resides in a household in the jurisdiction which is subject to foreclosure proceedings or that the jurisdiction was adversely affected by a hurricane or other major disaster, and for other purposes.

Sponsor: [Rep Jackson, Jesse L., Jr.](#) [IL-2] (introduced 7/31/2009) [Cosponsors](#) (10)

Latest Major Action: 11/4/2009 House committee/subcommittee actions. Status: Ordered to be Reported by Voice Vote.

SUMMARY AS OF:

7/31/2009--Introduced.

Amends the Help America Vote Act of 2002 to prohibit a state or local election official from accepting a challenge to an individual's eligibility to register to vote in an election for federal office in a jurisdiction or to vote in an election for federal office in a jurisdiction if the challenge is not based on good cause.

Declares that a challenge is not based on good cause if it is based on residence in property subject to foreclosure proceedings or in an area damaged by hurricane or other major disaster.

HR 3489 IH

111th CONGRESS
1st Session
H. R. 3489

To amend the Help America Vote Act of 2002 to prohibit State election officials from accepting a challenge to an individual's eligibility to register to vote in an election for Federal office or to vote in an election for Federal office in a jurisdiction on the grounds that the individual resides in a household in the jurisdiction which is subject to foreclosure proceedings or that the jurisdiction was adversely affected by a hurricane or other major disaster, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

July 31, 2009

Mr. JACKSON of Illinois (for himself, Mr. WATT, Mr. CONYERS, Ms. ZOE LOFGREN of California, Mr. CAPUANO, Mr. GONZALEZ, Mr. DAVIS of Alabama, Ms. LEE of California, Mr. SCOTT of Virginia, Mr. NADLER of New York, and Mrs. DAVIS of California) introduced the following bill; which was referred to the Committee on House Administration

A BILL

To amend the Help America Vote Act of 2002 to prohibit State election officials from accepting a challenge to an individual's eligibility to register to vote in an election for Federal office or to vote in an election for Federal office in a jurisdiction on the grounds that the individual resides in a household in the jurisdiction which is subject to foreclosure proceedings or that the jurisdiction was adversely affected by a hurricane or other major disaster, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. PROHIBITING ACCEPTANCE OF CHALLENGES TO ELIGIBILITY TO REGISTER OR VOTE IN FEDERAL ELECTIONS NOT BASED ON GOOD CAUSE OR BASED ON RESIDENCE IN PROPERTY SUBJECT TO FORECLOSURE PROCEEDINGS OR IN AREA DAMAGED BY HURRICANE OR OTHER MAJOR DISASTER.

(a) In General- Subtitle A of title III of the Help America Vote Act of 2002 (42 U.S.C. 15481 et seq.) is amended by inserting after section 303 the following new section:

` SEC. 303A. PROHIBITING ACCEPTANCE OF CHALLENGES TO ELIGIBILITY TO REGISTER OR ELIGIBILITY TO VOTE IN FEDERAL ELECTIONS NOT BASED ON GOOD CAUSE.

` (a) In General- A State or local election official may not accept a challenge to an individual's eligibility to register to vote in an election for Federal office in a jurisdiction or to vote in an election for Federal office in a jurisdiction which is not based on good cause.

` (b) Challenges Based on Certain Grounds Not Considered Good Cause- For purposes of subsection (a), a challenge to an individual's eligibility to register to vote in an election for Federal office in a jurisdiction or to vote in an election for Federal office in a jurisdiction is not based on good cause if the challenge is based on any of the following grounds:

` (1) The individual resides in a household in the jurisdiction which is subject to foreclosure proceedings.

` (2) The jurisdiction is included in a geographic area which was adversely affected by a hurricane or other major disaster declared by the President under section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170).

` (c) Effective Date- This section shall apply with respect to the regularly scheduled general election for Federal office held in November 2010 and each subsequent election for Federal office.'.

(b) Conforming Amendment Relating to Enforcement- Section 401 of such Act (42 U.S.C. 15511) is amended by striking `and 303' and inserting `303, and 303A'.

(c) Clerical Amendment- The table of contents of the Help America Vote Act of 2002 is amended by inserting after the item relating to section 303 the following new item:

`Sec. 303A. Prohibiting acceptance of challenges to eligibility to register or eligibility to vote in Federal elections not based on good cause.'.

END