

HB 2107 A STAFF MEASURE SUMMARY**Carrier:** Rep. Fahey**House Committee On Rules****Action Date:** 04/20/23**Action:** Do pass with amendments and rescind subsequent referral to Ways and Means. (Printed A-Eng.)**Vote:** 4-3-0-0**Yeas:** 4 - Fahey, Kropf, Nosse, Valderrama**Nays:** 3 - Breese-Iverson, Scharf, Wallan**Fiscal:** Fiscal impact issued**Revenue:** No revenue impact**Prepared By:** Melissa Leoni, LPRO Analyst**Meeting Dates:** 2/14, 4/20**WHAT THE MEASURE DOES:**

Extends automatic voter registration to Oregon Health Authority (OHA) as of June 1, 2026. Requires Secretary of State (SOS) to establish by rule the schedule, format, and frequency for OHA to provide electronic records to SOS containing legal name, age, residence, and citizenship information and any electronic signature of each person who is eligible to be qualified elector. Prohibits OHA from providing records for person who is not a United States citizen. Requires SOS to develop process to obtain electronic signature from Oregon Department of Transportation (ODOT) where not provided by OHA. Requires SOS or county clerk to notify each person of the process to decline registration, adopt political party affiliation, and provide a signature if signature was not provided by OHA or ODOT. Allows electronic record to constitute a completed registration card without signature. Requires SOS to adopt rules to ensure no ballot is counted for a person registered to vote where records do not contain an electronic signature. Allows agencies to take action prior to operative dates.

ISSUES DISCUSSED:

- Ways to keep voter rolls accurate and informing voters of those processes
- Expansion based on working with other agencies and data collection
- The number of nonaffiliated voters since Oregon Motor Voter
- Relationship to health information and privacy
- Other possible agencies and the potential for additional expansion of automatic voter registration
- Rulemaking authority and process for change of address

EFFECT OF AMENDMENT:

Replaces the measure.

BACKGROUND:

Automatic voter registration (AVR) is a process where eligible voters are automatically registered to vote when they interact with certain government agencies, most commonly as an opt-out process following interactions with state Department of Motor Vehicles (DMV) offices. In 2016, Oregon became the first state to automatically register eligible citizens who are not currently registered to vote when they apply for an original, renewal, or replacement driver license, permit, or identification card through the DMV.

House Bill 2177 (2015) required the Oregon Department of Transportation, as a designated voter registration agency, to provide the Elections Division of the Secretary of State (SOS) with the electronic records of each person who may be eligible to vote after certain interactions with the DMV. The law, known as "Oregon Motor Voter," was enacted by the Legislative Assembly to modernize the federal "Motor Voter Act" that required DMVs in most states to offer voter registration services, primarily by asking customers if they would like to register. Under

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Oregon Motor Voter, if a person is not already registered to vote, they receive a card and a pre-paid postage return envelope from the SOS Elections Division following certain interactions with the DMV.

As of January 2022, 22 states and Washington, D.C., are categorized by the National Conference of State Legislatures as having enacted or implemented automatic voter registration.

House Bill 2107 A expands AVR to the Oregon Health Authority as of June 1, 2026, from information provided to the Oregon Health Plan.