

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1420 Session of 2023

INTRODUCED BY GROVE, R. MACKENZIE, SCHMITT, JAMES, M. MACKENZIE, STAATS, FEE, ORTITAY, JOZWIAK, MENTZER, MOUL, ROWE, GLEIM AND STRUZZI, JUNE 14, 2023

REFERRED TO COMMITTEE ON STATE GOVERNMENT, JUNE 14, 2023

AN ACT

1 Amending the act of June 3, 1937 (P.L.1333, No.320), entitled
 2 "An act concerning elections, including general, municipal,
 3 special and primary elections, the nomination of candidates,
 4 primary and election expenses and election contests; creating
 5 and defining membership of county boards of elections;
 6 imposing duties upon the Secretary of the Commonwealth,
 7 courts, county boards of elections, county commissioners;
 8 imposing penalties for violation of the act, and codifying,
 9 revising and consolidating the laws relating thereto; and
 10 repealing certain acts and parts of acts relating to
 11 elections," as follows:
 12 in preliminary provisions, further providing for definitions,
 13 repealing provisions relating to public funding of
 14 elections, providing for legislative authority over
 15 elections, establishing the Bureau of Election Audits and
 16 providing for special standing in challenges to the
 17 Election Code;
 18 in the Secretary of the Commonwealth, further providing for
 19 powers and duties of the Secretary of the Commonwealth
 20 and providing for reports on implementation of elections;
 21 in county boards of elections, further providing for powers
 22 and duties of county boards and providing for county
 23 boards of elections and satellite offices;
 24 in district election officers, further providing for district
 25 election boards and election, for qualifications of
 26 election officers, for tie votes for judge and inspector,
 27 for clerks of election and machine inspectors, for
 28 vacancies in election boards, appointment, judge and
 29 majority inspector to be members of majority party and
 30 minority inspector to be member of minority party, for

1 election officers to be sworn, for oath of judge of
2 election, for oaths of inspectors of election, for oaths
3 of clerks of election, for oath of machine inspectors,
4 for power of election officers to administer oaths, for
5 compensation of district election officers and for
6 appointment of watchers;
7 in election districts and polling places, further providing
8 for polling places to be selected by county board, for
9 public buildings to be used where possible and portable
10 polling places and for temporary polling places;
11 providing for registration of electors;
12 in ballots, further providing for form of official election
13 ballot and for number of ballots to be printed and
14 specimen ballots;
15 in voting machines, further providing for examination and
16 approval of voting machines by the Secretary of the
17 Commonwealth, for requirements of voting machines, for
18 preparation of voting machines by county election boards
19 and for delivery of voting machines and supplies by
20 county election boards to election officers;
21 in electronic voting systems, further providing for
22 experimental use of electronic voting systems and for
23 statistical sample and providing for requirements of
24 accessible voting machines and for voting system defects,
25 disclosure, investigations and penalties;
26 repealing provisions relating to voting apparatus bonds;
27 providing for election equipment funding;
28 in preparation for and conduct of primaries and elections,
29 providing for voter's bill of rights, for senior voter's
30 bill of rights and for disabled voter's bill of rights
31 and further providing for delivery of ballots and
32 supplies to judges of election, for time for opening and
33 closing polls, for opening of polls, posting cards of
34 instruction and notices of penalties and voters' rights
35 and examination of voting machines, for manner of
36 applying to vote, persons entitled to vote, voter's
37 certificates, entries to be made in district register,
38 numbered lists of voters and challenges, for assistance
39 in voting and for deadline for receipt of valid voter
40 registration application and providing for prohibitions;
41 in voting by qualified absentee electors, further providing
42 for applications for official absentee ballots, for date
43 of application for absentee ballot, for delivering or
44 mailing ballots and for voting by absentee electors,
45 providing for supervised voting by qualified absentee
46 electors in certain facilities and further providing for
47 canvassing of official absentee ballots and mail-in
48 ballots;
49 in voting by qualified mail-in electors, further providing
50 for applications for official mail-in ballots, for date
51 of application for mail-in ballot, for delivering or

1 mailing ballots and for voting by mail-in electors;
2 in Pennsylvania Election Law Advisory Board, further
3 providing for Pennsylvania Election Law Advisory Board;
4 providing for early voting by qualified electors;
5 in returns of primaries and elections, further providing for
6 returns to be open to public inspection and exceptions
7 and for computation of returns by county board,
8 certification and issuance of certificates of election;
9 repealing provisions relating to Election Integrity Grant
10 Program;
11 in recounts and contests, providing for powers and duties of
12 the Attorney General relating to elections and for powers
13 and duties of district attorneys relating to elections;
14 in penalties, further providing for disobeying lawful
15 instructions, for perjury, for false affidavits of
16 candidates, for refusal to permit inspection of papers,
17 destruction or removal and Secretary of the Commonwealth,
18 for refusal to permit inspection of papers, destruction
19 or removal and county boards of elections, for insertion
20 and alteration of entries in documents, removal and
21 refusal to deliver, for refusal to permit overseers,
22 watchers, attorneys or candidates to act, for driving
23 away watchers, attorneys, candidates or overseers, for
24 refusal to permit election officers, clerks and machine
25 inspectors to act and driving away said persons, for
26 refusal to administer oath and acting without being
27 sworn, for violation of oath of office by election
28 officers, for peace officers, failure to render
29 assistance and hindering or delaying county board members
30 and others, for nomination petitions and papers and
31 offenses by signers, for false signatures and statements
32 in nomination petitions and papers, for nomination
33 petitions, certificates and papers, destruction,
34 fraudulent filing and suppression, for offenses by
35 printers of ballots, for unlawful possession of ballots
36 and counterfeiting ballots, for forging and destroying
37 ballots, for tampering with voting machines, for
38 destroying, defacing or removing notices, et cetera, for
39 police officers at polling places, for peace officer,
40 failure to quell disturbances at polls and hindering or
41 delaying election officers and others, for election
42 officers permitting unregistered electors to vote,
43 challenges and refusing to permit qualified electors to
44 vote, for election officers refusing to permit elector to
45 vote in proper party at primaries, for frauds by election
46 officers, for prying into ballots, for interference with
47 primaries and elections, frauds and conspiracy, for
48 persons interfering in other districts, for assault and
49 battery at polls, for unlawful assistance in voting, for
50 election officers permitting unlawful assistance, for
51 failure to keep and return record of assisted voters, for

1 unlawful voting, for elector voting ballot of wrong party
2 at primary, for repeat voting at elections, for removing
3 ballots, for commissioners to take soldiers' votes, for
4 fraudulent voting by soldiers, for bribery at elections,
5 for receipts and disbursements of primary and election
6 expenses by persons other than candidates and treasurers,
7 for receipts of primary and election expenses by
8 unauthorized persons, for contributions by corporations
9 or unincorporated associations, for failure to file
10 expense account, for prohibiting duress and intimidation
11 of voters and interference with the free exercise of the
12 elective franchise, for failure to perform duty, for
13 hindering or delaying performance of duty, for violation
14 of any provision of act and for violations of provisions
15 relating to absentee and mail-in ballots and repealing
16 provisions relating to violation of public funding of
17 elections and providing for unlawful collection of
18 ballots and for prohibiting duress and intimidation of
19 elections officials;
20 providing for reimbursements and withholding; and
21 making an appropriation and making a repeal.

22 The General Assembly of the Commonwealth of Pennsylvania
23 hereby enacts as follows:

24 Section 1. Section 102(e), (n), (p), (r), (s), (t), (z-1),
25 (z.4) and (z.5) of the act of June 3, 1937 (P.L.1333, No.320),
26 known as the Pennsylvania Election Code, are amended and the
27 section is amended by adding subsections to read:

28 Section 102. Definitions.--The following words, when used in
29 this act, shall have the following meanings, unless otherwise
30 clearly apparent from the context:

31 * * *

32 (e) [The] Except as provided in section 700-A, the words
33 "district register" shall mean the [cards] electronic poll book
34 containing all or any part of the registry list of qualified
35 electors of the same election district, as prepared by the
36 registration commissions.

37 * * *

38 (n) [The] Except as provided in section 700-A, the word

1 "party" shall mean a political party, as defined in section 801
2 of this act.

3 * * *

4 (p) [The] Except as provided in section 700-A, the words
5 "political body" shall mean an independent body of electors, as
6 defined in section 801 of this act.

7 * * *

8 (r) [The] Except as provided in section 700-A, the words
9 "primary" or "primary election" shall mean any election held for
10 the purpose of electing party officers and nominating candidates
11 for public offices to be voted for at an election.

12 * * *

13 (s) [The] Except as provided in section 700-A, the words
14 "public office" shall include every public office to which
15 persons can be elected by a vote of the electors under the laws
16 of this State.

17 (t) [The] Except as provided in section 700-A, the words
18 "qualified elector" shall mean any person who shall possess all
19 of the qualifications for voting now or hereafter prescribed by
20 the Constitution of this Commonwealth, or who, being otherwise
21 qualified by continued residence in his election district, shall
22 obtain such qualifications before the next ensuing election.

23 * * *

24 (z-1) [The] Except as provided in section 700-A, the words
25 "in military service" shall mean the uniformed services as
26 defined in section 102 of the Career Compensation Act of 1949
27 (63 Stat. 804 U.S. Code, Title 37, Par. 231).

28 * * *

29 (z.4) [The] Except as provided in section 700-A, the word
30 "municipality" shall mean a city, borough, incorporated town,

1 township or any similar general purpose unit of government which
2 may be created by the General Assembly.

3 (z.5) The words "proof of identification" shall mean:

4 [(1) In the case of an elector who has a religious objection
5 to being photographed, a valid-without-photo driver's license or
6 a valid-without-photo identification card issued by the
7 Department of Transportation.

8 (2) For an elector who appears to vote under section 1210, a
9 document that:

10 (i) shows the name of the individual to whom the document
11 was issued and the name substantially conforms to the name of
12 the individual as it appears in the district register;

13 (ii) shows a photograph of the individual to whom the
14 document was issued;

15 (iii) includes an expiration date and is not expired,
16 except:

17 (A) for a document issued by the Department of
18 Transportation which is not more than twelve (12) months past
19 the expiration date; or

20 (B) in the case of a document from an agency of the Armed
21 forces of the United States or their reserve components,
22 including the Pennsylvania National Guard, establishing that the
23 elector is a current member of or a veteran of the United States
24 Armed Forces or National Guard which does not designate a
25 specific date on which the document expires, but includes a
26 designation that the expiration date is indefinite; and

27 (iv) was issued by one of the following:

28 (A) The United States Government.

29 (B) The Commonwealth of Pennsylvania.

30 (C) A municipality of this Commonwealth to an employee of

1 that municipality.

2 (D) An accredited Pennsylvania public or private institution
3 of higher learning.

4 (E) A Pennsylvania care facility.

5 (3) For a qualified absentee elector under section 1301 or a
6 qualified mail-in elector under section 1301-D:

7 (i) in the case of an elector who has been issued a current
8 and valid driver's license, the elector's driver's license
9 number;

10 (ii) in the case of an elector who has not been issued a
11 current and valid driver's license, the last four digits of the
12 elector's Social Security number;

13 (iii) in the case of an elector who has a religious
14 objection to being photographed, a copy of a document that
15 satisfies paragraph (1); or

16 (iv) in the case of an elector who has not been issued a
17 current and valid driver's license or Social Security number, a
18 copy of a document that satisfies paragraph (2).]

19 (1) In the case of any elector, at least one of the
20 following:

21 (i) the elector's driver's license;

22 (ii) in the case of an elector who has a religious objection
23 to being photographed, a copy of a valid-without-photo driver's
24 license or a valid-without-photo identification card issued by
25 the Department of Transportation;

26 (iii) the elector's voter registration card with scannable
27 identification number and a copy of the elector's signature, as
28 issued by a county under section 302;

29 (iv) a document from an agency of the armed forces of the
30 United States or their reserve components, including the

1 Pennsylvania National Guard, establishing that the elector is a
2 current member of or a veteran of the United States Armed Forces
3 or National Guard which does not designate a specific date on
4 which the document expires, but includes a designation that that
5 expiration date is indefinite;

6 (v) a document issued by the secretary under section 201(n);

7 (vi) an affidavit provided to an elector by elections
8 officers, on which the elector shall affirm his or her identity,
9 including his or her signature and the last four digits of his
10 or her Social Security number. The affidavit shall include
11 disclosure of the penalties under section 1802; or

12 (vii) a document that shows the name and photograph of the
13 individual to whom the document was issued, includes an
14 expiration date and is not expired and is issued by one of the
15 following:

16 (A) The United States Government.

17 (B) The Commonwealth of Pennsylvania.

18 (C) A municipality of this Commonwealth to an employe of
19 that municipality.

20 (D) An accredited public or private institution of higher
21 learning located in this Commonwealth.

22 (E) A care facility located in this Commonwealth.

23 (2) (Reserved).

24 * * *

25 (z.7) The words "ballot-comparison risk-limiting audit"
26 shall mean a statistical audit that compares the interpretation
27 of individual ballots according to the voting system to a human
28 interpretation of the same individual ballots.

29 (z.8) The words "risk limit" shall mean the maximum chance
30 that an audit will not progress to a full hand recount if the

1 voting system record is incorrect.

2 (z.9) The words "ballot-polling risk-limiting audit" shall
3 mean a statistical audit that selects ballots at random and
4 interprets the ballots by hand until there is strong evidence
5 that the recorded outcome in an election is correct, or until
6 all the votes have been counted by hand.

7 (z.10) The words "care facility" shall mean any of the
8 following:

9 (1) A long-term care nursing facility as defined in section
10 802.1 of the act of July 19, 1979 (P.L.130, No.48), known as the
11 "Health Care Facilities Act."

12 (2) An assisted living residence or a personal care home as
13 defined in section 1001 of the act of June 13, 1967 (P.L.31,
14 No.21), known as the "Human Services Code."

15 Section 1.1. Section 107 of the act is repealed:

16 [Section 107. Public Funding of Elections.--(a) The cost
17 and expense to State and local governments relating to the
18 registration of voters and the preparation, administration and
19 conduct of elections in this Commonwealth shall be funded only
20 upon lawful appropriation of the Federal, State and local
21 governments, and the source of funding shall be limited to money
22 derived from taxes, fees and other sources of public revenue.

23 (b) State and local governments, including their public
24 officers, public officials, employees and agents, acting in
25 their official capacity, may not solicit, apply for, enter into
26 a contract for or receive or expend gifts, donations, grants or
27 funding from any individual, business, organization, trust,
28 foundation, or any nongovernmental entity for the registration
29 of voters or the preparation, administration or conducting of an
30 election in this Commonwealth.

1 (c) This section shall not be construed to apply to the
2 collection of fees authorized by law or to the donation or use
3 of:

4 (1) a location for voting purposes;

5 (2) services that are provided without remuneration; or

6 (3) goods that have a nominal value of less than one hundred
7 [\$100] dollars.]

8 Section 2. The act is amended by adding sections to read:

9 Section 108. Legislative Authority Over Elections.--Section
10 5 of Article I of the Constitution of the United States and
11 Article VII of the Constitution of Pennsylvania vest authority
12 for prescribing election law in the General Assembly.

13 Section 109. Bureau of Election Audits.--(a) The Bureau of
14 Election Audits is established in the Department of the Auditor
15 General. The Bureau of Election Audits shall have subpoena power
16 to request from the department or a county any documents,
17 records, papers, data, ballots, election materials or testimony
18 necessary for the efficient completion of the audits required
19 under this section.

20 (b) The Auditor General shall conduct independent election
21 audits in accordance with generally accepted governmental audit
22 standards (GAGAS) and appropriate Service Organization Control
23 standards and shall ensure that the audit methodology will
24 verify the accuracy of the election and the accuracy of
25 election equipment used.

26 (c) For audits that occur during an election year in which
27 the Auditor General stands for election, the Auditor General
28 shall appoint an independent special auditor who shall be a
29 licensed certified public accountant and shall have experience
30 in completing election audits to oversee the operation of the

1 Bureau of Election Audits.

2 (d) The Bureau of Election Audits shall ensure continuous
3 improvement of the election audits required under this section
4 to ensure the accuracy of election results and compliance with
5 Federal and State laws.

6 (e) The duties of the Bureau of Election Audits shall
7 include:

8 (1) Except if a full manual recount of an election is
9 undertaken or an election is uncontested, to conduct result-
10 confirming audits of each election in this Commonwealth,
11 completed by the third Friday following the election. The audits
12 shall include:

13 (i) A statistically sound, ballot-comparison risk-limiting
14 audit or ballot-polling risk-limiting audit of ballots for each
15 election, as provided under section 1117-A.

16 (ii) An audit of election machine logs.

17 (iii) An audit of the returned absentee and mail-in ballots
18 in each county, including a comparison of retained envelopes on
19 which the executed declarations appear, for mail-in and absentee
20 ballots, secrecy envelopes and the total number of absentee and
21 mail-in ballots canvassed.

22 (iv) An audit comparing each canvassed and retained paper
23 ballot in each county with the number of votes recorded.

24 (v) An audit of the pre-election testing of election
25 equipment conducted by each county.

26 (vi) Any other audit deemed necessary by the Bureau of
27 Election Audits to ensure public trust in the outcome of each
28 election.

29 (2) To conduct performance audits of the operations of
30 elections systems and processes at least once every five years.

1 The audits shall include:

2 (i) An audit of each county election office in the
3 Commonwealth.

4 (ii) An audit of the Department of State's election
5 equipment certification process.

6 (iii) An audit of the Statewide Uniform Registry of Electors
7 (SURE) system, including an audit of the accuracy of the list of
8 registered electors.

9 (iv) An audit of the Department of State's administration of
10 elections.

11 (v) Any other audit deemed necessary by the Bureau of
12 Election Audits to ensure public trust in the election
13 administration in this Commonwealth.

14 (3) To publicly post audit methodologies for each of the
15 audits required under this section, including on the Auditor
16 General's publicly accessible Internet website and the
17 Department of State's publicly accessible Internet website.

18 (4) To publicly post the results of each audit required
19 under this section, including on the Auditor General's publicly
20 accessible Internet website, the Department of State's publicly
21 accessible Internet website and each county's publicly
22 accessible Internet website.

23 (5) To monitor corrective action plans developed by entities
24 audited under this section, ensuring that the corrective action
25 plan addresses deficiencies identified by an audit and that the
26 plan is successfully executed to remediate deficiencies.

27 (6) If a full manual recount of an election is undertaken,
28 the Bureau of Election audits shall not be required to perform
29 the audit required under paragraph (1)(i).

30 (f) The duties of the county board of elections shall

1 include:

2 (1) Cooperating with the Bureau of Election Audits to enable
3 efficient conduct of audits required under subsection (d).

4 (2) Cooperating with the Bureau of Election Audits to post
5 the results of audits conducted in that county as required under
6 subsection (e) (4).

7 (3) Holding a public meeting between the third Saturday
8 after an election and the fourth Thursday after an election, at
9 which the board shall make publicly available to the residents
10 of the county the results of audits conducted under subsection
11 (d).

12 (4) Submitting to the Department of State, along with the
13 certified results of the election, a report with the results of
14 the audits conducted under subsection (e) (3). The report shall
15 include the following:

16 (i) The overall accuracy of election results as confirmed by
17 the audits under subsection (e) (3).

18 (ii) A description of any problem or discrepancies
19 encountered in the administration of the election.

20 (iii) The identified causes of any problems or
21 discrepancies.

22 (4.1) Submitting to the Department of State, within ninety
23 (90) days after any election, recommended corrective actions
24 with respect to avoiding or mitigating any problems or
25 discrepancies in future elections.

26 (5) Developing a corrective action plan to address any
27 findings of error or deficiency within an audit conducted under
28 this section.

29 (g) The duties of the Department of State shall include:

30 (1) Cooperating with the Bureau of Election Audits to enable

1 efficient conduct of each audit required under subsection (e).

2 (2) Cooperating with the Bureau of Election Audits to post
3 the methodologies and results of audits conducted in this
4 Commonwealth as required under subsection (e) (3) and (4).

5 (3) To develop a corrective action plan to address any
6 findings of error or deficiency within an audit conducted under
7 this section.

8 Section 110. Special Standing in Challenges to the Election
9 Code.--(a) In a judicial proceeding in which all or part of
10 this act is alleged to be unconstitutional, either or both
11 chambers of the General Assembly, subject to subsection (b),
12 shall have special standing to intervene as a party in the
13 action and to defend the act.

14 (b) The following shall apply:

15 (1) Special standing to intervene as a party under
16 subsection (a) for the Senate shall require an action of the
17 Senate Subcommittee on Management Operation as provided under
18 section 2.1 of the act of January 10, 1968 (1967 P.L.925,
19 No.417), referred to as the "Legislative Officers and Employes
20 Law".

21 (2) Special standing to intervene as a party under
22 subsection (a) for the House of Representatives shall require a
23 majority vote by the House of Representatives.

24 (c) Intervention by either or both chambers of the General
25 Assembly under this section shall not constitute a waiver of
26 sovereign immunity, legislative privilege or other privilege or
27 immunity.

28 (d) This section shall not make either or both chambers of
29 the General Assembly a necessary or indispensable party to an
30 action. A party to an action may not name either or both

1 chambers of the General Assembly as a party or move to join
2 either or both chambers of the General Assembly as a party based
3 on this section.

4 (e) Nothing in this section shall be construed to limit the
5 standing of either or both chambers or an individual member of
6 the General Assembly in a judicial proceeding in which the
7 subject matter relates to specific powers unique to a
8 legislator's functions under the Constitution of Pennsylvania
9 being diminished or impaired.

10 Section 3. Section 201 of the act is amended to read:

11 Section 201. Powers and Duties of the Secretary of the
12 Commonwealth.--The Secretary of the Commonwealth shall exercise
13 in the manner provided by this act all powers granted to him by
14 this act, and shall perform all the duties imposed upon him by
15 this act, which shall include the following:

16 (a) To determine, in accordance with the provisions of this
17 act, the forms of nomination petitions and papers, expense
18 accounts and all other forms and records, the form of which he
19 is required to determine under the provisions of this act.

20 (b) To examine and reexamine voting machines, and to approve
21 or disapprove them for use in this State, in accordance with the
22 provisions of this act. The secretary shall not approve any
23 voting machine for any election, Federal or State, in this
24 Commonwealth, that does not comply with the requirements of
25 section 301 of the Help America Vote Act of 2002 (Public Law
26 107-252, 42 U.S.C. § 15481).

27 (c) To certify to county boards of elections for primaries
28 and elections the names of the candidates for President and
29 Vice-President of the United States, presidential electors,
30 United States senators, representatives in Congress and all

1 State offices, including senators, representatives, and judges
2 of all courts of record, and delegates and alternate delegates
3 to National Conventions, and members of State committees, and
4 the form and wording of constitutional amendments or other
5 questions to be submitted to the electors of the State at large.

6 (d) To receive and determine, as hereinafter provided, the
7 sufficiency of nomination petitions, certificates and papers of
8 candidates for President of the United States, presidential
9 electors, United States senators, representatives in Congress
10 and all State offices, including senators, representatives and
11 judges of all courts of record, and delegates and alternate
12 delegates to National Conventions and members of State
13 committees.

14 (e) To receive such reports from county boards of elections
15 as are required by this act, and to demand such additional
16 reports on special matters as he may deem necessary.

17 (e.1) To receive from county boards of elections information
18 on voting system errors or difficulties or other election data
19 pursuant to regulation.

20 (f) To receive from county boards of elections the returns
21 of primaries and elections, to canvass and compute the votes
22 cast for candidates and upon questions as required by the
23 provisions of this act; to proclaim the results of such
24 primaries and elections, within three days after receipt of
25 returns from all counties and to issue certificates of election
26 to the successful candidates at such elections, except in cases
27 where that duty is imposed by law on another officer or board.

28 [(f.1) To develop a voluntary professional certification and
29 poll worker training program for county election officials in
30 consultation with county boards of elections.]

1 (f.2) To order a county board to conduct a recount or
2 recanvass of an election under section 1404 for a public office
3 which appears on the ballot in every election district in this
4 Commonwealth or for a ballot question which appears on the
5 ballot in every election district in this Commonwealth.

6 (g) To perform only such other duties relating to elections
7 as [may be prescribed by law.] authorized by this act or by 25
8 Pa.C.S. (relating to elections). Any actions or duties relating
9 to elections not explicitly authorized by this act or by 25
10 Pa.C.S. are prohibited.

11 (h) To establish a system for the remedy of complaints
12 regarding the administration of the provisions of Title III of
13 the Help America Vote Act of 2002 (Public Law 107-252, 42 U.S.C.
14 § 15481 et seq.).

15 (i) To obtain and maintain uniformity in the interpretation
16 and implementation of election laws.

17 (j) To provide uniform standards for the proper, accurate
18 and uniform implementation of voter registration laws and
19 records.

20 (k) To actively seek out and collect the data and statistics
21 necessary to knowledgeably scrutinize the effectiveness of
22 election laws.

23 (l) To provide technical assistance to election directors.

24 (m) To maintain a hotline for the reporting of any known or
25 suspected election fraud or intimidation or duress of poll
26 workers, judges of elections, election officials or election
27 observers, and to provide election fraud education to the
28 public.

29 (n) To provide to any registered elector upon request, and
30 free of charge, a durable photo identification card which may be

1 used for the purposes of voting.

2 (o) To submit to the Legislative Reference Bureau for
3 publication in the Pennsylvania Bulletin by December 31 of each
4 odd-numbered year the official instructions and procedures
5 manual prescribed by the Pennsylvania Election Law Advisory
6 Board.

7 (p) To receive any private donations intended to contribute
8 to election administration or voter education in this
9 Commonwealth, and to distribute the funds, or any public funds
10 used for the purposes of voter education, equally across this
11 Commonwealth based upon the most recent census estimate of
12 citizen voting age population. A distribution of private funds
13 must be approved by the Election Law Advisory Board.

14 (q) To maintain a publicly accessible Internet website using
15 a .gov domain name, on which the secretary shall post
16 information required by this act. The website shall additionally
17 adhere to generally accepted accessibility standards, including
18 compatibility with screen reading software.

19 (r) To retain and make publicly available any communications
20 relating to election administration and sent between the
21 department and at least three county election directors.

22 (s) To develop a uniform application for registered electors
23 to update their signature of record or to provide a medical
24 doctor's assessment of signature inconsistency due to a medical
25 condition.

26 (t) To cooperate with an independent prosecutor appointed by
27 the Attorney General for each election cycle to review election
28 complaints received by the secretary and the county boards of
29 elections.

30 (u) To publish on the department's publicly accessible

1 Internet website the list of registered electors in each county
2 and Statewide, at least five days prior to an election.

3 (v) To reimburse counties for the cost of annual training
4 required under section 1302-E.

5 (w) To create and publish, prior to the proclamation of
6 results in a primary or election, a combined record of the
7 registered electors in this Commonwealth as of the date of the
8 primary or election, together with the record of participation
9 in the primary or election by each registered elector, submitted
10 by counties under section 1404(c). The record shall be published
11 on the department's publicly accessible Internet website, made
12 available upon request to any elector and retained for a period
13 of five years. A physical copy of the record required under this
14 subsection must be created, dated and retained for a period of
15 five years.

16 (x) In addition to the requirements of 25 Pa.C.S. Ch. 15
17 (relating to changes in record), to seek a record of all deaths
18 among residents of this Commonwealth, and each month to compare
19 the records with the list of electors in the Statewide Uniform
20 Registry of Electors, and for any elector found to be deceased,
21 to notify the elector's county of residence.

22 (y) In addition to the requirements of 25 Pa.C.S. Ch. 15, to
23 fully participate in the Electronic Registration Information
24 Center (ERIC) and to utilize all available information received
25 through that system and through the National Change of Address
26 system to ensure the accuracy of the Statewide Uniform Registry
27 of Electors and the continued eligibility of all registered
28 electors in this Commonwealth.

29 (z) To receive from counties a monthly report of any newly
30 registered elector who was previously registered in another

1 state and to notify the chief elections administrator in that
2 state of the elector's registration in this Commonwealth.

3 (z.1) To create and maintain a tracking system for each
4 qualified mail-in or absentee elector to track the status of an
5 application for a mail-in or absentee ballot, the date on which
6 an elector's ballot is prepared, the date on which an elector's
7 ballot is mailed, the date on which an elector's ballot is
8 received and the date on which an elector's ballot is pre-
9 canvassed or canvassed.

10 (z.2) To develop and offer the training prescribed by the
11 Election Law Advisory Board under section 1302-E, and to make
12 such training available free of charge to any individual
13 required to complete the training.

14 Section 4. The act is amended by adding a section to read:

15 Section 209. Reports on Implementation of Elections.--(a)
16 No later than 75 days after an election, the Bureau of
17 Commissions, Elections and Legislation of the Department of
18 State shall issue a report to the chair and minority chair of
19 the State Government Committee of the Senate and the chair and
20 minority chair of the State Government Committee of the House of
21 Representatives. A copy of the report shall also be made
22 available on the Department of State's publicly accessible
23 Internet website.

24 (b) The report under subsection (a) shall include only the
25 following information relating to the administration of the
26 election by the Department of State, a county board of elections
27 or a registration commission established under 25 Pa.C.S. §
28 1203(a) (relating to commissions):

29 (1) For each county and the sum for this Commonwealth, the
30 number of applications for an absentee ballot which were

1 received by the county board of elections.

2 (2) For each county and the sum for this Commonwealth, the
3 number of applications for a mail-in ballot which were received
4 by the county board of elections.

5 (3) For each county and the sum for this Commonwealth, the
6 number of applications for an absentee ballot which were
7 approved by the county board of elections.

8 (4) For each county and the sum for this Commonwealth, the
9 number of applications for a mail-in ballot which were approved
10 by the county board of elections.

11 (5) For each county and the sum for this Commonwealth, the
12 number of absentee ballots which were voted by qualified
13 electors.

14 (6) For each county and the sum for this Commonwealth, the
15 number of mail-in ballots which were voted by qualified
16 electors.

17 (7) For each county and the sum for this Commonwealth, the
18 number of provisional ballots cast under section 1210(a.4).

19 (8) For each county and the sum for this Commonwealth, the
20 number of qualified electors voting by a provisional ballot
21 under section 1306(b)(2).

22 (9) For each county and the sum for this Commonwealth, the
23 number of qualified electors voting by provisional ballot under
24 section 1306-D(b)(2).

25 (10) For each county and the sum for this Commonwealth, the
26 number of provisional ballots under paragraph (7) which were
27 canvassed.

28 (11) For each county and the sum for this Commonwealth, the
29 number of provisional ballots under paragraph (8) which were
30 canvassed.

1 (12) For each county and the sum for this Commonwealth, the
2 number of provisional ballots under paragraph (9) which were
3 canvassed.

4 (13) (Reserved).

5 (14) For each county and the sum for this Commonwealth, the
6 number of polling places in school buildings.

7 (15) For each county, the date, starting time and ending
8 time that the county board of elections met to pre-canvass
9 absentee ballots and mail-in ballots under section 1308(g)(1.1).

10 (16) For each county, the date, starting time and ending
11 time that the county board of elections met to canvass absentee
12 ballots and mail-in ballots under section 1308(g)(2).

13 (17) For each county and the sum for this Commonwealth, the
14 number of absentee ballots which were challenged under section
15 1302.2(c).

16 (18) For each county and the sum for this Commonwealth, the
17 number of mail-in ballots which were challenged under 302.2-D(a)
18 (2).

19 (19) For each county and the sum for this Commonwealth, the
20 number of absentee ballots subject to challenges under paragraph
21 (17) which were not canvassed.

22 (20) For each county and the sum for this Commonwealth, the
23 number of mail-in ballots subject to challenges under paragraph
24 (18) which were not canvassed.

25 (21) The number of incidents known to the Department of
26 State, county boards of elections or registration commissions
27 relating to each of the following categories:

28 (i) An absentee ballot or mail-in ballot which was sent to
29 the wrong individual or wrong address.

30 (ii) An absentee ballot or mail-in ballot which was voted by

1 an individual other than the individual who applied for the
2 absentee ballot or mail-in ballot.

3 (iii) An absentee ballot or mail-in ballot which was
4 returned to the county board of elections by a means other than
5 permitted by law.

6 (22) To the extent consistent with Federal and State law, a
7 review of any action taken by the Department of State, county
8 board of elections or registration commissions in response to an
9 incident under paragraph (21), including determinations made on
10 the incident, legal actions filed and referrals to law
11 enforcement.

12 (23) A review of issues or incidents encountered with an
13 electronic voting system that received the approval of the
14 Secretary of the Commonwealth under section 1105-A, including
15 technical issues encountered at polling places.

16 (c) The Department of State shall develop a process to
17 collect data required to be included in the report under
18 subsection (b) from each county board of elections which
19 conducts an election and each registration commission under 25
20 Pa.C.S. Pt. IV (relating to voter registration) in a county
21 which conducts an election, as applicable. A county board of
22 elections or registration commission under this subsection shall
23 comply with the process for submission of data under this
24 subsection no later than 60 days after an election.

25 Section 5. Section 302(f), (k) and (m) of the act, amended
26 July 11, 2022 (P.L.1577, No.88), are amended and the section is
27 amended by adding subsections to read:

28 Section 302. Powers and Duties of County Boards.--The county
29 boards of elections, within their respective counties, shall
30 exercise, in the manner provided by this act, all powers granted

1 to them by this act, and shall perform all the duties imposed
2 upon them by this act, which shall include the following:

3 * * *

4 (f) [To make and issue such rules, regulations and
5 instructions, not inconsistent with law, as they may deem
6 necessary for the guidance of voting machine custodians,
7 elections officers and electors.] To follow and obey rules,
8 regulations and instructions as are included for each election
9 in the manual of operations published under section 201. Any
10 actions or duties relating to elections not explicitly
11 authorized by this act or by 25 Pa.C.S. (relating to elections)
12 or by the manual of operations published under section 201 are
13 prohibited.

14 * * *

15 (k) To receive from district election officers the returns
16 of all primaries and elections, to canvass and compute the same,
17 and to certify, no later than the [third Monday] fourth Friday
18 following the primary or election, the results thereof to the
19 Secretary of the Commonwealth, as may be provided by law, and to
20 such other authorities as may be provided by law. The
21 certification shall include the number of votes received in each
22 election district by each candidate for the General Assembly[.]
23 and a complete record of each registered elector in the county
24 on the date of the election, including which registered electors
25 are recorded as participating in that election and the article
26 of this act under which each elector voted.

27 * * *

28 (m) To prepare and submit, [not later than five days prior
29 to] within twenty days after the last day to register to vote in
30 each primary, municipal and general election, a report to the

1 Secretary of the Commonwealth in the form prescribed by him,
2 which shall contain a statement of the total number of electors
3 registered in each election district, together with a breakdown
4 of registration by each political party or other designation.
5 Copies of said statement shall be furnished, upon request, to
6 the county chairman of each political party and political
7 body[.] and shall be posted to the county board of election's
8 publicly accessible Internet website. The Secretary of the
9 Commonwealth shall forthwith submit such information to the
10 Legislative Data Processing Center and shall publicly report the
11 total number of registered electors for each political party or
12 other designation in each county [prior to election day.] not
13 later than five days prior to the primary, municipal or general
14 election.

15 * * *

16 (g) To maintain a publicly accessible Internet website using
17 a .gov domain name. The website shall additionally adhere to
18 generally accepted accessibility standards, including
19 compatibility with screen reading software.

20 (r) To decline to accept any private donation or
21 contribution for the purposes of operating elections, employing
22 staff or selecting and equipping a polling place or for use in
23 voter education, unless received from the secretary under a
24 distribution provided for in section 201(h).

25 (s) To provide to each registered elector in a county,
26 within one year of the effective date of this subsection and
27 upon new or updated registration after the effective date of
28 this subsection, or at the request of an elector, a durable
29 voter registration card, including a scannable identification
30 code and a likeness of a registered elector's signature. A

1 county board of elections shall investigate the circumstances of
2 any registration card returned as undeliverable by the United
3 States Postal Service. The investigation shall include
4 contacting the applicant, further attempts to have his or her
5 registration card delivered and the correction or
6 reconsideration of his or her registration status and registered
7 address, if they are found to be incorrect.

8 (t) To capture and store signatures submitted by an elector
9 for use in matching an elector's signature under the
10 requirements of this act.

11 (u) To implement the minimum voter education standards
12 established under section 1302-E and to conduct additional
13 nonpartisan education efforts as necessary to ensure that
14 electors have a working knowledge of the voting process.

15 (v) To report to the Pennsylvania Election Law Advisory
16 Board, by December 31 of each general election year, a detailed
17 description of the voter education programs implemented and any
18 other information that may be useful in evaluating the
19 effectiveness of voter education.

20 (w) To purchase electronic poll books for use as the
21 district register in each election district within one year
22 after the effective date of this subsection. The electronic poll
23 books must provide an elector with the ability to scan his or
24 her driver's license or his or her voter registration card in
25 order to have his or her eligibility to vote verified, and must
26 have a means for an elector to electronically record his or her
27 signature. Notwithstanding any other provision of this act, for
28 elections held within one year of the effective date of this
29 subsection, paper district register cards may still be utilized
30 by any county. After the purchase of electronic poll books,

1 paper district register cards may be retained for use in the
2 event of an unforeseen issue in using electronic poll books at
3 an election.

4 (x) To provide each election district with at least one
5 accessible voting machine approved by the secretary under this
6 act.

7 (y) To publish at each polling place the voter's bill of
8 rights, senior voter's bill of rights and disabled voter's bill
9 of rights established by this act.

10 (z) To provide copies of the voter's bill of rights, senior
11 voter's bill of rights and disabled voter's bill of rights
12 during the process of supervised voting established by this act.

13 (z.1) To review any polling place where voters waited longer
14 than 30 minutes to cast a ballot and to identify and enact plans
15 to alleviate any such waiting time for future elections.

16 (z.2) For counties with a population of fewer than 100,000
17 at the time of the most recent Federal decennial census, to
18 collaborate with other counties to share resources or property
19 required for the administration of voting by absentee and mail-
20 in electors. The collaboration is not required and participation
21 in any resource sharing shall be at the discretion of each
22 county board.

23 (z.3) In addition to the requirements of 25 Pa.C.S. Ch. 15,
24 to seek a record of all deaths among residents of the county and
25 each month to compare the records with the list of registered
26 electors in the county. A registered elector whose first and
27 last name, date of birth and last four digits of the elector's
28 Social Security number are found on a death record shall be
29 subject to immediate removal from the SURE system. The local
30 commission shall notify the elector by mail of its action.

1 (z.4) To enter into an agreement with the Unified Judicial
2 System of Pennsylvania to receive a record of any county
3 resident who claims ineligibility for service as a juror under
4 42 Pa.C.S. § 4502 (relating to qualifications of jurors) and to
5 investigate the registration status of any registered elector
6 who claimed ineligibility to serve as a juror on the basis of a
7 lack of citizenship.

8 (z.5) To cooperate with the department to any degree
9 necessary in the creation of the system required under section
10 201(z.1).

11 (z.6) To cooperate with the election integrity officer
12 appointed in the county under section 1779, and to include the
13 election integrity officer in all correspondence related to the
14 conduct of the election.

15 (z.7) As follows:

16 (1) To pre-canvass or canvass all mail-in and absentee
17 ballots received prior to election day by no later than nine o'
18 clock P. M. on election day.

19 (2) To canvass all mail-in and absentee ballots received on
20 election day and prior to eight o'clock P. M. by no later than
21 two o'clock A. M. on the day following the election.

22 (3) To compute all returns from each precinct, with the
23 exception of provisional ballots, and all canvassed mail-in or
24 absentee ballots, with the exception of ballots set aside for a
25 determination of compliance with this act, by no later than six
26 o'clock A. M. on the day following the election.

27 (4) A county may receive no reimbursements under this act
28 for an election in which the deadlines under this subsection
29 are not met.

30 (5) Ballots returned by qualified absentee military or

1 overseas electors shall not be subject to the deadlines in this
2 subsection.

3 Section 6. The act is amended by adding a section to read:

4 Section 313. County Boards of Elections and Satellite
5 Offices.--In addition to the permanent offices operated by any
6 county board of elections, the board may, as necessary,
7 establish additional satellite election offices if the satellite
8 election office established under this section complies with the
9 requirements under this section. The following shall apply:

10 (a) A satellite election office must meet the requirements
11 for and be subject to the same restrictions as a polling place
12 under this act.

13 (b) A satellite election office must offer the same services
14 and capabilities as the permanent offices maintained by the
15 county board of elections.

16 (c) A satellite election office must be operated by paid
17 staff of the county board of elections.

18 (d) A board establishing satellite election offices must
19 ensure that the location of the offices are geographically
20 distributed across the county.

21 (e) A satellite election office must be established within a
22 permanent building. For purposes of this section, a permanent
23 building is any existing structure not temporarily erected for
24 use as a satellite election office.

25 (f) The location and hours of operation of a satellite
26 election office shall be published under section 106 at least 30
27 days prior to its establishment.

28 (g) After the establishment of in-person early voting under
29 Article XIII-F, a satellite election office may only be
30 established at the same premises as early voting locations in a

1 county.

2 Section 7. Sections 401, 402, 403, 404, 405, 406, 407, 408,
3 409, 410, 411, 412.2, 417(b), 526, 527 and 528 of the act are
4 amended to read:

5 Section 401. District Election Boards; Election.--(a) All
6 primaries and elections shall be conducted in each election
7 district by a district election board consisting of a judge of
8 election, a majority inspector of election and a minority
9 inspector of election, assisted by two clerks and machine
10 inspectors [in certain cases, as hereinafter provided] as
11 provided in this act. The judge and inspectors of election of
12 each election district shall be elected [by the electors
13 thereof] at the municipal election[,] and shall hold office for
14 a term of four years from the first Monday of January next
15 succeeding [their] the election. Each elector may vote for one
16 [person] individual as judge and for one [person] individual as
17 inspector[, and the person]. The individual receiving the
18 highest number of votes for judge shall be declared elected
19 judge of election, the [person] individual receiving the highest
20 number of votes for inspector shall be declared elected majority
21 inspector of election[, and the person] and the individual
22 receiving the second highest number of votes for inspector shall
23 be declared elected minority inspector of election.

24 (b) The county board shall fill all vacancies in conjunction
25 with the county parties. All vacancies must be filled two months
26 prior to a general election and one month prior to special
27 elections, midterm elections and primaries.

28 (c) The county board shall submit a status report to the
29 Department of State at the beginning of each month notifying the
30 department of the number of vacancies.

1 (d) The county board and county parties shall be provided
2 money to advertise the vacancies and recruit new election day
3 workers. Advertising may include television, radio and social
4 media.

5 (e) Each county board shall place information about county
6 board vacancies on the board's publicly accessible Internet
7 websites and shall produce public service announcements to
8 recruit workers.

9 (f) The county board and parties shall meet each month for
10 progress updates.

11 Section 402. Qualifications of Election Officers.--(a)
12 Except as provided in subsection (b), election officers shall be
13 qualified registered electors of the [district in which they]
14 county in which the election officers are elected or appointed.
15 [No person shall be qualified to] No individual shall be
16 qualified to run or serve as an election officer who [shall
17 hold, or shall within two months have held,] holds or in the
18 previous two months has held any office, appointment or
19 employment in or under the Government of the United States or of
20 this [State] Commonwealth or of any city or county or poor
21 district, of any municipal board, commission or trust in any
22 city, [save only district justices] except magisterial district
23 judges, notaries public and persons in the militia service of
24 the [State; nor shall any] Commonwealth. An election officer
25 shall not be eligible to any civil office [to be] voted for at a
26 primary or election at which [he shall serve] the election
27 officer serves, except that of an election officer.

28 (b) The county board may appoint students, notwithstanding
29 [their] the student's eligibility to vote, to serve as a clerk
30 or machine inspector [pursuant to the following]. The following

1 shall apply:

2 (1) The county board may not appoint [no] more than two
3 students per precinct.

4 (2) [The] A judge of elections shall have direct supervision
5 of the student.

6 (3) The county board may compensate the student.

7 (4) The county board shall comply with all applicable
8 Federal and State laws.

9 (5) The student must at the time of the election for which
10 the student shall serve:

11 (i) be at least [seventeen (17)] 17 years of age;

12 (ii) be a United States citizen and a resident of the county
13 in which [he] the student was appointed to serve;

14 (iii) be enrolled in a secondary educational institution
15 with an exemplary academic record as determined by the
16 educational institution;

17 (iv) be approved by the principal or director of the
18 secondary educational institution; and

19 (v) have obtained the consent of [their] the student's
20 parent or guardian.

21 (6) The student may not serve as a judge of election or
22 [majority or minority] inspector.

23 Section 403. Tie Votes for Judge and Inspector.--If at any
24 municipal election in any district there [shall be] is a tie
25 vote for the office of judge of election, the majority inspector
26 of election [elected at said election] shall decide the tie
27 vote. If at any municipal election in any district there is a
28 tie vote for inspectors, the two candidates who receive the same
29 number of votes shall determine by lot which of [them] the
30 candidate's shall be the majority inspector.[, and the other

1 candidate shall be the minority inspector, and in case of a tie
2 vote also for judge of election at said election, the tie shall
3 be decided by the person so determined to be majority inspector.
4 The county board shall be notified immediately upon the
5 determination of any such tie vote.]

6 Section 404. Clerks of Election, Machine Inspectors.--[Prior
7 to the opening of the polls at each primary and election in
8 districts in which voting machines are not used, each] Each
9 inspector shall appoint one clerk to serve at [such] a primary
10 or election. [One clerk shall be appointed by the minority
11 inspector in each district in which a voting machine or machines
12 are used, and in each district in which more than one voting
13 machine is used, the] The county board of elections shall, prior
14 to each primary [and] or general election, appoint for [each
15 additional voting machine to be used in such] every two voting
16 machines in each district, one qualified registered elector of
17 the county to serve as machine inspector [therein for such
18 primary or election]. The qualifications of clerks and machine
19 inspectors shall be the same as [herein] those provided for
20 election officers.

21 Section 405. Vacancies in Election Boards; Appointment;
22 Judge and Majority Inspector to Be Members of Majority Party;
23 Minority Inspector to Be Member of Minority Party.--(a)
24 Vacancies in election boards existing by reason of the
25 disqualification, removal, resignation or death of an election
26 officer, or from any other cause, occurring prior to the fifth
27 day before any primary or election, shall[, in all cases,] be
28 filled by appointment[, by the court of the proper county of
29 competent persons, qualified in accordance with the provisions
30 of this act, who] by the county board of elections, in

1 consultation with the county parties and the appointed
2 individual shall serve for the unexpired term of the [person]
3 individual whose place [he] the appointed individual is
4 appointed to fill[: Provided, however, That any]. A district
5 election officer who, after [his] election or appointment,
6 changes [his] political affiliation, [shall not thereby become]
7 is not disqualified to serve on [said] the election board, and
8 [shall not thereby] may not be subject to removal. In making
9 [such] appointments, the [court] county board shall receive and
10 consider any petitions filed by qualified electors of the
11 district affected[, and shall make no] and may not make an
12 appointment to fill any vacancy unless notice of the time at
13 which [they will make such appointment shall have been posted on
14 the polling place of such district, and in the immediate
15 vicinity thereof, at least five days prior thereto.] the board
16 will make the appointment was posted in the district polling
17 place at least five days prior to the appointment. In the
18 appointment of inspectors in any election district, both shall
19 not be of the same political party at the time of [said]
20 appointment, but one shall be of the party having the largest
21 number of votes and the other shall be of the party having the
22 second largest number of votes in [said] the district at the
23 last preceding November election, as [nearly as the judge or
24 judges can ascertain the fact] determined by the county board.
25 The judge of election shall, in all cases of appointment, be of
26 the political party having the majority of votes in [said] the
27 district at the last preceding November election, as [nearly as
28 the judge or judges can ascertain the fact. Immediately upon the
29 entry of an order of court filling any vacancy on an election
30 board, the clerk of said court shall forthwith transmit a

1 certified copy of said order to the county board, giving the
2 name and address of said appointee] determined by the county
3 board. Notwithstanding any provisions to the contrary, in
4 counties which have adopted home rule charters or optional plans
5 and which appoint the members of the county election board under
6 section 301(b), vacancies in the county board of elections shall
7 be filled consistent with the provisions for appointment of
8 county election board members under [that] section 301.

9 (a.1) Vacancies in county boards existing by reason of the
10 disqualification, removal, resignation or death of a clerk or
11 machine inspector appointed [pursuant to] under section 404 or a
12 vacancy of a clerk or machine inspector from any other cause
13 occurring prior to the day of any primary or election may be
14 filled by a student [pursuant to] under section 402(b).

15 (b) The first election board for any new district shall be
16 selected, by the court of the proper county, of competent
17 [persons] individuals, qualified in accordance with the
18 provisions of this act, who shall serve until the next municipal
19 election at which all election officials are elected under the
20 provisions of section 401.

21 (c) Vacancies in election boards occurring at any time
22 during the five days immediately preceding any primary or
23 election or on the day of the primary or election may be filled
24 by appointment by the county board [of elections] from a pool of
25 competent [persons] individuals who are qualified registered
26 electors of the county and who have been trained by the county
27 to perform the duties of election officers [which are required
28 by] required under this act. [Any person] An individual
29 appointed to fill a vacancy in accordance with this subsection
30 shall serve as a member of the election board on the day of the

1 primary or election only. Any election board position filled in
2 accordance with this subsection shall be deemed vacant on the
3 day immediately following the primary or election and
4 subsequently shall be filled in accordance with subsection (a).

5 Section 406. Election Officers to Be Sworn.--All judges,
6 inspectors, clerks of election and machine inspectors shall,
7 before entering upon [their] duties at any primary or election,
8 [be duly sworn in the presence of each other and of the watchers
9 and overseers, if any. The judge shall first be sworn by the
10 minority inspector or by a magistrate, alderman or justice of
11 the peace, and the inspectors, clerks and machine inspectors
12 shall then be sworn by the judge. Each of them shall forthwith
13 sign in duplicate the oath taken by him upon forms to be
14 furnished by the county board, and the same shall be attested by
15 the officer who administered the oath.] sign a written oath of
16 office which the judges shall transmit to the county board of
17 elections after the polling place closes. The Department of
18 State shall promulgate the text of the written oath for all
19 judges, inspectors, clerks and machine operators.

20 [Section 407. Oath of Judge of Election.--The following
21 shall be the oath of each judge of election:

22 "I (John Doe) do swear (or affirm) that I will as judge duly
23 attend the ensuing election (or primary) during the continuance
24 thereof, and in cooperation with the inspectors, faithfully
25 carry on the same; that I will not give my consent to the
26 admission of any person to vote, except such as I firmly believe
27 to be registered and entitled to vote at such election (or
28 primary), according to the provisions of the Constitution and
29 laws of this Commonwealth, and that I will use my best endeavors
30 to prevent any fraud, deceit or abuse in carrying on the same,

1 and that I will make a true and perfect return of the said
2 election (or primary), and will at all times impartially and
3 faithfully perform my duty respecting the same, to the best of
4 my judgment and ability; and that I am not directly or
5 indirectly interested in any bet or wager on the result of this
6 election (or primary)."

7 Section 408. Oaths of Inspectors of Election.--The following
8 shall be the form of the oath to be taken by each inspector:

9 "I (John Doe) do swear (or affirm) that I will as an
10 inspector duly attend the ensuing election (or primary) during
11 the continuance thereof, and that I will not admit any person to
12 vote, except such as I shall firmly believe to be registered and
13 entitled to vote at such election (or primary), according to the
14 provisions of the Constitution and laws of this Commonwealth,
15 that I will not vexatiously delay or refuse to permit any person
16 to vote whom I shall believe to be entitled to vote as
17 aforesaid, that I will make a true and perfect return of the
18 said election (or primary), and that I will in all things truly,
19 impartially and faithfully perform my duties therein, to the
20 best of my judgment and ability; and that I am not directly or
21 indirectly interested in any bet or wager on the result of this
22 election (or primary)."

23 Section 409. Oaths of Clerks of Election.--The following
24 shall be the form of the oath to be taken by each clerk:

25 "I (John Doe) do swear (or affirm) that I will as a clerk
26 attend the ensuing election (or primary) during the continuance
27 thereof, that I will carefully and truly record the number of
28 votes that shall be given for each candidate at the election (or
29 primary) as often as his name shall be read to me by the judge
30 or inspectors thereof, and in all things truly and faithfully

1 perform my duty respecting the same to the best of my judgment
2 and ability; and that I am not directly or indirectly interested
3 in any bet or wager on the result of this election (or
4 primary)."

5 Section 410. Oath of Machine Inspectors.--The following
6 shall be the form of the oath to be taken by each machine
7 inspector:

8 "I (John Doe) do swear (or affirm) that I will as a machine
9 inspector attend the ensuing election (or primary) during the
10 continuance thereof, that I will in all things truly and
11 faithfully perform my duty respecting the same to the best of my
12 judgment and ability; and that I am not directly or indirectly
13 interested in any bet or wager on the result of this election
14 (or primary)."

15 Section 411. Power of Election Officers to Administer
16 Oaths.--The judge and inspectors of election shall each have the
17 power to administer oaths to any person claiming the right to
18 vote, or to his witnesses, or in any matter or thing required to
19 be done or inquired into by them under this act.]

20 Section 412.2. Compensation of District Election Officers.--

21 (a) In all counties regardless of class, judges of election,
22 inspectors of election, clerks and machine operators shall be
23 paid compensation as fixed by the county board of elections for
24 each election, which amount shall be at least [~~\$75~~] \$175 and not
25 more than [~~\$200~~] \$300.

26 (a.1) An election officer shall receive additional
27 compensation, as fixed by the county board of elections, for
28 participating in election training.

29 (a.2) A judge of election shall receive additional
30 compensation, as fixed by the county board of elections, for

1 picking up and returning election materials.

2 (b) If a county board of elections authorizes that the
3 duties of a clerk of elections or machine operator may be
4 performed by two individuals who each perform the duties for
5 one-half of an election day, each individual shall be
6 compensated at one-half of the rate authorized for a single
7 individual who performs the duties for the entire election day.

8 (c) The county board of elections may establish different
9 per diem rates within minimum and maximum rates provided for
10 under subsection (a) based on the number of votes cast for the
11 following groups:

12 (1) 150 votes or fewer.

13 (2) 151 to 300 votes.

14 (3) 301 to 500 votes.

15 (4) 501 to 750 votes.

16 (5) 751 votes and over.

17 (d) For transmitting returns of elections and the ballot box
18 or boxes, all judges of election shall be entitled to receive
19 the additional sum of \$20.

20 (e) The county board of elections may require the minority
21 inspector of election to accompany the judge of election in
22 transmitting the returns of elections, in which case the
23 minority inspector of election shall be entitled to receive the
24 additional sum of \$20.

25 (f) The individual furnishing transportation to the judge of
26 election and the minority inspector in transmitting returns and
27 ballot boxes shall be entitled to [~~a minimum of 35¢~~] the
28 standard mileage rate set by the Internal Revenue Service for
29 the current year per circular mile from the polling place to the
30 county court house. The name of the individual shall appear on

1 the voucher of the judge of election and only one individual may
2 receive mileage compensation.

3 (h) When a primary and special election or a special
4 election and a general or municipal election take place on the
5 same date, the elections shall be construed as one election for
6 the purpose of receiving compensation.

7 (i) Compensation and other payments received by election
8 officials under this section shall not be deemed income
9 classified and categorized under section 303 of the act of March
10 4, 1971 (P.L.6, No.2), known as the "Tax Reform Code of 1971."

11 (j) The department shall reimburse counties for half the
12 cost of payments made under subsections (a) and (f).

13 Section 417. Appointment of Watchers.--

14 * * *

15 (b) Each watcher so appointed must be a qualified registered
16 elector of the county in which the election district for which
17 the watcher was appointed is located and must have completed
18 training required for poll watchers under section 1302-E(c)(7).

19 Each watcher so appointed shall be authorized to serve in the
20 election district for which the watcher was appointed and, when
21 the watcher is not serving in the election district for which
22 the watcher was appointed, in any other election district in the
23 county in which the watcher is a qualified registered elector:
24 Provided, That only one watcher for each candidate at primaries,
25 or for each party or political body at general, municipal or
26 special elections, shall be present in the polling place at any
27 one time from the time that the election officers meet prior to
28 the opening of the polls under section 1208 until the time that
29 the counting of votes is complete and the district register and
30 voting check list is locked and sealed, and all watchers in the

1 room shall remain outside the enclosed space. It shall not be a
2 requirement that a watcher be a resident of the election
3 district for which the watcher is appointed. After the close of
4 the polls and while the ballots are being counted or voting
5 machine canvassed, all the watchers shall be permitted to be in
6 the polling place outside the enclosed space. Each watcher shall
7 be provided with a certificate from the county board of
8 elections, stating his name and the name of the candidate, party
9 or political body he represents. Watchers shall be required to
10 show their certificates when requested to do so. Watchers
11 allowed in the polling place under the provisions of this act,
12 shall be permitted to keep a list of voters and shall be
13 entitled to challenge any person making application to vote and
14 to require proof of his qualifications, as provided by this act.
15 During those intervals when voters are not present in the
16 polling place either voting or waiting to vote, the judge of
17 elections shall permit watchers, upon request, to inspect the
18 voting check list and either of the two numbered lists of voters
19 maintained by the county board: Provided, That the watcher shall
20 not mark upon or alter these official election records. The
21 judge of elections shall supervise or delegate the inspection of
22 any requested documents.

23 * * *

24 Section 526. Polling Places to Be Selected by County
25 Board.--(a) The county board of elections shall select and fix
26 the polling place within each new election district and may, at
27 any time[, for any reason that may seem proper to it], but not
28 less than 14 days before an election, either on [its own] board
29 motion or on petition of [ten] 10 qualified registered electors
30 of an election district, change the polling place within any

1 election district. Except in case of an emergency or unavoidable
2 event occurring within [twenty] 14 days of a primary or
3 election, which renders any polling place unavailable for use at
4 [such] a primary or election, the county board shall not change
5 any polling place until at least five days after notice of the
6 proposed change shall have been posted on the existing polling
7 place and in the immediate vicinity [thereof] of the polling
8 place, and until at least five days after written notice of the
9 proposed change shall have been given to the occupant or owner
10 of [said] the polling place, or [their] the owner's agent.

11 (b) Except in case of emergency or unavoidable event,
12 occurring within [twenty] 14 days of a primary or election,
13 which renders any polling place unavailable for use, if a
14 petition [be] is presented to the county board on or before the
15 day set for hearing of the petition for change of polling place,
16 signed by a majority of the registered electors of the district,
17 objecting to the proposed change, [said] the change shall not be
18 ordered.

19 (c) The county board of elections shall publicly announce
20 and post on the board's publicly accessible Internet website,
21 not less than [twenty] 14 days prior to the primary election,
22 special election, municipal election or general election, by
23 posting at [its] the board's office in a conspicuous place, a
24 list of the places at which the election is to be held in the
25 various election districts of the county. The list shall be
26 available for public inspection at the office of the county
27 board of elections. The posting on the publicly accessible
28 Internet website shall include the name and contact information
29 of all election officers in the county.

30 Section 527. Public Buildings to Be Used Where Possible;

1 Portable Polling Places.--(a) In selecting polling places, the
2 county board of elections shall, [wherever] if possible and
3 practicable, select schoolhouses, municipal buildings or rooms,
4 or other public buildings for that purpose. Any board of public
5 education or school directors, or county or the municipal
6 authorities shall, upon request of the county board, make
7 arrangements for the use of school property, or of county or
8 municipal property for polling places. In selecting polling
9 places, the county board of elections shall make every effort to
10 select polling places that provide all electors with an
11 environment that is free from intimidation and [violence]
12 accessible to all electors.

13 [In the event no available] If a public building as
14 contemplated under this section is not situated within the
15 boundaries of any election district, the county board of
16 elections may, not less than [twenty] 20 days prior to any
17 election, designate as the polling place for [such] the election
18 district any [such public building situated in another election
19 district within the same or immediately adjacent ward, or, if
20 there are no wards, then within the same borough or township as
21 the case may be, provided such other building is located in an
22 election district which is immediately adjacent to the boundary
23 of the election district for which it is to be the polling place
24 and is directly accessible therefrom by public street or
25 thoroughfare.] building that is located in the election district
26 and is accessible to all electors. If no building is available
27 in the election district, a polling place may be identified in a
28 public building within an adjacent election district. If no
29 public building can be identified, a building location in the
30 adjacent election district accessible to all electors may be

1 used. Two or more polling places may be located in the same
2 public building under this section. A polling place may be
3 selected and designated [~~hereunder less than twenty~~] less than
4 20 days prior to any election, with the approval of a court of
5 competent jurisdiction.

6 [(b) In the event no available public building as
7 contemplated under subsection (a) is situated within the
8 boundaries of a borough which constitutes a single election
9 district, the county board of elections may, not less than ten
10 days prior to any election, designate as the polling place for
11 such election district a municipal building owned by that
12 borough and located in an adjoining second class township:
13 Provided, That the municipal building which is to serve as the
14 polling place is located in an election district immediately
15 adjacent to the boundary of such borough and is directly
16 accessible from the borough by public street or thoroughfare.
17 Such municipal building may be designated as the polling place
18 for an election less than ten days prior to that election, with
19 the approval of a court of competent jurisdiction.]

20 (c) The board[, in its discretion,] may procure and provide
21 portable or movable polling places of adequate size and
22 facilities for any or all election districts if no public
23 building or other usable building is available for use.

24 Section 528. Temporary Polling Places.--If, in any election
25 district, no proper polling place can be obtained, the county
26 board of elections shall cause to be constructed for [~~such~~] the
27 district, a temporary room of adequate size to be used as a
28 polling place. Moveable polling places and temporary polling
29 places may be used if no public building or other usable
30 building is available for use.

1 Section 8. The act is amended by adding an article to read:

2 ARTICLE VII-A

3 REGISTRATION OF ELECTORS

4 SUBARTICLE A

5 PRELIMINARY PROVISIONS

6 Section 700-A. Definitions.

7 The following words and phrases when used in this article
8 shall have the meanings given to them in this section unless the
9 context clearly indicates otherwise:

10 "Applicant." An individual who applies to be registered to
11 vote as provided for under this article and 25 Pa.C.S. Pt. IV
12 (relating to voter registration).

13 "Commission." A registration commission established under 25
14 Pa.C.S. § 1203 (relating to commissions).

15 "Commissioner." A member of a commission.

16 "County." A county of this Commonwealth. The term includes a
17 county within which is located a city of the first class or with
18 which a city of the first class is coextensive.

19 "Department." The Department of State of the Commonwealth.

20 "District." An election district or precinct of a
21 municipality.

22 "District register." The list of registered electors
23 prepared by the commission under 25 Pa.C.S. § 1402 (relating to
24 district registers).

25 "Election." A general, special, municipal or primary
26 election.

27 "General election." The election which the Constitution of
28 Pennsylvania requires to be held in even-numbered years.

29 "General register." The list of registered electors prepared
30 by the commission under 25 Pa.C.S. § 1401 (relating to general

1 register).

2 "Individual in the merchant marine." Any of the following:

3 (1) Individuals employed as officers or members of crews
4 of vessels documented under the law of the United States or
5 of vessels owned by the United States or of vessels of
6 foreign-flag registry under charter to or control of the
7 United States. This paragraph does not include individuals in
8 military service.

9 (2) Individuals enrolled with the United States for
10 employment or for training for employment or maintained by
11 the United States for emergency relief service as officers or
12 members of crews of vessels referred to in paragraph (1). The
13 term does not include individuals in military service or
14 individuals employed or enrolled for employment or for
15 training for employment or maintained for emergency relief on
16 the Great Lakes or the inland waterways.

17 "In military service." Serving in the uniformed services as
18 defined under 37 U.S.C. § 101 (relating to definitions).

19 "Military elector." Any of the following:

20 (1) An individual in military service and the
21 individual's spouse and dependents.

22 (2) An individual in the merchant marine and the
23 individual's spouse and dependents.

24 (3) An individual in a religious or welfare group
25 officially attached to and serving with the armed forces of
26 the United States and the individual's spouse and dependents.

27 (4) An individual who is a civilian employee of the
28 United States outside the territorial limits of the United
29 States, whether or not the individual is subject to the civil
30 service laws and whether or not the individual is paid from

1 funds appropriated by Congress, and the individual's spouse
2 and dependents.

3 "Municipal election." The election which the Constitution of
4 Pennsylvania requires to be held in odd-numbered years.

5 "Municipality." A city, borough, town or township.

6 "Party." Any of the following:

7 (1) A party or political body, one of whose candidates
8 at the general election immediately preceding the primary:

9 (i) polled, in each of at least 10 counties, at
10 least 2% of the largest entire vote cast in the county
11 for any elected candidate; and

12 (ii) polled a total vote in this Commonwealth equal
13 to at least 2% of the largest entire vote cast in this
14 Commonwealth for any elected candidate.

15 (2) A party or political body, one of whose candidates
16 at either the general or municipal election preceding the
17 primary polled at least 5% of the largest entire vote cast
18 for any elected candidate in any county.

19 "Political body." A political body not recognized as a
20 political party which has filed proper nomination papers as
21 required by law.

22 "Primary election." An election for the nomination of
23 candidates.

24 "Qualified elector." An applicant who possesses all of the
25 qualifications for voting prescribed by the Constitution of
26 Pennsylvania and the laws of this Commonwealth or who, being
27 otherwise qualified by continued residence in the election
28 district, obtains such qualifications before the next ensuing
29 election. The term does not include a military elector.

30 "Registrant" or "registered elector." A qualified elector

1 who is registered to vote in accordance with this article and 25
2 Pa.C.S. Pt. IV.

3 "Registration card." A registration record containing all
4 information required on the registration application, including
5 the elector's signature, and suitable space for the insertion by
6 the appropriate official of the following information:

7 (1) The ward and election district of residence.

8 (2) The registrant's street address.

9 (3) Data required to be given upon removal from the
10 registrant's residence.

11 (4) The date of each election at which the registrant
12 votes.

13 (5) The number and letter of the stub of the ballot
14 issued to the registrant or the registrant's number in the
15 order of admission to the voting machines.

16 (6) The initials of the election officer who enters the
17 record of voting in the district register.

18 (7) Whether the registrant needs assistance to vote and,
19 if so, the nature of the disability.

20 "Registration record." The general register, district
21 register and any other record of registration maintained by a
22 commission. The term includes any record maintained by the
23 commission on the Statewide Uniform Registry of Electors.

24 "Secretary." The Secretary of the Commonwealth.

25 "Statewide Uniform Registry of Electors" or "SURE system."
26 The integrated voter registration system of all registered
27 electors in this Commonwealth established in 25 Pa.C.S. Ch. 12
28 Subch. B (relating to Statewide Uniform Registry of Electors
29 (SURE)).

30 SUBARTICLE B

1 QUALIFICATIONS

2 Section 701-A. Qualifications to register.

3 (a) Eligibility.--An individual who will be at least 18
4 years of age on the day of the next election, who has been a
5 citizen of the United States for at least one month prior to the
6 next election and who has resided in this Commonwealth and the
7 election district where the individual offers to vote for at
8 least 30 days prior to the next ensuing election shall be
9 eligible to register as provided in this act.

10 (b) Effect.--No individual shall be permitted to vote at any
11 election unless the individual is registered under this
12 subsection, except as provided by law or by order of a court of
13 common pleas. No registered elector shall be required to
14 register again for any election while the elector continues to
15 reside at the same address.

16 (c) Removal of residence.--Except as otherwise provided
17 under this article and 25 Pa.C.S. Pt. IV (relating to voter
18 registration), a registered elector who removes residence from
19 one place to another outside the elector's last election
20 district shall not be entitled to vote in the election district
21 of the elector's last residence except pursuant to the
22 provisions of this section and 25 Pa.C.S. §§ 1501(b) (relating
23 to removal notices), 1502 (relating to transfer of registration)
24 and 1902 (relating to procedure for voting following failure to
25 return notification card).

26 Section 702-A. Residence of electors.

27 (a) General rule.--

28 (1) For the purpose of registration and voting, no
29 individual shall be deemed to have gained a residence by
30 reason of presence or lost a residence by reason of absence

1 in any of the following circumstances:

2 (i) Being employed in the service, either civil or
3 military, of this Commonwealth or of the United States.

4 (ii) Being engaged in the navigation of the waters
5 of this Commonwealth or of the United States or on the
6 high seas.

7 (iii) Being in an institution at public expense.

8 This subparagraph does not apply to a veteran who resides
9 in a home for disabled and indigent soldiers and sailors
10 maintained by the Commonwealth. Such a veteran may elect
11 to utilize that residence for registration and voting or
12 elect to vote as an absentee elector by the use of an
13 absentee ballot.

14 (2) Nothing under paragraph (1) shall preclude any
15 elector eligible under section 701-A from establishing the
16 district of residence as the election district of residence
17 under subsection (b).

18 (3) Except as otherwise provided in this subsection, no
19 individual who is confined in a penal institution shall be
20 deemed a resident of the election district where the
21 institution is located. The individual shall be deemed to
22 reside where the individual was last registered before being
23 confined in the penal institution, or, if there was no
24 registration prior to confinement, the individual shall be
25 deemed to reside at the last known address before
26 confinement.

27 (4) An individual who resides at a mental health
28 facility, if otherwise qualified under section 701-A, shall
29 be deemed at the individual's option a resident in one of the
30 following:

1 (i) The district where the institution is located.

2 (ii) The district where the individual was last
3 registered to vote before entering the institution. For
4 purposes of this subparagraph, if the individual was not
5 registered before entering the institution, the
6 individual shall be deemed to reside at the last known
7 address before entering the institution.

8 (b) Rules for determination.--

9 (1) That the place shall be considered the residence of
10 an individual in which habitation is fixed and to which,
11 whenever the individual is absent, the individual has the
12 intention of returning.

13 (2) An individual shall not be considered to have lost
14 residence if the individual leaves home and goes into another
15 state or another election district for temporary purposes
16 only, with the intention of returning.

17 (3) An individual shall not be considered to have gained
18 a residence in an election district if the individual comes
19 into that district for temporary purposes only, without the
20 intention of making that election district a permanent place
21 of abode.

22 (4) If an individual removes to another state with the
23 intention of making that state the permanent residence, the
24 individual shall be considered to have lost residence in this
25 Commonwealth.

26 (5) If an individual removes to another state with the
27 intention of remaining there an indefinite time and making
28 that state the place of residence, the individual shall be
29 considered to have lost residence in this Commonwealth,
30 notwithstanding an intention to return at some indefinite

1 future period.

2 (6) If an individual goes into another state and, while
3 there, votes in an election held by that state, the
4 individual shall be considered to have lost residence in this
5 Commonwealth.

6 (7) An individual employed in the service of the Federal
7 Government or of the Commonwealth and required thereby to be
8 absent from the municipality where the individual resided
9 when entering that employment and the spouse of the
10 individual may remain registered in the district where the
11 individual resided immediately prior to entering that
12 employment, and the individual and the spouse shall be
13 enrolled in the political party designated by the individual
14 or spouse without declaring a residence by street and number
15 as follows:

16 (i) An individual who registers under this paragraph
17 for Commonwealth employment must produce a certificate
18 from the head of the State agency, under the seal of
19 office, providing that the individual or the individual's
20 spouse is actually employed in the service of the
21 Commonwealth and providing the nature of the employment
22 and the time when the employee first entered the
23 employment. The commission shall retain certificates
24 under this subparagraph.

25 (ii) The commission shall note on the registration
26 record of each individual registered under this paragraph
27 the fact of Federal or State employment.

28 (iii) At least once every two years the commission
29 shall verify the employment of the individuals registered
30 under this paragraph at the proper Federal or State

1 office. If an individual is found to be no longer a
2 Federal or State employee, the individual's registration
3 shall be canceled under 25 Pa.C.S. Ch. 15 (relating to
4 changes in records).

5 SUBARTICLE C

6 PROCEDURE

7 Section 721-A. Methods of voter registration.

8 An individual qualified to register to vote under section
9 701-A(a) may apply to register as follows:

10 (1) Under section 722-A.

11 (2) Under section 722.1-A.

12 (3) Under section 723-A.

13 (4) Under section 724-A.

14 (5) Under section 725-A.

15 Section 722-A. In-person voter registration.

16 (a) General rule.--Applications may be submitted to register
17 to vote or change party enrollment or name or address on a
18 current registration record in person before the commission or a
19 commissioner, a registrar or a clerk at the office of the
20 commission or at a place designated by the commission. The
21 applicant shall be advised that any intentional false statement
22 on the application constitutes perjury and will be punishable as
23 such. The applicant shall provide the information required on
24 the registration application and sign the registration
25 declaration. The commission shall prepare and provide voter
26 registration applications for the purpose of registering
27 qualified electors in accordance with this section.

28 Notwithstanding any other provision of this article and 25
29 Pa.C.S. Pt. IV (relating to voter registration), the commission
30 may use a mail registration application for in-person

1 registration. The commission shall mail the qualified elector an
2 identification card in accordance with section 728-A.

3 (b) Notice.--The commission shall, at least 30 days prior to
4 each establishment's opening, publish under section 106, the
5 address of each place of registration, the address of each
6 office of the commission established for the registration of
7 qualified electors other than its main office and the days and
8 hours when the place or office is open for the registration of
9 qualified electors. The announcement shall be made by posting
10 notice at the place or office and at the commission's main
11 office and by other means as the commission deems advisable.

12 (c) Polls.--The election board of each county shall cause
13 any polling place to be open, in proper order for use, as a
14 place of registration on each day when the polling place is
15 desired by the commission or required by the provisions of this
16 article and 25 Pa.C.S. Pt. IV for use as a place of
17 registration. The appropriating authority of the county shall
18 provide for the payment of rentals for such polling places and
19 other places of registration.

20 (d) Schools.--The board of public education or the board of
21 school directors shall furnish suitable space in any public
22 school building under its jurisdiction or control and shall
23 cause the space to be open and in proper order for use as a
24 place of registration on each day when the space is desired by
25 the commission for use as a place of registration in accordance
26 with the provisions of this article and 25 Pa.C.S. Pt. IV. Use
27 under this subsection may not interfere with school instruction.

28 (e) Municipal buildings.--The proper authority in the county
29 or municipality shall furnish suitable space in a building under
30 its jurisdiction or control and shall cause the space to be open

1 and in proper order for use as a place of registration on each
2 day when the space is desired by the commission for use as a
3 place of registration. Use under this subsection may not
4 interfere with the use for which the space is primarily
5 designed.

6 Section 722.1-A. Online voter registration.

7 (a) Application.--An application may be submitted to
8 register to vote or change party enrollment or name or address
9 on a current registration record through an online application
10 developed by the secretary and provided on the department's
11 publicly accessible Internet website. The applicant shall
12 provide the information required on the registration application
13 and electronically sign the registration declaration.

14 (b) Prohibition.--Except for an application developed under
15 subsection (a), no other application or third-party interface
16 may be approved or used for the purposes of voter registration.

17 Section 723-A. Application with driver's license application.

18 (a) General rule.--

19 (1) The Department of Transportation shall provide for
20 simultaneous application for voter registration in
21 conjunction with the process under 75 Pa.C.S. § 1510
22 (relating to issuance and content of driver's license). An
23 application under this subsection shall serve as an
24 application to register to vote unless the applicant fails to
25 sign the voter registration application. The secretary has
26 the primary responsibility for implementing and enforcing the
27 driver's license voter registration system created under this
28 section. The secretary, in consultation with the Secretary of
29 Transportation, may promulgate regulations for implementing
30 this section.

1 (2) An application for voter registration submitted to
2 the Department of Transportation under this subsection shall
3 be considered as updating any previous voter registration
4 information by a registrant.

5 (3) Any change of address submitted to the Department of
6 Transportation for the purposes of driver licensing shall
7 serve as notification of change of address for voter
8 registration for the registrant involved unless the
9 registrant indicates that the change of address is not for
10 voter registration purposes.

11 (b) Process.--

12 (1) The Department of Transportation shall provide for
13 an application for voter registration as part of a driver's
14 license application.

15 (2) The format of the driver's license/voter
16 registration application shall be determined and prescribed
17 by the secretary and the Secretary of Transportation.

18 (3) The voter registration application portion of the
19 application shall contain all the requirements of an official
20 voter registration application specified in section 727-A.
21 The voter registration portion of the application:

22 (i) may not require any information that duplicates
23 information required in the driver's license portion of
24 the form, other than a second signature; and

25 (ii) may require only the minimum amount of
26 information necessary to prevent duplicate voter
27 registration, to enable the commission to assess the
28 eligibility of the applicant and to administer voter
29 registration and other parts of the election process.

30 (c) Transmission.--

1 (1) The Department of Transportation shall forward
2 completed applications or contents of the completed voter
3 registration applications in machine-readable format to the
4 department by the close of registration for the ensuing
5 election.

6 (2) The department shall transmit the material to the
7 appropriate commission within 10 days after the date of its
8 receipt by the Department of Transportation. If a voter
9 registration application is received by the Department of
10 Transportation within five days before the last day to
11 register before an election, the application shall be
12 transmitted to the appropriate commission not later than five
13 days after the date of its receipt by the Department of
14 Transportation.

15 (3) Upon receipt of the completed voter registration
16 information from the department, the commission shall make a
17 record of the date of the receipt of the application and
18 process the application. No applicant shall be deemed
19 eligible to vote until the commission has received and
20 approved the application.

21 (4) After the Department of Transportation is connected
22 to the SURE system and notwithstanding paragraphs (1), (2)
23 and (3), the Department of Transportation shall transmit
24 electronically the contents of a completed voter registration
25 application within five days of receipt of the application.
26 Upon receipt of the information from the Department of
27 Transportation, a commission shall make a record of the date
28 of the receipt of the application and process the application
29 in accordance with section 728-A. If the commission of the
30 county of residence has not been connected to the SURE

1 system, the Department of Transportation shall forward the
2 completed application or contents of the completed
3 application to the department in accordance with paragraph
4 (1). No applicant shall be deemed eligible to vote until the
5 commission has received and approved an application in
6 accordance with section 728-A.

7 (5) Changes of address shall comply with the following:

8 (i) Before the Department of Transportation is
9 connected to the SURE system, the Department of
10 Transportation shall notify the department of changes of
11 address received under subsection (a) (3). The department
12 shall notify the commission of the county of the
13 registrant's former residence. After the Department of
14 Transportation is connected to the SURE system, the
15 Department of Transportation shall notify the commission
16 of the county of the registrant's former residence. If
17 the registrant has moved to an address outside this
18 Commonwealth, the commission shall verify the address
19 change in accordance with 25 Pa.C.S. § 1901 (relating to
20 removal of electors). Except as provided in subparagraph
21 (ii), if the registrant confirms in accordance with 25
22 Pa.C.S. § 1901(d) that he or she has moved to another
23 county, the commission shall cancel the registration and
24 forward the registrant's registration information to the
25 commission of the registrant's new county of residence.
26 Except as provided in subparagraph (ii), if the
27 registrant has moved to an address within the
28 commission's jurisdiction, the commission shall promptly
29 update the registration record of the registrant in
30 accordance with section 728-A. All changes of address

1 received by the Department of Transportation under this
2 section at least 30 days before an election must be
3 processed by the commission for the ensuing election. For
4 the purpose of this paragraph, the term "registration
5 information" means the registration card and any other
6 record of registration maintained by a commission.

7 (ii) In the case of changes of address received by
8 the Department of Transportation which do not contain a
9 signature of the registrant, the commission receiving the
10 change of address notification shall mail a notice to the
11 registrant at the new residence address requesting
12 verification of the address change. If the change of
13 address is to a new residence outside the commission's
14 jurisdiction, the commission shall mail the following
15 notice:

16 Date.....

17 Office of the Registration Commission
18 County, Pennsylvania
19 (Address and Telephone No. of County)

20 We have been notified by the Department of Transportation
21 that you recently changed your address
22 from (old residence address)
23 to (new residence address) and that this
24 change of address is to serve as a change of address for
25 voter registration purposes. Unless you notify this
26 office within 10 days from the date of this notice that
27 this information is not correct, your voter registration
28 will be transferred to County. You may notify
29 this office by writing your residence address, the date
30 and your signature on the bottom of this form and mailing

1 this notice to this office. You need not notify this
2 office if this information is correct.

3

4 Chief Clerk

5 If the address change is within the commission's
6 jurisdiction, the commission shall mail a voter's
7 identification card to the registrant at the new
8 residence address.

9 (iii) If the registrant does not return the notice
10 under subparagraph (ii) within the 10-day period, the
11 commission shall process the change of address according
12 to subparagraph (i). If the registrant notifies the
13 commission that the information is incorrect and the
14 commission is satisfied with the registrant's explanation
15 of the discrepancy, the address of the registrant's
16 registration shall remain unchanged. If the verification
17 notification or voter identification card is returned by
18 the post office as undeliverable as addressed or with a
19 forwarding address, the commission shall send a
20 confirmation notice to the registrant's address of former
21 residence in accordance with 25 Pa.C.S. § 1901(d)(2).

22 (6) Upon notification and confirmation of any change of
23 address, a commission shall promptly update information
24 contained in its registration record.

25 (d) Prohibition.--An individual who is not a qualified
26 elector is ineligible to register to vote under this section.

27 (e) Effect.--Failure to properly complete a voter
28 registration application shall not affect the validity of an
29 application for a driver's license, a renewal application or an
30 identification card application.

1 (f) Use of information.--No information regarding a
2 declination to register to vote in connection with an
3 application made under this section may be used for any purpose
4 other than voter registration.

5 (g) Staff.--Agents and employees working on behalf of the
6 Department of Transportation assisting in the completion of
7 voter registration applications shall conduct themselves in a
8 manner consistent with the following principles:

9 (1) They shall not seek to influence an applicant's
10 political preference or party registration or display
11 political preference or party allegiance.

12 (2) They shall not make a statement to an applicant or
13 take an action the purpose or effect of which is to
14 discourage the applicant from registering to vote.

15 (3) Applicants wishing to register to vote under this
16 section shall be given the same degree of assistance with the
17 voter registration application as with all other Department
18 of Transportation forms.

19 Agency employees who violate this subsection shall be removed
20 from employment, provided that the agency at its discretion may
21 impose a penalty of suspension without pay for at least 30 days,
22 but not more than 120 days, if it finds that the violation does
23 not warrant termination.

24 (h) Retention.--The Department of Transportation shall
25 retain complete records of voter registration information
26 received, processed and submitted to the SURE system by the
27 Department of Transportation. The records shall only be for the
28 purpose of supporting audit and accounting controls established
29 to ensure accurate and complete electronic transmission of
30 records between the SURE system and the Department of

1 Transportation.

2 (i) Agreement with department.--The Department of
3 Transportation shall enter into an agreement with the department
4 to match information in the SURE system with information in the
5 database of the Department of Transportation to the extent to
6 verify the accuracy of the driver's license number,
7 identification number or last four digits of the Social Security
8 number provided on an application for voter registration.

9 (j) Agreement with Commissioner of Social Security.--The
10 Department of Transportation shall enter into an agreement with
11 the Commissioner of Social Security to verify the last four
12 digits of the Social Security number provided in an application
13 for voter registration.

14 Section 724-A. Application by mail.

15 (a) General rule.--An application to register to vote or to
16 change party enrollment or name or address on a current
17 registration may be submitted by voter registration mail
18 application in the manner provided in this section. An
19 application may be submitted by mail or by representative to the
20 commission on an official mail registration application, the
21 form of which shall be determined and prescribed by the
22 secretary or the Federal Election Commission under 52 U.S.C. Ch.
23 205 (relating to national voter registration). The applicant
24 must complete the information required on the registration
25 application and sign the registration declaration.

26 (b) Time.--Registration under this section may be made at
27 any time. If a registration application is received by a
28 commission beyond the deadline for registration provided in
29 section 1231, the application shall be retained by the
30 commission until the beginning of the next period during which

1 registration can be made.

2 (c) Military electors.--

3 (1) A military elector may apply at any time for
4 registration on an official registration application or any
5 form prescribed by the Federal Government for such purpose.

6 (2) The status of a military elector to register under
7 this section with respect to residence shall remain as the
8 same home residence status from which the military elector is
9 qualified to register. If, at the time of leaving that home
10 address, the military elector had not resided in this
11 Commonwealth or in a particular election district for a
12 sufficient time to have been entitled to be registered but,
13 by continued residence, would have become entitled to be
14 registered, the military elector shall be entitled to be
15 registered at the time the military elector would have been
16 entitled to register had the military elector not left that
17 home address but continued to reside there.

18 (3) The commission is authorized to consider a request
19 for an absentee ballot as a request for an official
20 registration application and to forward to the requester all
21 of the following:

22 (i) An absentee ballot and balloting material.

23 (ii) An official registration application.

24 (4) The military elector must complete and file these
25 documents in accordance with the applicable provisions of
26 this act.

27 (5) The right to be registered pursuant to this
28 subsection shall not be subject to challenge for any reason
29 other than failure to have furnished the commission a
30 properly completed registration application.

1 Section 725-A. Government agencies.

2 (a) General rule.--The secretary shall administer a system
3 whereby all offices in this Commonwealth that provide public
4 assistance, each county clerk of orphans' court, including each
5 marriage license bureau, all offices in this Commonwealth that
6 provide State-funded programs primarily engaged in providing
7 services to persons with disabilities and all armed forces
8 recruitment centers do all of the following:

9 (1) Distribute voter registration applications with each
10 application, reapplication and application for
11 recertification, renewal or change of address.

12 (2) Assist applicants with completion of the
13 registration application unless assistance is refused.

14 (3) Accept completed registration applications.

15 (4) Transmit completed applications to the appropriate
16 commission.

17 (b) Forms.--An agency designated in subsection (a) shall
18 provide a form for office visits or, if the agency provides
19 services to persons with disabilities, for home visits which
20 contains all of the following:

21 (1) The question "If you are not registered to vote
22 where you live now, would you like to apply to register to
23 vote today?"

24 (2) If the agency provides public assistance, the
25 statement "Applying to register or declining to register to
26 vote will not affect the amount of assistance that you will
27 be provided by this agency."

28 (3) Boxes for the applicant to check to indicate whether
29 the applicant would like to register or decline to register
30 to vote. In close proximity to the boxes the following words

1 shall appear in prominent type: "IF YOU DO NOT CHECK EITHER
2 BOX, YOU WILL BE CONSIDERED TO HAVE DECIDED NOT TO REGISTER
3 TO VOTE AT THIS TIME."

4 (4) The statement "In order to be qualified to register
5 to vote, you must be at least 18 years of age on the day of
6 the next election, you must have been a citizen of the United
7 States for at least one month prior to the next election and
8 have resided in Pennsylvania and the election district where
9 you plan to vote for at least 30 days prior to the next
10 election."

11 (5) The statement "If you would like help in filling out
12 the voter registration application form, we will help you.
13 The decision whether to seek help is yours. You may fill out
14 the form in private."

15 (6) The statement "If you believe that someone has
16 interfered with your right to register or to decline to
17 register to vote, your right to privacy in deciding whether
18 to register or in applying to register to vote or your right
19 to choose your own political party or other political
20 preference, you may file a complaint with the Secretary of
21 the Commonwealth, Pennsylvania Department of State,
22 Harrisburg, PA 17120." The secretary shall establish and
23 publish a toll-free telephone number for the purpose of
24 receiving complaints.

25 (c) Effect.--Failure to check either box under subsection
26 (b) (3) shall be considered a declination to register to vote.

27 (d) Staff.--Agency employees assisting in the completion of
28 voter registration applications shall conduct themselves in a
29 manner consistent with the following principles:

30 (1) They shall not seek to influence an applicant's

1 political preference or party registration or display
2 political preference or party allegiance.

3 (2) They shall not make any statement to an applicant or
4 take any action the purpose of or effect of which is to
5 discourage the applicant from registering to vote.

6 (3) They shall not make any statement to an applicant or
7 take any action the purpose of or effect of which is to lead
8 the applicant to believe that a decision to register or not
9 to register has any bearing on the availability of services
10 or benefits.

11 Agency employees who violate this subsection shall be removed
12 from employment, provided that the agency at its discretion may
13 impose a penalty of suspension without pay for at least 30 days,
14 but not more than 120 days, if it finds that the violation does
15 not warrant termination.

16 (e) Encouraging registration.--An agency designated in
17 subsection (a) shall provide reasonable space for nonpartisan
18 signs or posters encouraging voter registration. The signs and
19 posters shall be provided by the secretary.

20 (f) Transmission.--An agency designated in subsection (a)
21 shall forward all completed applications to the appropriate
22 commission within 10 days after the date of receipt. If a voter
23 registration application is received within five days before the
24 last day to register before an election, the application shall
25 be transmitted to the appropriate commission not later than five
26 days after the date of its receipt by the agency.

27 (g) Confidentiality.--The identity of the voter registration
28 agency through which any particular voter is registered in
29 accordance with this section shall not be disclosed to the
30 public.

1 (h) Use of information.--No information relating to a
2 declination to register to vote in connection with an
3 application made at an office described in this section may be
4 used for any purpose other than voter registration.

5 (i) Assistance.--Each agency shall provide to each applicant
6 who chooses to register to vote the same degree of assistance
7 with regard to the completion of the registration application
8 form as is provided by the office with regard to the completion
9 of its own forms unless the applicant refuses such assistance.

10 (j) Regulation.--The secretary shall promulgate regulations
11 regarding the maintenance and destruction of forms used pursuant
12 to this section.

13 Section 726-A. (Reserved).

14 Section 727-A. Preparation and distribution of applications.

15 (a) Form.--

16 (1) The secretary shall prescribe the form of an
17 official voter registration application. The official voter
18 registration application shall provide space for the
19 following information about the applicant:

20 (i) Full name.

21 (ii) Address of residence. If the residence is a
22 portion only of the house, the location or number of the
23 room, apartment or floor which is occupied.

24 (iii) Mailing address if different than address of
25 residence.

26 (iv) Name and residence address on previous
27 registration and the year of that registration.

28 (v) Designation of political party, for the purpose
29 of voting at a primary election.

30 (vi) Date of birth.

1 (vii) Telephone number. An application shall not be
2 rejected because of noncompliance with this subparagraph.

3 (viii) Race. An application shall not be rejected
4 because of noncompliance with this subparagraph.

5 (ix) Last four digits of Social Security number. An
6 application without the last four digits of an
7 applicant's Social Security number shall be considered
8 incomplete. An applicant who does not have a Social
9 Security number may have his or her identity confirmed
10 through an alternate record.

11 (x) A Department of Transportation driver's license
12 number or a Department of Transportation identification
13 card number. An application may not be rejected because
14 of noncompliance with this subparagraph.

15 (2) Data required on the voter registration application
16 shall not be more nor less than the minimum data elements
17 permissible for Federal voter registration.

18 (3) Any person who assists in the completion of the
19 registration application shall sign the application and
20 indicate the person's address. In the case of those
21 registering under sections 723-A and 725-A, the person
22 providing assistance shall insert the person's initials or
23 employee or agent identification number on a separate or
24 detachable portion of the application or computer data file.

25 (4) A voter registration application shall be printed on
26 stock of good quality and shall be of suitable uniform size.
27 Nothing under this article and 25 Pa.C.S. Pt. IV (relating to
28 voter registration) shall prohibit the design and use of an
29 electronic voter registration application which includes the
30 applicant's digitized or electronic signature. The

1 registration application shall contain the following
2 information; however, the information may be provided on a
3 separate form for voter registration made under section 723-A
4 or 725-A:

5 (i) Notice that a registered elector does not need
6 to reregister unless the registered elector has moved.

7 (ii) Instructions on how to fill out and submit the
8 application and notification of when the application must
9 be submitted to a voter registration office in order to
10 be registered for the ensuing election.

11 (iii) Notice that the applicant must be a citizen of
12 the United States for at least one month prior to the
13 next election and a resident of this Commonwealth and the
14 election district for at least 30 days and must be at
15 least 18 years of age by the day of the next ensuing
16 election. The notice required in this subparagraph shall
17 be in print identical to the declaration under subsection
18 (b).

19 (iv) Notice that political party enrollment is
20 mandatory to vote in a primary election of a political
21 party.

22 (v) Notice that the commission will mail by
23 nonforwardable mail to the applicant a voter's
24 identification card upon acceptance of the application
25 and that the applicant should contact the commission if
26 the identification card is not received within 14 days
27 from the date the application is sent to the registration
28 office.

29 (vi) Notice that registration is not complete until
30 the application is processed and accepted by the

1 commission.

2 (vii) A warning to the applicant that making a false
3 registration or furnishing false information is perjury.

4 The notice required in this subparagraph shall be in
5 print identical to the declaration under subsection (b).

6 (viii) Instructions to Federal or State employees
7 who wish to retain voting residence in county of last
8 residence to so indicate on the application.

9 (ix) Notice that, if an individual declines to
10 register to vote, the fact that the individual has
11 declined to register will remain confidential and will be
12 used only for voter registration purposes. The notice
13 required in this subparagraph shall be in print identical
14 to the declaration under subsection (b).

15 (x) Notice that, if an individual does register to
16 vote, the office at which the individual submits a voter
17 registration application will remain confidential and
18 will be used for voter registration purposes only. The
19 notices required in this subparagraph shall be in print
20 identical to the declaration in subsection (b).

21 (5) In jurisdictions where there is a single language
22 minority, the secretary may print a bilingual application.

23 (6) In jurisdictions where a single language minority
24 exceeds 5% of the population, the secretary shall:

25 (i) print a bilingual application; and

26 (ii) conduct a public educational program among that
27 language group alerting both organizations and
28 individuals of that group of the availability of the
29 bilingual application and encouraging individuals to
30 register.

1 (7) To implement section 724-A, the secretary shall
2 print an official voter registration mail application
3 designed to preserve the confidentiality of the information
4 required to be submitted. The application shall contain
5 information required by this section and shall include the
6 name of each county seat, its post office mailing address and
7 zip code and its telephone number. Voter registration mail
8 applications shall contain information indicating whether the
9 application is a new registration, change of party
10 enrollment, change of address or change of name.

11 (8) Nothing under this article and 25 Pa.C.S. Pt. IV
12 shall prohibit a private organization or individual from
13 printing blank voter registration applications or shall
14 prohibit the use of such applications by any other
15 individual, provided that the form, content and paper quality
16 of such voter registration application complies with
17 department regulations for the forms or has received prior
18 approval from the secretary.

19 (b) Registration declaration.--

20 (1) The official voter registration application shall
21 contain a registration declaration. On the declaration, the
22 applicant shall state all of the following:

23 (i) The applicant has been a citizen of the United
24 States for at least one month prior to the next election.

25 (ii) On the day of the next ensuing election, the
26 applicant shall be at least 18 years of age.

27 (iii) On the day of the next ensuing election, the
28 applicant shall have resided in this Commonwealth and in
29 the election district for at least 30 days.

30 (iv) The applicant is legally qualified to vote.

1 (2) The applicant shall affirm all of the following:

2 (i) The information provided in the registration
3 declaration is true.

4 (ii) The applicant understands that:

5 (A) the registration declaration will be
6 accepted for all purposes as the equivalent of an
7 affidavit; and

8 (B) if the registration contains a material
9 false statement, the applicant shall be subject to
10 penalties for perjury.

11 (3) The registration declaration shall contain the
12 printed name and signature of the applicant and the date of
13 signing. An applicant unable to sign the voter registration
14 application shall make a mark before a person of the
15 applicant's choice other than the applicant's employer or an
16 agent of the applicant's union. The person shall insert the
17 person's name, address and telephone number. If the person is
18 an employee or agent of the Department of Transportation or
19 another agency as provided under section 725-A and is
20 assisting the applicant in an official capacity, the employee
21 or agent shall insert the initials and identification number
22 of the employee or agent. In the case of applicants
23 registering under section 723-A or 725-A, the person
24 providing assistance shall insert initials or employee or
25 agent identification number on a separate or detachable
26 portion of the application or computer data file.

27 (4) The official registration application shall contain
28 a notice entitled "PENALTY FOR FALSIFYING DECLARATION." The
29 notice shall advise the applicant that if a person signs an
30 official registration application knowing a statement

1 declared in the application to be false, the person commits
2 perjury. The notice shall specify the penalty for perjury.

3 (c) Distribution.--

4 (1) The secretary shall supply official registration
5 applications to commissions.

6 (2) The secretary shall make available for distribution
7 official voter registration applications to public libraries,
8 public schools, State-related institutions of higher
9 education, offices operated by the Department of Revenue,
10 offices operated by the Department of Aging, area agencies on
11 aging, offices operated by the Pennsylvania Game Commission
12 or any of its authorized license-issuing agents, offices
13 operated by the Pennsylvania Fish and Boat Commission or any
14 of its issuing agents and offices that provide unemployment
15 compensation.

16 (3) Each participating agency identified under paragraph
17 (2) shall:

18 (i) Provide that official voter registration mail
19 applications are available on the premises and displayed
20 prominently in a conspicuous location during normal
21 business hours.

22 (ii) Provide an official voter registration mail
23 application to any individual requesting one.

24 (iii) Provide reasonable space for nonpartisan signs
25 or posters indicating the availability of official voter
26 registration mail applications on the premises.

27 (4) The secretary may provide technical assistance to
28 commissions upon request and agencies designated under
29 paragraph (2).

30 (5) The secretary shall print and distribute mail

1 registration applications which are not postage paid and
2 which shall not be specific to any county registration
3 office. Along with the distribution of such applications, the
4 secretary shall also include instructions to inform the
5 applicant where the application is to be sent.

6 (6) The secretary and commissions shall supply
7 applications to all of the following:

8 (i) Persons and organizations who request
9 applications.

10 (ii) Federal, State and political subdivision
11 offices.

12 (iii) Political parties and political bodies.

13 (iv) Candidates.

14 (d) Staff.--Agency employees assisting in the distribution
15 of voter registration applications under subsection (c) shall
16 conduct themselves in a manner consistent with the following
17 principles:

18 (1) They shall not seek to influence an applicant's
19 political preference or party registration or display
20 political preference or party allegiance.

21 (2) They shall not make any statement to an applicant or
22 take any action the purpose of or effect of which is to
23 discourage the applicant from registering to vote.

24 (3) They shall not make any statement to an applicant or
25 take any action the purpose of or effect of which is to lead
26 the applicant to believe that a decision to register or not
27 to register has any bearing on the availability of services
28 or benefits.

29 Agency employees who violate this subsection shall be removed
30 from employment, provided that the agency at its discretion may

1 impose a penalty of suspension without pay for at least 30 days,
2 but not more than 120 days, if it finds that the violation does
3 not warrant termination.

4 Section 728-A. Approval of registration applications.

5 (a) Examination.--Upon receiving a voter registration
6 application, a commissioner, clerk or registrar of a commission
7 shall do all of the following:

8 (1) Initial and date the receipt of the application.

9 (2) Examine the application to determine all of the
10 following:

11 (i) Whether the application is complete.

12 (ii) Whether the applicant is a qualified elector,
13 including verification of the last four digits of the
14 applicant's Social Security number and the applicant's
15 Department of Transportation driver's license number or
16 Department of Transportation identification card number,
17 if available.

18 (iii) Whether the applicant has an existing
19 registration record. After the commission is connected to
20 the SURE system, the commissioner, clerk or registrar
21 shall search the SURE system on a Statewide basis to
22 determine if the applicant has an existing registration
23 record. The commissioner, clerk or registrar shall take
24 special care to scrutinize any registration for a similar
25 name at the same registered address.

26 (iv) Whether the applicant is entitled or qualified
27 to receive the requested transfer or change, if
28 applicable.

29 (b) Decision.--A commission shall do one of the following:

30 (1) Record and forward a voter registration application

1 to the proper commission if the commission finds during its
2 examination under subsection (a) that the applicant does not
3 reside within the commission's county but resides elsewhere
4 in this Commonwealth.

5 (2) Reject a voter registration application, indicate
6 the rejection and the reasons for the rejection on the
7 application and notify the applicant by first class
8 nonforwardable mail, return postage guaranteed of the
9 rejection and the reason if the commission finds during its
10 examination under subsection (a) any of the following:

11 (i) The application was not properly completed and,
12 after reasonable efforts by the commission to ascertain
13 the necessary information, the application remains
14 incomplete or inconsistent.

15 (ii) The applicant is not a qualified elector.

16 (iii) The applicant is not entitled to a transfer of
17 registration or a change of address.

18 (iv) The applicant is not legally qualified for a
19 change of name.

20 A rejection shall be made no later than 25 days before the
21 election succeeding the filing of the application.

22 (3) Process a voter registration application in
23 accordance with subsection (c) if the commission finds during
24 its examination under subsection (a) all of the following:

25 (i) The application requests registration.

26 (ii) The application contains the required
27 information indicating that the applicant is a qualified
28 elector of the county.

29 (4) Process a voter registration application in
30 accordance with subsection (c) and update its registration

1 records if the commission finds during its examination under
2 subsection (a) all of the following:

3 (i) The application requests registration.

4 (ii) The application contains the required
5 information indicating that the applicant is a qualified
6 elector of the county.

7 (iii) The applicant is currently a registered
8 elector of the county.

9 (5) Process a voter registration application in
10 accordance with subsection (c) and request transfer of
11 registration records in accordance with subsection (d) if the
12 commission finds during its examination under subsection (a)
13 all of the following:

14 (i) The application requests registration.

15 (ii) The application contains the required
16 information indicating that the applicant is a qualified
17 elector of the county.

18 (iii) The applicant is currently a registered
19 elector of another county.

20 (6) Process a voter registration application in
21 accordance with subsection (c) and request transfer of
22 registration records in accordance with subsection (d) if the
23 commission finds during its examination under subsection (a)
24 all of the following:

25 (i) The application requests a transfer of
26 registration.

27 (ii) The application contains the required
28 information indicating that the applicant is a qualified
29 elector of the county.

30 (iii) The applicant is currently a registered

1 elector of another county.

2 (7) Process a voter registration application in
3 accordance with subsection (c) and update its registration if
4 the commission finds during its examination under subsection
5 (a) all of the following:

6 (i) The application requests a change of address.

7 (ii) The application contains the required
8 information indicating that the applicant is a qualified
9 elector of the county.

10 (iii) The applicant is currently a registered
11 elector of the county.

12 (8) Process a voter registration application in
13 accordance with subsection (c) and update its registration
14 records if the commission finds during its examination under
15 subsection (a) all of the following:

16 (i) The application requests a change of name.

17 (ii) The applicant is legally qualified to a change
18 of name.

19 (iii) The application contains the required
20 information indicating that the applicant is a qualified
21 elector of the county.

22 (iv) The applicant is currently a registered elector
23 of the county.

24 (c) Processing of voter registration.--

25 (1) When a commission has accepted a voter registration
26 application under subsection (b) (3), the commission shall
27 assign each applicant a unique identification number in the
28 SURE system. The commission shall mail a durable, wallet-
29 sized voter's identification card to the individual by first
30 class nonforwardable mail, return postage guaranteed, which

1 shall serve as notice of the acceptance of the application.

2 The card shall contain all of the following:

3 (i) Name and address of the individual.

4 (ii) Name of municipality of residence.

5 (iii) Identification of the individual's ward and
6 district.

7 (iv) The effective date of registration.

8 (v) Designation of party enrollment and date of
9 enrollment.

10 (vi) An image of the individual's signature or mark.

11 (vii) The unique identification number of the
12 individual.

13 (viii) A statement that the individual must notify
14 the commission within 10 days from the date it was mailed
15 if any information on the card is incorrect otherwise,
16 the information shall be deemed correct for voter
17 registration purposes.

18 (ix) A scannable identification code or strip.

19 (2) When a commission has accepted a voter registration
20 application under subsection (b) (4), (5), (6), (7) or (8),
21 the commission shall mail a durable, wallet-sized voter's
22 identification card to the individual by first class
23 nonforwardable mail, return postage guaranteed, which shall
24 serve as notice of the acceptance of the application. The
25 card shall contain all of the following:

26 (i) Name and address of the individual.

27 (ii) Name of municipality of residence.

28 (iii) Identification of the individual's ward and
29 district.

30 (iv) The effective date of registration.

1 (v) Designation of party enrollment and date of
2 enrollment.

3 (vi) An image of the individual's signature or mark.

4 (vii) The SURE registration number of the
5 individual.

6 (viii) A statement that the individual must notify
7 the commission within 10 days from the date it was mailed
8 if any information on the card is incorrect, otherwise,
9 the information shall be deemed correct for voter
10 registration purposes.

11 (ix) A scannable identification code or strip.

12 (3) An envelope containing a voter identification card
13 shall be marked on the outside with a request to the
14 postmaster to return it within five days if it cannot be
15 delivered to the addressee at the address given.

16 (4) (Reserved).

17 (5) (Reserved).

18 (d) Transfer of registration records.--

19 (1) If, during application, an individual discloses that
20 the individual is a registered elector of another county, the
21 commission of the individual's new county of residence shall
22 direct a cancellation notice to the commission of the
23 individual's former county of residence in accordance with
24 regulations promulgated under this article or 25 Pa.C.S. Pt.
25 IV.

26 (2) Upon receipt of a notice transmitted in accordance
27 with paragraph (1), the commission of the individual's former
28 county of residence shall investigate. If the commission
29 finds that the individual is a registered elector of the
30 county, the commission shall verify the address change with

1 the registered elector in accordance with this article and 25
2 Pa.C.S. Pt. IV. Upon verifying that the registered elector
3 has moved to another county of residence, the commission
4 shall cancel the registered elector's registration, transfer
5 a copy of the canceled registration record to the commission
6 of the registered elector's new county of residence and
7 retain a record of the transfer. The commission of both
8 counties shall promptly update information contained in their
9 registration records.

10 (e) Challenges.--All challenges to applications for
11 registration shall be made as provided in section 729-A.
12 Section 728.1-A. SURE registration number.

13 Each registered elector shall be assigned a single and unique
14 SURE registration number in accordance with sections 728-A and
15 25 Pa.C.S. § 1514 (relating to conversion of registration
16 records). Once assigned, a SURE registration number shall not be
17 changed, modified or altered.

18 Section 729-A. Challenges.

19 (a) Standing.--An individual claiming the right to be
20 registered may be challenged by a commissioner, registrar or
21 clerk or by a qualified elector of the municipality.

22 (b) Complaint.--To make a challenge, a complainant must file
23 a challenge affidavit in a form prescribed by the secretary
24 containing the following information:

25 (1) Name of challenged individual.

26 (2) Address of challenged individual.

27 (3) Name of complainant.

28 (4) Address of complainant.

29 (5) Date of affidavit.

30 (6) Reason for challenge.

1 (c) Response.--An individual who is challenged must respond
2 to the challenge affidavit as provided in subsection (b) in a
3 written statement sworn or affirmed by the individual. The
4 challenged individual must produce such other evidence as may be
5 required to satisfy the registrar or commissioner as to the
6 individual's qualifications as a qualified elector.

7 (d) Resolution.--If the challenged individual establishes to
8 the satisfaction of the commission the right to be registered as
9 required under this article and 25 Pa.C.S. Pt. IV (relating to
10 voter registration), the challenged individual shall be
11 registered. If the challenged individual does not establish to
12 the satisfaction of the commission the right to be registered as
13 provided under this article and 25 Pa.C.S. Pt. IV, the
14 challenged individual's registration, if any, shall be canceled,
15 and the commission shall promptly update information contained
16 in its registration records.

17 Section 730-A. (Reserved).

18 Section 731-A. Privacy in voter registration.

19 The secretary shall provide a means for an elector who has an
20 active protection from abuse order under 23 Pa.C.S. Ch. 61
21 (relating to protection from abuse) entered against another
22 party to have the elector's birth date recorded in the Statewide
23 Uniform Registry of Electors so that the birth year shall be
24 listed as not fewer than 18 years and not greater than 50 years
25 prior to the year in which the claim was made. The secretary
26 shall ensure that the accommodation under this section shall end
27 when the protection from abuse order expires.

28 Section 9. Section 1003(f) of the act is amended and the
29 section is amended by adding a subsection to read:

30 Section 1003. Form of Official Election Ballot.--

1 * * *

2 [(f) In order that each elector may have the opportunity of
3 designating his choice for all the candidates nominated by one
4 political party or political body, there shall be printed on the
5 extreme left of the ballot, and separated from the rest of the
6 ballot by a space of at least one-half inch, a list of the names
7 of all the political parties or political bodies represented on
8 such ballot which have nominated candidates to be voted for at
9 such election. Such names shall be arranged in the order of the
10 votes obtained at the last gubernatorial election by the
11 candidate for Governor of the parties or bodies nominating,
12 beginning with the party that received the highest number of
13 votes cast. Following the names of such political parties and
14 political bodies shall be the names of the parties and bodies
15 not represented on the ballot at the last gubernatorial
16 election, arranged alphabetically, according to the party name
17 or appellation. A square of sufficient size for the convenient
18 insertion of a cross mark shall be placed at the right of each
19 party name or appellation.]

20 * * *

21 (h) The official ballots shall be printed on paper of the
22 correct size for the machines used by a county and watermarked
23 with the name of the county in which it shall be used.

24 Section 9.1. Section 1007(a), amended July 11, 2022
25 (P.L.745, No.66), is amended to read:

26 Section 1007. Number of Ballots to Be Printed; Specimen
27 Ballots.--(a) The county board of each county shall provide for
28 each election district a supply of official election ballots
29 for:

30 [(7) any primary election in an amount equal to at least 50%

1 of the total number of registered electors in an election
2 district, less the number of registered electors in the election
3 district who have requested an absentee or mail-in ballot; and
4 (8) any general election in an amount equal to at least 100%
5 of the total number of registered electors in an election
6 district, less the number of registered electors in the election
7 district who have requested an absentee or mail-in ballot.]

8 (9) the general primary election held in even-numbered years
9 in which candidates for the office of President of the United
10 States are not nominated in an amount of at least 10% greater
11 than the highest number of ballots cast in the election district
12 in any of the previous three general primary elections at which
13 candidates for the office of President of the United States were
14 not nominated;

15 (10) the general primary election held in even-numbered
16 years in which candidates for the office of President of the
17 United States are nominated in an amount of at least 15% greater
18 than the highest number of ballots cast in the election district
19 in any of the previous three general primary elections at which
20 candidates for the office of President of the United States were
21 nominated;

22 (11) the municipal primary election held in odd-numbered
23 years in an amount of at least 10% greater than the highest
24 number of ballots cast in any of the previous three municipal
25 primary elections in the election district;

26 (12) the general election held in even-numbered years in
27 which candidates for the office of President of the United
28 States are not elected in an amount of at least 10% greater than
29 the highest number of ballots cast in the election district in
30 any of the previous three general elections at which candidates

1 for the office of President of the United States were not
2 elected;

3 (13) the general election held in even-numbered years in
4 which candidates for the office of President of the United
5 States are elected in an amount of at least 15% greater than the
6 highest number of ballots cast in the election districts in any
7 of the previous three general elections at which candidates for
8 the office of President of the United States were elected; and

9 (14) the municipal election held in odd-numbered years in an
10 amount of at least 10% greater than the highest number of
11 ballots cast in any of the previous three municipal elections in
12 the election district.

13 * * *

14 Section 10. Sections 1106, 1107 and 1111 of the act are
15 amended by adding subsections to read:

16 Section 1106. Examination and Approval of Voting Machines by
17 the Secretary of the Commonwealth.--

18 * * *

19 (g) Examination shall include, but is not limited to,
20 testing of all software required for the voting system's
21 operation, the ballot reader, the digital printer, the fail-safe
22 operations, the counting center environmental requirements and
23 the equipment reliability estimate.

24 (h) For the purposes of examining the system, the secretary
25 shall employ or contract for the services of at least one
26 individual who is an expert in one or more fields of data
27 processing, mechanical engineering and public administration and
28 shall require from the individual a written report of his or her
29 examination.

30 (i) Within thirty days after completing the examination and

1 upon approval of any electronic or electromechanical voting
2 system, the secretary shall make and maintain a report on the
3 system, together with a written or printed description and
4 drawings and photographs clearly identifying the system and the
5 operation thereof. As soon as practicable after the filing, the
6 department shall send a notice of certification and upon
7 request, a copy of the report to county boards of elections in
8 this Commonwealth. The report under this subsection shall be a
9 public record under the act of February 14, 2008 (P.L.6, No.3),
10 known as "the Right-to-Know Law".

11 (j) After a voting system has been approved by the
12 secretary, any change or improvement in the system must be
13 approved by the secretary prior to the adoption of the change or
14 improvement by a county. If the change or improvement does not
15 comply with the requirements of this act, the secretary shall
16 suspend sales of the equipment or system in this Commonwealth
17 until the equipment or system complies with the requirements of
18 this act.

19 (k) The secretary shall examine and approve at least two
20 accessible voting machines which meet the requirements of
21 section 1123-A.

22 (l) The secretary shall examine and approve all electronic
23 or electromechanical devices used in the casting, processing or
24 tabulation of ballots or in the recording of electors,
25 including, but not limited to, ballot sorters, envelope
26 extractors, ballot scanners and electronic pollbooks.

27 (m) The examination and approval under subsection (l) shall
28 ensure that the device conforms with standards to provide
29 timeliness and accuracy in the casting and counting of ballots
30 or in the recording of electors.

1 Section 1107. Requirements of Voting Machines.--No voting
2 machine shall, upon any examination or reexamination, be
3 approved by the Secretary of the Commonwealth, or by any
4 examiner appointed by him, unless it shall, at the time, satisfy
5 the following requirements:

6 * * *

7 (u) It shall immediately reject a ballot where the number of
8 votes for an office or question exceeds the number which the
9 elector is entitled to cast or where the tabulating equipment
10 reads the ballot as a ballot with no votes cast.

11 (v) It shall be capable of providing records from which the
12 operation of the voting system may be audited.

13 (w) It shall be capable of recording votes from ballots of
14 different political parties from the same precinct, for a
15 primary election.

16 (x) It shall be manufactured in the United States and sold
17 by a vendor with a primary place of business within the United
18 States.

19 (y) It shall utilize open-source software code.

20 (z) It shall fully comply with the most recently adopted
21 Voluntary Voting System Guidelines developed by the Election
22 Assistance Commission.

23 (z.1) The requirements of subsections (u), (v), (w), (x),
24 (y) and (z) shall apply only to machines newly examined or
25 approved by the secretary after 2025. No machines purchased by a
26 county prior to 2025 shall be decertified on the basis of
27 noncompliance with subsection (u), (v), (w), (x), (y) or (z).

28 Section 1111. Preparation of Voting Machines by County
29 Election Boards.--

30 * * *

1 (g) On any day not more than thirty-five days before the
2 commencement of voting, the county election board shall have the
3 automatic tabulating equipment publicly tested to ascertain that
4 the equipment will correctly count the votes cast for all
5 offices and on all measures. If the ballots to be used at the
6 polling place on election day are not available at the time of
7 the testing, the county election board may conduct an additional
8 test not more than ten days before election day. Public notice
9 of the time and place of the test shall be given at least 48
10 hours prior to the test by publication on the county election
11 board's publicly accessible Internet website and once in one or
12 more newspapers of general circulation in the county or, if
13 there is no newspaper of general circulation in the county, by
14 posting the notice in at least four conspicuous places in the
15 county. The county election board shall provide written notice
16 to each candidate for election of the time and location of the
17 public preelection test. The test shall be open to
18 representatives of the political parties, the press and the
19 public and shall be video recorded and broadcast simultaneously
20 on a publicly accessible Internet website. Each political party
21 may designate one person with expertise in the computer field
22 who shall be allowed in the central counting room when tests are
23 being conducted and when the official votes are being counted.
24 The designee shall not interfere with the normal operation of
25 the canvassing board.

26 (h) For electronic or electromechanical voting systems
27 configured to tabulate mail-in or absentee ballots at a central
28 or regional site, the public testing shall be conducted by
29 processing a preaudited group of ballots so produced as to
30 record a predetermined number of valid votes for each candidate

1 and on each measure and to include one or more ballots for each
2 office which have activated voting positions in excess of the
3 number allowed by law in order to test the ability of the
4 automatic tabulating equipment to reject the votes. If an error
5 is detected, the cause of the error shall be corrected and an
6 errorless count shall be made before the automatic tabulating
7 equipment is approved. The test shall be repeated and errorless
8 results must be achieved immediately before the start of the
9 official count of the ballots and again after the completion of
10 the official count. The programs and ballots used for testing
11 shall be sealed and retained under the custody of the county
12 election board.

13 (i) For electronic or electromechanical voting systems
14 configured to include electronic or electromechanical tabulation
15 devices which are distributed to the precincts, all or a sample
16 of the devices to be used in the election shall be publicly
17 tested. If a sample is to be tested, the sample shall consist of
18 a random selection of at least 10% of the devices. The test
19 shall be conducted by processing a group of ballots, causing the
20 device to output results for the ballots processed and comparing
21 the output of results to the results expected for the ballots
22 processed. The group of ballots shall be produced so as to
23 record a predetermined number of valid votes for each candidate
24 and on each measure and to include for each office one or more
25 ballots which have activated voting positions in excess of the
26 number allowed by law in order to test the ability of the
27 tabulating device to reject such votes.

28 (j) If a tested tabulating device is found to have an error
29 in tabulation, it shall be deemed unsatisfactory. For each
30 device deemed unsatisfactory, the county election board shall

1 take steps to determine the cause of the error, shall attempt to
2 identify and test other devices that could reasonably be
3 expected to have the same error and shall test a number of
4 additional devices sufficient to determine that each device is
5 satisfactory. Upon deeming a device unsatisfactory, the county
6 election board may require all devices to be tested or may
7 declare that all devices are unsatisfactory.

8 (k) If the operation or output of any tested tabulation
9 device, such as spelling or the order of candidates on a report,
10 is in error, the problem shall be reported to the county
11 election board, which shall determine if the reported problem
12 warrants the county election board deeming the device
13 unsatisfactory.

14 (l) At the completion of testing under this section, the
15 county election board, the representatives of the political
16 parties and the candidates or their representatives who attended
17 the test shall witness the resetting of each device that passed
18 to a preelection state of readiness and the sealing of each
19 device that passed in such a manner as to secure its state of
20 readiness until the opening of the polls.

21 (m) The county election board shall execute a written
22 statement setting forth the tabulation devices tested, the
23 results of the testing, the protective counter numbers, if
24 applicable, of each tabulation device, the number of the seal
25 securing each tabulation device at the conclusion of testing,
26 any problems reported to the board as a result of the testing
27 and whether each device tested is satisfactory or
28 unsatisfactory. The written statement under this subsection
29 shall be a public record under the act of February 14, 2008
30 (P.L.6, No.3), known as "the Right-to-Know Law".

1 (n) Any tabulating device deemed unsatisfactory shall be
2 recoded, repaired or replaced and shall be made available for
3 retesting. The device must be determined by the county election
4 board to be satisfactory before the device may be used in an
5 election. The county election board shall announce at the close
6 of the first testing the date, place and time that an
7 unsatisfactory device will be retested or may, at the option of
8 the board, notify by telephone each person who was present at
9 the first testing as to the date, place and time that the
10 retesting will occur.

11 (o) Records must be kept of all preelection testing of
12 electronic or electromechanical tabulation devices used in an
13 election. The records shall be present and available for
14 inspection and reference during public preelection testing by
15 any person in attendance during the testing. The need of the
16 county election board for access to the records during the
17 testing shall take precedence over the need of other attendees
18 to access such records so that the work of the county election
19 board will not be delayed or hindered. Records of testing must
20 include, for each device, the name of each person who tested the
21 device and the date, place, time and results of each test.
22 Records of testing shall be retained as part of the official
23 records of the election in which any device was used and shall
24 be public records under "the Right-to-Know Law".

25 (p) The county election board shall submit a copy of all
26 records required under this section to the Office of the Auditor
27 General.

28 Section 11. Sections 1112(c)1, 1106-A and 1117-A of the act
29 are amended to read:

30 Section 1112. Delivery of Voting Machines and Supplies by

1 County Election Boards to Election Officers.--

2 * * *

3 (c) The county election board shall furnish, at the expense
4 of the county, and deliver with each voting machine:

5 1. A [lantern] flashlight, or a proper substitute for one,
6 which, in the case of a loss of electricity, shall give
7 sufficient light to enable voters, while in the voting machine
8 booth, to read the ballot labels, and suitable for the use of
9 election officers in examining the counters. The [lantern]
10 flashlight, or proper substitute therefor, shall be prepared and
11 in good order for use before the opening of the polls.

12 * * *

13 Section 1106-A. Experimental Use of Electronic Voting
14 Systems.--(a) The county board of elections of any county may
15 provide for experimental use at any primary or election in one
16 or more election districts of said county, of an electronic
17 voting system, and the use of such system shall be as valid for
18 all purposes as if the electronic voting system had been adopted
19 in accordance with the provisions of this act.

20 (b) The Secretary of the Commonwealth may approve the use of
21 an experimental electronic voting system by the county board of
22 elections of any county which complies with section 1306(a) for
23 absentee voters as provided for in the Uniformed and Overseas
24 Citizens Absentee Voting Act (Public Law 99-410, 100 Stat. 924)
25 and for disabled voters if the system allows the elector to mark
26 his electronic ballot in secrecy as provided for paper absentee
27 ballots pursuant to section 1306(a). The system shall be exempt
28 from the requirements of sections 1107-A, 1302, 1303, 1304, 1305
29 and 1306.

30 (c) The Secretary of the Commonwealth shall investigate the

1 use and viability of blockchain technology for the purposes of
2 electronic voting by disabled voters and absentee voters as
3 provided for in the Uniformed and Overseas Citizens Absentee
4 Voting Act.

5 Section 1117-A. [Statistical Sample.--The county board of
6 elections, as part of the computation and canvass of returns,
7 shall conduct a statistical recount of a random sample of
8 ballots after each election using manual, mechanical or
9 electronic devices of a type different than those used for the
10 specific election. The sample shall include at least two (2) per
11 centum of the votes cast or two thousand (2,000) votes whichever
12 is the lesser.] Post-election Audit.--The county board of
13 elections, as part of the computation and canvass of returns,
14 and prior to certification, shall cooperate in a result-
15 confirming audit conducted by the department of the Auditor
16 General. The audit shall be a ballot-comparison risk-limiting
17 audit, conducted with a risk limit of one (1) per centum for
18 mail-in and absentee ballots and for ballots cast on voting
19 machines, the audit shall be a ballot-polling risk-limiting
20 audit, conducted with a risk limit of one (1) per centum.

21 Section 12. The act is amended by adding sections to read:

22 Section 1123-A. Requirements of Accessible Voting
23 Machines.--An accessible voting machine may not, upon any
24 examination or reexamination, be approved by the Secretary of
25 the Commonwealth, or by an examiner appointed by the secretary,
26 unless the accessible voting machine satisfies the following
27 requirements:

28 (1) The voting system must provide a tactile input or audio
29 input device, or both.

30 (2) The voting system must provide a method by which voters

1 can confirm any tactile or audio input by having the capability
2 of audio output using synthetic or recorded human speech that is
3 reasonably phonetically accurate.

4 (3) Any operable controls on the input device which are
5 needed for voters who are visually impaired must be discernible
6 tactilely without actuating the keys.

7 (4) Audio and visual access approaches must be able to work
8 both separately and simultaneously.

9 (5) If a nonaudio access approach is provided, the system
10 may not require color perception. The system must use black text
11 or graphics, or both, on white background or white text or
12 graphics, or both, on black background, unless the office of the
13 secretary approves other high-contrast color combinations that
14 do not require color perception.

15 (6) Any voting system that requires any visual perception
16 must offer the election official who programs the system, prior
17 to its being sent to the polling place, the capability to set
18 the font size, as it appears to the voter, from a minimum of 14
19 points to a maximum of 24 points.

20 (7) The voting system must provide audio information,
21 including any audio output using synthetic or recorded human
22 speech or any auditory feedback tones that are important for the
23 use of the audio approach, through at least one mode, by handset
24 or headset, in enhanced auditory fashion (increased
25 amplification), and must provide incremental volume control with
26 output amplification up to a level of at least 97 db spl.

27 (8) For transmitted voice signals to the voter, the voting
28 system must provide a gain adjustable up to a minimum of 20 db
29 spl with at least one intermediate step of 12 db spl of gain.

30 (9) For the safety of others, if the voting system has the

1 possibility of exceeding 120 db spl, a mechanism must be
2 included to reset the volume automatically to the voting
3 system's default volume level after every use.

4 (10) If sound cues and audible information such as "beeps"
5 are used, there must be simultaneous corresponding visual cues
6 and information.

7 (11) Controls and operable mechanisms must be operable with
8 one hand, including operability with a closed fist and
9 operability without tight grasping, pinching or twisting of the
10 wrist.

11 (12) The force required to operate or activate the controls
12 must be no greater than five pounds of force.

13 (13) Voting booths must have voting controls at a minimum
14 height of 36 inches above the finished floor with a minimum knee
15 clearance of 27 inches high, 30 inches wide and 19 inches deep,
16 or the accessible voter interface devices must be designed so as
17 to allow their use on top of a table to meet these requirements.
18 Tabletop installations must include adequate privacy.

19 (14) Any audio ballot must provide the voter with the
20 following functionalities:

21 (i) After the initial instructions that the system requires
22 election officials to provide to each voter, the voter should be
23 able to independently operate the voter interface through the
24 final step of casting a ballot without assistance.

25 (ii) The voter must be able to determine the races that he
26 or she is allowed to vote in and to determine which candidates
27 are available in each race.

28 (iii) The voter must be able to determine how many
29 candidates may be selected in each race.

30 (iv) The voter must be able to have confidence that the

1 physical or vocal inputs given to the system have selected the
2 candidates that he or she intended to select.

3 (v) The voter must be able to review the candidate
4 selections that he or she has made.

5 (vi) Prior to the act of casting the ballot, the voter must
6 be able to change any selections previously made and confirm a
7 new selection.

8 (vii) The system must communicate to the voter the fact that
9 the voter has failed to vote in a race or has failed to vote the
10 number of allowable candidates in any race and require the voter
11 to confirm his or her intent to undervote before casting the
12 ballot.

13 (viii) The system must prevent the voter from overvoting any
14 race.

15 (ix) The voter must be able to input a candidate's name in
16 each race that allows a write-in candidate.

17 (x) The voter must be able to review his or her write-in
18 input to the interface, edit that input and confirm that the
19 edits meet the voter's intent.

20 (xi) There must be a clear, identifiable action that the
21 voter takes to "cast" the ballot. The system must make clear to
22 the voter how to take this action so that the voter has minimal
23 risk of taking the action accidentally but, when the voter
24 intends to cast the ballot, the action can be easily performed.

25 (xii) Once the ballot is cast, the system must confirm to
26 the voter that the action has occurred and that the voter's
27 process of voting is complete.

28 (xiii) Once the ballot is cast, the system must preclude the
29 voter from modifying the ballot cast or voting or casting
30 another ballot.

1 Section 1124-A. Voting System Defects, Disclosure,
2 Investigations and Penalties.--(a) (Reserved).

3 (b) No later than January 1 of every odd-numbered year, each
4 vendor shall file a written disclosure with the department
5 identifying any known defect in the voting system or the fact
6 that there is no known defect, the effect of any defect on the
7 operation and use of the approved voting system and any known
8 corrective measures to cure a defect, including, but not limited
9 to, advisories and bulletins issued to system users.

10 (c) Implementation of corrective measures approved by the
11 department which enable a system to conform to the standards and
12 ensure the timeliness and accuracy of the casting and counting
13 of ballots constitutes a cure of a defect.

14 (d) If a vendor becomes aware of the existence of a defect,
15 the vendor must file a new disclosure with the department as
16 provided in subsection (a) within 30 days of the date the vendor
17 determined or reasonably should have determined that the defect
18 existed.

19 (e) If a vendor discloses to the department that a defect
20 exists, the department may suspend all sales or leases of the
21 voting system in this Commonwealth and may suspend the use of
22 the system in any election in this Commonwealth. The department
23 shall provide written notice of a suspension under this
24 subsection to the affected vendor and county boards of
25 elections. If the department determines that the defect no
26 longer exists, the department shall lift the suspension and
27 provide written notice to each affected vendor and supervisor of
28 elections.

29 (f) If a vendor fails to file a required disclosure for a
30 voting system previously approved by the department, that system

1 may not be sold, leased or used for elections in this
2 Commonwealth until the voting system has been submitted for
3 examination and approval under this act. The department shall
4 provide written notice to each county board of elections that
5 the system is no longer approved.

6 (g) If the department has reasonable cause to believe a
7 voting system approved under this act contains a defect either
8 before, during or after an election which has not been disclosed
9 pursuant to this section, the department shall investigate
10 whether the voting system has a defect.

11 (h) The department shall initiate an investigation on its
12 own initiative or upon the written request of the board of
13 elections of a county that purchased a voting system that
14 contains the alleged defect.

15 (i) Upon initiation of an investigation, the department
16 shall provide written notice to the vendor and each county board
17 of elections.

18 (j) If the department determines by a preponderance of the
19 evidence that a defect exists in the voting system, or that
20 vendor failed to timely disclose a defect under this section,
21 the department shall provide written notice to the affected
22 vendor and county board of elections.

23 (k) A vendor who receives notice of a defect shall, within
24 ten days of receipt of the notice under subsection (j), file a
25 written response to the department which:

26 (1) denies that the alleged defect exists or existed as
27 alleged by the department or that the vendor failed to timely
28 disclose a defect and sets forth the reasons for the denial; or

29 (2) admits that the defect exists or existed as alleged by
30 the department or that the vendor failed to timely disclose a

1 defect.

2 (l) If the defect has been cured, the vendor shall provide
3 an explanation of how the defect was cured.

4 (m) If the defect has not been cured, the vendor shall
5 inform the department whether the defect can be cured and shall
6 provide the department with a plan for curing the defect.

7 (n) If the defect can be cured, the department shall
8 establish a time frame within which to cure the defect.

9 (o) If, after receiving a response from the vendor, the
10 department determines that a defect does not exist or has been
11 cured within the time frame established by the department, the
12 department shall take no further action.

13 (p) If the department determines that a vendor failed to
14 timely disclose a defect or that a defect exists and a vendor
15 has not filed a written response or has failed to cure the
16 defect within the time frame established by the department, or
17 if the defect cannot be cured, the department shall impose a
18 civil penalty of \$25,000 for the defect plus an amount equal to
19 the actual costs incurred by the department in conducting the
20 investigation.

21 (q) If the department finds that a defect existed:

22 (1) The department may suspend all sales and leases of the
23 voting system and may suspend its use in any county in this
24 Commonwealth. The department shall provide written notice of the
25 suspension to each affected vendor and county board of
26 elections.

27 (2) If the department determines that a defect no longer
28 exists in a voting system that has been suspended from use under
29 this section, the department shall lift the suspension and
30 authorize the sale, lease and use of the voting system in any

1 election in this Commonwealth. The department shall provide
2 written notice that the suspension has been lifted to each
3 affected vendor and county board of elections.

4 (3) If the defect cannot be cured, the department may
5 disapprove the voting system for use in elections in this
6 Commonwealth. The department shall provide written notice to all
7 directors of elections that the system is no longer approved.
8 After approval of a system that has been withdrawn under this
9 paragraph, the system may not be sold, leased or used in this
10 Commonwealth until it has been resubmitted for examination and
11 approval and adopted for use under this act.

12 (4) A vendor for whom a civil penalty was imposed under this
13 section may not submit a voting system for approval by the
14 department or enter into a contract for sale or lease of a
15 voting system in this Commonwealth until each civil penalty has
16 been paid and the department provides written confirmation of
17 the payment to the county board of elections.

18 (r) The department shall prepare a written report of any
19 investigation conducted under this section and submit the report
20 to the President pro tempore of the Senate, the Speaker of the
21 House of Representatives, the Majority Leader and Minority
22 Leader of the Senate, the Majority Leader and Minority Leader of
23 the House of Representatives, the chair and minority chair of
24 the State Government Committee of the Senate and the chair and
25 minority chair of the State Government Committee of the House of
26 Representatives.

27 (s) The authority of the department under this section shall
28 be in addition to, and not exclusive of, any other authority
29 provided by law.

30 (t) For the purposes of this section:

1 "Defect" means a failure, fault or flaw in an electronic or
2 electro-mechanic voting system approved under this act, which
3 results in nonconformance with the standards in a manner that
4 affects the timeliness or accuracy of the casting or counting of
5 ballots or a failure or inability of the voting system
6 manufacturer or vendor to make available and provide approved
7 replacements of hardware or software to the counties that have
8 purchased the approved voting system, the unavailability of
9 which results in the system's nonconformance with the standards
10 in a manner that affects the timeliness or accuracy of the
11 casting or counting of ballots.

12 "Department" means the Department of State of the
13 Commonwealth.

14 Section 13. Article XI-B of the act is repealed:

15 [ARTICLE XI-B
16 VOTING APPARATUS BONDS
17 Section 1101-B. Definitions.

18 The following words and phrases when used in this article
19 shall have the meanings given to them in this section unless the
20 context clearly indicates otherwise:

21 "Account." The County Voting Apparatus Reimbursement Account
22 established under section 1106-B.

23 "Authority." The Pennsylvania Economic Development Financing
24 Authority.

25 "Bond." Any type of revenue obligation, including a bond or
26 series of bonds, note, certificate or other instrument, issued
27 by the authority for the benefit of the department under this
28 article.

29 "Bond administrative expenses." Expenses incurred to
30 administer bonds as provided under the Financing Law, or as

1 otherwise necessary to ensure compliance with applicable Federal
2 or State law.

3 "Bond obligations." The principal of a bond and any premium
4 and interest payable on a bond, together with any amount owed
5 under a related credit agreement or a related resolution of the
6 authority authorizing a bond.

7 "Credit agreement." A loan agreement, a revolving credit
8 agreement, an agreement establishing a line of credit, a letter
9 of credit or another agreement that enhances the marketability,
10 security or creditworthiness of a bond.

11 "Department." The Department of State of the Commonwealth.

12 "Election security equipment." Information technology such
13 as intrusion detection sensors and other infrastructure deployed
14 to enhance the security of voting apparatus and election systems
15 by detecting and reporting hacking attempts and other election
16 security breaches.

17 "Electronic voting system." As defined in section 1101-A.

18 "Financing Law." The act of August 23, 1967 (P.L.251,
19 No.102), known as the Economic Development Financing Law.

20 "Voting apparatus." A kind or type of electronic voting
21 system that received the approval of the Secretary of the
22 Commonwealth under section 1105-A.

23 Section 1102-B. Bond issuance.

24 (a) Declaration of policy.--The General Assembly finds and
25 declares that funding the replacement of voting apparatuses,
26 including interest, through the authority, is in the best
27 interest of this Commonwealth.

28 (b) Authority.--Notwithstanding any other law, the following
29 shall apply:

30 (1) The department may be a project applicant under the

1 Financing Law and may apply to the authority for the funding
2 of the replacement of voting apparatuses.

3 (2) The authority may issue bonds under the Financing
4 Law, consistent with this article, to finance projects to
5 fund the replacement of county voting apparatuses or to
6 reimburse counties for their cost to purchase or enter into
7 capital leases for voting apparatuses.

8 (3) Participation of an industrial and commercial
9 development authority shall not be required to finance the
10 replacement of voting apparatuses.

11 (c) Debt or liability.--

12 (1) Bonds issued under this article shall not be a debt
13 or liability of the Commonwealth and shall not create or
14 constitute any indebtedness, liability or obligation of the
15 Commonwealth.

16 (2) Bond obligations and bond administrative expenses
17 shall be payable solely from revenues or money pledged or
18 available for repayment as authorized under this article.
19 This paragraph shall include the proceeds of any issuance of
20 bonds.

21 (3) Each bond shall contain on its face a statement
22 that:

23 (i) the authority is obligated to pay the principal
24 or interest on the bonds only from the revenues or money
25 pledged or available for repayment as authorized under
26 this article;

27 (ii) neither the Commonwealth nor a county is
28 obligated to pay the principal or interest; and

29 (iii) the full faith and credit of the Commonwealth
30 or any county is not pledged to the payment of the

1 principal of or the interest on the bonds.

2 Section 1103-B. Criteria for bond issuance.

3 (a) Determination.--If the department decertifies one or
4 more voting apparatuses that are in use in any county of this
5 Commonwealth, the department shall apply to the authority to
6 issue bonds for reimbursements to each county for the cost of
7 procuring new voting apparatuses.

8 (a.1) Issuance.--Bonds may be issued in one or more series,
9 and each series may finance reimbursement grants to one or more
10 counties.

11 (b) Terms.--

12 (1) The department, with the approval of the Office of
13 the Budget, shall specify in its application to the
14 authority:

15 (i) the maximum principal amount of the bonds for
16 each bond issue; and

17 (ii) the maximum term of the bonds consistent with
18 applicable law.

19 (2) The total principal amount for all bonds issued
20 under this article may not exceed \$90,000,000.

21 (3) The term of the bonds issued under this article may
22 not exceed 10 years from the respective date of original
23 issuance.

24 (c) Expiration.--For the purpose of this article,
25 authorization to issue bonds, not including refunding bonds,
26 shall expire December 31, 2020.

27 Section 1104-B. Issuance of bonds, security and sources of
28 payments.

29 (a) Issuance.--The authority shall consider issuance of
30 bonds upon application by the department. Bonds issued under

1 this article shall be subject to the provisions of the Financing
2 Law, unless otherwise specified under this article.

3 (b) Service agreement authorized.--The authority and the
4 department may enter into an agreement or service agreement to
5 effectuate this article, including an agreement to secure bonds
6 issued for the purposes under section 1102-B(b), pursuant to
7 which the department shall agree to pay the bond obligations and
8 bond administrative expenses to the authority in each fiscal
9 year that the bonds or refunding bonds are outstanding in
10 amounts sufficient to timely pay in full the bond obligations,
11 bond administrative expenses and any other financing costs due
12 on the bonds issued for the purposes under section 1102-B(b).
13 The department's payment of the bond obligations, bond
14 administrative expenses and other financing costs due on the
15 bonds as service charges under an agreement or service agreement
16 shall be subject to and dependent upon the appropriation of
17 funds by the General Assembly to the department for payment of
18 the service charges. The service agreement may be amended or
19 supplemented by the authority and the department in connection
20 with the issuance of any series of bonds or refunding bonds
21 authorized under this section.

22 (c) Security.--Bond obligations and bond administrative
23 expenses may be secured, for the benefit of the holders of the
24 bonds and the obligees under credit agreements or the agreements
25 under subsection (b), by pledge of a security interest in and
26 first lien on the following:

27 (1) Money relating to the bonds held on deposit in any
28 other fund or account under an instrument or agreement
29 pertaining to the bonds, including bond reserves and interest
30 income on the money.

1 (2) The security provided under this subsection shall
2 not apply to money in any fund relating to arbitrage rebate
3 obligations.

4 Section 1105-B. Sale of bonds.

5 The authority shall offer the bonds for sale by means of a
6 public, competitive sale or by means of a negotiated sale based
7 on the authority's determination of which method will produce
8 the most benefit to counties and the Commonwealth.

9 Section 1106-B. Deposit of bond proceeds.

10 The net proceeds of bonds, other than refunding bonds,
11 exclusive of costs of issuance, reserves and any other financing
12 charges, shall be transferred by the authority to the State
13 Treasurer for deposit into a restricted account established in
14 the State Treasury and held solely for the purposes under
15 section 1102-B(b) to be known as the County Voting Apparatus
16 Reimbursement Account. The department shall pay out the bond
17 proceeds to the counties from the account in accordance with
18 this article.

19 Section 1107-B. Payment of bond-related obligations.

20 For each fiscal year in which bond obligations and bond
21 administrative expenses will be due, the authority shall notify
22 the department of the amount of bond obligations and the
23 estimated amount of bond administrative expenses in sufficient
24 time, as determined by the department, to permit the department
25 to request an appropriation sufficient to pay bond obligations
26 and bond administrative expenses that will be due and payable in
27 the following fiscal year. The authority's calculation of the
28 amount of bond obligations and bond administrative expenses that
29 will be due shall be subject to verification by the department.

30 Section 1108-B. Commonwealth not to impair bond-related

obligations.

The Commonwealth pledges that it shall not do any of the following:

(1) Limit or alter the rights and responsibilities of the authority or the department under this article, including the responsibility to:

(i) pay bond obligations and bond administrative expenses; and

(ii) comply with any other instrument or agreement pertaining to bonds.

(2) Alter or limit the service agreement under section 1104-B(b).

(3) Impair the rights and remedies of the holders of bonds, until each bond issued at any time and the interest on the bond are fully met and discharged.

Section 1109-B. (Reserved).

Section 1110-B. Personal liability.

The members, directors, officers and employees of the department and the authority shall not be personally liable as a result of good faith exercise of the rights and responsibilities granted under this article.

Section 1111-B. Annual report.

No later than March 1 of the year following the first full year in which bonds have been issued under this article and for each year thereafter in which bond obligations existed in the prior year, the department shall submit an annual report to the chair and minority chair of the Appropriations Committee of the Senate, the chair and minority chair of the Appropriations Committee of the House of Representatives, the chair and minority chair of the State Government Committee of the Senate

1 and the chair and minority chair of the State Government
2 Committee of the House of Representatives providing all data
3 available on bonds issued or existing in the prior year. The
4 report shall include existing and anticipated bond principal,
5 interest and administrative costs, revenue, repayments,
6 refinancing, overall benefits to counties and any other relevant
7 data, facts and statistics that the department believes
8 necessary in the content of the report.

9 Section 1112-B. Reimbursement of county voting apparatus
10 expenses.

11 (a) Application.--A county may apply to the department to
12 receive funding to replace the county's voting apparatuses or to
13 reimburse the county's cost to purchase or lease by capital
14 lease voting apparatuses. Each county shall submit an
15 application for funding on a form containing information and
16 documentation prescribed by the department no later than July 1,
17 2020.

18 (b) Documentation for prior purchase or lease.--If a county
19 seeks reimbursement of the county's cost to purchase or lease by
20 capital lease a voting apparatus that the county purchased or
21 leased before the date that the county submits its application
22 to the department, the county's application shall include
23 documentation prescribed by the department to substantiate the
24 county's cost to purchase or lease the voting apparatus,
25 including copies of fully executed voting apparatus contracts,
26 invoices and proof of payment to the vendor of the voting
27 apparatus.

28 (c) Documentation for subsequent purchase or lease.--If a
29 county seeks funding to purchase or lease by capital lease a
30 voting apparatus that the county will purchase or lease after

1 the date that the county submits its application to the
2 department, the county's application shall include documentation
3 prescribed by the department to substantiate the county's
4 estimate to purchase or lease the voting apparatus, including
5 copies of fully executed voting apparatus contracts, bids or
6 price quotes submitted to the county by voting apparatus vendors
7 and other price estimates or cost proposals.

8 (d) Review.--The department shall review each county
9 application on a rolling basis and shall either approve or deny
10 each county's application within 90 days of the date the
11 application is received by the department. A county may
12 supplement or amend submitted applications during the 90-day
13 review period in consultation with the department.

14 (e) Approval for prior purchase or lease.--If the department
15 approves a county's application submitted under subsection (b),
16 the department and the county shall enter into a written grant
17 agreement through which the department shall reimburse the
18 county at the amount determined under subsection (g).

19 (f) Approval for subsequent purchase or lease.--If the
20 department approves a county's application under subsection (c),
21 the department and the county shall enter into a written grant
22 agreement through which the department will provide funding to
23 reimburse the county's cost to purchase or lease a voting
24 apparatus at the amount determined under subsection (g). The
25 county shall hold the grant money in an account of the county
26 that is separate from each other county account. The county
27 shall deliver quarterly reports to the department of the voting
28 apparatus costs paid from the grant money in a form prescribed
29 by the department. The county shall return any unspent grant
30 money to the department within 30 days of the expiration of the

1 grant agreement.

2 (g) Payments.--

3 (1) A county shall only receive amounts under this
4 section to the extent that the department has bond proceeds
5 available in the account from which to make payments.

6 (2) Except as provided under paragraph (3), a county
7 which submitted an application approved under subsection (e)
8 or (f) shall receive 60% of the total amount submitted under
9 subsection (b) or (c) which may be reimbursed or paid.

10 (3) If the total amount submitted by all counties under
11 paragraph (2) exceeds the total amount available for
12 reimbursement or payment, a county shall receive a portion of
13 the amount available equal to the total amount submitted by
14 the county under subsection (b) or (c) which may be
15 reimbursed or paid, divided by the total amount submitted by
16 all counties under subsection (b) or (c) which may be
17 reimbursed or paid.

18 (4) If any bond proceeds remain after the department has
19 issued all reimbursements in accordance with paragraphs (1),
20 (2) and (3), the department may utilize the remaining balance
21 for grants for counties for the purchase and distribution to
22 the counties of election security equipment. The department
23 shall provide notice to each county no later than 30 days
24 prior to receiving applications for grants under this
25 paragraph.

26 (h) Certification.--A county shall only receive the
27 reimbursement or funding under this article after making a
28 certification to the department, the President pro tempore of
29 the Senate, the Speaker of the House of Representatives, the
30 Minority Leader of the Senate, the Minority Leader of the House

1 of Representatives, the chair and minority chair of the
2 Appropriations Committee of the Senate, the chair and minority
3 chair of the Appropriations Committee of the House of
4 Representatives, the chair and minority chair of the State
5 Government Committee of the Senate and the chair and minority
6 chair of the State Government Committee of the House of
7 Representatives that the county has completed a program under 25
8 Pa.C.S. § 1901(b)(1) (relating to removal of electors) and
9 mailed notices required under 25 Pa.C.S. § 1901(b)(3) within the
10 prior 12 months. The certification shall include information on
11 whether the county has undertaken a canvass under 25 Pa.C.S. §
12 1901(b)(2).

13 (i) Department application.--The department shall apply to
14 the authority for funding under section 1102-B only if the
15 department has approved county applications under this article
16 which total at least \$50,000,000.]

17 Section 14. The act is amended by adding an article to read:

18 ARTICLE XI-C

19 ELECTION EQUIPMENT FUNDING

20 Section 1101-C. Definitions.

21 The following words and phrases when used in this article
22 shall have the meanings given to them in this section unless the
23 context clearly indicates otherwise:

24 "Account." The Election Equipment Funding Program Account
25 established under section 1105-C(c).

26 "Authority." The Commonwealth Financing Authority.

27 "Board." The board of directors of the authority.

28 "Election equipment." The following:

29 (1) Voting machines.

30 (2) Sorters.

- 1 (3) Extractors.
- 2 (4) Electronic poll books.
- 3 (5) Servers for data storage.
- 4 (6) Tabulators.

5 "Program." The Election Equipment Funding Program
6 established under section 1102-C.
7 Section 1102-C. Establishment.

8 The Election Equipment Funding Program is established. The
9 authority shall administer and act as the fiscal agent for the
10 program and shall be responsible for receiving and reviewing
11 grant applications and awarding grants. The purpose of the
12 program shall be to award grants to counties for the purchase
13 and maintenance of election equipment.

14 Section 1103-C. Grant awards.

15 Grant awards shall be at the discretion of the authority and
16 shall be limited to amounts appropriated to the authority for
17 the program.

18 Section 1104-C. Application.

19 (a) Period.--The authority shall establish an annual
20 application period during which applications for grant funding
21 under the program may be submitted. The annual application
22 period shall be no fewer than 21 days and no longer than 60
23 days.

24 (b) Form and contents.--An application shall be submitted to
25 the authority. An application shall include the following
26 information:

27 (1) A receipt for the equipment purchased.

28 (2) Verification that the specific equipment purchased
29 has been certified by the Election Assistance Commission and
30 the Department of State.

1 (3) A copy of the security protocols for each type of
2 equipment.

3 (4) A copy of the most recent post-election audit
4 conducted in that county.

5 (5) A copy of the Auditor General's report on the most
6 recent election conducted in that county, including any
7 corrective action plan issued under section 109(e)(5).

8 (6) A copy of any service contract agreed to as part of
9 the purchase of equipment.

10 (c) Review.--In reviewing an application, the authority
11 shall conduct a review of each item required under subsection
12 (b) to ensure that the county and equipment being purchased is
13 in full compliance with this act.

14 (d) Criteria.--The authority shall award grants based on a
15 county's compliance with this act. Specific criteria to be
16 considered when weighing an application shall be:

17 (1) Whether the county submitting an application has
18 provided proof of full compliance with this act during the
19 most recent election.

20 (2) Whether the equipment purchased qualifies for
21 reimbursement under this act.

22 Section 1105-C. Implementation.

23 (a) Requirements.--

24 (1) The requirements for the administration of the
25 program shall be as follows:

26 (i) An application for a grant under this section
27 must be received by a deadline established by the
28 authority.

29 (ii) The authority shall execute a grant agreement
30 between the board and a county before the payment of a

1 grant award.

2 (iii) A county shall maintain full and accurate
3 records for the purchase or maintenance of election
4 equipment.

5 (iv) A county shall submit to the authority copies
6 of all canceled checks or other records verifying
7 expenditures of grant money.

8 (2) The authority may establish additional requirements
9 for the program as the authority deems necessary to
10 administer the program.

11 (b) Restrictions and limitations.--

12 (1) Any unused portion of a grant award shall be
13 returned to the authority.

14 (2) Grant money may not be used for any of the
15 following:

16 (i) The operation of satellite election offices or
17 ballot return locations.

18 (ii) The mailing of applications for mail-in or
19 absentee ballots to electors.

20 (iii) A voter education or election awareness
21 program.

22 (3) The authority may establish additional restrictions
23 and limitations as the authority deems necessary to
24 administer the program.

25 (c) Account.--The authority shall establish the Election
26 Equipment Funding Program Account. The following shall apply:

27 (1) The purpose of the account shall be to award grants
28 under this act.

29 (2) The following shall be sources of funding for the
30 account:

- 1 (i) Appropriations, including Federal money.
2 (ii) Return on the money in the account.
3 (3) Money in the account is continuously appropriated to
4 the account. This appropriation shall not lapse at the end of
5 a fiscal year.

6 (d) Guidelines.--Within 180 days of the effective date of
7 this section, the board shall adopt guidelines to implement this
8 section. The guidelines shall include provisions for submission,
9 review and approval of applications and award of grants.

10 Section 15. The act is amended by adding sections to read:

11 Section 1201.3. Voter's Bill of Rights.--Each registered
12 voter in this Commonwealth shall have the right to:

- 13 (1) Vote and have his or her vote accurately counted.
14 (2) Cast a vote if he or she is in line at the time of the
15 closing of polls.
16 (3) Ask for and receive assistance in voting.
17 (4) Receive up to two replacement ballots if he or she makes
18 a mistake prior to the ballot being cast.
19 (5) Receive an explanation if his or her registration or
20 identity is in question.
21 (6) Cast a provisional ballot, if his or her registration or
22 identity is in question.
23 (7) Receive written instructions to use when voting and,
24 upon request, oral instructions from elections officers to use
25 when voting.
26 (8) Vote free from coercion or intimidation by elections
27 officers or any other person.
28 (9) Vote on a voting system that is in working condition and
29 that will allow votes to be accurately cast and accurately
30 counted.

1 (10) Any other rights as provided by Federal, State or local
2 law.

3 Section 1201.4. Senior Voter's Bill of Rights.--In addition
4 to the rights of a voter under section 1201.3, a voter in this
5 Commonwealth who is 70 years of age or older shall have the
6 right to:

7 (1) Receive any assistance necessary to successfully cast a
8 ballot.

9 (2) Move to the front of the line upon arrival at a polling
10 place.

11 (3) Receive assistance through supervised voting under
12 section 1306.2.

13 (4) Any other rights as provided by Federal, State or local
14 law.

15 Section 1201.5. Disabled Voter's Bill of Rights.--In
16 addition to the rights of a voter under section 1201.3, a voter
17 in this Commonwealth who is disabled shall have the right to:

18 (1) Receive any assistance necessary to successfully cast a
19 ballot.

20 (2) Move to the front of the line upon arrival at a polling
21 place.

22 (3) Bring into a polling place or elections office a service
23 animal qualified under 42 U.S.C. Ch. 126 (relating to equal
24 opportunity for individuals with disabilities).

25 (4) Vote using an accessible voting machine approved under
26 this act.

27 (5) Have all polling places in this Commonwealth meet
28 accessibility requirements under 42 U.S.C. Ch. 126.

29 (6) For a polling place that meets accessibility
30 requirements under the Americans with Disabilities Act of 1990

1 (Public Law 101-336, 104 Stat. 327), request that a ballot be
2 brought by election officers outside the polling place of the
3 qualified elector, provided that:

4 (i) A qualified elector's vote under this section shall be
5 cast within one hundred fifty (150) feet of the entrance to the
6 polling place.

7 (ii) The qualified elector shall mark the ballot in the
8 presence of two election officers, with one representing each of
9 the political parties with the greatest number of registered
10 electors in this Commonwealth.

11 (iii) The qualified elector shall mark the ballot in a
12 secret manner and, obscuring the vote, return the ballot to the
13 election officers. The election officers shall immediately
14 return to the polling place and deposit the ballot in the voting
15 machine.

16 (iv) The electronic poll book utilized by the polling place
17 shall be brought to the qualified elector, if possible, or
18 otherwise made to record the qualified elector's participation
19 in the election.

20 (v) A record shall be made of each elector voting under this
21 section and of each election officer assisting in the casting of
22 each such ballot.

23 (7) Any other rights as provided by Federal, State or local
24 law.

25 Section 16. Sections 1204, 1205, 1209(a), 1210(a.3)(4),
26 1218(a) and 1231(a) and (b)(1), (3) and (4) of the act are
27 amended to read:

28 Section 1204. Delivery of Ballots and Supplies to Judges of
29 Election.--(a) The [cards of instruction, return sheets, tally
30 papers, statements, oaths of election officers, affidavits,

1 voter's certificates, and other forms and supplies required for
2 use in each election district, and also the district register of
3 such district, and in districts in which ballots are used, the
4 official and specimen ballots prepared for use therein, shall be
5 packed by the county board of elections in separate sealed
6 packages for each election district, marked on the outside so as
7 to clearly designate the districts for which they are intended,
8 and, in the case of districts in which ballots are used, the
9 number of ballots of each kind enclosed. They shall then be
10 delivered by the county board,] following materials shall be
11 prepared by the county board and delivered to all districts:

12 (1) Cards of instruction.

13 (2) Return sheets.

14 (3) Tally papers.

15 (4) Statements.

16 (5) Written oaths of election officers.

17 (6) Affidavits.

18 (7) Voter's certificates.

19 (8) Other forms and supplies.

20 (9) The district register of each district.

21 (10) The official and sample ballots prepared.

22 (b) The materials shall be delivered by the election board,
23 together with the ballot box, which shall bear the name and
24 number of the election district[,] to the judges of election in
25 the [several] election districts[,] not later than the day prior
26 to the day of the primary or election[: Provided, however, That
27 if,]. If, for any reason, it is impossible to deliver [such] the
28 packages to the judge of election in any district, [such] the
29 packages may be delivered to one of the inspectors [therein] or
30 the judges or inspectors may pick up the materials. The

1 respective judges of election or inspectors shall, [on delivery
2 to them of such packages,] upon delivery, return receipts
3 [therefor] to the county board[, which]. The board shall keep a
4 record of the time [when and the] and manner in which the
5 [several] packages are delivered. [The county board may, in its
6 discretion, require the respective judges of election to call at
7 its office to obtain the said packages.]

8 Section 1205. Time for Opening and Closing Polls.--At all
9 primaries and elections the polls shall be opened at 7 A.M.[,
10 Eastern Standard Time,] local time and shall remain open
11 continuously until 8 P.M.[, Eastern Standard Time] local time,
12 at which time they shall be closed.

13 Section 1209. Opening of Polls; Posting Cards of Instruction
14 and Notices of Penalties and Voters' Rights; Examination of
15 Voting Machines.--(a) [In districts in which ballots are used,
16 the election officers shall, after taking the oath, open the
17 ballot boxes which have been furnished to them, and burn and
18 totally destroy all the ballots and other papers which they may
19 find therein, before the opening of the polls.]

20 Whenever during any emergency, it becomes necessary to save
21 waste paper on account of a shortage thereof, the Governor of
22 the Commonwealth may, by proclamation, suspend the foregoing
23 provisions relating to the destruction of ballots and papers,
24 and in that case, the election board shall set the ballots and
25 other papers aside and they shall be collected and disposed of
26 by such means and in such manner as may be determined by the
27 county election board.] When the polling place is opened, the
28 ballot box shall be securely locked[,] and shall not be opened
29 until the close of the polls, as provided in section 1221. At
30 the opening of the polls the seals of the packages furnished by

1 the county board shall be publicly broken[, and the said
2 packages] and the packages shall be opened by the judge of
3 election. The cards of instruction and notices of penalties
4 shall be immediately posted in each voting compartment, and not
5 less than three [such] cards and notices of penalties and
6 voters' rights[,] and not less than five [specimen] sample
7 ballots (at primaries five of each party)[,] shall be
8 immediately posted in or about the voting room outside the
9 enclosed space[, and such cards], cards of instruction, notices
10 of penalties and [specimen] sample ballots shall be given to any
11 elector [at his request, so long as there are any on hand.] upon
12 request if the cards or sample ballots are available.

13 * * *

14 Section 1210. Manner of Applying to Vote; Persons Entitled
15 to Vote; Voter's Certificates; Entries to Be Made in District
16 Register; Numbered Lists of Voters; Challenges.--* * *

17 (a.3) * * *

18 (4) As each voter is found to be qualified and votes, the
19 election officer in charge of the district register shall [write
20 or stamp] record the date of the election or primary, his number
21 in the order of admission to the voting machines, and at
22 primaries a letter or abbreviation designating the party in
23 whose primary he votes, and shall sign [his name or initials in
24 the proper space on the registration card of such voter
25 contained in the district register.] electronically.

26 * * *

27 Section 1218. Assistance in Voting.--

28 (a) [No voter shall be permitted to] (1) Voters may not
29 receive any assistance in voting at any primary or election,
30 unless [there is recorded upon his registration card his

1 declaration] upon arriving to vote, the voter signs an affidavit
2 that, by reason of blindness, disability, or inability to read
3 or write, [he is] the voter:

4 (i) is unable to read the names on the ballot or on the
5 voting machine labels[, or that he] or;

6 (ii) has a physical disability which renders [him] the voter
7 unable to see or mark the ballot or operate the voting
8 machine[,] or to enter the voting compartment or voting machine
9 booth without assistance. [, the exact nature of such condition
10 being recorded on such registration card, and unless the
11 election officers are satisfied that he still suffers from the
12 same condition.]

13 (2) Election officers must be satisfied that the voter
14 suffers from the same condition in the affidavit in order to
15 receive assistance under paragraph (1).

16 (3) If the voter is blind or has impaired vision, an
17 election officer shall read the affidavit to the voter and
18 provide assistance in completion of the affidavit.

19 * * *

20 Section 1231. Deadline for Receipt of Valid Voter
21 Registration Application.--(a) Except as provided under
22 subsection (b), each commission, commissioner and registrar or
23 clerk appointed by the commission shall receive, during ordinary
24 business hours and during additional hours as the commission
25 prescribes, at the office of the commission and at additional
26 places as the commission designates, applications from
27 individuals who apply to be registered to vote as provided under
28 25 Pa.C.S. Pt. IV (relating to voter registration) who appear
29 and claim that they are entitled to be registered as electors of
30 a municipality. A commission may not accept the registration

1 application of an individual until after the commission has
2 confirmed the individual's eligibility to register to vote under
3 Article VII-A.

4 (b) In the administration of voter registration, each
5 commission shall ensure that an applicant who is a qualified
6 elector is registered to vote in an election when the applicant
7 has met any of the following conditions:

8 (1) In the case of voter registration with a motor vehicle
9 driver's license application under [25 Pa.C.S. § 1323 (relating
10 to application with driver's license application)] section 723-
11 A, if the valid voter registration application is received by
12 the appropriate commission not later than [fifteen] thirty days
13 before the election.

14 * * *

15 (3) In the case of voter registration at a voter
16 registration agency under 25 Pa.C.S. § 1325 (relating to
17 government agencies), if the valid voter registration
18 application is received by the appropriate commission not later
19 than [fifteen] thirty days before the election.

20 (4) In any other case, if the valid voter registration
21 application of the applicant is received by the appropriate
22 commission not later than [fifteen] thirty days before the
23 election.

24 * * *

25 Section 16.1. The act is amended by adding a section to
26 read:

27 Section 1234. Prohibitions.--The Department of State, a
28 county or a municipality may not permit the following to be
29 established or offered at any election in this Commonwealth:

30 (1) Except as provided under section 1201.5, a polling place

1 at which electors may vote without leaving their vehicles.

2 (2) The mailing of any ballot to an elector who has not
3 requested one for that election under the provisions of this
4 act.

5 (3) The determination of the result of an election through
6 any method of ranked choice voting or a means by which electors
7 may cast any number of votes for candidates for an office
8 greater than the number of positions available for that office.

9 (4) The entering of any interstate compact relating to the
10 determination of the recipient of the Commonwealth's delegation
11 in the Electoral College.

12 (5) The registration of any eligible voter who has not
13 submitted a valid application for registration to vote.

14 Section 16.2. Sections 1302(b), (i)(2) and (k), 1302.1(a)
15 and (a.3)(1) and (2) and 1305(b) of the act are amended to read:

16 Section 1302. Applications for Official Absentee Ballots.--*

17 * *

18 (b) The following shall apply:

19 (1) An application for a qualified elector under subsection
20 (a) shall contain the following information[:], without which
21 the application shall be rejected:

22 (i) Home residence at the time of entrance into actual
23 military service or Federal employment, [length of time a
24 citizen, length of residence in Pennsylvania, date] if
25 applicable.

26 (ii) Date of birth. [, length of time a resident of voting
27 district, voting district if known, party]

28 (iii) Party choice in case of primary[, name and, for a
29 military].

30 (iv) Name.

1 (v) For a military elector, his stateside military address,
2 FPO or APO number and serial number.

3 (vi) At least two of the following:

4 (A) Last four digits of the elector's Social Security
5 number.

6 (B) If the elector has a Pennsylvania driver's license, the
7 license number.

8 (C) The elector's voter registration number.

9 (1.1) A qualified elector's application shall contain the
10 following, but the application shall not be rejected if the
11 information is unknown or not provided:

12 (i) Voting district.

13 (ii) Length of time a resident of voting district.

14 (iii) Length of time a citizen.

15 (iv) Length of residence in this Commonwealth.

16 (2) Any elector other than a military elector shall in
17 addition specify the nature of his employment, the address to
18 which ballot is to be sent, relationship where necessary, and
19 such other information as may be determined and prescribed by
20 the Secretary of the Commonwealth.

21 (3) When such application is received by the Secretary of
22 the Commonwealth it shall be forwarded to the proper county
23 board of election.

24 * * *

25 (i) * * *

26 (2) Nothing in this act shall prohibit a private
27 organization or individual from printing blank voter
28 applications for absentee ballots or shall prohibit the use of
29 such applications by another individual, provided the form,
30 content and paper quality have been approved by the Secretary of

1 the Commonwealth. Voter applications for absentee ballots
2 distributed under this section must clearly indicate that they
3 have not been sent or distributed by a county or by the
4 department and must be blank upon distribution to any elector.

5 * * *

6 (k) The Secretary of the Commonwealth [may] shall develop an
7 electronic system through which all qualified electors may apply
8 for an absentee ballot and request permanent absentee voter
9 status under subsection (e.1), provided the system is able to
10 capture a digitized or electronic signature of the applicant. A
11 county board of elections shall treat any application or request
12 received through the electronic system as if the application or
13 request had been submitted on a paper form or any other format
14 used by the county.

15 Section 1302.1. Date of Application for Absentee Ballot.--

16 (a) Except as provided in subsection (a.3), applications for
17 absentee ballots shall be received in the office of the county
18 board of elections not earlier than fifty (50) days before the
19 primary or election, except that if a county board of elections
20 determines that it would be appropriate to its operational
21 needs, any applications for absentee ballots received more than
22 fifty (50) days before the primary or election may be processed
23 before that time. Applications for absentee ballots shall be
24 processed if received not later than five o'clock P.M. of the
25 [first Tuesday] fifteenth day prior to the day of any primary or
26 election.

27 (a.3) (1) The following categories of electors may apply
28 for an absentee ballot under this subsection, if otherwise
29 qualified:

30 (i) An elector whose physical disability or illness

1 prevented the elector from applying for an absentee ballot
2 before five o'clock P.M. on the [first Tuesday] fifteenth day
3 prior to the day of the primary or election.

4 (ii) An elector who, because of the elector's business,
5 duties or occupation, was unable to apply for an absentee ballot
6 before five o'clock P.M. on the [first Tuesday] fifteenth day
7 prior to the day of the primary or election.

8 (iii) An elector who becomes so physically disabled or ill
9 after five o'clock P.M. on the [first Tuesday] fifteenth day
10 prior to the day of the primary or election that the elector is
11 unable to appear at the polling place on the day of the primary
12 or election.

13 (iv) An elector who, because of the conduct of the elector's
14 business, duties or occupation, will necessarily be absent from
15 the elector's municipality of residence on the day of the
16 primary or election, which fact was not and could not reasonably
17 be known to the elector on or before five o'clock P.M. on the
18 [first Tuesday] fifteenth day prior to the day of the primary or
19 election.

20 (2) An elector described in paragraph (1) may submit an
21 application for an absentee ballot at any time up until the time
22 of the closing of the polls on the day of the primary or
23 election. The application shall include a declaration describing
24 the circumstances that prevented the elector from applying for
25 an absentee ballot before five o'clock P.M. on the [first
26 Tuesday] fifteenth day prior to the day of the primary or
27 election or that prevent the elector from appearing at the
28 polling place on the day of the primary or election, and the
29 elector's qualifications under paragraph (1). The declaration
30 shall be made subject to the provisions of 18 Pa.C.S. § 4904

1 (relating to unsworn falsification to authorities).

2 * * *

3 Section 1305. Delivering or Mailing Ballots.--

4 * * *

5 (b) (1) The county board of elections upon receipt and
6 approval of an application filed by any elector qualified in
7 accordance with the provisions of section 1301, subsections (i)
8 to (l), inclusive, shall commence to deliver or mail official
9 absentee ballots [as soon as a ballot is certified and the
10 ballots are available] on the day after the deadline for
11 registering to vote in any election. While any proceeding is
12 pending in a Federal or State court which would affect the
13 contents of any ballot, the county board of elections may await
14 a resolution of that proceeding but in any event, shall commence
15 to deliver or mail official absentee ballots not later than the
16 second Tuesday prior to the primary or election. For those
17 applicants whose proof of identification was not provided with
18 the application or could not be verified by the board, the board
19 shall send the notice required under section 1302.2(d) with the
20 absentee ballot. As additional applications are received and
21 approved after the time that the county board of elections
22 begins delivering or mailing official absentee and mail-in
23 ballots, the board shall deliver or mail official absentee
24 ballots to such additional electors within forty-eight hours.

25 [(2) Notwithstanding any other provisions of this act and
26 notwithstanding the inclusion of a mailing address on an
27 absentee or mail-in ballot application, a voter who presents the
28 voter's own application for an absentee or mail-in ballot within
29 the office of the county board of elections during regular
30 business hours may request to receive the voter's absentee or

1 mail-in ballot while the voter is at the office. This request
2 may be made orally or in writing. Upon presentation of the
3 application and the making of the request and upon approval
4 under sections 1302.2 and 1302.2-D, the county board of
5 elections shall promptly present the voter with the voter's
6 absentee or mail-in ballot. If a voter presents the voter's
7 application within the county board of elections' office in
8 accordance with this section, a county board of elections may
9 not deny the voter's request to have the ballot presented to the
10 voter while the voter is at the office unless there is a bona
11 fide objection to the absentee or mail-in ballot application.]

12 (2) A county board of elections shall investigate the
13 circumstances of any absentee ballot returned as undeliverable
14 by the United States Postal Service. The investigation shall
15 include contacting the absentee elector, further attempts to
16 have his ballot delivered and the correction or reconsideration
17 of his registration status and registered address, if these are
18 found to be incorrect.

19 (3) If a qualified absentee elector directs the qualified
20 elector's ballot to be mailed to an address other than the
21 qualified elector's registered address, a county board of
22 elections shall additionally mail a notice of the request to the
23 qualified elector's registered address.

24 * * *

25 Section 17. Section 1306(a) introductory paragraph of the
26 act is amended and the section is amended by adding a subsection
27 to read:

28 Section 1306. Voting by Absentee Electors.--(a) Except as
29 provided in paragraphs (2) and (3), at any time after receiving
30 an official absentee ballot, but on or before eight o'clock P.M.

1 the day of the primary or election, the elector shall, in
2 secret, proceed to mark the ballot only in black lead pencil,
3 indelible pencil or blue, black or blue-black ink, in fountain
4 pen or ball point pen, and then fold the ballot, enclose and
5 securely seal the same in the envelope on which is printed,
6 stamped or endorsed "Official Election Ballot." This envelope
7 shall then be placed in the second one, on which is printed the
8 form of declaration of the elector, and the address of the
9 elector's county board of election and the local election
10 district of the elector. The elector shall then fill out, date
11 and sign the declaration printed on such envelope. [Such
12 envelope shall then be securely sealed and the elector shall
13 send same by mail, postage prepaid, except where franked, or
14 deliver it in person to said county board of election.]

15 * * *

16 (a.1) The elector shall, prior to eight o'clock P.M. on
17 election day, return his or her completed absentee ballot by one
18 of the following methods only:

19 (1) Delivery through the United States Postal Service to the
20 offices of his or her county board of elections.

21 (2) Delivery in person to the permanent offices of his or
22 her county board of elections during its regular hours of
23 operation.

24 (3) Delivery to a ballot return location established under
25 the following conditions:

26 (i) A ballot return location may only be operated during the
27 hours of seven o'clock A.M. to eight o'clock P.M. during the
28 seven days prior to an election.

29 (ii) Ballot return locations may be established by a county
30 board of elections as necessary. The following shall apply:

1 (A) A county shall maintain at least one ballot return
2 location and may maintain an additional ballot return location
3 for each 100,000 residents of that county as of the most recent
4 census. The county board of election office may serve as a
5 ballot return location.

6 (B) Ballot return locations must be monitored by at least
7 one inspector of elections from each of the two parties with the
8 highest number of registered electors in this Commonwealth. If
9 two such inspectors of elections are unavailable to appear at a
10 ballot return location on any particular day, a county shall not
11 operate the ballot return location. Each inspector of elections
12 shall receive the same compensation provided for an election
13 under this act for each day on which he monitors a ballot return
14 location.

15 (C) The inspectors of election monitoring a ballot return
16 location shall verify the identification of each individual
17 returning a ballot consistent with the provisions of this act.
18 The inspectors of election shall also review each ballot prior
19 to the ballot's return to ensure completeness of the declaration
20 of the elector, signature and date. If, upon inspection and
21 review of a ballot being returned, either inspector of election
22 believes the ballot or its method of return to be in violation
23 of any provision of this act, the ballot shall be secured
24 separately from all other ballots at the ballot return location,
25 and the inspectors of election shall record the date, time,
26 identity of the elector and a record of each ballot being
27 returned in potential violation of this act. The county board of
28 elections shall determine whether the ballots are in violation
29 of any provision of this act and, only if the county board of
30 elections is satisfied that a ballot is not in violation, shall

1 direct the ballot to be pre-canvassed or canvassed.

2 (D) Ballot return locations must be monitored by video
3 recording during each hour of operation. The recording must be
4 made available for public inspection and retained for a period
5 of two years.

6 (E) Ballots returned to a location established under this
7 section must be promptly collected and secured each evening
8 after eight o'clock P.M., or immediately upon being closed for
9 the day, whichever is earlier.

10 (F) Each ballot return location intended to be established
11 in an election must be published under section 106 at least
12 thirty (30) days prior to establishment.

13 (G) Each ballot return location must be considered a polling
14 place for the requirements of this act, including accessibility,
15 access of observers and restriction of political activity.

16 (H) Ballot return locations must be established at a fixed
17 location for the duration of the seven (7) days prior to an
18 election.

19 (I) Ballot return locations must be evenly distributed
20 throughout a county to ensure equal access of voters.

21 (J) After the establishment of in-person early voting under
22 Article XIII-F, ballot return locations may only be established
23 at the same premises as early voting locations in a county.

24 (K) No reimbursement shall be provided by the department or
25 the State Treasury for the costs that a county incurs in
26 operating ballot return locations.

27 (4) Nothing in this section shall be construed to prohibit
28 an elector from returning the completed ballot of another member
29 of his household, registered at the same residential address and
30 unit number. At any time that an elector appears with the intent

1 of returning more than one completed ballot, the inspectors of
2 election shall review the ballots for compliance with this
3 subsection.

4 * * *

5 Section 18. The act is amended by adding a section to read:

6 Section 1306.2. Supervised Voting by Qualified Absentee

7 Electors in Certain Facilities.--(a) The county board of

8 elections shall provide supervised voting for absent electors

9 residing in an assisted living facility or nursing home facility

10 within that county at the request of an administrator of the

11 facility. The request for supervised voting in the facility

12 shall be made by submitting a written request to the board of

13 elections no later than twenty-one (21) days prior to the

14 election for which that request is submitted. The request shall

15 specify the name and address of the facility and the name of

16 electors who wish to vote absentee in that election. If the

17 request contains the names of fewer than five voters, the board

18 of elections is not required to provide supervised voting.

19 (b) The county board of elections may, in the absence of a

20 request from the administrator of a facility, provide for

21 supervised voting in the facility for persons who have requested

22 an absentee ballot. The county board of elections shall notify

23 the administrator of a facility that supervised voting will

24 occur.

25 (c) The county board of elections shall, in cooperation with

26 the administrator of a facility, select a date and time when the

27 supervised voting will occur.

28 (d) The county board of elections shall designate supervised

29 voting teams to provide services prescribed by this section.

30 Each supervised voting team shall include at least two persons.

1 Each supervised voting team must include representatives of at
2 least the two parties with the largest number of registered
3 electors in this Commonwealth, except that, in a primary
4 election to nominate party nominees in which only one party has
5 candidates appearing on the ballot, each supervised voting team
6 may be of only members of that party. Supervised voting teams
7 shall not be required to be employed by a county and may be
8 volunteers from each party, except that a candidate may not
9 provide supervised voting services.

10 (e) The supervised voting team shall deliver the ballots to
11 the respective absentee electors and each member of the team
12 shall jointly supervise the voting of the ballots. If an elector
13 requests assistance in voting, the oath prescribed under this
14 act shall be completed and the elector may receive the
15 assistance of two members of the supervised voting team or some
16 other person of the elector's choice to assist the elector in
17 casting the elector's ballot.

18 (f) Before providing assistance, the supervised voting team
19 shall disclose to the elector that the ballot may be retained to
20 vote at a later time and that the elector has the right to seek
21 assistance in voting from some other person of the elector's
22 choice without the presence of the supervised voting team.

23 (g) If an elector declines to vote a ballot or is unable to
24 vote a ballot, the supervised voting team shall mark the ballot
25 "refused to vote" or "unable to vote."

26 (h) After the ballots have been voted or marked in
27 accordance with the provisions of this section, the supervised
28 voting team shall deliver the ballots to the county board of
29 elections.

30 (i) The department shall provide training and information to

1 assisted living facilities and nursing home facilities in order
2 to assist residents in voting, including applicable laws
3 regarding assistance in voting and penalties for violation of
4 election laws.

5 Section 19. Sections 1308(g), 1302-D(b) and (g), 1302.1-D(a)
6 and 1305-D of the act are amended to read:

7 Section 1308. Canvassing of Official Absentee Ballots and
8 Mail-in Ballots.--* * *

9 (g) (1) (i) An absentee ballot cast by any absentee
10 elector as defined in section 1301(a), (b), (c), (d), (e), (f),
11 (g) and (h) shall be canvassed in accordance with this
12 subsection if the ballot is cast, submitted and received in
13 accordance with the provisions of 25 Pa.C.S. Ch. 35 (relating to
14 uniform military and overseas voters).

15 (ii) An absentee ballot cast by any absentee elector as
16 defined in section 1301(i), (j), (k), (l), (m) and (n), an
17 absentee ballot under section 1302(a.3) or a mail-in ballot cast
18 by a mail-in elector shall be canvassed in accordance with this
19 subsection if the absentee ballot or mail-in ballot is received
20 in the office of the county board of elections no later than
21 eight o'clock P.M. on the day of the primary or election.

22 (1.1) The county board of elections shall meet [no earlier
23 than seven o'clock A.M. on] at least twice prior to election day
24 to pre-canvass all ballots received prior to the meeting.

25 Meetings to pre-canvass ballots may occur only between seven
26 o'clock A.M. and eleven o'clock P.M. on the five days prior to
27 election day and while polls are open on election day. A county
28 board of elections shall provide at least forty-eight hours'
29 notice of a pre-canvass meeting by publicly posting a notice of
30 a pre-canvass meeting on its publicly accessible Internet

1 website. One authorized representative of each candidate in an
2 election, one authorized representative of the county
3 chairperson of each political party and one representative
4 [from] of each political party shall be permitted to remain in
5 the room in which the absentee ballots and mail-in ballots are
6 pre-canvassed. Authorized representatives shall be provided with
7 meaningful access to view and observe the entire process of pre-
8 canvassing or canvassing activities. Such access shall allow all
9 authorized representatives to easily read the text on any ballot
10 or envelope at any point in the process of pre-canvassing or
11 canvassing activities. A county board of elections must
12 designate an official to respond to issues reported by
13 authorized representatives. The department shall establish a
14 procedure for authorized representatives to report any concerns
15 arising from any pre-canvass meeting and the department must
16 investigate and report on any concerns raised in each election.
17 A county board of elections shall record the pre-canvassing and
18 canvassing meetings with audio and visual recording. The entire
19 recording under this section shall be made available only after
20 the close of the polls. No person observing, attending or
21 participating in a pre-canvass meeting may disclose the results
22 of any portion of any pre-canvass meeting prior to the close of
23 the polls.

24 (2) The county board of elections shall meet [no earlier
25 than] immediately upon the close of polls on the day of the
26 election [and no later than the third day following the
27 election] to begin canvassing absentee ballots and mail-in
28 ballots not included in the pre-canvass meeting. The meeting
29 under this paragraph shall continue until all absentee ballots
30 and mail-in ballots received prior to the close of the polls

1 have been canvassed. The county board of elections shall not
2 record or publish any votes reflected on the ballots prior to
3 the close of the polls. The canvass process shall continue
4 through the eighth day following the election for valid
5 military-overseas ballots timely received under 25 Pa.C.S. §
6 3511 (relating to receipt of voted ballot). A county board of
7 elections shall provide at least forty-eight hours' notice of a
8 canvass meeting by publicly posting a notice on its publicly
9 accessible Internet website. One authorized representative of
10 each candidate in an election and one representative from each
11 political party shall be permitted to remain in the room in
12 which the absentee ballots and mail-in ballots are canvassed.

13 (3) When the county board meets to pre-canvass or canvass
14 absentee ballots and mail-in ballots under paragraphs (1), (1.1)
15 and (2), the board shall [examine] do all of the following:

16 (i) Examine the declaration on the envelope of each ballot
17 not set aside under subsection (d) and shall compare the
18 information and signature thereon with that contained in the
19 "Registered Absentee and Mail-in Voters File," the absentee
20 voters' list and/or the "Military Veterans and Emergency
21 Civilians Absentee Voters File," whichever is applicable.

22 (ii) A county board of elections shall use an automated
23 sorting or extracting machine to assist in its processing of
24 absentee ballots and mail-in ballots, the machine must possess
25 capabilities as a signature verification device, and the
26 capabilities must additionally be used by the county board of
27 elections to assist in comparing the signature on each ballot
28 with the signature in a voter's file.

29 (iii) If the county board has verified the proof of
30 identification as required under this act and is satisfied that

1 the declaration is sufficient [and], that the information
2 contained in the "Registered Absentee and Mail-in Voters File,"
3 the absentee voters' list and/or the "Military Veterans and
4 Emergency Civilians Absentee Voters File" verifies his right to
5 vote[,] and that the signature on the ballot matches the
6 signature on file, the county board shall provide a list of the
7 names of electors whose absentee ballots or mail-in ballots are
8 to be pre-canvassed or canvassed.

9 (iv) For absentee ballots or mail-in ballots which the
10 county board is not satisfied that proof of identification has
11 been provided due to an inability to match the signature present
12 on the ballot to the signature on file, or for a ballot on which
13 the declaration of the elector is incomplete, or are unsigned or
14 undated, the county board shall:

15 (A) Attempt to notify the elector by mail, email, telephone
16 or text message that the elector's ballot is incomplete and will
17 not be counted unless action is taken by the elector prior to
18 the closing of polls on election day.

19 (B) Direct the elector to appear before the Board of
20 Elections to complete the missing information or to provide an
21 electronic, facsimile or paper copy to the county board of
22 elections, including:

23 (I) proof of identification and an executed affirmation
24 attesting, under penalty of perjury, that the elector is the
25 same individual who personally remitted the absentee ballot or
26 mail-in ballot; or

27 (II) an executed affirmation attesting, under penalty of
28 perjury, that the elector is the same individual who personally
29 remitted the absentee ballot or mail-in ballot and that the
30 elector is indigent and unable to obtain proof of identification

1 without the payment of a fee.

2 (v) For absentee ballots or mail-in ballots with incurable
3 errors, including lacking a secrecy envelope, or the marking of
4 identifying information on the secrecy envelope, the county
5 board shall:

6 (A) attempt to notify the elector by mail, email, telephone
7 or text message that the elector's ballot cannot be counted due
8 to an incurable error; and

9 (B) direct the elector to vote on election day using a
10 provisional ballot; or

11 (C) if the elector is unable to appear at his or her polling
12 place on election day due to a reason listed under section 1301,
13 direct the elector to apply for an emergency absentee ballot.

14 (4) All absentee ballots which have not been challenged
15 under section 1302.2(c) and all mail-in ballots which have not
16 been challenged under section 1302.2-D(a)(2) and that have been
17 verified under paragraph (3) shall be counted and included with
18 the returns of the applicable election district as follows:

19 (i) The county board shall open the envelope of every
20 unchallenged absentee elector and mail-in elector in such manner
21 as not to destroy the declaration executed thereon.

22 (ii) If any of the envelopes on which are printed, stamped
23 or endorsed the words "Official Election Ballot" contain any
24 text, mark or symbol which reveals the identity of the elector,
25 the elector's political affiliation or the elector's candidate
26 preference, the envelopes and the ballots contained therein
27 shall be set aside and declared void.

28 (iii) The county board shall then break the seals of such
29 envelopes, remove the ballots and count, compute and tally the
30 votes.

1 (iv) Following the close of the polls, the county board
2 shall record and publish the votes reflected on the ballots.

3 (5) Ballots received whose applications have been challenged
4 and ballots which have been challenged shall be placed unopened
5 in a secure, safe and sealed container in the custody of the
6 county board until it shall fix a time and place for a formal
7 hearing of all such challenges, and notice shall be given where
8 possible to all absentee electors and mail-in electors thus
9 challenged and to every individual who made a challenge. The
10 time for the hearing shall not be later than seven (7) days
11 after the deadline for all challenges to be filed. On the day
12 fixed for said hearing, the county board shall proceed without
13 delay to hear said challenges, and, in hearing the testimony,
14 the county board shall not be bound by the Pennsylvania Rules of
15 Evidence. The testimony presented shall be stenographically
16 recorded and made part of the record of the hearing.

17 (6) The decision of the county board in upholding or
18 dismissing any challenge may be reviewed by the court of common
19 pleas of the county upon a petition filed by any person
20 aggrieved by the decision of the county board. The appeal shall
21 be taken, within two (2) days after the decision was made,
22 whether the decision was reduced to writing or not, to the court
23 of common pleas setting forth the objections to the county
24 board's decision and praying for an order reversing the
25 decision.

26 (7) Pending the final determination of all appeals, the
27 county board shall suspend any action in canvassing and
28 computing all challenged ballots received under this subsection
29 irrespective of whether or not appeal was taken from the county
30 board's decision. Upon completion of the computation of the

1 returns of the county, the votes cast upon the challenged
2 official absentee ballots that have been finally determined to
3 be valid shall be added to the other votes cast within the
4 county.

5 * * *

6 Section 1302-D. Applications for official mail-in ballots.

7 * * *

8 (b) Content.--The following shall apply:

9 (1) The qualified elector's application shall contain
10 the following information, without which the application
11 shall be rejected:

12 (i) Date of birth.

13 [(ii) Length of time a resident of voting district.

14 (iii) Voting district, if known.]

15 (iv) Party choice in case of primary.

16 (v) Name.

17 (vi) At least two of the following:

18 (A) Last four digits of the elector's Social
19 Security number.

20 (B) If the elector has a Pennsylvania driver's
21 license, the license number.

22 (C) The elector's voter registration number.

23 (1.1) The qualified elector's application shall contain
24 the following, but the application shall not be rejected if
25 this information is unknown or not provided:

26 (i) Voting district.

27 (ii) Length of time a resident of voting district.

28 (2) A qualified elector shall, in addition, [specify the
29 address to which the ballot is to be sent, the relationship
30 where necessary and other information as may be determined by

1 the Secretary of the Commonwealth.] specify his or her
2 registered address, or the mailing address associated with
3 his or her voter registration record, to which the ballot
4 must be delivered by mail.

5 (3) When an application is received by the Secretary of
6 the Commonwealth it shall be forwarded to the proper county
7 board of election.

8 * * *

9 (g) Permanent mail-in voting list.--

10 [(1) Any qualified registered elector may request to be
11 placed on a permanent mail-in ballot list file at any time
12 during the calendar year. A mail-in ballot application shall
13 be mailed to every person otherwise eligible to receive a
14 mail-in ballot application by the first Monday in February
15 each year or within 48 hours of receipt of the request,
16 whichever is later, so long as the person does not lose the
17 person's voting rights by failure to vote as otherwise
18 required by this act. A mail-in ballot application mailed to
19 an elector under this section, which is completed and timely
20 returned by the elector, shall serve as an application for
21 any and all primary, general or special elections to be held
22 in the remainder of that calendar year and for all special
23 elections to be held before the third Monday in February of
24 the succeeding year.]

25 (1) Neither the department nor the county shall maintain
26 a permanent mail-in voting list. A qualified elector must
27 separately request a mail-in ballot for each election in
28 which the qualified elector chooses to vote by mail,
29 including for each election held within the same calendar
30 year.

1 (2) The Secretary of the Commonwealth may develop an
2 electronic system through which all qualified electors may
3 apply for a mail-in ballot [and request permanent mail-in
4 voter status] under this section, provided the system is able
5 to capture a digitized or electronic signature of the
6 applicant. A county board of elections shall treat an
7 application or request received through the electronic system
8 as if the application or request had been submitted on a
9 paper form or any other format used by the county.

10 [(3) The transfer of a qualified registered elector on a
11 permanent mail-in voting list from one county to another
12 county shall only be permitted upon the request of the
13 qualified registered elector.]

14 Section 1302.1-D. Date of application for mail-in ballot.

15 (a) General rule.--Applications for mail-in ballots shall be
16 received in the office of the county board of elections not
17 earlier than 50 days before the primary or election, except that
18 if a county board of elections determines that it would be
19 appropriate to the county board of elections' operational needs,
20 any applications for mail-in ballots received more than 50 days
21 before the primary or election may be processed before that
22 time. Applications for mail-in ballots shall be processed if
23 received not later than five o'clock P.M. of the [first Tuesday]
24 fifteenth day prior to the day of any primary or election.

25 * * *

26 Section 1305-D. Delivering or mailing ballots.

27 The following apply:

28 (1) The county board of elections, upon receipt and
29 approval of an application filed by a qualified elector under
30 section 1301-D, shall commence to deliver or mail official

1 mail-in ballots [as soon as a ballot is certified and the
2 ballots are available] on the day after the deadline for
3 registering to vote in an election. While any proceeding is
4 pending in a Federal or State court which would affect the
5 contents of any ballot, the county board of elections may
6 await a resolution of that proceeding but in any event, shall
7 commence to deliver or mail official mail-in ballots not
8 later than the second Tuesday prior to the primary or
9 election. For applicants whose proof of identification was
10 not provided with the application or could not be verified by
11 the board, the board shall send the notice required under
12 section 1302.2-D(c) with the mail-in ballot. As additional
13 applications are received and approved, the board shall
14 deliver or mail official mail-in ballots to the additional
15 electors within 48 hours.

16 (2) The county board of elections shall investigate the
17 circumstances of any mail-in ballot returned as undeliverable
18 by the United States Postal Service. The investigation shall
19 include contacting the mail-in elector, further attempts to
20 have his ballot delivered, and the correction or
21 reconsideration of his registration status and registered
22 address, if these are found to be incorrect.

23 Section 20. Section 1306-D(a) of the act is amended and the
24 section is amended by adding a subsection to read:

25 Section 1306-D. Voting by mail-in electors.

26 (a) General rule.--At any time after receiving an official
27 mail-in ballot, but on or before eight o'clock P.M. the day of
28 the primary or election, the mail-in elector shall, in secret,
29 proceed to mark the ballot only in black lead pencil, indelible
30 pencil or blue, black or blue-black ink, in fountain pen or ball

1 point pen, and then fold the ballot, enclose and securely seal
2 the same in the envelope on which is printed, stamped or
3 endorsed "Official Election Ballot." This envelope shall then be
4 placed in the second one, on which is printed the form of
5 declaration of the elector, and the address of the elector's
6 county board of election and the local election district of the
7 elector. The elector shall then fill out, date and sign the
8 declaration printed on such envelope. [Such envelope shall then
9 be securely sealed and the elector shall send same by mail,
10 postage prepaid, except where franked, or deliver it in person
11 to said county board of election.]

12 * * *

13 (a.2) Return of completed mail-in ballots.--The elector
14 shall, prior to eight o'clock P.M. on election day, return his
15 or her completed mail-in ballot by one of the following methods
16 only:

17 (1) Delivery through the United States Postal Service to
18 the offices of his county board of elections.

19 (2) Delivery in person to the permanent offices of his
20 or her county board of elections during its regular hours of
21 operation.

22 (3) Delivery to a ballot return location established
23 under the following conditions:

24 (i) A ballot return location may only be operated
25 during the hours of seven o'clock A.M. to eight o'clock
26 P.M. during the seven days prior to an election.

27 (ii) Ballot return locations may be established by a
28 county board of elections as necessary, provided that:

29 (A) A county shall maintain at least one ballot
30 return location and may maintain an additional ballot

1 return location for each 100,000 residents of that
2 county as of the most recent census. A county board
3 of election office may serve as a ballot return
4 location.

5 (B) Ballot return locations must be monitored by
6 at least one inspector of elections from each of the
7 two parties with the highest number of registered
8 electors in this Commonwealth. If two such inspectors
9 of elections are unavailable to appear at a ballot
10 return location on any particular day, a county shall
11 not operate the ballot return location. Each
12 inspector of elections shall receive the same
13 compensation provided for an election under this act
14 for each day on which he monitors a ballot return
15 location.

16 (C) The inspectors of election monitoring any
17 ballot return location shall verify the
18 identification of each individual returning a ballot
19 consistent with the provisions of this act. The
20 inspectors of election shall also ensure review of
21 each ballot prior to the ballot's return to ensure
22 completeness of the declaration of the elector,
23 signature and date. If, upon inspection and review of
24 a ballot being returned, either inspector of election
25 believes the ballot or its method of return to be in
26 violation of any provision of this act, the ballot
27 shall be secured separately from all other ballots at
28 the ballot return location, and the inspectors of
29 election shall record the date, time, identity of the
30 elector and a record of each ballot being returned in

1 potential violation of this act. The county board of
2 elections shall determine whether the ballots are in
3 violation of any provision of this act and, only if
4 the county board of elections is satisfied that a
5 ballot is not in violation, shall direct the ballot
6 to be pre-canvassed or canvassed.

7 (D) Ballot return locations must be monitored by
8 video recording during each hour of operation. The
9 recording shall be made available for public
10 inspection and retained for a period of two years.

11 (E) Ballots returned to a location established
12 under this section must be promptly collected and
13 secured each evening after eight o'clock P.M., or
14 immediately upon being closed for the day, whichever
15 is earlier.

16 (F) Each ballot return location must be
17 considered a polling place for all requirements of
18 this act, including accessibility, access of
19 observers and restriction of political activity.

20 (G) Ballot return locations must be established
21 at a fixed location for the duration of the seven
22 days prior to an election.

23 (H) Ballot return locations must be evenly
24 distributed throughout a county to ensure equal
25 access of voters.

26 (I) After the establishment of in-person early
27 voting under Article XIII-F, ballot return locations
28 may only be established at the same premises as early
29 voting locations in a county.

30 (J) No reimbursement shall be provided by the

1 department or the State Treasury for the costs that a
2 county incurs in operating ballot return locations.

3 (4) Nothing in this subsection shall be construed to
4 prohibit an elector from returning the completed ballot of
5 another member of his or her household, registered at the
6 same residential address and unit number. At any time that an
7 elector appears with the intent of returning more than one
8 completed ballot, the inspectors of election shall review the
9 ballots for compliance with this subsection.

10 * * *

11 Section 21. Section 1302-E(c)(4) of the act is amended by
12 adding a subparagraph and the subsection is amended by adding
13 paragraphs to read:

14 Section 1302-E. Pennsylvania Election Law Advisory Board.

15 * * *

16 (c) Duties.--The board shall have the following duties:

17 * * *

18 (4) Evaluate and make recommendations on:

19 * * *

20 (iii) The rules prescribed in the official
21 instructions and procedures manual under this section
22 shall include regulations and restrictions governing any
23 vendors contracted by counties or the department for the
24 printing or mailing of ballots.

25 * * *

26 (6) To establish a working group with directors of
27 elections from a minimum of 10 counties, and together, to
28 prescribe rules to achieve and maintain the maximum degree of
29 correctness, impartiality, uniformity and efficiency on the
30 procedures for early voting and voting and of producing,

1 distributing, collecting, counting, tabulating and storing
2 ballots. The board shall also adopt rules regarding
3 transmittal of unvoted ballots, ballot requests, voted
4 ballots and other election materials to and from a qualified
5 absentee military or overseas elector, as defined under 52
6 U.S.C. § 20310 (relating to definitions). The following shall
7 apply:

8 (i) The rules shall be prescribed in an official
9 instructions and procedures manual to be issued not later
10 than December 31 of each odd-numbered year immediately
11 preceding the general election. Before its issuance, the
12 manual shall be submitted to the President pro tempore of
13 the Senate, the Speaker of the House of Representatives,
14 the Majority Leader and Minority Leader of the Senate,
15 the Majority Leader and Minority Leader of the House of
16 Representatives, the chair and minority chair of the
17 State Government Committee of the Senate, the chair and
18 minority chair of the State Government Committee of the
19 House of Representatives and the Governor not later than
20 October 1 of the year before each general election.

21 (ii) Each rule included in the official instructions
22 and procedures manual must provide citations to relevant
23 provisions of this act.

24 (7) To establish standards for annual training
25 requirements for all county election officials, poll workers,
26 election observers, judges of elections and election
27 integrity officers. Training to fulfill the requirements must
28 be conducted by the department and must be made available on
29 all business days.

30 (8) To adopt rules prescribing minimum standards for

1 nonpartisan voter education. The standards shall, at a
2 minimum, address:

3 (i) voter registration;

4 (ii) balloting procedures, by mail and polling
5 place;

6 (iii) voter rights and responsibilities;

7 (iv) distribution of sample ballots; and

8 (v) public service announcements.

9 (9) To receive reports from county boards of elections
10 required under section 302, to reexamine the rules adopted
11 under paragraph (8), and to use the findings in the reports
12 as a basis for modifying the rules to incorporate successful
13 voter education programs and techniques, as necessary.

14 * * *

15 Section 22. The act is amended by adding an article to read:

16 ARTICLE XIII-F

17 EARLY VOTING BY QUALIFIED ELECTORS

18 Section 1301-F. In-person early voting.

19 Beginning with the 2025 primary election, and for each
20 election thereafter, each county board of elections must provide
21 electors with the opportunity to vote at an early voting center,
22 prior to election day.

23 Section 1302-F. Operation.

24 The following shall apply:

25 (1) Each early voting center shall be considered a
26 polling place for the purposes of this act.

27 (2) Early voting centers shall be established beginning
28 on the second Friday prior to an election and ending on the
29 first Wednesday prior to an election. A county shall operate
30 at least one early voting center, with an additional early

1 voting center for each 100,000 residents of the county at the
2 time of the most recent census, except that no county shall
3 be required to operate more than five early voting centers.

4 (3) Early voting centers shall be open from 7 A.M to 8
5 P.M. each day.

6 (4) The board shall provide at least 30 days' notice
7 prior to the establishment of any early voting center,
8 including location and intended hours of operation. The
9 notice under this paragraph shall be published under section
10 106.

11 (5) Early voting centers may be established only at a
12 permanent building which provides the security required under
13 paragraph (10), and which is a public library facility,
14 public or private school, college or university building,
15 courthouse or a municipal, county or Commonwealth owned
16 building.

17 (6) Early voting centers shall be established at
18 locations distributed throughout the county so as to ensure
19 equal access to all voters.

20 (7) An early voting center shall utilize electronic poll
21 books with the capability of scanning an elector's
22 identification and printing the appropriate ballot for that
23 elector.

24 (8) Each early voting center must be accessible under
25 the requirements of 42 U.S.C. Ch. 126 (relating to equal
26 opportunity for individuals with disabilities).

27 (9) Voting at early voting centers shall be conducted
28 using the same type of voting machines utilized by that
29 county on election day.

30 (10) An early voting center shall be continually

1 secured, monitored by staff and monitored by video recording
2 from the beginning of the period provided for early voting
3 until the end, including overnight. Video recording shall be
4 retained and made available publicly.

5 (11) During any early voting period, each county board
6 of elections shall make available the total number of
7 electors having cast a ballot at each early voting location
8 during the previous day. Each county board shall prepare an
9 electronic data file listing the individual electors who cast
10 a ballot during the early voting period. This information
11 shall be updated and made available no later than noon of
12 each day and shall be provided to the public upon request.

13 Section 1303-F. Reimbursement.

14 Counties shall be reimbursed by the department for half of
15 the costs incurred in the operation of early voting centers.

16 Section 23. Section 1402 of the act is amended by adding a
17 subsection to read:

18 Section 1402. Returns to Be Open to Public Inspection;
19 Exceptions.--* * *

20 (a.1) Each ballot cast in an election shall be open to
21 public inspection at the office of the county board as soon as
22 practicable after an election, and for as long as the ballots
23 are required to be retained under this act. Public inspection
24 shall be monitored to ensure the safety and integrity of each
25 ballot. The following shall apply:

26 (1) A county official and sheriff shall be present during a
27 public inspection of ballots.

28 (2) A ballot may not be altered, damaged, moved or destroyed
29 in the course of a public inspection.

30 (3) For the 2025 primary election, and for each election

1 thereafter, digital copies of each ballot shall be created,
2 retained and provided upon request, subject to the same
3 conditions as physical ballots.

4 * * *

5 Section 24. Section 1404(f) of the act is amended and the
6 section is amended by adding a subsection to read:

7 Section 1404. Computation of Returns by County Board;
8 Certification; Issuance of Certificates of Election.--

9 * * *

10 (c.1) It shall be the duty of each county board of
11 elections, before certification or the issuance of certificates
12 of election, to record the participation of each elector and the
13 article of this act by which the elector voted, in the voter
14 registration record established in 25 Pa.C.S. Ch. 12 Subch. B
15 (relating to Statewide Uniform Registry of Electors (SURE)). If
16 it appears that the total number of ballots cast in an election
17 district, or that the total number of votes returned for a
18 candidate for the same office or nomination at an election
19 exceeds the number of electors recorded as participating in that
20 election in that district, the excess shall be deemed a
21 discrepancy and palpable error, shall be investigated by the
22 return board and no votes shall be recorded from the district
23 until an investigation is conducted. The excess shall authorize
24 the following:

25 (1) The summoning of the election officers, overseers,
26 machine inspectors and clerks to appear with any election papers
27 in their possession.

28 (2) The production of the ballot box before the return
29 board, the examination and scrutiny of its contents and of the
30 registration and election documents relating to the district, in

1 the presence of representatives of each party and candidate
2 interested who are attending the canvass of such votes.

3 (3) The recount of the ballots contained in the ballot box,
4 either generally or respecting the particular office,
5 nomination, or question as to which the excess exists, in the
6 discretion of the return board.

7 (4) The correction of the returns in accordance with the
8 result of the recount.

9 (5) In the discretion of the return board, the exclusion of
10 the poll of the district, either as to all offices, candidates,
11 questions and parties, or as to a particular office, candidate,
12 question or party as to which the excess exists, if the ballot
13 box is found to contain more ballots:

14 (i) than there are electors registered or enrolled in the
15 election district;

16 (ii) of one party than there are electors registered or
17 enrolled in the district as members of that party;

18 (iii) than the number of voters who voted at the election;

19 or

20 (iv) of one party than the number of voters of the party who
21 voted at the election.

22 (6) A report of the facts of the case to the district
23 attorney where the action appears to be warranted.

24 * * *

25 (f) As the returns from each election district are read,
26 computed and found to be correct or corrected as aforesaid, they
27 shall be recorded on the blanks prepared for the purpose until
28 all the returns from the various election districts which are
29 entitled to be counted shall have been duly recorded, when they
30 shall be added together, announced and attested by the clerks

1 who made and computed the entries respectively and signed by the
2 members of the county board. Returns under this subsection shall
3 be considered unofficial for five (5) days. The county board
4 shall submit the unofficial returns to the Secretary of the
5 Commonwealth [by five o'clock P. M. on the Tuesday following the
6 election.] incrementally and as often as practicable until all
7 returns have been submitted. The submission shall be as directed
8 by the secretary for public office which appears on the ballot
9 in every election district in this Commonwealth or for a ballot
10 question which appears on the ballot in every election district
11 in this Commonwealth. The unofficial returns shall be posted to
12 the department's publicly accessible Internet website and to
13 each county board of elections' publicly accessible Internet
14 website. The secretary shall establish, for the use of each
15 website displaying unofficial returns, a consistent template and
16 interface which shall provide, in electronic spreadsheet form:

17 (1) The total number of ballots voted in this Commonwealth,
18 in each county and in each voting district.

19 (2) The total number of ballots voted by electors under each
20 article of this act.

21 (3) The votes recorded for each candidate or question, in
22 each voting district and each county, and the sum for the
23 Commonwealth, including the number of votes received by each
24 candidate or question under each article of this act.

25 (4) The percentage of voting districts having reported
26 results.

27 (5) The percentage of registered electors who are recorded
28 as having voted in this Commonwealth, each county and each
29 voting district.

30 (6) The total number of registered electors in this

1 Commonwealth, each county and each voting district.

2 (7) The total number of mail-in and absentee ballots sent by
3 each county and the sum for this Commonwealth.

4 (8) The total number of overseas and military ballots
5 mailed.

6 (9) A website displaying unofficial returns shall provide an
7 interactive map allowing the information under paragraphs (1),
8 (2), (3), (4), (5), (6), (7) and (8) to be viewed for each
9 election district, county and this Commonwealth. At any time
10 that unofficial results data previously posted to the department
11 or a county's publicly accessible Internet website is amended,
12 corrected, deleted or updated in a manner other than the
13 inclusion of additional results, the department and an affected
14 county shall post a disclosure to the unofficial returns website
15 explicitly noting the time such update occurred, the reason and
16 the impact on unofficial returns.

17 At the expiration of five (5) days after the completion of
18 the computation of votes, in case no petition for a recount or
19 recanvass has been filed in accordance with the provisions of
20 this act, or upon the completion of the recount or recanvass if
21 a petition therefor has been filed within five (5) days after
22 the completion of the computation of votes, the county board
23 shall certify the returns so computed in said county in the
24 manner required by this act, unless upon appeals taken from any
25 decision, the court of common pleas shall have directed any
26 returns to be revised, or unless in case of a recount, errors in
27 the said returns shall have been found, in which case said
28 returns shall be revised, corrected and certified accordingly.
29 The county board shall thereupon, in the case of elections,
30 issue certificates of election to the successful candidates for

1 all county, city, borough, township, ward, school district, poor
2 district and election offices, and local party offices to be
3 filled by the votes of the electors of said county, or of any
4 part thereof.

5 * * *

6 Section 24.1. Article XVI-A of the act is repealed:

7 [ARTICLE XVI-A
8 Election Integrity Grant Program

9 Section 1601-A. Definitions.

10 The following words and phrases when used in this article
11 shall have the meanings given to them in this section unless the
12 context clearly indicates otherwise:

13 "Account." The Election Integrity Restricted Account
14 established under section 1732-A.2 of the act of April 9, 1929
15 (P.L.343, No.176), known as The Fiscal Code.

16 "Department." The Department of Community and Economic
17 Development of the Commonwealth.

18 "Program." The Election Integrity Grant Program established
19 under section 1602-A.

20 Section 1602-A. Funding for elections.

21 (a) Election Integrity Grant Program.--The Election
22 Integrity Grant Program is established within the department to
23 provide grants to counties for the administration of elections.

24 (b) Appropriation.--Money in the account is appropriated to
25 the department on a continuing basis for the purposes under this
26 article.

27 (c) (Reserved).

28 (d) Application.--The following shall apply:

29 (1) By August 1, 2022, and each August 1 thereafter, the
30 department shall begin accepting applications from counties

1 seeking grant money under this section. The department shall
2 develop a form for a county to certify that the county
3 intends to use grant money for an eligible use under
4 subsection (f).

5 (2) If a county is seeking grants under this section,
6 the county shall apply to the department no later than August
7 15, 2022, and each August 15 thereafter.

8 (e) Distribution.--Each county shall be entitled to an
9 allotment equal to the total amount appropriated to the program
10 under this section multiplied by the quotient of the county's
11 number of registered voters divided by the total number of
12 registered voters in all counties. For the purposes of this
13 subsection, the department shall use the county's total number
14 of registered voters for the most recent primary election as
15 certified to the Secretary of the Commonwealth under section
16 302(m).

17 (f) Eligible uses.--A county shall use grant money awarded
18 under this section for any of the following purposes:

19 (1) Payment of staff needed to pre-canvass and canvass
20 mail-in ballots and absentee ballots.

21 (2) Physical security and transparency costs for
22 centralized pre-canvassing and canvassing.

23 (3) Post-election procedures required under this act.

24 (4) List maintenance activities under 25 Pa.C.S. §
25 1901(b)(1) and (3) (relating to removal of electors).

26 (5) The printing of ballots.

27 (6) Training costs for district election officials.

28 (7) Payment of staff at polling places on election day.

29 (8) Secure preparation, transportation, storage and
30 management of voting apparatuses, tabulation equipment and

1 required polling place materials.

2 (9) Costs of county board of election duties related to
3 processing of voter registration applications.

4 (g) Payments.--The department shall make payments to
5 counties that applied for a grant under this section no later
6 than September 1, 2022, and each September 1 thereafter.

7 (h) Reporting.--No later than 90 days after the date of each
8 general, municipal and primary election, a county that received
9 a grant under this section shall report to the department, the
10 chairperson and minority chairperson of the State Government
11 Committee of the Senate and the chairperson and minority
12 chairperson of the State Government Committee of the House of
13 Representatives, on a form prescribed by the Department of
14 State, how the county used the grant money received under this
15 section.

16 (i) Clawback.--If a county fails to substantially comply
17 with the requirements of this section, the county shall return
18 the grant money received to the department for deposit into the
19 account. If a county fails to return the grant money, the county
20 shall be ineligible to receive grants through the program for a
21 period of one year.

22 (j) Grant agreement.--The grant agreement between the
23 department and the county under this section shall include the
24 following requirements for counties:

25 (1) The county shall begin pre-canvassing at 7 a.m. on
26 election day and shall continue without interruption until
27 each mail-in ballot and absentee ballot received by 7 a.m. on
28 election day is pre-canvassed.

29 (2) The county shall begin canvassing mail-in ballots
30 and absentee ballots at 8 p.m. on election day and shall

1 continue without interruption until each ballot has been
2 canvassed.

3 (3) No later than 12:01 a.m. on the day following the
4 election, the county board of elections shall announce and
5 post on its publicly accessible Internet website an
6 unofficial number of absentee ballots and mail-in ballots
7 received for the election.

8 (4) A county shall certify to the department that the
9 county has completed a program under 25 Pa.C.S. § 1901(b)(1)
10 and mailed notices required under 25 Pa.C.S. § 1901(b)(3)
11 within the prior 12 months.

12 (5) The outcome of any post-election audit required
13 under this act shall be submitted with the certification to
14 the Secretary of the Commonwealth of the results of the
15 primary or general election under section 302(k) and shall be
16 posted on the Department of State's publicly accessible
17 Internet website.

18 Section 1603-A. County report.

19 (a) Report.--No later than 75 days after the effective date
20 of this section, each county board of elections shall conduct an
21 internal review of practices and certify to the Department of
22 State that the county is in compliance with each of the
23 following:

24 (1) Approval of voter registration applications under 25
25 Pa.C.S. § 1328(a) (relating to approval of registration
26 applications).

27 (2) Cancellation of deceased electors under 25 Pa.C.S. §
28 1505 (relating to death of registrant).

29 (3) Voter removal programs under 25 Pa.C.S. § 1901(b)(1)
30 and (3) (relating to removal of electors).

1 (4) Safe keeping of voted ballots under sections 1308(a)
2 and 1113-A.

3 (5) Enforcing the voter identification provisions of
4 sections 1302.2(b) and 1302.2-D.

5 (6) Pre-canvassing and canvassing of absentee ballots
6 and mail-in ballots under section 1308.

7 (b) Posting.--The certification by each county under
8 subsection (a) shall be posted on the Department of State's
9 publicly accessible Internet website.]

10 Section 25. The act is amended by adding sections to read:

11 Section 1778. Powers and Duties of the Attorney General
12 Relating to Elections.--(a) The Attorney General shall, at
13 least ninety days prior to each primary election, nominate an
14 independent prosecutor for confirmation by the Senate. The
15 independent prosecutor shall review election complaints received
16 by the department and the county boards of elections for
17 elections occurring during that calendar year. The independent
18 prosecutor shall have experience prosecuting election law
19 violations and shall coordinate efforts with each level of law
20 enforcement. The independent prosecutor shall publish a report
21 following each election including:

22 (1) The total number of complaints filed and to which entity
23 the complaint was filed.

24 (2) A summary of how each complaint was investigated by the
25 independent prosecutor.

26 (3) Recommendations to the General Assembly, the department,
27 and county boards of elections for reducing future complaints.

28 (b) The report under this section shall be a public record
29 under the act of February 14, 2008 (P.L.6, No.3), known as "the
30 Right-to-Know Law".

1 Section 1779. Powers and Duties of District Attorneys
2 Relating to Elections.--The district attorney of each county in
3 this Commonwealth, or an appointee, shall serve as a county
4 election integrity officer for elections occurring in that
5 county. In an election year in which a district attorney is a
6 candidate in any election, the district attorney shall appoint
7 an independent prosecutor at least ninety days prior to a
8 primary election to serve as a county election integrity officer
9 for elections occurring during that calendar year.

10 Section 26. Sections 1801, 1802, 1802.1, 1803, 1804, 1805,
11 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1813, 1814, 1815,
12 1816, 1817, 1818, 1819, 1820, 1821, 1823, 1824, 1825, 1826,
13 1827, 1828, 1829, 1830, 1831, 1832, 1833, 1834, 1835, 1836,
14 1837, 1838, 1839, 1840, 1841, 1843, 1845, 1847, 1848, 1849, 1850
15 and 1853 of the act are amended to read:

16 Section 1801. Disobeying Lawful Instructions.--Any person
17 who wilfully disobeys any lawful instruction or order of any
18 county board of elections, or who refuses to obey their subpoena
19 duly issued and served under the provisions of this act, shall
20 be guilty of a misdemeanor, and, upon conviction thereof, shall
21 be sentenced to pay a fine not exceeding [five hundred (\$500)]
22 one thousand (\$1,000) dollars, or to undergo an imprisonment not
23 exceeding [one (1) year] two (2) years, or both, in the
24 discretion of the court.

25 Section 1802. Perjury.--Any wilful false statement made
26 under oath or affirmation or in writing, stating that it is so
27 made, although such oath or affirmation may not have actually
28 been made, by any person regarding any material matter or thing
29 relating to any subject being investigated, heard, determined or
30 acted upon by any county board of elections, or member thereof,

1 or by any court or judge thereof, judge of election, inspector
2 of election, or overseer, in accordance with the terms of this
3 act, shall be perjury, a misdemeanor of the first degree, and
4 any person, upon conviction thereof, shall be sentenced to pay a
5 fine not exceeding [ten thousand (\$10,000)] twenty thousand
6 (\$20,000) dollars, or to undergo an imprisonment of not more
7 than [five (5)] ten (10) years, or both, in the discretion of
8 the court.

9 Section 1802.1. False Affidavits of Candidates.--Any
10 candidate for State, county, city, borough, incorporated town,
11 township or school district office or for the office of United
12 States Senator or Representative in Congress or any other
13 elective public office who knowingly makes a false statement
14 regarding his eligibility or qualifications for such office in
15 his candidate's affidavit shall, in litigation which results in
16 the removal of the candidate from the ballot, be liable for
17 court costs, including filing fees, attorney fees, investigation
18 fees and similar costs, in an amount up to [ten thousand
19 (\$10,000)] twenty thousand (\$20,000) dollars.

20 Section 1803. Refusal to Permit Inspection of Papers;
21 Destruction or Removal; Secretary of the Commonwealth.--Any
22 Secretary of the Commonwealth, deputy, or employe of his office,
23 who shall refuse to permit the public inspection or copying as
24 authorized, except when in use in his office, by this act, of
25 any return, nomination petition, certificate or paper, other
26 petition, account, contract, report or any other document or
27 record in his custody which, under the provisions of this act,
28 is required to be open to public inspection; or who shall
29 destroy or alter, or permit to be destroyed or altered, any such
30 document or record during the period for which the same is

1 required to be kept in his office; or who shall remove any such
2 document or record from his office during said period, or permit
3 the same to be removed, except pursuant to the direction of any
4 competent court or any committee required to determine any
5 contested primary or election, shall be guilty of a misdemeanor,
6 and, upon conviction thereof, shall be sentenced to pay a fine
7 not exceeding [one thousand (\$1,000)] two thousand (\$2,000)
8 dollars, or to undergo an imprisonment of not less than [one (1)
9 month] two (2) months nor more than [two (2)] four (4) years, or
10 both, in the discretion of the court.

11 Section 1804. Refusal to Permit Inspection of Papers;
12 Destruction or Removal; County Boards of Elections.--Any member,
13 chief clerk or other employe of any county board of elections,
14 who shall refuse to permit the public inspection or copying, as
15 authorized by this act, of any general or duplicate return
16 sheet, tally paper, affidavit, nomination petition, certificate
17 or paper, other petition, witness list, account, contract,
18 report or any other document or record in the custody of such
19 county board which, under the provisions of this act, is
20 required to be open to public inspection; or who shall destroy
21 or alter, or permit to be destroyed or altered, any such
22 document or record during the period for which the same is
23 required to be kept in the office of such county board; or who
24 shall remove any such document or record from the office of such
25 county board during said period, or permit the same to be
26 removed, except pursuant to the direction of any competent court
27 or any committee required to determine any contested primary or
28 election, shall be guilty of a misdemeanor, and, upon conviction
29 thereof, shall be sentenced to pay a fine not exceeding [one
30 thousand (\$1,000)] two thousand (\$2,000) dollars, or to undergo

1 an imprisonment of not less than [one (1) month] two (2) months
2 nor more than [two (2)] four (4) years, or both, in the
3 discretion of the court.

4 Section 1805. Insertion and Alteration of Entries in
5 Documents; Removal; Refusal to Deliver.--Any member, chief clerk
6 or employe of any county board of elections or judge, inspector
7 or clerk of election, machine inspector, overseer, or other
8 person, who knowingly inserts or knowingly permits to be
9 inserted any fictitious name, false figure or other fraudulent
10 entry on or in any registration card, district register, voter's
11 certificate, list of voters, affidavit, tally paper, general or
12 duplicate return sheet, statement, certificate, oath, voucher,
13 account, ballot or other record or document authorized or
14 required to be made, used, signed, returned or preserved for any
15 public purpose in connection with any primary or election; or
16 who materially alters or intentionally destroys any entry which
17 has been lawfully made therein, except by order of the county
18 board of elections or court of competent jurisdiction, or who
19 takes or removes any such book, affidavit, return, account,
20 ballot or other document or record from the custody of any
21 person having lawful charge thereof, in order to prevent the
22 same from being used or inspected or copied as required or
23 permitted by this act, or who neglects or refuses, within the
24 time and in the manner required by this act, to deliver the same
25 into the custody of the officers who are required by this act to
26 use or keep the same, shall be guilty of a misdemeanor, and,
27 upon conviction thereof, shall be sentenced to pay a fine not
28 exceeding [one thousand (\$1,000)] two thousand (\$2,000) dollars,
29 or to undergo an imprisonment of not less than [one (1) month]
30 two (2) months or more than [two (2)] four (4) years, or both,

1 in the discretion of the court.

2 Section 1806. Refusal to Permit Overseers, Watchers,
3 Attorneys or Candidates to Act.--Any member of a county board of
4 elections, judge of election or inspector of election who shall
5 refuse to permit any overseer or watcher, attorney or candidate
6 to be present, as authorized by this act, at any session of a
7 county board, computation and canvassing of returns of any
8 primary or election, recount of ballots or recanvass of voting
9 machines, as authorized by this act, or at any polling place
10 during the time the polls are open at any primary or election,
11 and after the close of the polls during the time the ballots are
12 counted or voting machine canvassed and until the returns of
13 such primary or election have been made up and signed, shall be
14 guilty of a misdemeanor, and, upon conviction thereof, shall be
15 sentenced to pay a fine not exceeding [one thousand (\$1,000)]
16 two thousand (\$2,000) dollars, or to undergo an imprisonment not
17 exceeding [one (1) year] two (2) years, or both, in the
18 discretion of the court.

19 Section 1807. Driving away Watchers, Attorneys, Candidates
20 or Overseers.--Any person who by violence or intimidation shall
21 threaten or drive away any watcher, attorney, candidate or
22 overseer, or representative of the county board of elections, or
23 of the Secretary of the Commonwealth, required or permitted to
24 be present at any polling place, or who shall in any manner
25 prevent any overseer, or representative of the county board of
26 elections or of the Secretary of the Commonwealth from
27 performing his duty under this act, shall be guilty of a
28 misdemeanor, and, upon conviction thereof, shall be sentenced to
29 pay a fine not exceeding [one thousand (\$1,000)] two thousand
30 (\$2,000) dollars, or to undergo an imprisonment of not less than

1 [one (1) month] two (2) months nor more than [two (2)] four (4)
2 years, or both, in the discretion of the court.

3 Section 1808. Refusal to Permit Election Officers, Clerks
4 and Machine Inspectors to Act; Driving away Said Persons.--Any
5 person, including any election officer, who shall refuse to
6 permit any election officer, clerk or machine inspector, duly
7 elected or appointed and authorized to act, to perform the
8 duties imposed on him or to act as permitted by this act; or who
9 shall by violence or intimidation threaten or drive away, any
10 such election officer, clerk or machine inspector or who shall,
11 in any manner, prevent any such election officer, clerk or
12 machine inspector from performing his rights and duties under
13 this act, shall be guilty of a misdemeanor, and, upon conviction
14 thereof, shall be sentenced to pay a fine not exceeding [one
15 thousand (\$1,000)] two thousand (\$2,000) dollars, or to undergo
16 an imprisonment of not less than [one (1) month] two (2) months
17 or more than [two (2)] four (4) years, or both, in the
18 discretion of the court.

19 Section 1809. Refusal to Administer Oath; Acting Without
20 Being Sworn.--If any judge of election or minority inspector of
21 election refuses or fails to administer the oath to the officers
22 of election, in the manner required by this act, or if any judge
23 of election, inspector of election, clerk of election, or
24 machine inspector, shall act without being first duly sworn, or
25 if any such person shall sign the written form of oath without
26 being duly sworn, or if any judge of election or minority
27 inspector of election or any other person authorized to
28 administer oaths shall certify that any such person was sworn
29 when he was not, he shall be guilty of a misdemeanor, and, upon
30 conviction thereof, shall be sentenced to pay a fine not

1 exceeding [~~one hundred (\$100)~~] two hundred (\$200) dollars, or to
2 undergo an imprisonment not exceeding [~~six (6) months~~] one (1)
3 year, or both, in the discretion of the court.

4 Section 1810. Violation of Oath of Office by Election
5 Officers.--Any judge of election, inspector of election, clerk
6 of election, or machine inspector who shall wilfully violate any
7 of the provisions of his oath of office, shall be guilty of a
8 misdemeanor, and, upon conviction thereof, shall be sentenced to
9 pay a fine not exceeding [~~one thousand (\$1,000)~~] two thousand
10 (\$2,000) dollars, or to undergo an imprisonment not exceeding
11 [~~one (1) year~~] two (2) years, or both, in the discretion of the
12 court.

13 Section 1811. Peace Officers; Failure to Render Assistance;
14 Hindering or Delaying County Board Members and Others.--Any
15 sheriff, deputy sheriff, constable, deputy constable, police or
16 other peace officer, who shall fail upon demand of any member of
17 a county board of elections, judge or inspector of election, or
18 overseer to render such aid and assistance to him as he shall
19 request in the maintenance of peace and in the making of
20 arrests, as herein provided, or who shall wilfully hinder or
21 delay or attempt to hinder or delay any member of a county
22 board, judge or inspector of election, or overseer in the
23 performance of any duty under this act, shall be guilty of a
24 misdemeanor, and, upon conviction thereof, shall be sentenced to
25 pay a fine not exceeding [~~five hundred (\$500)~~] one thousand
26 (\$1,000) dollars, or to undergo an imprisonment of not less than
27 [~~three (3)~~] six (6) months nor more than [~~two (2)~~] four (4)
28 years, or both, in the discretion of the court.

29 Section 1812. Nomination Petitions and Papers; Offenses by
30 Signers.--If any person shall knowingly and wilfully sign any

1 nomination petition or nomination paper, without having the
2 qualifications prescribed by this act, or if any person shall
3 set opposite a signature on a nomination petition or paper, a
4 date other than the actual date such signature was affixed
5 thereto, or if any person shall set opposite the signature on a
6 nomination petition or nomination paper, a false statement of
7 the signer's place of residence or occupation, or if any person
8 shall sign more nomination petitions or nomination papers than
9 permitted by the provisions of this act, he shall be guilty of a
10 misdemeanor, and, upon conviction thereof, shall be sentenced to
11 pay a fine not exceeding [~~one hundred (\$100)~~] two hundred (\$200)
12 dollars, or to undergo an imprisonment of not less than [~~three~~
13 ~~(3)~~] six (6) months nor more than [~~two (2)~~] four (4) years, or
14 both, at the discretion of the court.

15 Section 1813. False Signatures and Statements in Nomination
16 Petitions and Papers.--If any person shall knowingly make a
17 false statement in any affidavit required by the provisions of
18 this act, to be appended to or to accompany a nomination
19 petition or a nomination paper, or if any person shall
20 fraudulently sign any name not his own to any nomination
21 petition or nomination paper, or if any person shall
22 fraudulently alter any nomination petition or nomination paper
23 without the consent of the signers, he shall be guilty of a
24 misdemeanor, and, upon conviction thereof, shall be sentenced to
25 pay a fine not exceeding [~~five hundred (\$500)~~] one thousand
26 (\$1,000) dollars, or to undergo imprisonment of not more than
27 [~~one (1) year~~] two (2) years, or both, in the discretion of the
28 court.

29 Section 1814. Nomination Petitions; Certificates and Papers;
30 Destruction; Fraudulent Filing; Suppression.--Any person who

1 shall falsely make any nomination certificate or who shall
2 wilfully deface or destroy any nomination petition, nomination
3 certificate or nomination paper, or any part thereof, or any
4 letter of withdrawal, or who shall file any nomination petition,
5 nomination certificate or nomination paper or letter of
6 withdrawal knowing the same, or any part thereof, to be falsely
7 made, or who shall suppress any nomination petition, nomination
8 certificate or nomination paper, or any part thereof, which has
9 been duly filed, shall be guilty of a misdemeanor, and, upon
10 conviction thereof, shall be sentenced to pay a fine not
11 exceeding [one thousand (\$1,000)] two thousand (\$2,000) dollars,
12 or to undergo an imprisonment of not more than [one (1) year]
13 two (2) years, or both, in the discretion of the court.

14 Section 1815. Offenses by Printers of Ballots.--Any printer
15 employed by any county board of elections to print any official
16 ballots, or any person engaged in printing the same who shall
17 appropriate to himself or give or deliver or knowingly permit to
18 be taken any of said ballots by any other person than such
19 county board of election or their duly authorized agent, or who
20 shall wilfully print or cause to be printed any official ballot
21 in any form other than that prescribed by such county board or
22 with any other names or printing, or with the names spelled
23 otherwise than as directed by them or the names or printing
24 thereon arranged in any other way than that authorized and
25 directed by this act, shall be guilty of a misdemeanor, and,
26 upon conviction thereof, shall be sentenced to pay a fine not
27 exceeding [one thousand (\$1,000)] two thousand (\$2,000) dollars,
28 or to undergo an imprisonment of not less than [six (6) months]
29 one (1) year nor more than [five (5)] ten (10) years, or both,
30 in the discretion of the court.

1 Section 1816. Unlawful Possession of Ballots; Counterfeiting
2 Ballots.--Any person other than an officer charged by law with
3 the care of ballots, or a person entrusted by any such officer
4 with the care of the same for a purpose required by law, who
5 shall have in his possession outside the polling place any
6 official ballot, or any person who shall make or have in his
7 possession any counterfeit of an official ballot, shall be
8 guilty of a misdemeanor of the second degree, and, upon
9 conviction thereof, shall be sentenced to pay a fine not
10 exceeding [~~five thousand (\$5,000)~~] ten thousand (\$10,000)
11 dollars, or to undergo an imprisonment of not more than [~~two~~
12 ~~(2)~~] four (4) years, or both, in the discretion of the court.

13 Section 1817. Forging and Destroying Ballots.--Any person
14 who shall forge or falsely make the official endorsement on any
15 ballot or wilfully destroy or deface any ballot or wilfully
16 delay the delivery of any ballots shall be guilty of a
17 misdemeanor of the second degree, and, upon conviction thereof,
18 shall be sentenced to pay a fine not exceeding [~~five thousand~~
19 ~~(\$5,000)~~] ten thousand (\$10,000) dollars, or to undergo an
20 imprisonment of not more than [~~two (2)~~] four (4) years, or both,
21 in the discretion of the court.

22 Section 1818. Tampering with Voting Machines.--Any election
23 officer or other person who shall unlawfully open or who shall
24 tamper with or injure or attempt to injure any voting machine to
25 be used or being used at any primary or election, or who shall
26 prevent or attempt to prevent the correct operation of such
27 machine, or any unauthorized person who shall make or have in
28 his possession a key to a voting machine to be used or being
29 used in any primary or election, shall be guilty of a
30 misdemeanor of the second degree, and, upon conviction thereof,

1 shall be sentenced to pay a fine not exceeding [~~five thousand~~
2 ~~(\$5,000)~~] ten thousand (\$10,000) dollars, or to undergo an
3 imprisonment of not more than [~~two (2)~~] four (4) years, or both,
4 in the discretion of the court.

5 Section 1819. Destroying, Defacing or Removing Notices, Et
6 Cetera.--Any person who shall, prior to any primary or election,
7 wilfully deface, remove or destroy any notice or list of
8 candidates posted in accordance with the provisions of this act,
9 or who, during any primary or election, shall wilfully deface,
10 tear down, remove or destroy any card of instructions, notice of
11 penalties, specimen ballot or diagram printed or posted for the
12 instruction of electors, or who shall, during any primary or
13 election, wilfully remove or destroy any of the supplies or
14 conveniences furnished by the county board of elections to any
15 polling place in order to enable electors to vote, or the
16 election officers to perform their duties, or who shall wilfully
17 hinder the voting of others, shall be guilty of a misdemeanor,
18 and, upon conviction thereof, shall be sentenced to pay a fine
19 not exceeding [~~one hundred (\$100)~~] two hundred (\$200) dollars,
20 or to undergo an imprisonment of not more than [~~three (3)~~] six
21 (6) months, or both, in the discretion of the court.

22 Section 1820. Police Officers at Polling Places.--Any police
23 officer in commission, whether in uniform or in citizen's
24 clothes, who shall be within one hundred (100) feet of a polling
25 place during the conduct of any primary or election, except in
26 the exercise of his privilege of voting or for the purpose of
27 serving warrants, or in accordance with the provisions of the
28 exception set forth in section 1207 of this act where the police
29 station or headquarters is located in the same building or on
30 the premises where the polling place is located or unless called

1 upon to preserve the peace, as provided by this act, shall be
2 guilty of a misdemeanor, and, upon conviction thereof, shall be
3 sentenced to pay a fine not exceeding [five hundred (\$500)] one
4 thousand (\$1,000) dollars, or to undergo an imprisonment of not
5 more than [one (1) year] two (2) years, or both, in the
6 discretion of the court.

7 Section 1821. Peace Officer; Failure to Quell Disturbances
8 at Polls; Hindering or Delaying Election Officers and Others.--

9 Any mayor, chief burgess, sheriff, deputy sheriff, constable,
10 deputy constable, police officer or other peace officer who
11 shall neglect or refuse to clear an avenue to the door of any
12 polling place which is obstructed in such a way as to prevent
13 electors from approaching, or who shall neglect or refuse to
14 maintain order and quell any disturbance if such arises at any
15 polling place upon the day of any primary or election, when
16 called upon so to do by any election officer or any three
17 qualified electors of the election district, or who shall
18 wilfully hinder or delay, or attempt to hinder or delay, any
19 judge, inspector or clerk of election, machine inspector or
20 overseer in the performance of any duty under this act, shall be
21 guilty of a misdemeanor in office, and, upon conviction thereof,
22 shall be sentenced to pay a fine not exceeding [one thousand
23 (\$1,000)] two thousand (\$2,000) dollars, or to undergo an
24 imprisonment of not more than [one (1) year] two (2) years, or
25 both, in the discretion of the court.

26 Section 1823. Election Officers Permitting Unregistered
27 Electors to Vote; Challenges; Refusing to Permit Qualified
28 Electors to Vote.--Any judge or inspector of election who
29 permits any person to vote at any primary or election who is not
30 registered in accordance with law, except a person in actual

1 military service or a person as to whom a court of competent
2 jurisdiction has ordered that he shall be permitted to vote, or
3 who permits any registered elector to vote knowing that such
4 registered elector is not qualified to vote, whether or not such
5 person has been challenged, or who permits any person who has
6 been lawfully challenged to vote at any primary or election
7 without requiring the proof of the right of such person to vote
8 which is required by law, or who refuses to permit any duly
9 registered and qualified elector to vote at any primary or
10 election, with the knowledge that such elector is entitled to
11 vote, shall be guilty of a felony of the third degree, and, upon
12 conviction thereof, shall be sentenced to pay a fine not
13 exceeding [~~fifteen thousand (\$15,000)~~] thirty thousand (\$30,000)
14 dollars, and to undergo an imprisonment of not more than [~~seven~~
15 ~~(7)~~] fourteen (14) years, or both.

16 Section 1824. Election Officers Refusing to Permit Elector
17 to Vote in Proper Party at Primaries.--Any judge, inspector or
18 clerk of election who refuses to permit an elector at any
19 primary at which ballots are used to receive the ballot of the
20 party with which he is enrolled, or who gives to any such
21 elector the ballot of any party in which he is not enrolled, or
22 any judge, or inspector of election, or machine inspector who,
23 at any primary at which voting machines are used, adjusts any
24 voting machine about to be used by an elector so as not to
25 permit him to vote for the candidates of the party in which he
26 is enrolled, or so as to permit him to vote for the candidates
27 of any party in which he is not enrolled, shall be guilty of a
28 misdemeanor of the first degree, and, upon conviction thereof,
29 shall be sentenced to pay a fine not exceeding [~~ten thousand~~
30 ~~(\$10,000)~~] twenty thousand (\$20,000) dollars, or to undergo an

1 imprisonment of not more than [~~five (5)~~] ten (10) years, or
2 both, in the discretion of the court.

3 Section 1825. Frauds by Election Officers.--Any judge,
4 inspector or clerk of election or machine inspector who shall be
5 guilty of any wilful fraud in the conduct of his duties at a
6 primary or election, and any person who shall make a false
7 return of the votes cast at any primary or election, or who
8 shall deposit fraudulent ballots in the ballot box or certify as
9 correct a return of ballots in the ballot box which he knows to
10 be fraudulent, or who shall register fraudulent votes upon any
11 voting machine or certify as correct a return of votes cast upon
12 any voting machine which he knows to be fraudulently registered
13 thereon, or who shall make any false entries in the district
14 register, or who shall fail to insert in the voting check list
15 the voter's certificate of any elector actually voting at any
16 primary or election, or who shall fail to record voting
17 information as required herein, or who shall fail to insert in
18 the numbered lists of voters the name of any person actually
19 voting, or who shall wilfully destroy or alter any ballot,
20 voter's certificate, or registration card contained in any
21 district register, or who shall wilfully tamper with any voting
22 machine, or who shall prepare or insert in the voting check list
23 any false voter's certificates not prepared by or for an elector
24 actually voting at such primary or election, for the purpose of
25 concealing the destruction or removal of any voter's
26 certificate, or for the purpose of concealing the deposit of
27 fraudulent ballots in the ballot box, or the registering of
28 fraudulent votes upon any voting machine or of aiding in the
29 perpetration of any such fraud, or who shall fail to return to
30 the county board of election following any primary or election

1 any keys of a voting machine, ballot box, general or duplicate
2 return sheet, tally paper, oaths of election officers,
3 affidavits of electors and others, record of assisted voters,
4 numbered list of voters, district register, voting check list,
5 unused, spoiled and cancelled ballots, ballots deposited,
6 written or affixed in or upon a voting machine, or any
7 certificate, or any other paper or record required to be
8 returned under the provisions of this act; or who shall conspire
9 with others to commit any of the offenses herein mentioned, or
10 in any manner to prevent a free and fair primary or election,
11 shall be guilty of a felony of the third degree, and, upon
12 conviction thereof, shall be sentenced to pay a fine not
13 exceeding [~~fifteen thousand (\$15,000)~~] thirty thousand (\$30,000)
14 dollars, or to undergo an imprisonment of not more than [~~seven~~
15 ~~(7)~~] fourteen (14) years, or both, in the discretion of the
16 court.

17 Section 1826. Prying into Ballots.--Any judge, inspector or
18 clerk of election, or other person, who, before any ballot is
19 deposited in the ballot box as provided by this act, shall
20 unfold, open or pry into any such ballot, with the intent to
21 discover the manner in which the same has been marked, shall be
22 guilty of a misdemeanor, and upon conviction thereof, shall be
23 sentenced to pay a fine not exceeding [~~five hundred (\$500)~~] one
24 thousand (\$1,000) dollars, or to undergo an imprisonment of not
25 more than [~~one (1) year~~] two (2) years, or both, in the
26 discretion of the court.

27 Section 1827. Interference with Primaries and Elections;
28 Frauds; Conspiracy.--If any person shall prevent or attempt to
29 prevent any election officers from holding any primary or
30 election, under the provisions of this act, or shall use or

1 threaten any violence to any such officer; or shall interrupt or
2 improperly interfere with him in the execution of his duty; or
3 shall block up or attempt to block up the avenue to the door of
4 any polling place; or shall use or practice any intimidation,
5 threats, force or violence with design to influence unduly or
6 overawe any elector, or to prevent him from voting or restrain
7 his freedom of choice; or shall prepare or present to any
8 election officer a fraudulent voter's certificate not signed in
9 the polling place by the elector whose certificate it purports
10 to be; or shall deposit fraudulent ballots in the ballot box; or
11 shall register fraudulent votes upon any voting machine; or
12 shall tamper with any district register, voting check list,
13 numbered lists of voters, ballot box or voting machine; or shall
14 conspire with others to commit any of the offenses herein
15 mentioned, or in any manner to prevent a free and fair primary
16 or election, he shall be guilty of a felony of the third degree,
17 and, upon conviction thereof, shall be sentenced to pay a fine
18 not exceeding [fifteen thousand (\$15,000)] thirty thousand
19 (\$30,000) dollars, or to undergo an imprisonment of not more
20 than [seven (7)] fourteen (14) years, or both, in the discretion
21 of the court.

22 Section 1828. Persons Interfering in Other Districts.--Any
23 person who shall on the day of any primary or election visit any
24 polling place at which he is not entitled to vote and at which
25 he is not entitled to be present under any provision of this
26 act, and shall use any intimidation or violence for the purpose
27 of preventing any election officer from performing the duties
28 required of him by this act, or for the purpose of preventing
29 any qualified elector from exercising his right to vote or from
30 exercising his right to challenge any person offering to vote,

1 or for the purpose of influencing the vote of any elector, he
2 shall be guilty of a felony of the third degree, and, upon
3 conviction thereof, shall be sentenced to pay a fine not
4 exceeding [~~fifteen thousand (\$15,000)~~] thirty thousand (\$30,000)
5 dollars, or to undergo an imprisonment of not more than [~~seven~~
6 ~~(7)~~] fourteen (14) years, or both, in the discretion of the
7 court.

8 Section 1829. Assault and Battery at Polls.--Any person who
9 shall unlawfully strike, wound or commit an assault and battery
10 upon the person of any elector at or near the polling place
11 during the time of any primary or election shall be guilty of a
12 misdemeanor of the first degree, and, upon conviction thereof,
13 shall be sentenced to pay a fine not exceeding [~~ten thousand~~
14 ~~(\$10,000)~~] twenty thousand (\$20,000) dollars, or to undergo an
15 imprisonment of not more than [~~five (5)~~] ten (10) years, or
16 both, in the discretion of the court.

17 Section 1830. Unlawful Assistance in Voting.--Any elector at
18 any primary or election who shall allow his ballot or the face
19 of the voting machine voted by him to be seen by any person with
20 the apparent intention of letting it be known how he is about to
21 vote; or in districts in which ballots are used, shall cast or
22 attempt to cast any other than the official ballot which has
23 been given to him by the proper election officer; or who,
24 without having made the declaration under oath or affirmation
25 required by section 1218 of this act, or when the disability
26 which he declared before any registration commission no longer
27 exists, shall permit another to accompany him into the voting
28 compartment or voting machine booth, or to mark his ballot or
29 prepare the voting machine for voting by him; or who shall mark
30 his ballot or prepare the voting machine for voting while

1 another is unlawfully present in the voting machine compartment
2 or voting machine booth with him; or who shall state falsely to
3 any election officer that because of illiteracy he is unable to
4 read the names on the ballot or ballot labels or that by reason
5 of physical disability he cannot see or mark the ballot or enter
6 the voting compartment without assistance or that he cannot see
7 or operate the voting machine or enter the voting machine booth
8 without assistance; or who shall state, as his reason for
9 requiring assistance, a disability from which he does not
10 suffer; or any person who shall go into the voting compartment
11 or voting machine booth with another while voting or be present
12 therein while another is voting, or mark the ballot of another
13 or prepare the voting machine for voting with another, except in
14 strict accordance with the provisions of this act; or any person
15 who shall interfere with any elector when inside the enclosed
16 space or when marking his ballot, or preparing the voting
17 machine for voting, or who shall endeavor to induce any elector
18 before depositing his ballot to show how he marks or has marked
19 his ballot; or any person giving assistance who shall attempt to
20 influence the vote of the elector whom he is assisting or who
21 shall mark a ballot or prepare a voting machine for voting in
22 any other way than that requested by the voter whom he is
23 assisting, or who shall disclose to anyone the contents of any
24 ballot which has been marked or any voting machine which has
25 been prepared for voting with his assistance, except when
26 required to do so in any legal proceeding, shall be guilty of a
27 misdemeanor, and, upon conviction thereof, shall be sentenced to
28 pay a fine not exceeding [one thousand (\$1,000)] two thousand
29 (\$2,000) dollars, or to undergo an imprisonment of not more than
30 [one (1) year] two (2) years, or both, in the discretion of the

1 court.

2 Section 1831. Election Officers Permitting Unlawful
3 Assistance.--Any election officer who shall permit a voter to be
4 accompanied by another into the voting compartment or voting
5 machine booth when the registration card of such person contains
6 no declaration that such person requires assistance, or when
7 such person has not made, under oath or affirmation, the
8 statement required by section 1218 of this act, or when such
9 election officer knows that the disability which the elector
10 declared before any registration commission no longer exists, or
11 who shall permit any person to accompany an elector into the
12 voting compartment or voting machine booth, except as provided
13 by this act, shall be guilty of a misdemeanor, and, upon
14 conviction thereof, shall be sentenced to pay a fine not
15 exceeding [one thousand (\$1,000)] two thousand (\$2,000) dollars,
16 or to undergo an imprisonment of not more than [one (1) year]
17 two (2) years, or both, in the discretion of the court.

18 Section 1832. Failure to Keep and Return Record of Assisted
19 Voters.--Any judge of election who shall fail to record, as
20 required by section 1218 (c) of this act, the name of each
21 elector who received assistance or who is accompanied by another
22 into the voting compartment or voting machine booth; or who
23 shall insert in the record of assisted voters the name of any
24 elector who does not receive assistance or is not accompanied by
25 another into the voting compartment or voting machine booth; or
26 who shall fail to record the exact disability of any assisted
27 elector which makes the assistance necessary, or shall record in
28 respect of any assisted elector a disability, other than that
29 stated by the elector; or who shall fail to record the name of
30 each person rendering assistance to an elector as prescribed by

1 this act; or who shall knowingly record as the name of such
2 person giving assistance a name which is not the name of such
3 person; or who shall fail or neglect to return the record of
4 assisted voters to the county board of elections as required by
5 this act, shall be guilty of a misdemeanor, and, upon conviction
6 thereof, shall be sentenced to pay a fine not exceeding [~~one~~
7 ~~thousand (\$1,000)~~] two thousand (\$2,000) dollars, or to undergo
8 an imprisonment of not less than [~~two (2)~~] four (4) months nor
9 more than [~~two (2)~~] four (4) years, or both, in the discretion
10 of the court.

11 Section 1833. Unlawful Voting.--Any person who votes or
12 attempts to vote at any primary or election, knowing that he
13 does not possess all the qualifications of an elector at such
14 primary or election, as set forth in this act, shall be guilty
15 of a misdemeanor of the first degree, and, upon conviction
16 thereof, shall be sentenced to pay a fine not exceeding [~~ten~~
17 ~~thousand (\$10,000)~~] twenty thousand (\$20,000) dollars, or to
18 undergo an imprisonment of not more than [~~five (5)~~] ten (10)
19 years, or both, in the discretion of the court.

20 Section 1834. Elector Voting Ballot of Wrong Party at
21 Primary.--Any elector who shall wilfully vote at any primary the
22 ballot of a party in which he is not enrolled, in violation of
23 the provisions of this act, shall be guilty of a misdemeanor of
24 the second degree, and, upon conviction thereof, shall be
25 sentenced to pay a fine not exceeding [~~five thousand (\$5,000)~~]
26 ten thousand (\$10,000) dollars, or to undergo an imprisonment of
27 not more than [~~two (2)~~] four (4) years, or both, in the
28 discretion of the court.

29 Section 1835. Repeat Voting at Elections.--If any person
30 shall vote in more than one election district, or otherwise

1 fraudulently vote more than once at the same primary or
2 election, or shall vote a ballot other than the ballot issued to
3 him by the election officers, or shall advise or procure another
4 so to do, he shall be guilty of a felony of the third degree,
5 and, upon conviction thereof, shall be sentenced to pay a fine
6 not exceeding [~~fifteen thousand (\$15,000)~~] thirty thousand
7 (\$30,000) dollars, or to undergo an imprisonment of not more
8 than [~~seven (7)~~] fourteen (14) years, or both, in the discretion
9 of the court.

10 Section 1836. Removing Ballots.--Any person removing any
11 ballot from any book of official ballots, except in the manner
12 provided by this act, shall be guilty of a misdemeanor of the
13 second degree, and, upon conviction thereof, shall be sentenced
14 to pay a fine not exceeding [~~five thousand (\$5,000)~~] ten
15 thousand (\$10,000) dollars, or to undergo an imprisonment of not
16 more than [~~two (2)~~] four (4) years, or both, in the discretion
17 of the court.

18 Section 1837. Commissioners to Take Soldiers' Votes.--Any
19 commissioner appointed by or under the provisions of Article
20 XIII of this act who shall knowingly violate his duty or
21 knowingly omit or fail to do his duty thereunder or violate any
22 part of his oath, shall be guilty of perjury, and, upon
23 conviction thereof, shall be sentenced to pay a fine not
24 exceeding [~~one thousand (\$1,000)~~] two thousand (\$2,000) dollars,
25 or to undergo an imprisonment of not more than [~~one (1) year~~]
26 two (2) years, or both, in the discretion of the court.

27 Section 1838. Fraudulent Voting by Soldiers.--Any person who
28 shall vote or attempt to vote at any election by electors in
29 military service under the provisions of Article XIII of this
30 act, not being qualified to vote at such election, shall be

1 guilty of a misdemeanor, and, upon conviction thereof, shall be
2 sentenced to pay a fine not exceeding [one thousand (\$1,000)]
3 two thousand (\$2,000) dollars, or to undergo an imprisonment of
4 not more than [one (1) year] two (2) years, or both, in the
5 discretion of the court.

6 Section 1839. Bribery at Elections.--Any person who shall,
7 directly or indirectly, give or promise or offer to give any
8 gift or reward in money, goods or other valuable thing to any
9 person, with intent to induce him to vote or refrain from voting
10 for any particular candidate or candidates or for or against any
11 constitutional amendment or other question at any primary or
12 election; or who shall, directly or indirectly, procure for or
13 offer or promise to procure for such person any such gift or
14 reward with the intent aforesaid; or, who with the intent to
15 influence or intimidate such person to give his vote or to
16 refrain from giving his vote for any particular candidate or
17 candidates or for or against any constitutional amendment or
18 other question at any primary or election, shall give to or
19 obtain for or assist in obtaining for or offer or promise to
20 give to or obtain for or assist in obtaining for such person any
21 office, place, appointment or employment, public or private, or
22 threaten such person with dismissal or discharge from any
23 office, place, appointment or employment, public or private,
24 then held by him, shall be guilty of a felony of the third
25 degree, and, upon conviction thereof, shall be sentenced to pay
26 a fine not exceeding [fifteen thousand (\$15,000)] thirty
27 thousand (\$30,000) dollars, or to undergo an imprisonment of not
28 more than [seven (7)] fourteen (14) years, or both, in the
29 discretion of the court.

30 Section 1840. Receipts and Disbursements of Primary and

1 Election Expenses by Persons Other Than Candidates and
2 Treasurers.--Any member of a political committee who shall
3 receive or disburse any money or incur any liability for primary
4 or election expenses, except through the treasurer of such
5 political committee, and any person not a candidate or member of
6 a political committee who shall receive or disburse any money or
7 incur any liability for primary or election expenses, shall be
8 guilty of a misdemeanor, and, upon conviction thereof, shall be
9 sentenced to pay a fine not exceeding [one thousand (\$1,000)]
10 two thousand (\$2,000) dollars, or to undergo an imprisonment of
11 not less than [one (1) month] two (2) months nor more than [two
12 (2)] four (4) years, or both, in the discretion of the court.

13 Section 1841. Receipts of Primary and Election Expenses by
14 Unauthorized Persons.--Any person or any political committee who
15 receives money on behalf of any candidate without being
16 authorized to do so under the provisions of section 1623, shall
17 be guilty of a misdemeanor, and, upon conviction thereof, shall
18 be sentenced to pay a fine not exceeding [five thousand dollars
19 (\$5,000)] ten thousand dollars (\$10,000), or to undergo an
20 imprisonment of not less than [one (1) month] two (2) months nor
21 more than [two (2)] four (4) years, or both, in the discretion
22 of the court.

23 Section 1843. Contributions by Corporations or
24 Unincorporated Associations.--Any corporation or unincorporated
25 association, which shall pay, give or lend or agree to pay, give
26 or lend any money belonging to such corporation or
27 unincorporated association or in its custody or control, in
28 violation of the provisions of section 1633, shall be guilty of
29 a misdemeanor, and, upon conviction thereof, shall be sentenced
30 to pay a fine of not less than [one thousand dollars (\$1,000)]

1 two thousand dollars (\$2,000) nor more than [ten thousand
2 dollars (\$10,000)] twenty thousand dollars (\$20,000). Any
3 director, officer, agent or employe of any corporation or
4 unincorporated association who shall on behalf of such
5 corporation or unincorporated association pay, give or lend or
6 authorize to be paid, given or lent any money belonging to such
7 corporation or unincorporated association or in its custody or
8 control in violation of the provisions of section 1633, shall be
9 guilty of a misdemeanor, and, upon conviction thereof, shall be
10 sentenced to pay a fine not exceeding [ten thousand dollars
11 (\$10,000)] twenty thousand dollars (\$20,000), or to undergo an
12 imprisonment of not less than [one (1) month] two (2) months nor
13 more than [two (2)] four (4) years, or both, in the discretion
14 of the court.

15 Section 1845. Failure to File Expense Account.--Any
16 candidate or treasurer of a political committee or person acting
17 as such treasurer who shall fail to file an account of primary
18 or election expenses, as required by this act, shall be guilty
19 of a misdemeanor, and, upon conviction thereof, shall be
20 sentenced to pay a fine not exceeding [five thousand dollars
21 (\$5,000)] ten thousand dollars (\$10,000), or to undergo an
22 imprisonment of not less than [one (1) month] two (2) months nor
23 more than [two (2)] four (4) years, or both, in the discretion
24 of the court.

25 Section 1847. Prohibiting Duress and Intimidation of Voters
26 and Interference with the Free Exercise of the Elective
27 Franchise.--Any person or corporation who, directly or
28 indirectly--(a) uses or threatens to use any force, violence or
29 restraint, or inflicts or threatens to inflict any injury,
30 damage, harm or loss, or in any other manner practices

1 intimidation or coercion upon or against any person, in order to
2 induce or compel such person to vote or refrain from voting at
3 any election, or to vote or refrain from voting for or against
4 any particular person, or for or against any question submitted
5 to voters at such election, or to place or cause to be placed or
6 refrain from placing or causing to be placed his name upon a
7 register of voters, or on account of such person having voted or
8 refrained from voting at such election, or having voted or
9 refrained from voting for or against any particular person or
10 persons or for or against any question submitted to voters at
11 such election, or having registered or refrained from
12 registering as a voter; or (b) by abduction, duress or coercion,
13 or any forcible or fraudulent device or contrivance, whatever,
14 impedes, prevents, or otherwise interferes with the free
15 exercise of the elective franchise by any voter, or compels,
16 induces, or prevails upon any voter to give or refrain from
17 giving his vote for or against any particular person at any
18 election; or (c) being an employer, pays his employes the salary
19 or wages due in "pay envelopes" upon which or in which there is
20 written or printed any political motto, device, statement or
21 argument containing threats, express or implied, intended or
22 calculated to influence the political opinions or actions of
23 such employes, or within ninety days of any election or primary
24 puts or otherwise exhibits in the establishment or place where
25 his employes are engaged in labor, any handbill or placard
26 containing any threat, notice, or information that if any
27 particular ticket or candidate is elected or defeated work in
28 his place or establishment will cease, in whole or in part, his
29 establishment be closed up, or the wages of his employes
30 reduced, or other threats, express or implied, intended or

1 calculated to influence the political opinions or actions of his
2 employes, shall be guilty of a misdemeanor of the second degree.
3 Any person or corporation, convicted of a violation of any of
4 the provisions of this section, shall be sentenced to pay a fine
5 not exceeding [~~five thousand (\$5,000)~~] ten thousand (\$10,000)
6 dollars, or such person or the officers, directors or agents of
7 such corporation responsible for the violation of this section,
8 shall be sentenced to undergo an imprisonment of not more than
9 [~~two (2)~~] four (4) years, or both, in the discretion of the
10 court.

11 Section 1848. Failure to Perform Duty.--Any Secretary of the
12 Commonwealth, member of a county board of elections, chief
13 clerk, employe, overseer, judge of election, inspector of
14 election, clerk of election, machine inspector or custodian or
15 deputy custodian of voting machines on whom a duty is laid by
16 this act who shall wilfully neglect or refuse to perform his
17 duty, shall be guilty of a misdemeanor, and, upon conviction
18 thereof, shall be sentenced to pay a fine not exceeding [~~one~~
19 thousand (\$1,000)] two thousand (\$2,000) dollars, or to undergo
20 an imprisonment of not more than [~~two (2)~~] four (4) years, or
21 both, in the discretion of the court.

22 Section 1849. Hindering or Delaying Performance of Duty.--
23 Any person who intentionally interferes with, hinders or delays
24 or attempts to interfere with, hinder or delay any other person
25 in the performance of any act or duty authorized or imposed by
26 this act, shall be guilty of a misdemeanor, and, upon conviction
27 thereof, shall be sentenced to pay a fine not exceeding [~~five~~
28 hundred (\$500)] one thousand (\$1,000) dollars, or to undergo an
29 imprisonment of not more than [~~one (1) year~~] two (2) years, or
30 both, in the discretion of the court.

1 Section 1850. Violation of Any Provision of Act.--Any person
2 who shall violate any of the provisions of this act, for which a
3 penalty is not herein specifically provided, shall be guilty of
4 a misdemeanor, and, upon conviction thereof, shall be sentenced
5 to pay a fine not exceeding [one thousand (\$1,000)] two thousand
6 (\$2,000) dollars, or to undergo an imprisonment of not more than
7 [one (1) year] two (2) years, or both, in the discretion of the
8 court.

9 Section 1853. Violations of Provisions Relating to Absentee
10 and Mail-in Ballots.--If any person shall sign an application
11 for absentee ballot, mail-in ballot or declaration of elector on
12 the forms prescribed knowing any matter declared therein to be
13 false, or shall vote any ballot other than one properly issued
14 to the person, or vote or attempt to vote more than once in any
15 election for which an absentee ballot or mail-in ballot shall
16 have been issued to the person, or shall disclose results of a
17 pre-canvassing meeting under section 1308(g)(1.1), or shall
18 violate any other provisions of Article XIII or Article XIII-D
19 of this act, the person shall be guilty of a misdemeanor of the
20 third degree, and, upon conviction, shall be sentenced to pay a
21 fine not exceeding [two thousand five hundred dollars (\$2,500)]
22 five thousand dollars (\$5,000), or be imprisoned for a term not
23 exceeding [two (2)] four (4) years, or both, at the discretion
24 of the court.

25 If any chief clerk or member of a board of elections, member
26 of a return board or member of a board of registration
27 commissioners, shall neglect or refuse to perform any of the
28 duties prescribed by Article XIII or Article XIII-D of this act,
29 or shall reveal or divulge any of the details of any ballot cast
30 in accordance with the provisions of Article XIII or Article

1 XIII-D of this act, or shall disclose results of a pre-
2 canvassing meeting under section 1308(g) (1.1), or shall count an
3 absentee ballot or mail-in ballot knowing the same to be
4 contrary to Article XIII or Article XIII-D, or shall reject an
5 absentee ballot or mail-in ballot without reason to believe that
6 the same is contrary to Article XIII or Article XIII-D, or shall
7 permit an elector to cast the elector's ballot other than a
8 provisional ballot at a polling place knowing that there has
9 been issued to the elector an absentee ballot or mail-in ballot,
10 the [elector] individual shall be guilty of a felony of the
11 third degree, and, upon conviction, shall be punished by a fine
12 not exceeding [fifteen thousand dollars (\$15,000)] thirty
13 thousand dollars (\$30,000), or be imprisoned for a term not
14 exceeding [seven (7)] fourteen (14) years, or both, at the
15 discretion of the court.

16 Section 26.1. Section 1855 of the act is repealed:

17 [Section 1855. Violation of Public Funding of Elections.--
18 Any person who violates section 107 shall be guilty of a
19 misdemeanor of the second degree and shall, upon conviction
20 thereof, be sentenced to pay a fine not exceeding five thousand
21 dollars (\$5,000), or to undergo an imprisonment of not more than
22 two (2) years, or both, in the discretion of the court.]

23 Section 27. The act is amended by adding sections to read:

24 Section 1856. Unlawful Collection of Ballots.--A person who
25 willfully collects or returns absentee or mail-in ballots in
26 violation of this act commits a felony of the third degree and,
27 upon conviction, shall be punished by a fine not exceeding
28 thirty thousand dollars (\$30,000), or be imprisoned for a term
29 not exceeding fourteen (14) years, or both, at the discretion of
30 the court.

1 Section 1857. Prohibiting Duress and Intimidation of
2 Elections Officials.--Any person who directly or indirectly uses
3 or threatens to use any force, violence or restraint, or
4 inflicts or threatens to inflict any injury, damage, harm or
5 loss, or in any other manner practices intimidation or coercion
6 upon or against any election official, administrator, judge of
7 elections or poll worker in the course of their duties in
8 administering an election shall be guilty of a misdemeanor of
9 the second degree. Any person convicted of a violation of this
10 section shall be fined ten thousand (\$10,000) dollars, sentenced
11 to undergo an imprisonment of not more than four (4) years, or
12 both, in the discretion of the court.

13 Section 28. The act is amended by adding an article to read:

14 ARTICLE XX

15 REIMBURSEMENTS AND WITHHOLDING

16 Section 2001. General rule.

17 The State Treasurer shall reimburse counties for 100% of the
18 cost of issuing registration cards required under section
19 302(s), within one year of the effective date of this section.

20 Section 2002. Withholding.

21 The State Treasurer shall withhold all reimbursements and
22 election funding provided for under this act from any county
23 which is in violation of this act or for which an audit or
24 recount has identified violations or irregularities in voting,
25 until the issue has been successfully resolved, as certified by
26 the Auditor General.

27 Section 29. The sum of \$3,100,000 is appropriated to the
28 Auditor General for the purpose of establishing and operating a
29 Bureau of Election Audits.

30 Section 30. The provisions of this act are nonseverable. If

1 any provision of this act or its application to any person or
2 circumstance is held invalid, the remaining provisions or
3 applications of this act are void.

4 Section 31. This act shall apply to elections held on or
5 after the effective date of this section.

6 Section 32. Repeals are as follows:

7 (1) The General Assembly declares that the repeal under
8 paragraph (2) is necessary to effectuate the addition of
9 Article VII-A of the act.

10 (2) 25 Pa.C.S. Ch. 13 is repealed.

11 Section 33. This act shall take effect immediately.