

112TH CONGRESS
1ST SESSION

H. R. 423

To amend the Help America Vote Act of 2002 to prevent the addresses of the residences of Members of Congress from appearing on the computerized Statewide voter registration lists required to be maintained by States under such Act, and to permit a Member of Congress who seeks to be a candidate for election for public office in a State to meet any requirement under State law to provide the appropriate election official with the address of the Member's residence by providing the chief State election official with an affidavit certifying that the Member is a resident of the State.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 25, 2011

Mr. BACA 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 prevent the addresses of the residences of Members of Congress from appearing on the computerized Statewide voter registration lists required to be maintained by States under such Act, and to permit a Member of Congress who seeks to be a candidate for election for public office in a State to meet any requirement under State law to provide the appropriate election official with the address of the Member's residence by providing the chief State election official with an affidavit certifying that the Member is a resident of the State.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Member Address Pri-
5 vacy and Protection Act”.

6 **SEC. 2. PREVENTING APPEARANCE OF ADDRESS OF RESI-**
7 **DENCE OF MEMBER OF CONGRESS ON STATE**
8 **VOTER REGISTRATION LIST.**

9 (a) IN GENERAL.—Section 303(a)(3) of the Help
10 America Vote Act of 2002 (42 U.S.C. 15483(a)(3)) is
11 amended by striking the period at the end and inserting
12 the following: “, and to prevent the display on the list of
13 the address of the residence of any Member of Congress
14 (except as may be required for a State election official to
15 verify the Member’s voter registration information). For
16 purposes of the previous sentence, the term ‘Member of
17 Congress’ means a Senator or a Representative in, or Del-
18 egate or Resident Commissioner to, the Congress.”.

19 (b) EFFECTIVE DATE.—The amendment made by
20 subsection (a) shall take effect upon the expiration of the
21 90-day period that begins on the date of the enactment
22 of this Act.

1 **SEC. 3. PERMITTING MEMBERS OF CONGRESS SEEKING**
2 **ELECTION FOR PUBLIC OFFICE TO MEET**
3 **DECLARATION OF RESIDENCE REQUIREMENT**
4 **UNDER STATE LAW BY PROVIDING AFFI-**
5 **DAVIT CERTIFYING RESIDENCE IN THE**
6 **STATE.**

7 (a) IN GENERAL.—Notwithstanding any other provi-
8 sion of law, if a State imposes a requirement on an indi-
9 vidual who seeks to be a candidate for election for public
10 office in the State to provide an election official of the
11 State with the address of the individual’s residence, a
12 Member of Congress may meet the requirement by filing
13 a signed affidavit with the chief State election official cer-
14 tifying that the Member is a resident of the State.

15 (b) DEFINITIONS.—In subsection (a)—

16 (1) the “chief State election official” of a State
17 is the individual designated by the State under sec-
18 tion 10 of the National Voter Registration Act of
19 1993 (42 U.S.C. 1973gg–8) to be responsible for the
20 coordination of the State’s responsibilities under
21 such Act;

22 (2) the term “Member of Congress” means a
23 Senator or a Representative in, or Delegate or Resi-
24 dent Commissioner to, the Congress; and

25 (3) the term “State” means each of the several
26 States, the District of Columbia, the Commonwealth

1 of Puerto Rico, American Samoa, Guam, the United
2 States Virgin Islands, and the Commonwealth of the
3 Northern Mariana Islands.

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