



# Shirley N. Weber, Ph.D.

## California Secretary of State Elections Division

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May 24, 2024

County Clerk/Registrar of Voters (CC/ROV) Memorandum # 24107

TO: All County Clerks/Registrars of Voters

FROM: /s/ Catherine Ingram-Kelly  
Voter Registration Manager

RE: VoteCal: Voter Registration Cancellation - National Voter Registration Act (NVRA)

The implementation of [Assembly Bill \(AB\) 2841](#) was outlined by the Secretary of State (SOS) in [CC/ROV # 24039](#), which included instructions for counties on the processing of conservatorship court orders, felony convictions, and deceased voters. Instructions for processing cancellations for National Voter Registration Act (NVRA) "8d2" cards were deferred until after the March 5, 2024, Primary Election.

This memorandum provides information and instruction regarding pre-cancellation notices associated with the National Voter Registration Act (NVRA) "8d2" cards.

### **CHANGE OF ADDRESS PURSUANT TO ARTICLE 2 (COMMENCING WITH SECTION 2220)**

Counties send voters 8d2 cards when notified by postal service change-of-address data that voters have moved and left no forwarding address or the data indicates that voters have moved out of the state. (Elec. Code, § 2225(c).)

Following the mailing of an 8d2 postcard to a voter, the voter registration record of the voter must be cancelled if the voter:

- Did not respond to the 8d2 card,
- Does not notify the county elections official of continued residency in California, and
- Failed to vote in two federal general elections.

(Elec. Code, §§ 2201(a)(6), 2226(b); 52 U.S.C. §§ 21803(a)(4)(A), 20507(a)(4), (d).)

Prior to cancelling the voter registration record of a voter for the above reason, a pre-cancellation notice must be sent to the voter.

Prior to completing the NVRA “8d2” list maintenance voter registration record cancellation process, counties must do the following.

### **County Action Required**

#### **Send Pre-Cancellation Notice**

AB 2841 requires county elections officials to send a pre-cancellation notice to voters prior to the voter’s registration cancellation based on the mailing of an 8d2 card and the voter’s failure to act, as described above. See Attachments A (sample notice) and B (sample return form).

Counties should not change a voter’s voter registration status as a result of sending a pre-cancellation notice; it should remain “inactive”.

#### **Cancel the Voter Registration**

Counties must track when a voter is sent a pre-cancellation notice. If no response is received within 15 days of sending the notice, the county then cancels the registration.

#### **NOTES:**

Cancellations for this reason must never take place during the 90 days prior to a primary or general election with federal offices on the ballot. (U.S.C. § 20507(c)(2).)

Counties are required to track, as a part of the Election Administration and Voting Survey (EAVS), cancellations for a variety of reasons, including cancellations based on the mailing of 8d2 cards.

If there are any questions regarding this or other VoteCal matters, please contact the VoteCal Help Desk at 888-868-3225 or via email at [votecalhelp@sos.ca.gov](mailto:votecalhelp@sos.ca.gov).

#### **Attachments**

- A. Pre-Cancellation Notice – NVRA 8d2 Card Process
- B. Pre-Cancellation Notice Postage-Paid and Preaddressed Return Form – NVRA 8d2 Card Process

(Currently provided in English; will be provided in Spanish, Chinese, Japanese, Hindi, Khmer, Korean, Thai, Tagalog, and Vietnamese)

Attachment A for CCROV #24107  
Pre-Cancellation Notice – NVRA 8d2 Card Process  
Elections Code section 2201(c)

Date

<Name>  
<Street Address>  
<City, CA 9xxxxx>

**RE: Voting Rights Cancellation – Change of Address**

Dear <Name>:

IMPORTANT NOTICE.

Your voter registration is scheduled to be cancelled on **[date]**.

You were previously sent a notice by your county because the county received notification from the postal service that you moved and left no forwarding address or moved out of state. The notice indicated that you must respond if the change of address information was in error. The county elections official did not receive a response back from you, and you have not voted at any election since the notice was mailed to you.

Your voter registration will be cancelled 15 days from the date of this notice unless you return the attached postage-paid postcard or call **[county elections office phone number]**.

If we do not receive a response to this notice, and you believe you are eligible to register to vote, you may be required to reregister to vote in the next election or vote using a provisional ballot. You can find more information about voter eligibility rules on the Secretary of State's website at **[sos.ca.gov/elections/voting-resources/voting-california/who-can-vote-california](https://sos.ca.gov/elections/voting-resources/voting-california/who-can-vote-california)** or by calling the voter hotline at **800-345-VOTE (8683)**. You can also check your current registration status at **[voterstatus.sos.ca.gov](https://voterstatus.sos.ca.gov)**.

**County Elections Office Contact Information**

<County Name>  
<County Address>  
<County Phone Number>  
<County Email>  
<County Website>

Attachment A for CCROV #24107  
Pre-Cancellation Notice – NVRA 8d2 Card Process  
Elections Code section 2201(c)

If you have questions or believe this letter was sent to you in error, please immediately contact us or the Secretary of State's office at [elections@sos.ca.gov](mailto:elections@sos.ca.gov) or at 1-800-345-VOTE (8683).

Sincerely,

<County>

Attachment



([RegisterToVote.ca.gov](http://RegisterToVote.ca.gov))

Attachment B for CCROV #24107  
Preaddressed Return Form – NVRA 8d2 Card Process  
Elections Code section 2201(c)

<County Name>  
<County Address>

RE: Voter Registration Cancellation – Change of Address

I have received a pre-cancellation notice from your office that my voter registration is scheduled to be cancelled because of a change of address.

I believe this scheduled voter registration cancellation is wrong.

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SECTION TO BE COMPLETED BY VOTER

Voter Name (Printed): \_\_\_\_\_

Voter Residence Address: \_\_\_\_\_

Voter Mailing Address: \_\_\_\_\_

**My voter registration should not be cancelled because I live in California, and I am eligible to register to vote.**

Voter Signature: \_\_\_\_\_

Date: \_\_\_\_\_