

**State of Rhode Island and Providence Plantations  
Rhode Island Board of Elections**

**Public Notice of Proposed Rule-Making**

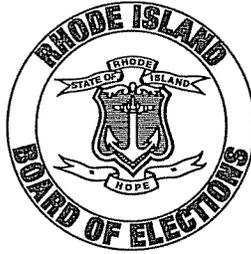
Pursuant to the provisions of Title 17 of the General Laws of Rhode Island, and in accordance with the Administrative Procedures Act Chapter 42-35 of the General Laws, the Rhode Island Board of Elections hereby gives notice of its intent to **repeal** the following; **Rules and Regulations for Same Day Registration and Voting (ERLID #5300)**

The Rule and Regulation is being repealed due to the enactment of Rhode Island General Law 17-1-3 effective June of 2011, which renders the rule and regulation obsolete.

The proposed Rule and Regulation to be repealed is available for public inspection online at [www.elections.ri.gov](http://www.elections.ri.gov), in person at the Rhode Island Board of Elections, 50 Branch Ave. Providence, R.I. 02904, requested by email at [GMcBurney@elections.ri.gov](mailto:GMcBurney@elections.ri.gov) or by calling Gregory McBurney at 401-222-1914.

In the development of the proposed repeal consideration was given to: (1) alternative approaches; (2) overlap or duplication with other statutory and regulatory provisions; and (3) significant economic impact on small business. No alternative approach, duplication, or overlap was identified based upon available information.

All interested parties are invited to submit written or oral comments concerning the proposed repeal by **1/11/2012** to Robert Kando, Rhode Island Board of Elections, 50 Branch Ave. Providence, R.I. 02904, 401-222-2345, [Feedback@elections.ri.gov](mailto:Feedback@elections.ri.gov). A public hearing to consider the proposed repeal shall be held on **1/11/2012 at 3:30 P.M.** at 50 Branch Ave. Providence, R.I. 02904 at which time and place all persons interested will be heard. The room is accessible to the disabled and interpreter services for the hearing impaired will be provided if requested 48 hours prior to the hearing. Requests for this service can be made in writing or by calling 401-222-2345.



**RULES AND REGULATIONS  
FOR SAME DAY REGISTRATION AND VOTING  
ADOPTED BY THE  
RHODE ISLAND BOARD OF ELECTIONS**

**Promulgated by order of  
The Rhode Island State Board of Elections  
John A. Daluz, Chairman**

# **RULES & REGULATIONS FOR SAME DAY REGISTRATION AND VOTING ADOPTED BY THE RHODE ISLAND BOARD OF ELECTIONS**

*The Rhode Island Board of Elections hereby adopts the within rules and regulations relating to voter registration pursuant to and in accordance with R.I. Gen. Laws §17-1-3.*

*Said rules and regulations are adopted pursuant to the Administrative Procedures Act (R.I.G.L. §42-35 et seq.) and are available for public inspection at the offices of the Rhode Island Board of Elections, 50 Branch Avenue, Providence, Rhode Island.*

## **Section 1. Purpose**

This rule is adopted by the Board of Elections for the purpose of expanding on R.I.G.L. §17-1-3 in order to further the intent of the legislature in enacting the statute. This rule is necessary to allow voters to register and then cast a ballot for the offices of President and Vice President of the United States on Election Day, as same-day voter registration and voting has become impracticable in certain city and town halls due to inadequate space and parking accommodations resulting from an increase in the turnout of same day voter registrants on recent Election Days.

## **Section 2. Definitions**

“Board of Canvassers” or “Local Board” shall mean the board of canvassers in a city or town.

“Election Day” shall mean any time the polls are open for the conduct of an election, primary, or referendum.

“Board of Elections” or “State Board” shall mean the Rhode Island Board of Elections.

## **Section 3. Same Day Registration and Voting**

If the conducting of same day voter registration and voting in a city or town hall has become impracticable due to inadequacy of the available facilities or other concerns, the board of canvassers for that city or town may submit a request to the State Board to designate an alternative facility for same day voter registration and voting. Upon approval by the State Board, the board of canvassers shall allow unregistered voters to register and vote at the designated facility, pursuant to R.I.G.L. §17-1-3.

**Section 4. Implementation**

The Board of Elections may promulgate procedures and forms necessary to implement the within rules and regulations required under the Rhode Island General Laws.

These rules and regulations are adopted this \_\_\_\_\_ day of July 2008 pursuant to the Administrative Procedures Act (R.I.G.L. 42-35-1, *et seq.*).

By Order of the Rhode Island Board of Elections

\_\_\_\_\_  
John A. Daluz, Chair

\_\_\_\_\_  
Date

Adopted at a meeting of the State Board of Elections held on this \_\_\_\_\_ day of July, 2008.

Witnessed by

\_\_\_\_\_  
Robert Kando, Executive Director

\_\_\_\_\_  
Date

REPEAL