

# CHAPTER 8200

## SECRETARY OF STATE

### VOTER REGISTRATION

8200 1200 REGISTRATION CARD, FORMAT  
8200 2800 REGISTRATIONS RECEIVED FEWER  
THAN 20 DAYS BEFORE ELECTION  
8200 2900 FAULTY OR DEFICIENT  
REGISTRATIONS  
8200 2950 ADDRESSES ON VOTER  
REGISTRATION CARDS

8200 3100 NOTICE OF INEFFECTIVE OR LATE  
REGISTRATION  
8200 3550 NOTICE OF CHALLENGE REMOVAL  
8200 5100 REGISTRATION AT PRECINCT ONLY  
8200 5400 NOTATION OF IDENTIFICATION ON  
REGISTRATION CARD

#### 8200.1200 REGISTRATION CARD; FORMAT.

Subpart 1. **Form.** The voter registration card must:

A. contain the data elements provided in Minnesota Statutes, section 201 071;

B. contain the following certification. I certify that I

- will be at least 18 years old on election day,
- am a citizen of the United States,
- will have resided in Minnesota for 20 days immediately preceding election

day,

- am not under guardianship of the person,
- have not been found by a court to be legally incompetent to vote,
- have not been convicted of a felony without having my civil rights restored,

and

• have read and understand this statement, that giving false information is a felony punishable by not more than 5 years imprisonment or a fine of not more than \$10,000, or both,

C. be consistent in layout with the data entry screens used by the statewide registration system;

D. take into consideration readability and ease of understanding,

E. provide room for including a mailing address for returning the completed registration,

F. have printed on or with the card a set of instructions for completing the registration, and

G. have printed on or with the card a statement that assistance for registration and voting is available for elderly and disabled individuals and residents of health care facilities

The secretary of state shall provide examples of the voter registration card to all county auditors

**Subp 2 Box for office use only.** The voter registration card must contain a box marked for "election day official use only" which contains "W \_\_", "P \_\_", and "SD." These initials stand for "ward," "precinct," and "school district." Other information may also be included. Judges of election shall record the type of election day voter registration proof and its number, if any, in the "election day official use only" box.

**Subp 3 Identifying mark.** The voter registration card may include a mark identifying where the voter obtained the card or how the card was delivered to the county auditor or secretary of state.

**Statutory Authority:** *MS s 201 071*

**History:** 23 SR 459

#### 8200.2800 REGISTRATIONS RECEIVED FEWER THAN 20 DAYS BEFORE ELECTION.

When an auditor receives correctly completed registrations during the period when registrations cannot be accepted for an election, the auditor shall notify the applicant that the applicant must register on election day to vote at the upcoming election. In the notice to the

applicant, the auditor shall explain that the registration card received by the auditor makes the applicant registered to vote on the day after the upcoming election.

**Statutory Authority:** *MS s 201 221*

**History:** 23 SR 459

### **8200.2900 FAULTY OR DEFICIENT REGISTRATIONS.**

When a person attempts to register prior to election day and the county auditor determines that the registration is faulty or defective, the auditor shall notify the person attempting to register that the registration was not correctly completed. The auditor shall attempt to obtain the needed information by mail or telephone. If a registration card is faulty or defective and the address or the telephone number cannot be determined, the registration card shall be removed from the files and maintained separately for one year. The applicant shall be allowed to vote only after correctly completing a registration card.

When the auditor notifies a person of an incorrectly completed registration, the auditor shall also notify the applicant of the dates on which registrations cannot be accepted for an election and of the procedures for election day registration. In the notice to the applicant, the auditor shall explain that a correctly completed registration received by the auditor during the period when registrations cannot be accepted for the upcoming election will make the applicant registered to vote on the day after the upcoming election.

When an auditor receives a faulty or deficient registration during the period when registrations cannot be accepted for an election, the auditor shall notify the applicant that the applicant must register at the polling place of the precinct in which she or he resides on election day to vote at the election. In the notice to the applicant, the auditor shall explain that a correctly completed registration received by the auditor during the period when registrations cannot be accepted for the upcoming election will make the applicant registered to vote on the day after the upcoming election.

**Statutory Authority:** *MS s 201 221*

**History:** 23 SR 459

### **8200.2950 ADDRESSES ON VOTER REGISTRATION CARDS.**

A person having a residence with a street address who completes a voter registration card must provide the street address assigned to the person's residence in the residence space on the voter registration card. The alternate mailing address space on the voter registration card must be used only when the United States Postal Service will not deliver mail to the registrant's residence address.

**Statutory Authority:** *MS s 201 071*

**History:** 23 SR 459

### **8200.3100 NOTICE OF INEFFECTIVE OR LATE REGISTRATION.**

Subpart 1 **Conditions requiring.** If a county auditor receives a voter registration card that is defective, the auditor shall send a notice of ineffective registration to the person seeking to register. If a county auditor receives a voter registration card that is filed during the period when preelection voter registrations cannot be accepted, the auditor shall send a notice of late registration to the person seeking to register. The notice of late registration must require that it be returned if not deliverable. The secretary of state shall provide sample notice forms.

Subp 2 [Repealed, 23 SR 459]

**Statutory Authority:** *MS s 201 061, 201 221*

**History:** 23 SR 403, 23 SR 459

NOTE Subpart 2 was also amended at 23 SR 403 to read

Subp 2 Notice of ineffective registration

NOTICE OF INEFFECTIVE REGISTRATION

IMPORTANT INFORMATION

ABOUT YOUR VOTER REGISTRATION

To \_\_\_\_\_

Your Voter Registration cannot be accepted by this office for the following reason(s)

A ☐ Incomplete \_\_\_\_\_

B ☐ Your registration was received fewer than 20 days before the upcoming election. It will be effective on \_\_\_\_/\_\_\_\_/\_\_\_\_ (day after next election)

You may register to vote at the polling place on election day by presenting either

(1) this mailed notice,

(2) a valid Minnesota Driver's License, Learner's Permit or receipt for either that contains the voter's valid address in the precinct,

(3) a Minnesota Identification Card or receipt thereof that contains the voter's valid address in the precinct,

(4) one document from the list in (a) and one document from the list in (b)

(a) an original bill in your name for gas, electric, telephone, cable television, solid waste, water, or sewer services showing your current address and due up to 30 days before or after election day, and

(b) your Minnesota Driver's License or Identification Card, United States Passport, United States Military Identification Card with your photograph, or Minnesota postsecondary student identification card with your photograph,

(5) a current student identification card that contains the student's valid address in the precinct,

(6) a current student fee statement that contains the student's valid address in the precinct,

(7) a copy of a current student registration card that contains the student's valid address in the precinct,

(8) a registered voter in your precinct who can attest to your address, or

(9) a valid registration in the same precinct under a different address

Your Polling Place is \_\_\_\_\_

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_ County Auditor (signature),

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_ (date)

### 8200.3550 NOTICE OF CHALLENGE REMOVAL.

The county auditor shall mail a notice indicating the individual's name, address, precinct, and polling place to any registered voter whose civil rights have been restored after a felony conviction, who has been removed from under a guardianship of the person, or who has been restored to capacity by the court after being ineligible to vote. The notice must require that it be returned if not deliverable.

**Statutory Authority:** *MS s 201.221*

**History:** *23 SR 459*

### 8200.5100 REGISTRATION AT PRECINCT ONLY.

**Subpart 1 Procedure; proof.** Any person otherwise qualified but not registered to vote in the precinct in which the person resides may register to vote on election day at the polling place of the precinct in which the person resides. To register on election day, a person must complete and sign the registration card and provide proof of residence. A person may prove residence on election day only.

*[For text of items A and B, see M R ]*

C. by presenting a notice of late registration mailed by the county auditor or municipal clerk, or

D. by having a person who is registered to vote in the precinct and knows the applicant is a resident of the precinct sign the oath in part 8200.9939.

The oath in item D must be attached to the voter registration card until the address of the applicant is verified by the county auditor. The county auditor shall file the oaths and maintain them for one year.

**Subp 2 Additional proof of residence allowed.** An eligible voter may prove residence under this subpart by presenting one of the photo identification cards listed in item A and one of the additional proofs of residence listed in item B.

A. The following documents are acceptable photo identification cards under this subpart if they contain the voter's name and photograph:

(1) a Minnesota driver's license or identification card;

(2) a United States passport,

(3) a United States military identification card, or

(4) a student identification card issued by a Minnesota postsecondary educational institution.

B An original bill for gas, electric, telephone, cable television, solid waste, water, or sewer services is acceptable as an additional proof of residence under this subpart if.

- (1) the bill shows the voter's name and current address in the precinct, and
- (2) the due date on the bill is within 30 days before or after election day

If the photo identification presented by the voter establishes the voter's identity and the additional proof of residence presented by the voter establishes the voter's current address in the precinct, the voter shall have proven residence under this subpart

C The secretary of state shall provide samples of utility bills acceptable as additional proof of residence under item B to local election officials for use in election judge training and in the polling place on election day

**Subp. 3 Additional proof of residence allowed for students.** An eligible voter may prove residence by presenting a current valid photo identification issued by a postsecondary educational institution in Minnesota if the voter's name, student identification number (if available), and address within the precinct appear on a current list of persons residing in the institution's housing certified to the county auditor by the educational institution.

This additional proof of residence for students must not be allowed unless the educational institution submits to the county auditor no later than 60 days prior to the election a written agreement that the educational institution will certify for use at the election accurate updated lists of persons residing in housing owned, operated, leased, or otherwise controlled by the institution. A written agreement is effective for the election and all subsequent elections held in that calendar year

The additional proof of residence for students must be allowed on an equal basis for voters resident in housing of any postsecondary education institution within the county, if lists certified by the institution meet the requirements of this part

An updated list must be certified to the county auditor no earlier than 20 days prior to each election. The certification must be dated and signed by the chief officer or designee of the institution and must state that the list is current and accurate and includes only the names of persons residing as of the date of the certification in housing controlled by the institution.

The auditor shall instruct the election judges of the precinct in procedures for use of the list in conjunction with photo identification. The auditor shall supply a list to the election judges with the election supplies for the precinct

The auditor shall notify all postsecondary educational institutions in the county of the provisions of this subpart.

**Statutory Authority:** *MS s 201 061, 201 221*

**History:** *23 SR 403, 23 SR 459*

## **8200.5400 NOTATION OF IDENTIFICATION ON REGISTRATION CARD.**

When a voter uses a Minnesota driver's license, learner's permit, Minnesota identification card, United States passport, United States military identification card, or Minnesota postsecondary student identification card to prove residence or identity when registering on election day, the election judge who is registering voters shall record the number on the card in the "election day official use only" area of the registration card. When a voter uses one of the documents listed in part 8200.5100, subpart 2, item B, to prove residence for election day registration, the election judge who is registering voters shall record the type of document on the card in the "office use only" area of the registration card.

**Statutory Authority:** *MS s 201 061; 201 221*

**History:** *23 SR 403, 23 SR 459*