

EXECUTIVE DEPARTMENT
STATE OF CALIFORNIA

FILED
In the office of the Secretary of State
of the State of California

AUG 12 1994

TONY MILLER, Acting Secretary of State

By *Kate J. Powell*
Deputy



EXECUTIVE ORDER W-98-94

WHEREAS, the federal government has enacted the National Voter Registration Act of 1993 ("NVRA") establishing new unfulfilled mandates and procedures pertaining to elections for federal office; and

WHEREAS, Section 4 of the NVRA requires states to establish procedures for voter registration in elections for federal office by application made simultaneously with an application for motor vehicle driver's license; and

WHEREAS, the NVRA requires that certain offices be designated as voter registration agencies to provide specified voter registration assistance to applicants and recipients of public assistance to persons with disabilities receiving services in certain state funded programs commencing January 1, 1995; and

WHEREAS, the NVRA requires that other offices within the State be designated as voter registration agencies; and

WHEREAS, the NVRA fails to provide adequate federal funding, but compels states and local governments to enact a federal program by diverting resources from existing programs and services already facing funding shortages; and

WHEREAS, the right to vote is a fundamental right guaranteed to United States Citizens under the state and federal Constitutions; and

WHEREAS, existing state and federal law does not require adequate verification of citizenship as a condition of voter registration and therefore permits an unacceptable number of non-citizens to register and vote in the State of California; and

WHEREAS, the terms of the NVRA provide for it to take effect on January 1, 1995;

NOW, THEREFORE, I, PETE WILSON, Governor of the State of California, hereby request that the California Legislature memorialize Congress to repeal all limitations of the states' ability to verify citizenship, and by virtue of the powers and authority vested in me by the Constitution and laws of this State do hereby issue this order to become effective immediately:

1. The Department of Motor Vehicles is directed to comply with the provisions of NVRA pertaining to the simultaneous application for a motor vehicle driver's license and voter registration.
2. Pursuant to sections 7 (a)(2)(A) and 7 (a)(2)(B) of the NVRA, the following offices are hereby designated as voter registration agencies:
 - a. County welfare department offices which accept applications and administer benefits for the Aid to Families With Dependant Children program (AFDC) and the Food Stamp program.

- b. County welfare department offices which accept applications and administer benefits for the Medi-Cal program and, with the agreement of the Social Security Administration, Social Security Offices which accept and process applications for the Supplemental Security Income/State Supplemental Payment program.
 - c. County welfare department offices and community based non-profit organizations under contracts with the Department of Health Services, which accept applications and administer benefits for the Women, Infants and Children program (WIC).
 - d. Offices of the State Department of Rehabilitation which provide vocational rehabilitation services.
3. The following offices are hereby designated as voter registration agencies pursuant to Section 7(a)(3)(A) of the NVRA:
- a. Franchise Tax Board district offices which provide public access for income tax and Homeowner and Renter Assistance forms, instructions and assistance.
 - b. State Board of Equalization district offices which provide services to the public.
4. Consistent with state and federal law, all agencies subject to this order shall make vigorous efforts to prevent fraudulent voter registration, including the prevention of registration by non-citizen residents of the State.
5. The Department of Motor Vehicles, Department of Social Services, Department of Health Services, and Department of Rehabilitation shall take all steps necessary, including the development of forms and the promulgation of emergency guidelines and regulations as necessary and appropriate under state and federal law, to comply with the NVRA by January 1, 1995. After January 1, 1995, agencies providing voter registration services pursuant to this order shall implement the NVRA to the extent federal funding is made available for such purposes.

IN WITNESS WHEREOF I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this 12th day of August 1994.

Paul Wilson

Governor of California

ATTEST:

Tony Miller

Acting Secretary of State

