

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2626 Session of 2020

INTRODUCED BY MOUL, RYAN, JAMES, STAATS, MILLARD, PYLE, THOMAS, MENTZER, SCHLEGEL CULVER AND GAYDOS, JUNE 23, 2020

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES, SEPTEMBER 1, 2020

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," in the Secretary of the Commonwealth, further~~
12 ~~providing for powers and duties of the Secretary of the~~
13 ~~Commonwealth; in county boards of elections, further~~
14 ~~providing for powers and duties of county boards; in~~
15 ~~preparation for and conduct of primaries and elections,~~
16 ~~providing for deadline for change of enrollment of political~~
17 ~~party; in voting by qualified absentee electors, further~~
18 ~~providing for applications for official absentee ballots, for~~
19 ~~date of application for absentee ballot, for approval of~~
20 ~~application for absentee ballot, for official absentee voters~~
21 ~~ballots, for voting by absentee electors and for canvassing~~
22 ~~of official absentee ballots and mail in ballots; in voting~~
23 ~~by qualified mail in electors, further providing for~~
24 ~~applications for official mail in ballots, for date of~~
25 ~~application for mail in ballot, for approval of application~~
26 ~~for mail in ballot, for official mail in elector ballots and~~
27 ~~for voting by mail in electors; and making a related repeal.~~
28 AMENDING THE ACT OF JUNE 3, 1937 (P.L.1333, NO.320), ENTITLED <--
29 "AN ACT CONCERNING ELECTIONS, INCLUDING GENERAL, MUNICIPAL,
30 SPECIAL AND PRIMARY ELECTIONS, THE NOMINATION OF CANDIDATES,
31 PRIMARY AND ELECTION EXPENSES AND ELECTION CONTESTS; CREATING
32 AND DEFINING MEMBERSHIP OF COUNTY BOARDS OF ELECTIONS;
33 IMPOSING DUTIES UPON THE SECRETARY OF THE COMMONWEALTH,

1 COURTS, COUNTY BOARDS OF ELECTIONS, COUNTY COMMISSIONERS;
2 IMPOSING PENALTIES FOR VIOLATION OF THE ACT, AND CODIFYING,
3 REVISING AND CONSOLIDATING THE LAWS RELATING THERETO; AND
4 REPEALING CERTAIN ACTS AND PARTS OF ACTS RELATING TO
5 ELECTIONS," IN PRELIMINARY PROVISIONS, FURTHER PROVIDING FOR
6 DEFINITIONS; IN SECRETARY OF THE COMMONWEALTH, PROVIDING FOR
7 REPORTS ON IMPLEMENTATION OF ELECTIONS; IN COUNTY BOARDS OF
8 ELECTIONS, FURTHER PROVIDING FOR POWERS AND DUTIES OF COUNTY
9 BOARDS, FOR RECORDS AND DOCUMENTS TO BE OPEN TO PUBLIC
10 INSPECTION AND PROVISO, FOR PRESERVATION OF RECORDS AND FOR
11 WATCHERS OR ATTORNEYS AT SESSIONS OF COUNTY BOARD AND
12 CANDIDATES MAY BE PRESENT; IN DISTRICT ELECTION OFFICERS,
13 FURTHER PROVIDING FOR QUALIFICATIONS OF ELECTION OFFICERS AND
14 FOR APPOINTMENT OF WATCHERS; IN VOTING BY QUALIFIED ABSENTEE
15 ELECTORS, FURTHER PROVIDING FOR APPLICATIONS FOR OFFICIAL
16 ABSENTEE BALLOTS, FOR DATE OF APPLICATION FOR ABSENTEE
17 BALLOT, FOR OFFICIAL ABSENTEE VOTERS BALLOTS, FOR DELIVERING
18 OR MAILING BALLOTS, FOR VOTING BY ABSENTEE ELECTORS AND FOR
19 CANVASSING OF OFFICIAL ABSENTEE BALLOTS AND MAIL-IN BALLOTS;
20 IN STATEWIDE UNIFORM REGISTRY OF ELECTORS ADVISORY BOARD,
21 PROVIDING FOR SURE REQUIREMENTS; IN VOTING BY QUALIFIED MAIL-
22 IN ELECTORS, FURTHER PROVIDING FOR APPLICATIONS FOR OFFICIAL
23 MAIL-IN BALLOTS, FOR DATE OF APPLICATION FOR MAIL-IN BALLOT,
24 FOR OFFICIAL MAIL-IN ELECTOR BALLOTS, FOR DELIVERING OR
25 MAILING BALLOTS AND FOR VOTING BY MAIL-IN ELECTORS; IN
26 PENALTIES, PROVIDING FOR AN ENHANCEMENT OF PENALTIES FOR
27 CERTAIN VIOLATIONS; AND MAKING AN EDITORIAL CHANGE.

28 The General Assembly of the Commonwealth of Pennsylvania
29 hereby enacts as follows:

30 ~~Section 1. Section 201 of the act of June 3, 1937 (P.L.1333, <--~~
31 ~~No.320), known as the Pennsylvania Election Code, is amended by~~
32 ~~adding a subsection to read:~~

33 ~~Section 201. Powers and Duties of the Secretary of the~~
34 ~~Commonwealth. The Secretary of the Commonwealth shall exercise~~
35 ~~in the manner provided by this act all powers granted to him by~~
36 ~~this act, and shall perform all the duties imposed upon him by~~
37 ~~this act, which shall include the following:~~

38 * * *

39 ~~(i) To develop a tracking system by which each ballot,~~
40 ~~absentee ballot and mail in ballot is assigned a unique~~
41 ~~scannable identification number to ensure that multiple ballots~~
42 ~~are not cast by a qualified elector.~~

43 ~~Section 2. Section 302(p) of the act, amended March 27, 2020~~

1 ~~(P.L.41, No.12), is amended and the section is amended by adding~~
2 ~~a subsection to read:~~

3 ~~Section 302. Powers and Duties of County Boards. The county~~
4 ~~boards of elections, within their respective counties, shall~~
5 ~~exercise, in the manner provided by this act, all powers granted~~
6 ~~to them by this act, and shall perform all the duties imposed~~
7 ~~upon them by this act, which shall include the following:~~

8 * * *

9 ~~(p) A county board of elections shall not pay compensation~~
10 ~~to a judge of elections who wilfully fails to deliver by two~~
11 ~~o'clock A. M. on the day following the election envelopes;~~
12 ~~supplies, including all uncast provisional ballots; and returns,~~
13 ~~including all provisional ballots cast in the election district~~
14 ~~and [statements signed under sections 1306 and 1302 D.]~~
15 ~~completed absentee ballot and envelopes containing the~~
16 ~~declaration of the elector received by the judge of elections~~
17 ~~under sections 1306(b)(3) and 1306 D(b)(3).~~

18 ~~(g) To administer the ballot tracking system developed by~~
19 ~~the Secretary of the Commonwealth under section 201(i) as~~
20 ~~prescribed and directed by the Secretary of the Commonwealth.~~

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

22 ~~Section 1231.1. Deadline for Change of Enrollment of~~
23 ~~Political Party. Not later than thirty days prior to an~~
24 ~~election, a registered elector who desires to change the~~
25 ~~enrollment of political designation or who, although registered,~~
26 ~~has not previously enrolled as a member of a party may appear~~
27 ~~before a commissioner, registrar or clerk or may submit an~~
28 ~~application by mail under 25 Pa.C.S. § 1324 (relating to~~
29 ~~application by mail) and state in a signed writing the political~~
30 ~~party in which the registered elector desires to be enrolled. If~~

1 ~~the signature of the elector is verified by comparison with the~~
2 ~~registered elector's signature as it appears on file with the~~
3 ~~commission, the commissioner, registrar or clerk shall make the~~
4 ~~change in its registration records. If supported by other~~
5 ~~evidence of identity, a mark may be made in lieu of a signature~~
6 ~~by a registered elector who is unable to write. The mark must be~~
7 ~~made in the presence of a witness who must sign the registration~~
8 ~~application.~~

9 Section 4. ~~Section 1302(i) (1) of the act, amended March 27,~~
10 ~~2020 (P.L.41, No.12), is amended to read:~~

11 Section 1302. ~~Applications for Official Absentee Ballots. *~~
12 ~~**~~

13 ~~(i) (1) Application for official absentee ballots shall be~~
14 ~~on physical and electronic forms prescribed by the Secretary of~~
15 ~~the Commonwealth.~~

16 ~~(1.1) The application shall state that an elector who~~
17 ~~applies for an absentee ballot pursuant to section 1301 shall~~
18 ~~not be eligible to vote at a polling place on election day~~
19 ~~unless the elector brings the elector's absentee ballot to the~~
20 ~~elector's polling place, remits the ballot and the envelope~~
21 ~~containing the declaration of the elector to the judge of~~
22 ~~elections to be spoiled and signs a statement subject to the~~
23 ~~penalties of 18 Pa.C.S. § 4904 (relating to unsworn~~
24 ~~falsification to authorities) to the same effect.] except by~~
25 ~~provisional ballot. The application shall also state that an~~
26 ~~elector may deliver an absentee ballot and the envelope~~
27 ~~containing the declaration of the elector to the judge of~~
28 ~~elections of the elector's election district at the elector's~~
29 ~~polling place during the hours that the polling place is open on~~
30 ~~election day.~~

1 ~~(1.2) [Such physical] Physical application forms shall be~~
2 ~~made freely available to the public at county board of~~
3 ~~elections, municipal buildings and at such other locations~~
4 ~~designated by the secretary.~~

5 ~~(1.3) [Such electronic] Electronic application forms shall~~
6 ~~be made freely available to the public through publicly~~
7 ~~accessible means.~~

8 ~~(1.4) No written application or personal request shall be~~
9 ~~necessary to receive or access the application forms.~~

10 ~~(1.5) Copies and records of all completed physical and~~
11 ~~electronic applications for official absentee ballots shall be~~
12 ~~retained by the county board of elections.~~

13 ~~* * *~~

14 ~~Section 5. Section 1302.1(a) and (a.3)(1) and (2) of the~~
15 ~~act, amended October 31, 2019 (P.L.552, No.77), are amended to~~
16 ~~read:~~

17 ~~Section 1302.1. Date of Application for Absentee Ballot.~~

18 ~~(a) Except as provided in subsection (a.3), applications for~~
19 ~~absentee ballots shall be received in the office of the county~~
20 ~~board of elections not earlier than fifty (50) days before the~~
21 ~~primary or election, except that if a county board of elections~~
22 ~~determines that it would be appropriate to its operational~~
23 ~~needs, any applications for absentee ballots received more than~~
24 ~~fifty (50) days before the primary or election may be processed~~
25 ~~before that time. Applications for absentee ballots shall be~~
26 ~~processed if received not later than five o'clock P.M. of the~~
27 ~~[first Tuesday] fifteenth day prior to the day of any primary or~~
28 ~~election.~~

29 ~~(a.3) (1) The following categories of electors may apply~~
30 ~~for an absentee ballot under this subsection, if otherwise~~

1 qualified:

2 ~~(i) An elector whose physical disability or illness~~
3 ~~prevented the elector from applying for an absentee ballot~~
4 ~~before five o'clock P.M. on the [first Tuesday] fifteenth day~~
5 ~~prior to the day of the primary or election.~~

6 ~~(ii) An elector who, because of the elector's business,~~
7 ~~duties or occupation, was unable to apply for an absentee ballot~~
8 ~~before five o'clock P.M. on the [first Tuesday] fifteenth day~~
9 ~~prior to the day of the primary or election.~~

10 ~~(iii) An elector who becomes so physically disabled or ill~~
11 ~~after five o'clock P.M. on the [first Tuesday] fifteenth day~~
12 ~~prior to the day of the primary or election that the elector is~~
13 ~~unable to appear at the polling place on the day of the primary~~
14 ~~or election.~~

15 ~~(iv) An elector who, because of the conduct of the elector's~~
16 ~~business, duties or occupation, will necessarily be absent from~~
17 ~~the elector's municipality of residence on the day of the~~
18 ~~primary or election, which fact was not and could not reasonably~~
19 ~~be known to the elector on or before five o'clock P.M. on the~~
20 ~~[first Tuesday] fifteenth day prior to the day of the primary or~~
21 ~~election.~~

22 ~~(2) An elector described in paragraph (1) may submit an~~
23 ~~application for an absentee ballot at any time up until the time~~
24 ~~of the closing of the polls on the day of the primary or~~
25 ~~election. The application shall include a declaration describing~~
26 ~~the circumstances that prevented the elector from applying for~~
27 ~~an absentee ballot before five o'clock P.M. on the [first~~
28 ~~Tuesday] fifteenth day prior to the day of the primary or~~
29 ~~election or that prevent the elector from appearing at the~~
30 ~~polling place on the day of the primary or election, and the~~

1 ~~elector's qualifications under paragraph (1). The declaration~~
2 ~~shall be made subject to the provisions of 18 Pa.C.S. § 4904~~
3 ~~(relating to unsworn falsification to authorities).~~

4 * * *

5 ~~Section 6. Sections 1302.2(c), 1303(c) and 1306(a)~~
6 ~~introductory paragraph and (b) (3) of the act, amended March 27,~~
7 ~~2020 (P.L.41, No.12), are amended to read:~~

8 ~~Section 1302.2. Approval of Application for Absentee~~
9 ~~Ballot.—~~

10 * * *

11 ~~(c) The county board of elections, upon receipt of any~~
12 ~~application of a qualified elector required to be registered~~
13 ~~under the provisions of preceding section 1301, shall determine~~
14 ~~the qualifications of such applicant by verifying the proof of~~
15 ~~identification and comparing the information set forth on such~~
16 ~~application with the information contained on the applicant's~~
17 ~~permanent registration card. If the board is satisfied that the~~
18 ~~applicant is qualified to receive an official absentee ballot,~~
19 ~~the application shall be marked "approved." Such approval~~
20 ~~decision shall be final and binding, except that challenges may~~
21 ~~be made only on the ground that the applicant was not a~~
22 ~~qualified elector. Such challenges must be made to the county~~
23 ~~board of elections prior to five o'clock p.m. on the Friday~~
24 ~~prior to the election, or during the pre canvassing of an~~
25 ~~elector's absentee ballot, whichever is earlier: Provided,~~
26 ~~however, That a challenge to an application for an absentee~~
27 ~~ballot shall not be permitted on the grounds that the elector~~
28 ~~used an application for an absentee ballot instead of an~~
29 ~~application for a mail in ballot or on the grounds that the~~
30 ~~elector used an application for a mail in ballot instead of an~~

1 ~~application for an absentee ballot.~~

2 ~~* * *~~

3 ~~Section 1303. Official Absentee Voters Ballots. * * *~~

4 ~~(e) The official absentee voter ballot shall state that an~~
5 ~~elector who receives an absentee ballot pursuant to section 1301~~
6 ~~and whose voted ballot is not timely received by the commission~~
7 ~~or voted ballot and the envelope containing the declaration of~~
8 ~~the elector is timely received by the judge of elections of the~~
9 ~~elector's election district at the elector's polling place on~~
10 ~~election day and who, on election day, is capable of voting at~~
11 ~~the appropriate polling place may only vote on election day by~~
12 ~~provisional ballot [unless the elector brings the elector's~~
13 ~~absentee ballot to the elector's polling place, remits the~~
14 ~~ballot and the envelope containing the declaration of the~~
15 ~~elector to the judge of elections to be spoiled and signs a~~
16 ~~statement subject to the penalties under 18 Pa.C.S. § 4904~~
17 ~~(relating to unsworn falsification to authorities) to the same~~
18 ~~effect].~~

19 ~~Section 1306. Voting by Absentee Electors. (a) Except as~~
20 ~~provided in paragraphs (2) and (3), at any time after receiving~~
21 ~~an official absentee ballot, but on or before eight o'clock P.M.~~
22 ~~the day of the primary or election, the elector shall, in~~
23 ~~secret, proceed to mark the ballot only in black lead pencil,~~
24 ~~indelible pencil or blue, black or blue black ink, in fountain~~
25 ~~pen or ball point pen, and then fold the ballot, enclose and~~
26 ~~securely seal the same in the envelope on which is printed,~~
27 ~~stamped or endorsed "Official Election Ballot." This envelope~~
28 ~~shall then be placed in the second one, on which is printed the~~
29 ~~form of declaration of the elector, and the address of the~~
30 ~~elector's county board of election and the local election~~

1 ~~district of the elector. The elector shall then fill out, date~~
2 ~~and sign the declaration printed on such envelope. Such envelope~~
3 ~~shall then be securely sealed and the elector shall send same by~~
4 ~~mail, postage prepaid, except where franked, or deliver it in~~
5 ~~person to said county board of election or to the judge of~~
6 ~~elections of the elector's election district at the elector's~~
7 ~~polling place.~~

8 * * *

9 (b) * * *

10 (3) ~~Notwithstanding paragraph (2), an elector who requests~~
11 ~~an absentee ballot and who is not shown on the district register~~
12 ~~as having voted the ballot may vote at the polling place if the~~
13 ~~elector remits the ballot and the envelope containing the~~
14 ~~declaration of the elector to the judge of elections to be~~
15 ~~spoiled and the elector signs a statement subject to the~~
16 ~~penalties under 18 Pa.C.S. § 4904 (relating to unsworn~~
17 ~~falsification to authorities) in substantially the following~~
18 ~~form:~~

19 I hereby declare that I am a qualified registered elector who
20 has obtained an absentee ballot or mail in ballot. I further
21 declare that I have not cast my absentee ballot or mail in
22 ballot, and that instead I remitted my absentee ballot or
23 mail in ballot and the envelope containing the declaration of
24 the elector to the judge of elections at my polling place to
25 be spoiled and therefore request that my absentee ballot or
26 mail in ballot be voided.

27 (Date)

28 (Signature of Elector).....(Address of Elector)

29 (Local Judge of Elections)] deliver the completed absentee
30 ballot to the judge of elections of the elector's election

1 ~~district at the elector's polling place.~~

2 * * *

3 Section 7. ~~Section 1308(g) (1.1) and (2) of the act, amended~~
4 ~~March 27, 2020 (P.L.41, No.12), is amended, subsection (g) is~~
5 ~~amended by adding a paragraph and the section is amended by~~
6 ~~adding a subsection to read:~~

7 Section 1308. ~~Canvassing of Official Absentee Ballots and~~
8 ~~Mail in Ballots. * * *~~

9 ~~(a.1) A judge of elections shall deliver all completed~~
10 ~~absentee ballots, mail in ballots and envelopes containing the~~
11 ~~declaration of the elector received under sections 1306(b) (3)~~
12 ~~and 1306 D(b) (3) to the county board of elections by two o'clock~~
13 ~~A.M. on the day following the election.~~

14 * * *

15 (g) * * *

16 (1.1) ~~The county board of elections shall meet [no earlier~~
17 ~~than seven o'clock A.M. on election day] at least once before~~
18 ~~election day at the county courthouse or the offices of the~~
19 ~~county board of election to pre canvass all ballots received~~
20 ~~prior to the meeting.~~

21 (1.2) ~~A county board of elections that meets to pre canvass~~
22 ~~absentee ballots and mail in ballots may complete the tasks~~
23 ~~described in paragraph (4) (i), (ii) and (iii) at any point~~
24 ~~during the period beginning twenty one days prior to the~~
25 ~~election and up to and including the day before the election,~~
26 ~~provided that the board completes a pre canvass of all absentee~~
27 ~~ballots or mail in ballots received prior to the Friday before~~
28 ~~the election. A county board of elections shall provide at least~~
29 ~~forty eight hours' notice of a pre canvass meeting by publicly~~
30 ~~posting a notice of a pre canvass meeting on its publicly~~

1 accessible Internet website. ~~[One] The authorized representative~~
2 ~~of each candidate in an election, the county chairperson of each~~
3 ~~political party and one representative from each political party~~
4 ~~shall be permitted to remain in the room in which the absentee~~
5 ~~ballots and mail in ballots are pre canvassed. The proceedings~~
6 ~~of the pre canvassing shall be recorded and made available upon~~
7 ~~request. No person observing, attending or participating in a~~
8 ~~pre canvass meeting may disclose the results of any portion of~~
9 ~~any pre canvass meeting prior to the close of the polls.~~

10 ~~(2) The county board of elections shall meet no earlier than~~
11 ~~the close of polls on the day of the election at the county~~
12 ~~courthouse or the offices of the county board of election and no~~
13 ~~later than the third day following the election to begin~~
14 ~~canvassing absentee ballots and mail in ballots not included in~~
15 ~~the pre canvass meeting. The meeting under this paragraph shall~~
16 ~~continue until all absentee ballots and mail in ballots received~~
17 ~~prior to the close of the polls have been canvassed. The county~~
18 ~~board of elections shall not record or publish any votes~~
19 ~~reflected on the ballots prior to the close of the polls. The~~
20 ~~canvass process shall continue through the eighth day following~~
21 ~~the election for valid military overseas ballots timely received~~
22 ~~under 25 Pa.C.S. § 3511 (relating to receipt of voted ballot). A~~
23 ~~county board of elections shall provide at least forty eight~~
24 ~~hours' notice of a canvass meeting by publicly posting a notice~~
25 ~~on its publicly accessible Internet website. One authorized~~
26 ~~representative of each candidate in an election, the county~~
27 ~~chairperson of each political party and one representative from~~
28 ~~each political party shall be permitted to remain in the room in~~
29 ~~which the absentee ballots and mail in ballots are canvassed.~~
30 ~~The proceedings of the canvassing shall be recorded and made~~

1 ~~available upon request.~~

2 * * *

3 ~~Section 8. Section 1302 D(f) of the act, amended March 27,~~
4 ~~2020 (P.L.41, No.12), is amended and subsection (g) is amended~~
5 ~~by adding a paragraph to read:~~

6 ~~Section 1302 D. Applications for official mail in ballots.~~

7 * * *

8 ~~(f) Form. The following shall apply:~~

9 ~~(1) Application for an official mail in ballot shall be~~
10 ~~on physical and electronic forms prescribed by the Secretary~~
11 ~~of the Commonwealth.~~

12 ~~(2) The application shall state that a voter who applies~~
13 ~~for a mail in ballot under section 1301 D shall not be~~
14 ~~eligible to vote at a polling place on election day [unless~~
15 ~~the elector brings the elector's mail in ballot to the~~
16 ~~elector's polling place, remits the ballot and the envelope~~
17 ~~containing the declaration of the elector to the judge of~~
18 ~~elections to be spoiled and signs a statement subject to the~~
19 ~~penalties under 18 Pa.C.S. § 4904 (relating to unsworn~~
20 ~~falsification to authorities) to the same effect.] except by~~
21 ~~provisional ballot. The application shall also state that an~~
22 ~~elector may deliver a mail in ballot and the envelope~~
23 ~~containing the declaration of the elector to the judge of~~
24 ~~elections of the elector's election district at the elector's~~
25 ~~polling place during the hours that the polling place is open~~
26 ~~on election day.~~

27 ~~(3) The physical application forms shall be made freely~~
28 ~~available to the public at county board of elections,~~
29 ~~municipal buildings and at other locations designated by the~~
30 ~~Secretary of the Commonwealth.~~

1 ~~(4) The electronic application forms shall be made~~
2 ~~freely available to the public through publicly accessible~~
3 ~~means.~~

4 ~~(5) No written application or personal request shall be~~
5 ~~necessary to receive or access the application forms.~~

6 ~~(6) Copies and records of all completed physical and~~
7 ~~electronic applications for official mail in ballots shall be~~
8 ~~retained by the county board of elections.~~

9 ~~(g) Permanent mail in voting list.~~

10 ~~* * *~~

11 ~~(1.1) A county board of elections shall remove a person~~
12 ~~from the permanent mail in ballot list if the elector does~~
13 ~~any of the following:~~

14 ~~(i) The person loses eligibility to vote.~~

15 ~~(ii) The elector votes in person at the elector's~~
16 ~~polling place.~~

17 ~~(iii) The elector requests removal from the~~
18 ~~permanent mail in ballot list.~~

19 ~~* * *~~

20 ~~Section 9. Section 1302.1 D(a) of the act, added October 31,~~
21 ~~2019 (P.L.552, No.77), is amended to read:~~

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 10. Sections 1302.2 D(a) (3), 1303 D(e) and 1306 D(a)~~
5 ~~and (b) (3) of the act, amended March 27, 2020 (P.L.41, No.12),~~
6 ~~are amended to read:~~

7 ~~Section 1302.2 D. Approval of application for mail in ballot.~~

8 ~~(a) Approval process. The county board of elections, upon~~
9 ~~receipt of any application of a qualified elector under section~~
10 ~~1301 D, shall determine the qualifications of the applicant by~~
11 ~~verifying the proof of identification and comparing the~~
12 ~~information provided on the application with the information~~
13 ~~contained on the applicant's permanent registration card. The~~
14 ~~following shall apply:~~

15 * * *

16 ~~(3) Challenges must be made to the county board of~~
17 ~~elections prior to five o'clock p.m. on the Friday prior to~~
18 ~~the election or during the prec canvassing of an elector's~~
19 ~~mail in ballot, whichever is earlier: Provided, however, That~~
20 ~~a challenge to an application for a mail in ballot shall not~~
21 ~~be permitted on the grounds that the elector used an~~
22 ~~application for a mail in ballot instead of an application~~
23 ~~for an absentee ballot or on the grounds that the elector~~
24 ~~used an application for an absentee ballot instead of an~~
25 ~~application for a mail in ballot.~~

26 * * *

27 ~~Section 1303 D. Official mail in elector ballots.~~

28 * * *

29 ~~(e) Notice. The official mail in voter ballot shall state~~
30 ~~that a voter who receives a mail in ballot under section 1301 D~~

1 ~~and whose voted mail in ballot is not timely received by the~~
2 ~~commission or voted ballot and the envelope containing the~~
3 ~~declaration of the elector is timely received by the judge of~~
4 ~~elections of the elector's election district at the elector's~~
5 ~~polling place on election day may only vote on election day by~~
6 ~~provisional ballot [unless the elector brings the elector's~~
7 ~~mail in ballot to the elector's polling place, remits the ballot~~
8 ~~and the envelope containing the declaration of the elector to~~
9 ~~the judge of elections to be spoiled and signs a statement~~
10 ~~subject to the penalties of 18 Pa.C.S. § 4904 (relating to~~
11 ~~unsworn falsification to authorities) to the same effect].~~

12 ~~Section 1306 D. Voting by mail in electors.~~

13 ~~(a) General rule. At any time after receiving an official~~
14 ~~mail in ballot, but on or before eight o'clock P.M. the day of~~
15 ~~the primary or election, the mail in elector shall, in secret,~~
16 ~~proceed to mark the ballot only in black lead pencil, indelible~~
17 ~~pencil or blue, black or blue black ink, in fountain pen or ball~~
18 ~~point pen, and then fold the ballot, enclose and securely seal~~
19 ~~the same in the envelope on which is printed, stamped or~~
20 ~~endorsed "Official Election Ballot." This envelope shall then be~~
21 ~~placed in the second one, on which is printed the form of~~
22 ~~declaration of the elector, and the address of the elector's~~
23 ~~county board of election and the local election district of the~~
24 ~~elector. The elector shall then fill out, date and sign the~~
25 ~~declaration printed on such envelope. Such envelope shall then~~
26 ~~be securely sealed and the elector shall send same by mail,~~
27 ~~postage prepaid, except where franked, or deliver it in person~~
28 ~~to said county board of election or to the judge of elections of~~
29 ~~the elector's election district at the elector's polling place.~~

30 * * *

1 ~~(b) Eligibility.~~

2 * * *

3 ~~(3) Notwithstanding paragraph (2), an elector who~~
4 ~~requests a mail in ballot and who is not shown on the~~
5 ~~district register as having voted the ballot may [vote at the~~
6 ~~polling place if the elector remits the ballot and the~~
7 ~~envelope containing the declaration of the elector to the~~
8 ~~judge of elections to be spoiled and the elector signs a~~
9 ~~statement subject to the penalties of 18 Pa.C.S. § 4904~~
10 ~~(relating to unsworn falsification to authorities) which~~
11 ~~shall be in substantially the following form:~~

12 ~~I hereby declare that I am a qualified registered elector~~
13 ~~who has obtained an absentee ballot or mail in ballot. I~~
14 ~~further declare that I have not cast my absentee ballot or~~
15 ~~mail in ballot, and that instead I remitted my absentee~~
16 ~~ballot or mail in ballot to the judge of elections at my~~
17 ~~polling place to be spoiled and therefore request that my~~
18 ~~absentee ballot or mail in ballot be voided.~~

19 ~~(Date)~~

20 ~~(Signature of Elector).....(Address of Elector)~~

21 ~~(Local Judge of Elections)] deliver the completed mail in~~
22 ~~ballot and the envelope containing the declaration of the~~
23 ~~elector to the judge of elections of the elector's election~~
24 ~~district at the elector's polling place.~~

25 * * *

26 Section 11. Repeals are as follows:

27 ~~(1) The General Assembly declares that the repeal under~~
28 ~~paragraph (2) is necessary for the addition of section~~
29 ~~1231.1.~~

30 ~~(2) 25 Pa.C.S § 1503 is repealed.~~

1 ~~Section 12. This act shall take effect in 30 days.~~

2 SECTION 1. SECTION 102 (A.1) AND (Q.1) OF THE ACT OF JUNE 3, <--
3 1937 (P.L.1333, NO.320), KNOWN AS THE PENNSYLVANIA ELECTION
4 CODE, AMENDED OR ADDED MARCH 27, 2020 (P.L.41, NO.12), ARE
5 AMENDED TO READ:

6 SECTION 102. DEFINITIONS.--THE FOLLOWING WORDS, WHEN USED IN
7 THIS ACT, SHALL HAVE THE FOLLOWING MEANINGS, UNLESS OTHERWISE
8 CLEARLY APPARENT FROM THE CONTEXT:

9 * * *

10 (A.1) THE WORD "CANVASS" SHALL MEAN THE [GATHERING OF
11 BALLOTS AFTER THE FINAL PRE-CANVASS MEETING AND THE COUNTING,
12 COMPUTING AND TALLYING OF THE VOTES REFLECTED ON THE BALLOTS.]
13 ACTIVITIES PERMITTED UNDER SECTION 1308(G)(3) AND (4).

14 * * *

15 (Q.1) THE WORD "PRE-CANVASS" SHALL MEAN [THE INSPECTION AND
16 OPENING OF ALL ENVELOPES CONTAINING OFFICIAL ABSENTEE BALLOTS OR
17 MAIL-IN BALLOTS, THE REMOVAL OF SUCH BALLOTS FROM THE ENVELOPES
18 AND THE COUNTING, COMPUTING AND TALLYING OF THE VOTES REFLECTED
19 ON THE BALLOTS. THE TERM DOES NOT INCLUDE THE RECORDING OR
20 PUBLISHING OF THE VOTES REFLECTED ON THE BALLOTS.] THE
21 ACTIVITIES PERMITTED UNDER SECTION 1308(G)(3) AND (4)(I), (II)
22 AND (III).

23 * * *

24 SECTION 2. THE ACT IS AMENDED BY ADDING A SECTION TO READ:

25 SECTION 209. REPORTS ON IMPLEMENTATION OF ELECTIONS.--(A)
26 NO LATER THAN SIXTY DAYS AFTER AN ELECTION, THE BUREAU OF
27 COMMISSIONS, ELECTIONS AND LEGISLATION OF THE DEPARTMENT OF
28 STATE SHALL ISSUE A REPORT TO THE CHAIR AND MINORITY CHAIR OF
29 THE STATE GOVERNMENT COMMITTEE OF THE SENATE AND THE CHAIR AND
30 MINORITY CHAIR OF THE STATE GOVERNMENT COMMITTEE OF THE HOUSE OF

1 REPRESENTATIVES. A COPY OF THE REPORT SHALL ALSO BE MADE
2 AVAILABLE ON THE DEPARTMENT OF STATE'S PUBLICLY ACCESSIBLE
3 INTERNET WEBSITE.

4 (B) THE REPORT UNDER SUBSECTION (A) SHALL INCLUDE ONLY THE
5 FOLLOWING INFORMATION RELATING TO THE ADMINISTRATION OF THE
6 ELECTION BY THE DEPARTMENT OF STATE, A COUNTY BOARD OF ELECTIONS
7 OR A REGISTRATION COMMISSION ESTABLISHED UNDER 25 PA.C.S. § 1203
8 (RELATING TO COMMISSIONS):

9 (1) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
10 NUMBER OF APPLICATIONS FOR AN ABSENTEE BALLOT WHICH WERE
11 RECEIVED BY THE COUNTY BOARDS OF ELECTIONS.

12 (2) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
13 NUMBER OF APPLICATIONS FOR A MAIL-IN BALLOT WHICH WERE RECEIVED
14 BY THE COUNTY BOARDS OF ELECTIONS.

15 (3) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
16 NUMBER OF APPLICATIONS FOR AN ABSENTEE BALLOT WHICH WERE
17 APPROVED BY THE COUNTY BOARDS OF ELECTIONS.

18 (4) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
19 NUMBER OF APPLICATIONS FOR A MAIL-IN BALLOT WHICH WERE APPROVED
20 BY THE COUNTY BOARDS OF ELECTIONS.

21 (5) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
22 NUMBER OF ABSENTEE BALLOTS WHICH WERE VOTED BY QUALIFIED
23 ELECTORS.

24 (6) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
25 NUMBER OF MAIL-IN BALLOTS WHICH WERE VOTED BY QUALIFIED
26 ELECTORS.

27 (7) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
28 NUMBER OF PROVISIONAL BALLOTS CAST UNDER SECTION 1210(A.4).

29 (8) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
30 NUMBER OF QUALIFIED ELECTORS VOTING BY A PROVISIONAL BALLOT

1 UNDER SECTION 1306(B) (2) .

2 (9) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
3 NUMBER OF QUALIFIED ELECTORS VOTING BY PROVISIONAL BALLOT UNDER
4 SECTION 1306-D(B) (2) .

5 (10) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
6 NUMBER OF PROVISIONAL BALLOTS UNDER PARAGRAPH (7) WHICH WERE
7 CANVASSED.

8 (11) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
9 NUMBER OF PROVISIONAL BALLOTS UNDER PARAGRAPH (8) WHICH WERE
10 CANVASSED.

11 (12) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
12 NUMBER OF PROVISIONAL BALLOTS UNDER PARAGRAPH (9) WHICH WERE
13 CANVASSED.

14 (13) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
15 NUMBER OF VOTER REGISTRATION APPLICATIONS UNDER SECTION 1231 AND
16 25 PA.C.S. PT. IV (RELATING TO VOTER REGISTRATION) WHICH WERE
17 RECEIVED:

18 (I) FEWER THAN THIRTY DAYS BEFORE THE ELECTION.

19 (II) FEWER THAN FIFTEEN DAYS BEFORE THE ELECTION.

20 (14) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
21 NUMBER OF POLLING PLACES IN SCHOOL BUILDINGS.

22 (15) FOR EACH COUNTY, THE DATE, STARTING TIME AND ENDING
23 TIME THAT THE COUNTY BOARD OF ELECTIONS MET TO PRE-CANVASS
24 ABSENTEE BALLOTS AND MAIL-IN BALLOTS UNDER SECTION 1308(G) (1.1) .

25 (16) FOR EACH COUNTY, THE DATE, STARTING TIME AND ENDING
26 TIME THAT THE COUNTY BOARD OF ELECTIONS MET TO CANVASS ABSENTEE
27 BALLOTS AND MAIL-IN BALLOTS UNDER SECTION 1308(G) (2) .

28 (17) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
29 NUMBER OF ABSENTEE BALLOTS WHICH WERE CHALLENGED UNDER SECTION
30 1302.2(C) .

1 (18) FOR EACH COUNTY AND THE SUM FOR THIS COMMONWEALTH, THE
2 NUMBER OF MAIL-IN BALLOTS WHICH WERE CHALLENGED UNDER SECTION
3 1302.2-D(A) (2).

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 BOARDS 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 BOARDS OF ELECTIONS OR REGISTRATION COMMISSIONS IN RESPONSE TO
24 AN INCIDENT UNDER PARAGRAPH (21), INCLUDING DETERMINATIONS MADE
25 ON 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 ANY 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 IN A COUNTY WHICH CONDUCTS AN ELECTION, AS
6 APPLICABLE. A COUNTY BOARD OF ELECTIONS OR REGISTRATION
7 COMMISSION UNDER THIS SUBSECTION SHALL COMPLY WITH THE PROCESS
8 FOR SUBMISSION OF DATA UNDER THIS SUBSECTION NO LATER THAN
9 FORTY-FIVE DAYS AFTER AN ELECTION.

10 SECTION 3. SECTION 302(P) OF THE ACT, AMENDED MARCH 27, 2020
11 (P.L.41, NO.12), IS AMENDED TO READ:

12 SECTION 302. POWERS AND DUTIES OF COUNTY BOARDS.--THE COUNTY
13 BOARDS OF ELECTIONS, WITHIN THEIR RESPECTIVE COUNTIES, SHALL
14 EXERCISE, IN THE MANNER PROVIDED BY THIS ACT, ALL POWERS GRANTED
15 TO THEM BY THIS ACT, AND SHALL PERFORM ALL THE DUTIES IMPOSED
16 UPON THEM BY THIS ACT, WHICH SHALL INCLUDE THE FOLLOWING:

17 * * *

18 (P) A COUNTY BOARD OF ELECTIONS SHALL NOT PAY COMPENSATION
19 TO A JUDGE OF ELECTIONS WHO WILFULLY FAILS TO DELIVER BY TWO
20 O'CLOCK A. M. ON THE DAY FOLLOWING THE ELECTION ENVELOPES;
21 SUPPLIES, INCLUDING ALL UNCAST PROVISIONAL BALLOTS; AND RETURNS,
22 INCLUDING ALL PROVISIONAL BALLOTS CAST IN THE ELECTION DISTRICT
23 AND [STATEMENTS SIGNED UNDER SECTIONS 1306 AND 1302-D.] ALL
24 MATERIAL DELIVERED UNDER SECTIONS 1306(B) (3) (I) AND 1306-D(B) (3)
25 (I).

26 SECTION 4. SECTIONS 308, 309, 310(A), 402(A) AND 417(B) OF
27 THE ACT ARE AMENDED TO READ:

28 SECTION 308. RECORDS AND DOCUMENTS TO BE OPEN TO PUBLIC
29 INSPECTION; PROVISO.--THE RECORDS OF EACH COUNTY BOARD OF
30 ELECTIONS, GENERAL AND DUPLICATE RETURNS, TALLY PAPERS,

1 AFFIDAVITS OF VOTERS AND OTHERS, NOMINATION PETITIONS,
2 RECORDINGS OF PRE-CANVASSING MEETINGS, RECORDINGS OF CANVASSING
3 MEETINGS, CERTIFICATES AND PAPERS, OTHER PETITIONS, APPEALS,
4 WITNESS LISTS, ACCOUNTS, CONTRACTS, REPORTS AND OTHER DOCUMENTS
5 AND RECORDS IN ITS CUSTODY, EXCEPT THE CONTENTS OF BALLOT BOXES
6 AND VOTING MACHINES AND RECORDS OF ASSISTED VOTERS, SHALL BE
7 OPEN TO PUBLIC INSPECTION, EXCEPT AS HEREIN PROVIDED, AND MAY BE
8 INSPECTED AND COPIED BY ANY QUALIFIED ELECTOR OF THE COUNTY
9 DURING ORDINARY BUSINESS HOURS, AT ANY TIME WHEN THEY ARE NOT
10 NECESSARILY BEING USED BY THE BOARD, OR ITS EMPLOYEES HAVING
11 DUTIES TO PERFORM THERETO: PROVIDED, HOWEVER, THAT SUCH PUBLIC
12 INSPECTION THEREOF SHALL ONLY BE IN THE PRESENCE OF A MEMBER OR
13 AUTHORIZED EMPLOYE OF THE COUNTY BOARD, AND SHALL BE SUBJECT TO
14 PROPER REGULATION FOR SAFEKEEPING OF THE RECORDS AND DOCUMENTS,
15 AND SUBJECT TO THE FURTHER PROVISIONS OF THIS ACT: AND PROVIDED
16 FURTHER, THAT GENERAL AND DUPLICATE RETURNS, TALLY PAPERS,
17 AFFIDAVITS OF VOTERS AND OTHERS, AND ALL OTHER PAPERS REQUIRED
18 TO BE RETURNED BY THE ELECTION OFFICERS TO THE COUNTY BOARD
19 SEALED, SHALL BE OPEN TO PUBLIC INSPECTION ONLY AFTER THE COUNTY
20 BOARD SHALL, IN THE COURSE OF THE COMPUTATION AND CANVASSING OF
21 THE RETURNS, HAVE BROKEN SUCH SEALS AND FINISHED, FOR THE TIME,
22 THEIR USE OF SAID PAPERS IN CONNECTION WITH SUCH COMPUTATION AND
23 CANVASSING[.]: AND PROVIDED FURTHER, THAT RECORDINGS OF PRE-
24 CANVASSING MEETINGS SHALL BE OPEN TO PUBLIC INSPECTION UNDER
25 THIS SECTION ONLY AFTER THE CLOSE OF POLLS ON ELECTION DAY; AND
26 PROVIDED FURTHER, THAT RECORDINGS OF PRE-CANVASSING MEETINGS
27 SHALL ALSO BE OPEN TO PUBLIC INSPECTION UNDER THIS SECTION BY AN
28 AUTHORIZED REPRESENTATIVE UNDER SECTION 1308(G)(1.1)(VI): AND
29 PROVIDED FURTHER, THAT RECORDINGS OF CANVASSING MEETINGS SHALL
30 BE OPEN TO PUBLIC INSPECTION UNDER THIS SECTION BY AN AUTHORIZED

1 REPRESENTATIVE UNDER SECTION 1308(G) (2) (VI).

2 SECTION 309. PRESERVATION OF RECORDS.--ALL DOCUMENTS, PAPERS
3 AND RECORDS IN THE OFFICE OF THE COUNTY BOARD OF ELECTIONS OF
4 EACH COUNTY SHALL BE PRESERVED THEREIN FOR A PERIOD OF AT LEAST
5 ELEVEN (11) MONTHS, AND ALL OFFICIAL BALLOTS [AND], THE CONTENTS
6 OF BALLOT BOXES AND RECORDINGS OF PRE-CANVASSING MEETINGS AND
7 CANVASSING MEETINGS SHALL BE PRESERVED THEREIN FOR A PERIOD OF
8 AT LEAST FOUR (4) MONTHS; IN THE EVENT THE COUNTY BOARD HAS BEEN
9 NOTIFIED IN WRITING BY THE DISTRICT ATTORNEY OF THE COUNTY, OR
10 BY A JUDGE OF A COURT OF RECORD, TO PRESERVE SAID [PAPERS OR
11 CONTENTS OF BALLOT BOXES] RECORDS FOR A LONGER PERIOD OF TIME,
12 FOR THE PURPOSES OF PENDING PROSECUTION OR LITIGATION, SAID
13 RECORDS SHALL BE PRESERVED ACCORDINGLY.

14 SECTION 310. WATCHERS OR ATTORNEYS AT SESSIONS OF COUNTY
15 BOARD; CANDIDATES MAY BE PRESENT.--

16 (A) ANY PARTY OR POLITICAL BODY OR BODY OF CITIZENS WHICH
17 NOW IS, OR HEREAFTER MAY BE, ENTITLED TO HAVE WATCHERS AT ANY
18 REGISTRATION, PRIMARY OR ELECTION, SHALL ALSO BE ENTITLED TO
19 APPOINT WATCHERS WHO ARE QUALIFIED ELECTORS [OF THE COUNTY], OR
20 ATTORNEYS, TO REPRESENT SUCH PARTY OR POLITICAL BODY OR BODY OF
21 CITIZENS AT ANY PUBLIC SESSION OR SESSIONS OF THE COUNTY BOARD
22 OF ELECTIONS, AND AT ANY COMPUTATION AND CANVASSING OF RETURNS
23 OF ANY PRIMARY OR ELECTION AND RECOUNT OF BALLOTS OR RECANVASS
24 OF VOTING MACHINES UNDER THE PROVISIONS OF THIS ACT. SUCH
25 WATCHERS OR ATTORNEYS MAY EXERCISE THE SAME RIGHTS AS WATCHERS
26 AT REGISTRATION AND POLLING PLACES, BUT THE NUMBER WHO MAY BE
27 PRESENT AT ANY ONE TIME MAY BE LIMITED BY THE COUNTY BOARD TO
28 NOT MORE THAN THREE FOR EACH PARTY, POLITICAL BODY OR BODY OF
29 CITIZENS.

30 * * *

1 SECTION 402. QUALIFICATIONS OF ELECTION OFFICERS.-- (A)
2 EXCEPT AS PROVIDED IN SUBSECTION (B), ELECTION OFFICERS SHALL BE
3 QUALIFIED REGISTERED ELECTORS OF THE [DISTRICT IN WHICH THEY ARE
4 ELECTED OR APPOINTED.] COUNTY IN WHICH THE POLLING PLACE IS
5 LOCATED. AN ELECTION OFFICER SHALL NOT BE REQUIRED TO BE A
6 QUALIFIED REGISTERED ELECTOR IN THE ELECTION DISTRICT IN WHICH
7 THE ELECTION OFFICER IS APPOINTED. NO PERSON SHALL BE QUALIFIED
8 TO SERVE AS AN ELECTION OFFICER WHO SHALL HOLD, OR SHALL WITHIN
9 TWO MONTHS HAVE HELD, ANY OFFICE, APPOINTMENT OR EMPLOYMENT IN
10 OR UNDER THE GOVERNMENT OF THE UNITED STATES OR OF THIS STATE OR
11 OF ANY CITY OR COUNTY OR POOR DISTRICT, OF ANY MUNICIPAL BOARD,
12 COMMISSION OR TRUST IN ANY CITY, SAVE ONLY DISTRICT JUSTICES,
13 NOTARIES PUBLIC AND PERSONS IN THE MILITIA SERVICE OF THE STATE;
14 NOR SHALL ANY ELECTION OFFICER BE ELIGIBLE TO ANY CIVIL OFFICE
15 TO BE VOTED FOR AT A PRIMARY OR ELECTION AT WHICH HE SHALL
16 SERVE, EXCEPT THAT OF AN ELECTION OFFICER.

17 * * *

18 SECTION 417. APPOINTMENT OF WATCHERS.--

19 * * *

20 (B) EACH WATCHER SO APPOINTED MUST BE A QUALIFIED REGISTERED
21 ELECTOR [OF THE COUNTY IN WHICH THE ELECTION DISTRICT FOR WHICH
22 THE WATCHER WAS APPOINTED IS LOCATED]. EACH WATCHER SO APPOINTED
23 SHALL BE AUTHORIZED TO SERVE IN THE ELECTION DISTRICT FOR WHICH
24 THE WATCHER WAS APPOINTED AND, WHEN THE WATCHER IS NOT SERVING
25 IN THE ELECTION DISTRICT FOR WHICH THE WATCHER WAS APPOINTED, IN
26 ANY OTHER ELECTION DISTRICT [IN THE COUNTY IN WHICH THE WATCHER
27 IS A QUALIFIED REGISTERED ELECTOR]: PROVIDED, THAT ONLY ONE
28 WATCHER FOR EACH CANDIDATE AT PRIMARIES, OR FOR EACH PARTY OR
29 POLITICAL BODY AT GENERAL, MUNICIPAL OR SPECIAL ELECTIONS, SHALL
30 BE PRESENT IN THE POLLING PLACE AT ANY ONE TIME FROM THE TIME

1 THAT THE ELECTION OFFICERS MEET PRIOR TO THE OPENING OF THE
2 POLLS UNDER SECTION 1208 UNTIL THE TIME THAT THE COUNTING OF
3 VOTES IS COMPLETE AND THE DISTRICT REGISTER AND VOTING CHECK
4 LIST IS LOCKED AND SEALED, AND ALL WATCHERS IN THE ROOM SHALL
5 REMAIN OUTSIDE THE ENCLOSED SPACE. IT SHALL NOT BE A REQUIREMENT
6 THAT A WATCHER BE A RESIDENT OF THE ELECTION DISTRICT FOR WHICH
7 THE WATCHER IS APPOINTED. AFTER THE CLOSE OF THE POLLS AND WHILE
8 THE BALLOTS ARE BEING COUNTED OR VOTING MACHINE CANVASSED, ALL
9 THE WATCHERS SHALL BE PERMITTED TO BE IN THE POLLING PLACE
10 OUTSIDE THE ENCLOSED SPACE. EACH WATCHER SHALL BE PROVIDED WITH
11 A CERTIFICATE FROM THE COUNTY BOARD OF ELECTIONS, STATING HIS
12 NAME AND THE NAME OF THE CANDIDATE, PARTY OR POLITICAL BODY HE
13 REPRESENTS. WATCHERS SHALL BE REQUIRED TO SHOW THEIR
14 CERTIFICATES WHEN REQUESTED TO DO SO. WATCHERS ALLOWED IN THE
15 POLLING PLACE UNDER THE PROVISIONS OF THIS ACT, SHALL BE
16 PERMITTED TO KEEP A LIST OF VOTERS AND SHALL BE ENTITLED TO
17 CHALLENGE ANY PERSON MAKING APPLICATION TO VOTE AND TO REQUIRE
18 PROOF OF HIS QUALIFICATIONS, AS PROVIDED BY THIS ACT. DURING
19 THOSE INTERVALS WHEN VOTERS ARE NOT PRESENT IN THE POLLING PLACE
20 EITHER VOTING OR WAITING TO VOTE, THE JUDGE OF ELECTIONS SHALL
21 PERMIT WATCHERS, UPON REQUEST, TO INSPECT THE VOTING CHECK LIST
22 AND EITHER OF THE TWO NUMBERED LISTS OF VOTERS MAINTAINED BY THE
23 COUNTY BOARD: PROVIDED, THAT THE WATCHER SHALL NOT MARK UPON OR
24 ALTER THESE OFFICIAL ELECTION RECORDS. THE JUDGE OF ELECTIONS
25 SHALL SUPERVISE OR DELEGATE THE INSPECTION OF ANY REQUESTED
26 DOCUMENTS.

27 * * *

28 SECTION 5. SECTION 1302(I)(1) OF THE ACT, AMENDED MARCH 27,
29 2020 (P.L.41, NO.12), IS AMENDED AND THE SUBSECTION IS AMENDED
30 BY ADDING PARAGRAPHS TO READ:

1 SECTION 1302. APPLICATIONS FOR OFFICIAL ABSENTEE BALLOTS.--*

2 * *

3 (I) (1) APPLICATION FOR OFFICIAL ABSENTEE BALLOTS SHALL BE
4 ON PHYSICAL AND ELECTRONIC FORMS PRESCRIBED BY THE SECRETARY OF
5 THE COMMONWEALTH.

6 (1.1) THE APPLICATION SHALL STATE [THAT] THE FOLLOWING:

7 (I) THAT AN ELECTOR WHO APPLIES FOR AN ABSENTEE BALLOT
8 PURSUANT TO SECTION 1301 SHALL NOT BE ELIGIBLE TO VOTE AT A
9 POLLING PLACE ON ELECTION DAY [UNLESS THE ELECTOR BRINGS THE
10 ELECTOR'S ABSENTEE BALLOT TO THE ELECTOR'S POLLING PLACE, REMITS
11 THE BALLOT AND THE ENVELOPE CONTAINING THE DECLARATION OF THE
12 ELECTOR TO THE JUDGE OF ELECTIONS TO BE SPOILED AND SIGNS A
13 STATEMENT SUBJECT TO THE PENALTIES OF 18 PA.C.S. § 4904
14 (RELATING TO UNSWORN FALSIFICATION TO AUTHORITIES) TO THE SAME
15 EFFECT. SUCH PHYSICAL] EXCEPT BY PROVISIONAL BALLOT.

16 (II) THAT AN ELECTOR WHO DOES NOT RETURN THE ABSENTEE BALLOT
17 BY MAIL MAY PERSONALLY DELIVER THE ABSENTEE BALLOT TO ONLY THE
18 FOLLOWING:

19 (A) A MEMBER OR EMPLOYE OF THE COUNTY BOARD OF ELECTIONS AT
20 THE PERMANENT OFFICES OF THE COUNTY BOARD OF ELECTIONS.

21 (B) A MEMBER OR EMPLOYE OF THE COUNTY BOARD OF ELECTIONS AT
22 A LOCATION AT THE COUNTY COURTHOUSE DESIGNATED BY THE COUNTY
23 BOARD OF ELECTIONS.

24 (C) A JUDGE OF ELECTIONS AT THE ELECTOR'S POLLING PLACE ON
25 ELECTION DAY.

26 (1.2) PHYSICAL APPLICATION FORMS SHALL BE MADE FREELY
27 AVAILABLE TO THE PUBLIC AT COUNTY BOARD OF ELECTIONS, MUNICIPAL
28 BUILDINGS AND AT SUCH OTHER LOCATIONS DESIGNATED BY THE
29 SECRETARY. [SUCH ELECTRONIC]

30 (1.3) ELECTRONIC APPLICATION FORMS SHALL BE MADE FREELY

1 AVAILABLE TO THE PUBLIC THROUGH PUBLICLY ACCESSIBLE MEANS.

2 (1.4) NO WRITTEN APPLICATION OR PERSONAL REQUEST SHALL BE
3 NECESSARY TO RECEIVE OR ACCESS THE APPLICATION FORMS.

4 (1.5) COPIES AND RECORDS OF ALL COMPLETED PHYSICAL AND
5 ELECTRONIC APPLICATIONS FOR OFFICIAL ABSENTEE BALLOTS SHALL BE
6 RETAINED BY THE COUNTY BOARD OF ELECTIONS.

7 * * *

8 SECTION 6. SECTION 1302.1(A) AND (A.3) (1) AND (2) OF THE
9 ACT, AMENDED OCTOBER 31, 2019 (P.L.552, NO.77), ARE AMENDED TO
10 READ:

11 SECTION 1302.1. DATE OF APPLICATION FOR ABSENTEE BALLOT.--

12 (A) EXCEPT AS PROVIDED IN SUBSECTION (A.3), APPLICATIONS FOR
13 ABSENTEE BALLOTS SHALL BE RECEIVED IN THE OFFICE OF THE COUNTY
14 BOARD OF ELECTIONS NOT EARLIER THAN FIFTY (50) DAYS BEFORE THE
15 PRIMARY OR ELECTION, EXCEPT THAT IF A COUNTY BOARD OF ELECTIONS
16 DETERMINES THAT IT WOULD BE APPROPRIATE TO ITS OPERATIONAL
17 NEEDS, ANY APPLICATIONS FOR ABSENTEE BALLOTS RECEIVED MORE THAN
18 FIFTY (50) DAYS BEFORE THE PRIMARY OR ELECTION MAY BE PROCESSED
19 BEFORE THAT TIME. APPLICATIONS FOR ABSENTEE BALLOTS SHALL BE
20 PROCESSED IF RECEIVED NOT LATER THAN FIVE O'CLOCK P.M. OF THE
21 [FIRST TUESDAY] FIFTEENTH DAY PRIOR TO THE DAY OF ANY PRIMARY OR
22 ELECTION.

23 (A.3) (1) THE FOLLOWING CATEGORIES OF ELECTORS MAY APPLY
24 FOR AN ABSENTEE BALLOT UNDER THIS SUBSECTION, IF OTHERWISE
25 QUALIFIED:

26 (I) AN ELECTOR WHOSE PHYSICAL DISABILITY OR ILLNESS
27 PREVENTED THE ELECTOR FROM APPLYING FOR AN ABSENTEE BALLOT
28 BEFORE FIVE O'CLOCK P.M. ON THE [FIRST TUESDAY] FIFTEENTH DAY
29 PRIOR TO THE DAY OF THE PRIMARY OR ELECTION.

30 (II) AN ELECTOR WHO, BECAUSE OF THE ELECTOR'S BUSINESS,

1 DUTIES OR OCCUPATION, WAS UNABLE TO APPLY FOR AN ABSENTEE BALLOT
2 BEFORE FIVE O'CLOCK P.M. ON THE [FIRST TUESDAY] FIFTEENTH DAY
3 PRIOR TO THE DAY OF THE PRIMARY OR ELECTION.

4 (III) AN ELECTOR WHO BECOMES SO PHYSICALLY DISABLED OR ILL
5 AFTER FIVE O'CLOCK P.M. ON THE [FIRST TUESDAY] FIFTEENTH DAY
6 PRIOR TO THE DAY OF THE PRIMARY OR ELECTION THAT THE ELECTOR IS
7 UNABLE TO APPEAR AT THE POLLING PLACE ON THE DAY OF THE PRIMARY
8 OR ELECTION.

9 (IV) AN ELECTOR WHO, BECAUSE OF THE CONDUCT OF THE ELECTOR'S
10 BUSINESS, DUTIES OR OCCUPATION, WILL NECESSARILY BE ABSENT FROM
11 THE ELECTOR'S MUNICIPALITY OF RESIDENCE ON THE DAY OF THE
12 PRIMARY OR ELECTION, WHICH FACT WAS NOT AND COULD NOT REASONABLY
13 BE KNOWN TO THE ELECTOR ON OR BEFORE FIVE O'CLOCK P.M. ON THE
14 [FIRST TUESDAY] FIFTEENTH DAY PRIOR TO THE DAY OF THE PRIMARY OR
15 ELECTION.

16 (2) AN ELECTOR DESCRIBED IN PARAGRAPH (1) MAY SUBMIT AN
17 APPLICATION FOR AN ABSENTEE BALLOT AT ANY TIME UP UNTIL THE TIME
18 OF THE CLOSING OF THE POLLS ON THE DAY OF THE PRIMARY OR
19 ELECTION. THE APPLICATION SHALL INCLUDE A DECLARATION DESCRIBING
20 THE CIRCUMSTANCES THAT PREVENTED THE ELECTOR FROM APPLYING FOR
21 AN ABSENTEE BALLOT BEFORE FIVE O'CLOCK P.M. ON THE [FIRST
22 TUESDAY] FIFTEENTH DAY PRIOR TO THE DAY OF THE PRIMARY OR
23 ELECTION OR THAT PREVENT THE ELECTOR FROM APPEARING AT THE
24 POLLING PLACE ON THE DAY OF THE PRIMARY OR ELECTION, AND THE
25 ELECTOR'S QUALIFICATIONS UNDER PARAGRAPH (1). THE DECLARATION
26 SHALL BE MADE SUBJECT TO THE PROVISIONS OF 18 PA.C.S. § 4904
27 (RELATING TO UNSWORN FALSIFICATION TO AUTHORITIES).

28 * * *

29 SECTION 7. SECTION 1303(E) OF THE ACT, AMENDED MARCH 27,
30 2020 (P.L.41, NO.12), IS AMENDED TO READ:

1 SECTION 1303. OFFICIAL ABSENTEE VOTERS BALLOTS.--* * *

2 (E) (1) THE OFFICIAL ABSENTEE VOTER BALLOT SHALL STATE
3 [THAT AN ELECTOR WHO RECEIVES AN ABSENTEE BALLOT PURSUANT TO
4 SECTION 1301 AND WHOSE VOTED BALLOT IS NOT TIMELY RECEIVED BY
5 THE COMMISSION AND WHO, ON ELECTION DAY, IS CAPABLE OF VOTING AT
6 THE APPROPRIATE POLLING PLACE MAY ONLY VOTE ON ELECTION DAY BY
7 PROVISIONAL BALLOT UNLESS THE ELECTOR BRINGS THE ELECTOR'S
8 ABSENTEE BALLOT TO THE ELECTOR'S POLLING PLACE, REMITS THE
9 BALLOT AND THE ENVELOPE CONTAINING THE DECLARATION OF THE
10 ELECTOR TO THE JUDGE OF ELECTIONS TO BE SPOILED AND SIGNS A
11 STATEMENT SUBJECT TO THE PENALTIES UNDER 18 PA.C.S. § 4904
12 (RELATING TO UNSWORN FALSIFICATION TO AUTHORITIES) TO THE SAME
13 EFFECT.] THE FOLLOWING:

14 (I) THAT AN ELECTOR WHO DOES NOT RETURN THE ABSENTEE BALLOT
15 BY MAIL MAY PERSONALLY DELIVER THE BALLOT, ENCLOSED WITHIN BOTH
16 THE ENVELOPE MARKED "OFFICIAL ELECTION BALLOT" AND THE ENVELOPE
17 CONTAINING THE DECLARATION OF THE ELECTOR, TO ONLY THE
18 FOLLOWING:

19 (A) A MEMBER OR AN EMPLOYEE OF THE COUNTY BOARD OF ELECTIONS,
20 BEFORE ELECTION DAY OR PRIOR TO EIGHT O'CLOCK P.M. OF ELECTION
21 DAY, AT:

22 (I) THE PERMANENT OFFICES OF THE COUNTY BOARD OF ELECTIONS;
23 OR

24 (II) A LOCATION AT THE COUNTY COURTHOUSE DESIGNATED BY THE
25 COUNTY BOARD OF ELECTIONS.

26 (B) THE JUDGE OF ELECTIONS AT THE ELECTOR'S POLLING PLACE ON
27 ELECTION DAY DURING POLLING HOURS.

28 (II) THAT AN ELECTOR WHO RECEIVES AN ABSENTEE BALLOT
29 PURSUANT TO SECTION 1301 AND WHOSE VOTED BALLOT IS NOT TIMELY
30 RECEIVED AS SET FORTH IN SUBPARAGRAPH (I) AND WHO, ON ELECTION

1 DAY, IS CAPABLE OF VOTING AT THE APPROPRIATE POLLING PLACE MAY
2 ONLY VOTE ON ELECTION DAY BY PROVISIONAL BALLOT.

3 (III) THAT AN ELECTOR MUST PERSONALLY RETURN OR MAIL THE
4 ELECTOR'S BALLOT.

5 (2) THE SECRETARY OF THE COMMONWEALTH SHALL PRESCRIBE THE
6 TEXT AND THE MANNER BY WHICH THE NOTICE UNDER THIS SUBSECTION
7 SHALL BE PRINTED ON A BALLOT AND SHALL INCLUDE THE FOLLOWING
8 STATEMENT:

9 THIS BALLOT MAY BE MAILED BY THE ELECTOR TO THE COUNTY BOARD
10 OF ELECTIONS OR PERSONALLY RETURNED BY THE ELECTOR TO THE
11 JUDGE OF ELECTIONS AT THE ELECTOR'S POLLING PLACE ON ELECTION
12 DAY, OR IN PERSON ON OR BEFORE ELECTION DAY TO A MEMBER OR AN
13 EMPLOYEE OF THE COUNTY BOARD OF ELECTIONS AT A LOCATION AT
14 THE COUNTY COURTHOUSE DESIGNATED BY THE COUNTY BOARD OF
15 ELECTIONS OR IN PERSON ON OR BEFORE ELECTION DAY TO A MEMBER
16 OR AN EMPLOYEE OF THE COUNTY BOARD OF ELECTIONS AT THE
17 PERMANENT OFFICES OF THE COUNTY BOARD OF ELECTIONS AND TO NO
18 OTHER LOCATION.

19 SECTION 8. SECTION 1305(B)(1) OF THE ACT, AMENDED OCTOBER
20 31, 2019 (P.L.552, NO.77), IS AMENDED TO READ:

21 SECTION 1305. DELIVERING OR MAILING BALLOTS.--

22 * * *

23 (B) (1) THE COUNTY BOARD OF ELECTIONS UPON RECEIPT AND
24 APPROVAL OF AN APPLICATION FILED BY ANY ELECTOR QUALIFIED IN
25 ACCORDANCE WITH THE PROVISIONS OF SECTION 1301, SUBSECTIONS (I)
26 TO (L), INCLUSIVE, SHALL COMMENCE TO DELIVER OR MAIL OFFICIAL
27 ABSENTEE BALLOTS AS SOON AS A BALLOT IS CERTIFIED AND THE
28 BALLOTS ARE AVAILABLE. WHILE ANY PROCEEDING IS PENDING IN A
29 FEDERAL OR STATE COURT WHICH WOULD AFFECT THE CONTENTS OF ANY
30 BALLOT, THE COUNTY BOARD OF ELECTIONS MAY AWAIT A RESOLUTION OF

1 THAT PROCEEDING BUT IN ANY EVENT, SHALL COMMENCE TO DELIVER OR
2 MAIL OFFICIAL ABSENTEE BALLOTS NOT LATER THAN THE [SECOND]
3 FOURTH TUESDAY PRIOR TO THE PRIMARY OR ELECTION. FOR THOSE
4 APPLICANTS WHOSE PROOF OF IDENTIFICATION WAS NOT PROVIDED WITH
5 THE APPLICATION OR COULD NOT BE VERIFIED BY THE BOARD, THE BOARD
6 SHALL SEND THE NOTICE REQUIRED UNDER SECTION 1302.2(D) WITH THE
7 ABSENTEE BALLOT. AS ADDITIONAL APPLICATIONS ARE RECEIVED AND
8 APPROVED AFTER THE TIME THAT THE COUNTY BOARD OF ELECTIONS
9 BEGINS DELIVERING OR MAILING OFFICIAL ABSENTEE AND MAIL-IN
10 BALLOTS, THE BOARD SHALL DELIVER OR MAIL OFFICIAL ABSENTEE
11 BALLOTS TO SUCH ADDITIONAL ELECTORS WITHIN FORTY-EIGHT HOURS.

12 * * *

13 SECTION 9. SECTION 1306(A) INTRODUCTORY PARAGRAPH AND (B) (3)
14 OF THE ACT, AMENDED MARCH 27, 2020 (P.L.41, NO.12), ARE AMENDED
15 AND SUBSECTION (B) IS AMENDED BY ADDING A PARAGRAPH TO READ:

16 SECTION 1306. VOTING BY ABSENTEE ELECTORS.--(A) EXCEPT AS
17 PROVIDED IN PARAGRAPHS (2) AND (3), AT ANY TIME AFTER RECEIVING
18 AN OFFICIAL ABSENTEE BALLOT, BUT ON OR BEFORE EIGHT O'CLOCK P.M.
19 THE DAY OF THE PRIMARY OR ELECTION, THE ELECTOR SHALL, IN
20 SECRET, PROCEED TO MARK THE BALLOT ONLY IN BLACK LEAD PENCIL,
21 INDELIBLE PENCIL OR BLUE, BLACK OR BLUE-BLACK INK, IN FOUNTAIN
22 PEN OR BALL POINT PEN, AND THEN FOLD THE BALLOT, ENCLOSE AND
23 SECURELY SEAL THE SAME IN THE ENVELOPE ON WHICH IS PRINTED,
24 STAMPED OR ENDORSED "OFFICIAL ELECTION BALLOT." THIS ENVELOPE
25 SHALL THEN BE PLACED IN THE SECOND ONE, ON WHICH IS PRINTED THE
26 FORM OF DECLARATION OF THE ELECTOR, AND THE ADDRESS OF THE
27 ELECTOR'S COUNTY BOARD OF ELECTION AND THE LOCAL ELECTION
28 DISTRICT OF THE ELECTOR. THE ELECTOR SHALL THEN FILL OUT, DATE
29 AND SIGN THE DECLARATION PRINTED ON SUCH ENVELOPE. SUCH ENVELOPE
30 SHALL THEN BE SECURELY SEALED AND THE ELECTOR SHALL SEND SAME BY

1 MAIL, POSTAGE PREPAID, EXCEPT WHERE FRANKED, OR DELIVER IT IN
2 PERSON TO SAID COUNTY BOARD OF ELECTION[.] TO A MEMBER OR AN
3 EMPLOYE OF THE COUNTY BOARD OF ELECTIONS AT THE PERMANENT
4 OFFICES OF THE COUNTY BOARD OF ELECTIONS, TO A MEMBER OR AN
5 EMPLOYE OF THE COUNTY BOARD OF ELECTIONS AT A LOCATION AT THE
6 COUNTY COURTHOUSE DESIGNATED BY THE COUNTY BOARD OF ELECTIONS OR
7 TO THE JUDGE OF ELECTIONS OF THE ELECTOR'S ELECTION DISTRICT AT
8 THE ELECTOR'S POLLING PLACE DURING POLLING HOURS AND TO NO OTHER
9 LOCATION.

10 * * *

11 (B) * * *

12 (3) NOTWITHSTANDING PARAGRAPH (2), AN ELECTOR WHO REQUESTS
13 AN ABSENTEE BALLOT AND WHO IS NOT SHOWN ON THE DISTRICT REGISTER
14 AS HAVING VOTED THE BALLOT MAY [VOTE AT THE POLLING PLACE IF THE
15 ELECTOR REMITS THE BALLOT AND THE ENVELOPE CONTAINING THE
16 DECLARATION OF THE ELECTOR TO THE JUDGE OF ELECTIONS TO BE
17 SPOILED AND THE ELECTOR SIGNS A STATEMENT SUBJECT TO THE
18 PENALTIES UNDER 18 PA.C.S. § 4904 (RELATING TO UNSWORN
19 FALSIFICATION TO AUTHORITIES) IN SUBSTANTIALLY THE FOLLOWING
20 FORM:

21 I HEREBY DECLARE THAT I AM A QUALIFIED REGISTERED ELECTOR WHO
22 HAS OBTAINED AN ABSENTEE BALLOT OR MAIL-IN BALLOT. I FURTHER
23 DECLARE THAT I HAVE NOT CAST MY ABSENTEE BALLOT OR MAIL-IN
24 BALLOT, AND THAT INSTEAD I REMITTED MY ABSENTEE BALLOT OR
25 MAIL-IN BALLOT AND THE ENVELOPE CONTAINING THE DECLARATION OF
26 THE ELECTOR TO THE JUDGE OF ELECTIONS AT MY POLLING PLACE TO
27 BE SPOILED AND THEREFORE REQUEST THAT MY ABSENTEE BALLOT OR
28 MAIL-IN BALLOT BE VOIDED.

29 (DATE)

30 (SIGNATURE OF ELECTOR) (ADDRESS OF ELECTOR)

1 (LOCAL JUDGE OF ELECTIONS)] PERSONALLY DELIVER THE COMPLETED
2 ABSENTEE BALLOT, ENCLOSED WITHIN BOTH THE ENVELOPE MARKED
3 "OFFICIAL ELECTION BALLOT" AND THE ENVELOPE CONTAINING THE
4 DECLARATION OF THE ELECTOR, TO ONLY THE FOLLOWING:

5 (I) THE JUDGE OF ELECTIONS OF THE ELECTOR'S ELECTION
6 DISTRICT AT THE ELECTOR'S POLLING PLACE DURING POLLING HOURS.

7 (II) A MEMBER OR AN EMPLOYE OF THE COUNTY BOARD OF ELECTIONS
8 AT A LOCATION AT THE COUNTY COURTHOUSE DESIGNATED BY THE COUNTY
9 BOARD OF ELECTIONS.

10 (III) A MEMBER OR AN EMPLOYE OF THE COUNTY BOARD OF
11 ELECTIONS AT THE PERMANENT OFFICES OF THE COUNTY BOARD OF
12 ELECTIONS.

13 (4) A JUDGE OF ELECTIONS SHALL KEEP ALL MATERIAL DELIVERED
14 UNDER PARAGRAPH (3) (I) IN A SECURE, SAFE AND SEALED CONTAINER IN
15 THE CUSTODY OF THE JUDGE OF ELECTIONS UNTIL DELIVERY OF THE
16 MATERIAL TO THE COUNTY BOARD OF ELECTIONS UNDER SECTION
17 1308(A.1).

18 * * *

19 SECTION 10. SECTION 1308(G) (1.1), (2) AND (3) OF THE ACT,
20 AMENDED OCTOBER 31, 2019 (P.L.552, NO.77) AND MARCH 27, 2020
21 (P.L.41, NO.12), ARE AMENDED AND THE SECTION IS AMENDED BY
22 ADDING A SUBSECTION TO READ:

23 SECTION 1308. CANVASSING OF OFFICIAL ABSENTEE BALLOTS AND
24 MAIL-IN BALLOTS.--* * *

25 (A.1) A JUDGE OF ELECTIONS SHALL DELIVER ALL MATERIAL
26 PERSONALLY DELIVERED UNDER SECTIONS 1306(B) (3) (I) AND 1306-D(B)
27 (3) (I) TO THE COUNTY BOARD OF ELECTIONS BY TWO O'CLOCK A.M. ON
28 THE DAY FOLLOWING THE ELECTION.

29 * * *

30 (G) * * *

1 (1.1) THE FOLLOWING APPLY TO PRE-CANVASSING BY A COUNTY
2 BOARD OF ELECTIONS:

3 (I) THE COUNTY BOARD OF ELECTIONS SHALL MEET [NO EARLIER
4 THAN SEVEN O'CLOCK A.M. ON ELECTION DAY] AT LEAST ONCE BEFORE
5 ELECTION DAY TO PRE-CANVASS ALL BALLOTS RECEIVED PRIOR TO THE
6 MEETING.

7 (II) A COUNTY BOARD OF ELECTIONS MAY NOT PRE-CANVASS
8 ABSENTEE BALLOTS AND MAIL-IN BALLOTS BEFORE EIGHT O'CLOCK A.M.
9 ON THE SATURDAY BEFORE THE ELECTION.

10 (III) A COUNTY BOARD OF ELECTIONS MAY NOT PRE-CANVASS
11 ABSENTEE BALLOTS OR MAIL-IN BALLOTS RECEIVED ON OR AFTER THE DAY
12 OF THE ELECTION.

13 (IV) IF A COUNTY BOARD OF ELECTIONS MEETS TO PRE-CANVASS
14 ABSENTEE BALLOTS AND MAIL-IN BALLOTS AT A LOCATION OTHER THAN
15 THE OFFICES OF THE COUNTY BOARD OF ELECTIONS, THE COUNTY BOARD
16 OF ELECTIONS SHALL MAINTAIN SECURITY AND CHAIN OF CUSTODY OF ANY
17 MATERIAL TRANSPORTED TO THE LOCATION FROM THE OFFICES OF THE
18 COUNTY BOARD OF ELECTIONS.

19 (V) A COUNTY BOARD OF ELECTIONS SHALL PROVIDE AT LEAST
20 FORTY-EIGHT HOURS' NOTICE OF A PRE-CANVASS MEETING BY PUBLICLY
21 POSTING A NOTICE OF A PRE-CANVASS MEETING ON ITS PUBLICLY
22 ACCESSIBLE INTERNET WEBSITE.

23 (VI) ONE AUTHORIZED REPRESENTATIVE OF EACH CANDIDATE IN AN
24 ELECTION, ONE AUTHORIZED REPRESENTATIVE OF THE COUNTY
25 CHAIRPERSON OF EACH POLITICAL PARTY AND ONE AUTHORIZED
26 REPRESENTATIVE [FROM] OF EACH POLITICAL PARTY SHALL BE PERMITTED
27 TO REMAIN IN THE ROOM IN WHICH THE ABSENTEE BALLOTS AND MAIL-IN
28 BALLOTS ARE PRE-CANVASSED. AUTHORIZED REPRESENTATIVES SHALL BE
29 PERMITTED TO BE IN AN AREA WHICH IS WITHIN AUDIO RANGE AND HAS A
30 CLEAR LINE OF SIGHT OF THE PRE-CANVASSING ACTIVITIES.

1 (VII) A COUNTY BOARD OF ELECTIONS SHALL RECORD THE PRE-
2 CANVASSING ACTIVITIES WITH AUDIO AND VISUAL RECORDING. A
3 RECORDING UNDER THIS SUBPARAGRAPH SHALL BE MADE AVAILABLE ONLY
4 AFTER THE CLOSE OF THE POLLS UNDER SECTION 308.

5 (VIII) NO PERSON OBSERVING, ATTENDING OR PARTICIPATING IN A
6 PRE-CANVASS MEETING OR WHO VIEWS OR LISTENS TO A RECORDING UNDER
7 SUBPARAGRAPH (VII) MAY DISCLOSE THE RESULTS OF ANY PORTION OF
8 ANY PRE-CANVASS MEETING PRIOR TO THE CLOSE OF THE POLLS.

9 (2) THE FOLLOWING APPLY TO CANVASSING BY A COUNTY BOARD OF
10 ELECTIONS:

11 (I) THE COUNTY BOARD OF ELECTIONS SHALL MEET NO EARLIER THAN
12 THE CLOSE OF POLLS ON THE DAY OF THE ELECTION AND NO LATER THAN
13 [THE THIRD] NINE O'CLOCK A.M. ON THE DAY FOLLOWING THE ELECTION
14 TO BEGIN CANVASSING ABSENTEE BALLOTS AND MAIL-IN BALLOTS [NOT
15 INCLUDED IN THE PRE-CANVASS MEETING].

16 (II) THE MEETING UNDER THIS PARAGRAPH SHALL CONTINUE UNTIL
17 ALL ABSENTEE BALLOTS AND MAIL-IN BALLOTS RECEIVED PRIOR TO THE
18 CLOSE OF THE POLLS HAVE BEEN CANVASSED.

19 (III) THE COUNTY BOARD OF ELECTIONS SHALL NOT RECORD OR
20 PUBLISH ANY VOTES REFLECTED ON THE BALLOTS PRIOR TO THE CLOSE OF
21 THE POLLS.

22 (IV) THE CANVASS PROCESS SHALL CONTINUE THROUGH THE EIGHTH
23 DAY FOLLOWING THE ELECTION FOR VALID MILITARY-OVERSEAS BALLOTS
24 TIMELY RECEIVED UNDER 25 PA.C.S. § 3511 (RELATING TO RECEIPT OF
25 VOTED BALLOT).

26 (V) A COUNTY BOARD OF ELECTIONS SHALL PROVIDE AT LEAST
27 FORTY-EIGHT HOURS' NOTICE OF A CANVASS MEETING BY PUBLICLY
28 POSTING A NOTICE ON ITS PUBLICLY ACCESSIBLE INTERNET WEBSITE.

29 (VI) ONE AUTHORIZED REPRESENTATIVE OF EACH CANDIDATE IN AN
30 ELECTION, ONE AUTHORIZED REPRESENTATIVE OF THE COUNTY

1 CHAIRPERSON OF EACH POLITICAL PARTY AND ONE AUTHORIZED
2 REPRESENTATIVE [FROM] OF EACH POLITICAL PARTY SHALL BE PERMITTED
3 TO REMAIN IN THE ROOM IN WHICH THE ABSENTEE BALLOTS AND MAIL-IN
4 BALLOTS ARE CANVASSED. AUTHORIZED REPRESENTATIVES SHALL BE
5 PERMITTED TO BE IN AN AREA WHICH IS WITHIN AUDIO RANGE AND HAS A
6 CLEAR LINE OF SIGHT OF THE CANVASSING ACTIVITIES.

7 (VII) A COUNTY BOARD OF ELECTIONS SHALL RECORD THE
8 CANVASSING ACTIVITIES WITH AUDIO AND VISUAL RECORDING. A
9 RECORDING UNDER THIS SUBPARAGRAPH SHALL BE MADE AVAILABLE UNDER
10 SECTION 308.

11 (3) WHEN THE COUNTY BOARD MEETS TO PRE-CANVASS OR CANVASS
12 ABSENTEE BALLOTS AND MAIL-IN BALLOTS UNDER PARAGRAPHS (1), (1.1)
13 AND (2), THE BOARD SHALL [EXAMINE] DO ALL OF THE FOLLOWING:

14 (I) EXAMINE THE DECLARATION ON THE ENVELOPE OF EACH BALLOT
15 NOT SET ASIDE UNDER SUBSECTION (D) AND SHALL COMPARE THE
16 INFORMATION THEREON WITH THAT CONTAINED IN THE "REGISTERED
17 ABSENTEE AND MAIL-IN VOTERS FILE," THE ABSENTEE VOTERS' LIST
18 AND/OR THE "MILITARY VETERANS AND EMERGENCY CIVILIANS ABSENTEE
19 VOTERS FILE," WHICHEVER IS APPLICABLE.

20 (II) IF THE COUNTY BOARD HAS VERIFIED THE PROOF OF
21 IDENTIFICATION AS REQUIRED UNDER THIS ACT AND IS SATISFIED THAT
22 THE DECLARATION IS SUFFICIENT AND THE INFORMATION CONTAINED IN
23 THE "REGISTERED ABSENTEE AND MAIL-IN VOTERS FILE," THE ABSENTEE
24 VOTERS' LIST AND/OR THE "MILITARY VETERANS AND EMERGENCY
25 CIVILIANS ABSENTEE VOTERS FILE" VERIFIES HIS RIGHT TO VOTE, [THE
26 COUNTY BOARD SHALL] PROVIDE A LIST OF THE NAMES OF ELECTORS
27 WHOSE ABSENTEE BALLOTS OR MAIL-IN BALLOTS ARE TO BE PRE-
28 CANVASSED OR CANVASSED.

29 (III) FOR ABSENTEE BALLOTS OR MAIL-IN BALLOTS WHICH THE
30 COUNTY BOARD IS NOT SATISFIED THAT PROOF OF IDENTIFICATION HAS

1 BEEN PROVIDED DUE TO ANY INABILITY TO MATCH THE SIGNATURE
2 PRESENT ON THE BALLOT TO THE SIGNATURE ON FILE:

3 (A) NOTIFY THE ELECTOR BY MAIL, E-MAIL, TELEPHONE OR TEXT
4 MESSAGE THAT THE SIGNATURE ON THE ELECTOR'S BALLOT DOES NOT
5 MATCH THE ELECTOR'S SIGNATURE IN THE REGISTRATION BOOKS.

6 (B) DIRECT THE ELECTOR TO APPEAR BEFORE, OR TO PROVIDE AN
7 ELECTRONIC, FACSIMILE OR PAPER COPY TO, THE COUNTY BOARD OF
8 ELECTIONS WITHIN SIX (6) CALENDAR DAYS OF THE NOTICE WITH:

9 (I) PROOF OF IDENTIFICATION AND AN EXECUTED AFFIRMATION
10 ATTESTING, UNDER PENALTY OF PERJURY, THAT THE ELECTOR IS THE
11 SAME INDIVIDUAL WHO PERSONALLY REMITTED THE ABSENTEE BALLOT OR
12 MAIL-IN BALLOT; OR

13 (II) AN EXECUTED AFFIRMATION ATTESTING, UNDER PENALTY OF
14 PERJURY, THAT THE ELECTOR IS THE SAME INDIVIDUAL WHO PERSONALLY
15 REMITTED THE ABSENTEE BALLOT OR MAIL-IN BALLOT AND THAT THE
16 ELECTOR IS INDIGENT AND UNABLE TO OBTAIN PROOF OF IDENTIFICATION
17 WITHOUT THE PAYMENT OF A FEE.

18 (C) NOTIFY THE ELECTOR THAT THE ABSENTEE BALLOT OR MAIL-IN
19 BALLOT MAY NOT BE COUNTED IF THE ELECTOR FAILS TO COMPLY WITH
20 CLAUSE (B).

21 * * *

22 SECTION 11. THE HEADING OF ARTICLE XIII-C OF THE ACT IS
23 AMENDED TO READ:

24 ARTICLE XIII-C

25 STATEWIDE UNIFORM REGISTRY OF ELECTORS [ADVISORY BOARD]

26 SECTION 12. THE ACT IS AMENDED BY ADDING A SECTION TO READ:
27 SECTION 1303-C. SURE REQUIREMENTS.

28 IN ADDITION TO THE REQUIREMENTS UNDER 25 PA.C.S. § 1222(C)
29 (RELATING TO SURE SYSTEM), THE SURE SYSTEM SHALL DO ALL OF THE
30 FOLLOWING:

1 (1) TRACK APPLICATIONS FOR ABSENTEE BALLOTS AND MAIL-IN
2 BALLOTS; AND

3 (2) ASSIGN A UNIQUE SCANNABLE IDENTIFICATION NUMBER TO
4 BE AFFIXED TO THE ENVELOPE CONTAINING THE DECLARATION OF THE
5 ELECTOR WHICH IS RETURNED BY THE ELECTOR WITH EACH ABSENTEE
6 BALLOT AND MAIL-IN BALLOT.

7 SECTION 13. SECTION 1302-D(F) OF THE ACT, AMENDED MARCH 27,
8 2020 (P.L.41, NO.12), IS AMENDED TO READ:

9 SECTION 1302-D. APPLICATIONS FOR OFFICIAL MAIL-IN BALLOTS.

10 * * *

11 (F) FORM.--THE FOLLOWING SHALL APPLY:

12 (1) APPLICATION FOR AN OFFICIAL MAIL-IN BALLOT SHALL BE
13 ON PHYSICAL AND ELECTRONIC FORMS PRESCRIBED BY THE SECRETARY
14 OF THE COMMONWEALTH.

15 (2) THE APPLICATION SHALL STATE [THAT] THE FOLLOWING:

16 (I) THAT A VOTER WHO APPLIES FOR A MAIL-IN BALLOT
17 UNDER SECTION 1301-D SHALL NOT BE ELIGIBLE TO VOTE AT A
18 POLLING PLACE ON ELECTION DAY [UNLESS THE ELECTOR BRINGS
19 THE ELECTOR'S MAIL-IN BALLOT TO THE ELECTOR'S POLLING
20 PLACE, REMITS THE BALLOT AND THE ENVELOPE CONTAINING THE
21 DECLARATION OF THE ELECTOR TO THE JUDGE OF ELECTIONS TO
22 BE SPOILED AND SIGNS A STATEMENT SUBJECT TO THE PENALTIES
23 UNDER 18 PA.C.S. § 4904 (RELATING TO UNSWORN
24 FALSIFICATION TO AUTHORITIES) TO THE SAME EFFECT.] EXCEPT
25 BY PROVISIONAL BALLOT.

26 (II) THAT AN ELECTOR WHO DOES NOT RETURN THE MAIL-IN
27 BALLOT BY MAIL MAY PERSONALLY DELIVER THE MAIL-IN BALLOT
28 TO ONLY THE FOLLOWING:

29 (A) A MEMBER OR EMPLOYEE OF THE COUNTY BOARD OF
30 ELECTIONS AT THE PERMANENT OFFICES OF THE COUNTY

1 BOARD OF ELECTIONS.

2 (B) A MEMBER OR EMPLOYEE OF THE COUNTY BOARD OF
3 ELECTIONS AT A LOCATION AT THE COUNTY COURTHOUSE
4 DESIGNATED BY THE COUNTY BOARD OF ELECTIONS.

5 (C) A JUDGE OF ELECTIONS AT THE ELECTOR'S
6 POLLING PLACE ON ELECTION DAY.

7 (3) THE PHYSICAL APPLICATION FORMS SHALL BE MADE FREELY
8 AVAILABLE TO THE PUBLIC AT COUNTY BOARD OF ELECTIONS,
9 MUNICIPAL BUILDINGS AND AT OTHER LOCATIONS DESIGNATED BY THE
10 SECRETARY OF THE COMMONWEALTH.

11 (4) THE ELECTRONIC APPLICATION FORMS SHALL BE MADE
12 FREELY AVAILABLE TO THE PUBLIC THROUGH PUBLICLY ACCESSIBLE
13 MEANS.

14 (5) NO WRITTEN APPLICATION OR PERSONAL REQUEST SHALL BE
15 NECESSARY TO RECEIVE OR ACCESS THE APPLICATION FORMS.

16 (6) COPIES AND RECORDS OF ALL COMPLETED PHYSICAL AND
17 ELECTRONIC APPLICATIONS FOR OFFICIAL MAIL-IN BALLOTS SHALL BE
18 RETAINED BY THE COUNTY BOARD OF ELECTIONS.

19 * * *

20 SECTION 14. SECTION 1302.1-D(A) OF THE ACT, ADDED OCTOBER
21 31, 2019 (P.L.552, NO.77), IS AMENDED TO READ:

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 15. SECTIONS 1303-D(E) AND 1305-D OF THE ACT,
5 AMENDED MARCH 27, 2020 (P.L.41, NO.12), ARE AMENDED TO READ:
6 SECTION 1303-D. OFFICIAL MAIL-IN ELECTOR BALLOTS.

7 * * *

8 (E) NOTICE.--

9 (1) THE OFFICIAL MAIL-IN VOTER BALLOT SHALL STATE [THAT
10 A VOTER WHO RECEIVES A MAIL-IN BALLOT UNDER SECTION 1301-D
11 AND WHOSE VOTED MAIL-IN BALLOT IS NOT TIMELY RECEIVED MAY
12 ONLY VOTE ON ELECTION DAY BY PROVISIONAL BALLOT UNLESS THE
13 ELECTOR BRINGS THE ELECTOR'S MAIL-IN BALLOT TO THE ELECTOR'S
14 POLLING PLACE, REMITS THE BALLOT AND THE ENVELOPE CONTAINING
15 THE DECLARATION OF THE ELECTOR TO THE JUDGE OF ELECTIONS TO
16 BE SPOILED AND SIGNS A STATEMENT SUBJECT TO THE PENALTIES OF
17 18 PA.C.S. § 4904 (RELATING TO UNSWORN FALSIFICATION TO
18 AUTHORITIES) TO THE SAME EFFECT.] THE FOLLOWING:

19 (I) THAT AN ELECTOR WHO DOES NOT RETURN THE MAIL-IN
20 BALLOT BY MAIL MAY PERSONALLY DELIVER THE BALLOT,
21 ENCLOSED WITHIN BOTH THE ENVELOPE MARKED "OFFICIAL
22 ELECTION BALLOT" AND THE ENVELOPE CONTAINING THE
23 DECLARATION OF THE ELECTOR, TO ONLY THE FOLLOWING:

24 (A) A MEMBER OR AN EMPLOYEE OF THE COUNTY BOARD
25 OF ELECTIONS, BEFORE ELECTION DAY OR PRIOR TO 8 P.M.
26 OF ELECTION DAY, AT:

27 (I) THE PERMANENT OFFICES OF THE COUNTY
28 BOARD OF ELECTIONS; OR

29 (II) A LOCATION AT THE COUNTY COURTHOUSE
30 DESIGNATED BY THE COUNTY BOARD OF ELECTIONS.

1 (B) THE JUDGE OF ELECTIONS AT THE ELECTOR'S
2 POLLING PLACE ON ELECTION DAY DURING POLLING HOURS.

3 (II) THAT AN ELECTOR WHO RECEIVES A MAIL-IN BALLOT
4 UNDER SECTION 1301-D AND WHOSE VOTED BALLOT IS NOT TIMELY
5 RECEIVED AS SET FORTH UNDER SUBPARAGRAPH (I) AND WHO, ON
6 ELECTION DAY, IS CAPABLE OF VOTING AT THE APPROPRIATE
7 POLLING PLACE MAY ONLY VOTE ON ELECTION DAY BY
8 PROVISIONAL BALLOT.

9 (III) THAT AN ELECTOR MUST PERSONALLY RETURN OR MAIL
10 THE ELECTOR'S BALLOT.

11 (2) THE SECRETARY OF THE COMMONWEALTH SHALL PRESCRIBE
12 THE TEXT AND THE MANNER BY WHICH THE NOTICE UNDER THIS
13 SUBSECTION SHALL BE PRINTED ON A BALLOT AND SHALL INCLUDE THE
14 FOLLOWING STATEMENT:

15 THIS BALLOT MAY BE MAILED BY THE ELECTOR TO THE
16 COUNTY BOARD OF ELECTIONS OR PERSONALLY RETURNED BY
17 THE ELECTOR TO THE JUDGE OF ELECTIONS AT THE
18 ELECTOR'S POLLING PLACE ON ELECTION DAY, OR IN PERSON
19 ON OR BEFORE ELECTION DAY TO A MEMBER OR AN EMPLOYEE
20 OF THE COUNTY BOARD OF ELECTIONS AT A LOCATION AT THE
21 COUNTY COURTHOUSE DESIGNATED BY THE COUNTY BOARD OF
22 ELECTIONS OR IN PERSON ON OR BEFORE ELECTION DAY TO A
23 MEMBER OR AN EMPLOYEE OF THE COUNTY BOARD OF
24 ELECTIONS AT THE PERMANENT OFFICES OF THE COUNTY
25 BOARD OF ELECTIONS AND TO NO OTHER LOCATION.

26 SECTION 1305-D. DELIVERING OR MAILING BALLOTS.

27 THE COUNTY BOARD OF ELECTIONS, UPON RECEIPT AND APPROVAL OF
28 AN APPLICATION FILED BY A QUALIFIED ELECTOR UNDER SECTION 1301-
29 D, SHALL COMMENCE TO DELIVER OR MAIL OFFICIAL MAIL-IN BALLOTS
30 AS SOON AS A BALLOT IS CERTIFIED AND THE BALLOTS ARE AVAILABLE.

1 WHILE ANY PROCEEDING IS PENDING IN A FEDERAL OR STATE COURT
2 WHICH WOULD AFFECT THE CONTENTS OF ANY BALLOT, THE COUNTY BOARD
3 OF ELECTIONS MAY AWAIT A RESOLUTION OF THAT PROCEEDING BUT IN
4 ANY EVENT, SHALL COMMENCE TO DELIVER OR MAIL OFFICIAL MAIL-IN
5 BALLOTS NOT LATER THAN THE [SECOND] FOURTH TUESDAY PRIOR TO THE
6 PRIMARY OR ELECTION. FOR APPLICANTS WHOSE PROOF OF
7 IDENTIFICATION WAS NOT PROVIDED WITH THE APPLICATION OR COULD
8 NOT BE VERIFIED BY THE BOARD, THE BOARD SHALL SEND THE NOTICE
9 REQUIRED UNDER SECTION 1302.2-D(C) WITH THE MAIL-IN BALLOT. AS
10 ADDITIONAL APPLICATIONS ARE RECEIVED AND APPROVED, THE BOARD
11 SHALL DELIVER OR MAIL OFFICIAL MAIL-IN BALLOTS TO THE ADDITIONAL
12 ELECTORS WITHIN 48 HOURS.

13 SECTION 15.1. SECTION 1306-D(A) AND (B) (3) OF THE ACT,
14 AMENDED MARCH 27, 2020 (P.L.41, NO.12), ARE AMENDED AND
15 SUBSECTION (B) IS AMENDED BY ADDING A PARAGRAPH TO READ:
16 SECTION 1306-D. VOTING BY MAIL-IN ELECTORS.

17 (A) GENERAL RULE.--AT ANY TIME AFTER RECEIVING AN OFFICIAL
18 MAIL-IN BALLOT, BUT ON OR BEFORE EIGHT O'CLOCK P.M. THE DAY OF
19 THE PRIMARY OR ELECTION, THE MAIL-IN ELECTOR SHALL, IN SECRET,
20 PROCEED TO MARK THE BALLOT ONLY IN BLACK LEAD PENCIL, INDELIBLE
21 PENCIL OR BLUE, BLACK OR BLUE-BLACK INK, IN FOUNTAIN PEN OR BALL
22 POINT PEN, AND THEN FOLD THE BALLOT, ENCLOSE AND SECURELY SEAL
23 THE SAME IN THE ENVELOPE ON WHICH IS PRINTED, STAMPED OR
24 ENDORSED "OFFICIAL ELECTION BALLOT." THIS ENVELOPE SHALL THEN BE
25 PLACED IN THE SECOND ONE, ON WHICH IS PRINTED THE FORM OF
26 DECLARATION OF THE ELECTOR, AND THE ADDRESS OF THE ELECTOR'S
27 COUNTY BOARD OF ELECTION AND THE LOCAL ELECTION DISTRICT OF THE
28 ELECTOR. THE ELECTOR SHALL THEN FILL OUT, DATE AND SIGN THE
29 DECLARATION PRINTED ON SUCH ENVELOPE. SUCH ENVELOPE SHALL THEN
30 BE SECURELY SEALED AND THE ELECTOR SHALL SEND SAME BY MAIL,

1 POSTAGE PREPAID, EXCEPT WHERE FRANKED, OR DELIVER IT IN PERSON
2 [TO SAID COUNTY BOARD OF ELECTION.] TO A MEMBER OR AN EMPLOYEE
3 OF THE COUNTY BOARD OF ELECTIONS AT THE PERMANENT OFFICES OF THE
4 COUNTY BOARD OF ELECTIONS, TO A MEMBER OR AN EMPLOYEE OF THE
5 COUNTY BOARD OF ELECTIONS AT A LOCATION AT THE COUNTY COURTHOUSE
6 DESIGNATED BY THE COUNTY BOARD OF ELECTIONS OR TO THE JUDGE OF
7 ELECTIONS OF THE ELECTOR'S ELECTION DISTRICT AT THE ELECTOR'S
8 POLLING PLACE DURING POLLING HOURS AND TO NO OTHER LOCATION.

9 * * *

10 (B) ELIGIBILITY.--

11 * * *

12 (3) NOTWITHSTANDING PARAGRAPH (2), AN ELECTOR WHO
13 REQUESTS A MAIL-IN BALLOT AND WHO IS NOT SHOWN ON THE
14 DISTRICT REGISTER AS HAVING VOTED THE BALLOT [MAY VOTE AT THE
15 POLLING PLACE IF THE ELECTOR REMITS THE BALLOT AND THE
16 ENVELOPE CONTAINING THE DECLARATION OF THE ELECTOR TO THE
17 JUDGE OF ELECTIONS TO BE SPOILED AND THE ELECTOR SIGNS A
18 STATEMENT SUBJECT TO THE PENALTIES OF 18 PA.C.S. § 4904
19 (RELATING TO UNSWORN FALSIFICATION TO AUTHORITIES) WHICH
20 SHALL BE IN SUBSTANTIALLY THE FOLLOWING FORM:

21 I HEREBY DECLARE THAT I AM A QUALIFIED REGISTERED ELECTOR
22 WHO HAS OBTAINED AN ABSENTEE BALLOT OR MAIL-IN BALLOT. I
23 FURTHER DECLARE THAT I HAVE NOT CAST MY ABSENTEE BALLOT OR
24 MAIL-IN BALLOT, AND THAT INSTEAD I REMITTED MY ABSENTEE
25 BALLOT OR MAIL-IN BALLOT TO THE JUDGE OF ELECTIONS AT MY
26 POLLING PLACE TO BE SPOILED AND THEREFORE REQUEST THAT MY
27 ABSENTEE BALLOT OR MAIL-IN BALLOT BE VOIDED.

28 (DATE)

29 (SIGNATURE OF ELECTOR) (ADDRESS OF ELECTOR)

30 (LOCAL JUDGE OF ELECTIONS)] MAY PERSONALLY DELIVER THE

1 COMPLETED MAIL-IN BALLOT, ENCLOSED WITHIN BOTH THE ENVELOPE
2 MARKED "OFFICIAL ELECTION BALLOT" AND THE ENVELOPE CONTAINING
3 THE DECLARATION OF THE ELECTOR, TO ONLY THE FOLLOWING:

4 (I) THE JUDGE OF ELECTIONS OF THE ELECTOR'S ELECTION
5 DISTRICT AT THE ELECTOR'S POLLING PLACE DURING POLLING
6 HOURS.

7 (II) A MEMBER OR AN EMPLOYEE OF THE COUNTY BOARD OF
8 ELECTIONS AT A LOCATION AT THE COUNTY COURTHOUSE
9 DESIGNATED BY THE COUNTY BOARD OF ELECTIONS.

10 (III) A MEMBER OR AN EMPLOYEE OF THE COUNTY BOARD OF
11 ELECTIONS AT THE PERMANENT OFFICES OF THE COUNTY BOARD OF
12 ELECTIONS.

13 (4) A JUDGE OF ELECTIONS SHALL KEEP ALL MATERIAL
14 DELIVERED UNDER PARAGRAPH (3) (I) IN A SECURE, SAFE AND SEALED
15 CONTAINER IN THE CUSTODY OF THE JUDGE OF ELECTIONS UNTIL
16 DELIVERY OF THE MATERIAL TO THE COUNTY BOARD OF ELECTIONS
17 UNDER SECTION 1308(A.1).

18 * * *

19 SECTION 16. SECTIONS 1801, 1802, 1802.1, 1803, 1804, 1805,
20 1806, 1807, 1808, 1809, 1810, 1811, 1812, 1813, 1814, 1815,
21 1816, 1817, 1818, 1819, 1820, 1821, 1823, 1824, 1825, 1827,
22 1828, 1829, 1830, 1831, 1832, 1833, 1834, 1835, 1836, 1837,
23 1838, 1839, 1840, 1841, 1843, 1845, 1847, 1848, 1849 AND 1850
24 OF THE ACT ARE AMENDED TO READ:

25 SECTION 1801. DISOBEYING LAWFUL INSTRUCTIONS.--ANY PERSON
26 WHO WILFULLY DISOBEYS ANY LAWFUL INSTRUCTION OR ORDER OF ANY
27 COUNTY BOARD OF ELECTIONS, OR WHO REFUSES TO OBEY THEIR SUBPOENA
28 DULY ISSUED AND SERVED UNDER THE PROVISIONS OF THIS ACT, SHALL
29 BE GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL
30 BE SENTENCED TO PAY A FINE NOT EXCEEDING [FIVE HUNDRED (\$500)]

1 ONE THOUSAND (\$1,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT NOT
2 EXCEEDING [ONE (1) YEAR] TWO (2) YEARS, OR BOTH, IN THE
3 DISCRETION OF THE COURT.

4 SECTION 1802. PERJURY.--ANY WILFUL FALSE STATEMENT MADE
5 UNDER OATH OR AFFIRMATION OR IN WRITING, STATING THAT IT IS SO
6 MADE, ALTHOUGH SUCH OATH OR AFFIRMATION MAY NOT HAVE ACTUALLY
7 BEEN MADE, BY ANY PERSON REGARDING ANY MATERIAL MATTER OR THING
8 RELATING TO ANY SUBJECT BEING INVESTIGATED, HEARD, DETERMINED OR
9 ACTED UPON BY ANY COUNTY BOARD OF ELECTIONS, OR MEMBER THEREOF,
10 OR BY ANY COURT OR JUDGE THEREOF, JUDGE OF ELECTION, INSPECTOR
11 OF ELECTION, OR OVERSEER, IN ACCORDANCE WITH THE TERMS OF THIS
12 ACT, SHALL BE PERJURY, A MISDEMEANOR OF THE FIRST DEGREE, AND
13 ANY PERSON, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A
14 FINE NOT EXCEEDING [TEN THOUSAND (\$10,000)] TWENTY THOUSAND
15 (\$20,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT MORE
16 THAN [FIVE (5)] TEN (10) YEARS, OR BOTH, IN THE DISCRETION OF
17 THE COURT.

18 SECTION 1802.1. FALSE AFFIDAVITS OF CANDIDATES.--ANY
19 CANDIDATE FOR STATE, COUNTY, CITY, BOROUGH, INCORPORATED TOWN,
20 TOWNSHIP OR SCHOOL DISTRICT OFFICE OR FOR THE OFFICE OF UNITED
21 STATES SENATOR OR REPRESENTATIVE IN CONGRESS OR ANY OTHER
22 ELECTIVE PUBLIC OFFICE WHO KNOWINGLY MAKES A FALSE STATEMENT
23 REGARDING HIS ELIGIBILITY OR QUALIFICATIONS FOR SUCH OFFICE IN
24 HIS CANDIDATE'S AFFIDAVIT SHALL, IN LITIGATION WHICH RESULTS IN
25 THE REMOVAL OF THE CANDIDATE FROM THE BALLOT, BE LIABLE FOR
26 COURT COSTS, INCLUDING FILING FEES, ATTORNEY FEES, INVESTIGATION
27 FEES AND SIMILAR COSTS, IN AN AMOUNT UP TO [TEN THOUSAND
28 (\$10,000)] TWENTY THOUSAND (\$20,000) DOLLARS.

29 SECTION 1803. REFUSAL TO PERMIT INSPECTION OF PAPERS;
30 DESTRUCTION OR REMOVAL; SECRETARY OF THE COMMONWEALTH.--ANY

1 SECRETARY OF THE COMMONWEALTH, DEPUTY, OR EMPLOYE OF HIS OFFICE,
2 WHO SHALL REFUSE TO PERMIT THE PUBLIC INSPECTION OR COPYING AS
3 AUTHORIZED, EXCEPT WHEN IN USE IN HIS OFFICE, BY THIS ACT, OF
4 ANY RETURN, NOMINATION PETITION, CERTIFICATE OR PAPER, OTHER
5 PETITION, ACCOUNT, CONTRACT, REPORT OR ANY OTHER DOCUMENT OR
6 RECORD IN HIS CUSTODY WHICH, UNDER THE PROVISIONS OF THIS ACT,
7 IS REQUIRED TO BE OPEN TO PUBLIC INSPECTION; OR WHO SHALL
8 DESTROY OR ALTER, OR PERMIT TO BE DESTROYED OR ALTERED, ANY SUCH
9 DOCUMENT OR RECORD DURING THE PERIOD FOR WHICH THE SAME IS
10 REQUIRED TO BE KEPT IN HIS OFFICE; OR WHO SHALL REMOVE ANY SUCH
11 DOCUMENT OR RECORD FROM HIS OFFICE DURING SAID PERIOD, OR PERMIT
12 THE SAME TO BE REMOVED, EXCEPT PURSUANT TO THE DIRECTION OF ANY
13 COMPETENT COURT OR ANY COMMITTEE REQUIRED TO DETERMINE ANY
14 CONTESTED PRIMARY OR ELECTION, SHALL BE GUILTY OF A MISDEMEANOR,
15 AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE
16 NOT EXCEEDING [ONE THOUSAND (\$1,000)] TWO THOUSAND (\$2,000)
17 DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT LESS THAN [ONE (1)
18 MONTH] TWO (2) MONTHS NOR MORE THAN [TWO (2)] FOUR (4) YEARS, OR
19 BOTH, IN THE DISCRETION OF THE COURT.

20 SECTION 1804. REFUSAL TO PERMIT INSPECTION OF PAPERS;
21 DESTRUCTION OR REMOVAL; COUNTY BOARDS OF ELECTIONS.--ANY MEMBER,
22 CHIEF CLERK OR OTHER EMPLOYE OF ANY COUNTY BOARD OF ELECTIONS,
23 WHO SHALL REFUSE TO PERMIT THE PUBLIC INSPECTION OR COPYING, AS
24 AUTHORIZED BY THIS ACT, OF ANY GENERAL OR DUPLICATE RETURN
25 SHEET, TALLY PAPER, AFFIDAVIT, NOMINATION PETITION, CERTIFICATE
26 OR PAPER, OTHER PETITION, WITNESS LIST, ACCOUNT, CONTRACT,
27 REPORT OR ANY OTHER DOCUMENT OR RECORD IN THE CUSTODY OF SUCH
28 COUNTY BOARD WHICH, UNDER THE PROVISIONS OF THIS ACT, IS
29 REQUIRED TO BE OPEN TO PUBLIC INSPECTION; OR WHO SHALL DESTROY
30 OR ALTER, OR PERMIT TO BE DESTROYED OR ALTERED, ANY SUCH

1 DOCUMENT OR RECORD DURING THE PERIOD FOR WHICH THE SAME IS
2 REQUIRED TO BE KEPT IN THE OFFICE OF SUCH COUNTY BOARD; OR WHO
3 SHALL REMOVE ANY SUCH DOCUMENT OR RECORD FROM THE OFFICE OF SUCH
4 COUNTY BOARD DURING SAID PERIOD, OR PERMIT THE SAME TO BE
5 REMOVED, EXCEPT PURSUANT TO THE DIRECTION OF ANY COMPETENT COURT
6 OR ANY COMMITTEE REQUIRED TO DETERMINE ANY CONTESTED PRIMARY OR
7 ELECTION, SHALL BE GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION
8 THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [ONE
9 THOUSAND (\$1,000)] TWO THOUSAND (\$2,000) DOLLARS, OR TO UNDERGO
10 AN IMPRISONMENT OF NOT LESS THAN [ONE (1) MONTH] TWO (2) MONTHS
11 NOR MORE THAN [TWO (2)] FOUR (4) YEARS, OR BOTH, IN THE
12 DISCRETION OF THE COURT.

13 SECTION 1805. INSERTION AND ALTERATION OF ENTRIES IN
14 DOCUMENTS; REMOVAL; REFUSAL TO DELIVER.--ANY MEMBER, CHIEF CLERK
15 OR EMPLOYE OF ANY COUNTY BOARD OF ELECTIONS OR JUDGE, INSPECTOR
16 OR CLERK OF ELECTION, MACHINE INSPECTOR, OVERSEER, OR OTHER
17 PERSON, WHO KNOWINGLY INSERTS OR KNOWINGLY PERMITS TO BE
18 INSERTED ANY FICTITIOUS NAME, FALSE FIGURE OR OTHER FRAUDULENT
19 ENTRY ON OR IN ANY REGISTRATION CARD, DISTRICT REGISTER, VOTER'S
20 CERTIFICATE, LIST OF VOTERS, AFFIDAVIT, TALLY PAPER, GENERAL OR
21 DUPLICATE RETURN SHEET, STATEMENT, CERTIFICATE, OATH, VOUCHER,
22 ACCOUNT, BALLOT OR OTHER RECORD OR DOCUMENT AUTHORIZED OR
23 REQUIRED TO BE MADE, USED, SIGNED, RETURNED OR PRESERVED FOR ANY
24 PUBLIC PURPOSE IN CONNECTION WITH ANY PRIMARY OR ELECTION; OR
25 WHO MATERIALLY ALTERS OR INTENTIONALLY DESTROYS ANY ENTRY WHICH
26 HAS BEEN LAWFULLY MADE THEREIN, EXCEPT BY ORDER OF THE COUNTY
27 BOARD OF ELECTIONS OR COURT OF COMPETENT JURISDICTION, OR WHO
28 TAKES OR REMOVES ANY SUCH BOOK, AFFIDAVIT, RETURN, ACCOUNT,
29 BALLOT OR OTHER DOCUMENT OR RECORD FROM THE CUSTODY OF ANY
30 PERSON HAVING LAWFUL CHARGE THEREOF, IN ORDER TO PREVENT THE

1 SAME FROM BEING USED OR INSPECTED OR COPIED AS REQUIRED OR
2 PERMITTED BY THIS ACT, OR WHO NEGLECTS OR REFUSES, WITHIN THE
3 TIME AND IN THE MANNER REQUIRED BY THIS ACT, TO DELIVER THE SAME
4 INTO THE CUSTODY OF THE OFFICERS WHO ARE REQUIRED BY THIS ACT TO
5 USE OR KEEP THE SAME, SHALL BE GUILTY OF A MISDEMEANOR, AND,
6 UPON CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT
7 EXCEEDING [~~ONE THOUSAND (\$1,000)~~] TWO THOUSAND (\$2,000) DOLLARS,
8 OR TO UNDERGO AN IMPRISONMENT OF NOT LESS THAN [~~ONE (1) MONTH~~]
9 TWO (2) MONTHS OR MORE THAN [~~TWO (2)~~] FOUR (4) YEARS, OR BOTH,
10 IN THE DISCRETION OF THE COURT.

11 SECTION 1806. REFUSAL TO PERMIT OVERSEERS, WATCHERS,
12 ATTORNEYS OR CANDIDATES TO ACT.--ANY MEMBER OF A COUNTY BOARD OF
13 ELECTIONS, JUDGE OF ELECTION OR INSPECTOR OF ELECTION WHO SHALL
14 REFUSE TO PERMIT ANY OVERSEER OR WATCHER, ATTORNEY OR CANDIDATE
15 TO BE PRESENT, AS AUTHORIZED BY THIS ACT, AT ANY SESSION OF A
16 COUNTY BOARD, COMPUTATION AND CANVASSING OF RETURNS OF ANY
17 PRIMARY OR ELECTION, RECOUNT OF BALLOTS OR RECANVASS OF VOTING
18 MACHINES, AS AUTHORIZED BY THIS ACT, OR AT ANY POLLING PLACE
19 DURING THE TIME THE POLLS ARE OPEN AT ANY PRIMARY OR ELECTION,
20 AND AFTER THE CLOSE OF THE POLLS DURING THE TIME THE BALLOTS ARE
21 COUNTED OR VOTING MACHINE CANVASSED AND UNTIL THE RETURNS OF
22 SUCH PRIMARY OR ELECTION HAVE BEEN MADE UP AND SIGNED, SHALL BE
23 GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE
24 SENTENCED TO PAY A FINE NOT EXCEEDING [~~ONE THOUSAND (\$1,000)~~]
25 TWO THOUSAND (\$2,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT NOT
26 EXCEEDING [~~ONE (1) YEAR~~] TWO (2) YEARS, OR BOTH, IN THE
27 DISCRETION OF THE COURT.

28 SECTION 1807. DRIVING AWAY WATCHERS, ATTORNEYS, CANDIDATES
29 OR OVERSEERS.--ANY PERSON WHO BY VIOLENCE OR INTIMIDATION SHALL
30 THREATEN OR DRIVE AWAY ANY WATCHER, ATTORNEY, CANDIDATE OR

1 OVERSEER, OR REPRESENTATIVE OF THE COUNTY BOARD OF ELECTIONS, OR
2 OF THE SECRETARY OF THE COMMONWEALTH, REQUIRED OR PERMITTED TO
3 BE PRESENT AT ANY POLLING PLACE, OR WHO SHALL IN ANY MANNER
4 PREVENT ANY OVERSEER, OR REPRESENTATIVE OF THE COUNTY BOARD OF
5 ELECTIONS OR OF THE SECRETARY OF THE COMMONWEALTH FROM
6 PERFORMING HIS DUTY UNDER THIS ACT, SHALL BE GUILTY OF A
7 MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO
8 PAY A FINE NOT EXCEEDING [ONE THOUSAND (\$1,000)] TWO THOUSAND
9 (\$2,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT LESS THAN
10 [ONE (1) MONTH] TWO (2) MONTHS NOR MORE THAN [TWO (2)] FOUR (4)
11 YEARS, OR BOTH, IN THE DISCRETION OF THE COURT.

12 SECTION 1808. REFUSAL TO PERMIT ELECTION OFFICERS, CLERKS
13 AND MACHINE INSPECTORS TO ACT; DRIVING AWAY SAID PERSONS.--ANY
14 PERSON, INCLUDING ANY ELECTION OFFICER, WHO SHALL REFUSE TO
15 PERMIT ANY ELECTION OFFICER, CLERK OR MACHINE INSPECTOR, DULY
16 ELECTED OR APPOINTED AND AUTHORIZED TO ACT, TO PERFORM THE
17 DUTIES IMPOSED ON HIM OR TO ACT AS PERMITTED BY THIS ACT; OR WHO
18 SHALL BY VIOLENCE OR INTIMIDATION THREATEN OR DRIVE AWAY, ANY
19 SUCH ELECTION OFFICER, CLERK OR MACHINE INSPECTOR OR WHO SHALL,
20 IN ANY MANNER, PREVENT ANY SUCH ELECTION OFFICER, CLERK OR
21 MACHINE INSPECTOR FROM PERFORMING HIS RIGHTS AND DUTIES UNDER
22 THIS ACT, SHALL BE GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION
23 THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [ONE
24 THOUSAND (\$1,000)] TWO THOUSAND (\$2,000) DOLLARS, OR TO UNDERGO
25 AN IMPRISONMENT OF NOT LESS THAN [ONE (1) MONTH] TWO (2) MONTHS
26 OR MORE THAN [TWO (2)] FOUR (4) YEARS, OR BOTH, IN THE
27 DISCRETION OF THE COURT.

28 SECTION 1809. REFUSAL TO ADMINISTER OATH; ACTING WITHOUT
29 BEING SWORN.--IF ANY JUDGE OF ELECTION OR MINORITY INSPECTOR OF
30 ELECTION REFUSES OR FAILS TO ADMINISTER THE OATH TO THE OFFICERS

1 OF ELECTION, IN THE MANNER REQUIRED BY THIS ACT, OR IF ANY JUDGE
2 OF ELECTION, INSPECTOR OF ELECTION, CLERK OF ELECTION, OR
3 MACHINE INSPECTOR, SHALL ACT WITHOUT BEING FIRST DULY SWORN, OR
4 IF ANY SUCH PERSON SHALL SIGN THE WRITTEN FORM OF OATH WITHOUT
5 BEING DULY SWORN, OR IF ANY JUDGE OF ELECTION OR MINORITY
6 INSPECTOR OF ELECTION OR ANY OTHER PERSON AUTHORIZED TO
7 ADMINISTER OATHS SHALL CERTIFY THAT ANY SUCH PERSON WAS SWORN
8 WHEN HE WAS NOT, HE SHALL BE GUILTY OF A MISDEMEANOR, AND, UPON
9 CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT
10 EXCEEDING [ONE HUNDRED (\$100)] TWO HUNDRED (\$200) DOLLARS, OR TO
11 UNDERGO AN IMPRISONMENT NOT EXCEEDING [SIX (6) MONTHS] ONE (1)
12 YEAR, OR BOTH, IN THE DISCRETION OF THE COURT.

13 SECTION 1810. VIOLATION OF OATH OF OFFICE BY ELECTION
14 OFFICERS.--ANY JUDGE OF ELECTION, INSPECTOR OF ELECTION, CLERK
15 OF ELECTION, OR MACHINE INSPECTOR WHO SHALL WILFULLY VIOLATE ANY
16 OF THE PROVISIONS OF HIS OATH OF OFFICE, SHALL BE GUILTY OF A
17 MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO
18 PAY A FINE NOT EXCEEDING [ONE THOUSAND (\$1,000)] TWO THOUSAND
19 (\$2,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT NOT EXCEEDING
20 [ONE (1) YEAR] TWO (2) YEARS, OR BOTH, IN THE DISCRETION OF THE
21 COURT.

22 SECTION 1811. PEACE OFFICERS; FAILURE TO RENDER ASSISTANCE;
23 HINDERING OR DELAYING COUNTY BOARD MEMBERS AND OTHERS.--ANY
24 SHERIFF, DEPUTY SHERIFF, CONSTABLE, DEPUTY CONSTABLE, POLICE OR
25 OTHER PEACE OFFICER, WHO SHALL FAIL UPON DEMAND OF ANY MEMBER OF
26 A COUNTY BOARD OF ELECTIONS, JUDGE OR INSPECTOR OF ELECTION, OR
27 OVERSEER TO RENDER SUCH AID AND ASSISTANCE TO HIM AS HE SHALL
28 REQUEST IN THE MAINTENANCE OF PEACE AND IN THE MAKING OF
29 ARRESTS, AS HEREIN PROVIDED, OR WHO SHALL WILFULLY HINDER OR
30 DELAY OR ATTEMPT TO HINDER OR DELAY ANY MEMBER OF A COUNTY

1 BOARD, JUDGE OR INSPECTOR OF ELECTION, OR OVERSEER IN THE
2 PERFORMANCE OF ANY DUTY UNDER THIS ACT, SHALL BE GUILTY OF A
3 MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO
4 PAY A FINE NOT EXCEEDING [FIVE HUNDRED (\$500)] ONE THOUSAND
5 (\$1,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT LESS THAN
6 [THREE (3)] SIX (6) MONTHS NOR MORE THAN [TWO (2)] FOUR (4)
7 YEARS, OR BOTH, IN THE DISCRETION OF THE COURT.

8 SECTION 1812. NOMINATION PETITIONS AND PAPERS; OFFENSES BY
9 SIGNERS.--IF ANY PERSON SHALL KNOWINGLY AND WILFULLY SIGN ANY
10 NOMINATION PETITION OR NOMINATION PAPER, WITHOUT HAVING THE
11 QUALIFICATIONS PRESCRIBED BY THIS ACT, OR IF ANY PERSON SHALL
12 SET OPPOSITE A SIGNATURE ON A NOMINATION PETITION OR PAPER, A
13 DATE OTHER THAN THE ACTUAL DATE SUCH SIGNATURE WAS AFFIXED
14 THERETO, OR IF ANY PERSON SHALL SET OPPOSITE THE SIGNATURE ON A
15 NOMINATION PETITION OR NOMINATION PAPER, A FALSE STATEMENT OF
16 THE SIGNER'S PLACE OF RESIDENCE OR OCCUPATION, OR IF ANY PERSON
17 SHALL SIGN MORE NOMINATION PETITIONS OR NOMINATION PAPERS THAN
18 PERMITTED BY THE PROVISIONS OF THIS ACT, HE SHALL BE GUILTY OF A
19 MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO
20 PAY A FINE NOT EXCEEDING [ONE HUNDRED (\$100)] TWO HUNDRED (\$200)
21 DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT LESS THAN [THREE
22 (3)] SIX (6) MONTHS NOR MORE THAN [TWO (2)] FOUR (4) YEARS, OR
23 BOTH, AT THE DISCRETION OF THE COURT.

24 SECTION 1813. FALSE SIGNATURES AND STATEMENTS IN NOMINATION
25 PETITIONS AND PAPERS.--IF ANY PERSON SHALL KNOWINGLY MAKE A
26 FALSE STATEMENT IN ANY AFFIDAVIT REQUIRED BY THE PROVISIONS OF
27 THIS ACT, TO BE APPENDED TO OR TO ACCOMPANY A NOMINATION
28 PETITION OR A NOMINATION PAPER, OR IF ANY PERSON SHALL
29 FRAUDULENTLY SIGN ANY NAME NOT HIS OWN TO ANY NOMINATION
30 PETITION OR NOMINATION PAPER, OR IF ANY PERSON SHALL

1 FRAUDULENTLY ALTER ANY NOMINATION PETITION OR NOMINATION PAPER
2 WITHOUT THE CONSENT OF THE SIGNERS, HE SHALL BE GUILTY OF A
3 MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO
4 PAY A FINE NOT EXCEEDING [FIVE HUNDRED (\$500)] ONE THOUSAND
5 (\$1,000) DOLLARS, OR TO UNDERGO IMPRISONMENT OF NOT MORE THAN
6 [ONE (1) YEAR] TWO (2) YEARS, OR BOTH, IN THE DISCRETION OF THE
7 COURT.

8 SECTION 1814. NOMINATION PETITIONS; CERTIFICATES AND PAPERS;
9 DESTRUCTION; FRAUDULENT FILING; SUPPRESSION.--ANY PERSON WHO
10 SHALL FALSELY MAKE ANY NOMINATION CERTIFICATE OR WHO SHALL
11 WILFULLY DEFACE OR DESTROY ANY NOMINATION PETITION, NOMINATION
12 CERTIFICATE OR NOMINATION PAPER, OR ANY PART THEREOF, OR ANY
13 LETTER OF WITHDRAWAL, OR WHO SHALL FILE ANY NOMINATION PETITION,
14 NOMINATION CERTIFICATE OR NOMINATION PAPER OR LETTER OF
15 WITHDRAWAL KNOWING THE SAME, OR ANY PART THEREOF, TO BE FALSELY
16 MADE, OR WHO SHALL SUPPRESS ANY NOMINATION PETITION, NOMINATION
17 CERTIFICATE OR NOMINATION PAPER, OR ANY PART THEREOF, WHICH HAS
18 BEEN DULY FILED, SHALL BE GUILTY OF A MISDEMEANOR, AND, UPON
19 CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT
20 EXCEEDING [ONE THOUSAND (\$1,000)] TWO THOUSAND (\$2,000) DOLLARS,
21 OR TO UNDERGO AN IMPRISONMENT OF NOT MORE THAN [ONE (1) YEAR]
22 TWO (2) YEARS, OR BOTH, IN THE DISCRETION OF THE COURT.

23 SECTION 1815. OFFENSES BY PRINTERS OF BALLOTS.--ANY PRINTER
24 EMPLOYED BY ANY COUNTY BOARD OF ELECTIONS TO PRINT ANY OFFICIAL
25 BALLOTS, OR ANY PERSON ENGAGED IN PRINTING THE SAME WHO SHALL
26 APPROPRIATE TO HIMSELF OR GIVE OR DELIVER OR KNOWINGLY PERMIT TO
27 BE TAKEN ANY OF SAID BALLOTS BY ANY OTHER PERSON THAN SUCH
28 COUNTY BOARD OF ELECTION OR THEIR DULY AUTHORIZED AGENT, OR WHO
29 SHALL WILFULLY PRINT OR CAUSE TO BE PRINTED ANY OFFICIAL BALLOT
30 IN ANY FORM OTHER THAN THAT PRESCRIBED BY SUCH COUNTY BOARD OR

1 WITH ANY OTHER NAMES OR PRINTING, OR WITH THE NAMES SPELLED
2 OTHERWISE THAN AS DIRECTED BY THEM OR THE NAMES OR PRINTING
3 THEREON ARRANGED IN ANY OTHER WAY THAN THAT AUTHORIZED AND
4 DIRECTED BY THIS ACT, SHALL BE GUILTY OF A MISDEMEANOR, AND,
5 UPON 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 LESS THAN [~~SIX (6) MONTHS~~]
8 ONE (1) YEAR NOR MORE THAN [~~FIVE (5)~~] TEN (10) YEARS, OR BOTH,
9 IN THE DISCRETION OF THE COURT.

10 SECTION 1816. UNLAWFUL POSSESSION OF BALLOTS; COUNTERFEITING
11 BALLOTS.--ANY PERSON OTHER THAN AN OFFICER CHARGED BY LAW WITH
12 THE CARE OF BALLOTS, OR A PERSON ENTRUSTED BY ANY SUCH OFFICER
13 WITH THE CARE OF THE SAME FOR A PURPOSE REQUIRED BY LAW, WHO
14 SHALL HAVE IN HIS POSSESSION OUTSIDE THE POLLING PLACE ANY
15 OFFICIAL BALLOT, OR ANY PERSON WHO SHALL MAKE OR HAVE IN HIS
16 POSSESSION ANY COUNTERFEIT OF AN OFFICIAL BALLOT, SHALL BE
17 GUILTY OF A MISDEMEANOR OF THE SECOND DEGREE, AND, UPON
18 CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT
19 EXCEEDING [~~FIVE THOUSAND (\$5,000)~~] TEN THOUSAND (\$10,000)
20 DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT MORE THAN [~~TWO~~
21 ~~(2)~~] FOUR (4) YEARS, OR BOTH, IN THE DISCRETION OF THE COURT.

22 SECTION 1817. FORGING AND DESTROYING BALLOTS.--ANY PERSON
23 WHO SHALL FORGE OR FALSELY MAKE THE OFFICIAL ENDORSEMENT ON ANY
24 BALLOT OR WILFULLY DESTROY OR DEFACE ANY BALLOT OR WILFULLY
25 DELAY THE DELIVERY OF ANY BALLOTS SHALL BE GUILTY OF A
26 MISDEMEANOR OF THE SECOND DEGREE, AND, UPON CONVICTION THEREOF,
27 SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [~~FIVE THOUSAND~~
28 ~~(\$5,000)~~] TEN THOUSAND (\$10,000) DOLLARS, OR TO UNDERGO AN
29 IMPRISONMENT OF NOT MORE THAN [~~TWO (2)~~] FOUR (4) YEARS, OR BOTH,
30 IN THE DISCRETION OF THE COURT.

1 SECTION 1818. TAMPERING WITH VOTING MACHINES.--ANY ELECTION
2 OFFICER OR OTHER PERSON WHO SHALL UNLAWFULLY OPEN OR WHO SHALL
3 TAMPER WITH OR INJURE OR ATTEMPT TO INJURE ANY VOTING MACHINE TO
4 BE USED OR BEING USED AT ANY PRIMARY OR ELECTION, OR WHO SHALL
5 PREVENT OR ATTEMPT TO PREVENT THE CORRECT OPERATION OF SUCH
6 MACHINE, OR ANY UNAUTHORIZED PERSON WHO SHALL MAKE OR HAVE IN
7 HIS POSSESSION A KEY TO A VOTING MACHINE TO BE USED OR BEING
8 USED IN ANY PRIMARY OR ELECTION, SHALL BE GUILTY OF A
9 MISDEMEANOR OF THE SECOND DEGREE, AND, UPON CONVICTION THEREOF,
10 SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [FIVE THOUSAND
11 (\$5,000)] TEN THOUSAND (\$10,000) DOLLARS, OR TO UNDERGO AN
12 IMPRISONMENT OF NOT MORE THAN [TWO (2)] FOUR (4) YEARS, OR BOTH,
13 IN THE DISCRETION OF THE COURT.

14 SECTION 1819. DESTROYING, DEFACING OR REMOVING NOTICES, ET
15 CETERA.--ANY PERSON WHO SHALL, PRIOR TO ANY PRIMARY OR ELECTION,
16 WILFULLY DEFACE, REMOVE OR DESTROY ANY NOTICE OR LIST OF
17 CANDIDATES POSTED IN ACCORDANCE WITH THE PROVISIONS OF THIS ACT,
18 OR WHO, DURING ANY PRIMARY OR ELECTION, SHALL WILFULLY DEFACE,
19 TEAR DOWN, REMOVE OR DESTROY ANY CARD OF INSTRUCTIONS, NOTICE OF
20 PENALTIES, SPECIMEN BALLOT OR DIAGRAM PRINTED OR POSTED FOR THE
21 INSTRUCTION OF ELECTORS, OR WHO SHALL, DURING ANY PRIMARY OR
22 ELECTION, WILFULLY REMOVE OR DESTROY ANY OF THE SUPPLIES OR
23 CONVENIENCES FURNISHED BY THE COUNTY BOARD OF ELECTIONS TO ANY
24 POLLING PLACE IN ORDER TO ENABLE ELECTORS TO VOTE, OR THE
25 ELECTION OFFICERS TO PERFORM THEIR DUTIES, OR WHO SHALL WILFULLY
26 HINDER THE VOTING OF OTHERS, SHALL BE GUILTY OF A MISDEMEANOR,
27 AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE
28 NOT EXCEEDING [ONE HUNDRED (\$100)] TWO HUNDRED (\$200) DOLLARS,
29 OR TO UNDERGO AN IMPRISONMENT OF NOT MORE THAN [THREE (3)] SIX
30 (6) MONTHS, OR BOTH, IN THE DISCRETION OF THE COURT.

1 SECTION 1820. POLICE OFFICERS AT POLLING PLACES.--ANY POLICE
2 OFFICER IN COMMISSION, WHETHER IN UNIFORM OR IN CITIZEN'S
3 CLOTHES, WHO SHALL BE WITHIN ONE HUNDRED (100) FEET OF A POLLING
4 PLACE DURING THE CONDUCT OF ANY PRIMARY OR ELECTION, EXCEPT IN
5 THE EXERCISE OF HIS PRIVILEGE OF VOTING OR FOR THE PURPOSE OF
6 SERVING WARRANTS, OR IN ACCORDANCE WITH THE PROVISIONS OF THE
7 EXCEPTION SET FORTH IN SECTION 1207 OF THIS ACT WHERE THE POLICE
8 STATION OR HEADQUARTERS IS LOCATED IN THE SAME BUILDING OR ON
9 THE PREMISES WHERE THE POLLING PLACE IS LOCATED OR UNLESS CALLED
10 UPON TO PRESERVE THE PEACE, AS PROVIDED BY THIS ACT, SHALL BE
11 GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE
12 SENTENCED TO PAY A FINE NOT EXCEEDING [FIVE HUNDRED (\$500)] ONE
13 THOUSAND (\$1,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT
14 MORE THAN [ONE (1) YEAR] TWO (2) YEARS, OR BOTH, IN THE
15 DISCRETION OF THE COURT.

16 SECTION 1821. PEACE OFFICER; FAILURE TO QUELL DISTURBANCES
17 AT POLLS; HINDERING OR DELAYING ELECTION OFFICERS AND OTHERS.--
18 ANY MAYOR, CHIEF BURGESS, SHERIFF, DEPUTY SHERIFF, CONSTABLE,
19 DEPUTY CONSTABLE, POLICE OFFICER OR OTHER PEACE OFFICER WHO
20 SHALL NEGLECT OR REFUSE TO CLEAR AN AVENUE TO THE DOOR OF ANY
21 POLLING PLACE WHICH IS OBSTRUCTED IN SUCH A WAY AS TO PREVENT
22 ELECTORS FROM APPROACHING, OR WHO SHALL NEGLECT OR REFUSE TO
23 MAINTAIN ORDER AND QUELL ANY DISTURBANCE IF SUCH ARISES AT ANY
24 POLLING PLACE UPON THE DAY OF ANY PRIMARY OR ELECTION, WHEN
25 CALLED UPON SO TO DO BY ANY ELECTION OFFICER OR ANY THREE
26 QUALIFIED ELECTORS OF THE ELECTION DISTRICT, OR WHO SHALL
27 WILFULLY HINDER OR DELAY, OR ATTEMPT TO HINDER OR DELAY, ANY
28 JUDGE, INSPECTOR OR CLERK OF ELECTION, MACHINE INSPECTOR OR
29 OVERSEER IN THE PERFORMANCE OF ANY DUTY UNDER THIS ACT, SHALL BE
30 GUILTY OF A MISDEMEANOR IN OFFICE, AND, UPON CONVICTION THEREOF,

1 SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [ONE THOUSAND
2 (\$1,000)] TWO THOUSAND (\$2,000) DOLLARS, OR TO UNDERGO AN
3 IMPRISONMENT OF NOT MORE THAN [ONE (1) YEAR] TWO (2) YEARS, OR
4 BOTH, IN THE DISCRETION OF THE COURT.

5 SECTION 1823. ELECTION OFFICERS PERMITTING UNREGISTERED
6 ELECTORS TO VOTE; CHALLENGES; REFUSING TO PERMIT QUALIFIED
7 ELECTORS TO VOTE.--ANY JUDGE OR INSPECTOR OF ELECTION WHO
8 PERMITS ANY PERSON TO VOTE AT ANY PRIMARY OR ELECTION WHO IS NOT
9 REGISTERED IN ACCORDANCE WITH LAW, EXCEPT A PERSON IN ACTUAL
10 MILITARY SERVICE OR A PERSON AS TO WHOM A COURT OF COMPETENT
11 JURISDICTION HAS ORDERED THAT HE SHALL BE PERMITTED TO VOTE, OR
12 WHO PERMITS ANY REGISTERED ELECTOR TO VOTE KNOWING THAT SUCH
13 REGISTERED ELECTOR IS NOT QUALIFIED TO VOTE, WHETHER OR NOT SUCH
14 PERSON HAS BEEN CHALLENGED, OR WHO PERMITS ANY PERSON WHO HAS
15 BEEN LAWFULLY CHALLENGED TO VOTE AT ANY PRIMARY OR ELECTION
16 WITHOUT REQUIRING THE PROOF OF THE RIGHT OF SUCH PERSON TO VOTE
17 WHICH IS REQUIRED BY LAW, OR WHO REFUSES TO PERMIT ANY DULY
18 REGISTERED AND QUALIFIED ELECTOR TO VOTE AT ANY PRIMARY OR
19 ELECTION, WITH THE KNOWLEDGE THAT SUCH ELECTOR IS ENTITLED TO
20 VOTE, SHALL BE GUILTY OF A FELONY OF THE THIRD DEGREE, AND, UPON
21 CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT
22 EXCEEDING [FIFTEEN THOUSAND (\$15,000)] THIRTY THOUSAND (\$30,000)
23 DOLLARS, AND TO UNDERGO AN IMPRISONMENT OF NOT MORE THAN [SEVEN
24 (7)] FOURTEEN (14) YEARS, OR BOTH.

25 SECTION 1824. ELECTION OFFICERS REFUSING TO PERMIT ELECTOR
26 TO VOTE IN PROPER PARTY AT PRIMARIES.--ANY JUDGE, INSPECTOR OR
27 CLERK OF ELECTION WHO REFUSES TO PERMIT AN ELECTOR AT ANY
28 PRIMARY AT WHICH BALLOTS ARE USED TO RECEIVE THE BALLOT OF THE
29 PARTY WITH WHICH HE IS ENROLLED, OR WHO GIVES TO ANY SUCH
30 ELECTOR THE BALLOT OF ANY PARTY IN WHICH HE IS NOT ENROLLED, OR

1 ANY JUDGE, OR INSPECTOR OF ELECTION, OR MACHINE INSPECTOR WHO,
2 AT ANY PRIMARY AT WHICH VOTING MACHINES ARE USED, ADJUSTS ANY
3 VOTING MACHINE ABOUT TO BE USED BY AN ELECTOR SO AS NOT TO
4 PERMIT HIM TO VOTE FOR THE CANDIDATES OF THE PARTY IN WHICH HE
5 IS ENROLLED, OR SO AS TO PERMIT HIM TO VOTE FOR THE CANDIDATES
6 OF ANY PARTY IN WHICH HE IS NOT ENROLLED, SHALL BE GUILTY OF A
7 MISDEMEANOR OF THE FIRST DEGREE, AND, UPON CONVICTION THEREOF,
8 SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [~~TEN THOUSAND~~
9 ~~(\$10,000)~~] TWENTY THOUSAND (\$20,000) DOLLARS, OR TO UNDERGO AN
10 IMPRISONMENT OF NOT MORE THAN [~~FIVE (5)~~] TEN (10) YEARS, OR
11 BOTH, IN THE DISCRETION OF THE COURT.

12 SECTION 1825. FRAUDS BY ELECTION OFFICERS.--ANY JUDGE,
13 INSPECTOR OR CLERK OF ELECTION OR MACHINE INSPECTOR WHO SHALL BE
14 GUILTY OF ANY WILFUL FRAUD IN THE CONDUCT OF HIS DUTIES AT A
15 PRIMARY OR ELECTION, AND ANY PERSON WHO SHALL MAKE A FALSE
16 RETURN OF THE VOTES CAST AT ANY PRIMARY OR ELECTION, OR WHO
17 SHALL DEPOSIT FRAUDULENT BALLOTS IN THE BALLOT BOX OR CERTIFY AS
18 CORRECT A RETURN OF BALLOTS IN THE BALLOT BOX WHICH HE KNOWS TO
19 BE FRAUDULENT, OR WHO SHALL REGISTER FRAUDULENT VOTES UPON ANY
20 VOTING MACHINE OR CERTIFY AS CORRECT A RETURN OF VOTES CAST UPON
21 ANY VOTING MACHINE WHICH HE KNOWS TO BE FRAUDULENTLY REGISTERED
22 THEREON, OR WHO SHALL MAKE ANY FALSE ENTRIES IN THE DISTRICT
23 REGISTER, OR WHO SHALL FAIL TO INSERT IN THE VOTING CHECK LIST
24 THE VOTER'S CERTIFICATE OF ANY ELECTOR ACTUALLY VOTING AT ANY
25 PRIMARY OR ELECTION, OR WHO SHALL FAIL TO RECORD VOTING
26 INFORMATION AS REQUIRED HEREIN, OR WHO SHALL FAIL TO INSERT IN
27 THE NUMBERED LISTS OF VOTERS THE NAME OF ANY PERSON ACTUALLY
28 VOTING, OR WHO SHALL WILFULLY DESTROY OR ALTER ANY BALLOT,
29 VOTER'S CERTIFICATE, OR REGISTRATION CARD CONTAINED IN ANY
30 DISTRICT REGISTER, OR WHO SHALL WILFULLY TAMPER WITH ANY VOTING

1 MACHINE, OR WHO SHALL PREPARE OR INSERT IN THE VOTING CHECK LIST
2 ANY FALSE VOTER'S CERTIFICATES NOT PREPARED BY OR FOR AN ELECTOR
3 ACTUALLY VOTING AT SUCH PRIMARY OR ELECTION, FOR THE PURPOSE OF
4 CONCEALING THE DESTRUCTION OR REMOVAL OF ANY VOTER'S
5 CERTIFICATE, OR FOR THE PURPOSE OF CONCEALING THE DEPOSIT OF
6 FRAUDULENT BALLOTS IN THE BALLOT BOX, OR THE REGISTERING OF
7 FRAUDULENT VOTES UPON ANY VOTING MACHINE OR OF AIDING IN THE
8 PERPETRATION OF ANY SUCH FRAUD, OR WHO SHALL FAIL TO RETURN TO
9 THE COUNTY BOARD OF ELECTION FOLLOWING ANY PRIMARY OR ELECTION
10 ANY KEYS OF A VOTING MACHINE, BALLOT BOX, GENERAL OR DUPLICATE
11 RETURN SHEET, TALLY PAPER, OATHS OF ELECTION OFFICERS,
12 AFFIDAVITS OF ELECTORS AND OTHERS, RECORD OF ASSISTED VOTERS,
13 NUMBERED LIST OF VOTERS, DISTRICT REGISTER, VOTING CHECK LIST,
14 UNUSED, SPOILED AND CANCELLED BALLOTS, BALLOTS DEPOSITED,
15 WRITTEN OR AFFIXED IN OR UPON A VOTING MACHINE, OR ANY
16 CERTIFICATE, OR ANY OTHER PAPER OR RECORD REQUIRED TO BE
17 RETURNED UNDER THE PROVISIONS OF THIS ACT; OR WHO SHALL CONSPIRE
18 WITH OTHERS TO COMMIT ANY OF THE OFFENSES HEREIN MENTIONED, OR
19 IN ANY MANNER TO PREVENT A FREE AND FAIR PRIMARY OR ELECTION,
20 SHALL BE GUILTY OF A FELONY OF THE THIRD DEGREE, AND, UPON
21 CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT
22 EXCEEDING [FIFTEEN THOUSAND (\$15,000)] THIRTY THOUSAND (\$30,000)
23 DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT MORE THAN [SEVEN
24 (7)] FOURTEEN (14) YEARS, OR BOTH, IN THE DISCRETION OF THE
25 COURT.

26 SECTION 1827. INTERFERENCE WITH PRIMARIES AND ELECTIONS;
27 FRAUDS; CONSPIRACY.--IF ANY PERSON SHALL PREVENT OR ATTEMPT TO
28 PREVENT ANY ELECTION OFFICERS FROM HOLDING ANY PRIMARY OR
29 ELECTION, UNDER THE PROVISIONS OF THIS ACT, OR SHALL USE OR
30 THREATEN ANY VIOLENCE TO ANY SUCH OFFICER; OR SHALL INTERRUPT OR

1 IMPROPERLY INTERFERE WITH HIM IN THE EXECUTION OF HIS DUTY; OR
2 SHALL BLOCK UP OR ATTEMPT TO BLOCK UP THE AVENUE TO THE DOOR OF
3 ANY POLLING PLACE; OR SHALL USE OR PRACTICE ANY INTIMIDATION,
4 THREATS, FORCE OR VIOLENCE WITH DESIGN TO INFLUENCE UNDULY OR
5 OVERAWE ANY ELECTOR, OR TO PREVENT HIM FROM VOTING OR RESTRAIN
6 HIS FREEDOM OF CHOICE; OR SHALL PREPARE OR PRESENT TO ANY
7 ELECTION OFFICER A FRAUDULENT VOTER'S CERTIFICATE NOT SIGNED IN
8 THE POLLING PLACE BY THE ELECTOR WHOSE CERTIFICATE IT PURPORTS
9 TO BE; OR SHALL DEPOSIT FRAUDULENT BALLOTS IN THE BALLOT BOX; OR
10 SHALL REGISTER FRAUDULENT VOTES UPON ANY VOTING MACHINE; OR
11 SHALL TAMPER WITH ANY DISTRICT REGISTER, VOTING CHECK LIST,
12 NUMBERED LISTS OF VOTERS, BALLOT BOX OR VOTING MACHINE; OR SHALL
13 CONSPIRE WITH OTHERS TO COMMIT ANY OF THE OFFENSES HEREIN
14 MENTIONED, OR IN ANY MANNER TO PREVENT A FREE AND FAIR PRIMARY
15 OR ELECTION, HE SHALL BE GUILTY OF A FELONY OF THE THIRD DEGREE,
16 AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE
17 NOT EXCEEDING [FIFTEEN THOUSAND (\$15,000)] TWENTY THOUSAND
18 (\$20,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT MORE
19 THAN [SEVEN (7)] FOURTEEN (14) YEARS, OR BOTH, IN THE DISCRETION
20 OF THE COURT.

21 SECTION 1828. PERSONS INTERFERING IN OTHER DISTRICTS.--ANY
22 PERSON WHO SHALL ON THE DAY OF ANY PRIMARY OR ELECTION VISIT ANY
23 POLLING PLACE AT WHICH HE IS NOT ENTITLED TO VOTE AND AT WHICH
24 HE IS NOT ENTITLED TO BE PRESENT UNDER ANY PROVISION OF THIS
25 ACT, AND SHALL USE ANY INTIMIDATION OR VIOLENCE FOR THE PURPOSE
26 OF PREVENTING ANY ELECTION OFFICER FROM PERFORMING THE DUTIES
27 REQUIRED OF HIM BY THIS ACT, OR FOR THE PURPOSE OF PREVENTING
28 ANY QUALIFIED ELECTOR FROM EXERCISING HIS RIGHT TO VOTE OR FROM
29 EXERCISING HIS RIGHT TO CHALLENGE ANY PERSON OFFERING TO VOTE,
30 OR FOR THE PURPOSE OF INFLUENCING THE VOTE OF ANY ELECTOR, HE

1 SHALL BE GUILTY OF A FELONY OF THE THIRD DEGREE, AND, UPON
2 CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT
3 EXCEEDING [FIFTEEN THOUSAND (\$15,000)] THIRTY THOUSAND (\$30,000)
4 DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT MORE THAN [SEVEN
5 (7)] FOURTEEN (14) YEARS, OR BOTH, IN THE DISCRETION OF THE
6 COURT.

7 SECTION 1829. ASSAULT AND BATTERY AT POLLS.--ANY PERSON WHO
8 SHALL UNLAWFULLY STRIKE, WOUND OR COMMIT AN ASSAULT AND BATTERY
9 UPON THE PERSON OF ANY ELECTOR AT OR NEAR THE POLLING PLACE
10 DURING THE TIME OF ANY PRIMARY OR ELECTION SHALL BE GUILTY OF A
11 MISDEMEANOR OF THE FIRST DEGREE, AND, UPON CONVICTION THEREOF,
12 SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [TEN THOUSAND
13 (\$10,000)] TWENTY THOUSAND (\$20,000) DOLLARS, OR TO UNDERGO AN
14 IMPRISONMENT OF NOT MORE THAN [FIVE (5)] TEN (10) YEARS, OR
15 BOTH, IN THE DISCRETION OF THE COURT.

16 SECTION 1830. UNLAWFUL ASSISTANCE IN VOTING.--ANY ELECTOR AT
17 ANY PRIMARY OR ELECTION WHO SHALL ALLOW HIS BALLOT OR THE FACE
18 OF THE VOTING MACHINE VOTED BY HIM TO BE SEEN BY ANY PERSON WITH
19 THE APPARENT INTENTION OF LETTING IT BE KNOWN HOW HE IS ABOUT TO
20 VOTE; OR IN DISTRICTS IN WHICH BALLOTS ARE USED, SHALL CAST OR
21 ATTEMPT TO CAST ANY OTHER THAN THE OFFICIAL BALLOT WHICH HAS
22 BEEN GIVEN TO HIM BY THE PROPER ELECTION OFFICER; OR WHO,
23 WITHOUT HAVING MADE THE DECLARATION UNDER OATH OR AFFIRMATION
24 REQUIRED BY SECTION 1218 OF THIS ACT, OR WHEN THE DISABILITY
25 WHICH HE DECLARED BEFORE ANY REGISTRATION COMMISSION NO LONGER
26 EXISTS, SHALL PERMIT ANOTHER TO ACCOMPANY HIM INTO THE VOTING
27 COMPARTMENT OR VOTING MACHINE BOOTH, OR TO MARK HIS BALLOT OR
28 PREPARE THE VOTING MACHINE FOR VOTING BY HIM; OR WHO SHALL MARK
29 HIS BALLOT OR PREPARE THE VOTING MACHINE FOR VOTING WHILE
30 ANOTHER IS UNLAWFULLY PRESENT IN THE VOTING MACHINE COMPARTMENT

1 OR VOTING MACHINE BOOTH WITH HIM; OR WHO SHALL STATE FALSELY TO
2 ANY ELECTION OFFICER THAT BECAUSE OF ILLITERACY HE IS UNABLE TO
3 READ THE NAMES ON THE BALLOT OR BALLOT LABELS OR THAT BY REASON
4 OF PHYSICAL DISABILITY HE CANNOT SEE OR MARK THE BALLOT OR ENTER
5 THE VOTING COMPARTMENT WITHOUT ASSISTANCE OR THAT HE CANNOT SEE
6 OR OPERATE THE VOTING MACHINE OR ENTER THE VOTING MACHINE BOOTH
7 WITHOUT ASSISTANCE; OR WHO SHALL STATE, AS HIS REASON FOR
8 REQUIRING ASSISTANCE, A DISABILITY FROM WHICH HE DOES NOT
9 SUFFER; OR ANY PERSON WHO SHALL GO INTO THE VOTING COMPARTMENT
10 OR VOTING MACHINE BOOTH WITH ANOTHER WHILE VOTING OR BE PRESENT
11 THEREIN WHILE ANOTHER IS VOTING, OR MARK THE BALLOT OF ANOTHER
12 OR PREPARE THE VOTING MACHINE FOR VOTING WITH ANOTHER, EXCEPT IN
13 STRICT ACCORDANCE WITH THE PROVISIONS OF THIS ACT; OR ANY PERSON
14 WHO SHALL INTERFERE WITH ANY ELECTOR WHEN INSIDE THE ENCLOSED
15 SPACE OR WHEN MARKING HIS BALLOT, OR PREPARING THE VOTING
16 MACHINE FOR VOTING, OR WHO SHALL ENDEAVOR TO INDUCE ANY ELECTOR
17 BEFORE DEPOSITING HIS BALLOT TO SHOW HOW HE MARKS OR HAS MARKED
18 HIS BALLOT; OR ANY PERSON GIVING ASSISTANCE WHO SHALL ATTEMPT TO
19 INFLUENCE THE VOTE OF THE ELECTOR WHOM HE IS ASSISTING OR WHO
20 SHALL MARK A BALLOT OR PREPARE A VOTING MACHINE FOR VOTING IN
21 ANY OTHER WAY THAN THAT REQUESTED BY THE VOTER WHOM HE IS
22 ASSISTING, OR WHO SHALL DISCLOSE TO ANYONE THE CONTENTS OF ANY
23 BALLOT WHICH HAS BEEN MARKED OR ANY VOTING MACHINE WHICH HAS
24 BEEN PREPARED FOR VOTING WITH HIS ASSISTANCE, EXCEPT WHEN
25 REQUIRED TO DO SO IN ANY LEGAL PROCEEDING, SHALL BE GUILTY OF A
26 MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO
27 PAY A FINE NOT EXCEEDING [ONE THOUSAND (\$1,000)] TWO THOUSAND
28 (\$2,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT MORE THAN
29 [ONE (1) YEAR] TWO (2) YEARS, OR BOTH, IN THE DISCRETION OF THE
30 COURT.

1 SECTION 1831. ELECTION OFFICERS PERMITTING UNLAWFUL
2 ASSISTANCE.--ANY ELECTION OFFICER WHO SHALL PERMIT A VOTER TO BE
3 ACCOMPANIED BY ANOTHER INTO THE VOTING COMPARTMENT OR VOTING
4 MACHINE BOOTH WHEN THE REGISTRATION CARD OF SUCH PERSON CONTAINS
5 NO DECLARATION THAT SUCH PERSON REQUIRES ASSISTANCE, OR WHEN
6 SUCH PERSON HAS NOT MADE, UNDER OATH OR AFFIRMATION, THE
7 STATEMENT REQUIRED BY SECTION 1218 OF THIS ACT, OR WHEN SUCH
8 ELECTION OFFICER KNOWS THAT THE DISABILITY WHICH THE ELECTOR
9 DECLARED BEFORE ANY REGISTRATION COMMISSION NO LONGER EXISTS, OR
10 WHO SHALL PERMIT ANY PERSON TO ACCOMPANY AN ELECTOR INTO THE
11 VOTING COMPARTMENT OR VOTING MACHINE BOOTH, EXCEPT AS PROVIDED
12 BY THIS ACT, SHALL BE GUILTY OF A MISDEMEANOR, AND, UPON
13 CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT
14 EXCEEDING [ONE THOUSAND (\$1,000)] TWO THOUSAND (\$2,000) DOLLARS,
15 OR TO UNDERGO AN IMPRISONMENT OF NOT MORE THAN [ONE (1) YEAR]
16 TWO (2) YEARS, OR BOTH, IN THE DISCRETION OF THE COURT.

17 SECTION 1832. FAILURE TO KEEP AND RETURN RECORD OF ASSISTED
18 VOTERS.--ANY JUDGE OF ELECTION WHO SHALL FAIL TO RECORD, AS
19 REQUIRED BY SECTION 1218 (C) OF THIS ACT, THE NAME OF EACH
20 ELECTOR WHO RECEIVED ASSISTANCE OR WHO IS ACCOMPANIED BY ANOTHER
21 INTO THE VOTING COMPARTMENT OR VOTING MACHINE BOOTH; OR WHO
22 SHALL INSERT IN THE RECORD OF ASSISTED VOTERS THE NAME OF ANY
23 ELECTOR WHO DOES NOT RECEIVE ASSISTANCE OR IS NOT ACCOMPANIED BY
24 ANOTHER INTO THE VOTING COMPARTMENT OR VOTING MACHINE BOOTH; OR
25 WHO SHALL FAIL TO RECORD THE EXACT DISABILITY OF ANY ASSISTED
26 ELECTOR WHICH MAKES THE ASSISTANCE NECESSARY, OR SHALL RECORD IN
27 RESPECT OF ANY ASSISTED ELECTOR A DISABILITY, OTHER THAN THAT
28 STATED BY THE ELECTOR; OR WHO SHALL FAIL TO RECORD THE NAME OF
29 EACH PERSON RENDERING ASSISTANCE TO AN ELECTOR AS PRESCRIBED BY
30 THIS ACT; OR WHO SHALL KNOWINGLY RECORD AS THE NAME OF SUCH

1 PERSON GIVING ASSISTANCE A NAME WHICH IS NOT THE NAME OF SUCH
2 PERSON; OR WHO SHALL FAIL OR NEGLECT TO RETURN THE RECORD OF
3 ASSISTED VOTERS TO THE COUNTY BOARD OF ELECTIONS AS REQUIRED BY
4 THIS ACT, SHALL BE GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION
5 THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [~~ONE~~
6 ~~THOUSAND (\$1,000)~~] TWO THOUSAND (\$2,000) DOLLARS, OR TO UNDERGO
7 AN IMPRISONMENT OF NOT LESS THAN [~~TWO (2)~~] FOUR (4) MONTHS NOR
8 MORE THAN [~~TWO (2)~~] FOUR (4) YEARS, OR BOTH, IN THE DISCRETION
9 OF THE COURT.

10 SECTION 1833. UNLAWFUL VOTING.--ANY PERSON WHO VOTES OR
11 ATTEMPTS TO VOTE AT ANY PRIMARY OR ELECTION, KNOWING THAT HE
12 DOES NOT POSSESS ALL THE QUALIFICATIONS OF AN ELECTOR AT SUCH
13 PRIMARY OR ELECTION, AS SET FORTH IN THIS ACT, SHALL BE GUILTY
14 OF A MISDEMEANOR OF THE FIRST DEGREE, AND, UPON CONVICTION
15 THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [~~TEN~~
16 ~~THOUSAND (\$10,000)~~] TWENTY THOUSAND (\$20,000) DOLLARS, OR TO
17 UNDERGO AN IMPRISONMENT OF NOT MORE THAN [~~FIVE (5)~~] TEN (10)
18 YEARS, OR BOTH, IN THE DISCRETION OF THE COURT.

19 SECTION 1834. ELECTOR VOTING BALLOT OF WRONG PARTY AT
20 PRIMARY.--ANY ELECTOR WHO SHALL WILFULLY VOTE AT ANY PRIMARY THE
21 BALLOT OF A PARTY IN WHICH HE IS NOT ENROLLED, IN VIOLATION OF
22 THE PROVISIONS OF THIS ACT, SHALL BE GUILTY OF A MISDEMEANOR OF
23 THE SECOND DEGREE, AND, UPON CONVICTION THEREOF, SHALL BE
24 SENTENCED TO PAY A FINE NOT EXCEEDING [~~FIVE THOUSAND (\$5,000)~~]
25 TEN THOUSAND (\$10,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF
26 NOT MORE THAN [~~TWO (2)~~] FOUR (4) YEARS, OR BOTH, IN THE
27 DISCRETION OF THE COURT.

28 SECTION 1835. REPEAT VOTING AT ELECTIONS.--IF ANY PERSON
29 SHALL VOTE IN MORE THAN ONE ELECTION DISTRICT, OR OTHERWISE
30 FRAUDULENTLY VOTE MORE THAN ONCE AT THE SAME PRIMARY OR

1 ELECTION, OR SHALL VOTE A BALLOT OTHER THAN THE BALLOT ISSUED TO
2 HIM BY THE ELECTION OFFICERS, OR SHALL ADVISE OR PROCURE ANOTHER
3 SO TO DO, HE SHALL BE GUILTY OF A FELONY OF THE THIRD DEGREE,
4 AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO PAY A FINE
5 NOT EXCEEDING [FIFTEEN THOUSAND (\$15,000)] THIRTY THOUSAND
6 (\$30,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT MORE
7 THAN [SEVEN (7)] FOURTEEN (14) YEARS, OR BOTH, IN THE DISCRETION
8 OF THE COURT.

9 SECTION 1836. REMOVING BALLOTS.--ANY PERSON REMOVING ANY
10 BALLOT FROM ANY BOOK OF OFFICIAL BALLOTS, EXCEPT IN THE MANNER
11 PROVIDED BY THIS ACT, SHALL BE GUILTY OF A MISDEMEANOR OF THE
12 SECOND DEGREE, AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED
13 TO PAY A FINE NOT EXCEEDING [FIVE THOUSAND (\$5,000)] TEN
14 THOUSAND (\$10,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT
15 MORE THAN [TWO (2)] FOUR (4) YEARS, OR BOTH, IN THE DISCRETION
16 OF THE COURT.

17 SECTION 1837. COMMISSIONERS TO TAKE SOLDIERS' VOTES.--ANY
18 COMMISSIONER APPOINTED BY OR UNDER THE PROVISIONS OF ARTICLE
19 XIII OF THIS ACT WHO SHALL KNOWINGLY VIOLATE HIS DUTY OR
20 KNOWINGLY OMIT OR FAIL TO DO HIS DUTY THEREUNDER OR VIOLATE ANY
21 PART OF HIS OATH, SHALL BE GUILTY OF PERJURY, 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 1838. FRAUDULENT VOTING BY SOLDIERS.--ANY PERSON WHO
27 SHALL VOTE OR ATTEMPT TO VOTE AT ANY ELECTION BY ELECTORS IN
28 MILITARY SERVICE UNDER THE PROVISIONS OF ARTICLE XIII OF THIS
29 ACT, NOT BEING QUALIFIED TO VOTE AT SUCH ELECTION, SHALL BE
30 GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE

1 SENTENCED TO PAY A FINE NOT EXCEEDING [ONE THOUSAND (\$1,000)]
2 TWO THOUSAND (\$2,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF
3 NOT MORE THAN [ONE (1) YEAR] TWO (2) YEARS, OR BOTH, IN THE
4 DISCRETION OF THE COURT.

5 SECTION 1839. BRIBERY AT ELECTIONS.--ANY PERSON WHO SHALL,
6 DIRECTLY OR INDIRECTLY, GIVE OR PROMISE OR OFFER TO GIVE ANY
7 GIFT OR REWARD IN MONEY, GOODS OR OTHER VALUABLE THING TO ANY
8 PERSON, WITH INTENT TO INDUCE HIM TO VOTE OR REFRAIN FROM VOTING
9 FOR ANY PARTICULAR CANDIDATE OR CANDIDATES OR FOR OR AGAINST ANY
10 CONSTITUTIONAL AMENDMENT OR OTHER QUESTION AT ANY PRIMARY OR
11 ELECTION; OR WHO SHALL, DIRECTLY OR INDIRECTLY, PROCURE FOR OR
12 OFFER OR PROMISE TO PROCURE FOR SUCH PERSON ANY SUCH GIFT OR
13 REWARD WITH THE INTENT AFORESAID; OR, WHO WITH THE INTENT TO
14 INFLUENCE OR INTIMIDATE SUCH PERSON TO GIVE HIS VOTE OR TO
15 REFRAIN FROM GIVING HIS VOTE FOR ANY PARTICULAR CANDIDATE OR
16 CANDIDATES OR FOR OR AGAINST ANY CONSTITUTIONAL AMENDMENT OR
17 OTHER QUESTION AT ANY PRIMARY OR ELECTION, SHALL GIVE TO OR
18 OBTAIN FOR OR ASSIST IN OBTAINING FOR OR OFFER OR PROMISE TO
19 GIVE TO OR OBTAIN FOR OR ASSIST IN OBTAINING FOR SUCH PERSON ANY
20 OFFICE, PLACE, APPOINTMENT OR EMPLOYMENT, PUBLIC OR PRIVATE, OR
21 THREATEN SUCH PERSON WITH DISMISSAL OR DISCHARGE FROM ANY
22 OFFICE, PLACE, APPOINTMENT OR EMPLOYMENT, PUBLIC OR PRIVATE,
23 THEN HELD BY HIM, SHALL BE GUILTY OF A FELONY OF THE THIRD
24 DEGREE, AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED TO PAY
25 A FINE NOT EXCEEDING [FIFTEEN THOUSAND (\$15,000)] THIRTY
26 THOUSAND (\$30,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT
27 MORE THAN [SEVEN (7)] FOURTEEN (14) YEARS, OR BOTH, IN THE
28 DISCRETION OF THE COURT.

29 SECTION 1840. RECEIPTS AND DISBURSEMENTS OF PRIMARY AND
30 ELECTION EXPENSES BY PERSONS OTHER THAN CANDIDATES AND

1 TREASURERS.--ANY MEMBER OF A POLITICAL COMMITTEE WHO SHALL
2 RECEIVE OR DISBURSE ANY MONEY OR INCUR ANY LIABILITY FOR PRIMARY
3 OR ELECTION EXPENSES, EXCEPT THROUGH THE TREASURER OF SUCH
4 POLITICAL COMMITTEE, AND ANY PERSON NOT A CANDIDATE OR MEMBER OF
5 A POLITICAL COMMITTEE WHO SHALL RECEIVE OR DISBURSE ANY MONEY OR
6 INCUR ANY LIABILITY FOR PRIMARY OR ELECTION EXPENSES, SHALL BE
7 GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE
8 SENTENCED TO PAY A FINE NOT EXCEEDING [ONE THOUSAND (\$1,000)]
9 TWO THOUSAND (\$2,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF
10 NOT LESS THAN [ONE (1) MONTH] TWO (2) MONTHS NOR MORE THAN [TWO
11 (2)] FOUR (4) YEARS, OR BOTH, IN THE DISCRETION OF THE COURT.

12 SECTION 1841. RECEIPTS OF PRIMARY AND ELECTION EXPENSES BY
13 UNAUTHORIZED PERSONS.--ANY PERSON OR ANY POLITICAL COMMITTEE WHO
14 RECEIVES MONEY ON BEHALF OF ANY CANDIDATE WITHOUT BEING
15 AUTHORIZED TO DO SO UNDER THE PROVISIONS OF SECTION 1623, SHALL
16 BE GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL
17 BE SENTENCED TO PAY A FINE NOT EXCEEDING [FIVE THOUSAND DOLLARS
18 (\$5,000)] TEN THOUSAND DOLLARS (\$10,000), OR TO UNDERGO AN
19 IMPRISONMENT OF NOT LESS THAN [ONE (1) MONTH] TWO (2) MONTHS NOR
20 MORE THAN [TWO (2)] FOUR (4) YEARS, OR BOTH, IN THE DISCRETION
21 OF THE COURT.

22 SECTION 1843. CONTRIBUTIONS BY CORPORATIONS OR
23 UNINCORPORATED ASSOCIATIONS.--ANY CORPORATION OR UNINCORPORATED
24 ASSOCIATION, WHICH SHALL PAY, GIVE OR LEND OR AGREE TO PAY, GIVE
25 OR LEND ANY MONEY BELONGING TO SUCH CORPORATION OR
26 UNINCORPORATED ASSOCIATION OR IN ITS CUSTODY OR CONTROL, IN
27 VIOLATION OF THE PROVISIONS OF SECTION 1633, SHALL BE GUILTY OF
28 A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED
29 TO PAY A FINE OF NOT LESS THAN [ONE THOUSAND DOLLARS (\$1,000)]
30 TWO THOUSAND DOLLARS (\$2,000) NOR MORE THAN [TEN THOUSAND

1 DOLLARS (\$10,000)] TWENTY THOUSAND DOLLARS (\$20,000). ANY
2 DIRECTOR, OFFICER, AGENT OR EMPLOYE OF ANY CORPORATION OR
3 UNINCORPORATED ASSOCIATION WHO SHALL ON BEHALF OF SUCH
4 CORPORATION OR UNINCORPORATED ASSOCIATION PAY, GIVE OR LEND OR
5 AUTHORIZE TO BE PAID, GIVEN OR LENT ANY MONEY BELONGING TO SUCH
6 CORPORATION OR UNINCORPORATED ASSOCIATION OR IN ITS CUSTODY OR
7 CONTROL IN VIOLATION OF THE PROVISIONS OF SECTION 1633, SHALL BE
8 GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE
9 SENTENCED TO PAY A FINE NOT EXCEEDING [TEN THOUSAND DOLLARS
10 (\$10,000)] TWENTY THOUSAND DOLLARS (\$20,000), OR TO UNDERGO AN
11 IMPRISONMENT OF NOT LESS THAN [ONE (1) MONTH] TWO (2) MONTHS NOR
12 MORE THAN [TWO (2)] FOUR (4) YEARS, OR BOTH, IN THE DISCRETION
13 OF THE COURT.

14 SECTION 1845. FAILURE TO FILE EXPENSE ACCOUNT.--ANY
15 CANDIDATE OR TREASURER OF A POLITICAL COMMITTEE OR PERSON ACTING
16 AS SUCH TREASURER WHO SHALL FAIL TO FILE AN ACCOUNT OF PRIMARY
17 OR ELECTION EXPENSES, AS REQUIRED BY THIS ACT, SHALL BE GUILTY
18 OF A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE
19 SENTENCED TO PAY A FINE NOT EXCEEDING [FIVE THOUSAND DOLLARS
20 (\$5,000)] TEN THOUSAND DOLLARS (\$10,000), OR TO UNDERGO AN
21 IMPRISONMENT OF NOT LESS THAN [ONE (1) MONTH] TWO (2) MONTHS NOR
22 MORE THAN [TWO (2)] FOUR (4) YEARS, OR BOTH, IN THE DISCRETION
23 OF THE COURT.

24 SECTION 1847. PROHIBITING DURESS AND INTIMIDATION OF VOTERS
25 AND INTERFERENCE WITH THE FREE EXERCISE OF THE ELECTIVE
26 FRANCHISE.--ANY PERSON OR CORPORATION WHO, DIRECTLY OR
27 INDIRECTLY--(A) USES OR THREATENS TO USE ANY FORCE, VIOLENCE OR
28 RESTRAINT, OR INFLICTS OR THREATENS TO INFLICT ANY INJURY,
29 DAMAGE, HARM OR LOSS, OR IN ANY OTHER MANNER PRACTICES
30 INTIMIDATION OR COERCION UPON OR AGAINST ANY PERSON, IN ORDER TO

1 INDUCE OR COMPEL SUCH PERSON TO VOTE OR REFRAIN FROM VOTING AT
2 ANY ELECTION, OR TO VOTE OR REFRAIN FROM VOTING FOR OR AGAINST
3 ANY PARTICULAR PERSON, OR FOR OR AGAINST ANY QUESTION SUBMITTED
4 TO VOTERS AT SUCH ELECTION, OR TO PLACE OR CAUSE TO BE PLACED OR
5 REFRAIN FROM PLACING OR CAUSING TO BE PLACED HIS NAME UPON A
6 REGISTER OF VOTERS, OR ON ACCOUNT OF SUCH PERSON HAVING VOTED OR
7 REFRAINED FROM VOTING AT SUCH ELECTION, OR HAVING VOTED OR
8 REFRAINED FROM VOTING FOR OR AGAINST ANY PARTICULAR PERSON OR
9 PERSONS OR FOR OR AGAINST ANY QUESTION SUBMITTED TO VOTERS AT
10 SUCH ELECTION, OR HAVING REGISTERED OR REFRAINED FROM
11 REGISTERING AS A VOTER; OR (B) BY ABDUCTION, DURESS OR COERCION,
12 OR ANY FORCIBLE OR FRAUDULENT DEVICE OR CONTRIVANCE, WHATEVER,
13 IMPEDES, PREVENTS, OR OTHERWISE INTERFERES WITH THE FREE
14 EXERCISE OF THE ELECTIVE FRANCHISE BY ANY VOTER, OR COMPELS,
15 INDUCES, OR PREVAILS UPON ANY VOTER TO GIVE OR REFRAIN FROM
16 GIVING HIS VOTE FOR OR AGAINST ANY PARTICULAR PERSON AT ANY
17 ELECTION; OR (C) BEING AN EMPLOYER, PAYS HIS EMPLOYEES THE SALARY
18 OR WAGES DUE IN "PAY ENVELOPES" UPON WHICH OR IN WHICH THERE IS
19 WRITTEN OR PRINTED ANY POLITICAL MOTTO, DEVICE, STATEMENT OR
20 ARGUMENT CONTAINING THREATS, EXPRESS OR IMPLIED, INTENDED OR
21 CALCULATED TO INFLUENCE THE POLITICAL OPINIONS OR ACTIONS OF
22 SUCH EMPLOYEES, OR WITHIN NINETY DAYS OF ANY ELECTION OR PRIMARY
23 PUTS OR OTHERWISE EXHIBITS IN THE ESTABLISHMENT OR PLACE WHERE
24 HIS EMPLOYEES ARE ENGAGED IN LABOR, ANY HANDBILL OR PLACARD
25 CONTAINING ANY THREAT, NOTICE, OR INFORMATION THAT IF ANY
26 PARTICULAR TICKET OR CANDIDATE IS ELECTED OR DEFEATED WORK IN
27 HIS PLACE OR ESTABLISHMENT WILL CEASE, IN WHOLE OR IN PART, HIS
28 ESTABLISHMENT BE CLOSED UP, OR THE WAGES OF HIS EMPLOYEES
29 REDUCED, OR OTHER THREATS, EXPRESS OR IMPLIED, INTENDED OR
30 CALCULATED TO INFLUENCE THE POLITICAL OPINIONS OR ACTIONS OF HIS

1 EMPLOYES, SHALL BE GUILTY OF A MISDEMEANOR OF THE SECOND DEGREE.
2 ANY PERSON OR CORPORATION, CONVICTED OF A VIOLATION OF ANY OF
3 THE PROVISIONS OF THIS SECTION, SHALL BE SENTENCED TO PAY A FINE
4 NOT EXCEEDING [FIVE THOUSAND (\$5,000)] TEN THOUSAND (\$10,000)
5 DOLLARS, OR SUCH PERSON OR THE OFFICERS, DIRECTORS OR AGENTS OF
6 SUCH CORPORATION RESPONSIBLE FOR THE VIOLATION OF THIS SECTION,
7 SHALL BE SENTENCED TO UNDERGO AN IMPRISONMENT OF NOT MORE THAN
8 [TWO (2)] FOUR (4) YEARS, OR BOTH, IN THE DISCRETION OF THE
9 COURT.

10 SECTION 1848. FAILURE TO PERFORM DUTY.--ANY SECRETARY OF THE
11 COMMONWEALTH, MEMBER OF A COUNTY BOARD OF ELECTIONS, CHIEF
12 CLERK, EMPLOYE, OVERSEER, JUDGE OF ELECTION, INSPECTOR OF
13 ELECTION, CLERK OF ELECTION, MACHINE INSPECTOR OR CUSTODIAN OR
14 DEPUTY CUSTODIAN OF VOTING MACHINES ON WHOM A DUTY IS LAID BY
15 THIS ACT WHO SHALL WILFULLY NEGLECT OR REFUSE TO PERFORM HIS
16 DUTY, SHALL BE GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION
17 THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [ONE
18 THOUSAND (\$1,000)] TWO THOUSAND (\$2,000) DOLLARS, OR TO UNDERGO
19 AN IMPRISONMENT OF NOT MORE THAN [TWO (2)] FOUR (4) YEARS, OR
20 BOTH, IN THE DISCRETION OF THE COURT.

21 SECTION 1849. HINDERING OR DELAYING PERFORMANCE OF DUTY.--
22 ANY PERSON WHO INTENTIONALLY INTERFERES WITH, HINDERS OR DELAYS
23 OR ATTEMPTS TO INTERFERE WITH, HINDER OR DELAY ANY OTHER PERSON
24 IN THE PERFORMANCE OF ANY ACT OR DUTY AUTHORIZED OR IMPOSED BY
25 THIS ACT, SHALL BE GUILTY OF A MISDEMEANOR, AND, UPON CONVICTION
26 THEREOF, SHALL BE SENTENCED TO PAY A FINE NOT EXCEEDING [FIVE
27 HUNDRED (\$500)] ONE THOUSAND (\$1,000) DOLLARS, OR TO UNDERGO AN
28 IMPRISONMENT OF NOT MORE THAN [ONE (1) YEAR] TWO (2) YEARS, OR
29 BOTH, IN THE DISCRETION OF THE COURT.

30 SECTION 1850. VIOLATION OF ANY PROVISION OF ACT.--ANY PERSON

1 WHO SHALL VIOLATE ANY OF THE PROVISIONS OF THIS ACT, FOR WHICH A
2 PENALTY IS NOT HEREIN SPECIFICALLY PROVIDED, SHALL BE GUILTY OF
3 A MISDEMEANOR, AND, UPON CONVICTION THEREOF, SHALL BE SENTENCED
4 TO PAY A FINE NOT EXCEEDING [ONE THOUSAND (\$1,000)] TWO THOUSAND
5 (\$2,000) DOLLARS, OR TO UNDERGO AN IMPRISONMENT OF NOT MORE THAN
6 [ONE (1) YEAR] TWO (2) YEARS, OR BOTH, IN THE DISCRETION OF THE
7 COURT.

8 SECTION 17. SECTION 1853 OF THE ACT, AMENDED MARCH 27, 2020
9 (P.L.41, NO.12), IS AMENDED TO READ:

10 SECTION 1853. VIOLATIONS OF PROVISIONS RELATING TO ABSENTEE
11 AND MAIL-IN BALLOTS.--IF ANY PERSON SHALL SIGN AN APPLICATION
12 FOR ABSENTEE BALLOT, MAIL-IN BALLOT OR DECLARATION OF ELECTOR ON
13 THE FORMS PRESCRIBED KNOWING ANY MATTER DECLARED THEREIN TO BE
14 FALSE, OR SHALL VOTE ANY BALLOT OTHER THAN ONE PROPERLY ISSUED
15 TO THE PERSON, OR VOTE OR ATTEMPT TO VOTE MORE THAN ONCE IN ANY
16 ELECTION FOR WHICH AN ABSENTEE BALLOT OR MAIL-IN BALLOT SHALL
17 HAVE BEEN ISSUED TO THE PERSON, OR SHALL DISCLOSE RESULTS OF A
18 PRE-CANVASSING MEETING UNDER SECTION 1308(G)(1.1), OR SHALL
19 VIOLATE ANY OTHER PROVISIONS OF ARTICLE XIII OR ARTICLE XIII-D
20 OF THIS ACT, THE PERSON SHALL BE GUILTY OF A MISDEMEANOR OF THE
21 THIRD DEGREE, AND, UPON CONVICTION, SHALL BE SENTENCED TO PAY A
22 FINE NOT EXCEEDING [TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500)]
23 FIVE THOUSAND DOLLARS (\$5,000), OR BE IMPRISONED FOR A TERM NOT
24 EXCEEDING [TWO (2)] FOUR (4) YEARS, OR BOTH, AT THE DISCRETION
25 OF THE COURT.

26 IF ANY CHIEF CLERK OR MEMBER OF A BOARD OF ELECTIONS, MEMBER
27 OF A RETURN BOARD OR MEMBER OF A BOARD OF REGISTRATION
28 COMMISSIONERS, SHALL NEGLECT OR REFUSE TO PERFORM ANY OF THE
29 DUTIES PRESCRIBED BY ARTICLE XIII OR ARTICLE XIII-D OF THIS ACT,
30 OR SHALL REVEAL OR DIVULGE ANY OF THE DETAILS OF ANY BALLOT CAST

1 IN ACCORDANCE WITH THE PROVISIONS OF ARTICLE XIII OR ARTICLE
2 XIII-D OF THIS ACT, OR SHALL DISCLOSE RESULTS OF A PRE-
3 CANVASSING MEETING UNDER SECTION 1308(G)(1.1), OR SHALL COUNT AN
4 ABSENTEE BALLOT OR MAIL-IN BALLOT KNOWING THE SAME TO BE
5 CONTRARY TO ARTICLE XIII OR ARTICLE XIII-D, OR SHALL REJECT AN
6 ABSENTEE BALLOT OR MAIL-IN BALLOT WITHOUT REASON TO BELIEVE THAT
7 THE SAME IS CONTRARY TO ARTICLE XIII OR ARTICLE XIII-D, OR SHALL
8 PERMIT AN ELECTOR TO CAST THE ELECTOR'S BALLOT OTHER THAN A
9 PROVISIONAL BALLOT AT A POLLING PLACE KNOWING THAT THERE HAS
10 BEEN ISSUED TO THE ELECTOR AN ABSENTEE BALLOT OR MAIL-IN BALLOT,
11 THE [ELECTOR] INDIVIDUAL SHALL BE GUILTY OF A FELONY OF THE
12 THIRD DEGREE, AND, UPON CONVICTION, SHALL BE PUNISHED BY A FINE
13 NOT EXCEEDING [FIFTEEN THOUSAND DOLLARS (\$15,000)] THIRTY
14 THOUSAND DOLLARS (\$30,000), OR BE IMPRISONED FOR A TERM NOT
15 EXCEEDING [SEVEN (7)] FOURTEEN (14) YEARS, OR BOTH, AT THE
16 DISCRETION OF THE COURT.

17 SECTION 18. THIS ACT SHALL TAKE EFFECT IMMEDIATELY.