

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1217 Session of 2025

INTRODUCED BY GROVE, CUTLER, STENDER, KAUFFMAN, ROWE, SMITH AND JAMES, APRIL 15, 2025

REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 15, 2025

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
31 election officers to be sworn, for oath of judge of

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

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

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

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

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

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

30 * * *

31 (e) The words "district register" shall mean the [cards]
32 electronic poll book containing all or any part of the registry
33 list of qualified electors of the same election district, as
34 prepared by the registration commissions.

35 * * *

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

37 [(1) In the case of an elector who has a religious objection
38 to being photographed, a valid-without-photo driver's license or

1 a valid-without-photo identification card issued by the
2 Department of Transportation.

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

5 (i) shows the name of the individual to whom the document
6 was issued and the name substantially conforms to the name of
7 the individual as it appears in the district register;

8 (ii) shows a photograph of the individual to whom the
9 document was issued;

10 (iii) includes an expiration date and is not expired,
11 except:

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

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

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

23 (A) The United States Government.

24 (B) The Commonwealth of Pennsylvania.

25 (C) A municipality of this Commonwealth to an employee of
26 that municipality.

27 (D) An accredited Pennsylvania public or private institution
28 of higher learning.

29 (E) A Pennsylvania care facility.

30 (3) For a qualified absentee elector under section 1301 or a

1 qualified mail-in elector under section 1301-D:

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

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

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

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

14 (1) In the case of any elector, at least one of the
15 following:

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

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

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

24 (iv) a document from an agency of the armed forces of the
25 United States or their reserve components, including the
26 Pennsylvania National Guard, establishing that the elector is a
27 current member of or a veteran of the United States Armed Forces
28 or National Guard which does not designate a specific date on
29 which the document expires, but includes a designation that that
30 expiration date is indefinite;

1 (v) a document issued by the secretary under section 201(n);
2 (vi) an affidavit provided to an elector by elections
3 officers, on which the elector shall affirm his or her identity,
4 including his or her signature and the last four digits of his
5 or her Social Security number. The affidavit shall include
6 disclosure of the penalties under section 1802; or

7 (vii) a document that shows the name and photograph of the
8 individual to whom the document was issued, includes an
9 expiration date and is not expired and is issued by one of the
10 following:

11 (A) The United States Government.

12 (B) The Commonwealth of Pennsylvania.

13 (C) A municipality of this Commonwealth to an employee of
14 that municipality.

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

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

18 (2) (Reserved).

19 * * *

20 (z.7) The words "ballot-comparison risk-limiting audit"
21 shall mean a statistical audit that compares the interpretation
22 of individual ballots according to the voting system to a human
23 interpretation of the same individual ballots.

24 (z.8) The words "risk limit" shall mean the maximum chance
25 that an audit will not progress to a full hand recount if the
26 voting system record is incorrect.

27 (z.9) The words "ballot-polling risk-limiting audit" shall
28 mean a statistical audit that selects ballots at random and
29 interprets the ballots by hand until there is strong evidence
30 that the recorded outcome in an election is correct, or until

1 all the votes have been counted by hand.

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

4 (1) A long-term care nursing facility as defined in section
5 802.1 of the act of July 19, 1979 (P.L.130, No.48), known as the
6 "Health Care Facilities Act."

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

10 Section 2. Section 107 of the act is repealed:

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

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

26 (c) This section shall not be construed to apply to the
27 collection of fees authorized by law or to the donation or use
28 of:

29 (1) a location for voting purposes;

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

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

3 Section 3. The act is amended by adding sections to read:

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

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

15 (b) The Auditor General shall conduct independent election
16 audits in accordance with generally accepted governmental audit
17 standards and appropriate service organization control standards
18 and shall ensure that the audit methodology will verify the
19 accuracy of the election and the accuracy of election equipment
20 used.

21 (c) For audits that occur during an election year in which
22 the Auditor General stands for election, the Auditor General
23 shall appoint an independent special auditor who shall be a
24 licensed certified public accountant and shall have experience
25 in completing election audits to oversee the operation of the
26 Bureau of Election Audits.

27 (d) The Bureau of Election Audits shall ensure continuous
28 improvement of the election audits required under this section
29 to ensure the accuracy of election results and compliance with
30 Federal and State laws.

1 (e) The duties of the Bureau of Election Audits shall
2 include:

3 (1) Except if a full manual recount of an election is
4 undertaken or an election is uncontested, to conduct result-
5 confirming audits of each election in this Commonwealth,
6 completed by the third Friday following the election. The audits
7 shall include:

8 (i) A statistically sound, ballot-comparison risk-limiting
9 audit or ballot-polling risk-limiting audit of ballots for an
10 election, as provided under section 1117-A, unless a full manual
11 recount of the election is conducted.

12 (ii) An audit of election machine logs.

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

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

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

22 (vi) Any other audit deemed necessary by the Bureau of
23 Election Audits to ensure public trust in the outcome of each
24 election.

25 (2) To conduct performance audits of the operations of
26 elections systems and processes at least once every five years.
27 The audits shall include:

28 (i) An audit of each county election office in this
29 Commonwealth.

30 (ii) An audit of the Department of State's election

1 equipment certification process.

2 (iii) An audit of the Statewide Uniform Registry of Electors
3 system, including an audit of the accuracy of the list of
4 registered electors.

5 (iv) An audit of the Department of State's administration of
6 elections.

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

10 (3) To publicly post audit methodologies for each of the
11 audits required under this section, including on the Auditor
12 General's publicly accessible Internet website and the
13 Department of State's publicly accessible Internet website.

14 (4) To publicly post the results of each audit required
15 under this section, including on the Auditor General's publicly
16 accessible Internet website, the Department of State's publicly
17 accessible Internet website and each county's publicly
18 accessible Internet website.

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

23 (f) The duties of the county board of elections shall
24 include:

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

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

30 (3) Holding a public meeting between the third Saturday

1 after an election and the fourth Thursday after an election, at
2 which the board shall make publicly available to the residents
3 of the county the results of audits conducted under subsection
4 (d).

5 (4) Submitting to the Department of State, along with the
6 certified results of the election, a report with the results of
7 the audits conducted under subsection (e) (3). The report shall
8 include the following:

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

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

13 (iii) The identified causes of any problems or
14 discrepancies.

15 (5) Submitting to the Department of State, within ninety
16 (90) days after any election, recommended corrective actions
17 with respect to avoiding or mitigating any problems or
18 discrepancies in future elections.

19 (6) Developing a corrective action plan to address any
20 findings of error or deficiency within an audit conducted under
21 this section.

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

23 (1) Cooperating with the Bureau of Election Audits to enable
24 efficient conduct of each audit required under subsection (e).

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

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

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

7 (b) The following shall apply:

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

14 (2) Special standing to intervene as a party under
15 subsection (a) for the House of Representatives shall require a
16 majority vote by the House of Representatives.

17 (c) Intervention by either or both chambers of the General
18 Assembly under this section shall not constitute a waiver of
19 sovereign immunity, legislative privilege or other privilege or
20 immunity.

21 (d) This section shall not make either or both chambers of
22 the General Assembly a necessary or indispensable party to an
23 action. A party to an action may not name either or both
24 chambers of the General Assembly as a party or move to join
25 either or both chambers of the General Assembly as a party based
26 on this section.

27 (e) Nothing in this section shall be construed to limit the
28 standing of either or both chambers or an individual member of
29 the General Assembly in a judicial proceeding in which the
30 subject matter relates to specific powers unique to a

1 legislator's functions under the Constitution of Pennsylvania
2 being diminished or impaired.

3 Section 4. Section 201(f), (f.1) and (g) of the act are
4 amended and the section is amended by adding subsections to
5 read:

6 Section 201. Powers and Duties of the Secretary of the
7 Commonwealth.--The Secretary of the Commonwealth shall exercise
8 in the manner provided by this act all powers granted to him by
9 this act, and shall perform all the duties imposed upon him by
10 this act, which shall include the following:

11 * * *

12 (f) To receive from county boards of elections the returns
13 of primaries and elections, to canvass and compute the votes
14 cast for candidates and upon questions as required by the
15 provisions of this act; to proclaim the results of such
16 primaries and elections within three days after receipt of
17 returns from all counties, and to issue certificates of election
18 to the successful candidates at such elections, except in cases
19 where that duty is imposed by law on another officer or board.

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

23 * * *

24 (g) To perform only such other duties relating to elections
25 as [may be prescribed by law.] authorized by this act or by 25
26 Pa.C.S. (relating to elections). Any actions or duties relating
27 to elections not explicitly authorized by this act or by 25
28 Pa.C.S. are prohibited.

29 * * *

30 (i) To obtain and maintain uniformity in the interpretation

1 and implementation of election laws.

2 (j) To provide uniform standards for the proper, accurate
3 and uniform implementation of voter registration laws and
4 records.

5 (k) To actively seek out and collect the data and statistics
6 necessary to knowledgeably scrutinize the effectiveness of
7 election laws.

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

9 (m) To maintain a hotline for the reporting of any known or
10 suspected election fraud or intimidation or duress of poll
11 workers, judges of elections, election officials or election
12 observers, and to provide election fraud education to the
13 public.

14 (n) To provide to any registered elector upon request, and
15 free of charge, a durable photo identification card which may be
16 used for the purposes of voting.

17 (o) To transmit to the Legislative Reference Bureau for
18 publication in the Pennsylvania Bulletin by December 31 of each
19 odd-numbered year the official instructions and procedures
20 manual prescribed by the Pennsylvania Election Law Advisory
21 Board.

22 (p) To receive any private donations intended to contribute
23 to election administration or voter education in this
24 Commonwealth, and to distribute the funds, or any public funds
25 used for the purposes of voter education, equally across this
26 Commonwealth based upon the most recent census estimate of
27 citizen voting age population. A distribution of private funds
28 must be approved by the Pennsylvania Election Law Advisory
29 Board.

30 (q) To maintain a publicly accessible Internet website using

1 a .gov domain name, on which the secretary shall post
2 information required by this act. The website shall additionally
3 adhere to generally accepted accessibility standards, including
4 compatibility with screen reading software.

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

8 (s) To develop a uniform application for registered electors
9 to update their signature of record or to provide a medical
10 doctor's assessment of signature inconsistency due to a medical
11 condition.

12 (t) To cooperate with an independent prosecutor appointed by
13 the Attorney General for each election cycle to review election
14 complaints received by the secretary and the county boards of
15 elections.

16 (u) To publish on the department's publicly accessible
17 Internet website the list of registered electors in each county
18 and Statewide, at least five days prior to an election.

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

21 (w) To create and publish, prior to the proclamation of
22 results in a primary or election, a combined record of the
23 registered electors in this Commonwealth as of the date of the
24 primary or election, together with the record of participation
25 in the primary or election by each registered elector, submitted
26 by counties under this act. The record shall be published on the
27 department's publicly accessible Internet website, made
28 available upon request to any elector and retained for a period
29 of five years. A physical copy of the record required under this
30 subsection must be created, dated and retained for a period of

1 five years.

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

8 (y) In addition to the requirements of 25 Pa.C.S. Ch. 15, to
9 fully participate in the Electronic Registration Information
10 Center and to utilize all available information received through
11 that system and through the National Change of Address Program
12 of the United States Postal Service to ensure the accuracy of
13 the Statewide Uniform Registry of Electors and the continued
14 eligibility of all registered electors in this Commonwealth.

15 (z) To receive from counties a monthly report of any newly
16 registered elector who was previously registered in another
17 state and to notify the chief elections administrator in that
18 state of the elector's registration in this Commonwealth.

19 (z.1) To create and maintain a tracking system for each
20 qualified mail-in or absentee elector to track the status of an
21 application for a mail-in or absentee ballot, the date on which
22 an elector's ballot is prepared, the date on which an elector's
23 ballot is mailed, the date on which an elector's ballot is
24 received and the date on which an elector's ballot is pre-
25 canvassed or canvassed.

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

30 Section 5. The act is amended by adding a section to read:

1 Section 209. Reports on Implementation of Elections.--(a)
2 No later than 75 days after an election, the Bureau of
3 Commissions, Elections and Legislation of the Department of
4 State shall issue a report to the chair and minority chair of
5 the State Government Committee of the Senate and the chair and
6 minority chair of the State Government Committee of the House of
7 Representatives. A copy of the report shall also be made
8 available on the Department of State's publicly accessible
9 Internet website.

10 (b) The report under subsection (a) shall include only the
11 following information relating to the administration of the
12 election by the Department of State, a county board of elections
13 or a registration commission established under 25 Pa.C.S. §
14 1203(a) (relating to commissions):

15 (1) For each county and the sum for this Commonwealth, the
16 number of applications for an absentee ballot which were
17 received by the county board of elections.

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

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

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

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

30 (6) For each county and the sum for this Commonwealth, the

1 number of mail-in ballots which were voted by qualified
2 electors.

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

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

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

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

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

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

20 (13) (Reserved).

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

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

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

29 (17) For each county and the sum for this Commonwealth, the
30 number of absentee ballots which were challenged under section

1 1302.2(c).

2 (18) For each county and the sum for this Commonwealth, the
3 number of mail-in ballots which were challenged under this act.

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

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

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

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

15 (ii) An absentee ballot or mail-in ballot which was voted by
16 an individual other than the individual who applied for the
17 absentee ballot or mail-in ballot.

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

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

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

1 (c) The Department of State shall develop a process to
2 collect data required to be included in the report under
3 subsection (b) from each county board of elections which
4 conducts an election and each registration commission under 25
5 Pa.C.S. Pt. IV (relating to voter registration) in a county
6 which conducts an election, as applicable. A county board of
7 elections or registration commission under this subsection shall
8 comply with the process for submission of data under this
9 subsection no later than 60 days after an election.

10 Section 6. Section 302(f), (k) and (m) of the act are
11 amended and the section is amended by adding subsections to
12 read:

13 Section 302. Powers and Duties of County Boards.--The county
14 boards of elections, within their respective counties, shall
15 exercise, in the manner provided by this act, all powers granted
16 to them by this act, and shall perform all the duties imposed
17 upon them by this act, which shall include the following:

18 * * *

19 (f) [To make and issue such rules, regulations and
20 instructions, not inconsistent with law, as they may deem
21 necessary for the guidance of voting machine custodians,
22 elections officers and electors.] To follow and obey rules,
23 regulations and instructions as are included for each election
24 in the manual of operations published under section 201. Any
25 actions or duties relating to elections not explicitly
26 authorized by this act or by 25 Pa.C.S. (relating to elections)
27 or by the manual of operations published under section 201 are
28 prohibited.

29 * * *

30 (k) To receive from district election officers the returns

1 of all primaries and elections, to canvass and compute the same,
2 and to certify, no later than the [third Monday] fourth Friday
3 following the primary or election, the results thereof to the
4 Secretary of the Commonwealth, as may be provided by law, and to
5 such other authorities as may be provided by law. The
6 certification shall include the number of votes received in each
7 election district by each candidate for the General Assembly[.]
8 and a complete record of each registered elector in the county
9 on the date of the election, including which registered electors
10 are recorded as participating in that election and the article
11 of this act under which each elector voted.

12 * * *

13 (m) To prepare and submit, [not later than five days prior
14 to] within twenty days after the last day to register to vote in
15 each primary, municipal and general election, a report to the
16 Secretary of the Commonwealth in the form prescribed by him,
17 which shall contain a statement of the total number of electors
18 registered in each election district, together with a breakdown
19 of registration by each political party or other designation.
20 Copies of said statement shall be furnished, upon request, to
21 the county chairman of each political party and political
22 body[.] and shall be posted to the county board of election's
23 publicly accessible Internet website. The Secretary of the
24 Commonwealth shall forthwith submit such information to the
25 Legislative Data Processing Center and shall publicly report the
26 total number of registered electors for each political party or
27 other designation in each county [prior to election day.] not
28 later than five days prior to the primary, municipal or general
29 election.

30 * * *

1 (g) To maintain a publicly accessible Internet website using
2 a .gov domain name. The website shall additionally adhere to
3 generally accepted accessibility standards, including
4 compatibility with screen reading software.

5 (r) To decline to accept any private donation or
6 contribution for the purposes of operating elections, employing
7 staff or selecting and equipping a polling place or for use in
8 voter education, unless received from the secretary under a
9 distribution provided for in section 201(p).

10 (s) To provide to each registered elector in a county,
11 within one year of the effective date of this subsection and
12 upon new or updated registration after the effective date of
13 this subsection, or at the request of an elector, a durable
14 voter registration card, including a scannable identification
15 code and a likeness of a registered elector's signature. A
16 county board of elections shall investigate the circumstances of
17 any registration card returned as undeliverable by the United
18 States Postal Service. The investigation shall include
19 contacting the applicant, further attempts to have his or her
20 registration card delivered and the correction or
21 reconsideration of his or her registration status and registered
22 address, if they are found to be incorrect.

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

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

30 (v) To report to the Pennsylvania Election Law Advisory

1 Board, by December 31 of each general election year, a detailed
2 description of the voter education programs implemented and any
3 other information that may be useful in evaluating the
4 effectiveness of voter education.

5 (w) To purchase electronic poll books for use as the
6 district register in each election district within one year
7 after the effective date of this subsection. The electronic poll
8 books must provide an elector with the ability to scan his or
9 her driver's license or his or her voter registration card in
10 order to have his or her eligibility to vote verified, and must
11 have a means for an elector to electronically record his or her
12 signature. Notwithstanding any other provision of this act, for
13 elections held within one year of the effective date of this
14 subsection, paper district register cards may still be utilized
15 by any county. After the purchase of electronic poll books,
16 paper district register cards may be retained for use in the
17 event of an unforeseen issue in using electronic poll books at
18 an election.

19 (x) To provide each election district with at least one
20 accessible voting machine approved by the secretary under this
21 act.

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

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

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

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

8 (z.3) In addition to the requirements of 25 Pa.C.S. Ch. 15
9 (relating to changes in records), to seek a record of all deaths
10 among residents of the county and each month to compare the
11 records with the list of registered electors in the county. A
12 registered elector whose first and last name, date of birth and
13 last four digits of the elector's Social Security number are
14 found on a death record shall be subject to immediate removal
15 from the Statewide Uniform Registry of Electors. The local
16 commission shall notify the elector by mail of its action.

17 (z.4) To enter into an agreement with the Unified Judicial
18 System of Pennsylvania to receive a record of any county
19 resident who claims ineligibility for service as a juror under
20 42 Pa.C.S. § 4502 (relating to qualifications of jurors) and to
21 investigate the registration status of any registered elector
22 who claimed ineligibility to serve as a juror on the basis of a
23 lack of citizenship.

24 (z.5) To cooperate with the Department of State to any
25 degree necessary in the creation of the system required under
26 section 201(z.1).

27 (z.6) To cooperate with the election integrity officer
28 appointed in the county under section 1779, and to include the
29 election integrity officer in all correspondence related to the
30 conduct of the election.

1 (z.7) As follows:

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

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

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

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

16 (5) Ballots returned by qualified absentee military or
17 overseas electors shall not be subject to the deadlines in this
18 subsection.

19 Section 7. The act is amended by adding a section to read:

20 Section 313. County Boards of Elections and Satellite
21 Offices.--In addition to the permanent offices operated by any
22 county board of elections, the board may, as necessary,
23 establish additional satellite election offices if the satellite
24 election office established under this section complies with the
25 following requirements:

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

29 (b) A satellite election office must offer the same services
30 and capabilities as the permanent offices maintained by the

1 county board of elections.

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

4 (d) A board establishing satellite election offices must
5 ensure that the locations of the offices are geographically
6 distributed across the county.

7 (e) A satellite election office must be established within a
8 permanent building. For purposes of this section, a permanent
9 building is any existing structure not temporarily erected for
10 use as a satellite election office.

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

14 (g) After the establishment of in-person early voting under
15 Article XIII-F, a satellite election office may only be
16 established at the same premises as early voting locations in a
17 county.

18 Section 8. Sections 401, 402, 403, 404, 405, 406, 407, 408,
19 409, 410, 411, 412.2, 417(b), 526, 527 and 528 of the act are
20 amended to read:

21 Section 401. District Election Boards; Election.--(a) All
22 primaries and elections shall be conducted in each election
23 district by a district election board consisting of a judge of
24 election, a majority inspector of election and a minority
25 inspector of election, assisted by two clerks and machine
26 inspectors [in certain cases, as hereinafter provided] as
27 provided in this act. The judge and inspectors of election of
28 each election district shall be elected [by the electors
29 thereof] at the municipal election[,] and shall hold office for
30 a term of four years from the first Monday of January next

1 succeeding [their] the election. Each elector may vote for one
2 [person] individual as judge and for one [person] individual as
3 inspector[, and the person]. The individual receiving the
4 highest number of votes for judge shall be declared elected
5 judge of election, the [person] individual receiving the highest
6 number of votes for inspector shall be declared elected majority
7 inspector of election[, and the person] and the individual
8 receiving the second highest number of votes for inspector shall
9 be declared elected minority inspector of election.

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

14 (c) The county board shall submit a status report to the
15 Department of State at the beginning of each month notifying the
16 Department of State of the number of vacancies.

17 (d) The county board and county parties shall be provided
18 money to advertise the vacancies and recruit new election day
19 workers. Advertising may include television, radio and social
20 media.

21 (e) Each county board shall place information about county
22 board vacancies on the board's publicly accessible Internet
23 websites and shall produce public service announcements to
24 recruit workers.

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

27 Section 402. Qualifications of Election Officers.--(a)
28 Except as provided in subsection (b), election officers shall be
29 qualified registered electors of the [district in which they]
30 county in which the election officers are elected or appointed.

1 [No person shall be qualified to] No individual shall be
2 qualified to run or serve as an election officer who [shall
3 hold, or shall within two months have held,] holds or in the
4 previous two months has held any office, appointment or
5 employment in or under the Government of the United States or of
6 this [State] Commonwealth or of any city or county or poor
7 district, of any municipal board, commission or trust in any
8 city, [save only district justices] except magisterial district
9 judges, notaries public and persons in the militia service of
10 the [State; nor shall any] Commonwealth. An election officer
11 shall not be eligible to any civil office [to be] voted for at a
12 primary or election at which [he shall serve] the election
13 officer serves, except that of an election officer.

14 (b) The county board may appoint students, notwithstanding
15 [their] the student's eligibility to vote, to serve as a clerk
16 or machine inspector [pursuant to the following]. The following
17 shall apply:

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

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

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

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

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

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

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

30 (iii) be enrolled in a secondary educational institution

1 with an exemplary academic record as determined by the
2 educational institution;

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

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

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

9 Section 403. Tie Votes for Judge and Inspector.--If at any
10 municipal election in any district there [shall be] is a tie
11 vote for the office of judge of election, the majority inspector
12 of election [elected at said election] shall decide the tie
13 vote. If at any municipal election in any district there is a
14 tie vote for inspectors, the two candidates who receive the same
15 number of votes shall determine by lot which of [them] the
16 candidate's shall be the majority inspector.[, and the other
17 candidate shall be the minority inspector, and in case of a tie
18 vote also for judge of election at said election, the tie shall
19 be decided by the person so determined to be majority inspector.
20 The county board shall be notified immediately upon the
21 determination of any such tie vote.]

22 Section 404. Clerks of Election, Machine Inspectors.--[Prior
23 to the opening of the polls at each primary and election in
24 districts in which voting machines are not used, each] Each
25 inspector shall appoint one clerk to serve at [such] a primary
26 or election. [One clerk shall be appointed by the minority
27 inspector in each district in which a voting machine or machines
28 are used, and in each district in which more than one voting
29 machine is used, the] The county board of elections shall, prior
30 to each primary [and] or election, appoint for [each additional

1 ~~voting machine to be used in such~~ every two voting machines in
2 each district, one qualified registered elector of the county to
3 serve as machine inspector [~~therein for such primary or~~
4 ~~election~~]. The qualifications of clerks and machine inspectors
5 shall be the same as [~~herein~~] those provided for election
6 officers.

7 Section 405. Vacancies in Election Boards; Appointment;
8 Judge and Majority Inspector to Be Members of Majority Party;
9 Minority Inspector to Be Member of Minority Party.--(a)
10 Vacancies in election boards existing by reason of the
11 disqualification, removal, resignation or death of an election
12 officer, or from any other cause, occurring prior to the fifth
13 day before any primary or election, shall[~~, in all cases,~~] be
14 filled by appointment[~~, by the court of the proper county of~~
15 ~~competent persons, qualified in accordance with the provisions~~
16 ~~of this act, who~~] by the county board of elections, in
17 consultation with the county parties, and the appointed
18 individual shall serve for the unexpired term of the [~~person~~]
19 individual whose place [~~he~~] the appointed individual is
20 appointed to fill[: ~~Provided, however, That any~~]. A district
21 election officer who, after [~~his~~] election or appointment,
22 changes [~~his~~] political affiliation, [~~shall not thereby become~~]
23 is not disqualified to serve on [~~said~~] the election board, and
24 [~~shall not thereby~~] may not be subject to removal. In making
25 [~~such~~] appointments, the [~~court~~] county board shall receive and
26 consider any petitions filed by qualified electors of the
27 district affected[~~, and shall make no~~] and may not make an
28 appointment to fill any vacancy unless notice of the time at
29 which [~~they will make such appointment shall have been posted on~~
30 ~~the polling place of such district, and in the immediate~~

1 vicinity thereof, at least five days prior thereto.] the board
2 will make the appointment was posted in the district polling
3 place at least five days prior to the appointment. In the
4 appointment of inspectors in any election district, both shall
5 not be of the same political party at the time of [said]
6 appointment, but one shall be of the party having the largest
7 number of votes and the other shall be of the party having the
8 second largest number of votes in [said] the district at the
9 last preceding November election, as [nearly as the judge or
10 judges can ascertain the fact] determined by the county board.
11 The judge of election shall, in all cases of appointment, be of
12 the political party having the majority of votes in [said] the
13 district at the last preceding November election, as [nearly as
14 the judge or judges can ascertain the fact. Immediately upon the
15 entry of an order of court filling any vacancy on an election
16 board, the clerk of said court shall forthwith transmit a
17 certified copy of said order to the county board, giving the
18 name and address of said appointee] determined by the county
19 board. Notwithstanding any provisions to the contrary, in
20 counties which have adopted home rule charters or optional plans
21 and which appoint the members of the county election board under
22 section 301(b), vacancies in the county board of elections shall
23 be filled consistent with the provisions for appointment of
24 county election board members under [that] section 301.

25 (a.1) Vacancies in county boards existing by reason of the
26 disqualification, removal, resignation or death of a clerk or
27 machine inspector appointed [pursuant to] under section 404 or a
28 vacancy of a clerk or machine inspector from any other cause
29 occurring prior to the day of any primary or election may be
30 filled by a student [pursuant to] under section 402(b).

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

7 (c) Vacancies in election boards occurring at any time
8 during the five days immediately preceding any primary or
9 election or on the day of the primary or election may be filled
10 by appointment by the county board [of elections] from a pool of
11 competent [persons] individuals who are qualified registered
12 electors of the county and who have been trained by the county
13 to perform the duties of election officers [which are required
14 by] required under this act. [Any person] An individual
15 appointed to fill a vacancy in accordance with this subsection
16 shall serve as a member of the election board on the day of the
17 primary or election only. Any election board position filled in
18 accordance with this subsection shall be deemed vacant on the
19 day immediately following the primary or election and
20 subsequently shall be filled in accordance with subsection (a).

21 Section 406. Election Officers to Be Sworn.--All judges,
22 inspectors, clerks of election and machine inspectors shall,
23 before entering upon [their] duties at any primary or election,
24 [be duly sworn in the presence of each other and of the watchers
25 and overseers, if any. The judge shall first be sworn by the
26 minority inspector or by a magistrate, alderman or justice of
27 the peace, and the inspectors, clerks and machine inspectors
28 shall then be sworn by the judge. Each of them shall forthwith
29 sign in duplicate the oath taken by him upon forms to be
30 furnished by the county board, and the same shall be attested by

1 the officer who administered the oath.] sign a written oath of
2 office which the judges shall transmit to the county board of
3 elections after the polling place closes. The Department of
4 State shall promulgate the text of the written oath for all
5 judges, inspectors, clerks and machine operators.

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

8 "I (John Doe) do swear (or affirm) that I will as judge duly
9 attend the ensuing election (or primary) during the continuance
10 thereof, and in cooperation with the inspectors, faithfully
11 carry on the same; that I will not give my consent to the
12 admission of any person to vote, except such as I firmly believe
13 to be registered and entitled to vote at such election (or
14 primary), according to the provisions of the Constitution and
15 laws of this Commonwealth, and that I will use my best endeavors
16 to prevent any fraud, deceit or abuse in carrying on the same,
17 and that I will make a true and perfect return of the said
18 election (or primary), and will at all times impartially and
19 faithfully perform my duty respecting the same, to the best of
20 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 408. Oaths of Inspectors of Election.--The following
24 shall be the form of the oath to be taken by each inspector:

25 "I (John Doe) do swear (or affirm) that I will as an
26 inspector duly attend the ensuing election (or primary) during
27 the continuance thereof, and that I will not admit any person to
28 vote, except such as I shall firmly believe to be registered and
29 entitled to vote at such election (or primary), according to the
30 provisions of the Constitution and laws of this Commonwealth,

1 that I will not vexatiously delay or refuse to permit any person
2 to vote whom I shall believe to be entitled to vote as
3 aforesaid, that I will make a true and perfect return of the
4 said election (or primary), and that I will in all things truly,
5 impartially and faithfully perform my duties therein, to the
6 best of my judgment and ability; and that I am not directly or
7 indirectly interested in any bet or wager on the result of this
8 election (or primary)."

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

11 "I (John Doe) do swear (or affirm) that I will as a clerk
12 attend the ensuing election (or primary) during the continuance
13 thereof, that I will carefully and truly record the number of
14 votes that shall be given for each candidate at the election (or
15 primary) as often as his name shall be read to me by the judge
16 or inspectors thereof, and in all things truly and faithfully
17 perform my duty respecting the same to the best of my judgment
18 and ability; and that I am not directly or indirectly interested
19 in any bet or wager on the result of this election (or
20 primary)."

21 Section 410. Oath of Machine Inspectors.--The following
22 shall be the form of the oath to be taken by each machine
23 inspector:

24 "I (John Doe) do swear (or affirm) that I will as a machine
25 inspector attend the ensuing election (or primary) during the
26 continuance thereof, that I will in all things truly and
27 faithfully perform my duty respecting the same to the best of my
28 judgment and ability; and that I am not directly or indirectly
29 interested in any bet or wager on the result of this election
30 (or primary)."

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

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

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

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

15 (a.2) A judge of election shall receive additional
16 compensation, as fixed by the county board of elections, for
17 picking up and returning election materials.

18 (b) If a county board of elections authorizes that the
19 duties of a clerk of elections or machine operator may be
20 performed by two individuals who each perform the duties for
21 one-half of an election day, each individual shall be
22 compensated at one-half of the rate authorized for a single
23 individual who performs the duties for the entire election day.

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

- 28 (1) 150 votes or fewer.
- 29 (2) 151 to 300 votes.
- 30 (3) 301 to 500 votes.

1 (4) 501 to 750 votes.

2 (5) 751 votes and over.

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

6 (e) The county board of elections may require the minority
7 inspector of election to accompany the judge of election in
8 transmitting the returns of elections, in which case the
9 minority inspector of election shall be entitled to receive the
10 additional sum of \$20.

11 (f) The individual furnishing transportation to the judge of
12 election and the minority inspector in transmitting returns and
13 ballot boxes shall be entitled to [a minimum of 35¢] the
14 standard mileage rate set by the Internal Revenue Service for
15 the current year per circular mile from the polling place to the
16 county court house. The name of the individual shall appear on
17 the voucher of the judge of election and only one individual may
18 receive mileage compensation.

19 (h) When a primary and special election or a special
20 election and a general or municipal election take place on the
21 same date, the elections shall be construed as one election for
22 the purpose of receiving compensation.

23 (i) Compensation and other payments received by election
24 officials under this section shall not be deemed income
25 classified and categorized under section 303 of the act of March
26 4, 1971 (P.L.6, No.2), known as the "Tax Reform Code of 1971."

27 (j) The Department of State shall reimburse counties for
28 half the cost of payments made under subsections (a) and (f).

29 Section 417. Appointment of Watchers.--

30 * * *

1 (b) Each watcher so appointed must be a qualified registered
2 elector of the county in which the election district for which
3 the watcher was appointed is located and must have completed
4 training required for poll watchers under section 1302-E(c)(7).
5 Each watcher so appointed shall be authorized to serve in the
6 election district for which the watcher was appointed and, when
7 the watcher is not serving in the election district for which
8 the watcher was appointed, in any other election district in the
9 county in which the watcher is a qualified registered elector:
10 Provided, That only one watcher for each candidate at primaries,
11 or for each party or political body at general, municipal or
12 special elections, shall be present in the polling place at any
13 one time from the time that the election officers meet prior to
14 the opening of the polls under section 1208 until the time that
15 the counting of votes is complete and the district register and
16 voting check list is locked and sealed, and all watchers in the
17 room shall remain outside the enclosed space. It shall not be a
18 requirement that a watcher be a resident of the election
19 district for which the watcher is appointed. After the close of
20 the polls and while the ballots are being counted or voting
21 machine canvassed, all the watchers shall be permitted to be in
22 the polling place outside the enclosed space. Each watcher shall
23 be provided with a certificate from the county board of
24 elections, stating his name and the name of the candidate, party
25 or political body he represents. Watchers shall be required to
26 show their certificates when requested to do so. Watchers
27 allowed in the polling place under the provisions of this act,
28 shall be permitted to keep a list of voters and shall be
29 entitled to challenge any person making application to vote and
30 to require proof of his qualifications, as provided by this act.

1 During those intervals when voters are not present in the
2 polling place either voting or waiting to vote, the judge of
3 elections shall permit watchers, upon request, to inspect the
4 voting check list and either of the two numbered lists of voters
5 maintained by the county board: Provided, That the watcher shall
6 not mark upon or alter these official election records. The
7 judge of elections shall supervise or delegate the inspection of
8 any requested documents.

9 * * *

10 Section 526. Polling Places to Be Selected by County

11 Board.--(a) The county board of elections shall select and fix
12 the polling place within each new election district and may, at
13 any time[, for any reason that may seem proper to it], but not
14 less than 14 days before an election, either on [its own] board
15 motion or on petition of [ten] 10 qualified registered electors
16 of an election district, change the polling place within any
17 election district. Except in case of an emergency or unavoidable
18 event occurring within [twenty] 14 days of a primary or
19 election, which renders any polling place unavailable for use at
20 [such] a primary or election, the county board shall not change
21 any polling place until at least five days after notice of the
22 proposed change shall have been posted on the existing polling
23 place and in the immediate vicinity [thereof] of the polling
24 place, and until at least five days after written notice of the
25 proposed change shall have been given to the occupant or owner
26 of [said] the polling place, or [their] the owner's agent.

27 (b) Except in case of emergency or unavoidable event,
28 occurring within [twenty] 14 days of a primary or election,
29 which renders any polling place unavailable for use, if a
30 petition [be] is presented to the county board on or before the

1 day set for hearing of the petition for change of polling place,
2 signed by a majority of the registered electors of the district,
3 objecting to the proposed change, [said] the change shall not be
4 ordered.

5 (c) The county board of elections shall publicly announce
6 and post on the board's publicly accessible Internet website,
7 not less than [twenty] 14 days prior to the primary election,
8 special election, municipal election or general election, by
9 posting at [its] the board's office in a conspicuous place, a
10 list of the places at which the election is to be held in the
11 various election districts of the county. The list shall be
12 available for public inspection at the office of the county
13 board of elections. The posting on the publicly accessible
14 Internet website shall include the name and contact information
15 of all election officers in the county.

16 Section 527. Public Buildings to Be Used Where Possible;
17 Portable Polling Places.--(a) In selecting polling places, the
18 county board of elections shall, [wherever] if possible and
19 practicable, select schoolhouses, municipal buildings or rooms,
20 or other public buildings for that purpose. Any board of public
21 education or school directors, or county or the municipal
22 authorities shall, upon request of the county board, make
23 arrangements for the use of school property, or of county or
24 municipal property for polling places. In selecting polling
25 places, the county board of elections shall make every effort to
26 select polling places that provide all electors with an
27 environment that is free from intimidation and [violence]
28 accessible to all electors.

29 [In the event no available] If a public building as
30 contemplated under this section is not situated within the

1 boundaries of any election district, the county board of
2 elections may, not less than [twenty] 20 days prior to any
3 election, designate as the polling place for [such] the election
4 district any [such public building situated in another election
5 district within the same or immediately adjacent ward, or, if
6 there are no wards, then within the same borough or township as
7 the case may be, provided such other building is located in an
8 election district which is immediately adjacent to the boundary
9 of the election district for which it is to be the polling place
10 and is directly accessible therefrom by public street or
11 thoroughfare.] building that is located in the election district
12 and is accessible to all electors. If no building is available
13 in the election district, a polling place may be identified in a
14 public building within an adjacent election district. If no
15 public building can be identified, a building location in the
16 adjacent election district accessible to all electors may be
17 used. Two or more polling places may be located in the same
18 public building under this section. A polling place may be
19 selected and designated [hereunder less than twenty] less than
20 20 days prior to any election, with the approval of a court of
21 competent jurisdiction.

22 [(b) In the event no available public building as
23 contemplated under subsection (a) is situated within the
24 boundaries of a borough which constitutes a single election
25 district, the county board of elections may, not less than ten
26 days prior to any election, designate as the polling place for
27 such election district a municipal building owned by that
28 borough and located in an adjoining second class township:
29 Provided, That the municipal building which is to serve as the
30 polling place is located in an election district immediately

1 adjacent to the boundary of such borough and is directly
2 accessible from the borough by public street or thoroughfare.
3 Such municipal building may be designated as the polling place
4 for an election less than ten days prior to that election, with
5 the approval of a court of competent jurisdiction.]

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

10 Section 528. Temporary Polling Places.--If, in any election
11 district, no proper polling place can be obtained, the county
12 board of elections shall cause to be constructed for [such] the
13 district, a temporary room of adequate size to be used as a
14 polling place. Moveable polling places and temporary polling
15 places may be used if no public building or other usable
16 building is available for use.

17 Section 9. The act is amended by adding an article to read:

18 ARTICLE VII-A

19 REGISTRATION OF ELECTORS

20 SUBARTICLE A

21 PRELIMINARY PROVISIONS

22 Section 700-A. Definitions.

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

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

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

1 "Commissioner." A member of a commission.

2 "County." A county of this Commonwealth. The term includes a
3 county within which is located a city of the first class or with
4 which a city of the first class is coextensive.

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

6 "District." An election district or precinct of a
7 municipality.

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

11 "Election." A general, special, municipal or primary
12 election.

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

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

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

19 (1) Individuals employed as officers or members of crews
20 of vessels documented under the law of the United States or
21 of vessels owned by the United States or of vessels of
22 foreign-flag registry under charter to or control of the
23 United States. This paragraph does not include individuals in
24 military service.

25 (2) Individuals enrolled with the United States for
26 employment or for training for employment or maintained by
27 the United States for emergency relief service as officers or
28 members of crews of vessels referred to in paragraph (1). The
29 term does not include individuals in military service or
30 individuals employed or enrolled for employment or for

1 training for employment or maintained for emergency relief on
2 the Great Lakes or the inland waterways.

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

5 "Military elector." Any of the following:

6 (1) An individual in military service and the
7 individual's spouse and dependents.

8 (2) An individual in the merchant marine and the
9 individual's spouse and dependents.

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

13 (4) An individual who is a civilian employee of the
14 United States outside the territorial limits of the United
15 States, whether or not the individual is subject to the civil
16 service laws and whether or not the individual is paid from
17 funds appropriated by Congress, and the individual's spouse
18 and dependents.

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

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

22 "Party." Any of the following:

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

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

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

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

5 "Political body." A political body not recognized as a
6 political party which has filed proper nomination papers as
7 required by law.

8 "Primary election." An election for the nomination of
9 candidates.

10 "Qualified elector." An applicant who possesses all of the
11 qualifications for voting prescribed by the Constitution of
12 Pennsylvania and the laws of this Commonwealth or who, being
13 otherwise qualified by continued residence in the election
14 district, obtains such qualifications before the next ensuing
15 election. The term does not include a military elector.

16 "Registrant" or "registered elector." A qualified elector
17 who is registered to vote in accordance with this article and 25
18 Pa.C.S. Pt. IV.

19 "Registration card." A registration record containing all
20 information required on the registration application, including
21 the elector's signature, and suitable space for the insertion by
22 the appropriate official of the following information:

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

24 (2) The registrant's street address.

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

27 (4) The date of each election at which the registrant
28 votes.

29 (5) The number and letter of the stub of the ballot
30 issued to the registrant or the registrant's number in the

1 order of admission to the voting machines.

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

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

6 "Registration record." The general register, district
7 register and any other record of registration maintained by a
8 commission. The term includes any record maintained by the
9 commission on the Statewide Uniform Registry of Electors.

10 "Secretary." The Secretary of the Commonwealth.

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

16 SUBARTICLE B

17 QUALIFICATIONS

18 Section 701-A. Qualifications to register.

19 (a) Eligibility.--An individual who will be at least 18
20 years of age on the day of the next election, who has been a
21 citizen of the United States for at least one month prior to the
22 next election and who has resided in this Commonwealth and the
23 election district where the individual offers to vote for at
24 least 30 days prior to the next ensuing election shall be
25 eligible to register as provided in this act.

26 (b) Effect.--No individual shall be permitted to vote at any
27 election unless the individual is registered under this
28 subsection, except as provided by law or by order of a court of
29 common pleas. No registered elector shall be required to
30 register again for any election while the elector continues to

1 reside at the same address.

2 (c) Removal of residence.--Except as otherwise provided
3 under this article and 25 Pa.C.S. Pt. IV (relating to voter
4 registration), a registered elector who removes residence from
5 one place to another outside the elector's last election
6 district shall not be entitled to vote in the election district
7 of the elector's last residence except under this section and 25
8 Pa.C.S. §§ 1501(b) (relating to removal notices), 1502 (relating
9 to transfer of registration) and 1902 (relating to procedure for
10 voting following failure to return notification card).

11 Section 702-A. Residence of electors.

12 (a) Circumstances.--

13 (1) For the purpose of registration and voting, no
14 individual shall be deemed to have gained a residence by
15 reason of presence or lost a residence by reason of absence
16 in any of the following circumstances:

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

19 (ii) Being engaged in the navigation of the waters
20 of this Commonwealth or of the United States or on the
21 high seas.

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

23 This subparagraph does not apply to a veteran who resides
24 in a home for disabled and indigent soldiers and sailors
25 maintained by the Commonwealth. Such a veteran may elect
26 to utilize that residence for registration and voting or
27 elect to vote as an absentee elector by the use of an
28 absentee ballot.

29 (2) Nothing under paragraph (1) shall preclude any
30 elector eligible under section 701-A from establishing the

1 district of residence as the election district of residence
2 under subsection (b).

3 (3) Except as otherwise provided in this subsection, no
4 individual who is confined in a penal institution shall be
5 deemed a resident of the election district where the
6 institution is located. The individual shall be deemed to
7 reside where the individual was last registered before being
8 confined in the penal institution, or, if there was no
9 registration prior to confinement, the individual shall be
10 deemed to reside at the last known address before
11 confinement.

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

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

17 (ii) The district where the individual was last
18 registered to vote before entering the institution. For
19 purposes of this subparagraph, if the individual was not
20 registered before entering the institution, the
21 individual shall be deemed to reside at the last known
22 address before entering the institution.

23 (b) Rules for determination.--

24 (1) A place shall be considered the residence of an
25 individual in which habitation is fixed and to which,
26 whenever the individual is absent, the individual has the
27 intention of returning.

28 (2) An individual shall not be considered to have lost
29 residence if the individual leaves home and goes into another
30 state or another election district for temporary purposes

1 only, with the intention of returning.

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

7 (4) If an individual removes to another state with the
8 intention of making that state the permanent residence, the
9 individual shall be considered to have lost residence in this
10 Commonwealth.

11 (5) If an individual removes to another state with the
12 intention of remaining there an indefinite time and making
13 that state the place of residence, the individual shall be
14 considered to have lost residence in this Commonwealth,
15 notwithstanding an intention to return at some indefinite
16 future period.

17 (6) If an individual goes into another state and, while
18 there, votes in an election held by that state, the
19 individual shall be considered to have lost residence in this
20 Commonwealth.

21 (7) An individual employed in the service of the Federal
22 Government or of the Commonwealth and required thereby to be
23 absent from the municipality where the individual resided
24 when entering that employment and the spouse of the
25 individual may remain registered in the district where the
26 individual resided immediately prior to entering that
27 employment, and the individual and the spouse shall be
28 enrolled in the political party designated by the individual
29 or spouse without declaring a residence by street and number
30 as follows:

1 register to vote or change party enrollment or name or address
2 on a current registration record in person before the commission
3 or a commissioner, a registrar or a clerk at the office of the
4 commission or at a place designated by the commission. The
5 applicant shall be advised that any intentional false statement
6 on the application constitutes perjury and will be punishable as
7 such. The applicant shall provide the information required on
8 the registration application and sign the registration
9 declaration. The commission shall prepare and provide voter
10 registration applications for the purpose of registering
11 qualified electors in accordance with this section.

12 Notwithstanding any other provision of this article and 25
13 Pa.C.S. Pt. IV (relating to voter registration), the commission
14 may use a mail registration application for in-person
15 registration. The commission shall mail the qualified elector an
16 identification card in accordance with section 728-A.

17 (b) Notice.--The commission shall, at least 30 days prior to
18 each establishment's opening, publish under section 106, the
19 address of each place of registration, the address of each
20 office of the commission established for the registration of
21 qualified electors other than its main office and the days and
22 hours when the place or office is open for the registration of
23 qualified electors. The announcement shall be made by posting
24 notice at the place or office and at the commission's main
25 office and by other means as the commission deems advisable.

26 (c) Polls.--The election board of each county shall cause
27 any polling place to be open, in proper order for use, as a
28 place of registration on each day when the polling place is
29 desired by the commission or required by the provisions of this
30 article and 25 Pa.C.S. Pt. IV for use as a place of

1 registration. The appropriating authority of the county shall
2 provide for the payment of rentals for such polling places and
3 other places of registration.

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

12 (e) Municipal buildings.--The proper authority in the county
13 or municipality shall furnish suitable space in a building under
14 its jurisdiction or control and shall cause the space to be open
15 and in proper order for use as a place of registration on each
16 day when the space is desired by the commission for use as a
17 place of registration. Use under this subsection may not
18 interfere with the use for which the space is primarily
19 designed.

20 (f) Online application.--

21 (1) An application may be submitted to register to vote
22 or change party enrollment or name or address on a current
23 registration record through an online application developed
24 by the secretary and provided on the department's publicly
25 accessible Internet website. The applicant shall provide the
26 information required on the registration application and
27 electronically sign the registration declaration.

28 (2) Except for an application developed under paragraph
29 (1), no other application or third-party interface may be
30 approved or used for the purposes of voter registration.

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

2 (a) Duty to provide simultaneous application.--

3 (1) The Department of Transportation shall provide for
4 simultaneous application for voter registration in
5 conjunction with the process under 75 Pa.C.S. § 1510
6 (relating to issuance and content of driver's license). An
7 application under this subsection shall serve as an
8 application to register to vote unless the applicant fails to
9 sign the voter registration application. The secretary has
10 the primary responsibility for implementing and enforcing the
11 driver's license voter registration system created under this
12 section. The secretary, in consultation with the Secretary of
13 Transportation, may promulgate regulations for implementing
14 this section.

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

19 (3) Any change of address submitted to the Department of
20 Transportation for the purposes of driver licensing shall
21 serve as notification of change of address for voter
22 registration for the registrant involved unless the
23 registrant indicates that the change of address is not for
24 voter registration purposes.

25 (b) Process.--

26 (1) The Department of Transportation shall provide for
27 an application for voter registration as part of a driver's
28 license application.

29 (2) The format of the driver's license/voter
30 registration application shall be determined and prescribed

1 by the secretary and the Secretary of Transportation.

2 (3) The voter registration application portion of the
3 application shall contain all the requirements of an official
4 voter registration application specified in section 727-A.

5 The voter registration portion of the application:

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

9 (ii) may require only the minimum amount of
10 information necessary to prevent duplicate voter
11 registration, to enable the commission to assess the
12 eligibility of the applicant and to administer voter
13 registration and other parts of the election process.

14 (c) Transmission.--

15 (1) The Department of Transportation shall forward
16 completed applications or contents of the completed voter
17 registration applications in machine-readable format to the
18 department by the close of registration for the ensuing
19 election.

20 (2) The department shall transmit the material to the
21 appropriate commission within 10 days after the date of its
22 receipt by the Department of Transportation. If a voter
23 registration application is received by the Department of
24 Transportation within five days before the last day to
25 register before an election, the application shall be
26 transmitted to the appropriate commission not later than five
27 days after the date of its receipt by the Department of
28 Transportation.

29 (3) Upon receipt of the completed voter registration
30 information from the department, the commission shall make a

1 record of the date of the receipt of the application and
2 process the application. No applicant shall be deemed
3 eligible to vote until the commission has received and
4 approved the application.

5 (4) After the Department of Transportation is connected
6 to the SURE system and notwithstanding paragraphs (1), (2)
7 and (3), the Department of Transportation shall transmit
8 electronically the contents of a completed voter registration
9 application within five days of receipt of the application.
10 Upon receipt of the information from the Department of
11 Transportation, a commission shall make a record of the date
12 of the receipt of the application and process the application
13 in accordance with section 728-A. If the commission of the
14 county of residence has not been connected to the SURE
15 system, the Department of Transportation shall forward the
16 completed application or contents of the completed
17 application to the department in accordance with paragraph
18 (1). No applicant shall be deemed eligible to vote until the
19 commission has received and approved an application in
20 accordance with section 728-A.

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

22 (i) Before the Department of Transportation is
23 connected to the SURE system, the Department of
24 Transportation shall notify the department of changes of
25 address received under subsection (a) (3). The department
26 shall notify the commission of the county of the
27 registrant's former residence. After the Department of
28 Transportation is connected to the SURE system, the
29 Department of Transportation shall notify the commission
30 of the county of the registrant's former residence. If

1 the registrant has moved to an address outside this
2 Commonwealth, the commission shall verify the address
3 change in accordance with 25 Pa.C.S. § 1901 (relating to
4 removal of electors). Except as provided in subparagraph
5 (ii), if the registrant confirms in accordance with 25
6 Pa.C.S. § 1901(d) that he or she has moved to another
7 county, the commission shall cancel the registration and
8 forward the registrant's registration information to the
9 commission of the registrant's new county of residence.
10 Except as provided in subparagraph (ii), if the
11 registrant has moved to an address within the
12 commission's jurisdiction, the commission shall promptly
13 update the registration record of the registrant in
14 accordance with section 728-A. All changes of address
15 received by the Department of Transportation under this
16 section at least 30 days before an election must be
17 processed by the commission for the ensuing election. For
18 the purpose of this paragraph, the term "registration
19 information" means the registration card and any other
20 record of registration maintained by a commission.

21 (ii) In the case of changes of address received by
22 the Department of Transportation which do not contain a
23 signature of the registrant, the commission receiving the
24 change of address notification shall mail a notice to the
25 registrant at the new residence address requesting
26 verification of the address change. If the change of
27 address is to a new residence outside the commission's
28 jurisdiction, the commission shall mail the following
29 notice:

30 Date.....

1 Office of the Registration Commission

2 County, Pennsylvania

3 (Address and Telephone No. of County)

4 We have been notified by the Department of Transportation
5 that you recently changed your address
6 from (old residence address)
7 to (new residence address) and that this
8 change of address is to serve as a change of address for
9 voter registration purposes. Unless you notify this
10 office within 10 days from the date of this notice that
11 this information is not correct, your voter registration
12 will be transferred to County. You may notify
13 this office by writing your residence address, the date
14 and your signature on the bottom of this form and mailing
15 this notice to this office. You need not notify this
16 office if this information is correct.

17

18 Chief Clerk

19 If the address change is within the commission's
20 jurisdiction, the commission shall mail a voter's
21 identification card to the registrant at the new
22 residence address.

23 (iii) If the registrant does not return the notice
24 under subparagraph (ii) within the 10-day period, the
25 commission shall process the change of address according
26 to subparagraph (i). If the registrant notifies the
27 commission that the information is incorrect and the
28 commission is satisfied with the registrant's explanation
29 of the discrepancy, the address of the registrant's
30 registration shall remain unchanged. If the verification

1 notification or voter identification card is returned by
2 the post office as undeliverable as addressed or with a
3 forwarding address, the commission shall send a
4 confirmation notice to the registrant's address of former
5 residence in accordance with 25 Pa.C.S. § 1901(d)(2).

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

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

11 (e) Effect.--Failure to properly complete a voter
12 registration application shall not affect the validity of an
13 application for a driver's license, a renewal application or an
14 identification card application.

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

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

23 (1) They shall not seek to influence an applicant's
24 political preference or party registration or display
25 political preference or party allegiance.

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

29 (3) Applicants wishing to register to vote under this
30 section shall be given the same degree of assistance with the

1 voter registration application as with all other Department
2 of Transportation forms.
3 Agency employees who violate this subsection shall be removed
4 from employment, provided that the agency at its discretion may
5 impose a penalty of suspension without pay for at least 30 days,
6 but not more than 120 days, if it finds that the violation does
7 not warrant termination.

8 (h) Retention.--The Department of Transportation shall
9 retain complete records of voter registration information
10 received, processed and submitted to the SURE system by the
11 Department of Transportation. The records shall only be for the
12 purpose of supporting audit and accounting controls established
13 to ensure accurate and complete electronic transmission of
14 records between the SURE system and the Department of
15 Transportation.

16 (i) Agreement with department.--The Department of
17 Transportation shall enter into an agreement with the department
18 to match information in the SURE system with information in the
19 database of the Department of Transportation to the extent to
20 verify the accuracy of the driver's license number,
21 identification number or last four digits of the Social Security
22 number provided on an application for voter registration.

23 (j) Agreement with Commissioner of Social Security.--The
24 Department of Transportation shall enter into an agreement with
25 the Commissioner of Social Security to verify the last four
26 digits of the Social Security number provided in an application
27 for voter registration.

28 Section 724-A. Application by mail.

29 (a) Submission of application.--An application to register
30 to vote or to change party enrollment or name or address on a

1 current registration may be submitted by voter registration mail
2 application in the manner provided in this section. An
3 application may be submitted by mail or by representative to the
4 commission on an official mail registration application, the
5 form of which shall be determined and prescribed by the
6 secretary or the Federal Election Commission under 52 U.S.C. Ch.
7 205 (relating to national voter registration). The applicant
8 must complete the information required on the registration
9 application and sign the registration declaration.

10 (b) Time.--Registration under this section may be made at
11 any time. If a registration application is received by a
12 commission beyond the deadline for registration provided in
13 section 1231, the application shall be retained by the
14 commission until the beginning of the next period during which
15 registration can be made.

16 (c) Military electors.--

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

20 (2) The status of a military elector to register under
21 this section with respect to residence shall remain as the
22 same home residence status from which the military elector is
23 qualified to register. If, at the time of leaving that home
24 address, the military elector had not resided in this
25 Commonwealth or in a particular election district for a
26 sufficient time to have been entitled to be registered but,
27 by continued residence, would have become entitled to be
28 registered, the military elector shall be entitled to be
29 registered at the time the military elector would have been
30 entitled to register had the military elector not left that

1 home address but continued to reside there.

2 (3) The commission is authorized to consider a request
3 for an absentee ballot as a request for an official
4 registration application and to forward to the requester all
5 of the following:

6 (i) An absentee ballot and balloting material.

7 (ii) An official registration application.

8 (4) The military elector must complete and file these
9 documents in accordance with the applicable provisions of
10 this act.

11 (5) The right to be registered pursuant to this
12 subsection shall not be subject to challenge for any reason
13 other than failure to have furnished the commission a
14 properly completed registration application.

15 Section 725-A. Government agencies.

16 (a) Duty to administer system.--The secretary shall
17 administer a system whereby all offices in this Commonwealth
18 that provide public assistance, each county clerk of orphans'
19 court, including each marriage license bureau, all offices in
20 this Commonwealth that provide State-funded programs primarily
21 engaged in providing services to persons with disabilities and
22 all armed forces recruitment centers do all of the following:

23 (1) Distribute voter registration applications with each
24 application, reapplication and application for
25 recertification, renewal or change of address.

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

28 (3) Accept completed registration applications.

29 (4) Transmit completed applications to the appropriate
30 commission.

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

5 (1) The question "If you are not registered to vote
6 where you live now, would you like to apply to register to
7 vote today?"

8 (2) If the agency provides public assistance, the
9 statement "Applying to register or declining to register to
10 vote will not affect the amount of assistance that you will
11 be provided by this agency."

12 (3) Boxes for the applicant to check to indicate whether
13 the applicant would like to register or decline to register
14 to vote. In close proximity to the boxes the following words
15 shall appear in prominent type: "IF YOU DO NOT CHECK EITHER
16 BOX, YOU WILL BE CONSIDERED TO HAVE DECIDED NOT TO REGISTER
17 TO VOTE AT THIS TIME."

18 (4) The statement "In order to be qualified to register
19 to vote, you must be at least 18 years of age on the day of
20 the next election, you must have been a citizen of the United
21 States for at least one month prior to the next election and
22 have resided in Pennsylvania and the election district where
23 you plan to vote for at least 30 days prior to the next
24 election."

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

29 (6) The statement "If you believe that someone has
30 interfered with your right to register or to decline to

1 register to vote, your right to privacy in deciding whether
2 to register or in applying to register to vote or your right
3 to choose your own political party or other political
4 preference, you may file a complaint with the Secretary of
5 the Commonwealth, Pennsylvania Department of State,
6 Harrisburg, PA 17120." The secretary shall establish and
7 publish a toll-free telephone number for the purpose of
8 receiving complaints.

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

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

14 (1) They shall not seek to influence an applicant's
15 political preference or party registration or display
16 political preference or party allegiance.

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

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

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

30 (e) Encouraging registration.--An agency designated in

1 subsection (a) shall provide reasonable space for nonpartisan
2 signs or posters encouraging voter registration. The signs and
3 posters shall be provided by the secretary.

4 (f) Transmission.--An agency designated in subsection (a)
5 shall forward all completed applications to the appropriate
6 commission within 10 days after the date of receipt. If a voter
7 registration application is received within five days before the
8 last day to register before an election, the application shall
9 be transmitted to the appropriate commission not later than five
10 days after the date of its receipt by the agency.

11 (g) Confidentiality.--The identity of the voter registration
12 agency through which any particular voter is registered in
13 accordance with this section shall not be disclosed to the
14 public.

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

19 (i) Assistance.--Each agency shall provide to each applicant
20 who chooses to register to vote the same degree of assistance
21 with regard to the completion of the registration application
22 form as is provided by the office with regard to the completion
23 of its own forms unless the applicant refuses such assistance.

24 (j) Regulation.--The secretary shall promulgate regulations
25 regarding the maintenance and destruction of forms used pursuant
26 to this section.

27 Section 726-A. (Reserved).

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

29 (a) Form.--

30 (1) The secretary shall prescribe the form of an

1 official voter registration application. The official voter
2 registration application shall provide space for the
3 following information about the applicant:

4 (i) Full name.

5 (ii) Address of residence. If the residence is a
6 portion only of the house, the location or number of the
7 room, apartment or floor which is occupied.

8 (iii) Mailing address if different than address of
9 residence.

10 (iv) Name and residence address on previous
11 registration and the year of that registration.

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

14 (vi) Date of birth.

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

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

19 (ix) Last four digits of Social Security number. An
20 application without the last four digits of an
21 applicant's Social Security number shall be considered
22 incomplete. An applicant who does not have a Social
23 Security number may have his or her identity confirmed
24 through an alternate record.

25 (x) A Department of Transportation driver's license
26 number or a Department of Transportation identification
27 card number. An application may not be rejected because
28 of noncompliance with this subparagraph.

29 (2) Data required on the voter registration application
30 shall not be more nor less than the minimum data elements

1 permissible for Federal voter registration.

2 (3) Any person who assists in the completion of the
3 registration application shall sign the application and
4 indicate the person's address. In the case of those
5 registering under sections 723-A and 725-A, the person
6 providing assistance shall insert the person's initials or
7 employee or agent identification number on a separate or
8 detachable portion of the application or computer data file.

9 (4) A voter registration application shall be printed on
10 stock of good quality and shall be of suitable uniform size.
11 Nothing under this article and 25 Pa.C.S. Pt. IV (relating to
12 voter registration) shall prohibit the design and use of an
13 electronic voter registration application which includes the
14 applicant's digitized or electronic signature. The
15 registration application shall contain the following
16 information; however, the information may be provided on a
17 separate form for voter registration made under section 723-A
18 or 725-A:

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

21 (ii) Instructions on how to fill out and submit the
22 application and notification of when the application must
23 be submitted to a voter registration office in order to
24 be registered for the ensuing election.

25 (iii) Notice that the applicant must be a citizen of
26 the United States for at least one month prior to the
27 next election and a resident of this Commonwealth and the
28 election district for at least 30 days and must be at
29 least 18 years of age by the day of the next ensuing
30 election. The notice required in this subparagraph shall

1 be in print identical to the declaration under subsection
2 (b).

3 (iv) Notice that political party enrollment is
4 mandatory to vote in a primary election of a political
5 party.

6 (v) Notice that the commission will mail by
7 nonforwardable mail to the applicant a voter's
8 identification card upon acceptance of the application
9 and that the applicant should contact the commission if
10 the identification card is not received within 14 days
11 from the date the application is sent to the registration
12 office.

13 (vi) Notice that registration is not complete until
14 the application is processed and accepted by the
15 commission.

16 (vii) A warning to the applicant that making a false
17 registration or furnishing false information is perjury.
18 The notice required in this subparagraph shall be in
19 print identical to the declaration under subsection (b).

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

23 (ix) Notice that, if an individual declines to
24 register to vote, the fact that the individual has
25 declined to register will remain confidential and will be
26 used only for voter registration purposes. The notice
27 required in this subparagraph shall be in print identical
28 to the declaration under subsection (b).

29 (x) Notice that, if an individual does register to
30 vote, the office at which the individual submits a voter

1 registration application will remain confidential and
2 will be used for voter registration purposes only. The
3 notices required in this subparagraph shall be in print
4 identical to the declaration in subsection (b).

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

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

9 (i) print a bilingual application; and

10 (ii) conduct a public educational program among that
11 language group alerting both organizations and
12 individuals of that group of the availability of the
13 bilingual application and encouraging individuals to
14 register.

15 (7) To implement section 724-A, the secretary shall
16 print an official voter registration mail application
17 designed to preserve the confidentiality of the information
18 required to be submitted. The application shall contain
19 information required by this section and shall include the
20 name of each county seat, its post office mailing address and
21 zip code and its telephone number. Voter registration mail
22 applications shall contain information indicating whether the
23 application is a new registration, change of party
24 enrollment, change of address or change of name.

25 (8) Nothing under this article and 25 Pa.C.S. Pt. IV
26 shall prohibit a private organization or individual from
27 printing blank voter registration applications or shall
28 prohibit the use of such applications by any other
29 individual, provided that the form, content and paper quality
30 of such voter registration application complies with

1 department regulations for the forms or has received prior
2 approval from the secretary.

3 (b) Registration declaration.--

4 (1) The official voter registration application shall
5 contain a registration declaration. On the declaration, the
6 applicant shall state all of the following:

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

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

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

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

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

16 (i) The information provided in the registration
17 declaration is true.

18 (ii) The applicant understands that:

19 (A) the registration declaration will be
20 accepted for all purposes as the equivalent of an
21 affidavit; and

22 (B) if the registration contains a material
23 false statement, the applicant shall be subject to
24 penalties for perjury.

25 (3) The registration declaration shall contain the
26 printed name and signature of the applicant and the date of
27 signing. An applicant unable to sign the voter registration
28 application shall make a mark before a person of the
29 applicant's choice other than the applicant's employer or an
30 agent of the applicant's union. The person shall insert the

1 person's name, address and telephone number. If the person is
2 an employee or agent of the Department of Transportation or
3 another agency as provided under section 725-A and is
4 assisting the applicant in an official capacity, the employee
5 or agent shall insert the initials and identification number
6 of the employee or agent. In the case of applicants
7 registering under section 723-A or 725-A, the person
8 providing assistance shall insert initials or employee or
9 agent identification number on a separate or detachable
10 portion of the application or computer data file.

11 (4) The official registration application shall contain
12 a notice entitled "PENALTY FOR FALSIFYING DECLARATION." The
13 notice shall advise the applicant that if a person signs an
14 official registration application knowing a statement
15 declared in the application to be false, the person commits
16 perjury. The notice shall specify the penalty for perjury.

17 (c) Distribution.--

18 (1) The secretary shall supply official registration
19 applications to commissions.

20 (2) The secretary shall make available for distribution
21 official voter registration applications to public libraries,
22 public schools, State-related institutions of higher
23 education, offices operated by the Department of Revenue,
24 offices operated by the Department of Aging, area agencies on
25 aging, offices operated by the Pennsylvania Game Commission
26 or any of its authorized license-issuing agents, offices
27 operated by the Pennsylvania Fish and Boat Commission or any
28 of its issuing agents and offices that provide unemployment
29 compensation.

30 (3) Each participating agency identified under paragraph

1 (2) shall:

2 (i) Provide that official voter registration mail
3 applications are available on the premises and displayed
4 prominently in a conspicuous location during normal
5 business hours.

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

8 (iii) Provide reasonable space for nonpartisan signs
9 or posters indicating the availability of official voter
10 registration mail applications on the premises.

11 (4) The secretary may provide technical assistance to
12 commissions upon request and agencies designated under
13 paragraph (2).

14 (5) The secretary shall print and distribute mail
15 registration applications which are not postage paid and
16 which shall not be specific to any county registration
17 office. Along with the distribution of such applications, the
18 secretary shall also include instructions to inform the
19 applicant where the application is to be sent.

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

22 (i) Persons and organizations who request
23 applications.

24 (ii) Federal, State and political subdivision
25 offices.

26 (iii) Political parties and political bodies.

27 (iv) Candidates.

28 (d) Staff.--Agency employees assisting in the distribution
29 of voter registration applications under subsection (c) shall
30 conduct themselves in a manner consistent with the following

1 principles:

2 (1) They shall not seek to influence an applicant's
3 political preference or party registration or display
4 political preference or party allegiance.

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

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

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

18 Section 728-A. Approval of registration applications.

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

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

23 (2) Examine the application to determine all of the
24 following:

25 (i) Whether the application is complete.

26 (ii) Whether the applicant is a qualified elector,
27 including verification of the last four digits of the
28 applicant's Social Security number and the applicant's
29 Department of Transportation driver's license number or
30 Department of Transportation identification card number,

1 if available.

2 (iii) Whether the applicant has an existing
3 registration record. After the commission is connected to
4 the SURE system, the commissioner, clerk or registrar
5 shall search the SURE system on a Statewide basis to
6 determine if the applicant has an existing registration
7 record. The commissioner, clerk or registrar shall take
8 special care to scrutinize any registration for a similar
9 name at the same registered address.

10 (iv) Whether the applicant is entitled or qualified
11 to receive the requested transfer or change, if
12 applicable.

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

14 (1) Record and forward a voter registration application
15 to the proper commission if the commission finds during its
16 examination under subsection (a) that the applicant does not
17 reside within the commission's county but resides elsewhere
18 in this Commonwealth.

19 (2) Reject a voter registration application, indicate
20 the rejection and the reasons for the rejection on the
21 application and notify the applicant by first class
22 nonforwardable mail, return postage guaranteed of the
23 rejection and the reason if the commission finds during its
24 examination under subsection (a) any of the following:

25 (i) The application was not properly completed and,
26 after reasonable efforts by the commission to ascertain
27 the necessary information, the application remains
28 incomplete or inconsistent.

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

30 (iii) The applicant is not entitled to a transfer of

1 registration or a change of address.

2 (iv) The applicant is not legally qualified for a
3 change of name.

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

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

9 (i) The application requests registration.

10 (ii) The application contains the required
11 information indicating that the applicant is a qualified
12 elector of the county.

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

17 (i) The application requests registration.

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

21 (iii) The applicant is currently a registered
22 elector of the county.

23 (5) Process a voter registration application in
24 accordance with subsection (c) and request transfer of
25 registration records in accordance with subsection (d) if the
26 commission finds during its examination under subsection (a)
27 all of the following:

28 (i) The application requests registration.

29 (ii) The application contains the required
30 information indicating that the applicant is a qualified

1 elector of the county.

2 (iii) The applicant is currently a registered
3 elector of another county.

4 (6) Process a voter registration application in
5 accordance with subsection (c) and request transfer of
6 registration records in accordance with subsection (d) if the
7 commission finds during its examination under subsection (a)
8 all of the following:

9 (i) The application requests a transfer of
10 registration.

11 (ii) The application contains the required
12 information indicating that the applicant is a qualified
13 elector of the county.

14 (iii) The applicant is currently a registered
15 elector of another county.

16 (7) Process a voter registration application in
17 accordance with subsection (c) and update its registration if
18 the commission finds during its examination under subsection
19 (a) all of the following:

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

21 (ii) The application contains the required
22 information indicating that the applicant is a qualified
23 elector of the county.

24 (iii) The applicant is currently a registered
25 elector of the county.

26 (8) Process a voter registration application in
27 accordance with subsection (c) and update its registration
28 records if the commission finds during its examination under
29 subsection (a) all of the following:

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

1 (ii) The applicant is legally qualified to a change
2 of name.

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

6 (iv) The applicant is currently a registered elector
7 of the county.

8 (c) Processing of voter registration.--

9 (1) When a commission has accepted a voter registration
10 application under subsection (b) (3), the commission shall
11 assign each applicant a unique identification number in the
12 SURE system. The commission shall mail a durable, wallet-
13 sized voter's identification card to the individual by first
14 class nonforwardable mail, return postage guaranteed, which
15 shall serve as notice of the acceptance of the application.
16 The card shall contain all of the following:

17 (i) Name and address of the individual.

18 (ii) Name of municipality of residence.

19 (iii) Identification of the individual's ward and
20 district.

21 (iv) The effective date of registration.

22 (v) Designation of party enrollment and date of
23 enrollment.

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

25 (vii) The unique identification number of the
26 individual.

27 (viii) A statement that the individual must notify
28 the commission within 10 days from the date it was mailed
29 if any information on the card is incorrect otherwise,
30 the information shall be deemed correct for voter

1 registration purposes.

2 (ix) A scannable identification code or strip.

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

10 (i) Name and address of the individual.

11 (ii) Name of municipality of residence.

12 (iii) Identification of the individual's ward and
13 district.

14 (iv) The effective date of registration.

15 (v) Designation of party enrollment and date of
16 enrollment.

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

18 (vii) The SURE registration number of the
19 individual.

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

25 (ix) A scannable identification code or strip.

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

30 (d) Transfer of registration records.--

1 (1) If, during application, an individual discloses that
2 the individual is a registered elector of another county, the
3 commission of the individual's new county of residence shall
4 direct a cancellation notice to the commission of the
5 individual's former county of residence in accordance with
6 regulations promulgated under this article or 25 Pa.C.S. Pt.
7 IV.

8 (2) Upon receipt of a notice transmitted in accordance
9 with paragraph (1), the commission of the individual's former
10 county of residence shall investigate. If the commission
11 finds that the individual is a registered elector of the
12 county, the commission shall verify the address change with
13 the registered elector in accordance with this article and 25
14 Pa.C.S. Pt. IV. Upon verifying that the registered elector
15 has moved to another county of residence, the commission
16 shall cancel the registered elector's registration, transfer
17 a copy of the canceled registration record to the commission
18 of the registered elector's new county of residence and
19 retain a record of the transfer. The commission of both
20 counties shall promptly update information contained in their
21 registration records.

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

25 Each registered elector shall be assigned a single and unique
26 SURE registration number in accordance with sections 728-A and
27 25 Pa.C.S. § 1514 (relating to conversion of registration
28 records). Once assigned, a SURE registration number shall not be
29 changed, modified or altered.

30 Section 729-A. Challenges.

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

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

7 (1) Name of challenged individual.

8 (2) Address of challenged individual.

9 (3) Name of complainant.

10 (4) Address of complainant.

11 (5) Date of affidavit.

12 (6) Reason for challenge.

13 (c) Response.--An individual who is challenged must respond
14 to the challenge affidavit as provided in subsection (b) in a
15 written statement sworn or affirmed by the individual. The
16 challenged individual must produce such other evidence as may be
17 required to satisfy the registrar or commissioner as to the
18 individual's qualifications as a qualified elector.

19 (d) Resolution.--If the challenged individual establishes to
20 the satisfaction of the commission the right to be registered as
21 required under this article and 25 Pa.C.S. Pt. IV (relating to
22 voter registration), the challenged individual shall be
23 registered. If the challenged individual does not establish to
24 the satisfaction of the commission the right to be registered as
25 provided under this article and 25 Pa.C.S. Pt. IV, the
26 challenged individual's registration, if any, shall be canceled,
27 and the commission shall promptly update information contained
28 in its registration records.

29 Section 730-A. (Reserved).

30 Section 731-A. Privacy in voter registration.

1 The secretary shall provide a means for an elector who has an
2 active protection from abuse order under 23 Pa.C.S. Ch. 61
3 (relating to protection from abuse) entered against another
4 party to have the elector's birth date recorded in the SURE
5 system so that the birth year shall be listed as not fewer than
6 18 years and not greater than 50 years prior to the year in
7 which the claim was made. The secretary shall ensure that the
8 accommodation under this section shall end when the protection
9 from abuse order expires.

10 Section 10. Section 1003(f) of the act is amended and the
11 section is amended by adding a subsection to read:

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

13 * * *

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

1 party name or appellation.]

2 * * *

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

6 Section 11. Section 1007(a) of the act is amended to read:

7 Section 1007. Number of Ballots to Be Printed; Specimen

8 Ballots.--(a) The county board of each county shall provide for
9 each election district a supply of official election ballots
10 for:

11 [(7) any primary election in an amount equal to at least 50%
12 of the total number of registered electors in an election
13 district, less the number of registered electors in the election
14 district who have requested an absentee or mail-in ballot; and

15 (8) any general election in an amount equal to at least 100%
16 of the total number of registered electors in an election
17 district, less the number of registered electors in the election
18 district who have requested an absentee or mail-in ballot.]

19 (9) the general primary election held in even-numbered years
20 in which candidates for the office of President of the United
21 States are not nominated in an amount of at least 10% greater
22 than the highest number of ballots cast in the election district
23 in any of the previous three general primary elections at which
24 candidates for the office of President of the United States were
25 not nominated;

26 (10) the general primary election held in even-numbered
27 years in which candidates for the office of President of the
28 United States are nominated in an amount of at least 15% greater
29 than the highest number of ballots cast in the election district
30 in any of the previous three general primary elections at which

1 candidates for the office of President of the United States were
2 nominated;

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

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

14 (13) the general election held in even-numbered years in
15 which candidates for the office of President of the United
16 States are elected in an amount of at least 15% greater than the
17 highest number of ballots cast in the election districts in any
18 of the previous three general elections at which candidates for
19 the office of President of the United States were elected; and

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

24 * * *

25 Section 12. Sections 1106, 1107 and 1111 of the act are
26 amended by adding subsections to read:

27 Section 1106. Examination and Approval of Voting Machines by
28 the Secretary of the Commonwealth.--

29 * * *

30 (g) Examination shall include, but is not limited to,

1 testing of all software required for the voting system's
2 operation, the ballot reader, the digital printer, the fail-safe
3 operations, the counting center environmental requirements and
4 the equipment reliability estimate.

5 (h) For the purposes of examining the system, the secretary
6 shall employ or contract for the services of at least one
7 individual who is an expert in one or more fields of data
8 processing, mechanical engineering and public administration and
9 shall require from the individual a written report of his or her
10 examination.

11 (i) Within thirty days after completing the examination and
12 upon approval of any electronic or electromechanical voting
13 system, the secretary shall make and maintain a report on the
14 system, together with a written or printed description and
15 drawings and photographs clearly identifying the system and the
16 operation thereof. As soon as practicable after the filing, the
17 department shall send a notice of certification and upon
18 request, a copy of the report to county boards of elections in
19 this Commonwealth. The report under this subsection shall be a
20 public record under the act of February 14, 2008 (P.L.6, No.3),
21 known as the "Right-to-Know Law."

22 (j) After a voting system has been approved by the
23 secretary, any change or improvement in the system must be
24 approved by the secretary prior to the adoption of the change or
25 improvement by a county. If the change or improvement does not
26 comply with the requirements of this act, the secretary shall
27 suspend sales of the equipment or system in this Commonwealth
28 until the equipment or system complies with the requirements of
29 this act.

30 (k) The secretary shall examine and approve at least two

1 accessible voting machines which meet the requirements of
2 section 1123-A.

3 (l) The secretary shall examine and approve all electronic
4 or electromechanical devices used in the casting, processing or
5 tabulation of ballots or in the recording of electors,
6 including, but not limited to, ballot sorters, envelope
7 extractors, ballot scanners and electronic pollbooks.

8 (m) The examination and approval under subsection (l) shall
9 ensure that the device conforms with standards to provide
10 timeliness and accuracy in the casting and counting of ballots
11 or in the recording of electors.

12 Section 1107. Requirements of Voting Machines.--No voting
13 machine shall, upon any examination or reexamination, be
14 approved by the Secretary of the Commonwealth, or by any
15 examiner appointed by him, unless it shall, at the time, satisfy
16 the following requirements:

17 * * *

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

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

24 (w) It shall be capable of recording votes from ballots of
25 different political parties from the same precinct for a primary
26 election.

27 (x) It shall be manufactured in the United States and sold
28 by a vendor with a primary place of business within the United
29 States.

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

1 (z) It shall fully comply with the most recently adopted
2 Voluntary Voting System Guidelines developed by the Election
3 Assistance Commission.

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

9 Section 1111. Preparation of Voting Machines by County
10 Election Boards.--

11 * * *

12 (g) On any day not more than thirty-five (35) days before
13 the commencement of voting, the county election board shall have
14 the automatic tabulating equipment publicly tested to ascertain
15 that the equipment will correctly count the votes cast for all
16 offices and on all measures. If the ballots to be used at the
17 polling place on election day are not available at the time of
18 the testing, the county election board may conduct an additional
19 test not more than ten (10) days before election day. Public
20 notice of the time and place of the test shall be given at least
21 forty-eight (48) hours prior to the test by publication on the
22 county election board's publicly accessible Internet website and
23 once in one or more newspapers of general circulation in the
24 county or, if there is no newspaper of general circulation in
25 the county, by posting the notice in at least four conspicuous
26 places in the county. The county election board shall provide
27 written notice to each candidate for election of the time and
28 location of the public preelection test. The test shall be open
29 to representatives of the political parties, the press and the
30 public and shall be video recorded and broadcast simultaneously

1 on a publicly accessible Internet website. Each political party
2 may designate one person with expertise in the computer field
3 who shall be allowed in the central counting room when tests are
4 being conducted and when the official votes are being counted.
5 The designee shall not interfere with the normal operation of
6 the canvassing board.

7 (h) For electronic or electromechanical voting systems
8 configured to tabulate mail-in or absentee ballots at a central
9 or regional site, the public testing shall be conducted by
10 processing a preaudited group of ballots so produced as to
11 record a predetermined number of valid votes for each candidate
12 and on each measure and to include one or more ballots for each
13 office which have activated voting positions in excess of the
14 number allowed by law in order to test the ability of the
15 automatic tabulating equipment to reject the votes. If an error
16 is detected, the cause of the error shall be corrected and an
17 errorless count shall be made before the automatic tabulating
18 equipment is approved. The test shall be repeated and errorless
19 results must be achieved immediately before the start of the
20 official count of the ballots and again after the completion of
21 the official count. The programs and ballots used for testing
22 shall be sealed and retained under the custody of the county
23 election board.

24 (i) For electronic or electromechanical voting systems
25 configured to include electronic or electromechanical tabulation
26 devices which are distributed to the precincts, all or a sample
27 of the devices to be used in the election shall be publicly
28 tested. If a sample is to be tested, the sample shall consist of
29 a random selection of at least ten per cent of the devices. The
30 test shall be conducted by processing a group of ballots,

1 causing the device to output results for the ballots processed
2 and comparing the output of results to the results expected for
3 the ballots processed. The group of ballots shall be produced so
4 as to record a predetermined number of valid votes for each
5 candidate and on each measure and to include for each office one
6 or more ballots which have activated voting positions in excess
7 of the number allowed by law in order to test the ability of the
8 tabulating device to reject such votes.

9 (j) If a tested tabulating device is found to have an error
10 in tabulation, it shall be deemed unsatisfactory. For each
11 device deemed unsatisfactory, the county election board shall
12 take steps to determine the cause of the error, shall attempt to
13 identify and test other devices that could reasonably be
14 expected to have the same error and shall test a number of
15 additional devices sufficient to determine that each device is
16 satisfactory. Upon deeming a device unsatisfactory, the county
17 election board may require all devices to be tested or may
18 declare that all devices are unsatisfactory.

19 (k) If the operation or output of any tested tabulation
20 device, such as spelling or the order of candidates on a report,
21 is in error, the problem shall be reported to the county
22 election board, which shall determine if the reported problem
23 warrants the county election board deeming the device
24 unsatisfactory.

25 (l) At the completion of testing under this section, the
26 county election board, the representatives of the political
27 parties and the candidates or their representatives who attended
28 the test shall witness the resetting of each device that passed
29 to a preelection state of readiness and the sealing of each
30 device that passed in such a manner as to secure its state of

1 readiness until the opening of the polls.

2 (m) The county election board shall execute a written
3 statement setting forth the tabulation devices tested, the
4 results of the testing, the protective counter numbers, if
5 applicable, of each tabulation device, the number of the seal
6 securing each tabulation device at the conclusion of testing,
7 any problems reported to the board as a result of the testing
8 and whether each device tested is satisfactory or
9 unsatisfactory. The written statement under this subsection
10 shall be a public record under the act of February 14, 2008
11 (P.L.6, No.3), known as the "Right-to-Know Law."

12 (n) Any tabulating device deemed unsatisfactory shall be
13 recoded, repaired or replaced and shall be made available for
14 retesting. The device must be determined by the county election
15 board to be satisfactory before the device may be used in an
16 election. The county election board shall announce at the close
17 of the first testing the date, place and time that an
18 unsatisfactory device will be retested or may, at the option of
19 the board, notify by telephone each person who was present at
20 the first testing as to the date, place and time that the
21 retesting will occur.

22 (o) Records must be kept of all preelection testing of
23 electronic or electromechanical tabulation devices used in an
24 election. The records shall be present and available for
25 inspection and reference during public preelection testing by
26 any person in attendance during the testing. The need of the
27 county election board for access to the records during the
28 testing shall take precedence over the need of other attendees
29 to access such records so that the work of the county election
30 board will not be delayed or hindered. Records of testing must

1 include, for each device, the name of each person who tested the
2 device and the date, place, time and results of each test.
3 Records of testing shall be retained as part of the official
4 records of the election in which any device was used and shall
5 be public records under the "Right-to-Know Law."

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

9 Section 13. Sections 1112(c)1, 1106-A and 1117-A of the act
10 are amended to read:

11 Section 1112. Delivery of Voting Machines and Supplies by
12 County Election Boards to Election Officers.--

13 * * *

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

16 1. A [lantern] flashlight, or a proper substitute for one,
17 which, in the case of a loss of electricity, shall give
18 sufficient light to enable voters, while in the voting machine
19 booth, to read the ballot labels, and suitable for the use of
20 election officers in examining the counters. The [lantern]
21 flashlight, or proper substitute therefor, shall be prepared and
22 in good order for use before the opening of the polls.

23 * * *

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

1 (b) The Secretary of the Commonwealth may approve the use of
2 an experimental electronic voting system by the county board of
3 elections of any county which complies with section 1306(a) for
4 absentee voters as provided for in the Uniformed and Overseas
5 Citizens Absentee Voting Act (Public Law 99-410, 100 Stat. 924)
6 and for disabled voters if the system allows the elector to mark
7 his electronic ballot in secrecy as provided for paper absentee
8 ballots pursuant to section 1306(a). The system shall be exempt
9 from the requirements of sections 1107-A, 1302, 1303, 1304, 1305
10 and 1306.

11 (c) The Secretary of the Commonwealth shall investigate the
12 use and viability of blockchain technology for the purposes of
13 electronic voting by disabled voters and absentee voters as
14 provided for in the Uniformed and Overseas Citizens Absentee
15 Voting Act.

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

1 audit, conducted with a risk limit of one (1) per centum.

2 Section 14. The act is amended by adding sections to read:

3 Section 1123-A. Requirements of Accessible Voting

4 Machines.--An accessible voting machine may not, upon any

5 examination or reexamination, be approved by the Secretary of

6 the Commonwealth, or by an examiner appointed by the secretary,

7 unless the accessible voting machine satisfies the following

8 requirements:

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

11 (2) The voting system must provide a method by which voters
12 can confirm any tactile or audio input by having the capability
13 of audio output using synthetic or recorded human speech that is
14 reasonably phonetically accurate.

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

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

20 (5) If a nonaudio access approach is provided, the system
21 may not require color perception. The system must use black text
22 or graphics, or both, on white background or white text or
23 graphics, or both, on black background, unless the office of the
24 secretary approves other high-contrast color combinations that
25 do not require color perception.

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

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

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

11 (9) For the safety of others, if the voting system has the
12 possibility of exceeding 120 db spl, a mechanism must be
13 included to reset the volume automatically to the voting
14 system's default volume level after every use.

15 (10) If sound cues and audible information such as "beeps"
16 are used, there must be simultaneous corresponding visual cues
17 and information.

18 (11) Controls and operable mechanisms must be operable with
19 one hand, including operability with a closed fist and
20 operability without tight grasping, pinching or twisting of the
21 wrist.

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

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

30 (14) Any audio ballot must provide the voter with the

1 following functionalities:

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

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

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

11 (iv) The voter must be able to have confidence that the
12 physical or vocal inputs given to the system have selected the
13 candidates that he or she intended to select.

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

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

19 (vii) The system must communicate to the voter the fact that
20 the voter has failed to vote in a race or has failed to vote the
21 number of allowable candidates in any race and require the voter
22 to confirm his or her intent to undervote before casting the
23 ballot.

24 (viii) The system must prevent the voter from overvoting any
25 race.

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

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

1 (xi) There must be a clear, identifiable action that the
2 voter takes to "cast" the ballot. The system must make clear to
3 the voter how to take this action so that the voter has minimal
4 risk of taking the action accidentally but, when the voter
5 intends to cast the ballot, the action can be easily performed.

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

9 (xiii) Once the ballot is cast, the system must preclude the
10 voter from modifying the ballot cast or voting or casting
11 another ballot.

12 Section 1124-A. Voting System Defects, Disclosure,
13 Investigations and Penalties.--(a) No later than January 1 of
14 every odd-numbered year, each vendor shall file a written
15 disclosure with the department identifying any known defect in
16 the voting system or the fact that there is no known defect, the
17 effect of any defect on the operation and use of the approved
18 voting system and any known corrective measures to cure a
19 defect, including, but not limited to, advisories and bulletins
20 issued to system users.

21 (b) Implementation of corrective measures approved by the
22 department which enable a system to conform to the standards and
23 ensure the timeliness and accuracy of the casting and counting
24 of ballots constitutes a cure of a defect.

25 (c) If a vendor becomes aware of the existence of a defect,
26 the vendor must file a new disclosure with the department as
27 provided in subsection (a) within 30 days of the date the vendor
28 determined or reasonably should have determined that the defect
29 existed.

30 (d) If a vendor discloses to the department that a defect

1 exists, the department may suspend all sales or leases of the
2 voting system in this Commonwealth and may suspend the use of
3 the system in any election in this Commonwealth. The department
4 shall provide written notice of a suspension under this
5 subsection to the affected vendor and county boards of
6 elections. If the department determines that the defect no
7 longer exists, the department shall lift the suspension and
8 provide written notice to each affected vendor and supervisor of
9 elections.

10 (e) If a vendor fails to file a required disclosure for a
11 voting system previously approved by the department, that system
12 may not be sold, leased or used for elections in this
13 Commonwealth until the voting system has been submitted for
14 examination and approval under this act. The department shall
15 provide written notice to each county board of elections that
16 the system is no longer approved.

17 (f) If the department has reasonable cause to believe a
18 voting system approved under this act contains a defect either
19 before, during or after an election which has not been disclosed
20 pursuant to this section, the department shall investigate
21 whether the voting system has a defect.

22 (g) The department shall initiate an investigation on its
23 own initiative or upon the written request of the board of
24 elections of a county that purchased a voting system that
25 contains the alleged defect.

26 (h) Upon initiation of an investigation, the department
27 shall provide written notice to the vendor and each county board
28 of elections.

29 (i) If the department determines by a preponderance of the
30 evidence that a defect exists in the voting system, or that

1 vendor failed to timely disclose a defect under this section,
2 the department shall provide written notice to the affected
3 vendor and county board of elections.

4 (j) A vendor who receives notice of a defect shall, within
5 ten days of receipt of the notice under subsection (i), file a
6 written response to the department which:

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

10 (2) admits that the defect exists or existed as alleged by
11 the department or that the vendor failed to timely disclose a
12 defect.

13 (k) If the defect has been cured, the vendor shall provide
14 an explanation of how the defect was cured.

15 (l) If the defect has not been cured, the vendor shall
16 inform the department whether the defect can be cured and shall
17 provide the department with a plan for curing the defect.

18 (m) If the defect can be cured, the department shall
19 establish a time frame within which to cure the defect.

20 (n) If, after receiving a response from the vendor, the
21 department determines that a defect does not exist or has been
22 cured within the time frame established by the department, the
23 department shall take no further action.

24 (o) If the department determines that a vendor failed to
25 timely disclose a defect or that a defect exists and a vendor
26 has not filed a written response or has failed to cure the
27 defect within the time frame established by the department, or
28 if the defect cannot be cured, the department shall impose a
29 civil penalty of \$25,000 for the defect plus an amount equal to
30 the actual costs incurred by the department in conducting the

1 investigation.

2 (p) If the department finds that a defect existed:

3 (1) The department may suspend all sales and leases of the
4 voting system and may suspend its use in any county in this
5 Commonwealth. The department shall provide written notice of the
6 suspension to each affected vendor and county board of
7 elections.

8 (2) If the department determines that a defect no longer
9 exists in a voting system that has been suspended from use under
10 this section, the department shall lift the suspension and
11 authorize the sale, lease and use of the voting system in any
12 election in this Commonwealth. The department shall provide
13 written notice that the suspension has been lifted to each
14 affected vendor and county board of elections.

15 (3) If the defect cannot be cured, the department may
16 disapprove the voting system for use in elections in this
17 Commonwealth. The department shall provide written notice to all
18 directors of elections that the system is no longer approved.
19 After approval of a system that has been withdrawn under this
20 paragraph, the system may not be sold, leased or used in this
21 Commonwealth until it has been resubmitted for examination and
22 approval and adopted for use under this act.

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

29 (q) The department shall prepare a written report of any
30 investigation conducted under this section and submit the report

1 to the President pro tempore of the Senate, the Speaker of the
2 House of Representatives, the Majority Leader and Minority
3 Leader of the Senate, the Majority Leader and Minority Leader of
4 the House of Representatives, the chair and minority chair of
5 the State Government Committee of the Senate and the chair and
6 minority chair of the State Government Committee of the House of
7 Representatives.

8 (r) The authority of the department under this section shall
9 be in addition to, and not exclusive of, any other authority
10 provided by law.

11 (s) For the purposes of this section:

12 "Defect" means a failure, fault or flaw in an electronic or
13 electro-mechanic voting system approved under this act, which
14 results in nonconformance with the standards in a manner that
15 affects the timeliness or accuracy of the casting or counting of
16 ballots or a failure or inability of the voting system
17 manufacturer or vendor to make available and provide approved
18 replacements of hardware or software to the counties that have
19 purchased the approved voting system, the unavailability of
20 which results in the system's nonconformance with the standards
21 in a manner that affects the timeliness or accuracy of the
22 casting or counting of ballots.

23 "Department" means the Department of State of the
24 Commonwealth.

25 Section 15. Article XI-B of the act is repealed:

26 [ARTICLE XI-B

27 VOTING APPARATUS BONDS

28 Section 1101-B. Definitions.

29 The following words and phrases when used in this article
30 shall have the meanings given to them in this section unless the

1 context clearly indicates otherwise:

2 "Account." The County Voting Apparatus Reimbursement Account
3 established under section 1106-B.

4 "Authority." The Pennsylvania Economic Development Financing
5 Authority.

6 "Bond." Any type of revenue obligation, including a bond or
7 series of bonds, note, certificate or other instrument, issued
8 by the authority for the benefit of the department under this
9 article.

10 "Bond administrative expenses." Expenses incurred to
11 administer bonds as provided under the Financing Law, or as
12 otherwise necessary to ensure compliance with applicable Federal
13 or State law.

14 "Bond obligations." The principal of a bond and any premium
15 and interest payable on a bond, together with any amount owed
16 under a related credit agreement or a related resolution of the
17 authority authorizing a bond.

18 "Credit agreement." A loan agreement, a revolving credit
19 agreement, an agreement establishing a line of credit, a letter
20 of credit or another agreement that enhances the marketability,
21 security or creditworthiness of a bond.

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

23 "Election security equipment." Information technology such
24 as intrusion detection sensors and other infrastructure deployed
25 to enhance the security of voting apparatus and election systems
26 by detecting and reporting hacking attempts and other election
27 security breaches.

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

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

1 "Voting apparatus." A kind or type of electronic voting
2 system that received the approval of the Secretary of the
3 Commonwealth under section 1105-A.

4 Section 1102-B. Bond issuance.

5 (a) Declaration of policy.--The General Assembly finds and
6 declares that funding the replacement of voting apparatuses,
7 including interest, through the authority, is in the best
8 interest of this Commonwealth.

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

11 (1) The department may be a project applicant under the
12 Financing Law and may apply to the authority for the funding
13 of the replacement of voting apparatuses.

14 (2) The authority may issue bonds under the Financing
15 Law, consistent with this article, to finance projects to
16 fund the replacement of county voting apparatuses or to
17 reimburse counties for their cost to purchase or enter into
18 capital leases for voting apparatuses.

19 (3) Participation of an industrial and commercial
20 development authority shall not be required to finance the
21 replacement of voting apparatuses.

22 (c) Debt or liability.--

23 (1) Bonds issued under this article shall not be a debt
24 or liability of the Commonwealth and shall not create or
25 constitute any indebtedness, liability or obligation of the
26 Commonwealth.

27 (2) Bond obligations and bond administrative expenses
28 shall be payable solely from revenues or money pledged or
29 available for repayment as authorized under this article.

30 This paragraph shall include the proceeds of any issuance of

1 bonds.

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

4 (i) the authority is obligated to pay the principal
5 or interest on the bonds only from the revenues or money
6 pledged or available for repayment as authorized under
7 this article;

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

10 (iii) the full faith and credit of the Commonwealth
11 or any county is not pledged to the payment of the
12 principal of or the interest on the bonds.

13 Section 1103-B. Criteria for bond issuance.

14 (a) Determination.--If the department decertifies one or
15 more voting apparatuses that are in use in any county of this
16 Commonwealth, the department shall apply to the authority to
17 issue bonds for reimbursements to each county for the cost of
18 procuring new voting apparatuses.

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

22 (b) Terms.--

23 (1) The department, with the approval of the Office of
24 the Budget, shall specify in its application to the
25 authority:

26 (i) the maximum principal amount of the bonds for
27 each bond issue; and

28 (ii) the maximum term of the bonds consistent with
29 applicable law.

30 (2) The total principal amount for all bonds issued

1 under this article may not exceed \$90,000,000.

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

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

8 Section 1104-B. Issuance of bonds, security and sources of
9 payments.

10 (a) Issuance.--The authority shall consider issuance of
11 bonds upon application by the department. Bonds issued under
12 this article shall be subject to the provisions of the Financing
13 Law, unless otherwise specified under this article.

14 (b) Service agreement authorized.--The authority and the
15 department may enter into an agreement or service agreement to
16 effectuate this article, including an agreement to secure bonds
17 issued for the purposes under section 1102-B(b), pursuant to
18 which the department shall agree to pay the bond obligations and
19 bond administrative expenses to the authority in each fiscal
20 year that the bonds or refunding bonds are outstanding in
21 amounts sufficient to timely pay in full the bond obligations,
22 bond administrative expenses and any other financing costs due
23 on the bonds issued for the purposes under section 1102-B(b).
24 The department's payment of the bond obligations, bond
25 administrative expenses and other financing costs due on the
26 bonds as service charges under an agreement or service agreement
27 shall be subject to and dependent upon the appropriation of
28 funds by the General Assembly to the department for payment of
29 the service charges. The service agreement may be amended or
30 supplemented by the authority and the department in connection

1 with the issuance of any series of bonds or refunding bonds
2 authorized under this section.

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

8 (1) Money relating to the bonds held on deposit in any
9 other fund or account under an instrument or agreement
10 pertaining to the bonds, including bond reserves and interest
11 income on the money.

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

15 Section 1105-B. Sale of bonds.

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

20 Section 1106-B. Deposit of bond proceeds.

21 The net proceeds of bonds, other than refunding bonds,
22 exclusive of costs of issuance, reserves and any other financing
23 charges, shall be transferred by the authority to the State
24 Treasurer for deposit into a restricted account established in
25 the State Treasury and held solely for the purposes under
26 section 1102-B(b) to be known as the County Voting Apparatus
27 Reimbursement Account. The department shall pay out the bond
28 proceeds to the counties from the account in accordance with
29 this article.

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

1 For each fiscal year in which bond obligations and bond
2 administrative expenses will be due, the authority shall notify
3 the department of the amount of bond obligations and the
4 estimated amount of bond administrative expenses in sufficient
5 time, as determined by the department, to permit the department
6 to request an appropriation sufficient to pay bond obligations
7 and bond administrative expenses that will be due and payable in
8 the following fiscal year. The authority's calculation of the
9 amount of bond obligations and bond administrative expenses that
10 will be due shall be subject to verification by the department.

11 Section 1108-B. Commonwealth not to impair bond-related
12 obligations.

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

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

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

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

22 (2) Alter or limit the service agreement under section
23 1104-B(b).

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

27 Section 1109-B. (Reserved).

28 Section 1110-B. Personal liability.

29 The members, directors, officers and employees of the
30 department and the authority shall not be personally liable as a

1 result of good faith exercise of the rights and responsibilities
2 granted under this article.

3 Section 1111-B. Annual report.

4 No later than March 1 of the year following the first full
5 year in which bonds have been issued under this article and for
6 each year thereafter in which bond obligations existed in the
7 prior year, the department shall submit an annual report to the
8 chair and minority chair of the Appropriations Committee of the
9 Senate, the chair and minority chair of the Appropriations
10 Committee of the House of Representatives, the chair and
11 minority chair of the State Government Committee of the Senate
12 and the chair and minority chair of the State Government
13 Committee of the House of Representatives providing all data
14 available on bonds issued or existing in the prior year. The
15 report shall include existing and anticipated bond principal,
16 interest and administrative costs, revenue, repayments,
17 refinancing, overall benefits to counties and any other relevant
18 data, facts and statistics that the department believes
19 necessary in the content of the report.

20 Section 1112-B. Reimbursement of county voting apparatus
21 expenses.

22 (a) Application.--A county may apply to the department to
23 receive funding to replace the county's voting apparatuses or to
24 reimburse the county's cost to purchase or lease by capital
25 lease voting apparatuses. Each county shall submit an
26 application for funding on a form containing information and
27 documentation prescribed by the department no later than July 1,
28 2020.

29 (b) Documentation for prior purchase or lease.--If a county
30 seeks reimbursement of the county's cost to purchase or lease by

1 capital lease a voting apparatus that the county purchased or
2 leased before the date that the county submits its application
3 to the department, the county's application shall include
4 documentation prescribed by the department to substantiate the
5 county's cost to purchase or lease the voting apparatus,
6 including copies of fully executed voting apparatus contracts,
7 invoices and proof of payment to the vendor of the voting
8 apparatus.

9 (c) Documentation for subsequent purchase or lease.--If a
10 county seeks funding to purchase or lease by capital lease a
11 voting apparatus that the county will purchase or lease after
12 the date that the county submits its application to the
13 department, the county's application shall include documentation
14 prescribed by the department to substantiate the county's
15 estimate to purchase or lease the voting apparatus, including
16 copies of fully executed voting apparatus contracts, bids or
17 price quotes submitted to the county by voting apparatus vendors
18 and other price estimates or cost proposals.

19 (d) Review.--The department shall review each county
20 application on a rolling basis and shall either approve or deny
21 each county's application within 90 days of the date the
22 application is received by the department. A county may
23 supplement or amend submitted applications during the 90-day
24 review period in consultation with the department.

25 (e) Approval for prior purchase or lease.--If the department
26 approves a county's application submitted under subsection (b),
27 the department and the county shall enter into a written grant
28 agreement through which the department shall reimburse the
29 county at the amount determined under subsection (g).

30 (f) Approval for subsequent purchase or lease.--If the

1 department approves a county's application under subsection (c),
2 the department and the county shall enter into a written grant
3 agreement through which the department will provide funding to
4 reimburse the county's cost to purchase or lease a voting
5 apparatus at the amount determined under subsection (g). The
6 county shall hold the grant money in an account of the county
7 that is separate from each other county account. The county
8 shall deliver quarterly reports to the department of the voting
9 apparatus costs paid from the grant money in a form prescribed
10 by the department. The county shall return any unspent grant
11 money to the department within 30 days of the expiration of the
12 grant agreement.

13 (g) Payments.--

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

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

21 (3) If the total amount submitted by all counties under
22 paragraph (2) exceeds the total amount available for
23 reimbursement or payment, a county shall receive a portion of
24 the amount available equal to the total amount submitted by
25 the county under subsection (b) or (c) which may be
26 reimbursed or paid, divided by the total amount submitted by
27 all counties under subsection (b) or (c) which may be
28 reimbursed or paid.

29 (4) If any bond proceeds remain after the department has
30 issued all reimbursements in accordance with paragraphs (1),

1 (2) and (3), the department may utilize the remaining balance
2 for grants for counties for the purchase and distribution to
3 the counties of election security equipment. The department
4 shall provide notice to each county no later than 30 days
5 prior to receiving applications for grants under this
6 paragraph.

7 (h) Certification.--A county shall only receive the
8 reimbursement or funding under this article after making a
9 certification to the department, the President pro tempore of
10 the Senate, the Speaker of the House of Representatives, the
11 Minority Leader of the Senate, the Minority Leader of the House
12 of Representatives, the chair and minority chair of the
13 Appropriations Committee of the Senate, the chair and minority
14 chair of the Appropriations Committee of the House of
15 Representatives, the chair and minority chair of the State
16 Government Committee of the Senate and the chair and minority
17 chair of the State Government Committee of the House of
18 Representatives that the county has completed a program under 25
19 Pa.C.S. § 1901(b) (1) (relating to removal of electors) and
20 mailed notices required under 25 Pa.C.S. § 1901(b) (3) within the
21 prior 12 months. The certification shall include information on
22 whether the county has undertaken a canvass under 25 Pa.C.S. §
23 1901(b) (2).

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

28 Section 16. The act is amended by adding an article to read:

29 ARTICLE XI-C

30 ELECTION EQUIPMENT FUNDING

1 Section 1101-C. Definitions.

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

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

7 "Authority." The Commonwealth Financing Authority.

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

9 "Election equipment." Any of the following:

10 (1) Voting machines.

11 (2) Sorters.

12 (3) Extractors.

13 (4) Electronic poll books.

14 (5) Servers for data storage.

15 (6) Tabulators.

16 "Program." The Election Equipment Funding Program
17 established under section 1102-C.

18 Section 1102-C. Establishment.

19 The Election Equipment Funding Program is established. The
20 authority shall administer and act as the fiscal agent for the
21 program and shall be responsible for receiving and reviewing
22 grant applications and awarding grants. The purpose of the
23 program shall be to award grants to counties for the purchase
24 and maintenance of election equipment.

25 Section 1103-C. Grant awards.

26 Grant awards shall be at the discretion of the authority and
27 shall be limited to amounts appropriated to the authority for
28 the program.

29 Section 1104-C. Application.

30 (a) Period.--The authority shall establish an annual

1 application period during which applications for grant funding
2 under the program may be submitted. The annual application
3 period shall be no fewer than 21 days and no longer than 60
4 days.

5 (b) Form and contents.--An application shall be submitted to
6 the authority. An application shall include the following
7 information:

8 (1) A receipt for the equipment purchased.

9 (2) Verification that the specific equipment purchased
10 has been certified by the Election Assistance Commission and
11 the Department of State.

12 (3) A copy of the security protocols for each type of
13 equipment.

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

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

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

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

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

28 (1) Whether the county submitting an application has
29 provided proof of full compliance with this act during the
30 most recent election.

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

3 Section 1105-C. Implementation.

4 (a) Requirements.--

5 (1) The requirements for the administration of the
6 program shall be as follows:

7 (i) An application for a grant under this section
8 must be received by a deadline established by the
9 authority.

10 (ii) The authority shall execute a grant agreement
11 between the board and a county before the payment of a
12 grant award.

13 (iii) A county shall maintain full and accurate
14 records for the purchase or maintenance of election
15 equipment.

16 (iv) A county shall submit to the authority copies
17 of all canceled checks or other records verifying
18 expenditures of grant money.

19 (2) The authority may establish additional requirements
20 for the program as the authority deems necessary to
21 administer the program.

22 (b) Restrictions and limitations.--

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

25 (2) Grant money may not be used for any of the
26 following:

27 (i) The operation of satellite election offices or
28 ballot return locations.

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

1 (iii) A voter education or election awareness
2 program.

3 (3) The authority may establish additional restrictions
4 and limitations as the authority deems necessary to
5 administer the program.

6 (c) Account.--

7 (1) The authority shall establish the Election Equipment
8 Funding Program Account.

9 (2) The purpose of the account shall be to award grants
10 under this act.

11 (3) The following shall be sources of funding for the
12 account:

13 (i) Appropriations, including Federal money.

14 (ii) Return on the money in the account.

15 (4) Money in the account is appropriated on a continuing
16 basis to the authority.

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

21 Section 17. The act is amended by adding sections to read:

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

24 (1) Vote and have his or her vote accurately counted.

25 (2) Cast a vote if he or she is in line at the time of the
26 closing of polls.

27 (3) Ask for and receive assistance in voting.

28 (4) Receive up to two replacement ballots if he or she makes
29 a mistake prior to the ballot being cast.

30 (5) Receive an explanation if his or her registration or

1 identity is in question.

2 (6) Cast a provisional ballot, if his or her registration or
3 identity is in question.

4 (7) Receive written instructions to use when voting and,
5 upon request, oral instructions from elections officers to use
6 when voting.

7 (8) Vote free from coercion or intimidation by elections
8 officers or any other person.

9 (9) Vote on a voting system that is in working condition and
10 that will allow votes to be accurately cast and accurately
11 counted.

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

14 Section 1201.4. Senior Voter's Bill of Rights.--In addition
15 to the rights of a voter under section 1201.3, a voter in this
16 Commonwealth who is 70 years of age or older shall have the
17 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) Receive assistance through supervised voting under
23 section 1306.2.

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

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

29 (1) Receive any assistance necessary to successfully cast a
30 ballot.

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

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

6 (4) Vote using an accessible voting machine approved under
7 this act.

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

10 (6) For a polling place that meets accessibility
11 requirements under the Americans with Disabilities Act of 1990
12 (Public Law 101-336, 104 Stat. 327), request that a ballot be
13 brought by election officers outside the polling place of the
14 qualified elector, provided that:

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

18 (ii) The qualified elector shall mark the ballot in the
19 presence of two election officers, with one representing each of
20 the political parties with the greatest number of registered
21 electors in this Commonwealth.

22 (iii) The qualified elector shall mark the ballot in a
23 secret manner and, obscuring the vote, return the ballot to the
24 election officers. The election officers shall immediately
25 return to the polling place and deposit the ballot in the voting
26 machine.

27 (iv) The electronic poll book utilized by the polling place
28 shall be brought to the qualified elector, if possible, or
29 otherwise made to record the qualified elector's participation
30 in the election.

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

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

6 Section 18. Sections 1204, 1205, 1209(a), 1210(a.3)(4),
7 1218(a) and 1231(a) and (b)(1), (3) and (4) of the act are
8 amended to read:

9 Section 1204. Delivery of Ballots and Supplies to Judges of
10 Election.--(a) The [cards of instruction, return sheets, tally
11 papers, statements, oaths of election officers, affidavits,
12 voter's certificates, and other forms and supplies required for
13 use in each election district, and also the district register of
14 such district, and in districts in which ballots are used, the
15 official and specimen ballots prepared for use therein, shall be
16 packed by the county board of elections in separate sealed
17 packages for each election district, marked on the outside so as
18 to clearly designate the districts for which they are intended,
19 and, in the case of districts in which ballots are used, the
20 number of ballots of each kind enclosed. They shall then be
21 delivered by the county board,] following materials shall be
22 prepared by the county board and delivered to all districts:

- 23 (1) Cards of instruction.
24 (2) Return sheets.
25 (3) Tally papers.
26 (4) Statements.
27 (5) Written oaths of election officers.
28 (6) Affidavits.
29 (7) Voter's certificates.
30 (8) Other forms and supplies.

1 (9) The district register of each district.

2 (10) The official and sample ballots prepared.

3 (b) The materials shall be delivered by the election board,

4 together with the ballot box, which shall bear the name and

5 number of the election district, to the judges of election in

6 the [several] election districts[,] not later than the day prior

7 to the day of the primary or election[: Provided, however, That

8 if,]. If, for any reason, it is impossible to deliver [such] the

9 packages to the judge of election in any district, [such] the

10 packages may be delivered to one of the inspectors [therein] or

11 the judges or inspectors may pick up the materials. The

12 respective judges of election or inspectors shall, [on delivery

13 to them of such packages,] upon delivery, return receipts

14 [therefor] to the county board[, which]. The board shall keep a

15 record of the time [when and the] and manner in which the

16 [several] packages are delivered. [The county board may, in its

17 discretion, require the respective judges of election to call at

18 its office to obtain the said packages.]

19 Section 1205. Time for Opening and Closing Polls.--At all

20 primaries and elections the polls shall be opened at 7 A.M. [,

21 Eastern Standard Time,] local time and shall remain open

22 continuously until 8 P.M. [, Eastern Standard Time] local time,

23 at which time they shall be closed.

24 Section 1209. Opening of Polls; Posting Cards of Instruction

25 and Notices of Penalties and Voters' Rights; Examination of

26 Voting Machines.--(a) [In districts in which ballots are used,

27 the election officers shall, after taking the oath, open the

28 ballot boxes which have been furnished to them, and burn and

29 totally destroy all the ballots and other papers which they may

30 find therein, before the opening of the polls.

1 Whenever during any emergency, it becomes necessary to save
2 waste paper on account of a shortage thereof, the Governor of
3 the Commonwealth may, by proclamation, suspend the foregoing
4 provisions relating to the destruction of ballots and papers,
5 and in that case, the election board shall set the ballots and
6 other papers aside and they shall be collected and disposed of
7 by such means and in such manner as may be determined by the
8 county election board.] When the polling place is opened, the
9 ballot box shall be securely locked[,] and shall not be opened
10 until the close of the polls, as provided in section 1221. At
11 the opening of the polls the seals of the packages furnished by
12 the county board shall be publicly broken[, and the said
13 packages] and the packages shall be opened by the judge of
14 election. The cards of instruction and notices of penalties
15 shall be immediately posted in each voting compartment, and not
16 less than three [such] cards and notices of penalties and
17 voters' rights[,] and not less than five [specimen] sample
18 ballots (at primaries five of each party)[,] shall be
19 immediately posted in or about the voting room outside the
20 enclosed space[, and such cards]. Cards of instruction, notices
21 of penalties and [specimen] sample ballots shall be given to any
22 elector [at his request, so long as there are any on hand.] upon
23 request if the cards or sample ballots are available.

24 * * *

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

28 (a.3) * * *

29 (4) As each voter is found to be qualified and votes, the
30 election officer in charge of the district register shall [write

1 or stamp] record the date of the election or primary, his number
2 in the order of admission to the voting machines, and at
3 primaries a letter or abbreviation designating the party in
4 whose primary he votes, and shall sign [his name or initials in
5 the proper space on the registration card of such voter
6 contained in the district register.] electronically.

7 * * *

8 Section 1218. Assistance in Voting.--

9 (a) [No voter shall be permitted to] (1) Voters may not
10 receive any assistance in voting at any primary or election,
11 unless [there is recorded upon his registration card his
12 declaration], upon arriving to vote, the voter signs an
13 affidavit that, by reason of blindness, disability, or inability
14 to read or write, [he is] the voter:

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

17 (ii) has a physical disability which renders [him] the voter
18 unable to see or mark the ballot or operate the voting
19 machine[,] or to enter the voting compartment or voting machine
20 booth without assistance. [, the exact nature of such condition
21 being recorded on such registration card, and unless the
22 election officers are satisfied that he still suffers from the
23 same condition.]

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

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

30 * * *

1 Section 1231. Deadline for Receipt of Valid Voter
2 Registration Application.--(a) Except as provided under
3 subsection (b), each commission, commissioner and registrar or
4 clerk appointed by the commission shall receive, during ordinary
5 business hours and during additional hours as the commission
6 prescribes, at the office of the commission and at additional
7 places as the commission designates, applications from
8 individuals who apply to be registered to vote as provided under
9 25 Pa.C.S. Pt. IV (relating to voter registration) who appear
10 and claim that they are entitled to be registered as electors of
11 a municipality. A commission may not accept the registration
12 application of an individual until after the commission has
13 confirmed the individual's eligibility to register to vote under
14 Article VII-A.

15 (b) In the administration of voter registration, each
16 commission shall ensure that an applicant who is a qualified
17 elector is registered to vote in an election when the applicant
18 has met any of the following conditions:

19 (1) In the case of voter registration with a motor vehicle
20 driver's license application under [25 Pa.C.S. § 1323 (relating
21 to application with driver's license application)] section 723-
22 A, if the valid voter registration application is received by
23 the appropriate commission not later than [fifteen] thirty days
24 before the election.

25 * * *

26 (3) In the case of voter registration at a voter
27 registration agency under 25 Pa.C.S. § 1325 (relating to
28 government agencies), if the valid voter registration
29 application is received by the appropriate commission not later
30 than [fifteen] thirty days before the election.

1 (4) In any other case, if the valid voter registration
2 application of the applicant is received by the appropriate
3 commission not later than [fifteen] thirty days before the
4 election.

5 * * *

6 Section 19. The act is amended by adding a section to read:

7 Section 1234. Prohibitions.--The Department of State, a
8 county or a municipality may not permit the following to be
9 established or offered at any election in this Commonwealth:

10 (1) Except as provided under section 1201.5, a polling place
11 at which electors may vote without leaving their vehicles.

12 (2) The mailing of any ballot to an elector who has not
13 requested one for that election under the provisions of this
14 act.

15 (3) The determination of the result of an election through
16 any method of ranked choice voting or a means by which electors
17 may cast any number of votes for candidates for an office
18 greater than the number of positions available for that office.

19 (4) The entering of any interstate compact relating to the
20 determination of the recipient of the Commonwealth's delegation
21 in the electoral college.

22 (5) The registration of any eligible voter who has not
23 submitted a valid application for registration to vote.

24 Section 20. Sections 1302(b), (i)(2) and (k), 1302.1(a) and
25 (a.3)(1) and (2) and 1305(b) of the act are amended to read:

26 Section 1302. Applications for Official Absentee Ballots.--*

27 * *

28 (b) The following shall apply:

29 (1) An application for a qualified elector under subsection
30 (a) shall contain the following information[:], without which

1 the application shall be rejected:

2 (i) Home residence at the time of entrance into actual
3 military service or Federal employment, [length of time a
4 citizen, length of residence in Pennsylvania, date] if
5 applicable.

6 (ii) Date of birth. [, length of time a resident of voting
7 district, voting district if known, party]

8 (iii) Party choice in case of primary [, name and, for a
9 military].

10 (iv) Name.

11 (v) For a military elector, his stateside military address,
12 FPO or APO number and serial number.

13 (vi) At least two of the following:

14 (A) Last four digits of the elector's Social Security
15 number.

16 (B) If the elector has a Pennsylvania driver's license, the
17 license number.

18 (C) The elector's voter registration number.

19 (1.1) A qualified elector's application shall contain the
20 following, but the application shall not be rejected if the
21 information is unknown or not provided:

22 (i) Voting district.

23 (ii) Length of time a resident of voting district.

24 (iii) Length of time a citizen.

25 (iv) Length of residence in this Commonwealth.

26 (2) Any elector other than a military elector shall in
27 addition specify the nature of his employment, the address to
28 which ballot is to be sent, relationship where necessary, and
29 such other information as may be determined and prescribed by
30 the Secretary of the Commonwealth.

1 (3) When such application is received by the Secretary of
2 the Commonwealth it shall be forwarded to the proper county
3 board of election.

4 * * *

5 (i) * * *

6 (2) Nothing in this act shall prohibit a private
7 organization or individual from printing blank voter
8 applications for absentee ballots or shall prohibit the use of
9 such applications by another individual, provided the form,
10 content and paper quality have been approved by the Secretary of
11 the Commonwealth. Voter applications for absentee ballots
12 distributed under this section must clearly indicate that they
13 have not been sent or distributed by a county or by the
14 department and must be blank upon distribution to any elector.

15 * * *

16 (k) The Secretary of the Commonwealth [may] shall develop an
17 electronic system through which all qualified electors may apply
18 for an absentee ballot and request permanent absentee voter
19 status under subsection (e.1), provided the system is able to
20 capture a digitized or electronic signature of the applicant. A
21 county board of elections shall treat any application or request
22 received through the electronic system as if the application or
23 request had been submitted on a paper form or any other format
24 used by the county.

25 Section 1302.1. Date of Application for Absentee Ballot.--

26 (a) Except as provided in subsection (a.3), applications for
27 absentee ballots shall be received in the office of the county
28 board of elections not earlier than fifty (50) days before the
29 primary or election, except that if a county board of elections
30 determines that it would be appropriate to its operational

1 needs, any applications for absentee ballots received more than
2 fifty (50) days before the primary or election may be processed
3 before that time. Applications for absentee ballots shall be
4 processed if received not later than five o'clock P.M. of the
5 [first Tuesday] fifteenth day prior to the day of any primary or
6 election.

7 (a.3) (1) The following categories of electors may apply
8 for an absentee ballot under this subsection, if otherwise
9 qualified:

10 (i) An elector whose physical disability or illness
11 prevented the elector from applying for an absentee ballot
12 before five o'clock P.M. on the [first Tuesday] fifteenth day
13 prior to the day of the primary or election.

14 (ii) An elector who, because of the elector's business,
15 duties or occupation, was unable to apply for an absentee ballot
16 before five o'clock P.M. on the [first Tuesday] fifteenth day
17 prior to the day of the primary or election.

18 (iii) An elector who becomes so physically disabled or ill
19 after five o'clock P.M. on the [first Tuesday] fifteenth day
20 prior to the day of the primary or election that the elector is
21 unable to appear at the polling place on the day of the primary
22 or election.

23 (iv) An elector who, because of the conduct of the elector's
24 business, duties or occupation, will necessarily be absent from
25 the elector's municipality of residence on the day of the
26 primary or election, which fact was not and could not reasonably
27 be known to the elector on or before five o'clock P.M. on the
28 [first Tuesday] fifteenth day prior to the day of the primary or
29 election.

30 (2) An elector described in paragraph (1) may submit an

1 application for an absentee ballot at any time up until the time
2 of the closing of the polls on the day of the primary or
3 election. The application shall include a declaration describing
4 the circumstances that prevented the elector from applying for
5 an absentee ballot before five o'clock P.M. on the [first
6 Tuesday] fifteenth day prior to the day of the primary or
7 election or that prevent the elector from appearing at the
8 polling place on the day of the primary or election, and the
9 elector's qualifications under paragraph (1). The declaration
10 shall be made subject to the provisions of 18 Pa.C.S. § 4904
11 (relating to unsworn falsification to authorities).

12 * * *

13 Section 1305. Delivering or Mailing Ballots.--

14 * * *

15 (b) (1) The county board of elections upon receipt and
16 approval of an application filed by any elector qualified in
17 accordance with the provisions of section 1301, subsections (i)
18 to (l), inclusive, shall commence to deliver or mail official
19 absentee ballots [as soon as a ballot is certified and the
20 ballots are available] on the day after the deadline for
21 registering to vote in any election. While any proceeding is
22 pending in a Federal or State court which would affect the
23 contents of any ballot, the county board of elections may await
24 a resolution of that proceeding but in any event, shall commence
25 to deliver or mail official absentee ballots not later than the
26 second Tuesday prior to the primary or election. For those
27 applicants whose proof of identification was not provided with
28 the application or could not be verified by the board, the board
29 shall send the notice required under section 1302.2(d) with the
30 absentee ballot. As additional applications are received and

1 approved after the time that the county board of elections
2 begins delivering or mailing official absentee and mail-in
3 ballots, the board shall deliver or mail official absentee
4 ballots to such additional electors within forty-eight hours.

5 [(2) Notwithstanding any other provisions of this act and
6 notwithstanding the inclusion of a mailing address on an
7 absentee or mail-in ballot application, a voter who presents the
8 voter's own application for an absentee or mail-in ballot within
9 the office of the county board of elections during regular
10 business hours may request to receive the voter's absentee or
11 mail-in ballot while the voter is at the office. This request
12 may be made orally or in writing. Upon presentation of the
13 application and the making of the request and upon approval
14 under sections 1302.2 and 1302.2-D, the county board of
15 elections shall promptly present the voter with the voter's
16 absentee or mail-in ballot. If a voter presents the voter's
17 application within the county board of elections' office in
18 accordance with this section, a county board of elections may
19 not deny the voter's request to have the ballot presented to the
20 voter while the voter is at the office unless there is a bona
21 fide objection to the absentee or mail-in ballot application.]

22 (2) A county board of elections shall investigate the
23 circumstances of any absentee ballot returned as undeliverable
24 by the United States Postal Service. The investigation shall
25 include contacting the absentee elector, further attempts to
26 have the absentee ballot delivered and the correction or
27 reconsideration of the absentee elector's registration status
28 and registered address, if these are found to be incorrect.

29 (3) If a qualified absentee elector directs the qualified
30 elector's ballot to be mailed to an address other than the

1 qualified elector's registered address, a county board of
2 elections shall additionally mail a notice of the request to the
3 qualified elector's registered address.

4 * * *

5 Section 21. Section 1306(a) introductory paragraph of the
6 act is amended and the section is amended by adding a subsection
7 to read:

8 Section 1306. Voting by Absentee Electors.--(a) Except as
9 provided in paragraphs (2) and (3), at any time after receiving
10 an official absentee ballot, but on or before eight o'clock P.M.
11 the day of the primary or election, the elector shall, in
12 secret, proceed to mark the ballot only in black lead pencil,
13 indelible pencil or blue, black or blue-black ink, in fountain
14 pen or ball point pen, and then fold the ballot, enclose and
15 securely seal the same in the envelope on which is printed,
16 stamped or endorsed "Official Election Ballot." This envelope
17 shall then be placed in the second one, on which is printed the
18 form of declaration of the elector, and the address of the
19 elector's county board of election and the local election
20 district of the elector. The elector shall then fill out, date
21 and sign the declaration printed on such envelope. [Such
22 envelope shall then be securely sealed and the elector shall
23 send same by mail, postage prepaid, except where franked, or
24 deliver it in person to said county board of election.]

25 * * *

26 (a.1) The elector shall, prior to eight o'clock P.M. on
27 election day, return his or her completed absentee ballot by one
28 of the following methods only:

29 (1) Delivery through the United States Postal Service to the
30 offices of his or her county board of elections.

1 (2) Delivery in person to the permanent offices of his or
2 her county board of elections during its regular hours of
3 operation.

4 (3) Delivery to a ballot return location established under
5 the following conditions:

6 (i) A ballot return location may only be operated during the
7 hours of seven o'clock A.M. to eight o'clock P.M. during the
8 seven days prior to an election.

9 (ii) Ballot return locations may be established by a county
10 board of elections as necessary. The following shall apply:

11 (A) A county shall maintain at least one ballot return
12 location and may maintain an additional ballot return location
13 for each 100,000 residents of that county as of the most recent
14 census. The county board of election office may serve as a
15 ballot return location.

16 (B) Ballot return locations must be monitored by at least
17 one inspector of elections from each of the two parties with the
18 highest number of registered electors in this Commonwealth. If
19 two such inspectors of elections are unavailable to appear at a
20 ballot return location on any particular day, a county shall not
21 operate the ballot return location. Each inspector of elections
22 shall receive the same compensation provided for an election
23 under this act for each day on which he monitors a ballot return
24 location.

25 (C) The inspectors of election monitoring a ballot return
26 location shall verify the identification of each individual
27 returning a ballot consistent with the provisions of this act.
28 The inspectors of election shall also review each ballot prior
29 to the ballot's return to ensure completeness of the declaration
30 of the elector, signature and date. If, upon inspection and

1 review of a ballot being returned, either inspector of election
2 believes the ballot or its method of return to be in violation
3 of any provision of this act, the ballot shall be secured
4 separately from all other ballots at the ballot return location,
5 and the inspectors of election shall record the date, time,
6 identity of the elector and a record of each ballot being
7 returned in potential violation of this act. The county board of
8 elections shall determine whether the ballots are in violation
9 of any provision of this act and, only if the county board of
10 elections is satisfied that a ballot is not in violation, shall
11 direct the ballot to be pre-canvassed or canvassed.

12 (D) Ballot return locations must be monitored by video
13 recording during each hour of operation. The recording must be
14 made available for public inspection and retained for a period
15 of two (2) years.

16 (E) Ballots returned to a location established under this
17 section must be promptly collected and secured each evening
18 after eight o'clock P.M., or immediately upon being closed for
19 the day, whichever is earlier.

20 (F) Each ballot return location intended to be established
21 in an election must be published under section 106 at least
22 thirty (30) days prior to establishment.

23 (G) Each ballot return location must be considered a polling
24 place for the requirements of this act, including accessibility,
25 access of observers and restriction of political activity.

26 (H) Ballot return locations must be established at a fixed
27 location for the duration of the seven (7) days prior to an
28 election.

29 (I) Ballot return locations must be evenly distributed
30 throughout a county to ensure equal access of voters.

1 (J) After the establishment of in-person early voting under
2 Article XIII-F, ballot return locations may only be established
3 at the same premises as early voting locations in a county.

4 (K) No reimbursement shall be provided by the department or
5 the State Treasury for the costs that a county incurs in
6 operating ballot return locations.

7 (4) Nothing in this section shall be construed to prohibit
8 an elector from returning the completed ballot of another member
9 of his household, registered at the same residential address and
10 unit number. At any time that an elector appears with the intent
11 of returning more than one completed ballot, the inspectors of
12 election shall review the ballots for compliance with this
13 subsection.

14 * * *

15 Section 22. The act is amended by adding a section to read:

16 Section 1306.2. Supervised Voting by Qualified Absentee
17 Electors in Certain Facilities.--(a) The county board of
18 elections shall provide supervised voting for absent electors
19 residing in an assisted living facility or nursing home facility
20 within that county at the request of an administrator of the
21 facility. The request for supervised voting in the facility
22 shall be made by submitting a written request to the board of
23 elections no later than twenty-one (21) days prior to the
24 election for which that request is submitted. The request shall
25 specify the name and address of the facility and the name of
26 electors who wish to vote absentee in that election. If the
27 request contains the names of fewer than five voters, the board
28 of elections is not required to provide supervised voting.

29 (b) The county board of elections may, in the absence of a
30 request from the administrator of a facility, provide for

1 supervised voting in the facility for persons who have requested
2 an absentee ballot. The county board of elections shall notify
3 the administrator of a facility that supervised voting will
4 occur.

5 (c) The county board of elections shall, in cooperation with
6 the administrator of a facility, select a date and time when the
7 supervised voting will occur.

8 (d) The county board of elections shall designate supervised
9 voting teams to provide services prescribed by this section.
10 Each supervised voting team shall include at least two persons.
11 Each supervised voting team must include representatives of at
12 least the two parties with the largest number of registered
13 electors in this Commonwealth, except that, in a primary
14 election to nominate party nominees in which only one party has
15 candidates appearing on the ballot, each supervised voting team
16 may be of only members of that party. Supervised voting teams
17 shall not be required to be employed by a county and may be
18 volunteers from each party, except that a candidate may not
19 provide supervised voting services.

20 (e) The supervised voting team shall deliver the ballots to
21 the respective absentee electors and each member of the team
22 shall jointly supervise the voting of the ballots. If an elector
23 requests assistance in voting, the oath prescribed under this
24 act shall be completed and the elector may receive the
25 assistance of two members of the supervised voting team or some
26 other person of the elector's choice to assist the elector in
27 casting the elector's ballot.

28 (f) Before providing assistance, the supervised voting team
29 shall disclose to the elector that the ballot may be retained to
30 vote at a later time and that the elector has the right to seek

1 assistance in voting from some other person of the elector's
2 choice without the presence of the supervised voting team.

3 (g) If an elector declines to vote a ballot or is unable to
4 vote a ballot, the supervised voting team shall mark the ballot
5 "refused to vote" or "unable to vote."

6 (h) After the ballots have been voted or marked in
7 accordance with the provisions of this section, the supervised
8 voting team shall deliver the ballots to the county board of
9 elections.

10 (i) The department shall provide training and information to
11 assisted living facilities and nursing home facilities in order
12 to assist residents in voting, including applicable laws
13 regarding assistance in voting and penalties for violation of
14 election laws.

15 Section 23. Sections 1308(g) (1.1), (2) and (3), 1302-D(b)
16 and (g), 1302.1-D(a) and 1305-D of the act are amended to read:

17 Section 1308. Canvassing of Official Absentee Ballots and
18 Mail-in Ballots.--* * *

19 (g) * * *

20 (1.1) The county board of elections shall meet [no earlier
21 than seven o'clock A.M. on] at least twice prior to election day
22 to pre-canvass all ballots received prior to the meeting.

23 Meetings to pre-canvass ballots may occur only between seven
24 o'clock A.M. and eleven o'clock P.M. on the five days prior to
25 election day and while polls are open on election day. A county
26 board of elections shall provide at least forty-eight hours'
27 notice of a pre-canvass meeting by publicly posting a notice of
28 a pre-canvass meeting on its publicly accessible Internet
29 website. One authorized representative of each candidate in an
30 election, one authorized representative of the county

1 chairperson of each political party and one representative
2 [from] of each political party shall be permitted to remain in
3 the room in which the absentee ballots and mail-in ballots are
4 pre-canvassed. Authorized representatives shall be provided with
5 meaningful access to view and observe the entire process of pre-
6 canvassing or canvassing activities. Such access shall allow all
7 authorized representatives to easily read the text on any ballot
8 or envelope at any point in the process of pre-canvassing or
9 canvassing activities. A county board of elections must
10 designate an official to respond to issues reported by
11 authorized representatives. The department shall establish a
12 procedure for authorized representatives to report any concerns
13 arising from any pre-canvass meeting and the department must
14 investigate and report on any concerns raised in each election.
15 A county board of elections shall record the pre-canvassing and
16 canvassing meetings with audio and visual recording. The entire
17 recording under this section shall be made available only after
18 the close of the polls. No person observing, attending or
19 participating in a pre-canvass meeting may disclose the results
20 of any portion of any pre-canvass meeting prior to the close of
21 the polls.

22 (2) The county board of elections shall meet [no earlier
23 than] immediately upon the close of polls on the day of the
24 election [and no later than the third day following the
25 election] to begin canvassing absentee ballots and mail-in
26 ballots not included in the pre-canvass meeting. The meeting
27 under this paragraph shall continue until all absentee ballots
28 and mail-in ballots received prior to the close of the polls
29 have been canvassed. The county board of elections shall not
30 record or publish any votes reflected on the ballots prior to

1 the close of the polls. The canvass process shall continue
2 through the eighth day following the election for valid
3 military-overseas ballots timely received under 25 Pa.C.S. §
4 3511 (relating to receipt of voted ballot). A county board of
5 elections shall provide at least forty-eight hours' notice of a
6 canvass meeting by publicly posting a notice on its publicly
7 accessible Internet website. One authorized representative of
8 each candidate in an election and one representative from each
9 political party shall be permitted to remain in the room in
10 which the absentee ballots and mail-in ballots are canvassed.

11 (3) When the county board of elections meets to pre-canvass
12 or canvass absentee ballots and mail-in ballots under paragraphs
13 (1), (1.1) and (2), the board shall [~~examine~~] do all of the
14 following:

15 (i) Examine the declaration on the envelope of each ballot
16 not set aside under subsection (d) and shall compare the
17 information and signature thereon with that contained in the
18 "Registered Absentee and Mail-in Voters File," the absentee
19 voters' list and/or the "Military Veterans and Emergency
20 Civilians Absentee Voters File," whichever is applicable.

21 (ii) A county board of elections shall use an automated
22 sorting or extracting machine to assist in its processing of
23 absentee ballots and mail-in ballots, the machine must possess
24 capabilities as a signature verification device, and the
25 capabilities must additionally be used by the county board of
26 elections to assist in comparing the signature on each ballot
27 with the signature in a voter's file.

28 (iii) If the county board of elections has verified the
29 proof of identification as required under this act and is
30 satisfied that the declaration is sufficient [~~and~~], that the

1 information contained in the "Registered Absentee and Mail-in
2 Voters File," the absentee voters' list and/or the "Military
3 Veterans and Emergency Civilians Absentee Voters File" verifies
4 his right to vote[,] and that the signature on the ballot
5 matches the signature on file, the county board of elections
6 shall provide a list of the names of electors whose absentee
7 ballots or mail-in ballots are to be pre-canvassed or canvassed.

8 (iv) For absentee ballots or mail-in ballots which the
9 county board of elections is not satisfied that proof of
10 identification has been provided due to an inability to match
11 the signature present on the ballot to the signature on file, or
12 for a ballot on which the declaration of the elector is
13 incomplete, or are unsigned or undated, the county board shall:

14 (A) Attempt to notify the elector by mail, email, telephone
15 or text message that the elector's ballot is incomplete and will
16 not be counted unless action is taken by the elector prior to
17 the closing of polls on election day.

18 (B) Direct the elector to appear before the county board of
19 elections to complete the missing information or to provide an
20 electronic, facsimile or paper copy to the county board of
21 elections, including:

22 (I) proof of identification and an executed affirmation
23 attesting, under penalty of perjury, that the elector is the
24 same individual who personally remitted the absentee ballot or
25 mail-in ballot; or

26 (II) an executed affirmation attesting, under penalty of
27 perjury, that the elector is the same individual who personally
28 remitted the absentee ballot or mail-in ballot and that the
29 elector is indigent and unable to obtain proof of identification
30 without the payment of a fee.

1 (v) For absentee ballots or mail-in ballots with incurable
2 errors, including lacking a secrecy envelope, or the marking of
3 identifying information on the secrecy envelope, the county
4 board shall:

5 (A) attempt to notify the elector by mail, email, telephone
6 or text message that the elector's ballot cannot be counted due
7 to an incurable error; and

8 (B) direct the elector to vote on election day using a
9 provisional ballot; or

10 (C) if the elector is unable to appear at his or her polling
11 place on election day due to a reason listed under section 1301,
12 direct the elector to apply for an emergency absentee ballot.

13 * * *

14 Section 1302-D. Applications for official mail-in ballots.

15 * * *

16 (b) Content.--The following shall apply:

17 (1) The qualified elector's application shall contain
18 the following information, without which the application
19 shall be rejected:

20 (i) Date of birth.

21 [(ii) Length of time a resident of voting district.

22 (iii) Voting district, if known.]

23 (iv) Party choice in case of primary.

24 (v) Name.

25 (vi) At least two of the following:

26 (A) Last four digits of the elector's Social
27 Security number.

28 (B) If the elector has a Pennsylvania driver's
29 license, the license number.

30 (C) The elector's voter registration number.

1 (1.1) The qualified elector's application shall contain
2 the following, but the application shall not be rejected if
3 this information is unknown or not provided:

4 (i) Voting district.

5 (ii) Length of time a resident of voting district.

6 (2) A qualified elector shall, in addition, [specify the
7 address to which the ballot is to be sent, the relationship
8 where necessary and other information as may be determined by
9 the Secretary of the Commonwealth.] specify his or her
10 registered address, or the mailing address associated with
11 his or her voter registration record, to which the ballot
12 must be delivered by mail.

13 (3) When an application is received by the Secretary of
14 the Commonwealth it shall be forwarded to the proper county
15 board of election.

16 * * *

17 (g) Permanent mail-in voting list.--

18 [(1) Any qualified registered elector may request to be
19 placed on a permanent mail-in ballot list file at any time
20 during the calendar year. A mail-in ballot application shall
21 be mailed to every person otherwise eligible to receive a
22 mail-in ballot application by the first Monday in February
23 each year or within 48 hours of receipt of the request,
24 whichever is later, so long as the person does not lose the
25 person's voting rights by failure to vote as otherwise
26 required by this act. A mail-in ballot application mailed to
27 an elector under this section, which is completed and timely
28 returned by the elector, shall serve as an application for
29 any and all primary, general or special elections to be held
30 in the remainder of that calendar year and for all special

1 elections to be held before the third Monday in February of
2 the succeeding year.]

3 (1) Neither the department nor the county shall maintain
4 a permanent mail-in voting list. A qualified elector must
5 separately request a mail-in ballot for each election in
6 which the qualified elector chooses to vote by mail,
7 including for each election held within the same calendar
8 year.

9 (2) The Secretary of the Commonwealth may develop an
10 electronic system through which all qualified electors may
11 apply for a mail-in ballot [and request permanent mail-in
12 voter status] under this section, provided the system is able
13 to capture a digitized or electronic signature of the
14 applicant. A county board of elections shall treat an
15 application or request received through the electronic system
16 as if the application or request had been submitted on a
17 paper form or any other format used by the county.

18 [(3) The transfer of a qualified registered elector on a
19 permanent mail-in voting list from one county to another
20 county shall only be permitted upon the request of the
21 qualified registered elector.]

22 Section 1302.1-D. Date of application for mail-in ballot.

23 (a) General rule.--Applications for mail-in ballots shall be
24 received in the office of the county board of elections not
25 earlier than 50 days before the primary or election, except that
26 if a county board of elections determines that it would be
27 appropriate to the county board of elections' operational needs,
28 any applications for mail-in ballots received more than 50 days
29 before the primary or election may be processed before that
30 time. Applications for mail-in ballots shall be processed if

1 received not later than five o'clock P.M. of the [first Tuesday]
2 fifteenth day prior to the day of any primary or election.

3 * * *

4 Section 1305-D. Delivering or mailing ballots.

5 (a) Duty of county board of elections.--The county board of
6 elections, upon receipt and approval of an application filed by
7 a qualified elector under section 1301-D, shall commence to
8 deliver or mail official mail-in ballots [as soon as a ballot is
9 certified and the ballots are available] on the day after the
10 deadline for registering to vote in an election. While any
11 proceeding is pending in a Federal or State court which would
12 affect the contents of any ballot, the county board of elections
13 may await a resolution of that proceeding but in any event,
14 shall commence to deliver or mail official mail-in ballots not
15 later than the second Tuesday prior to the primary or election.
16 For applicants whose proof of identification was not provided
17 with the application or could not be verified by the board, the
18 board shall send the notice required under section 1302.2-D(c)
19 with the mail-in ballot. As additional applications are received
20 and approved, the board shall deliver or mail official mail-in
21 ballots to the additional electors within 48 hours.

22 (b) Investigation by the county board of elections.--The
23 county board of elections shall investigate the circumstances of
24 any mail-in ballot returned as undeliverable by the United
25 States Postal Service. The investigation shall include
26 contacting the mail-in elector, further attempts to have his
27 ballot delivered, and the correction or reconsideration of his
28 registration status and registered address, if these are found
29 to be incorrect.

30 Section 24. Section 1306-D(a) of the act is amended and the

1 section is amended by adding a subsection to read:

2 Section 1306-D. Voting by mail-in electors.

3 (a) General rule.--At any time after receiving an official
4 mail-in ballot, but on or before eight o'clock P.M. the day of
5 the primary or election, the mail-in elector shall, in secret,
6 proceed to mark the ballot only in black lead pencil, indelible
7 pencil or blue, black or blue-black ink, in fountain pen or ball
8 point pen, and then fold the ballot, enclose and securely seal
9 the same in the envelope on which is printed, stamped or
10 endorsed "Official Election Ballot." This envelope shall then be
11 placed in the second one, on which is printed the form of
12 declaration of the elector, and the address of the elector's
13 county board of election and the local election district of the
14 elector. The elector shall then fill out, date and sign the
15 declaration printed on such envelope. [Such envelope shall then
16 be securely sealed and the elector shall send same by mail,
17 postage prepaid, except where franked, or deliver it in person
18 to said county board of election.]

19 * * *

20 (a.2) Return of completed mail-in ballots.--The elector
21 shall, prior to eight o'clock P.M. on election day, return his
22 or her completed mail-in ballot by one of the following methods
23 only:

24 (1) Delivery through the United States Postal Service to
25 the offices of his county board of elections.

26 (2) Delivery in person to the permanent offices of his
27 or her county board of elections during its regular hours of
28 operation.

29 (3) Delivery to a ballot return location established
30 under the following conditions:

1 (i) A ballot return location may only be operated
2 during the hours of seven o'clock A.M. to eight o'clock
3 P.M. during the seven days prior to an election.

4 (ii) Ballot return locations may be established by a
5 county board of elections as necessary, provided that:

6 (A) A county shall maintain at least one ballot
7 return location and may maintain an additional ballot
8 return location for each 100,000 residents of that
9 county as of the most recent census. A county board
10 of election office may serve as a ballot return
11 location.

12 (B) Ballot return locations must be monitored by
13 at least one inspector of elections from each of the
14 two parties with the highest number of registered
15 electors in this Commonwealth. If two such inspectors
16 of elections are unavailable to appear at a ballot
17 return location on any particular day, a county shall
18 not operate the ballot return location. Each
19 inspector of elections shall receive the same
20 compensation provided for an election under this act
21 for each day on which he monitors a ballot return
22 location.

23 (C) The inspectors of election monitoring any
24 ballot return location shall verify the
25 identification of each individual returning a ballot
26 consistent with the provisions of this act. The
27 inspectors of election shall also ensure review of
28 each ballot prior to the ballot's return to ensure
29 completeness of the declaration of the elector,
30 signature and date. If, upon inspection and review of

1 a ballot being returned, either inspector of election
2 believes the ballot or its method of return to be in
3 violation of any provision of this act, the ballot
4 shall be secured separately from all other ballots at
5 the ballot return location, and the inspectors of
6 election shall record the date, time, identity of the
7 elector and a record of each ballot being returned in
8 potential violation of this act. The county board of
9 elections shall determine whether the ballots are in
10 violation of any provision of this act and, only if
11 the county board of elections is satisfied that a
12 ballot is not in violation, shall direct the ballot
13 to be pre-canvassed or canvassed.

14 (D) Ballot return locations must be monitored by
15 video recording during each hour of operation. The
16 recording shall be made available for public
17 inspection and retained for a period of two years.

18 (E) Ballots returned to a location established
19 under this section must be promptly collected and
20 secured each evening after eight o'clock P.M., or
21 immediately upon being closed for the day, whichever
22 is earlier.

23 (F) Each ballot return location must be
24 considered a polling place for all requirements of
25 this act, including accessibility, access of
26 observers and restriction of political activity.

27 (G) Ballot return locations must be established
28 at a fixed location for the duration of the seven
29 days prior to an election.

30 (H) Ballot return locations must be evenly

1 distributed throughout a county to ensure equal
2 access of voters.

3 (I) After the establishment of in-person early
4 voting under Article XIII-F, ballot return locations
5 may only be established at the same premises as early
6 voting locations in a county.

7 (J) No reimbursement shall be provided by the
8 Department of State for the costs that a county
9 incurs in operating ballot return locations.

10 (4) Nothing in this subsection shall be construed to
11 prohibit an elector from returning the completed ballot of
12 another member of his or her household, registered at the
13 same residential address and unit number. At any time that an
14 elector appears with the intent of returning more than one
15 completed ballot, the inspectors of election shall review the
16 ballots for compliance with this subsection.

17 * * *

18 Section 25. Section 1302-E(c)(4) of the act is amended by
19 adding a subparagraph and the subsection is amended by adding
20 paragraphs to read:

21 Section 1302-E. Pennsylvania Election Law Advisory Board.

22 * * *

23 (c) Duties.--The board shall have the following duties:

24 * * *

25 (4) Evaluate and make recommendations on:

26 * * *

27 (iii) The rules prescribed in the official
28 instructions and procedures manual under this section
29 shall include regulations and restrictions governing any
30 vendors contracted by counties or the Department of State

1 for the printing or mailing of ballots.

2 * * *

3 (6) To establish a working group with directors of
4 elections from a minimum of 10 counties, and together, to
5 prescribe rules to achieve and maintain the maximum degree of
6 correctness, impartiality, uniformity and efficiency on the
7 procedures for early voting and voting and of producing,
8 distributing, collecting, counting, tabulating and storing
9 ballots. The board shall also adopt rules regarding
10 transmittal of unvoted ballots, ballot requests, voted
11 ballots and other election materials to and from a qualified
12 absentee military or overseas elector, as defined under 52
13 U.S.C. § 20310 (relating to definitions). The following shall
14 apply:

15 (i) The rules shall be prescribed in an official
16 instructions and procedures manual to be issued not later
17 than December 31 of each odd-numbered year immediately
18 preceding the general election. Before its issuance, the
19 manual shall be submitted to the President pro tempore of
20 the Senate, the Speaker of the House of Representatives,
21 the Majority Leader and Minority Leader of the Senate,
22 the Majority Leader and Minority Leader of the House of
23 Representatives, the chair and minority chair of the
24 State Government Committee of the Senate, the chair and
25 minority chair of the State Government Committee of the
26 House of Representatives and the Governor not later than
27 October 1 of the year before each general election.

28 (ii) Each rule included in the official instructions
29 and procedures manual must provide citations to relevant
30 provisions of this act.

1 (7) To establish standards for annual training
2 requirements for all county election officials, poll workers,
3 election observers, judges of elections and election
4 integrity officers. Training to fulfill the requirements must
5 be conducted by the Department of State and must be made
6 available on all business days.

7 (8) To adopt rules prescribing minimum standards for
8 nonpartisan voter education. The standards shall, at a
9 minimum, address:

10 (i) voter registration;

11 (ii) balloting procedures, by mail and polling
12 place;

13 (iii) voter rights and responsibilities;

14 (iv) distribution of sample ballots; and

15 (v) public service announcements.

16 (9) To receive reports from county boards of elections
17 required under section 302, to reexamine the rules adopted
18 under paragraph (8), and to use the findings in the reports
19 as a basis for modifying the rules to incorporate successful
20 voter education programs and techniques, as necessary.

21 * * *

22 Section 26. The act is amended by adding an article to read:

23 ARTICLE XIII-F

24 EARLY VOTING BY QUALIFIED ELECTORS

25 Section 1301-F. In-person early voting.

26 Beginning with the 2025 primary election, and for each
27 election thereafter, each county board of elections must provide
28 electors with the opportunity to vote at an early voting center,
29 prior to election day.

30 Section 1302-F. Operation.

1 (a) Early voting centers.--

2 (1) Each early voting center shall be considered a
3 polling place for the purposes of this act.

4 (2) Early voting centers shall be established beginning
5 on the second Friday prior to an election and ending on the
6 first Wednesday prior to an election. A county shall operate
7 at least one early voting center, with an additional early
8 voting center for each 100,000 residents of the county at the
9 time of the most recent census, except that no county shall
10 be required to operate more than five early voting centers.

11 (3) Early voting centers shall be open from 7 A.M to 8
12 P.M. each day.

13 (4) The board shall provide at least 30 days' notice
14 prior to the establishment of any early voting center,
15 including location and intended hours of operation. The
16 notice under this paragraph shall be published under section
17 106.

18 (5) Early voting centers may be established only at a
19 permanent building which provides the security required under
20 paragraph (10), and which is a public library facility,
21 public or private school, college or university building,
22 courthouse or a municipal, county or Commonwealth owned
23 building.

24 (6) Early voting centers shall be established at
25 locations distributed throughout the county so as to ensure
26 equal access to all voters.

27 (7) An early voting center shall utilize electronic poll
28 books with the capability of scanning an elector's
29 identification and printing the appropriate ballot for that
30 elector.

1 (8) Each early voting center must be accessible under
2 the requirements of 42 U.S.C. Ch. 126 (relating to equal
3 opportunity for individuals with disabilities).

4 (9) Voting at early voting centers shall be conducted
5 using the same type of voting machines utilized by that
6 county on election day.

7 (10) An early voting center shall be continually
8 secured, monitored by staff and monitored by video recording
9 from the beginning of the period provided for early voting
10 until the end, including overnight. Video recording shall be
11 retained and made available publicly.

12 (b) Duty of county board of elections.--During any early
13 voting period, each county board of elections shall make
14 available the total number of electors having cast a ballot at
15 each early voting location during the previous day. Each county
16 board shall prepare an electronic data file listing the
17 individual electors who cast a ballot during the early voting
18 period. This information shall be updated and made available no
19 later than noon of each day and shall be provided to the public
20 upon request.

21 Section 1303-F. Reimbursement.

22 Counties shall be reimbursed by the department for half of
23 the costs incurred in the operation of early voting centers.

24 Section 27. Section 1402 of the act is amended by adding a
25 subsection to read:

26 Section 1402. Returns to Be Open to Public Inspection;
27 Exceptions.--* * *

28 (a.1) Each ballot cast in an election shall be open to
29 public inspection at the office of the county board as soon as
30 practicable after an election, and for as long as the ballots

1 are required to be retained under this act. Public inspection
2 shall be monitored to ensure the safety and integrity of each
3 ballot and shall be subject to the following:

4 (1) A county official and sheriff shall be present during a
5 public inspection of ballots.

6 (2) A ballot may not be altered, damaged, moved or destroyed
7 in the course of a public inspection.

8 (3) For the 2025 primary election, and for each election
9 thereafter, digital copies of each ballot shall be created,
10 retained and provided upon request, subject to the same
11 conditions as physical ballots.

12 * * *

13 Section 28. Section 1404(f) of the act is amended and the
14 section is amended by adding a subsection to read:

15 Section 1404. Computation of Returns by County Board;
16 Certification; Issuance of Certificates of Election.--

17 * * *

18 (c.1) It shall be the duty of each county board of
19 elections, before certification or the issuance of certificates
20 of election, to record the participation of each elector and the
21 article of this act by which the elector voted, in the voter
22 registration record established in 25 Pa.C.S. Ch. 12 Subch. B
23 (relating to Statewide Uniform Registry of Electors (SURE)). If
24 it appears that the total number of ballots cast in an election
25 district, or that the total number of votes returned for a
26 candidate for the same office or nomination at an election
27 exceeds the number of electors recorded as participating in that
28 election in that district, the excess shall be deemed a
29 discrepancy and palpable error, shall be investigated by the
30 return board and no votes shall be recorded from the district

1 until an investigation is conducted. The excess shall authorize
2 the following:

3 (1) The summoning of the election officers, overseers,
4 machine inspectors and clerks to appear with any election papers
5 in their possession.

6 (2) The production of the ballot box before the return
7 board, the examination and scrutiny of its contents and of the
8 registration and election documents relating to the district, in
9 the presence of representatives of each party and candidate
10 interested who are attending the canvass of such votes.

11 (3) The recount of the ballots contained in the ballot box,
12 either generally or respecting the particular office,
13 nomination, or question as to which the excess exists, in the
14 discretion of the return board.

15 (4) The correction of the returns in accordance with the
16 result of the recount.

17 (5) In the discretion of the return board, the exclusion of
18 the poll of the district, either as to all offices, candidates,
19 questions and parties, or as to a particular office, candidate,
20 question or party as to which the excess exists, if the ballot
21 box is found to contain more ballots:

22 (i) than there are electors registered or enrolled in the
23 election district;

24 (ii) of one party than there are electors registered or
25 enrolled in the district as members of that party;

26 (iii) than the number of voters who voted at the election;
27 or

28 (iv) of one party than the number of voters of the party who
29 voted at the election.

30 (6) A report of the facts of the case to the district

1 attorney where the action appears to be warranted.

2 * * *

3 (f) (1) As the returns from each election district are
4 read, computed and found to be correct or corrected as
5 aforesaid, they shall be recorded on the blanks prepared for the
6 purpose until all the returns from the various election
7 districts which are entitled to be counted shall have been duly
8 recorded, when they shall be added together, announced and
9 attested by the clerks who made and computed the entries
10 respectively and signed by the members of the county board.
11 Returns under this subsection shall be considered unofficial for
12 five (5) days. The county board shall submit the unofficial
13 returns to the Secretary of the Commonwealth [by five o'clock P.
14 M. on the Tuesday following the election.] incrementally and as
15 often as practicable until all returns have been submitted. The
16 submission shall be as directed by the secretary for public
17 office which appears on the ballot in every election district in
18 this Commonwealth or for a ballot question which appears on the
19 ballot in every election district in this Commonwealth.

20 (2) The unofficial returns shall be posted to the Department
21 of State's publicly accessible Internet website and to each
22 county board of elections' publicly accessible Internet website.
23 The Secretary of the Commonwealth shall establish, for the use
24 of each website displaying unofficial returns, a consistent
25 template and interface which shall provide, in electronic
26 spreadsheet form:

27 (i) The total number of ballots voted in this Commonwealth,
28 in each county and in each voting district.

29 (ii) The total number of ballots voted by electors under
30 each article of this act.

1 (iii) The votes recorded for each candidate or question, in
2 each voting district and each county, and the sum for the
3 Commonwealth, including the number of votes received by each
4 candidate or question under each article of this act.

5 (iv) The percentage of voting districts having reported
6 results.

7 (v) The percentage of registered electors who are recorded
8 as having voted in this Commonwealth, each county and each
9 voting district.

10 (vi) The total number of registered electors in this
11 Commonwealth, each county and each voting district.

12 (vii) The total number of mail-in and absentee ballots sent
13 by each county and the sum for this Commonwealth.

14 (viii) The total number of overseas and military ballots
15 mailed.

16 (ix) A website displaying unofficial returns shall provide
17 an interactive map allowing the information under subparagraphs
18 (i), (ii), (iii), (iv), (v), (vi), (vii) and (viii) to be viewed
19 for each election district, county and this Commonwealth. At any
20 time that unofficial results data previously posted to the
21 Department of State or a county's publicly accessible Internet
22 website is amended, corrected, deleted or updated in a manner
23 other than the inclusion of additional results, the Department
24 of State and an affected county shall post a disclosure to the
25 unofficial returns website explicitly noting the time such
26 update occurred, the reason and the impact on unofficial
27 returns.

28 (3) At the expiration of five (5) days after the completion
29 of the computation of votes, in case no petition for a recount
30 or recanvass has been filed in accordance with the provisions of

1 this act, or upon the completion of the recount or recanvass if
2 a petition therefor has been filed within five (5) days after
3 the completion of the computation of votes, the county board
4 shall certify the returns so computed in said county in the
5 manner required by this act, unless upon appeals taken from any
6 decision, the court of common pleas shall have directed any
7 returns to be revised, or unless in case of a recount, errors in
8 the said returns shall have been found, in which case said
9 returns shall be revised, corrected and certified accordingly.
10 The county board shall thereupon, in the case of elections,
11 issue certificates of election to the successful candidates for
12 all county, city, borough, township, ward, school district, poor
13 district and election offices, and local party offices to be
14 filled by the votes of the electors of said county, or of any
15 part thereof.

16 * * *

17 Section 29. Article XVI-A of the act is repealed:

18 [ARTICLE XVI-A

19 Election Integrity Grant Program

20 Section 1601-A. 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 Integrity Restricted Account
25 established under section 1732-A.2 of the act of April 9, 1929
26 (P.L.343, No.176), known as The Fiscal Code.

27 "Department." The Department of Community and Economic
28 Development of the Commonwealth.

29 "Program." The Election Integrity Grant Program established
30 under section 1602-A.

1 Section 1602-A. Funding for elections.

2 (a) Election Integrity Grant Program.--The Election
3 Integrity Grant Program is established within the department to
4 provide grants to counties for the administration of elections.

5 (b) Appropriation.--Money in the account is appropriated to
6 the department on a continuing basis for the purposes under this
7 article.

8 (c) (Reserved).

9 (d) Application.--The following shall apply:

10 (1) By August 1, 2022, and each August 1 thereafter, the
11 department shall begin accepting applications from counties
12 seeking grant money under this section. The department shall
13 develop a form for a county to certify that the county
14 intends to use grant money for an eligible use under
15 subsection (f).

16 (2) If a county is seeking grants under this section,
17 the county shall apply to the department no later than August
18 15, 2022, and each August 15 thereafter.

19 (e) Distribution.--Each county shall be entitled to an
20 allotment equal to the total amount appropriated to the program
21 under this section multiplied by the quotient of the county's
22 number of registered voters divided by the total number of
23 registered voters in all counties. For the purposes of this
24 subsection, the department shall use the county's total number
25 of registered voters for the most recent primary election as
26 certified to the Secretary of the Commonwealth under section
27 302(m).

28 (f) Eligible uses.--A county shall use grant money awarded
29 under this section for any of the following purposes:

30 (1) Payment of staff needed to pre-canvass and canvass

1 mail-in ballots and absentee ballots.

2 (2) Physical security and transparency costs for
3 centralized pre-canvassing and canvassing.

4 (3) Post-election procedures required under this act.

5 (4) List maintenance activities under 25 Pa.C.S. §
6 1901(b)(1) and (3) (relating to removal of electors).

7 (5) The printing of ballots.

8 (6) Training costs for district election officials.

9 (7) Payment of staff at polling places on election day.

10 (8) Secure preparation, transportation, storage and
11 management of voting apparatuses, tabulation equipment and
12 required polling place materials.

13 (9) Costs of county board of election duties related to
14 processing of voter registration applications.

15 (g) Payments.--The department shall make payments to
16 counties that applied for a grant under this section no later
17 than September 1, 2022, and each September 1 thereafter.

18 (h) Reporting.--No later than 90 days after the date of each
19 general, municipal and primary election, a county that received
20 a grant under this section shall report to the department, the
21 chairperson and minority chairperson of the State Government
22 Committee of the Senate and the chairperson and minority
23 chairperson of the State Government Committee of the House of
24 Representatives, on a form prescribed by the Department of
25 State, how the county used the grant money received under this
26 section.

27 (i) Clawback.--If a county fails to substantially comply
28 with the requirements of this section, the county shall return
29 the grant money received to the department for deposit into the
30 account. If a county fails to return the grant money, the county

1 shall be ineligible to receive grants through the program for a
2 period of one year.

3 (j) Grant agreement.--The grant agreement between the
4 department and the county under this section shall include the
5 following requirements for counties:

6 (1) The county shall begin pre-canvassing at 7 a.m. on
7 election day and shall continue without interruption until
8 each mail-in ballot and absentee ballot received by 7 a.m. on
9 election day is pre-canvassed.

10 (2) The county shall begin canvassing mail-in ballots
11 and absentee ballots at 8 p.m. on election day and shall
12 continue without interruption until each ballot has been
13 canvassed.

14 (3) No later than 12:01 a.m. on the day following the
15 election, the county board of elections shall announce and
16 post on its publicly accessible Internet website an
17 unofficial number of absentee ballots and mail-in ballots
18 received for the election.

19 (4) A county shall certify to the department that the
20 county has completed a program under 25 Pa.C.S. § 1901(b) (1)
21 and mailed notices required under 25 Pa.C.S. § 1901(b) (3)
22 within the prior 12 months.

23 (5) The outcome of any post-election audit required
24 under this act shall be submitted with the certification to
25 the Secretary of the Commonwealth of the results of the
26 primary or general election under section 302(k) and shall be
27 posted on the Department of State's publicly accessible
28 Internet website.

29 Section 1603-A. County report.

30 (a) Report.--No later than 75 days after the effective date

1 of this section, each county board of elections shall conduct an
2 internal review of practices and certify to the Department of
3 State that the county is in compliance with each of the
4 following:

5 (1) Approval of voter registration applications under 25
6 Pa.C.S. § 1328(a) (relating to approval of registration
7 applications).

8 (2) Cancellation of deceased electors under 25 Pa.C.S. §
9 1505 (relating to death of registrant).

10 (3) Voter removal programs under 25 Pa.C.S. § 1901(b)(1)
11 and (3) (relating to removal of electors).

12 (4) Safe keeping of voted ballots under sections 1308(a)
13 and 1113-A.

14 (5) Enforcing the voter identification provisions of
15 sections 1302.2(b) and 1302.2-D.

16 (6) Pre-canvassing and canvassing of absentee ballots
17 and mail-in ballots under section 1308.

18 (b) Posting.--The certification by each county under
19 subsection (a) shall be posted on the Department of State's
20 publicly accessible Internet website.]

21 Section 30. The act is amended by adding sections to read:

22 Section 1778. Powers and Duties of the Attorney General
23 Relating to Elections.--(a) The Attorney General shall, at
24 least ninety days prior to each primary election, nominate an
25 independent prosecutor for confirmation by the Senate. The
26 independent prosecutor shall review election complaints received
27 by the Department of State and the county boards of elections
28 for elections occurring during that calendar year. The
29 independent prosecutor shall have experience prosecuting
30 election law violations and shall coordinate efforts with each

1 level of law enforcement. The independent prosecutor shall
2 publish a report following each election including:

3 (1) The total number of complaints filed and to which entity
4 the complaint was filed.

5 (2) A summary of how each complaint was investigated by the
6 independent prosecutor.

7 (3) Recommendations to the General Assembly, the Department
8 of State and county boards of elections for reducing future
9 complaints.

10 (b) The report under this section shall be a public record
11 under the act of February 14, 2008 (P.L.6, No.3), known as the
12 "Right-to-Know Law."

13 Section 1779. Powers and Duties of District Attorneys
14 Relating to Elections.--The district attorney of each county in
15 this Commonwealth, or an appointee, shall serve as a county
16 election integrity officer for elections occurring in that
17 county. In an election year in which a district attorney is a
18 candidate in any election, the district attorney shall appoint
19 an independent prosecutor at least ninety days prior to a
20 primary election to serve as a county election integrity officer
21 for elections occurring during that calendar year.

22 Section 31. Sections 1801, 1802, 1802.1, 1803, 1804, 1805,
23 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1813, 1814, 1815,
24 1816, 1817, 1818, 1819, 1820, 1821, 1823, 1824, 1825, 1826,
25 1827, 1828, 1829, 1830, 1831, 1832, 1833, 1834, 1835, 1836,
26 1837, 1838, 1839, 1840, 1841, 1843, 1845, 1847, 1848, 1849, 1850
27 and 1853 of the act are amended to read:

28 Section 1801. Disobeying Lawful Instructions.--Any person
29 who wilfully disobeys any lawful instruction or order of any
30 county board of elections, or who refuses to obey their subpoena

1 duly issued and served under the provisions of this act, shall
2 be guilty of a misdemeanor, and, upon conviction thereof, shall
3 be sentenced to pay a fine not exceeding [five hundred (\$500)]
4 one thousand (\$1,000) dollars, or to undergo an imprisonment not
5 exceeding [one (1) year] two (2) years, or both, in the
6 discretion of the court.

7 Section 1802. Perjury.--Any wilful false statement made
8 under oath or affirmation or in writing, stating that it is so
9 made, although such oath or affirmation may not have actually
10 been made, by any person regarding any material matter or thing
11 relating to any subject being investigated, heard, determined or
12 acted upon by any county board of elections, or member thereof,
13 or by any court or judge thereof, judge of election, inspector
14 of election, or overseer, in accordance with the terms of this
15 act, shall be perjury, a misdemeanor of the first degree, and
16 any person, upon conviction thereof, shall be sentenced to pay a
17 fine not exceeding [ten thousand (\$10,000)] twenty thousand
18 (\$20,000) dollars, or to undergo an imprisonment of not more
19 than [five (5)] ten (10) years, or both, in the discretion of
20 the court.

21 Section 1802.1. False Affidavits of Candidates.--Any
22 candidate for State, county, city, borough, incorporated town,
23 township or school district office or for the office of United
24 States Senator or Representative in Congress or any other
25 elective public office who knowingly makes a false statement
26 regarding his eligibility or qualifications for such office in
27 his candidate's affidavit shall, in litigation which results in
28 the removal of the candidate from the ballot, be liable for
29 court costs, including filing fees, attorney fees, investigation
30 fees and similar costs, in an amount up to [ten thousand

1 (\$10,000)] twenty thousand (\$20,000) dollars.

2 Section 1803. Refusal to Permit Inspection of Papers;
3 Destruction or Removal; Secretary of the Commonwealth.--Any
4 Secretary of the Commonwealth, deputy, or employe of his office,
5 who shall refuse to permit the public inspection or copying as
6 authorized, except when in use in his office, by this act, of
7 any return, nomination petition, certificate or paper, other
8 petition, account, contract, report or any other document or
9 record in his custody which, under the provisions of this act,
10 is required to be open to public inspection; or who shall
11 destroy or alter, or permit to be destroyed or altered, any such
12 document or record during the period for which the same is
13 required to be kept in his office; or who shall remove any such
14 document or record from his office during said period, or permit
15 the same to be removed, except pursuant to the direction of any
16 competent court or any committee required to determine any
17 contested primary or election, shall be guilty of a misdemeanor,
18 and, upon conviction thereof, shall be sentenced to pay a fine
19 not exceeding [one thousand (\$1,000)] two thousand (\$2,000)
20 dollars, or to undergo an imprisonment of not less than [one (1)
21 month] two (2) months nor more than [two (2)] four (4) years, or
22 both, in the discretion of the court.

23 Section 1804. Refusal to Permit Inspection of Papers;
24 Destruction or Removal; County Boards of Elections.--Any member,
25 chief clerk or other employe of any county board of elections,
26 who shall refuse to permit the public inspection or copying, as
27 authorized by this act, of any general or duplicate return
28 sheet, tally paper, affidavit, nomination petition, certificate
29 or paper, other petition, witness list, account, contract,
30 report or any other document or record in the custody of such

1 county board which, under the provisions of this act, is
2 required to be open to public inspection; or who shall destroy
3 or alter, or permit to be destroyed or altered, any such
4 document or record during the period for which the same is
5 required to be kept in the office of such county board; or who
6 shall remove any such document or record from the office of such
7 county board during said period, or permit the same to be
8 removed, except pursuant to the direction of any competent court
9 or any committee required to determine any contested primary or
10 election, shall be guilty of a misdemeanor, and, upon conviction
11 thereof, shall be sentenced to pay a fine not exceeding [~~one~~
12 ~~thousand (\$1,000)] two thousand (\$2,000) dollars, or to undergo
13 an imprisonment of not less than [~~one (1) month]~~ two (2) months
14 nor more than [~~two (2)]~~ four (4) years, or both, in the
15 discretion of the court.~~

16 Section 1805. Insertion and Alteration of Entries in
17 Documents; Removal; Refusal to Deliver.--Any member, chief clerk
18 or employe of any county board of elections or judge, inspector
19 or clerk of election, machine inspector, overseer, or other
20 person, who knowingly inserts or knowingly permits to be
21 inserted any fictitious name, false figure or other fraudulent
22 entry on or in any registration card, district register, voter's
23 certificate, list of voters, affidavit, tally paper, general or
24 duplicate return sheet, statement, certificate, oath, voucher,
25 account, ballot or other record or document authorized or
26 required to be made, used, signed, returned or preserved for any
27 public purpose in connection with any primary or election; or
28 who materially alters or intentionally destroys any entry which
29 has been lawfully made therein, except by order of the county
30 board of elections or court of competent jurisdiction, or who

1 takes or removes any such book, affidavit, return, account,
2 ballot or other document or record from the custody of any
3 person having lawful charge thereof, in order to prevent the
4 same from being used or inspected or copied as required or
5 permitted by this act, or who neglects or refuses, within the
6 time and in the manner required by this act, to deliver the same
7 into the custody of the officers who are required by this act to
8 use or keep the same, shall be guilty of a misdemeanor, and,
9 upon conviction thereof, shall be sentenced to pay a fine not
10 exceeding [one thousand (\$1,000)] two thousand (\$2,000) dollars,
11 or to undergo an imprisonment of not less than [one (1) month]
12 two (2) months or more than [two (2)] four (4) years, or both,
13 in the discretion of the court.

14 Section 1806. Refusal to Permit Overseers, Watchers,
15 Attorneys or Candidates to Act.--Any member of a county board of
16 elections, judge of election or inspector of election who shall
17 refuse to permit any overseer or watcher, attorney or candidate
18 to be present, as authorized by this act, at any session of a
19 county board, computation and canvassing of returns of any
20 primary or election, recount of ballots or recanvass of voting
21 machines, as authorized by this act, or at any polling place
22 during the time the polls are open at any primary or election,
23 and after the close of the polls during the time the ballots are
24 counted or voting machine canvassed and until the returns of
25 such primary or election have been made up and signed, shall be
26 guilty of a misdemeanor, and, upon conviction thereof, shall be
27 sentenced to pay a fine not exceeding [one thousand (\$1,000)]
28 two thousand (\$2,000) dollars, or to undergo an imprisonment not
29 exceeding [one (1) year] two (2) years, or both, in the
30 discretion of the court.

1 Section 1807. Driving away Watchers, Attorneys, Candidates
2 or Overseers.--Any person who by violence or intimidation shall
3 threaten or drive away any watcher, attorney, candidate or
4 overseer, or representative of the county board of elections, or
5 of the Secretary of the Commonwealth, required or permitted to
6 be present at any polling place, or who shall in any manner
7 prevent any overseer, or representative of the county board of
8 elections or of the Secretary of the Commonwealth from
9 performing his duty under this act, shall be guilty of a
10 misdemeanor, and, upon conviction thereof, shall be sentenced to
11 pay a fine not exceeding [one thousand (\$1,000)] two thousand
12 (\$2,000) dollars, or to undergo an imprisonment of not less than
13 [one (1) month] two (2) months nor more than [two (2)] four (4)
14 years, or both, in the discretion of the court.

15 Section 1808. Refusal to Permit Election Officers, Clerks
16 and Machine Inspectors to Act; Driving away Said Persons.--Any
17 person, including any election officer, who shall refuse to
18 permit any election officer, clerk or machine inspector, duly
19 elected or appointed and authorized to act, to perform the
20 duties imposed on him or to act as permitted by this act; or who
21 shall by violence or intimidation threaten or drive away, any
22 such election officer, clerk or machine inspector or who shall,
23 in any manner, prevent any such election officer, clerk or
24 machine inspector from performing his rights and duties under
25 this act, shall be guilty of a misdemeanor, and, upon conviction
26 thereof, shall be sentenced to pay a fine not exceeding [one
27 thousand (\$1,000)] two thousand (\$2,000) dollars, or to undergo
28 an imprisonment of not less than [one (1) month] two (2) months
29 or more than [two (2)] four (4) years, or both, in the
30 discretion of the court.

1 Section 1809. Refusal to Administer Oath; Acting Without
2 Being Sworn.--If any judge of election or minority inspector of
3 election refuses or fails to administer the oath to the officers
4 of election, in the manner required by this act, or if any judge
5 of election, inspector of election, clerk of election, or
6 machine inspector, shall act without being first duly sworn, or
7 if any such person shall sign the written form of oath without
8 being duly sworn, or if any judge of election or minority
9 inspector of election or any other person authorized to
10 administer oaths shall certify that any such person was sworn
11 when he was not, he shall be guilty of a misdemeanor, and, upon
12 conviction thereof, shall be sentenced to pay a fine not
13 exceeding [one hundred (\$100)] two hundred (\$200) dollars, or to
14 undergo an imprisonment not exceeding [six (6) months] one (1)
15 year, or both, in the discretion of the court.

16 Section 1810. Violation of Oath of Office by Election
17 Officers.--Any judge of election, inspector of election, clerk
18 of election, or machine inspector who shall wilfully violate any
19 of the provisions of his oath of office, shall be guilty of a
20 misdemeanor, and, upon conviction thereof, shall be sentenced to
21 pay a fine not exceeding [one thousand (\$1,000)] two thousand
22 (\$2,000) dollars, or to undergo an imprisonment not exceeding
23 [one (1) year] two (2) years, or both, in the discretion of the
24 court.

25 Section 1811. Peace Officers; Failure to Render Assistance;
26 Hindering or Delaying County Board Members and Others.--Any
27 sheriff, deputy sheriff, constable, deputy constable, police or
28 other peace officer, who shall fail upon demand of any member of
29 a county board of elections, judge or inspector of election, or
30 overseer to render such aid and assistance to him as he shall

1 request in the maintenance of peace and in the making of
2 arrests, as herein provided, or who shall wilfully hinder or
3 delay or attempt to hinder or delay any member of a county
4 board, judge or inspector of election, or overseer in the
5 performance of any duty under this act, shall be guilty of a
6 misdemeanor, and, upon conviction thereof, shall be sentenced to
7 pay a fine not exceeding [~~five hundred (\$500)~~] one thousand
8 (\$1,000) dollars, or to undergo an imprisonment of not less than
9 [~~three (3)~~] six (6) months nor more than [~~two (2)~~] four (4)
10 years, or both, in the discretion of the court.

11 Section 1812. Nomination Petitions and Papers; Offenses by
12 Signers.--If any person shall knowingly and wilfully sign any
13 nomination petition or nomination paper, without having the
14 qualifications prescribed by this act, or if any person shall
15 set opposite a signature on a nomination petition or paper, a
16 date other than the actual date such signature was affixed
17 thereto, or if any person shall set opposite the signature on a
18 nomination petition or nomination paper, a false statement of
19 the signer's place of residence or occupation, or if any person
20 shall sign more nomination petitions or nomination papers than
21 permitted by the provisions of this act, he shall be guilty of a
22 misdemeanor, and, upon conviction thereof, shall be sentenced to
23 pay a fine not exceeding [~~one hundred (\$100)~~] two hundred (\$200)
24 dollars, or to undergo an imprisonment of not less than [~~three~~
25 ~~(3)~~] six (6) months nor more than [~~two (2)~~] four (4) years, or
26 both, at the discretion of the court.

27 Section 1813. False Signatures and Statements in Nomination
28 Petitions and Papers.--If any person shall knowingly make a
29 false statement in any affidavit required by the provisions of
30 this act, to be appended to or to accompany a nomination

1 petition or a nomination paper, or if any person shall
2 fraudulently sign any name not his own to any nomination
3 petition or nomination paper, or if any person shall
4 fraudulently alter any nomination petition or nomination paper
5 without the consent of the signers, he shall be guilty of a
6 misdemeanor, and, upon conviction thereof, shall be sentenced to
7 pay a fine not exceeding [five hundred (\$500)] one thousand
8 (\$1,000) dollars, or to undergo imprisonment of not more than
9 [one (1) year] two (2) years, or both, in the discretion of the
10 court.

11 Section 1814. Nomination Petitions; Certificates and Papers;
12 Destruction; Fraudulent Filing; Suppression.--Any person who
13 shall falsely make any nomination certificate or who shall
14 wilfully deface or destroy any nomination petition, nomination
15 certificate or nomination paper, or any part thereof, or any
16 letter of withdrawal, or who shall file any nomination petition,
17 nomination certificate or nomination paper or letter of
18 withdrawal knowing the same, or any part thereof, to be falsely
19 made, or who shall suppress any nomination petition, nomination
20 certificate or nomination paper, or any part thereof, which has
21 been duly filed, shall be guilty of a misdemeanor, and, upon
22 conviction thereof, shall be sentenced to pay a fine not
23 exceeding [one thousand (\$1,000)] two thousand (\$2,000) dollars,
24 or to undergo an imprisonment of not more than [one (1) year]
25 two (2) years, or both, in the discretion of the court.

26 Section 1815. Offenses by Printers of Ballots.--Any printer
27 employed by any county board of elections to print any official
28 ballots, or any person engaged in printing the same who shall
29 appropriate to himself or give or deliver or knowingly permit to
30 be taken any of said ballots by any other person than such

1 county board of election or their duly authorized agent, or who
2 shall wilfully print or cause to be printed any official ballot
3 in any form other than that prescribed by such county board or
4 with any other names or printing, or with the names spelled
5 otherwise than as directed by them or the names or printing
6 thereon arranged in any other way than that authorized and
7 directed by this act, shall be guilty of a misdemeanor, and,
8 upon conviction thereof, shall be sentenced to pay a fine not
9 exceeding [~~one thousand (\$1,000)~~] two thousand (\$2,000) dollars,
10 or to undergo an imprisonment of not less than [~~six (6) months~~]
11 one (1) year nor more than [~~five (5)]~~ ten (10) years, or both,
12 in the discretion of the court.

13 Section 1816. Unlawful Possession of Ballots; Counterfeiting
14 Ballots.--Any person other than an officer charged by law with
15 the care of ballots, or a person entrusted by any such officer
16 with the care of the same for a purpose required by law, who
17 shall have in his possession outside the polling place any
18 official ballot, or any person who shall make or have in his
19 possession any counterfeit of an official ballot, shall be
20 guilty of a misdemeanor of the second degree, and, upon
21 conviction thereof, shall be sentenced to pay a fine not
22 exceeding [~~five thousand (\$5,000)]~~ ten thousand (\$10,000)
23 dollars, or to undergo an imprisonment of not more than [~~two~~
24 ~~(2)]~~ four (4) years, or both, in the discretion of the court.

25 Section 1817. Forging and Destroying Ballots.--Any person
26 who shall forge or falsely make the official endorsement on any
27 ballot or wilfully destroy or deface any ballot or wilfully
28 delay the delivery of any ballots shall be guilty of a
29 misdemeanor of the second degree, and, upon conviction thereof,
30 shall be sentenced to pay a fine not exceeding [~~five thousand~~

1 (\$5,000)] ten thousand (\$10,000) dollars, or to undergo an
2 imprisonment of not more than [two (2)] four (4) years, or both,
3 in the discretion of the court.

4 Section 1818. Tampering with Voting Machines.--Any election
5 officer or other person who shall unlawfully open or who shall
6 tamper with or injure or attempt to injure any voting machine to
7 be used or being used at any primary or election, or who shall
8 prevent or attempt to prevent the correct operation of such
9 machine, or any unauthorized person who shall make or have in
10 his possession a key to a voting machine to be used or being
11 used in any primary or election, shall be guilty of a
12 misdemeanor of the second degree, and, upon conviction thereof,
13 shall be sentenced to pay a fine not exceeding [five thousand
14 (\$5,000)] ten thousand (\$10,000) dollars, or to undergo an
15 imprisonment of not more than [two (2)] four (4) years, or both,
16 in the discretion of the court.

17 Section 1819. Destroying, Defacing or Removing Notices, Et
18 Cetera.--Any person who shall, prior to any primary or election,
19 wilfully deface, remove or destroy any notice or list of
20 candidates posted in accordance with the provisions of this act,
21 or who, during any primary or election, shall wilfully deface,
22 tear down, remove or destroy any card of instructions, notice of
23 penalties, specimen ballot or diagram printed or posted for the
24 instruction of electors, or who shall, during any primary or
25 election, wilfully remove or destroy any of the supplies or
26 conveniences furnished by the county board of elections to any
27 polling place in order to enable electors to vote, or the
28 election officers to perform their duties, or who shall wilfully
29 hinder the voting of others, shall be guilty of a misdemeanor,
30 and, upon conviction thereof, shall be sentenced to pay a fine

1 not exceeding [one hundred (\$100)] two hundred (\$200) dollars,
2 or to undergo an imprisonment of not more than [three (3)] six
3 (6) months, or both, in the discretion of the court.

4 Section 1820. Police Officers at Polling Places.--Any police
5 officer in commission, whether in uniform or in citizen's
6 clothes, who shall be within one hundred (100) feet of a polling
7 place during the conduct of any primary or election, except in
8 the exercise of his privilege of voting or for the purpose of
9 serving warrants, or in accordance with the provisions of the
10 exception set forth in section 1207 of this act where the police
11 station or headquarters is located in the same building or on
12 the premises where the polling place is located or unless called
13 upon to preserve the peace, as provided by this act, shall be
14 guilty of a misdemeanor, and, upon conviction thereof, shall be
15 sentenced to pay a fine not exceeding [five hundred (\$500)] one
16 thousand (\$1,000) dollars, or to undergo an imprisonment of not
17 more than [one (1) year] two (2) years, or both, in the
18 discretion of the court.

19 Section 1821. Peace Officer; Failure to Quell Disturbances
20 at Polls; Hindering or Delaying Election Officers and Others.--
21 Any mayor, chief burgess, sheriff, deputy sheriff, constable,
22 deputy constable, police officer or other peace officer who
23 shall neglect or refuse to clear an avenue to the door of any
24 polling place which is obstructed in such a way as to prevent
25 electors from approaching, or who shall neglect or refuse to
26 maintain order and quell any disturbance if such arises at any
27 polling place upon the day of any primary or election, when
28 called upon so to do by any election officer or any three
29 qualified electors of the election district, or who shall
30 wilfully hinder or delay, or attempt to hinder or delay, any

1 judge, inspector or clerk of election, machine inspector or
2 overseer in the performance of any duty under this act, shall be
3 guilty of a misdemeanor in office, and, upon conviction thereof,
4 shall be sentenced to pay a fine not exceeding [one thousand
5 (\$1,000)] two thousand (\$2,000) dollars, or to undergo an
6 imprisonment of not more than [one (1) year] two (2) years, or
7 both, in the discretion of the court.

8 Section 1823. Election Officers Permitting Unregistered
9 Electors to Vote; Challenges; Refusing to Permit Qualified
10 Electors to Vote.--Any judge or inspector of election who
11 permits any person to vote at any primary or election who is not
12 registered in accordance with law, except a person in actual
13 military service or a person as to whom a court of competent
14 jurisdiction has ordered that he shall be permitted to vote, or
15 who permits any registered elector to vote knowing that such
16 registered elector is not qualified to vote, whether or not such
17 person has been challenged, or who permits any person who has
18 been lawfully challenged to vote at any primary or election
19 without requiring the proof of the right of such person to vote
20 which is required by law, or who refuses to permit any duly
21 registered and qualified elector to vote at any primary or
22 election, with the knowledge that such elector is entitled to
23 vote, shall be guilty of a felony of the third degree, and, upon
24 conviction thereof, shall be sentenced to pay a fine not
25 exceeding [fifteen thousand (\$15,000)] thirty thousand (\$30,000)
26 dollars, and to undergo an imprisonment of not more than [seven
27 (7)] fourteen (14) years, or both.

28 Section 1824. Election Officers Refusing to Permit Elector
29 to Vote in Proper Party at Primaries.--Any judge, inspector or
30 clerk of election who refuses to permit an elector at any

1 primary at which ballots are used to receive the ballot of the
2 party with which he is enrolled, or who gives to any such
3 elector the ballot of any party in which he is not enrolled, or
4 any judge, or inspector of election, or machine inspector who,
5 at any primary at which voting machines are used, adjusts any
6 voting machine about to be used by an elector so as not to
7 permit him to vote for the candidates of the party in which he
8 is enrolled, or so as to permit him to vote for the candidates
9 of any party in which he is not enrolled, shall be guilty of a
10 misdemeanor of the first degree, and, upon conviction thereof,
11 shall be sentenced to pay a fine not exceeding [ten thousand
12 (\$10,000)] twenty thousand (\$20,000) dollars, or to undergo an
13 imprisonment of not more than [five (5)] ten (10) years, or
14 both, in the discretion of the court.

15 Section 1825. Frauds by Election Officers.--Any judge,
16 inspector or clerk of election or machine inspector who shall be
17 guilty of any wilful fraud in the conduct of his duties at a
18 primary or election, and any person who shall make a false
19 return of the votes cast at any primary or election, or who
20 shall deposit fraudulent ballots in the ballot box or certify as
21 correct a return of ballots in the ballot box which he knows to
22 be fraudulent, or who shall register fraudulent votes upon any
23 voting machine or certify as correct a return of votes cast upon
24 any voting machine which he knows to be fraudulently registered
25 thereon, or who shall make any false entries in the district
26 register, or who shall fail to insert in the voting check list
27 the voter's certificate of any elector actually voting at any
28 primary or election, or who shall fail to record voting
29 information as required herein, or who shall fail to insert in
30 the numbered lists of voters the name of any person actually

1 voting, or who shall wilfully destroy or alter any ballot,
2 voter's certificate, or registration card contained in any
3 district register, or who shall wilfully tamper with any voting
4 machine, or who shall prepare or insert in the voting check list
5 any false voter's certificates not prepared by or for an elector
6 actually voting at such primary or election, for the purpose of
7 concealing the destruction or removal of any voter's
8 certificate, or for the purpose of concealing the deposit of
9 fraudulent ballots in the ballot box, or the registering of
10 fraudulent votes upon any voting machine or of aiding in the
11 perpetration of any such fraud, or who shall fail to return to
12 the county board of election following any primary or election
13 any keys of a voting machine, ballot box, general or duplicate
14 return sheet, tally paper, oaths of election officers,
15 affidavits of electors and others, record of assisted voters,
16 numbered list of voters, district register, voting check list,
17 unused, spoiled and cancelled ballots, ballots deposited,
18 written or affixed in or upon a voting machine, or any
19 certificate, or any other paper or record required to be
20 returned under the provisions of this act; or who shall conspire
21 with others to commit any of the offenses herein mentioned, or
22 in any manner to prevent a free and fair primary or election,
23 shall be guilty of a felony of the third degree, and, upon
24 conviction thereof, shall be sentenced to pay a fine not
25 exceeding [fifteen thousand (\$15,000)] thirty thousand (\$30,000)
26 dollars, or to undergo an imprisonment of not more than [seven
27 (7)] fourteen (14) years, or both, in the discretion of the
28 court.

29 Section 1826. Prying into Ballots.--Any judge, inspector or
30 clerk of election, or other person, who, before any ballot is

1 deposited in the ballot box as provided by this act, shall
2 unfold, open or pry into any such ballot, with the intent to
3 discover the manner in which the same has been marked, shall be
4 guilty of a misdemeanor, and upon conviction thereof, shall be
5 sentenced to pay a fine not exceeding [five hundred (\$500)] one
6 thousand (\$1,000) dollars, or to undergo an imprisonment of not
7 more than [one (1) year] two (2) years, or both, in the
8 discretion of the court.

9 Section 1827. Interference with Primaries and Elections;
10 Frauds; Conspiracy.--If any person shall prevent or attempt to
11 prevent any election officers from holding any primary or
12 election, under the provisions of this act, or shall use or
13 threaten any violence to any such officer; or shall interrupt or
14 improperly interfere with him in the execution of his duty; or
15 shall block up or attempt to block up the avenue to the door of
16 any polling place; or shall use or practice any intimidation,
17 threats, force or violence with design to influence unduly or
18 overawe any elector, or to prevent him from voting or restrain
19 his freedom of choice; or shall prepare or present to any
20 election officer a fraudulent voter's certificate not signed in
21 the polling place by the elector whose certificate it purports
22 to be; or shall deposit fraudulent ballots in the ballot box; or
23 shall register fraudulent votes upon any voting machine; or
24 shall tamper with any district register, voting check list,
25 numbered lists of voters, ballot box or voting machine; or shall
26 conspire with others to commit any of the offenses herein
27 mentioned, or in any manner to prevent a free and fair primary
28 or election, he shall be guilty of a felony of the third degree,
29 and, upon conviction thereof, shall be sentenced to pay a fine
30 not exceeding [fifteen thousand (\$15,000)] thirty thousand

1 (\$30,000) dollars, or to undergo an imprisonment of not more
2 than [seven (7)] fourteen (14) years, or both, in the discretion
3 of the court.

4 Section 1828. Persons Interfering in Other Districts.--Any
5 person who shall on the day of any primary or election visit any
6 polling place at which he is not entitled to vote and at which
7 he is not entitled to be present under any provision of this
8 act, and shall use any intimidation or violence for the purpose
9 of preventing any election officer from performing the duties
10 required of him by this act, or for the purpose of preventing
11 any qualified elector from exercising his right to vote or from
12 exercising his right to challenge any person offering to vote,
13 or for the purpose of influencing the vote of any elector, he
14 shall be guilty of a felony of the third degree, and, upon
15 conviction thereof, shall be sentenced to pay a fine not
16 exceeding [fifteen thousand (\$15,000)] thirty thousand (\$30,000)
17 dollars, or to undergo an imprisonment of not more than [seven
18 (7)] fourteen (14) years, or both, in the discretion of the
19 court.

20 Section 1829. Assault and Battery at Polls.--Any person who
21 shall unlawfully strike, wound or commit an assault and battery
22 upon the person of any elector at or near the polling place
23 during the time of any primary or election shall be guilty of a
24 misdemeanor of the first degree, and, upon conviction thereof,
25 shall be sentenced to pay a fine not exceeding [ten thousand
26 (\$10,000)] twenty thousand (\$20,000) dollars, or to undergo an
27 imprisonment of not more than [five (5)] ten (10) years, or
28 both, in the discretion of the court.

29 Section 1830. Unlawful Assistance in Voting.--Any elector at
30 any primary or election who shall allow his ballot or the face

1 of the voting machine voted by him to be seen by any person with
2 the apparent intention of letting it be known how he is about to
3 vote; or in districts in which ballots are used, shall cast or
4 attempt to cast any other than the official ballot which has
5 been given to him by the proper election officer; or who,
6 without having made the declaration under oath or affirmation
7 required by section 1218 of this act, or when the disability
8 which he declared before any registration commission no longer
9 exists, shall permit another to accompany him into the voting
10 compartment or voting machine booth, or to mark his ballot or
11 prepare the voting machine for voting by him; or who shall mark
12 his ballot or prepare the voting machine for voting while
13 another is unlawfully present in the voting machine compartment
14 or voting machine booth with him; or who shall state falsely to
15 any election officer that because of illiteracy he is unable to
16 read the names on the ballot or ballot labels or that by reason
17 of physical disability he cannot see or mark the ballot or enter
18 the voting compartment without assistance or that he cannot see
19 or operate the voting machine or enter the voting machine booth
20 without assistance; or who shall state, as his reason for
21 requiring assistance, a disability from which he does not
22 suffer; or any person who shall go into the voting compartment
23 or voting machine booth with another while voting or be present
24 therein while another is voting, or mark the ballot of another
25 or prepare the voting machine for voting with another, except in
26 strict accordance with the provisions of this act; or any person
27 who shall interfere with any elector when inside the enclosed
28 space or when marking his ballot, or preparing the voting
29 machine for voting, or who shall endeavor to induce any elector
30 before depositing his ballot to show how he marks or has marked

1 his ballot; or any person giving assistance who shall attempt to
2 influence the vote of the elector whom he is assisting or who
3 shall mark a ballot or prepare a voting machine for voting in
4 any other way than that requested by the voter whom he is
5 assisting, or who shall disclose to anyone the contents of any
6 ballot which has been marked or any voting machine which has
7 been prepared for voting with his assistance, except when
8 required to do so in any legal proceeding, shall be guilty of a
9 misdemeanor, and, upon conviction thereof, shall be sentenced to
10 pay a fine not exceeding [one thousand (\$1,000)] two thousand
11 (\$2,000) dollars, or to undergo an imprisonment of not more than
12 [one (1) year] two (2) years, or both, in the discretion of the
13 court.

14 Section 1831. Election Officers Permitting Unlawful
15 Assistance.--Any election officer who shall permit a voter to be
16 accompanied by another into the voting compartment or voting
17 machine booth when the registration card of such person contains
18 no declaration that such person requires assistance, or when
19 such person has not made, under oath or affirmation, the
20 statement required by section 1218 of this act, or when such
21 election officer knows that the disability which the elector
22 declared before any registration commission no longer exists, or
23 who shall permit any person to accompany an elector into the
24 voting compartment or voting machine booth, except as provided
25 by this act, shall be guilty of a misdemeanor, and, upon
26 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 more than [one (1) year]
29 two (2) years, or both, in the discretion of the court.

30 Section 1832. Failure to Keep and Return Record of Assisted

1 Voters.--Any judge of election who shall fail to record, as
2 required by section 1218 (c) of this act, the name of each
3 elector who received assistance or who is accompanied by another
4 into the voting compartment or voting machine booth; or who
5 shall insert in the record of assisted voters the name of any
6 elector who does not receive assistance or is not accompanied by
7 another into the voting compartment or voting machine booth; or
8 who shall fail to record the exact disability of any assisted
9 elector which makes the assistance necessary, or shall record in
10 respect of any assisted elector a disability, other than that
11 stated by the elector; or who shall fail to record the name of
12 each person rendering assistance to an elector as prescribed by
13 this act; or who shall knowingly record as the name of such
14 person giving assistance a name which is not the name of such
15 person; or who shall fail or neglect to return the record of
16 assisted voters to the county board of elections as required by
17 this act, 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 less than [~~two (2)~~] four (4) months nor
21 more than [~~two (2)~~] four (4) years, or both, in the discretion
22 of the court.

23 Section 1833. Unlawful Voting.--Any person who votes or
24 attempts to vote at any primary or election, knowing that he
25 does not possess all the qualifications of an elector at such
26 primary or election, as set forth in this act, shall be guilty
27 of a misdemeanor of the first degree, and, upon conviction
28 thereof, shall be sentenced to pay a fine not exceeding [~~ten~~
29 ~~thousand (\$10,000)~~] twenty thousand (\$20,000) dollars, or to
30 undergo an imprisonment of not more than [~~five (5)~~] ten (10)

1 years, or both, in the discretion of the court.

2 Section 1834. Elector Voting Ballot of Wrong Party at
3 Primary.--Any elector who shall wilfully vote at any primary the
4 ballot of a party in which he is not enrolled, in violation of
5 the provisions of this act, shall be guilty of a misdemeanor of
6 the second degree, and, upon conviction thereof, shall be
7 sentenced to pay a fine not exceeding [five thousand (\$5,000)]
8 ten thousand (\$10,000) dollars, or to undergo an imprisonment of
9 not more than [two (2)] four (4) years, or both, in the
10 discretion of the court.

11 Section 1835. Repeat Voting at Elections.--If any person
12 shall vote in more than one election district, or otherwise
13 fraudulently vote more than once at the same primary or
14 election, or shall vote a ballot other than the ballot issued to
15 him by the election officers, or shall advise or procure another
16 so to do, 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 1836. Removing Ballots.--Any person removing any
23 ballot from any book of official ballots, except in the manner
24 provided by this act, shall be guilty of a misdemeanor of the
25 second degree, and, upon conviction thereof, shall be sentenced
26 to pay a fine not exceeding [five thousand (\$5,000)] ten
27 thousand (\$10,000) dollars, or to undergo an imprisonment of not
28 more than [two (2)] four (4) years, or both, in the discretion
29 of the court.

30 Section 1837. Commissioners to Take Soldiers' Votes.--Any

1 commissioner appointed by or under the provisions of Article
2 XIII of this act who shall knowingly violate his duty or
3 knowingly omit or fail to do his duty thereunder or violate any
4 part of his oath, shall be guilty of perjury, and, upon
5 conviction thereof, shall be sentenced to pay a fine not
6 exceeding [one thousand (\$1,000)] two thousand (\$2,000) dollars,
7 or to undergo an imprisonment of not more than [one (1) year]
8 two (2) years, or both, in the discretion of the court.

9 Section 1838. Fraudulent Voting by Soldiers.--Any person who
10 shall vote or attempt to vote at any election by electors in
11 military service under the provisions of Article XIII of this
12 act, not being qualified to vote at such election, shall be
13 guilty of a misdemeanor, and, upon conviction thereof, shall be
14 sentenced to pay a fine not exceeding [one thousand (\$1,000)]
15 two thousand (\$2,000) dollars, or to undergo an imprisonment of
16 not more than [one (1) year] two (2) years, or both, in the
17 discretion of the court.

18 Section 1839. Bribery at Elections.--Any person who shall,
19 directly or indirectly, give or promise or offer to give any
20 gift or reward in money, goods or other valuable thing to any
21 person, with intent to induce him to vote or refrain from voting
22 for any particular candidate or candidates or for or against any
23 constitutional amendment or other question at any primary or
24 election; or who shall, directly or indirectly, procure for or
25 offer or promise to procure for such person any such gift or
26 reward with the intent aforesaid; or, who with the intent to
27 influence or intimidate such person to give his vote or to
28 refrain from giving his vote for any particular candidate or
29 candidates or for or against any constitutional amendment or
30 other question at any primary or election, shall give to or

1 obtain for or assist in obtaining for or offer or promise to
2 give to or obtain for or assist in obtaining for such person any
3 office, place, appointment or employment, public or private, or
4 threaten such person with dismissal or discharge from any
5 office, place, appointment or employment, public or private,
6 then held by him, shall be guilty of a felony of the third
7 degree, and, upon conviction thereof, shall be sentenced to pay
8 a fine not exceeding [~~fifteen thousand (\$15,000)~~] thirty
9 thousand (\$30,000) dollars, or to undergo an imprisonment of not
10 more than [~~seven (7)~~] fourteen (14) years, or both, in the
11 discretion of the court.

12 Section 1840. Receipts and Disbursements of Primary and
13 Election Expenses by Persons Other Than Candidates and
14 Treasurers.--Any member of a political committee who shall
15 receive or disburse any money or incur any liability for primary
16 or election expenses, except through the treasurer of such
17 political committee, and any person not a candidate or member of
18 a political committee who shall receive or disburse any money or
19 incur any liability for primary or election expenses, shall be
20 guilty of a misdemeanor, and, upon conviction thereof, shall be
21 sentenced to pay a fine not exceeding [~~one thousand (\$1,000)~~]
22 two thousand (\$2,000) dollars, or to undergo an imprisonment of
23 not less than [~~one (1) month~~] two (2) months nor more than [~~two~~
24 ~~(2)~~] four (4) years, or both, in the discretion of the court.

25 Section 1841. Receipts of Primary and Election Expenses by
26 Unauthorized Persons.--Any person or any political committee who
27 receives money on behalf of any candidate without being
28 authorized to do so under the provisions of section 1623, shall
29 be guilty of a misdemeanor, and, upon conviction thereof, shall
30 be sentenced to pay a fine not exceeding [~~five thousand dollars~~

1 ~~(\$5,000)]~~ ten thousand dollars (\$10,000), or to undergo an
2 imprisonment of not less than ~~[one (1) month]~~ two (2) months nor
3 more than ~~[two (2)]~~ four (4) years, or both, in the discretion
4 of the court.

5 Section 1843. Contributions by Corporations or
6 Unincorporated Associations.--Any corporation or unincorporated
7 association, which shall pay, give or lend or agree to pay, give
8 or lend any money belonging to such corporation or
9 unincorporated association or in its custody or control, in
10 violation of the provisions of section 1633, shall be guilty of
11 a misdemeanor, and, upon conviction thereof, shall be sentenced
12 to pay a fine of not less than ~~[one thousand dollars (\$1,000)]~~
13 two thousand dollars (\$2,000) nor more than ~~[ten thousand~~
14 ~~dollars (\$10,000)]~~ twenty thousand dollars (\$20,000). Any
15 director, officer, agent or employe of any corporation or
16 unincorporated association who shall on behalf of such
17 corporation or unincorporated association pay, give or lend or
18 authorize to be paid, given or lent any money belonging to such
19 corporation or unincorporated association or in its custody or
20 control in violation of the provisions of section 1633, shall be
21 guilty of a misdemeanor, and, upon conviction thereof, shall be
22 sentenced to pay a fine not exceeding ~~[ten thousand dollars~~
23 ~~(\$10,000)]~~ twenty thousand dollars (\$20,000), or to undergo an
24 imprisonment of not less than ~~[one (1) month]~~ two (2) months nor
25 more than ~~[two (2)]~~ four (4) years, or both, in the discretion
26 of the court.

27 Section 1845. Failure to File Expense Account.--Any
28 candidate or treasurer of a political committee or person acting
29 as such treasurer who shall fail to file an account of primary
30 or election expenses, as required by this act, shall be guilty

1 of a misdemeanor, and, upon conviction thereof, shall be
2 sentenced to pay a fine not exceeding [five thousand dollars
3 (\$5,000)] ten thousand dollars (\$10,000), or to undergo an
4 imprisonment of not less than [one (1) month] two (2) months nor
5 more than [two (2)] four (4) years, or both, in the discretion
6 of the court.

7 Section 1847. Prohibiting Duress and Intimidation of Voters
8 and Interference with the Free Exercise of the Elective
9 Franchise.--Any person or corporation who, directly or
10 indirectly--(a) uses or threatens to use any force, violence or
11 restraint, or inflicts or threatens to inflict any injury,
12 damage, harm or loss, or in any other manner practices
13 intimidation or coercion upon or against any person, in order to
14 induce or compel such person to vote or refrain from voting at
15 any election, or to vote or refrain from voting for or against
16 any particular person, or for or against any question submitted
17 to voters at such election, or to place or cause to be placed or
18 refrain from placing or causing to be placed his name upon a
19 register of voters, or on account of such person having voted or
20 refrained from voting at such election, or having voted or
21 refrained from voting for or against any particular person or
22 persons or for or against any question submitted to voters at
23 such election, or having registered or refrained from
24 registering as a voter; or (b) by abduction, duress or coercion,
25 or any forcible or fraudulent device or contrivance, whatever,
26 impedes, prevents, or otherwise interferes with the free
27 exercise of the elective franchise by any voter, or compels,
28 induces, or prevails upon any voter to give or refrain from
29 giving his vote for or against any particular person at any
30 election; or (c) being an employer, pays his employes the salary

1 or wages due in "pay envelopes" upon which or in which there is
2 written or printed any political motto, device, statement or
3 argument containing threats, express or implied, intended or
4 calculated to influence the political opinions or actions of
5 such employes, or within ninety days of any election or primary
6 puts or otherwise exhibits in the establishment or place where
7 his employes are engaged in labor, any handbill or placard
8 containing any threat, notice, or information that if any
9 particular ticket or candidate is elected or defeated work in
10 his place or establishment will cease, in whole or in part, his
11 establishment be closed up, or the wages of his employes
12 reduced, or other threats, express or implied, intended or
13 calculated to influence the political opinions or actions of his
14 employes, shall be guilty of a misdemeanor of the second degree.
15 Any person or corporation, convicted of a violation of any of
16 the provisions of this section, shall be sentenced to pay a fine
17 not exceeding [~~five thousand (\$5,000)~~] ten thousand (\$10,000)
18 dollars, or such person or the officers, directors or agents of
19 such corporation responsible for the violation of this section,
20 shall be sentenced to undergo an imprisonment of not more than
21 [~~two (2)~~] four (4) years, or both, in the discretion of the
22 court.

23 Section 1848. Failure to Perform Duty.--Any Secretary of the
24 Commonwealth, member of a county board of elections, chief
25 clerk, employe, overseer, judge of election, inspector of
26 election, clerk of election, machine inspector or custodian or
27 deputy custodian of voting machines on whom a duty is laid by
28 this act who shall wilfully neglect or refuse to perform his
29 duty, shall be guilty of a misdemeanor, and, upon conviction
30 thereof, shall be sentenced to pay a fine not exceeding [~~one~~

1 ~~thousand (\$1,000)]~~ two thousand (\$2,000) dollars, or to undergo
2 an imprisonment of not more than [~~two (2)]~~ four (4) years, or
3 both, in the discretion of the court.

4 Section 1849. Hindering or Delaying Performance of Duty.--
5 Any person who intentionally interferes with, hinders or delays
6 or attempts to interfere with, hinder or delay any other person
7 in the performance of any act or duty authorized or imposed by
8 this act, shall be guilty of a misdemeanor, and, upon conviction
9 thereof, shall be sentenced to pay a fine not exceeding [~~five~~
10 ~~hundred (\$500)]~~ one thousand (\$1,000) dollars, or to undergo an
11 imprisonment of not more than [~~one (1) year]~~ two (2) years, or
12 both, in the discretion of the court.

13 Section 1850. Violation of Any Provision of Act.--Any person
14 who shall violate any of the provisions of this act, for which a
15 penalty is not herein specifically provided, shall be guilty of
16 a misdemeanor, and, upon conviction thereof, shall be sentenced
17 to pay a fine not exceeding [~~one thousand (\$1,000)]~~ two thousand
18 (\$2,000) dollars, or to undergo an imprisonment of not more than
19 [~~one (1) year]~~ two (2) years, or both, in the discretion of the
20 court.

21 Section 1853. Violations of Provisions Relating to Absentee
22 and Mail-in Ballots.--If any person shall sign an application
23 for absentee ballot, mail-in ballot or declaration of elector on
24 the forms prescribed knowing any matter declared therein to be
25 false, or shall vote any ballot other than one properly issued
26 to the person, or vote or attempt to vote more than once in any
27 election for which an absentee ballot or mail-in ballot shall
28 have been issued to the person, or shall disclose results of a
29 pre-canvassing meeting under section 1308(g)(1.1), or shall
30 violate any other provisions of Article XIII or Article XIII-D

1 of this act, the person shall be guilty of a misdemeanor of the
2 third degree, and, upon conviction, shall be sentenced to pay a
3 fine not exceeding [two thousand five hundred dollars (\$2,500)]
4 five thousand dollars (\$5,000), or be imprisoned for a term not
5 exceeding [two (2)] four (4) years, or both, at the discretion
6 of the court.

7 If any person who is chief clerk or a member of a board of
8 elections, member of a return board or member of a board of
9 registration commissioners, shall neglect or refuse to perform
10 any of the duties prescribed by Article XIII or Article XIII-D
11 of this act, or shall reveal or divulge any of the details of
12 any ballot cast in accordance with the provisions of Article
13 XIII or Article XIII-D of this act, or shall disclose results of
14 a pre-canvassing meeting under section 1308(g) (1.1), or shall
15 count an absentee ballot or mail-in ballot knowing the same to
16 be contrary to Article XIII or Article XIII-D, or shall reject
17 an absentee ballot or mail-in ballot without reason to believe
18 that the same is contrary to Article XIII or Article XIII-D, or
19 shall permit an elector to cast the elector's ballot other than
20 a provisional ballot at a polling place knowing that there has
21 been issued to the elector an absentee ballot or mail-in ballot,
22 the [elector] person shall be guilty of a felony of the third
23 degree, and, upon conviction, shall be punished by a fine not
24 exceeding [fifteen thousand dollars (\$15,000)] thirty thousand
25 dollars (\$30,000), or be imprisoned for a term not exceeding
26 [seven (7)] fourteen (14) years, or both, at the discretion of
27 the court.

28 Section 32. Section 1855 of the act is repealed:

29 [Section 1855. Violation of Public Funding of Elections.--
30 Any person who violates section 107 shall be guilty of a

1 misdemeanor of the second degree and shall, upon conviction
2 thereof, be sentenced to pay a fine not exceeding five thousand
3 dollars (\$5,000), or to undergo an imprisonment of not more than
4 two (2) years, or both, in the discretion of the court.]

5 Section 33. The act is amended by adding sections to read:

6 Section 1856. Unlawful Collection of Ballots.--A person who
7 willfully collects or returns absentee or mail-in ballots in
8 violation of this act commits a felony of the third degree and,
9 upon conviction, shall be punished by a fine not exceeding
10 thirty thousand dollars (\$30,000), or be imprisoned for a term
11 not exceeding fourteen (14) years, or both, at the discretion of
12 the court.

13 Section 1857. Prohibiting Duress and Intimidation of
14 Elections Officials.--Any person who directly or indirectly uses
15 or threatens to use any force, violence or restraint, or
16 inflicts or threatens to inflict any injury, damage, harm or
17 loss, or in any other manner practices intimidation or coercion
18 upon or against any election official, administrator, judge of
19 elections or poll worker in the course of their duties in
20 administering an election shall be guilty of a misdemeanor of
21 the second degree. Any person convicted of a violation of this
22 section shall be fined ten thousand (\$10,000) dollars, sentenced
23 to undergo an imprisonment of not more than four (4) years, or
24 both, in the discretion of the court.

25 Section 34. The act is amended by adding an article to read:

26 ARTICLE XVII-C

27 MISCELLANEOUS PROVISIONS

28 Section 1801-C. Reimbursements.

29 The State Treasurer shall reimburse counties for 100% of the
30 cost of issuing registration cards required under section 302(s)

1 within one year of the effective date of this section.

2 Section 1802-C. Withholding.

3 The State Treasurer shall withhold all reimbursements and
4 election funding provided for under this act from any county
5 which is in violation of this act or for which an audit or
6 recount has identified violations or irregularities in voting
7 until the issue has been successfully resolved as certified by
8 the Auditor General.

9 Section 35. The sum of \$3,100,000 is appropriated to the
10 Auditor General for the purpose of establishing and operating a
11 Bureau of Election Audits.

12 Section 36. The provisions of this act are nonseverable. If
13 any provision of this act or its application to any person or
14 circumstance is held invalid, the remaining provisions or
15 applications of this act are void.

16 Section 37. Repeals are as follows:

17 (1) The General Assembly declares that the repeal under
18 paragraph (2) is necessary to effectuate the addition of
19 Article VII-A of the act.

20 (2) 25 Pa.C.S. Ch. 13 is repealed.

21 Section 38. This act shall apply to elections held on or
22 after the effective date of this section.

23 Section 39. This act shall take effect immediately.