

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 421 Session of
2019INTRODUCED BY BOSCOLA, BROWNE, MENSCH, BARTOLOTTA, KILLION,
LAUGHLIN, SCAVELLO, STEFANO AND PHILLIPS-HILL, MARCH 25, 2019AS REPORTED FROM COMMITTEE ON STATE GOVERNMENT, HOUSE OF
REPRESENTATIVES, AS AMENDED, OCTOBER 22, 2019

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 ballots, further providing for form of~~
12 ~~official election ballot; in voting machines, further~~
13 ~~providing for requirements of voting machines and for form of~~
14 ~~ballot labels on voting machines; in electronic voting~~
15 ~~systems, further providing for requirements of electronic~~
16 ~~voting systems, for forms and for election day procedures and~~
17 ~~the process of voting; and, in preparation for and conduct of~~
18 ~~primaries and elections, further providing for instructions~~
19 ~~of voters and manner of voting in districts in which voting~~
20 ~~machines are used, for count and return of votes in districts~~
21 ~~in which ballots are used and for what ballots shall be~~
22 ~~counted, manner of counting and defective ballots.~~

23 AMENDING THE ACT OF JUNE 3, 1937 (P.L.1333, NO.320), ENTITLED <--
24 "AN ACT CONCERNING ELECTIONS, INCLUDING GENERAL, MUNICIPAL,
25 SPECIAL AND PRIMARY ELECTIONS, THE NOMINATION OF CANDIDATES,
26 PRIMARY AND ELECTION EXPENSES AND ELECTION CONTESTS; CREATING
27 AND DEFINING MEMBERSHIP OF COUNTY BOARDS OF ELECTIONS;
28 IMPOSING DUTIES UPON THE SECRETARY OF THE COMMONWEALTH,
29 COURTS, COUNTY BOARDS OF ELECTIONS, COUNTY COMMISSIONERS;
30 IMPOSING PENALTIES FOR VIOLATION OF THE ACT, AND CODIFYING,
31 REVISING AND CONSOLIDATING THE LAWS RELATING THERETO; AND
32 REPEALING CERTAIN ACTS AND PARTS OF ACTS RELATING TO

1 ELECTIONS," IN PRELIMINARY PROVISIONS, FURTHER PROVIDING FOR
2 DEFINITIONS; IN THE SECRETARY OF THE COMMONWEALTH, PROVIDING
3 FOR REQUIREMENTS FOR DISAPPROVAL OR DECERTIFICATION OF VOTING
4 APPARATUSES; IN ELECTION DISTRICTS AND POLLING PLACES,
5 FURTHER PROVIDING FOR RESTRICTIONS ON ALTERATION; IN
6 NOMINATION OF CANDIDATES, FURTHER PROVIDING FOR PETITION MAY
7 CONSIST OF SEVERAL SHEETS AND AFFIDAVIT OF CIRCULATOR AND FOR
8 NOMINATIONS BY POLITICAL BODIES; IN BALLOTS, FURTHER
9 PROVIDING FOR FORM OF OFFICIAL PRIMARY BALLOT, FOR FORM OF
10 OFFICIAL ELECTION BALLOT AND FOR NUMBER OF BALLOTS TO BE
11 PRINTED AND SPECIMEN BALLOTS; IN VOTING MACHINES, FURTHER
12 PROVIDING FOR REQUIREMENTS OF VOTING MACHINES AND FOR FORM OF
13 BALLOT LABELS ON VOTING MACHINES; IN ELECTRONIC VOTING
14 SYSTEMS, FURTHER PROVIDING FOR REQUIREMENTS OF ELECTRONIC
15 VOTING SYSTEMS, FOR FORMS, FOR ELECTION DAY PROCEDURES AND
16 THE PROCESS OF VOTING AND FOR POST ELECTION PROCEDURES; IN
17 PREPARATION FOR AND CONDUCT OF PRIMARIES AND ELECTIONS,
18 FURTHER PROVIDING FOR MANNER OF APPLYING TO VOTE AND PERSONS
19 ENTITLED TO VOTE AND VOTER'S CERTIFICATES AND ENTRIES TO BE
20 MADE IN DISTRICT REGISTER AND NUMBERED LISTS OF VOTERS AND
21 CHALLENGES, FOR METHOD OF MARKING BALLOTS AND DEPOSITING SAME
22 IN DISTRICTS IN WHICH BALLOTS ARE USED, FOR INSTRUCTIONS OF
23 VOTERS AND MANNER OF VOTING IN DISTRICTS IN WHICH VOTING
24 MACHINES ARE USED, FOR COUNT AND RETURN OF VOTES IN DISTRICTS
25 IN WHICH BALLOTS ARE USED, FOR WHAT BALLOTS SHALL BE COUNTED,
26 MANNER OF COUNTING AND DEFECTIVE BALLOTS AND FOR CANVASS AND
27 RETURN OF VOTES IN DISTRICTS IN WHICH VOTING MACHINES ARE
28 USED AND PROVIDING FOR DEADLINE FOR RECEIPT OF VALID VOTER
29 REGISTRATION APPLICATION, FOR APPEALS AND FOR APPEALS TO
30 COURT OF COMMON PLEAS; IN VOTING BY QUALIFIED ABSENTEE
31 ELECTORS, FURTHER PROVIDING FOR APPLICATIONS FOR OFFICIAL
32 ABSENTEE BALLOTS, FOR DATE OF APPLICATION FOR ABSENTEE
33 BALLOT, FOR APPROVAL OF APPLICATION FOR ABSENTEE BALLOT, FOR
34 ABSENTEE ELECTORS FILES AND LISTS, FOR OFFICIAL ABSENTEE
35 VOTERS BALLOTS, FOR DELIVERING OR MAILING BALLOTS, FOR VOTING
36 BY ABSENTEE ELECTORS, FOR CANVASSING OF OFFICIAL ABSENTEE
37 BALLOTS AND FOR PUBLIC RECORDS; PROVIDING FOR VOTING BY
38 QUALIFIED MAIL-IN ELECTORS; IN RETURNS OF PRIMARIES AND
39 ELECTIONS, FURTHER PROVIDING FOR MANNER OF COMPUTING
40 IRREGULAR BALLOTS; IN PRIMARY AND ELECTION EXPENSES, FURTHER
41 PROVIDING FOR REPORTING BY CANDIDATES AND POLITICAL
42 COMMITTEES AND OTHER PERSONS; PROVIDING FOR DISSEMINATION OF
43 INFORMATION AND FOR JURISDICTION; AND MAKING RELATED REPEALS.

44 The General Assembly of the Commonwealth of Pennsylvania
45 hereby enacts as follows:

46 ~~Section 1. Sections 1003(a), 1107(b), 1110(h), 1107 A(3), <--~~
47 ~~1109 A(a) (2) and (d), 1112 A(a) (2) and (4), 1216(d) and (f),~~
48 ~~1222(a) and (b) and 1223(a) of the act of June 3, 1937~~
49 ~~(P.L.1333, No.320), known as the Pennsylvania Election Code, are~~
50 ~~amended to read:~~

51 ~~Section 1003. Form of Official Election Ballot.~~

1 ~~ink, in fountain pen or ball point pen; use the same pencil or~~
2 ~~pen for all markings you place on the ballot.~~

3 ~~Before leaving the voting compartment, fold this ballot,~~
4 ~~without displaying the markings thereon, in the same way it was~~
5 ~~folded when received, then leave the compartment and exhibit the~~
6 ~~ballot to one of the election officers who shall ascertain by an~~
7 ~~inspection of the number appearing upon the right hand corner of~~
8 ~~the back of the ballot whether the ballot so exhibited to him is~~
9 ~~the same ballot which the elector received before entering the~~
10 ~~voting compartment. If it is the same, the election officer~~
11 ~~shall direct the elector, without unfolding the ballot, to~~
12 ~~remove the perforated corner containing the number, and the~~
13 ~~elector shall immediately deposit the ballot in the ballot box.~~
14 ~~Any ballot deposited in a ballot box at any primary or election~~
15 ~~without having the said number torn off shall be void and shall~~
16 ~~not be counted.~~

17	[Party Column	Presidential Electors
18	To Vote a Straight Party Ticket	(Vote for the candidates of
19	Mark a Cross (X) or Check () in	one party for President and
20	this Column.	Vice President, or insert the
21		names of candidates.)
22		— For
23		John Stiles
24	Democratic	— and
25		Richard Doe,
26		Democratic
27		— For
28		John Doe
29	Republican	— and
30		Richard Roe,

1 Republican
2 For
3 John Smith
4 Socialist and
5 William Jones,
6 Socialist

7 Citizens}

8 Presidential Electors.

9 ~~(Vote for the candidates of one party for President and Vice~~
10 ~~President, or insert the names of candidates)~~

11 For
12 ~~John Stiles and Richard Doe..... Democratic~~

13 For
14 ~~John Doe and Richard Roe..... Republican~~

15 For
16 ~~John Smith and William Jones..... Socialist~~

17 For
18 ~~..... Citizens~~

19 United States Senator.

20 ~~(Vote for one)~~

21 Richard Roe Democratic
22 John Doe Republican

23 Richard Stiles Socialist
24 Governor.

25 ~~(Vote for one)~~

26 Richard Roe Democratic
27 John Doe Republican

28 Richard Stiles Socialist
29 Representatives in Congress,

30 District.

1 ~~(Vote for one)~~
2 ~~Richard Roe Democratic~~
3 ~~John Doe Republican~~
4 ~~Richard Stiles Socialist~~

5 ~~Senator in the General Assembly,~~
6 ~~..... District.~~

7 ~~(Vote for one)~~
8 ~~John Doe Democratic~~
9 ~~Richard Roe Republican~~

10 * * *

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

16 * * *

17 ~~{(b) It shall permit each voter, at other than primary-~~
18 ~~elections, to vote a straight political party ticket in one-~~
19 ~~operation, and, in one operation, to vote for all the candidates-~~
20 ~~of one political party for presidential electors, and, in one-~~
21 ~~operation, to vote for all the candidates of one political party-~~
22 ~~for every office to be voted for, except those offices as to-~~
23 ~~which he votes for individual candidates.}~~

24 * * *

25 ~~Section 1110. Form of Ballot Labels on Voting Machines.~~

26 * * *

27 ~~(h) The names of all candidates of a political party shall-~~
28 ~~appear in the same row or column, and except in cases of names-~~
29 ~~of presidential commitments of nominees for delegate or-~~
30 ~~alternate delegate to political party National conventions no-~~

~~1 other names shall appear in the same row or column[, to the left
2 or top of which shall be a straight party lever, by means of
3 which an elector may, in one operation, vote for all the
4 candidates of that political party for every office to be voted
5 for]. Where the names of the delegate or alternate delegate and
6 the presidential candidate he is supporting shall both appear,
7 the print size of the name of the delegate or alternate delegate
8 shall be equal to the size of the name of the particular
9 presidential candidate to whom he is committed, or in the case
10 where he is uncommitted, the word "uncommitted" shall appear in
11 the same size print. The names of such candidates shall be
12 arranged under or opposite the title of the office for which
13 they are candidates, and shall appear in the order of the votes
14 obtained by the candidate for Governor of the party nominated at
15 the last gubernatorial election, beginning with the party
16 obtaining the highest number of votes: Provided, however, That
17 in the case of parties or bodies not represented on the ballot
18 at the last gubernatorial election, the names of the candidates
19 of such parties shall be arranged alphabetically, according to
20 the party or body name. The names of all candidates of a
21 political body shall appear in the same row or column, and, if
22 the number of parties and bodies permits, each political body
23 shall be entitled exclusively to a separate row or column[, with
24 a straight party lever]. If, however, the number of political
25 parties and political bodies renders it impossible or
26 impracticable to so arrange the political bodies, in such case
27 said bodies shall not be entitled to a separate row or column
28 [and a straight party lever], but shall be listed by political
29 appellations on the first left hand or top row, with the
30 designating letter and number of the ballot label where their~~

1 candidates may be found, together with the political
2 appellations of other political bodies, whose candidates may be
3 interspersed on the same row or column. Subject to the aforesaid
4 limitations, the form and arrangement of ballot labels, as to
5 the placing thereon of political bodies, shall be within the
6 discretion of the county board.

7 * * *

8 Section 1107 A. Requirements of Electronic Voting Systems. —

9 No electronic voting system shall, upon any examination or
10 reexamination, be approved by the Secretary of the Commonwealth,
11 or by any examiner appointed by him, unless it shall be
12 established that such system, at the time of such examination or
13 reexamination:

14 * * *

15 [(3) Permits each voter, at other than primary elections, to
16 vote a straight political party ticket by one mark or act and,
17 by one mark or act, to vote for all the candidates of one
18 political party for presidential electors and, by one mark or
19 act, to vote for all the candidates of one political party for
20 every office to be voted for, and every such mark or act shall
21 be equivalent to and shall be counted as a vote for every
22 candidate of the political party so marked including its
23 candidates for presidential electors, except with respect to
24 those offices as to which the voter has registered a vote for
25 individual candidates of the same or another political party or
26 political body, in which case the automatic tabulating equipment
27 shall credit the vote for that office only for the candidate
28 individually so selected, notwithstanding the fact that the
29 voter may not have individually voted for the full number of
30 candidates for that office for which he was entitled to vote.]

1 * * *

2 Section 1109 A. Forms. (a) * * *

3 (2) The pages placed on the voting device shall be of
4 sufficient number to include, following the listing of
5 particular candidates, the names of candidates for any
6 nonpartisan offices and any measures for which a voter may be
7 qualified to vote on a given election day, provided further that
8 for municipal, general or special elections, the first ballot
9 page shall list in the order that such political parties are
10 entitled to priority on the ballot, the names of such political
11 parties [with designating arrows so as to indicate the voting
12 square or position on the ballot card where the voter may insert
13 by one mark or punch the straight party ticket of his choice].

14 * * *

15 {(d) In partisan elections the ballot cards shall include a
16 voting square or position whereby the voter may by one punch or
17 mark record a straight party ticket vote for all the candidates
18 of one party or may vote a split ticket for the candidates of
19 his choice.}

20 * * *

21 Section 1112 A. Election Day Procedures and the Process of
22 Voting. (a) In an election district which uses an electronic
23 voting system in which votes are registered electronically, the
24 following procedures will be applicable for the conduct of the
25 election at the election district:

26 * * *

27 (2) At [primary] all elections, the voter shall be able to
28 vote for each candidate individually by the means provided. [At
29 all other elections, he may vote for each candidate
30 individually, or he may vote a straight political party ticket

1 ~~in one operation by operating the straight political party~~
2 ~~mechanism of the political party or political body of his~~
3 ~~choice. He may also, after having operated the straight party~~
4 ~~mechanism and before recording his vote, cancel the vote for any~~
5 ~~candidate of such political party or political body and may~~
6 ~~thereupon vote for a candidate of another party, or political~~
7 ~~body for the same office.] The voter may also vote individually~~
8 ~~for or against a question submitted to the vote of the electors.~~

9 * * *

10 ~~(4) At any general election at which presidential electors~~
11 ~~are to be chosen, each elector shall be permitted to vote by one~~
12 ~~operation for all the presidential electors of a political party~~
13 ~~or political body. For each party or body nominating~~
14 ~~presidential electors, a ballot label shall be provided~~
15 ~~containing only the words "Presidential Electors," preceded by~~
16 ~~the names of the party or body and followed by the names of the~~
17 ~~candidates thereof for the Office of President and Vice~~
18 ~~President, and the corresponding counter or registering device~~
19 ~~shall register votes cast for said electors when thus voted for~~
20 ~~collectively. If any elector desires to vote a ticket for~~
21 ~~presidential electors made up of the names of persons nominated~~
22 ~~by different parties or bodies, or partially of names of persons~~
23 ~~so in nomination and partially of names of persons not in~~
24 ~~nomination by any party or body, he may write or deposit a paper~~
25 ~~ballot prepared by himself in the receptacle provided in or on~~
26 ~~the voting device for that purpose, or he may list their names~~
27 ~~on the write in ballot or envelope provided for that purpose.~~
28 ~~The voting device shall be so constructed that it will not be~~
29 ~~possible for any one voter to vote a straight party ticket for~~
30 ~~presidential electors and at the same time to deposit a ballot~~

1 for presidential electors in a receptacle as [hereinabove]
2 provided in this section. When the votes for presidential
3 electors are counted, the votes appearing upon the counter or
4 registering device corresponding to the ballot label containing
5 the names of the candidates for President and Vice President of
6 any party or body shall be counted as votes for each of the
7 candidates for presidential elector of such party or body, and
8 thereupon all candidates for presidential elector shall be
9 credited, in addition, with the votes cast for them upon the
10 ballots deposited in the machine, as [hereinabove] provided in
11 this section.

12 * * *

13 Section 1216. Instructions of Voters and Manner of Voting in
14 Districts in Which Voting Machines are Used. —

15 * * *

16 (d) At [primaries] all elections, he shall vote for each
17 candidate individually by operating the key, handle, pointer or
18 knob, upon or adjacent to which the name of such candidate is
19 placed. [At elections, he may vote for each candidate
20 individually by operating the key, handle, pointer or knob, upon
21 or adjacent to which the names of candidates of his choice are
22 placed, or he may vote a straight political party ticket in one
23 operation by operating the straight political party lever of the
24 political party or political body of his choice, if such machine
25 has thereon a separate lever for all the candidates of the
26 political body. He may also, after having operated the straight
27 party lever, and before recording his vote, cancel the vote for
28 any candidate of such political party or political body by
29 replacing the individual key, handle, pointer or knob of such
30 candidate, and may thereupon vote for a candidate of another

1 ~~party, or political body for the same office by operating the~~
2 ~~key, handle, pointer or knob, upon or adjacent to which the name~~
3 ~~of such candidate appears.] In the case of a question submitted~~
4 ~~to the vote of the electors, the elector shall operate the key,~~
5 ~~handle, pointer or knob corresponding to the answer which he~~
6 ~~desires to give.~~

7 * * *

8 ~~(f) At any general election at which presidential electors~~
9 ~~are to be chosen, each elector shall be permitted to vote by one~~
10 ~~operation for all the presidential electors of a political party~~
11 ~~or political body. For each party or body nominating~~
12 ~~presidential electors, a ballot label shall be provided~~
13 ~~containing only the words "Presidential Electors," preceded by~~
14 ~~the names of the party or body and followed by the names of the~~
15 ~~candidates thereof for the office of President and Vice~~
16 ~~President, and the corresponding counter or registering device~~
17 ~~shall register votes cast for said electors when thus voted for~~
18 ~~collectively. If an elector desires to vote a ticket for~~
19 ~~presidential electors made up of the names of persons nominated~~
20 ~~by different parties or bodies, or partially of names of persons~~
21 ~~so in nomination and partially of names of persons not in~~
22 ~~nomination by any party or body, or wholly of names of persons~~
23 ~~not in nomination by any party or body, he may write or deposit~~
24 ~~a paper ballot prepared by himself in the receptacle provided in~~
25 ~~or on the machine for the purpose. The machine shall be so~~
26 ~~constructed that it will not be possible for any one voter to~~
27 ~~vote a straight party ticket for presidential electors and at~~
28 ~~the same time to deposit a ballot for presidential electors in a~~
29 ~~receptacle as [hereinabove] provided in this section. When the~~
30 ~~votes for presidential electors are counted, the votes appearing~~

1 ~~upon the counter or registering device corresponding to the~~
2 ~~ballot label containing the names of the candidates for~~
3 ~~President and Vice President of any party or body shall be~~
4 ~~counted as votes for each of the candidates for presidential~~
5 ~~elector of such party or body, and thereupon all candidates for~~
6 ~~presidential elector shall be credited, in addition, with the~~
7 ~~votes cast for them upon the ballots deposited in the machine,~~
8 ~~as [hereinabove] provided in this section.~~

9 * * *

10 ~~Section 1222. Count and Return of Votes in Districts in~~
11 ~~Which Ballots are Used.—~~

12 ~~(a) As soon as all the ballots have been properly accounted~~
13 ~~for, and those outside the ballot box, as well as the "Voting~~
14 ~~Check List," numbered lists of voters and district register~~
15 ~~sealed, the election officers shall forthwith open the ballot~~
16 ~~box, and take therefrom all ballots therein, and at primaries,~~
17 ~~separate the same according to the party to which they belong.~~
18 ~~The ballots shall then be counted one by one, and a record made~~
19 ~~of the total number, and at primaries of the total number cast~~
20 ~~for each party. Then the judge, under the scrutiny of the~~
21 ~~minority inspector, or the minority inspector, under the~~
22 ~~scrutiny of the judge, in the presence of the other officers,~~
23 ~~clerks, and of the overseers, if any, and within the hearing and~~
24 ~~sight of the watchers outside the enclosed space, shall read~~
25 ~~aloud the names of the candidates marked or inserted upon each~~
26 ~~ballot (at primaries the ballots of each party being read in~~
27 ~~sequence), together with the office for which the person named~~
28 ~~is a candidate, and the answers contained on the ballots to the~~
29 ~~questions submitted, if any, and the majority inspector and~~
30 ~~clerks shall carefully enter each vote as read, and keep account~~

1 of the same in ink in triplicate tally papers (triplicate tally
2 papers for each party at primaries) to be provided by the county
3 board of elections for that purpose, all three of which shall be
4 made at the same time. [: Provided, That at all general,
5 municipal and special elections, in entering each vote received
6 by candidates at such election, it shall not be necessary to
7 enter separate tally marks for each vote received by such
8 candidates upon the ballots containing the same votes for the
9 same names, commonly known, and in this act designated as
10 "Straight Party Tickets" for such purpose straight party ticket
11 votes shall be entered carefully as each straight party ticket
12 vote is read on the triplicate tally sheets under the heading
13 "Number of votes received upon
14 the straight party tickets." Upon
15 completing the number of votes received by each straight party
16 ticket, the number so tallied for each party shall be entered
17 numerically on the extreme right hand margin of each such tally
18 paper.] All ballots, after being removed from the box, shall be
19 kept within the unobstructed view of all persons in the voting
20 room until replaced in the box. No person while handling the
21 ballots shall have in his hand any pencil, pen, stamp or other
22 means of marking or spoiling any ballot. The election officers
23 shall forthwith proceed to canvass and compute the votes cast,
24 and shall not adjourn or postpone the canvass or computation
25 until it shall have been fully completed.

26 (b) When the vote cast for the different persons named upon
27 the ballots and upon the questions, if any, appearing thereon,
28 shall have been fully recorded in the tally papers and counted,
29 the election officers shall duly certify to the number of votes
30 cast for each person (upon the respective party tickets at

1 primaries), and shall prepare in ink two (2) general returns,
2 showing, in addition to the entries made thereon as aforesaid,
3 the total number of ballots received from the county board (the
4 total of each party at primaries), the number of ballots cast
5 (the number of each party at primaries), the number of ballots
6 (of each party at primaries) declared void, and the number of
7 ballots spoiled and cancelled, and any blank ballots cast, as
8 well as the votes cast for each candidate. At elections, the
9 number of votes cast for each candidate by each political party
10 or political body of which such candidate is a nominee shall be
11 separately stated. [: Provided, That the number of votes received
12 by each set of candidates upon "straight party tickets" shall be
13 entered opposite the names of the respective candidates in a
14 column immediately adjoining upon the left which column shall be
15 of convenient width and shall be headed "number of votes
16 received upon straight party tickets."] In an immediate column
17 to the left thereto, the number of votes received by each
18 candidate upon all ballots [other than "straight party tickets"
19 including all ballots known as "split tickets"] shall be
20 entered, such column to be of convenient width and shall be
21 headed "number of votes [received other than upon straight party
22 tickets."] The number of votes received by each candidate as
23 shown in the column headed "number of votes received upon
24 straight party tickets" shall then be added, together with the
25 number of votes received by each candidate as shown in the
26 column headed "number of votes received other than upon straight
27 party tickets" and thereupon, the] received." The total number
28 of votes received by each candidate shall be entered in a column
29 on the extreme right hand side of the return sheets, which
30 column shall be of convenient width and shall be headed "total

1 ~~number of votes."~~

2 ~~Nothing in this section contained shall be construed to~~
3 ~~authorize or permit the canvassing, counting or tallying ballots~~
4 ~~with any less degree of strictness than otherwise required by~~
5 ~~law. [the intention of this section being to dispense with the~~
6 ~~individual tally marks only so far as the so called "straight~~
7 ~~party tickets" are concerned, and all other operations of~~
8 ~~tallying, counting, canvassing and announcing the votes shall~~
9 ~~proceed as near as may be in accordance with the other~~
10 ~~provisions of this act.]~~

11 * * *

12 ~~Section 1223. What Ballots Shall Be Counted; Manner of~~
13 ~~Counting; Defective Ballots. (a) No ballot which is so marked~~
14 ~~as to be capable of identification shall be counted. Any ballot~~
15 ~~that is marked in blue, black or blue black ink, in fountain pen~~
16 ~~or ball point pen, or black lead pencil or indelible pencil,~~
17 ~~shall be valid and counted: Provided, That all markings on the~~
18 ~~ballot are made by the same pen or pencil. Any ballot marked by~~
19 ~~any other mark than an (X) or check () in the spaces provided~~
20 ~~for that purpose shall be void and not counted: Provided,~~
21 ~~however, That no vote recorded thereon shall be declared void~~
22 ~~because a cross (X) or check () mark thereon is irregular in~~
23 ~~form. [Any erasure, mutilation or defective marking of the~~
24 ~~straight party column at November elections shall render the~~
25 ~~entire ballot void, unless the voter has properly indicated his~~
26 ~~choice for candidates in any office block, in which case the~~
27 ~~vote or votes for such candidates only shall be counted.] Any~~
28 ~~erasure or mutilation in the vote in any office block shall~~
29 ~~render void the vote for any candidates in said block, but shall~~
30 ~~not invalidate the votes cast on the remainder of the ballot, if~~

1 otherwise properly marked. Any ballot indicating a vote for any
2 person whose name is not printed on the ballot, by writing,
3 stamping or sticker, shall be counted as a vote for such person,
4 if placed in the proper space or spaces provided for that
5 purpose, whether or not an (X) or check () is placed after the
6 name of such person: Provided, however, That if such writing,
7 stamping or sticker is placed over the name of a candidate
8 printed on the ballot, it shall render the entire vote in said
9 office block void. If an elector shall mark his ballot for more
10 persons for any office than there are candidates to be voted for
11 for such office, or if, for any reason, it may be impossible to
12 determine his choice for any office, his ballot shall not be
13 counted for such office, but the ballot shall be counted for all
14 offices for which it is properly marked. Ballots not marked, or
15 improperly or defectively marked, so that the whole ballot is
16 void, shall be set aside and shall be preserved with the other
17 ballots.

18 * * *

19 Section 2. This act shall apply to elections held on or
20 after January 1, 2020.

21 Section 3. This act shall take effect immediately.

22 SECTION 1. SECTION 102(Z.5) (3) OF THE ACT OF JUNE 3, 1937 <--
23 (P.L.1333, NO.320), KNOWN AS THE PENNSYLVANIA ELECTION CODE, IS
24 AMENDED AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO
25 READ:

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

29 * * *

30 (Z.5) THE WORDS "PROOF OF IDENTIFICATION" SHALL MEAN:

1 * * *

2 (3) FOR A QUALIFIED ABSENTEE ELECTOR UNDER SECTION 1301 OR A
3 QUALIFIED MAIL-IN ELECTOR UNDER SECTION 1301-D:

4 (I) IN THE CASE OF AN ELECTOR WHO HAS BEEN ISSUED A CURRENT
5 AND VALID DRIVER'S LICENSE, THE ELECTOR'S DRIVER'S LICENSE
6 NUMBER;

7 (II) IN THE CASE OF AN ELECTOR WHO HAS NOT BEEN ISSUED A
8 CURRENT AND VALID DRIVER'S LICENSE, THE LAST FOUR DIGITS OF THE
9 ELECTOR'S SOCIAL SECURITY NUMBER;

10 (III) IN THE CASE OF AN ELECTOR WHO HAS A RELIGIOUS
11 OBJECTION TO BEING PHOTOGRAPHED, A COPY OF A DOCUMENT THAT
12 SATISFIES PARAGRAPH (1); OR

13 (IV) IN THE CASE OF AN ELECTOR WHO HAS NOT BEEN ISSUED A
14 CURRENT AND VALID DRIVER'S LICENSE OR SOCIAL SECURITY NUMBER, A
15 COPY OF A DOCUMENT THAT SATISFIES PARAGRAPH (2).

16 (Z.6) THE WORDS "QUALIFIED MAIL-IN ELECTOR" SHALL MEAN A
17 QUALIFIED ELECTOR WHO IS NOT A QUALIFIED ABSENTEE ELECTOR.

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

19 SECTION 207. REQUIREMENTS FOR DISAPPROVAL OR DECERTIFICATION
20 OF VOTING APPARATUSES.--(A) THE COMMONWEALTH MAY NOT DISAPPROVE
21 OR DECERTIFY A VOTING APPARATUS IN FIFTY PER CENTUM (50%) OR
22 MORE COUNTIES UNTIL THE REQUIREMENTS OF THIS SECTION HAVE BEEN
23 MET.

24 (B) IF THE COMMONWEALTH INTENDS TO MAKE A DISAPPROVAL OR
25 DECERTIFICATION UNDER SUBSECTION (A), THE DEPARTMENT OF STATE
26 MUST SUBMIT A WRITTEN PLAN TO THE PRESIDENT PRO TEMPORE OF THE
27 SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE
28 APPROPRIATIONS COMMITTEE OF THE SENATE, THE APPROPRIATIONS
29 COMMITTEE OF THE HOUSE OF REPRESENTATIVES, THE STATE GOVERNMENT
30 COMMITTEE OF THE SENATE AND THE STATE GOVERNMENT COMMITTEE OF

1 THE HOUSE OF REPRESENTATIVES AT LEAST ONE HUNDRED EIGHTY (180)
2 DAYS PRIOR TO THE EFFECTIVE DATE OF THE REPLACEMENT VOTING
3 APPARATUSES, CONTAINING ALL OF THE FOLLOWING INFORMATION:

4 (1) THE REASON FOR THE DISAPPROVAL OR DECERTIFICATION.

5 (2) THE ESTIMATED COST TO REPLACE THE DISAPPROVED OR
6 DECERTIFIED VOTING APPARATUS AND THE PLAN FOR HOW FUNDING WILL
7 BE OBTAINED TO COVER THE ESTIMATED COST.

8 (3) A PLAN FOR REPLACING THE DISAPPROVED OR DECERTIFIED
9 VOTING APPARATUS.

10 (4) THE EFFECTIVE DATE OF THE REPLACEMENT VOTING APPARATUS.

11 (C) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
12 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
13 THE CONTEXT CLEARLY INDICATES OTHERWISE:

14 "ELECTRONIC VOTING SYSTEM" SHALL HAVE THE MEANING GIVEN TO
15 THE TERM IN SECTION 1101-A.

16 "VOTING APPARATUS" SHALL MEAN A KIND OR TYPE OF ELECTRONIC
17 VOTING SYSTEM THAT RECEIVED THE APPROVAL OF THE SECRETARY OF THE
18 COMMONWEALTH UNDER SECTION 1105-A.

19 SECTION 3. SECTIONS 536(A) AND (B), 909, 951(D), 1002(A) AND
20 (B), 1003(A) AND (E), 1007, 1107(B), 1110(H), 1107-A(3), 1109-
21 A(A) (2) AND (D), 1112-A(A) (2) AND (4) AND (B) (4), 1113-A(D),
22 1210(A.4) (1) AND (5) (II), 1215(B) AND (C), 1216(D) AND (F),
23 1222, 1223(A) AND 1227(D) OF THE ACT ARE AMENDED TO READ:

24 SECTION 536. RESTRICTIONS ON ALTERATION.--(A) EXCEPT AS
25 PROVIDED IN SUBSECTION (B), THERE SHALL BE NO POWER TO
26 ESTABLISH, ABOLISH, DIVIDE, CONSOLIDATE OR ALTER IN ANY MANNER
27 AN ELECTION DISTRICT DURING THE PERIOD [JULY 15, 2009] FROM
28 DECEMBER 31, 2019, THROUGH NOVEMBER 30, [2012] 2022, OR THROUGH
29 RESOLUTION OF ALL JUDICIAL APPEALS TO THE [2012] 2022
30 CONGRESSIONAL REDISTRICTING PLAN, WHICHEVER OCCURS LATER.

1 (B) DURING THE PERIOD FROM [JULY 15, 2009] DECEMBER 31,
2 2019, THROUGH DECEMBER 31, [2010] 2020, AN ELECTION DISTRICT MAY
3 BE DIVIDED OR ELECTION DISTRICTS MAY BE COMBINED IF THE
4 FOLLOWING ARE MET:

5 (1) IN THE CASE OF THE DIVISION OF AN ELECTION DISTRICT, THE
6 BOUNDARY OF EACH RESULTING DISTRICT IS COMPOSED ENTIRELY OF
7 CLEARLY VISIBLE PHYSICAL FEATURES CONFORMING WITH THE CENSUS
8 BLOCK LINES OR PORTIONS OF THE ORIGINAL BOUNDARY OF THE ELECTION
9 DISTRICT WHICH WAS DIVIDED.

10 (2) IN THE CASE OF THE COMBINATION OF ELECTION DISTRICTS,
11 THE BOUNDARY OF EACH RESULTING DISTRICT IS COMPOSED ENTIRELY OF
12 PORTIONS OF THE ORIGINAL BOUNDARIES OF THE ELECTION DISTRICTS
13 WHICH WERE COMBINED.

14 * * *

15 SECTION 909. PETITION MAY CONSIST OF SEVERAL SHEETS;
16 [AFFIDAVIT] STATEMENT OF CIRCULATOR.--SAID NOMINATION PETITION
17 MAY BE ON ONE OR MORE SHEETS, AND DIFFERENT SHEETS MUST BE USED
18 FOR SIGNERS RESIDENT IN DIFFERENT COUNTIES. IF MORE THAN ONE
19 SHEET IS USED, THEY SHALL BE BOUND TOGETHER WHEN OFFERED FOR
20 FILING IF THEY ARE INTENDED TO CONSTITUTE ONE PETITION, AND EACH
21 SHEET SHALL BE NUMBERED CONSECUTIVELY BEGINNING WITH NUMBER ONE,
22 AT THE FOOT OF EACH PAGE. IN CASES OF PETITIONS FOR DELEGATE OR
23 ALTERNATE DELEGATE TO NATIONAL CONVENTIONS, EACH SHEET SHALL
24 CONTAIN A NOTATION INDICATING THE PRESIDENTIAL CANDIDATE TO WHOM
25 HE IS COMMITTED OR THE TERM "UNCOMMITTED." EACH SHEET SHALL HAVE
26 APPENDED THERETO THE [AFFIDAVIT] STATEMENT OF THE CIRCULATOR OF
27 EACH SHEET, SETTING FORTH, SUBJECT TO THE PENALTIES OF 18
28 PA.C.S. § 4904 (RELATING TO UNSWORN FALSIFICATION TO
29 AUTHORITIES)--(A) THAT HE OR SHE IS A QUALIFIED ELECTOR OF THE
30 COMMONWEALTH, WHO IS DULY REGISTERED AND ENROLLED AS A MEMBER OF

1 THE [DESIGNATED PARTY OF THE STATE, OR OF THE POLITICAL
2 DISTRICT, AS THE CASE MAY BE, REFERRED TO] PARTY DESIGNATED IN
3 SAID PETITION, UNLESS SAID PETITION RELATES TO THE NOMINATION OF
4 A CANDIDATE FOR A COURT OF COMMON PLEAS, FOR THE PHILADELPHIA
5 MUNICIPAL COURT OR FOR THE TRAFFIC COURT OF PHILADELPHIA OR FOR
6 JUSTICE OF THE PEACE, IN WHICH EVENT THE CIRCULATOR NEED NOT BE
7 A DULY REGISTERED AND ENROLLED MEMBER OF THE DESIGNATED PARTY;
8 (B) HIS RESIDENCE, GIVING CITY, BOROUGH OR TOWNSHIP, WITH STREET
9 AND NUMBER, IF ANY; (C) THAT THE SIGNERS THERETO SIGNED WITH
10 FULL KNOWLEDGE OF THE CONTENTS OF THE PETITION; (D) THAT THEIR
11 RESPECTIVE RESIDENCES ARE CORRECTLY STATED THEREIN; (E) THAT
12 THEY ALL RESIDE IN THE COUNTY NAMED IN THE [AFFIDAVIT]
13 STATEMENT; (F) THAT EACH SIGNED ON THE DATE SET OPPOSITE HIS
14 NAME; AND (G) THAT, TO THE BEST OF [AFFIANT'S] THE CIRCULATOR'S
15 KNOWLEDGE AND BELIEF, THE SIGNERS ARE QUALIFIED ELECTORS AND
16 DULY REGISTERED AND ENROLLED MEMBERS OF THE DESIGNATED PARTY OF
17 THE STATE, OR OF THE POLITICAL DISTRICT, AS THE CASE MAY BE.

18 SECTION 951. NOMINATIONS BY POLITICAL BODIES.--* * *

19 (D) NOMINATION PAPERS MAY BE ON ONE OR MORE SHEETS AND
20 DIFFERENT SHEETS MUST BE USED FOR SIGNERS RESIDENT IN DIFFERENT
21 COUNTIES. IF MORE THAN ONE SHEET IS USED, THEY SHALL BE BOUND
22 TOGETHER WHEN OFFERED FOR FILING IF THEY ARE INTENDED TO
23 CONSTITUTE ONE NOMINATION PAPER, AND EACH SHEET SHALL BE
24 NUMBERED CONSECUTIVELY, BEGINNING WITH NUMBER ONE (1) AT THE
25 FOOT OF EACH PAGE. EACH SHEET SHALL HAVE APPENDED THERETO THE
26 [AFFIDAVIT] STATEMENT OF SOME PERSON, NOT NECESSARILY A SIGNER,
27 AND NOT NECESSARILY THE SAME PERSON ON EACH SHEET, SETTING
28 FORTH, SUBJECT TO THE PENALTIES OF 18 PA.C.S. § 4904 (RELATING
29 TO UNSWORN FALSIFICATION TO AUTHORITIES)--[(1) THAT THE AFFIANT
30 IS A QUALIFIED ELECTOR OF THE STATE, OR OF THE ELECTORAL

1 DISTRICT, AS THE CASE MAY BE, REFERRED TO IN THE NOMINATION
2 PAPER;] (2) [HIS] THE PERSON'S RESIDENCE, GIVING CITY, BOROUGH
3 OR TOWNSHIP WITH STREET AND NUMBER, IF ANY; (3) THAT THE SIGNERS
4 SIGNED WITH FULL KNOWLEDGE OF THE CONTENTS OF THE NOMINATION
5 PAPER; (4) THAT THEIR RESPECTIVE RESIDENCES ARE CORRECTLY STATED
6 THEREIN; (5) THAT THEY ALL RESIDE IN THE COUNTY NAMED IN THE
7 [AFFIDAVIT] STATEMENT; (6) THAT EACH SIGNED ON THE DATE SET
8 OPPOSITE HIS NAME; AND (7) THAT, TO THE BEST OF [AFFIANT'S] THE
9 PERSON'S KNOWLEDGE AND BELIEF, THE SIGNERS ARE QUALIFIED
10 ELECTORS OF THE STATE, OR OF THE ELECTORAL DISTRICT, AS THE CASE
11 MAY BE.

12 * * *

13 SECTION 1002. FORM OF OFFICIAL PRIMARY BALLOT.-- (A) AT
14 PRIMARIES SEPARATE OFFICIAL BALLOTS SHALL BE PREPARED FOR EACH
15 PARTY WHICH SHALL BE IN SUBSTANTIALLY THE FOLLOWING FORM:

16 OFFICIAL..... PRIMARY BALLOT.

17 (NAME OF PARTY)

18DISTRICT,WARD, CITY OF.....,

19 COUNTY OF....., STATE OF PENNSYLVANIA

20PRIMARY ELECTION HELD ON THE.....DAY OF....., 19...

21 MAKE A CROSS (X) OR CHECK () IN THE SQUARE TO THE RIGHT OF
22 EACH CANDIDATE FOR WHOM YOU WISH TO VOTE. IF YOU DESIRE TO VOTE
23 FOR A PERSON WHOSE NAME IS NOT ON THE BALLOT, WRITE [, PRINT OR
24 PASTE] OR STAMP HIS NAME IN THE BLANK SPACE PROVIDED FOR THAT
25 PURPOSE. MARK BALLOT ONLY IN BLACK LEAD PENCIL, INDELIBLE PENCIL
26 OR BLUE, BLACK OR BLUE-BLACK INK IN FOUNTAIN PEN OR BALL POINT
27 PEN. USE THE SAME PENCIL OR PEN FOR ALL MARKINGS YOU PLACE ON
28 THE BALLOT.

29 PRESIDENT OF THE UNITED STATES.

30 (VOTE FOR ONE)

1 JOHN DOE
2 RICHARD ROE
3 JOHN STILES

4 UNITED STATES SENATOR.

5 (VOTE FOR ONE)

6 JOHN DOE
7 RICHARD ROE
8 JOHN STILES

9 GOVERNOR.

10 (VOTE FOR ONE)

11 JOHN DOE
12 RICHARD ROE
13 JOHN STILES

14 REPRESENTATIVE IN CONGRESS.....DISTRICT.

15 (VOTE FOR ONE)

16 JOHN DOE
17 RICHARD ROE
18 JOHN STILES

19 DELEGATES AT LARGE TO NATIONAL CONVENTION.

20 (VOTE FOR.....)

21 JOHN DOE

22 (COMMITTED TO JEREMIAH SMITH)

23 JOHN STILES

24 (UNCOMMITTED)

25 DELEGATE TO NATIONAL CONVENTION.....DISTRICT.

26 (VOTE FOR.....)

27 JOHN DOE

28 (COMMITTED TO JEREMIAH SMITH)

29 JOHN STILES

30 (UNCOMMITTED)

1 SENATOR IN THE GENERAL ASSEMBLY.....DISTRICT.

2 (VOTE FOR ONE)

3 JOHN DOE

4 RICHARD ROE

5 JOHN STILES

6 MEMBER OF STATE COMMITTEE.

7 (VOTE FOR ONE)

8 JOHN DOE

9 RICHARD ROE

10 JOHN STILES

11 PARTY COMMITTEEMEN.

12 (VOTE FOR.....)

13 JOHN DOE

14 RICHARD ROE

15 JOHN STILES

16 (B) ON THE BACK OF EACH BALLOT SHALL BE PRINTED IN PROMINENT
17 TYPE THE WORDS "OFFICIAL PRIMARY BALLOT OFPARTY FOR"
18 FOLLOWED BY THE DESIGNATION OF THE ELECTION DISTRICT FOR WHICH
19 IT IS PREPARED, THE DATE OF THE PRIMARY AND THE FACSIMILE
20 SIGNATURES OF THE MEMBERS OF THE COUNTY BOARD OF ELECTIONS. THE
21 NAMES OF CANDIDATES SHALL IN ALL CASES BE ARRANGED UNDER THE
22 TITLE OF THE OFFICE FOR WHICH THEY ARE CANDIDATES, AND BE
23 PRINTED THEREUNDER IN THE ORDER DETERMINED BY THE CASTING OF
24 LOTS AS PROVIDED BY THIS ACT. UNDER THE TITLE OF SUCH OFFICES
25 WHERE MORE THAN ONE CANDIDATE IS TO BE VOTED FOR, SHALL BE
26 PRINTED "VOTE FOR NOT MORE THAN" (THE BLANK SPACE TO
27 INDICATE THE NUMBER OF CANDIDATES TO BE VOTED FOR THE PARTICULAR
28 OFFICE.) AT THE RIGHT OF THE NAME OF EACH CANDIDATE THERE SHALL
29 BE A SQUARE OF SUFFICIENT SIZE FOR THE CONVENIENT INSERTION OF A
30 CROSS (X) OR CHECK () MARK. THERE SHALL BE LEFT AT THE END OF

1 THE LIST OF CANDIDATES FOR EACH OFFICE (OR UNDER THE TITLE OF
2 THE OFFICE ITSELF IN CASE THERE BE NO CANDIDATES WHO HAVE FILED
3 NOMINATION PETITIONS THEREFOR) AS MANY BLANK SPACES AS THERE ARE
4 PERSONS TO BE VOTED FOR, FOR SUCH OFFICE, IN WHICH SPACE THE
5 ELECTOR MAY INSERT, BY WRITING OR STAMPING, THE NAME OF ANY
6 PERSON WHOSE NAME IS NOT PRINTED ON THE BALLOT AS A CANDIDATE
7 FOR SUCH OFFICE. OPPOSITE OR UNDER THE NAME OF EACH CANDIDATE,
8 EXCEPT CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED
9 STATES AND CANDIDATES FOR DELEGATE OR ALTERNATE DELEGATE TO A
10 NATIONAL PARTY CONVENTION, WHO IS TO BE VOTED FOR BY THE
11 ELECTORS OF MORE THAN ONE COUNTY, SHALL BE PRINTED THE NAME OF
12 THE COUNTY IN WHICH SUCH CANDIDATE RESIDES; AND OPPOSITE OR
13 UNDER THE NAME OF EACH CANDIDATE EXCEPT CANDIDATES FOR DELEGATE
14 OR ALTERNATE DELEGATE TO A NATIONAL PARTY CONVENTION WHO IS TO
15 BE VOTED FOR BY THE ELECTORS OF AN ENTIRE COUNTY OR ANY
16 CONGRESSIONAL, SENATORIAL OR REPRESENTATIVE DISTRICT WITHIN THE
17 COUNTY, SHALL BE PRINTED THE NAME OF THE CITY, BOROUGH, TOWNSHIP
18 OR WARD, AS THE CASE MAY BE, IN WHICH SUCH CANDIDATE RESIDES.

19 * * *

20 SECTION 1003. FORM OF OFFICIAL ELECTION BALLOT.--

21 (A) THE OFFICIAL BALLOTS FOR GENERAL, MUNICIPAL AND SPECIAL
22 ELECTIONS SHALL BE IN SUBSTANTIALLY THE FOLLOWING FORM:

23 OFFICIAL BALLOT
24 DISTRICT, WARD,
25 CITY OF, COUNTY OF,
26 STATE OF PENNSYLVANIA
27 ELECTION HELD ON THE DAY OF, [19]
28 20.....

29 A CROSS (X) OR CHECK () MARK IN THE SQUARE OPPOSITE THE NAME OF
30 ANY CANDIDATE INDICATES A VOTE FOR THAT CANDIDATE.

1 [TO VOTE A STRAIGHT PARTY TICKET, MARK A CROSS (X) OR CHECK
2 () IN THE SQUARE, IN THE PARTY COLUMN, OPPOSITE THE NAME OF THE
3 PARTY OF YOUR CHOICE. TO VOTE FOR AN INDIVIDUAL CANDIDATE OF
4 ANOTHER PARTY AFTER MAKING A MARK IN THE PARTY SQUARE, MARK A
5 CROSS (X) OR CHECK () OPPOSITE HIS NAME. FOR AN OFFICE WHERE
6 MORE THAN ONE CANDIDATE IS TO BE VOTED FOR, THE VOTER, AFTER
7 MARKING IN THE PARTY SQUARE, MAY DIVIDE HIS VOTE BY MARKING A
8 CROSS (X) OR CHECK () TO THE RIGHT OF EACH CANDIDATE FOR WHOM
9 HE OR SHE DESIRES TO VOTE. FOR SUCH OFFICE VOTES SHALL NOT BE
10 COUNTED FOR CANDIDATES NOT INDIVIDUALLY MARKED.]

11 TO VOTE FOR A PERSON WHOSE NAME IS NOT ON THE BALLOT, WRITE[,
12 PRINT OR PASTE] OR STAMP HIS NAME IN THE BLANK SPACE PROVIDED
13 FOR THAT PURPOSE. A CROSS (X) OR CHECK () MARK IN THE SQUARE
14 OPPOSITE THE NAMES OF THE CANDIDATES OF ANY PARTY FOR PRESIDENT
15 AND VICE-PRESIDENT OF THE UNITED STATES INDICATES A VOTE FOR ALL
16 THE CANDIDATES OF THAT PARTY FOR PRESIDENTIAL ELECTOR. TO VOTE
17 FOR INDIVIDUAL CANDIDATES FOR PRESIDENTIAL ELECTOR, WRITE[,
18 PRINT OR PASTE] OR STAMP THEIR NAMES IN THE BLANK SPACES
19 PROVIDED FOR THAT PURPOSE UNDER THE TITLE "PRESIDENTIAL
20 ELECTORS." MARK BALLOT ONLY IN BLACK LEAD PENCIL, INDELIBLE
21 PENCIL OR BLUE, BLACK OR BLUE-BLACK INK, IN FOUNTAIN PEN OR BALL
22 POINT PEN; USE THE SAME PENCIL OR PEN FOR ALL MARKINGS YOU PLACE
23 ON THE BALLOT.

24 BEFORE LEAVING THE VOTING COMPARTMENT, FOLD THIS BALLOT,
25 WITHOUT DISPLAYING THE MARKINGS THEREON, IN THE SAME WAY IT WAS
26 FOLDED WHEN RECEIVED, THEN LEAVE THE COMPARTMENT AND EXHIBIT THE
27 BALLOT TO ONE OF THE ELECTION OFFICERS WHO SHALL ASCERTAIN BY AN
28 INSPECTION OF THE NUMBER APPEARING UPON THE RIGHT HAND CORNER OF
29 THE BACK OF THE BALLOT WHETHER THE BALLOT SO EXHIBITED TO HIM IS
30 THE SAME BALLOT WHICH THE ELECTOR RECEIVED BEFORE ENTERING THE

1 VOTING COMPARTMENT. IF IT IS THE SAME, THE ELECTION OFFICER
2 SHALL DIRECT THE ELECTOR, WITHOUT UNFOLDING THE BALLOT, TO
3 REMOVE THE PERFORATED CORNER CONTAINING THE NUMBER, AND THE
4 ELECTOR SHALL IMMEDIATELY DEPOSIT THE BALLOT IN THE BALLOT BOX.
5 ANY BALLOT DEPOSITED IN A BALLOT BOX AT ANY PRIMARY OR ELECTION
6 WITHOUT HAVING THE SAID NUMBER TORN OFF SHALL BE VOID AND SHALL
7 NOT BE COUNTED.

8 [PARTY COLUMN PRESIDENTIAL ELECTORS
9 TO VOTE A STRAIGHT PARTY TICKET (VOTE FOR THE CANDIDATES OF
10 MARK A CROSS (X) OR CHECK () IN ONE PARTY FOR PRESIDENT AND
11 THIS COLUMN. VICE-PRESIDENT, OR INSERT THE

12 NAMES OF CANDIDATES.)

13 FOR

14 JOHN STILES

15 DEMOCRATIC AND

16 RICHARD DOE,

17 DEMOCRATIC

18 FOR

19 JOHN DOE

20 REPUBLICAN AND

21 RICHARD ROE,

22 REPUBLICAN

23 FOR

24 JOHN SMITH

25 SOCIALIST AND

26 WILLIAM JONES,

27 SOCIALIST

28 CITIZENS]

29 PRESIDENTIAL ELECTORS.

30 (VOTE FOR THE CANDIDATES OF ONE PARTY FOR PRESIDENT AND VICE

1 * * *

2 (E) THERE SHALL BE LEFT AT THE END OF THE GROUP OF
3 CANDIDATES FOR PRESIDENT AND VICE-PRESIDENT OF THE UNITED STATES
4 UNDER THE TITLE "PRESIDENTIAL ELECTORS," AS MANY BLANK SPACES AS
5 THERE ARE PRESIDENTIAL ELECTORS TO BE ELECTED, IN WHICH SPACES
6 THE ELECTOR MAY INSERT, BY WRITING OR STAMPING, THE NAMES OF ANY
7 INDIVIDUAL CANDIDATES FOR PRESIDENTIAL ELECTORS FOR WHOM HE
8 DESIRES TO VOTE. THERE SHALL ALSO BE LEFT AT THE END OF EACH
9 GROUP OF CANDIDATES FOR EACH OTHER OFFICE (OR UNDER THE TITLE OF
10 THE OFFICE ITSELF IN CASE NO CANDIDATES HAVE BEEN NOMINATED
11 THEREFOR), AS MANY BLANK SPACES AS THERE ARE PERSONS TO BE VOTED
12 FOR FOR SUCH OFFICE, IN WHICH SPACE THE ELECTOR MAY INSERT THE
13 NAME OF ANY PERSON OR PERSONS WHOSE NAME IS NOT PRINTED ON THE
14 BALLOT AS A CANDIDATE FOR SUCH OFFICE.

15 * * *

16 SECTION 1007. NUMBER OF BALLOTS TO BE PRINTED; SPECIMEN
17 BALLOTS.--(A) THE COUNTY BOARD OF EACH COUNTY SHALL PROVIDE FOR
18 EACH ELECTION DISTRICT [IN WHICH A PRIMARY IS TO BE HELD, ONE
19 BOOK OF FIFTY OFFICIAL BALLOTS OF EACH PARTY FOR EVERY FORTY-
20 FIVE REGISTERED AND ENROLLED ELECTORS OF SUCH PARTY AND FRACTION
21 THEREOF, APPEARING UPON THE DISTRICT REGISTER, AND SHALL PROVIDE
22 FOR EACH ELECTION DISTRICT IN WHICH AN ELECTION IS TO BE HELD
23 ONE BOOK OF FIFTY OFFICIAL BALLOTS FOR EVERY FORTY-FIVE
24 REGISTERED ELECTORS AND FRACTION THEREOF APPEARING UPON THE
25 DISTRICT REGISTER. THEY] A SUPPLY OF OFFICIAL ELECTION BALLOTS
26 FOR:

27 (1) THE GENERAL PRIMARY ELECTION HELD IN EVEN-NUMBERED YEARS
28 IN WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED
29 STATES ARE NOT NOMINATED IN AN AMOUNT OF AT LEAST TEN PER CENTUM
30 GREATER THAN THE HIGHEST NUMBER OF BALLOTS CAST IN THE ELECTION

1 DISTRICT IN ANY OF THE PREVIOUS THREE GENERAL PRIMARY ELECTIONS
2 AT WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED
3 STATES WERE NOT NOMINATED;

4 (2) THE GENERAL PRIMARY ELECTION HELD IN EVEN-NUMBERED YEARS
5 IN WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED
6 STATES ARE NOMINATED IN AN AMOUNT OF AT LEAST FIFTEEN PER CENTUM
7 GREATER THAN THE HIGHEST NUMBER OF BALLOTS CAST IN THE ELECTION
8 DISTRICT IN ANY OF THE PREVIOUS THREE GENERAL PRIMARY ELECTIONS
9 AT WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED
10 STATES WERE NOMINATED;

11 (3) THE MUNICIPAL PRIMARY ELECTION HELD IN ODD-NUMBERED
12 YEARS IN AN AMOUNT OF AT LEAST TEN PER CENTUM GREATER THAN THE
13 HIGHEST NUMBER OF BALLOTS CAST IN ANY OF THE PREVIOUS THREE
14 MUNICIPAL PRIMARY ELECTIONS IN THE ELECTION DISTRICT;

15 (4) THE GENERAL ELECTION HELD IN EVEN-NUMBERED YEARS IN
16 WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED
17 STATES ARE NOT ELECTED IN AN AMOUNT OF AT LEAST TEN PER CENTUM
18 GREATER THAN THE HIGHEST NUMBER OF BALLOTS CAST IN THE ELECTION
19 DISTRICT IN ANY OF THE PREVIOUS THREE GENERAL ELECTIONS AT WHICH
20 CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED STATES WERE
21 NOT ELECTED;

22 (5) THE GENERAL ELECTION HELD IN EVEN-NUMBERED YEARS IN
23 WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED
24 STATES ARE ELECTED IN AN AMOUNT OF AT LEAST FIFTEEN PER CENTUM
25 GREATER THAN THE HIGHEST NUMBER OF BALLOTS CAST IN THE ELECTION
26 DISTRICTS IN ANY OF THE PREVIOUS THREE GENERAL ELECTIONS AT
27 WHICH CANDIDATES FOR THE OFFICE OF PRESIDENT OF THE UNITED
28 STATES WERE ELECTED; AND

29 (6) THE MUNICIPAL ELECTION HELD IN ODD-NUMBERED YEARS IN AN
30 AMOUNT OF AT LEAST TEN PER CENTUM GREATER THAN THE HIGHEST

1 NUMBER OF BALLOTS CAST IN ANY OF THE PREVIOUS THREE MUNICIPAL
2 ELECTIONS IN THE ELECTION DISTRICT.

3 (B) THE COUNTY BOARD OF EACH COUNTY SHALL ALSO, IN ADDITION
4 TO THE NUMBER OF BALLOTS REQUIRED TO BE PRINTED FOR GENERAL
5 DISTRIBUTION, MAINTAIN A SUFFICIENT SUPPLY OF SUCH BALLOTS AT
6 THE OFFICE OF THE COUNTY BOARD FOR THE USE OF ABSENTEE ELECTORS
7 OR MAIL-IN ELECTORS AND FOR THE USE OF ANY DISTRICT, THE BALLOTS
8 FOR WHICH MAY BE LOST, DESTROYED OR STOLEN. THEY SHALL ALSO
9 CAUSE TO BE PRINTED ON TINTED PAPER, AND WITHOUT THE FACSIMILE
10 ENDORSEMENTS, PERMANENT BINDING OR STUBS, COPIES OF THE FORM OF
11 BALLOTS PROVIDED FOR EACH POLLING PLACE AT EACH PRIMARY OR
12 ELECTION THEREIN, WHICH SHALL BE CALLED SPECIMEN BALLOTS, AND
13 WHICH SHALL BE OF THE SAME SIZE AND FORM AS THE OFFICIAL
14 BALLOTS, AND AT EACH ELECTION THEY SHALL DELIVER TO THE ELECTION
15 OFFICERS, IN ADDITION TO THE OFFICIAL BALLOTS TO BE USED AT SUCH
16 ELECTION, A SUITABLE SUPPLY OF SPECIMEN BALLOTS FOR THE USE OF
17 THE ELECTORS. AT EACH PRIMARY, A SUITABLE SUPPLY OF SPECIMEN
18 BALLOTS OF EACH PARTY SHALL BE FURNISHED.

19 SECTION 1107. REQUIREMENTS OF VOTING MACHINES.--NO VOTING
20 MACHINE SHALL, UPON ANY EXAMINATION OR REEXAMINATION, BE
21 APPROVED BY THE SECRETARY OF THE COMMONWEALTH, OR BY ANY
22 EXAMINER APPOINTED BY HIM, UNLESS IT SHALL, AT THE TIME, SATISFY
23 THE FOLLOWING REQUIREMENTS:

24 * * *

25 [(B) IT SHALL PERMIT EACH VOTER, AT OTHER THAN PRIMARY
26 ELECTIONS, TO VOTE A STRAIGHT POLITICAL PARTY TICKET IN ONE
27 OPERATION, AND, IN ONE OPERATION, TO VOTE FOR ALL THE CANDIDATES
28 OF ONE POLITICAL PARTY FOR PRESIDENTIAL ELECTORS, AND, IN ONE
29 OPERATION, TO VOTE FOR ALL THE CANDIDATES OF ONE POLITICAL PARTY
30 FOR EVERY OFFICE TO BE VOTED FOR, EXCEPT THOSE OFFICES AS TO

1 WHICH HE VOTES FOR INDIVIDUAL CANDIDATES.]

2 * * *

3 SECTION 1110. FORM OF BALLOT LABELS ON VOTING MACHINES.--

4 * * *

5 (H) THE NAMES OF ALL CANDIDATES OF A POLITICAL PARTY SHALL
6 APPEAR IN THE SAME ROW OR COLUMN, AND EXCEPT IN CASES OF NAMES
7 OF PRESIDENTIAL COMMITMENTS OF NOMINEES FOR DELEGATE OR
8 ALTERNATE DELEGATE TO POLITICAL PARTY NATIONAL CONVENTIONS NO
9 OTHER NAMES SHALL APPEAR IN THE SAME ROW OR COLUMN[, TO THE LEFT
10 OR TOP OF WHICH SHALL BE A STRAIGHT PARTY LEVER, BY MEANS OF
11 WHICH AN ELECTOR MAY, IN ONE OPERATION, VOTE FOR ALL THE
12 CANDIDATES OF THAT POLITICAL PARTY FOR EVERY OFFICE TO BE VOTED
13 FOR]. WHERE THE NAMES OF THE DELEGATE OR ALTERNATE DELEGATE AND
14 THE PRESIDENTIAL CANDIDATE HE IS SUPPORTING SHALL BOTH APPEAR,
15 THE PRINT SIZE OF THE NAME OF THE DELEGATE OR ALTERNATE DELEGATE
16 SHALL BE EQUAL TO THE SIZE OF THE NAME OF THE PARTICULAR
17 PRESIDENTIAL CANDIDATE TO WHOM HE IS COMMITTED, OR IN THE CASE
18 WHERE HE IS UNCOMMITTED, THE WORD "UNCOMMITTED" SHALL APPEAR IN
19 THE SAME SIZE PRINT. THE NAMES OF SUCH CANDIDATES SHALL BE
20 ARRANGED UNDER OR OPPOSITE THE TITLE OF THE OFFICE FOR WHICH
21 THEY ARE CANDIDATES, AND SHALL APPEAR IN THE ORDER OF THE VOTES
22 OBTAINED BY THE CANDIDATE FOR GOVERNOR OF THE PARTY NOMINATED AT
23 THE LAST GUBERNATORIAL ELECTION, BEGINNING WITH THE PARTY
24 OBTAINING THE HIGHEST NUMBER OF VOTES: PROVIDED, HOWEVER, THAT
25 IN THE CASE OF PARTIES OR BODIES NOT REPRESENTED ON THE BALLOT
26 AT THE LAST GUBERNATORIAL ELECTION, THE NAMES OF THE CANDIDATES
27 OF SUCH PARTIES SHALL BE ARRANGED ALPHABETICALLY, ACCORDING TO
28 THE PARTY OR BODY NAME. THE NAMES OF ALL CANDIDATES OF A
29 POLITICAL BODY SHALL APPEAR IN THE SAME ROW OR COLUMN, AND, IF
30 THE NUMBER OF PARTIES AND BODIES PERMITS, EACH POLITICAL BODY

1 SHALL BE ENTITLED EXCLUSIVELY TO A SEPARATE ROW OR COLUMN[, WITH
2 A STRAIGHT PARTY LEVER]. IF, HOWEVER, THE NUMBER OF POLITICAL
3 PARTIES AND POLITICAL BODIES RENDERS IT IMPOSSIBLE OR
4 IMPRACTICABLE TO SO ARRANGE THE POLITICAL BODIES, IN SUCH CASE
5 SAID BODIES SHALL NOT BE ENTITLED TO A SEPARATE ROW OR COLUMN
6 [AND A STRAIGHT PARTY LEVER], BUT SHALL BE LISTED BY POLITICAL
7 APPELLATIONS ON THE FIRST LEFT HAND OR TOP ROW, WITH THE
8 DESIGNATING LETTER AND NUMBER OF THE BALLOT LABEL WHERE THEIR
9 CANDIDATES MAY BE FOUND, TOGETHER WITH THE POLITICAL
10 APPELLATIONS OF OTHER POLITICAL BODIES, WHOSE CANDIDATES MAY BE
11 INTERSPERSED ON THE SAME ROW OR COLUMN. SUBJECT TO THE AFORESAID
12 LIMITATIONS, THE FORM AND ARRANGEMENT OF BALLOT LABELS, AS TO
13 THE PLACING THEREON OF POLITICAL BODIES, SHALL BE WITHIN THE
14 DISCRETION OF THE COUNTY BOARD.

15 * * *

16 SECTION 1107-A. REQUIREMENTS OF ELECTRONIC VOTING SYSTEMS.--
17 NO ELECTRONIC VOTING SYSTEM SHALL, UPON ANY EXAMINATION OR
18 REEXAMINATION, BE APPROVED BY THE SECRETARY OF THE COMMONWEALTH,
19 OR BY ANY EXAMINER APPOINTED BY HIM, UNLESS IT SHALL BE
20 ESTABLISHED THAT SUCH SYSTEM, AT THE TIME OF SUCH EXAMINATION OR
21 REEXAMINATION:

22 * * *

23 [(3) PERMITS EACH VOTER, AT OTHER THAN PRIMARY ELECTIONS, TO
24 VOTE A STRAIGHT POLITICAL PARTY TICKET BY ONE MARK OR ACT AND,
25 BY ONE MARK OR ACT, TO VOTE FOR ALL THE CANDIDATES OF ONE
26 POLITICAL PARTY FOR PRESIDENTIAL ELECTORS AND, BY ONE MARK OR
27 ACT, TO VOTE FOR ALL THE CANDIDATES OF ONE POLITICAL PARTY FOR
28 EVERY OFFICE TO BE VOTED FOR, AND EVERY SUCH MARK OR ACT SHALL
29 BE EQUIVALENT TO AND SHALL BE COUNTED AS A VOTE FOR EVERY
30 CANDIDATE OF THE POLITICAL PARTY SO MARKED INCLUDING ITS

1 CANDIDATES FOR PRESIDENTIAL ELECTORS, EXCEPT WITH RESPECT TO
2 THOSE OFFICES AS TO WHICH THE VOTER HAS REGISTERED A VOTE FOR
3 INDIVIDUAL CANDIDATES OF THE SAME OR ANOTHER POLITICAL PARTY OR
4 POLITICAL BODY, IN WHICH CASE THE AUTOMATIC TABULATING EQUIPMENT
5 SHALL CREDIT THE VOTE FOR THAT OFFICE ONLY FOR THE CANDIDATE
6 INDIVIDUALLY SO SELECTED, NOTWITHSTANDING THE FACT THAT THE
7 VOTER MAY NOT HAVE INDIVIDUALLY VOTED FOR THE FULL NUMBER OF
8 CANDIDATES FOR THAT OFFICE FOR WHICH HE WAS ENTITLED TO VOTE.]

9 * * *

10 SECTION 1109-A. FORMS.-- (A) * * *

11 (2) THE PAGES PLACED ON THE VOTING DEVICE SHALL BE OF
12 SUFFICIENT NUMBER TO INCLUDE, FOLLOWING THE LISTING OF
13 PARTICULAR CANDIDATES, THE NAMES OF CANDIDATES FOR ANY
14 NONPARTISAN OFFICES AND ANY MEASURES FOR WHICH A VOTER MAY BE
15 QUALIFIED TO VOTE ON A GIVEN ELECTION DAY, PROVIDED FURTHER THAT
16 FOR MUNICIPAL, GENERAL OR SPECIAL ELECTIONS, THE FIRST BALLOT
17 PAGE SHALL LIST IN THE ORDER THAT SUCH POLITICAL PARTIES ARE
18 ENTITLED TO PRIORITY ON THE BALLOT, THE NAMES OF SUCH POLITICAL
19 PARTIES [WITH DESIGNATING ARROWS SO AS TO INDICATE THE VOTING
20 SQUARE OR POSITION ON THE BALLOT CARD WHERE THE VOTER MAY INSERT
21 BY ONE MARK OR PUNCH THE STRAIGHT PARTY TICKET OF HIS CHOICE].

22 * * *

23 [(D) IN PARTISAN ELECTIONS THE BALLOT CARDS SHALL INCLUDE A
24 VOTING SQUARE OR POSITION WHEREBY THE VOTER MAY BY ONE PUNCH OR
25 MARK RECORD A STRAIGHT PARTY TICKET VOTE FOR ALL THE CANDIDATES
26 OF ONE PARTY OR MAY VOTE A SPLIT TICKET FOR THE CANDIDATES OF
27 HIS CHOICE.]

28 * * *

29 SECTION 1112-A. ELECTION DAY PROCEDURES AND THE PROCESS OF
30 VOTING.-- (A) IN AN ELECTION DISTRICT WHICH USES AN ELECTRONIC

1 VOTING SYSTEM IN WHICH VOTES ARE REGISTERED ELECTRONICALLY, THE
2 FOLLOWING PROCEDURES WILL BE APPLICABLE FOR THE CONDUCT OF THE
3 ELECTION AT THE ELECTION DISTRICT:

4 * * *

5 (2) AT [PRIMARY] ALL ELECTIONS, THE VOTER SHALL BE ABLE TO
6 VOTE FOR EACH CANDIDATE INDIVIDUALLY BY THE MEANS PROVIDED. [AT
7 ALL OTHER ELECTIONS, HE MAY VOTE FOR EACH CANDIDATE
8 INDIVIDUALLY, OR HE MAY VOTE A STRAIGHT POLITICAL PARTY TICKET
9 IN ONE OPERATION BY OPERATING THE STRAIGHT POLITICAL PARTY
10 MECHANISM OF THE POLITICAL PARTY OR POLITICAL BODY OF HIS
11 CHOICE. HE MAY ALSO, AFTER HAVING OPERATED THE STRAIGHT PARTY
12 MECHANISM AND BEFORE RECORDING HIS VOTE, CANCEL THE VOTE FOR ANY
13 CANDIDATE OF SUCH POLITICAL PARTY OR POLITICAL BODY AND MAY
14 THEREUPON VOTE FOR A CANDIDATE OF ANOTHER PARTY, OR POLITICAL
15 BODY FOR THE SAME OFFICE.] THE VOTER MAY ALSO VOTE INDIVIDUALLY
16 FOR OR AGAINST A QUESTION SUBMITTED TO THE VOTE OF THE ELECTORS.

17 * * *

18 (4) AT ANY GENERAL ELECTION AT WHICH PRESIDENTIAL ELECTORS
19 ARE TO BE CHOSEN, EACH ELECTOR SHALL BE PERMITTED TO VOTE BY ONE
20 OPERATION FOR ALL THE PRESIDENTIAL ELECTORS OF A POLITICAL PARTY
21 OR POLITICAL BODY. FOR EACH PARTY OR BODY NOMINATING
22 PRESIDENTIAL ELECTORS, A BALLOT LABEL SHALL BE PROVIDED
23 CONTAINING ONLY THE WORDS "PRESIDENTIAL ELECTORS," PRECEDED BY
24 THE NAMES OF THE PARTY OR BODY AND FOLLOWED BY THE NAMES OF THE
25 CANDIDATES THEREOF FOR THE OFFICE OF PRESIDENT AND VICE-
26 PRESIDENT, AND THE CORRESPONDING COUNTER OR REGISTERING DEVICE
27 SHALL REGISTER VOTES CAST FOR SAID ELECTORS WHEN THUS VOTED FOR
28 COLLECTIVELY. IF ANY ELECTOR DESIRES TO VOTE A TICKET FOR
29 PRESIDENTIAL ELECTORS MADE UP OF THE NAMES OF PERSONS NOMINATED
30 BY DIFFERENT PARTIES OR BODIES, OR PARTIALLY OF NAMES OF PERSONS

1 SO IN NOMINATION AND PARTIALLY OF NAMES OF PERSONS NOT IN
2 NOMINATION BY ANY PARTY OR BODY, HE MAY WRITE OR DEPOSIT A PAPER
3 BALLOT PREPARED BY HIMSELF IN THE RECEPTACLE PROVIDED IN OR ON
4 THE VOTING DEVICE FOR THAT PURPOSE, OR HE MAY LIST THEIR NAMES
5 ON THE WRITE-IN BALLOT OR ENVELOPE PROVIDED FOR THAT PURPOSE.
6 THE VOTING DEVICE SHALL BE SO CONSTRUCTED THAT IT WILL NOT BE
7 POSSIBLE FOR ANY ONE VOTER TO VOTE A STRAIGHT PARTY TICKET FOR
8 PRESIDENTIAL ELECTORS AND AT THE SAME TIME TO DEPOSIT A BALLOT
9 FOR PRESIDENTIAL ELECTORS IN A RECEPTACLE AS [HEREINABOVE]
10 PROVIDED IN THIS SECTION. WHEN THE VOTES FOR PRESIDENTIAL
11 ELECTORS ARE COUNTED, THE VOTES APPEARING UPON THE COUNTER OR
12 REGISTERING DEVICE CORRESPONDING TO THE BALLOT LABEL CONTAINING
13 THE NAMES OF THE CANDIDATES FOR PRESIDENT AND VICE-PRESIDENT OF
14 ANY PARTY OR BODY SHALL BE COUNTED AS VOTES FOR EACH OF THE
15 CANDIDATES FOR PRESIDENTIAL ELECTOR OF SUCH PARTY OR BODY, AND
16 THEREUPON ALL CANDIDATES FOR PRESIDENTIAL ELECTOR SHALL BE
17 CREDITED, IN ADDITION, WITH THE VOTES CAST FOR THEM UPON THE
18 BALLOTS DEPOSITED IN THE MACHINE, AS [HEREINABOVE] PROVIDED IN
19 THIS SECTION.

20 * * *

21 (B) IN AN ELECTION DISTRICT WHICH USES AN ELECTRONIC VOTING
22 SYSTEM WHICH UTILIZES PAPER BALLOTS OR BALLOT CARDS TO REGISTER
23 THE VOTES, THE FOLLOWING PROCEDURES WILL BE APPLICABLE FOR THE
24 CONDUCT OF THE ELECTION AT THE ELECTION DISTRICT:

25 * * *

26 (4) IF THE VOTER DESIRES TO VOTE FOR EVERY CANDIDATE OF A
27 POLITICAL PARTY OR POLITICAL BODY, EXCEPT ITS CANDIDATES FOR
28 OFFICES AS TO WHICH HE VOTES FOR INDIVIDUAL CANDIDATES IN THE
29 MANNER HEREINAFTER PROVIDED, HE MAY MAKE A CROSS (X) OR CHECK
30 () OR PUNCH OR MARK SENSE MARK IN THE SQUARE OPPOSITE THE NAME

1 OF THE PARTY OR POLITICAL BODY SO MARKED, INCLUDING ITS
2 CANDIDATES FOR PRESIDENTIAL ELECTORS, EXCEPT FOR THOSE OFFICES
3 AS TO WHICH HE HAS INDICATED A CHOICE FOR INDIVIDUAL CANDIDATES
4 OF THE SAME OR ANOTHER PARTY OR POLITICAL BODY, BY MAKING A
5 CROSS (X) OR CHECK () OR PUNCH OR MARK SENSE MARK OPPOSITE
6 THEIR NAMES IN THE MANNER HEREINABOVE PROVIDED, AS TO WHICH
7 OFFICES HIS BALLOT SHALL BE COUNTED ONLY FOR THE CANDIDATES
8 WHICH HE HAS THUS INDIVIDUALLY MARKED, NOTWITHSTANDING THE FACT
9 THAT HE MADE A MARK IN THE PARTY COLUMN, AND EVEN THOUGH IN THE
10 CASE OF AN OFFICE FOR WHICH MORE THAN ONE CANDIDATE IS TO BE
11 VOTED FOR, HE HAS NOT INDIVIDUALLY MARKED FOR SUCH OFFICE THE
12 FULL NUMBER OF CANDIDATES FOR WHICH HE IS ENTITLED TO VOTE. IF
13 HE DESIRES TO VOTE FOR THE ENTIRE GROUP OF PRESIDENTIAL ELECTORS
14 NOMINATED BY ANY PARTY OR POLITICAL BODY, HE MAY MAKE A CROSS
15 (X) OR CHECK () OR PUNCH OR MARK SENSE MARK IN THE APPROPRIATE
16 SPACE OPPOSITE THE NAMES OF THE CANDIDATES FOR PRESIDENT AND
17 VICE-PRESIDENT OF SUCH PARTY OR BODY. IF HE DESIRES TO VOTE A
18 TICKET FOR PRESIDENTIAL ELECTORS MADE UP OF THE NAMES OF PERSONS
19 NOMINATED BY DIFFERENT PARTIES OR POLITICAL BODIES, OR PARTIALLY
20 OF NAMES OF PERSONS SO IN NOMINATION AND PARTIALLY OF NAMES OF
21 PERSONS NOT IN NOMINATION BY ANY PARTY OR POLITICAL BODY, OR
22 WHOLLY OF NAMES OF PERSONS NOT IN NOMINATION BY ANY PARTY OR
23 POLITICAL BODY, HE SHALL INSERT, BY WRITING OR STAMPING, THE
24 NAMES OF THE CANDIDATES FOR PRESIDENTIAL ELECTORS FOR WHOM HE
25 DESIRES TO VOTE IN THE BLANK SPACES PROVIDED THEREFOR ON THE
26 WRITE-IN BALLOT UNDER THE TITLE OF THE OFFICE "PRESIDENTIAL
27 ELECTORS". IN CASE OF A QUESTION SUBMITTED TO THE VOTE OF THE
28 ELECTORS, HE MAY MAKE A CROSS (X) OR CHECK () OR PUNCH OR MARK
29 SENSE MARK IN THE APPROPRIATE SQUARE OPPOSITE THE ANSWER WHICH
30 HE DESIRES TO GIVE.

1 * * *

2 SECTION 1113-A. POST ELECTION PROCEDURES.--* * *

3 (D) IN RETURNING ANY VOTES CAST FOR ANY PERSON WHOSE NAME IS
4 NOT PRINTED ON THE OFFICIAL BALLOT, THE ELECTION OFFICERS SHALL
5 RECORD ANY SUCH NAMES EXACTLY AS THEY WERE WRITTEN[, STAMPED OR
6 APPLIED TO THE BALLOT BY STICKER] OR STAMPED.

7 * * *

8 SECTION 1210. MANNER OF APPLYING TO VOTE; PERSONS ENTITLED
9 TO VOTE; VOTER'S CERTIFICATES; ENTRIES TO BE MADE IN DISTRICT
10 REGISTER; NUMBERED LISTS OF VOTERS; CHALLENGES.--* * *

11 (A.4) (1) AT ALL ELECTIONS AN INDIVIDUAL WHO CLAIMS TO BE
12 PROPERLY REGISTERED AND ELIGIBLE TO VOTE AT THE ELECTION
13 DISTRICT BUT WHOSE NAME DOES NOT APPEAR ON THE DISTRICT REGISTER
14 AND WHOSE REGISTRATION CANNOT BE DETERMINED BY THE INSPECTORS OF
15 ELECTION OR THE COUNTY ELECTION BOARD SHALL BE PERMITTED TO CAST
16 A PROVISIONAL BALLOT. INDIVIDUALS WHO APPEAR TO VOTE SHALL BE
17 REQUIRED TO PRODUCE PROOF OF IDENTIFICATION PURSUANT TO
18 SUBSECTION (A) AND IF UNABLE TO DO SO SHALL BE PERMITTED TO CAST
19 A PROVISIONAL BALLOT. AN INDIVIDUAL PRESENTING A JUDICIAL ORDER
20 TO VOTE SHALL BE PERMITTED TO CAST A PROVISIONAL BALLOT. AN
21 ELECTOR WHO APPEARS TO VOTE ON ELECTION DAY HAVING REQUESTED AN
22 ABSENTEE BALLOT OR MAIL-IN BALLOT AND WHO IS NOT SHOWN ON THE
23 DISTRICT REGISTER AS HAVING VOTED AN ABSENTEE BALLOT OR MAIL-IN
24 BALLOT SHALL BE PERMITTED TO CAST A PROVISIONAL BALLOT.

25 * * *

26 (5) * * *

27 (II) A PROVISIONAL BALLOT SHALL NOT BE COUNTED IF:

28 (A) EITHER THE PROVISIONAL BALLOT ENVELOPE UNDER CLAUSE (3)
29 OR THE AFFIDAVIT UNDER CLAUSE (2) IS NOT SIGNED BY THE
30 INDIVIDUAL;

1 (B) THE SIGNATURE REQUIRED UNDER CLAUSE (3) AND THE
2 SIGNATURE REQUIRED UNDER CLAUSE (2) ARE EITHER NOT GENUINE OR
3 ARE NOT EXECUTED BY THE SAME INDIVIDUAL;

4 (C) A PROVISIONAL BALLOT ENVELOPE DOES NOT CONTAIN A SECRECY
5 ENVELOPE;

6 (D) IN THE CASE OF A PROVISIONAL BALLOT THAT WAS CAST UNDER
7 SUBSECTION (A.2) (1) (I), WITHIN SIX CALENDAR DAYS FOLLOWING THE
8 ELECTION THE ELECTOR FAILS TO APPEAR BEFORE THE COUNTY BOARD OF
9 ELECTIONS TO EXECUTE AN AFFIRMATION OR THE COUNTY BOARD OF
10 ELECTIONS DOES NOT RECEIVE AN ELECTRONIC, FACSIMILE OR PAPER
11 COPY OF AN AFFIRMATION AFFIRMING, UNDER PENALTY OF PERJURY, THAT
12 THE ELECTOR IS THE SAME INDIVIDUAL WHO PERSONALLY APPEARED
13 BEFORE THE DISTRICT ELECTION BOARD ON THE DAY OF THE ELECTION
14 AND CAST A PROVISIONAL BALLOT AND THAT THE ELECTOR IS INDIGENT
15 AND UNABLE TO OBTAIN PROOF OF IDENTIFICATION WITHOUT THE PAYMENT
16 OF A FEE; OR

17 (E) IN THE CASE OF A PROVISIONAL BALLOT THAT WAS CAST UNDER
18 SUBSECTION (A.2) (1) (II), WITHIN SIX CALENDAR DAYS FOLLOWING THE
19 ELECTION, THE ELECTOR FAILS TO APPEAR BEFORE THE COUNTY BOARD OF
20 ELECTIONS TO PRESENT PROOF OF IDENTIFICATION AND EXECUTE AN
21 AFFIRMATION OR THE COUNTY BOARD OF ELECTIONS DOES NOT RECEIVE AN
22 ELECTRONIC, FACSIMILE OR PAPER COPY OF THE PROOF OF
23 IDENTIFICATION AND AN AFFIRMATION AFFIRMING, UNDER PENALTY OF
24 PERJURY, THAT THE ELECTOR IS THE SAME INDIVIDUAL WHO PERSONALLY
25 APPEARED BEFORE THE DISTRICT ELECTION BOARD ON THE DAY OF THE
26 ELECTION AND CAST A PROVISIONAL BALLOT.

27 (F) THE ELECTOR'S ABSENTEE BALLOT OR MAIL-IN BALLOT IS
28 TIMELY RECEIVED BY A COUNTY BOARD OF ELECTIONS

29 * * *

30 SECTION 1215. METHOD OF MARKING BALLOTS AND DEPOSITING SAME

1 IN DISTRICTS IN WHICH BALLOTS ARE USED.--* * *

2 (B) AT PRIMARIES, THE ELECTOR SHALL PREPARE HIS BALLOT IN
3 THE FOLLOWING MANNER: HE SHALL VOTE FOR THE CANDIDATES OF HIS
4 CHOICE FOR NOMINATION OR ELECTION, ACCORDING TO THE NUMBER OF
5 PERSONS TO BE VOTED FOR BY HIM, FOR EACH OFFICE, BY MAKING A
6 CROSS (X) OR CHECK () MARK IN THE SQUARE OPPOSITE THE NAME OF
7 THE CANDIDATE, OR HE MAY INSERT BY WRITING[,] OR STAMPING [OR
8 STICKER,] IN THE BLANK SPACE PROVIDED THEREFOR, ANY NAME NOT
9 ALREADY PRINTED ON THE BALLOT, AND SUCH INSERTION SHALL COUNT AS
10 A VOTE WITHOUT THE MAKING OF A CROSS (X) OR CHECK () MARK. IN
11 DISTRICTS IN WHICH PAPER BALLOTS OR BALLOT CARDS ARE
12 ELECTRONICALLY TABULATED, STICKERS OR LABELS MAY NOT BE USED TO
13 MARK BALLOTS.

14 (C) AT ELECTIONS, THE ELECTOR SHALL PREPARE HIS BALLOT IN
15 THE FOLLOWING MANNER: HE MAY VOTE FOR THE CANDIDATES OF HIS
16 CHOICE FOR EACH OFFICE TO BE FILLED ACCORDING TO THE NUMBER OF
17 PERSONS TO BE VOTED FOR BY HIM FOR EACH OFFICE, BY MAKING A
18 CROSS (X) OR CHECK () MARK IN THE SQUARE OPPOSITE THE NAME OF
19 THE CANDIDATE, OR HE MAY INSERT BY WRITING[,] OR STAMPING [OR
20 STICKER,] IN THE BLANK SPACES PROVIDED THEREFOR, ANY NAME NOT
21 ALREADY PRINTED ON THE BALLOT, AND SUCH INSERTION SHALL COUNT AS
22 A VOTE WITHOUT THE MAKING OF A CROSS (X) OR CHECK () MARK. IN
23 DISTRICTS IN WHICH PAPER BALLOTS OR BALLOT CARDS ARE
24 ELECTRONICALLY TABULATED, STICKERS OR LABELS MAY NOT BE USED TO
25 MARK BALLOTS. IF HE DESIRES TO VOTE FOR EVERY CANDIDATE OF A
26 POLITICAL PARTY OR POLITICAL BODY, EXCEPT ITS CANDIDATES FOR
27 OFFICES AS TO WHICH HE VOTES FOR INDIVIDUAL CANDIDATES IN THE
28 MANNER HEREINAFTER PROVIDED, HE MAY MAKE A CROSS (X) OR CHECK
29 () MARK IN THE SQUARE OPPOSITE THE NAME OF THE PARTY OR
30 POLITICAL BODY OF HIS CHOICE IN THE PARTY COLUMN ON THE LEFT OF

1 THE BALLOT, AND EVERY SUCH CROSS (X) OR CHECK () MARK SHALL BE
2 EQUIVALENT TO AND BE COUNTED AS A VOTE FOR EVERY CANDIDATE OF A
3 PARTY OR POLITICAL BODY SO MARKED, INCLUDING ITS CANDIDATES FOR
4 PRESIDENTIAL ELECTORS, EXCEPT FOR THOSE OFFICES AS TO WHICH HE
5 HAS INDICATED A CHOICE FOR INDIVIDUAL CANDIDATES OF THE SAME OR
6 ANOTHER PARTY OR POLITICAL BODY, BY MAKING A CROSS (X) OR CHECK
7 () MARK OPPOSITE THEIR NAMES IN THE MANNER HEREINABOVE
8 PROVIDED, AS TO WHICH OFFICES HIS BALLOT SHALL BE COUNTED ONLY
9 FOR THE CANDIDATES WHICH HE HAS THUS INDIVIDUALLY MARKED,
10 NOTWITHSTANDING THE FACT THAT HE MADE A MARK IN THE PARTY
11 COLUMN, AND EVEN THOUGH IN THE CASE OF AN OFFICE FOR WHICH MORE
12 THAN ONE CANDIDATE IS TO BE VOTED FOR, HE HAS NOT INDIVIDUALLY
13 MARKED FOR SUCH OFFICE THE FULL NUMBER OF CANDIDATES FOR WHICH
14 HE IS ENTITLED TO VOTE. IF HE DESIRES TO VOTE FOR THE ENTIRE
15 GROUP OF PRESIDENTIAL ELECTORS NOMINATED BY ANY PARTY OR
16 POLITICAL BODY, HE MAY MAKE A CROSS (X) OR CHECK () MARK IN THE
17 APPROPRIATE SQUARE AT THE RIGHT OF THE NAMES OF THE CANDIDATES
18 FOR PRESIDENT AND VICE-PRESIDENT OF SUCH PARTY OR BODY. IF HE
19 DESIRES TO VOTE A TICKET FOR PRESIDENTIAL ELECTORS MADE UP OF
20 THE NAMES OF PERSONS NOMINATED BY DIFFERENT PARTIES OR POLITICAL
21 BODIES, OR PARTIALLY OF NAMES OF PERSONS SO IN NOMINATION AND
22 PARTIALLY OF NAMES OF PERSONS NOT IN NOMINATION BY ANY PARTY OR
23 POLITICAL BODY, OR WHOLLY OF NAMES OF PERSONS NOT IN NOMINATION
24 BY ANY PARTY OR POLITICAL BODY, HE SHALL INSERT, BY WRITING OR
25 STAMPING, THE NAMES OF THE CANDIDATES FOR PRESIDENTIAL ELECTORS
26 FOR WHOM HE DESIRES TO VOTE IN THE BLANK SPACES PROVIDED
27 THEREFOR UNDER THE TITLE OF THE OFFICE "PRESIDENTIAL ELECTORS."
28 IN CASE OF A QUESTION SUBMITTED TO THE VOTE OF THE ELECTORS, HE
29 MAY MAKE A CROSS (X) OR CHECK () MARK IN THE APPROPRIATE SQUARE
30 OPPOSITE THE ANSWER WHICH HE DESIRES TO GIVE.

1 * * *

2 SECTION 1216. INSTRUCTIONS OF VOTERS AND MANNER OF VOTING IN
3 DISTRICTS IN WHICH VOTING MACHINES ARE USED.--

4 * * *

5 (D) AT [PRIMARYES, HE] ALL ELECTIONS, THE ELECTOR SHALL VOTE
6 FOR EACH CANDIDATE INDIVIDUALLY BY OPERATING THE KEY, HANDLE,
7 POINTER OR KNOB, UPON OR ADJACENT TO WHICH THE NAME OF SUCH
8 CANDIDATE IS PLACED. [AT ELECTIONS, HE MAY VOTE FOR EACH
9 CANDIDATE INDIVIDUALLY BY OPERATING THE KEY, HANDLE, POINTER OR
10 KNOB, UPON OR ADJACENT TO WHICH THE NAMES OF CANDIDATES OF HIS
11 CHOICE ARE PLACED, OR HE MAY VOTE A STRAIGHT POLITICAL PARTY
12 TICKET IN ONE OPERATION BY OPERATING THE STRAIGHT POLITICAL
13 PARTY LEVER OF THE POLITICAL PARTY OR POLITICAL BODY OF HIS
14 CHOICE, IF SUCH MACHINE HAS THEREON A SEPARATE LEVER FOR ALL THE
15 CANDIDATES OF THE POLITICAL BODY. HE MAY ALSO, AFTER HAVING
16 OPERATED THE STRAIGHT PARTY LEVER, AND BEFORE RECORDING HIS
17 VOTE, CANCEL THE VOTE FOR ANY CANDIDATE OF SUCH POLITICAL PARTY
18 OR POLITICAL BODY BY REPLACING THE INDIVIDUAL KEY, HANDLE,
19 POINTER OR KNOB OF SUCH CANDIDATE, AND MAY THEREUPON VOTE FOR A
20 CANDIDATE OF ANOTHER PARTY, OR POLITICAL BODY FOR THE SAME
21 OFFICE BY OPERATING THE KEY, HANDLE, POINTER OR KNOB, UPON OR
22 ADJACENT TO WHICH THE NAME OF SUCH CANDIDATE APPEARS.] IN THE
23 CASE OF A QUESTION SUBMITTED TO THE VOTE OF THE ELECTORS, THE
24 ELECTOR SHALL OPERATE THE KEY, HANDLE, POINTER OR KNOB
25 CORRESPONDING TO THE ANSWER WHICH HE DESIRES TO GIVE.

26 * * *

27 (F) AT ANY GENERAL ELECTION AT WHICH PRESIDENTIAL ELECTORS
28 ARE TO BE CHOSEN, EACH ELECTOR SHALL BE PERMITTED TO VOTE BY ONE
29 OPERATION FOR ALL THE PRESIDENTIAL ELECTORS OF A POLITICAL PARTY
30 OR POLITICAL BODY. FOR EACH PARTY OR BODY NOMINATING

1 PRESIDENTIAL ELECTORS, A BALLOT LABEL SHALL BE PROVIDED
2 CONTAINING ONLY THE WORDS "PRESIDENTIAL ELECTORS," PRECEDED BY
3 THE NAMES OF THE PARTY OR BODY AND FOLLOWED BY THE NAMES OF THE
4 CANDIDATES THEREOF FOR THE OFFICE OF PRESIDENT AND VICE-
5 PRESIDENT, AND THE CORRESPONDING COUNTER OR REGISTERING DEVICE
6 SHALL REGISTER VOTES CAST FOR SAID ELECTORS WHEN THUS VOTED FOR
7 COLLECTIVELY. IF AN ELECTOR DESIRES TO VOTE A TICKET FOR
8 PRESIDENTIAL ELECTORS MADE UP OF THE NAMES OF PERSONS NOMINATED
9 BY DIFFERENT PARTIES OR BODIES, OR PARTIALLY OF NAMES OF PERSONS
10 SO IN NOMINATION AND PARTIALLY OF NAMES OF PERSONS NOT IN
11 NOMINATION BY ANY PARTY OR BODY, OR WHOLLY OF NAMES OF PERSONS
12 NOT IN NOMINATION BY ANY PARTY OR BODY, HE MAY WRITE OR DEPOSIT
13 A PAPER BALLOT PREPARED BY HIMSELF IN THE RECEPTACLE PROVIDED IN
14 OR ON THE MACHINE FOR THE PURPOSE. THE MACHINE SHALL BE SO
15 CONSTRUCTED THAT IT WILL NOT BE POSSIBLE FOR ANY ONE VOTER TO
16 VOTE A STRAIGHT PARTY TICKET FOR PRESIDENTIAL ELECTORS AND AT
17 THE SAME TIME TO DEPOSIT A BALLOT FOR PRESIDENTIAL ELECTORS IN A
18 RECEPTACLE AS [HEREINABOVE] PROVIDED IN THIS SECTION. WHEN THE
19 VOTES FOR PRESIDENTIAL ELECTORS ARE COUNTED, THE VOTES APPEARING
20 UPON THE COUNTER OR REGISTERING DEVICE CORRESPONDING TO THE
21 BALLOT LABEL CONTAINING THE NAMES OF THE CANDIDATES FOR
22 PRESIDENT AND VICE-PRESIDENT OF ANY PARTY OR BODY SHALL BE
23 COUNTED AS VOTES FOR EACH OF THE CANDIDATES FOR PRESIDENTIAL
24 ELECTOR OF SUCH PARTY OR BODY, AND THEREUPON ALL CANDIDATES FOR
25 PRESIDENTIAL ELECTOR SHALL BE CREDITED, IN ADDITION, WITH THE
26 VOTES CAST FOR THEM UPON THE BALLOTS DEPOSITED IN THE MACHINE,
27 AS [HEREINABOVE] PROVIDED IN THIS SECTION.

28 * * *

29 SECTION 1222. COUNT AND RETURN OF VOTES IN DISTRICTS IN
30 WHICH BALLOTS ARE USED.--

1 (A) AS SOON AS ALL THE BALLOTS HAVE BEEN PROPERLY ACCOUNTED
2 FOR, AND THOSE OUTSIDE THE BALLOT BOX, AS WELL AS THE "VOTING
3 CHECK LIST," NUMBERED LISTS OF VOTERS AND DISTRICT REGISTER
4 SEALED, THE ELECTION OFFICERS SHALL FORTHWITH OPEN THE BALLOT
5 BOX, AND TAKE THEREFROM ALL BALLOTS THEREIN, AND AT PRIMARIES,
6 SEPARATE THE SAME ACCORDING TO THE PARTY TO WHICH THEY BELONG.
7 THE BALLOTS SHALL THEN BE COUNTED ONE BY ONE, AND A RECORD MADE
8 OF THE TOTAL NUMBER, AND AT PRIMARIES OF THE TOTAL NUMBER CAST
9 FOR EACH PARTY. THEN THE JUDGE, UNDER THE SCRUTINY OF THE
10 MINORITY INSPECTOR, OR THE MINORITY INSPECTOR, UNDER THE
11 SCRUTINY OF THE JUDGE, IN THE PRESENCE OF THE OTHER OFFICERS,
12 CLERKS, AND OF THE OVERSEERS, IF ANY, AND WITHIN THE HEARING AND
13 SIGHT OF THE WATCHERS OUTSIDE THE ENCLOSED SPACE, SHALL READ
14 ALOUD THE NAMES OF THE CANDIDATES MARKED OR INSERTED UPON EACH
15 BALLOT (AT PRIMARIES THE BALLOTS OF EACH PARTY BEING READ IN
16 SEQUENCE), TOGETHER WITH THE OFFICE FOR WHICH THE PERSON NAMED
17 IS A CANDIDATE, AND THE ANSWERS CONTAINED ON THE BALLOTS TO THE
18 QUESTIONS SUBMITTED, IF ANY, AND THE MAJORITY INSPECTOR AND
19 CLERKS SHALL CAREFULLY ENTER EACH VOTE AS READ, AND KEEP ACCOUNT
20 OF THE SAME IN INK IN TRIPLICATE TALLY PAPERS (TRIPPLICATE TALLY
21 PAPERS FOR EACH PARTY AT PRIMARIES) TO BE PROVIDED BY THE COUNTY
22 BOARD OF ELECTIONS FOR THAT PURPOSE, ALL THREE OF WHICH SHALL BE
23 MADE AT THE SAME TIME. [: PROVIDED, THAT AT ALL GENERAL,
24 MUNICIPAL AND SPECIAL ELECTIONS, IN ENTERING EACH VOTE RECEIVED
25 BY CANDIDATES AT SUCH ELECTION, IT SHALL NOT BE NECESSARY TO
26 ENTER SEPARATE TALLY MARKS FOR EACH VOTE RECEIVED BY SUCH
27 CANDIDATES UPON THE BALLOTS CONTAINING THE SAME VOTES FOR THE
28 SAME NAMES, COMMONLY KNOWN, AND IN THIS ACT DESIGNATED AS
29 "STRAIGHT PARTY TICKETS" FOR SUCH PURPOSE STRAIGHT PARTY TICKET
30 VOTES SHALL BE ENTERED CAREFULLY AS EACH STRAIGHT PARTY TICKET

1 VOTE IS READ ON THE TRIPLICATE TALLY SHEETS UNDER THE HEADING
2 "NUMBER OF VOTES RECEIVED UPON
3 THE STRAIGHT PARTY TICKETS." UPON
4 COMPLETING THE NUMBER OF VOTES RECEIVED BY EACH STRAIGHT PARTY
5 TICKET, THE NUMBER SO TALLIED FOR EACH PARTY SHALL BE ENTERED
6 NUMERICALLY ON THE EXTREME RIGHT HAND MARGIN OF EACH SUCH TALLY
7 PAPER.] ALL BALLOTS, AFTER BEING REMOVED FROM THE BOX, SHALL BE
8 KEPT WITHIN THE UNOBSTRUCTED VIEW OF ALL PERSONS IN THE VOTING
9 ROOM UNTIL REPLACED IN THE BOX. NO PERSON WHILE HANDLING THE
10 BALLOTS SHALL HAVE IN HIS HAND ANY PENCIL, PEN, STAMP OR OTHER
11 MEANS OF MARKING OR SPOILING ANY BALLOT. THE ELECTION OFFICERS
12 SHALL FORTHWITH PROCEED TO CANVASS AND COMPUTE THE VOTES CAST,
13 AND SHALL NOT ADJOURN OR POSTPONE THE CANVASS OR COMPUTATION
14 UNTIL IT SHALL HAVE BEEN FULLY COMPLETED.

15 (B) WHEN THE VOTE CAST FOR THE DIFFERENT PERSONS NAMED UPON
16 THE BALLOTS AND UPON THE QUESTIONS, IF ANY, APPEARING THEREON,
17 SHALL HAVE BEEN FULLY RECORDED IN THE TALLY PAPERS AND COUNTED,
18 THE ELECTION OFFICERS SHALL DULY CERTIFY TO THE NUMBER OF VOTES
19 CAST FOR EACH PERSON (UPON THE RESPECTIVE PARTY TICKETS AT
20 PRIMARIES), AND SHALL PREPARE IN INK TWO (2) GENERAL RETURNS,
21 SHOWING, IN ADDITION TO THE ENTRIES MADE THEREON AS AFORESAID,
22 THE TOTAL NUMBER OF BALLOTS RECEIVED FROM THE COUNTY BOARD (THE
23 TOTAL OF EACH PARTY AT PRIMARIES), THE NUMBER OF BALLOTS CAST
24 (THE NUMBER OF EACH PARTY AT PRIMARIES), THE NUMBER OF BALLOTS
25 (OF EACH PARTY AT PRIMARIES) DECLARED VOID, AND THE NUMBER OF
26 BALLOTS SPOILED AND CANCELLED, AND ANY BLANK BALLOTS CAST, AS
27 WELL AS THE VOTES CAST FOR EACH CANDIDATE. AT ELECTIONS, THE
28 NUMBER OF VOTES CAST FOR EACH CANDIDATE BY EACH POLITICAL PARTY
29 OR POLITICAL BODY OF WHICH SUCH CANDIDATE IS A NOMINEE SHALL BE
30 SEPARATELY STATED. [: PROVIDED, THAT THE NUMBER OF VOTES RECEIVED

1 BY EACH SET OF CANDIDATES UPON "STRAIGHT PARTY TICKETS" SHALL BE
2 ENTERED OPPOSITE THE NAMES OF THE RESPECTIVE CANDIDATES IN A
3 COLUMN IMMEDIATELY ADJOINING UPON THE LEFT WHICH COLUMN SHALL BE
4 OF CONVENIENT WIDTH AND SHALL BE HEADED "NUMBER OF VOTES
5 RECEIVED UPON STRAIGHT PARTY TICKETS." IN AN IMMEDIATE COLUMN
6 TO THE LEFT THERETO, THE NUMBER OF VOTES RECEIVED BY EACH
7 CANDIDATE UPON ALL BALLOTS [OTHER THAN "STRAIGHT PARTY TICKETS"
8 INCLUDING ALL BALLOTS KNOWN AS "SPLIT TICKETS"] SHALL BE
9 ENTERED, SUCH COLUMN TO BE OF CONVENIENT WIDTH AND SHALL BE
10 HEADED "NUMBER OF VOTES [RECEIVED OTHER THAN UPON STRAIGHT PARTY
11 TICKETS." THE NUMBER OF VOTES RECEIVED BY EACH CANDIDATE AS
12 SHOWN IN THE COLUMN HEADED "NUMBER OF VOTES RECEIVED UPON
13 STRAIGHT PARTY TICKETS" SHALL THEN BE ADDED, TOGETHER WITH THE
14 NUMBER OF VOTES RECEIVED BY EACH CANDIDATE AS SHOWN IN THE
15 COLUMN HEADED "NUMBER OF VOTES RECEIVED OTHER THAN UPON STRAIGHT
16 PARTY TICKETS" AND THEREUPON, THE] RECEIVED." THE TOTAL NUMBER
17 OF VOTES RECEIVED BY EACH CANDIDATE SHALL BE ENTERED IN A COLUMN
18 ON THE EXTREME RIGHT-HAND SIDE OF THE RETURN SHEETS, WHICH
19 COLUMN SHALL BE OF CONVENIENT WIDTH AND SHALL BE HEADED "TOTAL
20 NUMBER OF VOTES."

21 NOTHING IN THIS SECTION CONTAINED SHALL BE CONSTRUED TO
22 AUTHORIZE OR PERMIT THE CANVASSING, COUNTING OR TALLYING BALLOTS
23 WITH ANY LESS DEGREE OF STRICTNESS THAN OTHERWISE REQUIRED BY
24 LAW. [, THE INTENTION OF THIS SECTION BEING TO DISPENSE WITH THE
25 INDIVIDUAL TALLY MARKS ONLY SO FAR AS THE SO-CALLED "STRAIGHT
26 PARTY TICKETS" ARE CONCERNED, AND ALL OTHER OPERATIONS OF
27 TALLYING, COUNTING, CANVASSING AND ANNOUNCING THE VOTES SHALL
28 PROCEED AS NEAR AS MAY BE IN ACCORDANCE WITH THE OTHER
29 PROVISIONS OF THIS ACT.]

30 (C) IN RETURNING ANY VOTES CAST FOR ANY PERSON WHOSE NAME IS

1 NOT PRINTED ON THE BALLOT, THE ELECTION OFFICERS SHALL RECORD
2 ANY SUCH NAMES EXACTLY AS THEY WERE WRITTEN[,] OR STAMPED [OR
3 APPLIED TO] UPON THE BALLOT [BY STICKER]. IN DISTRICTS IN WHICH
4 PAPER BALLOTS OR BALLOT CARDS ARE ELECTRONICALLY TABULATED,
5 STICKERS OR LABELS MAY NOT BE USED TO MARK BALLOTS. A VOTE CAST
6 BY MEANS OF A STICKER OR LABEL AFFIXED TO A BALLOT OR BALLOT
7 CARD SHALL BE VOID AND MAY NOT BE COUNTED.

8 SECTION 1223. WHAT BALLOTS SHALL BE COUNTED; MANNER OF
9 COUNTING; DEFECTIVE BALLOTS.--(A) NO BALLOT WHICH IS SO MARKED
10 AS TO BE CAPABLE OF IDENTIFICATION SHALL BE COUNTED. ANY BALLOT
11 THAT IS MARKED IN BLUE, BLACK OR BLUE-BLACK INK, IN FOUNTAIN PEN
12 OR BALL POINT PEN, OR BLACK LEAD PENCIL OR INDELIBLE PENCIL,
13 SHALL BE VALID AND COUNTED: PROVIDED, THAT ALL MARKINGS ON THE
14 BALLOT ARE MADE BY THE SAME PEN OR PENCIL. ANY BALLOT MARKED BY
15 ANY OTHER MARK THAN AN (X) OR CHECK () IN THE SPACES PROVIDED
16 FOR THAT PURPOSE SHALL BE VOID AND NOT COUNTED: PROVIDED,
17 HOWEVER, THAT NO VOTE RECORDED THEREON SHALL BE DECLARED VOID
18 BECAUSE A CROSS (X) OR CHECK () MARK THEREON IS IRREGULAR IN
19 FORM. [ANY ERASURE, MUTILATION OR DEFECTIVE MARKING OF THE
20 STRAIGHT PARTY COLUMN AT NOVEMBER ELECTIONS SHALL RENDER THE
21 ENTIRE BALLOT VOID, UNLESS THE VOTER HAS PROPERLY INDICATED HIS
22 CHOICE FOR CANDIDATES IN ANY OFFICE BLOCK, IN WHICH CASE THE
23 VOTE OR VOTES FOR SUCH CANDIDATES ONLY SHALL BE COUNTED.] ANY
24 ERASURE OR MUTILATION IN THE VOTE IN ANY OFFICE BLOCK SHALL
25 RENDER VOID THE VOTE FOR ANY CANDIDATES IN SAID BLOCK, BUT SHALL
26 NOT INVALIDATE THE VOTES CAST ON THE REMAINDER OF THE BALLOT, IF
27 OTHERWISE PROPERLY MARKED. ANY BALLOT INDICATING A VOTE FOR ANY
28 PERSON WHOSE NAME IS NOT PRINTED ON THE BALLOT, BY WRITING[,
29 STAMPING OR STICKER] OR STAMPING, SHALL BE COUNTED AS A VOTE FOR
30 SUCH PERSON, IF PLACED IN THE PROPER SPACE OR SPACES PROVIDED

1 FOR THAT PURPOSE, WHETHER OR NOT AN (X) OR CHECK () IS PLACED
2 AFTER THE NAME OF SUCH PERSON: PROVIDED, HOWEVER, THAT IF SUCH
3 WRITING[, STAMPING OR STICKER] OR STAMPING IS PLACED OVER THE
4 NAME OF A CANDIDATE PRINTED ON THE BALLOT, IT SHALL RENDER THE
5 ENTIRE VOTE IN SAID OFFICE BLOCK VOID. IN DISTRICTS IN WHICH
6 PAPER BALLOTS OR BALLOT CARDS ARE ELECTRONICALLY TABULATED,
7 STICKERS OR LABELS MAY NOT BE USED TO MARK BALLOTS. A VOTE CAST
8 BY MEANS OF A STICKER OR LABEL AFFIXED TO A BALLOT OR BALLOT
9 CARD SHALL BE VOID AND MAY NOT BE COUNTED. IF AN ELECTOR SHALL
10 MARK HIS BALLOT FOR MORE PERSONS FOR ANY OFFICE THAN THERE ARE
11 CANDIDATES TO BE VOTED FOR FOR SUCH OFFICE, OR IF, FOR ANY
12 REASON, IT MAY BE IMPOSSIBLE TO DETERMINE HIS CHOICE FOR ANY
13 OFFICE, HIS BALLOT SHALL NOT BE COUNTED FOR SUCH OFFICE, BUT THE
14 BALLOT SHALL BE COUNTED FOR ALL OFFICES FOR WHICH IT IS PROPERLY
15 MARKED. BALLOTS NOT MARKED, OR IMPROPERLY OR DEFECTIVELY MARKED,
16 SO THAT THE WHOLE BALLOT IS VOID, SHALL BE SET ASIDE AND SHALL
17 BE PRESERVED WITH THE OTHER BALLOTS.

18 * * *

19 SECTION 1227. CANVASS AND RETURN OF VOTES IN DISTRICTS IN
20 WHICH VOTING MACHINES ARE USED.--* * *

21 (D) THE ELECTION OFFICERS, ON THE FOREGOING RETURNS, SHALL
22 RECORD ANY VOTES WHICH HAVE BEEN CAST FOR A PERSON WHOSE NAME IS
23 NOT PRINTED ON THE BALLOT LABELS, BY MEANS OF AN IRREGULAR
24 BALLOT, AS DEFINED HEREIN. IN RETURNING ANY SUCH VOTES WHICH
25 HAVE BEEN WRITTEN[,] OR DEPOSITED [OR AFFIXED] UPON RECEPTACLES
26 OR DEVICES PROVIDED FOR THE PURPOSE, THE ELECTION OFFICERS SHALL
27 RECORD ANY SUCH NAMES EXACTLY AS THEY WERE WRITTEN[,] OR
28 DEPOSITED [OR AFFIXED].

29 SECTION 4. THE ACT IS AMENDED BY ADDING SECTIONS TO READ:

30 SECTION 1231. DEADLINE FOR RECEIPT OF VALID VOTER

1 REGISTRATION APPLICATION.-- (A) EXCEPT AS PROVIDED UNDER
2 SUBSECTION (B), EACH COMMISSION, COMMISSIONER AND REGISTRAR OR
3 CLERK APPOINTED BY THE COMMISSION SHALL RECEIVE, DURING ORDINARY
4 BUSINESS HOURS AND DURING ADDITIONAL HOURS AS THE COMMISSION
5 PRESCRIBES, AT THE OFFICE OF THE COMMISSION AND AT ADDITIONAL
6 PLACES AS THE COMMISSION DESIGNATES, APPLICATIONS FROM
7 INDIVIDUALS WHO APPLY TO BE REGISTERED TO VOTE AS PROVIDED UNDER
8 25 PA.C.S. PART IV (RELATING TO VOTER REGISTRATION) WHO APPEAR
9 AND CLAIM THAT THEY ARE ENTITLED TO BE REGISTERED AS ELECTORS OF
10 A MUNICIPALITY.

11 (B) IN THE ADMINISTRATION OF VOTER REGISTRATION, EACH
12 COMMISSION SHALL ENSURE THAT AN APPLICANT WHO IS A QUALIFIED
13 ELECTOR IS REGISTERED TO VOTE IN AN ELECTION WHEN THE APPLICANT
14 HAS MET ANY OF THE FOLLOWING CONDITIONS:

15 (1) IN THE CASE OF VOTER REGISTRATION WITH A MOTOR VEHICLE
16 DRIVER'S LICENSE APPLICATION UNDER 25 PA.C.S. § 1323 (RELATING
17 TO APPLICATION WITH DRIVER'S LICENSE APPLICATION), IF THE VALID
18 VOTER REGISTRATION APPLICATION IS RECEIVED BY THE APPROPRIATE
19 COMMISSION NOT LATER THAN FIFTEEN DAYS BEFORE THE ELECTION.

20 (2) (RESERVED).

21 (3) IN THE CASE OF VOTER REGISTRATION AT A VOTER
22 REGISTRATION AGENCY UNDER 25 PA.C.S. § 1325 (RELATING TO
23 GOVERNMENT AGENCIES), IF THE VALID VOTER REGISTRATION
24 APPLICATION IS RECEIVED BY THE APPROPRIATE COMMISSION NOT LATER
25 THAN FIFTEEN DAYS BEFORE THE ELECTION.

26 (4) IN ANY OTHER CASE, IF THE VALID VOTER REGISTRATION
27 APPLICATION OF THE APPLICANT IS RECEIVED BY THE APPROPRIATE
28 COMMISSION NOT LATER THAN FIFTEEN DAYS BEFORE THE ELECTION.

29 (C) (1) IN THE CASE OF A SPECIAL ELECTION WITHIN A
30 CONGRESSIONAL, SENATORIAL OR REPRESENTATIVE DISTRICT HELD ON A

1 DAY OTHER THAN THE DAY OF A PRIMARY, GENERAL OR MUNICIPAL
2 ELECTION, THE REGISTRATION APPLICATION FORMS SHALL NOT BE
3 PROCESSED IN THE WARDS AND ELECTION DISTRICTS COMPRISING THE
4 DISTRICT FOR THE FIFTEEN DAYS PRIOR TO THE SPECIAL ELECTION FOR
5 SUCH ELECTION.

6 (2) NO APPLICATIONS SHALL BE RECEIVED AS FOLLOWS:

7 (I) ON SUNDAYS.

8 (II) ON HOLIDAYS.

9 (III) ON THE DAY OF THE ELECTION.

10 (IV) DURING THE FIFTEEN DAYS NEXT PRECEDING EACH GENERAL,
11 MUNICIPAL AND PRIMARY ELECTION EXCEPT AS PROVIDED UNDER
12 SUBSECTION (B).

13 (D) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
14 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
15 THE CONTEXT CLEARLY INDICATES OTHERWISE:

16 "COMMISSION" SHALL MEAN A REGISTRATION COMMISSION ESTABLISHED
17 UNDER 25 PA.C.S. § 1203 (RELATING TO COMMISSIONS).

18 "COMMISSIONER" SHALL MEAN A MEMBER OF A COMMISSION.

19 SECTION 1232. APPEALS.--(A) AN INDIVIDUAL WHOSE APPLICATION
20 TO BE REGISTERED HAS BEEN DENIED MAY FILE WITH THE COMMISSION A
21 PETITION TO BE REGISTERED, SETTING FORTH THE GROUNDS OF THE
22 PETITION UNDER OATH OR AFFIRMATION. THE PETITION MUST BE FILED
23 BY THE EIGHTH DAY PRIOR TO AN ELECTION.

24 (B) (1) THE COMMISSION SHALL FIX A TIME FOR A PUBLIC
25 HEARING AT ITS OFFICE NOT LATER THAN THE FIFTH DAY PRIOR TO THE
26 ELECTION.

27 (2) THE COMMISSION SHALL GIVE THE PERSON RESPONSIBLE FOR THE
28 REJECTION FORTY-EIGHT HOURS' NOTICE OF THE HEARING.

29 (3) AT THE HEARING, A CLERK, INSPECTOR OF REGISTRATION OR
30 QUALIFIED ELECTOR OF THE COUNTY MAY OFFER EVIDENCE AS TO WHY THE

1 PETITIONER SHOULD NOT BE REGISTERED.

2 (4) THE COMMISSION, IF SATISFIED THAT THE PETITIONER IS
3 ENTITLED TO BE REGISTERED, SHALL DIRECT REGISTRATION.

4 (C) AS USED IN THIS SECTION, THE FOLLOWING WORDS AND PHRASES
5 SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS SUBSECTION UNLESS
6 THE CONTEXT CLEARLY INDICATES OTHERWISE:

7 "COMMISSION" SHALL MEAN A REGISTRATION COMMISSION ESTABLISHED
8 UNDER 25 PA.C.S. § 1203 (RELATING TO COMMISSIONS).

9 SECTION 1233. APPEALS TO COURT OF COMMON PLEAS.--(A) AN
10 APPLICANT WHOSE CLAIM FOR REGISTRATION UNDER SECTION 1231 AND 25
11 PA.C.S. PART IV (RELATING TO VOTER REGISTRATION) HAS BEEN DENIED
12 SHALL HAVE STANDING TO APPEAL AN ACTION OF A COMMISSION TO THE
13 APPROPRIATE COURT OF COMMON PLEAS.

14 (B) AN APPEAL UNDER SUBSECTION (A) MUST BE MADE BY THE THIRD
15 DAY PRECEDING AN ELECTION.

16 (C) THE APPEAL MUST REQUEST RELIEF AND SPECIFY THE GROUNDS
17 FOR RELIEF.

18 (D) UPON TIMELY RECEIPT OF AN APPEAL UNDER THIS SECTION, THE
19 COURT SHALL CONDUCT A HEARING.

20 (E) IF THE COURT FINDS THAT AN INJUSTICE HAS BEEN DONE, THE
21 COURT SHALL REVERSE OR MODIFY THE RULING OF THE COMMISSION AND
22 ISSUE APPROPRIATE INJUNCTIVE RELIEF.

23 (F) THE FOLLOWING SHALL APPLY:

24 (1) EXCEPT AS PROVIDED IN PARAGRAPH (2), THE COURT MAY AWARD
25 COSTS FOR THE APPEAL TO THE PREVAILING PARTY.

26 (2) COSTS MAY NOT BE ASSESSED AGAINST A COMMISSION OR A
27 COUNTY.

28 (G) AS USED IN THIS SECTION, "COMMISSION" SHALL MEAN A
29 REGISTRATION COMMISSION ESTABLISHED UNDER 25 PA.C.S. § 1203
30 (RELATING TO COMMISSIONS).

1 SECTION 5. SECTION 1302(C), (D), (E.1) AND (I) OF THE ACT
2 ARE AMENDED AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO
3 READ:

4 SECTION 1302. APPLICATIONS FOR OFFICIAL ABSENTEE BALLOTS.--*
5 * *

6 (C) [THE APPLICATION OF ANY QUALIFIED ELECTOR, AS DEFINED IN
7 SECTION 1301(A), (B), (C), (D), (E), (F), (G) AND (H), FOR AN
8 OFFICIAL ABSENTEE BALLOT IN ANY PRIMARY OR ELECTION MAY NOT BE
9 MADE OVER THE SIGNATURE OF ANY PERSON, OTHER THAN THE QUALIFIED
10 ELECTOR OR AN ADULT MEMBER OF HIS IMMEDIATE FAMILY, AS REQUIRED
11 IN THE PRECEDING SUBSECTION.] A QUALIFIED ABSENTEE MILITARY OR
12 OVERSEAS ELECTOR, AS DEFINED BY THE UNIFORMED AND OVERSEAS
13 CITIZENS ABSENTEE VOTING ACT (PUBLIC LAW 99-410, 100 STAT. 924),
14 MAY SUBMIT HIS APPLICATION FOR AN OFFICIAL ABSENTEE BALLOT BY
15 [FACSIMILE METHOD IF THE ORIGINAL APPLICATION IS RECEIVED PRIOR
16 TO THE ELECTION BY THE COUNTY ELECTION OFFICE. THE ABSENTEE
17 BALLOT OF THE QUALIFIED MILITARY OR OVERSEAS ELECTOR SHALL NOT
18 BE COUNTED UNLESS THE ELECTOR'S ORIGINAL APPLICATION IS RECEIVED
19 PRIOR TO THE ELECTION BY THE COUNTY ELECTION OFFICE. THE
20 FACSIMILE] ELECTRONIC TRANSMISSION METHOD. THE ELECTRONIC
21 TRANSMISSION METHOD SHALL NOT BE ACCEPTABLE FOR THE OFFICIAL
22 ABSENTEE BALLOT. AS USED IN THIS SUBSECTION, "ELECTRONIC
23 TRANSMISSION METHOD" MEANS ANY TECHNOLOGY THAT CAN TRANSMIT A
24 DOCUMENT OR AN IMAGE OF A DOCUMENT VIA ELECTRONIC OR
25 ELECTROMECHANICAL MEANS, INCLUDING, BUT NOT LIMITED TO,
26 FACSIMILE METHOD. AN ELECTOR ENTITLED TO SUBMIT AN APPLICATION
27 FOR AN OFFICIAL ABSENTEE BALLOT UNDER A METHOD AUTHORIZED UNDER
28 25 PA.C.S. CH. 35 (RELATING TO UNIFORM MILITARY AND OVERSEAS
29 VOTERS) MAY SUBMIT AN APPLICATION USING A METHOD AUTHORIZED
30 UNDER 25 PA.C.S. CH. 35, IN ADDITION TO THE METHODS AUTHORIZED

1 IN THIS ARTICLE.

2 (D) THE APPLICATION OF ANY QUALIFIED ELECTOR, AS DEFINED IN
3 PRECEDING SECTION 1301, SUBSECTIONS [(B)] (A) TO (H), INCLUSIVE,
4 FOR AN OFFICIAL ABSENTEE BALLOT IN ANY PRIMARY OR ELECTION SHALL
5 BE SIGNED BY THE APPLICANT[.], EXCEPT THAT FOR ELECTORS UNDER
6 SECTION 1301(A), AN ADULT MEMBER OF THE APPLICANT'S IMMEDIATE
7 FAMILY MAY SIGN THE APPLICATION ON THE ELECTOR'S BEHALF.

8 * * *

9 (E.1) ANY QUALIFIED REGISTERED ELECTOR[, INCLUDING ANY
10 QUALIFIED BEDRIDDEN OR HOSPITALIZED VETERAN,] WHO IS UNABLE
11 BECAUSE OF ILLNESS OR PHYSICAL DISABILITY TO ATTEND HIS POLLING
12 PLACE ON THE DAY OF ANY PRIMARY OR ELECTION OR OPERATE A VOTING
13 MACHINE AND STATE DISTINCTLY AND AUDIBLY THAT HE IS UNABLE TO DO
14 SO AS REQUIRED BY SECTION 1218 OF THIS ACT MAY, WITH THE
15 CERTIFICATION BY HIS ATTENDING PHYSICIAN THAT HE IS PERMANENTLY
16 DISABLED, AND PHYSICALLY UNABLE TO ATTEND THE POLLS OR OPERATE A
17 VOTING MACHINE AND MAKE THE DISTINCT AND AUDIBLE STATEMENT
18 REQUIRED BY SECTION 1218 APPENDED TO THE APPLICATION
19 HEREINBEFORE REQUIRED, BE PLACED ON A PERMANENTLY DISABLED
20 ABSENTEE BALLOT LIST FILE. AN ABSENTEE BALLOT APPLICATION SHALL
21 BE MAILED TO EVERY SUCH PERSON [FOR EACH PRIMARY OR ELECTION]
22 OTHERWISE ELIGIBLE TO RECEIVE ONE, BY THE FIRST MONDAY IN
23 FEBRUARY EACH YEAR, SO LONG AS HE DOES NOT LOSE HIS VOTING
24 RIGHTS BY FAILURE TO VOTE AS OTHERWISE REQUIRED BY THIS ACT.
25 SUCH PERSON SHALL NOT BE REQUIRED TO FILE A PHYSICIAN'S
26 CERTIFICATE OF DISABILITY WITH EACH APPLICATION AS REQUIRED IN
27 SUBSECTION (E) OF THIS SECTION [BUT SUCH PERSON MUST SUBMIT A
28 WRITTEN STATEMENT ASSERTING CONTINUING DISABILITY EVERY FOUR
29 YEARS IN ORDER TO MAINTAIN HIS ELIGIBILITY TO VOTE UNDER THE
30 PROVISIONS OF THIS SUBSECTION]. SHOULD ANY SUCH PERSON LOSE HIS

1 DISABILITY HE SHALL INFORM THE COUNTY BOARD OF ELECTIONS OF THE
2 COUNTY OF HIS RESIDENCE. AN ABSENTEE BALLOT APPLICATION MAILED
3 TO A VOTER UNDER THIS SECTION, WHICH IS COMPLETED AND TIMELY
4 RETURNED BY THE VOTER, SHALL SERVE AS AN APPLICATION FOR ANY AND
5 ALL PRIMARY, GENERAL OR SPECIAL ELECTIONS TO BE HELD IN THE
6 REMAINDER OF THAT CALENDAR YEAR AND FOR ALL SPECIAL ELECTIONS TO
7 BE HELD BEFORE THE THIRD MONDAY IN FEBRUARY OF THE SUCCEEDING
8 YEAR.

9 * * *

10 (I) (1) APPLICATION FOR OFFICIAL ABSENTEE BALLOTS SHALL BE
11 ON PHYSICAL AND ELECTRONIC FORMS PRESCRIBED BY THE SECRETARY OF
12 THE COMMONWEALTH. THE APPLICATION SHALL STATE THAT [A VOTER] AN
13 ELECTOR WHO RECEIVES AND VOTES AN ABSENTEE BALLOT PURSUANT TO
14 SECTION 1301 [AND WHO, ON ELECTION DAY, IS CAPABLE OF VOTING AT
15 THE APPROPRIATE POLLING PLACE MUST VOID THE ABSENTEE BALLOT AND
16 VOTE IN THE NORMAL MANNER AT THE APPROPRIATE VOTING PLACE] SHALL
17 NOT BE ELIGIBLE TO VOTE AT A POLLING PLACE ON ELECTION DAY. SUCH
18 PHYSICAL APPLICATION FORMS SHALL BE MADE FREELY AVAILABLE TO THE
19 PUBLIC AT COUNTY BOARD OF ELECTIONS, MUNICIPAL BUILDINGS AND AT
20 SUCH OTHER LOCATIONS DESIGNATED BY THE SECRETARY. SUCH
21 ELECTRONIC APPLICATION FORMS SHALL BE MADE FREELY AVAILABLE TO
22 THE PUBLIC THROUGH PUBLICLY ACCESSIBLE MEANS. NO WRITTEN
23 APPLICATION OR PERSONAL REQUEST SHALL BE NECESSARY TO RECEIVE OR
24 ACCESS THE APPLICATION FORMS. COPIES AND RECORDS OF ALL
25 COMPLETED PHYSICAL AND ELECTRONIC APPLICATIONS FOR OFFICIAL
26 ABSENTEE BALLOTS SHALL BE RETAINED BY THE COUNTY BOARD OF
27 ELECTIONS.

28 (2) NOTHING IN THIS ACT SHALL PROHIBIT A PRIVATE
29 ORGANIZATION OR INDIVIDUAL FROM PRINTING BLANK VOTER
30 APPLICATIONS FOR ABSENTEE BALLOTS OR SHALL PROHIBIT THE USE OF

1 SUCH APPLICATIONS BY ANOTHER INDIVIDUAL, PROVIDED THE FORM,
2 CONTENT AND PAPER QUALITY HAVE BEEN APPROVED BY THE SECRETARY OF
3 THE COMMONWEALTH.

4 * * *

5 (K) THE SECRETARY OF THE COMMONWEALTH MAY DEVELOP AN
6 ELECTRONIC SYSTEM THROUGH WHICH ALL QUALIFIED ELECTORS MAY APPLY
7 FOR AN ABSENTEE BALLOT AND REQUEST PERMANENT ABSENTEE VOTER
8 STATUS UNDER SUBSECTION (E.1), PROVIDED THE SYSTEM IS ABLE TO
9 CAPTURE A DIGITIZED OR ELECTRONIC SIGNATURE OF THE APPLICANT. A
10 COUNTY BOARD OF ELECTIONS SHALL TREAT ANY APPLICATION OR REQUEST
11 RECEIVED THROUGH THE ELECTRONIC SYSTEM AS IF THE APPLICATION OR
12 REQUEST HAD BEEN SUBMITTED ON A PAPER FORM OR ANY OTHER FORMAT
13 USED BY THE COUNTY.

14 SECTION 5.1. SECTIONS 1302.1, 1302.2, 1302.3 HEADING, (A)
15 AND (C), 1303(D) AND (E) AND 1305(B) OF THE ACT ARE AMENDED TO
16 READ:

17 SECTION 1302.1. DATE OF APPLICATION FOR ABSENTEE BALLOT.--
18 (A) EXCEPT AS PROVIDED IN [SUBSECTIONS (A.1) AND (A.2)]
19 SUBSECTION (A.3), APPLICATIONS FOR ABSENTEE BALLOTS SHALL BE
20 RECEIVED IN THE OFFICE OF THE COUNTY BOARD OF ELECTIONS NOT
21 EARLIER THAN FIFTY (50) DAYS BEFORE THE PRIMARY OR ELECTION
22 [AND], EXCEPT THAT IF A COUNTY BOARD OF ELECTIONS DETERMINES
23 THAT IT WOULD BE APPROPRIATE TO ITS OPERATIONAL NEEDS, ANY
24 APPLICATIONS FOR ABSENTEE BALLOTS RECEIVED MORE THAN FIFTY (50)
25 DAYS BEFORE THE PRIMARY OR ELECTION MAY BE PROCESSED BEFORE THAT
26 TIME. APPLICATIONS FOR ABSENTEE BALLOTS SHALL BE PROCESSED IF
27 RECEIVED NOT LATER THAN FIVE O'CLOCK P.M. OF THE FIRST TUESDAY
28 PRIOR TO THE DAY OF ANY PRIMARY OR ELECTION.

29 [(A.1) EXCEPT AS PROVIDED IN SUBSECTION (A.2), IN THE EVENT
30 ANY ELECTOR OTHERWISE QUALIFIED WHO IS SO PHYSICALLY DISABLED OR

1 ILL ON OR BEFORE THE FIRST TUESDAY PRIOR TO ANY PRIMARY OR
2 ELECTION THAT HE IS UNABLE TO FILE HIS APPLICATION OR WHO
3 BECOMES PHYSICALLY DISABLED OR ILL AFTER THE FIRST TUESDAY PRIOR
4 TO ANY PRIMARY OR ELECTION AND IS UNABLE TO APPEAR AT HIS
5 POLLING PLACE OR ANY ELECTOR OTHERWISE QUALIFIED WHO BECAUSE OF
6 THE CONDUCT OF HIS BUSINESS, DUTIES OR OCCUPATION WILL
7 NECESSARILY BE ABSENT FROM THE MUNICIPALITY OF HIS RESIDENCE ON
8 THE DAY OF THE PRIMARY OR ELECTION, WHICH FACT WAS NOT AND COULD
9 NOT REASONABLY BE KNOWN TO SAID ELECTOR ON OR BEFORE THE FIRST
10 TUESDAY PRIOR TO ANY PRIMARY OR ELECTION, THE ELECTOR SHALL BE
11 ENTITLED TO AN ABSENTEE BALLOT AT ANY TIME PRIOR TO FIVE O'CLOCK
12 P.M. ON THE FIRST FRIDAY PRECEDING ANY PRIMARY OR ELECTION UPON
13 EXECUTION OF AN EMERGENCY APPLICATION IN SUCH FORM PRESCRIBED BY
14 THE SECRETARY OF THE COMMONWEALTH.

15 (A.2) IN THE EVENT ANY ELECTOR OTHERWISE QUALIFIED WHO
16 BECOMES SO PHYSICALLY DISABLED OR ILL BETWEEN FIVE O'CLOCK P.M.
17 ON THE FIRST FRIDAY PRECEDING ANY PRIMARY OR ELECTION AND EIGHT
18 O'CLOCK P.M. ON THE DAY OF ANY PRIMARY OR ELECTION THAT HE IS
19 UNABLE TO APPEAR AT HIS POLLING PLACE OR ANY ELECTOR OTHERWISE
20 QUALIFIED WHO BECAUSE OF THE CONDUCT OF HIS BUSINESS, DUTIES OR
21 OCCUPATION WILL NECESSARILY BE ABSENT FROM THE MUNICIPALITY OF
22 HIS RESIDENCE ON THE DAY OF THE PRIMARY OR ELECTION, WHICH FACT
23 WAS NOT AND COULD NOT REASONABLY BE KNOWN TO SAID ELECTOR PRIOR
24 TO FIVE O'CLOCK P.M. ON THE FIRST FRIDAY PRECEDING ANY PRIMARY
25 OR ELECTION, THE ELECTOR SHALL BE ENTITLED TO AN ABSENTEE BALLOT
26 IF THE ELECTOR COMPLETES AND FILES WITH THE COURT OF COMMON
27 PLEAS IN THE COUNTY IN WHICH THE ELECTOR IS QUALIFIED TO VOTE AN
28 EMERGENCY APPLICATION OR A LETTER OR OTHER SIGNED DOCUMENT,
29 WHICH INCLUDES THE SAME INFORMATION AS IS PROVIDED ON THE
30 EMERGENCY APPLICATION. UPON A DETERMINATION THAT THE ELECTOR IS

1 A QUALIFIED ABSENTEE ELECTOR UNDER SECTION 1301, THE JUDGE SHALL
2 ISSUE AN ABSENTEE BALLOT TO THE ELECTOR.]

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

6 (I) AN ELECTOR WHOSE PHYSICAL DISABILITY OR ILLNESS
7 PREVENTED THE ELECTOR FROM APPLYING FOR AN ABSENTEE BALLOT
8 BEFORE FIVE O'CLOCK P.M. ON THE FIRST TUESDAY PRIOR TO THE DAY
9 OF THE PRIMARY OR ELECTION.

10 (II) AN ELECTOR WHO, BECAUSE OF THE ELECTOR'S BUSINESS,
11 DUTIES OR OCCUPATION, WAS UNABLE TO APPLY FOR AN ABSENTEE BALLOT
12 BEFORE FIVE O'CLOCK P.M. ON THE FIRST TUESDAY PRIOR TO THE DAY
13 OF THE PRIMARY OR ELECTION.

14 (III) AN ELECTOR WHO BECOMES SO PHYSICALLY DISABLED OR ILL
15 AFTER FIVE O'CLOCK P.M. ON THE FIRST TUESDAY PRIOR TO THE DAY OF
16 THE PRIMARY OR ELECTION THAT THE ELECTOR IS UNABLE TO APPEAR AT
17 THE POLLING PLACE ON THE DAY OF THE PRIMARY OR ELECTION.

18 (IV) AN ELECTOR WHO, BECAUSE OF THE CONDUCT OF THE ELECTOR'S
19 BUSINESS, DUTIES OR OCCUPATION, WILL NECESSARILY BE ABSENT FROM
20 THE ELECTOR'S MUNICIPALITY OF RESIDENCE ON THE DAY OF THE
21 PRIMARY OR ELECTION, WHICH FACT WAS NOT AND COULD NOT REASONABLY
22 BE KNOWN TO THE ELECTOR ON OR BEFORE FIVE O'CLOCK P.M. ON THE
23 FIRST TUESDAY PRIOR TO THE DAY OF THE PRIMARY OR ELECTION.

24 (2) AN ELECTOR DESCRIBED IN PARAGRAPH (1) MAY SUBMIT AN
25 APPLICATION FOR AN ABSENTEE BALLOT AT ANY TIME UP UNTIL THE TIME
26 OF THE CLOSING OF THE POLLS ON THE DAY OF THE PRIMARY OR
27 ELECTION. THE APPLICATION SHALL INCLUDE A DECLARATION DESCRIBING
28 THE CIRCUMSTANCES THAT PREVENTED THE ELECTOR FROM APPLYING FOR
29 AN ABSENTEE BALLOT BEFORE FIVE O'CLOCK P.M. ON THE FIRST TUESDAY
30 PRIOR TO THE DAY OF THE PRIMARY OR ELECTION OR THAT PREVENT THE

1 ELECTOR FROM APPEARING AT THE POLLING PLACE ON THE DAY OF THE
2 PRIMARY OR ELECTION, AND THE ELECTOR'S QUALIFICATIONS UNDER
3 PARAGRAPH (1). THE DECLARATION SHALL BE MADE SUBJECT TO THE
4 PROVISIONS OF 18 PA.C.S. § 4904 (RELATING TO UNSWORN
5 FALSIFICATION TO AUTHORITIES).

6 (3) IF THE COUNTY BOARD OF ELECTIONS DETERMINES THAT THE
7 ELECTOR MEETS THE REQUIREMENTS OF THIS SECTION, THE BOARD SHALL
8 ISSUE AN ABSENTEE BALLOT TO THE ELECTOR.

9 (4) IF THE ELECTOR IS UNABLE TO APPEAR [IN COURT] AT THE
10 OFFICE OF THE COUNTY BOARD OF ELECTIONS TO RECEIVE THE BALLOT,
11 THE [JUDGE] BOARD SHALL GIVE THE ELECTOR'S ABSENTEE BALLOT TO AN
12 AUTHORIZED REPRESENTATIVE OF THE ELECTOR WHO IS DESIGNATED IN
13 WRITING BY THE ELECTOR. THE AUTHORIZED REPRESENTATIVE SHALL
14 DELIVER THE ABSENTEE BALLOT TO THE ELECTOR AND RETURN THE
15 COMPLETED ABSENTEE BALLOT, SEALED IN THE OFFICIAL ABSENTEE
16 BALLOT ENVELOPES, TO THE OFFICE OF THE COUNTY BOARD OF
17 ELECTIONS, [WHO] WHICH SHALL [DISTRIBUTE] RETAIN THE BALLOT,
18 UNOPENED, [TO THE ABSENTEE VOTER'S ELECTION DISTRICT] UNTIL THE
19 CANVASSING OF ALL ABSENTEE BALLOTS.

20 (5) MULTIPLE PEOPLE QUALIFIED UNDER THIS SUBSECTION MAY
21 DESIGNATE THE SAME PERSON, AND A SINGLE PERSON MAY SERVE AS THE
22 AUTHORIZED REPRESENTATIVE FOR MULTIPLE QUALIFIED ELECTORS.

23 (6) IF THE ELECTOR IS UNABLE TO APPEAR [IN COURT] AT THE
24 OFFICE OF THE COUNTY BOARD OF ELECTIONS OR UNABLE TO OBTAIN
25 ASSISTANCE FROM AN AUTHORIZED REPRESENTATIVE, THE COUNTY BOARD
26 MAY PROVIDE AN AUTHORIZED REPRESENTATIVE OR ASK THE JUDGE
27 [SHALL] OF THE COURT OF COMMON PLEAS IN THE COUNTY IN WHICH THE
28 ELECTOR IS QUALIFIED TO VOTE TO DIRECT A DEPUTY SHERIFF OF THE
29 COUNTY TO DELIVER THE ABSENTEE BALLOT TO THE ELECTOR IF THE
30 ELECTOR IS AT A PHYSICAL LOCATION WITHIN THE COUNTY AND RETURN

1 THE COMPLETED ABSENTEE BALLOT, SEALED IN THE OFFICIAL ABSENTEE
2 BALLOT ENVELOPES, TO THE COUNTY BOARD OF ELECTIONS[, WHO SHALL
3 DISTRIBUTE THE BALLOTS, UNOPENED, TO THE ABSENTEE VOTER'S
4 RESPECTIVE ELECTION DISTRICT]. IF THERE IS NO AUTHORIZED
5 REPRESENTATIVE AND A DEPUTY SHERIFF IS UNAVAILABLE TO DELIVER AN
6 ABSENTEE BALLOT UNDER THIS SECTION, THE JUDGE MAY DIRECT A
7 CONSTABLE TO MAKE SUCH DELIVERY IN ACCORDANCE WITH THE
8 PROVISIONS OF THIS SECTION.

9 (7) IN THE CASE OF AN ELECTOR WHO REQUIRES ASSISTANCE IN
10 MARKING THE ELECTOR'S BALLOT, THE ELECTOR SHALL DESIGNATE IN
11 WRITING THE PERSON WHO WILL ASSIST IN MARKING THE BALLOT. SUCH
12 PERSON SHALL BE OTHERWISE ELIGIBLE TO PROVIDE ASSISTANCE TO
13 ELECTORS ELIGIBLE FOR ASSISTANCE, AND SUCH PERSON SHALL DECLARE
14 IN WRITING THAT ASSISTANCE WAS RENDERED. ANY PERSON OTHER THAN
15 THE DESIGNEE WHO SHALL RENDER ASSISTANCE IN MARKING A BALLOT OR
16 ANY PERSON RENDERING ASSISTANCE WHO SHALL FAIL TO EXECUTE A
17 DECLARATION SHALL BE GUILTY OF A VIOLATION OF THIS ACT.

18 (8) NO ABSENTEE BALLOT UNDER THIS SUBSECTION SHALL BE
19 COUNTED WHICH IS RECEIVED IN THE OFFICE OF THE COUNTY BOARD OF
20 ELECTIONS LATER THAN [EIGHT O'CLOCK P.M. ON THE DAY OF THE
21 PRIMARY OR ELECTION] THE DEADLINE FOR ITS RECEIPT AS PROVIDED IN
22 SECTION 1308(G).

23 (B) IN THE CASE OF AN ELECTOR WHOSE APPLICATION FOR AN
24 ABSENTEE BALLOT IS RECEIVED BY THE OFFICE OF THE COUNTY BOARD OF
25 ELECTIONS EARLIER THAN FIFTY (50) DAYS BEFORE THE PRIMARY OR
26 ELECTION, THE APPLICATION SHALL BE HELD AND PROCESSED UPON
27 COMMENCEMENT OF THE FIFTY-DAY PERIOD OR AT SUCH EARLIER TIME AS
28 THE COUNTY BOARD OF ELECTIONS DETERMINES MAY BE APPROPRIATE.

29 [(C) IN THE CASE OF AN ELECTOR WHO IS PHYSICALLY DISABLED OR
30 ILL ON OR BEFORE THE FIRST TUESDAY PRIOR TO A PRIMARY OR

1 ELECTION OR BECOMES PHYSICALLY DISABLED OR ILL AFTER THE FIRST
2 TUESDAY PRIOR TO A PRIMARY OR ELECTION, SUCH EMERGENCY
3 APPLICATION, LETTER OR OTHER SIGNED DOCUMENT SHALL CONTAIN A
4 SUPPORTING AFFIDAVIT FROM HIS ATTENDING PHYSICIAN STATING THAT
5 DUE TO PHYSICAL DISABILITY OR ILLNESS SAID ELECTOR WAS UNABLE TO
6 APPLY FOR AN ABSENTEE BALLOT ON OR BEFORE THE FIRST TUESDAY
7 PRIOR TO THE PRIMARY OR ELECTION OR BECAME PHYSICALLY DISABLED
8 OR ILL AFTER THAT PERIOD.

9 (D) IN THE CASE OF AN ELECTOR WHO IS NECESSARILY ABSENT
10 BECAUSE OF THE CONDUCT OF HIS BUSINESS, DUTIES OR OCCUPATION
11 UNDER THE UNFORESEEN CIRCUMSTANCES SPECIFIED IN SUBSECTIONS
12 (A.1) AND (A.2), SUCH EMERGENCY APPLICATION, LETTER OR OTHER
13 SIGNED DOCUMENT SHALL CONTAIN A SUPPORTING AFFIDAVIT FROM SUCH
14 ELECTOR STATING THAT BECAUSE OF THE CONDUCT OF HIS BUSINESS,
15 DUTIES OR OCCUPATION SAID ELECTOR WILL NECESSARILY BE ABSENT
16 FROM THE MUNICIPALITY OF HIS RESIDENCE ON THE DAY OF THE PRIMARY
17 OR ELECTION WHICH FACT WAS NOT AND COULD NOT REASONABLY BE KNOWN
18 TO SAID ELECTOR ON OR BEFORE THE FIRST TUESDAY PRIOR TO THE
19 PRIMARY OR ELECTION.]

20 SECTION 1302.2. APPROVAL OF APPLICATION FOR ABSENTEE
21 BALLOT.--

22 (A) THE COUNTY BOARD OF ELECTIONS, UPON RECEIPT OF ANY
23 APPLICATION FILED BY A QUALIFIED ELECTOR NOT REQUIRED TO BE
24 REGISTERED UNDER PRECEDING SECTION 1301, SHALL ASCERTAIN FROM
25 THE INFORMATION ON SUCH APPLICATION, DISTRICT REGISTER OR FROM
26 ANY OTHER SOURCE THAT SUCH APPLICANT POSSESSES ALL THE
27 QUALIFICATIONS OF A QUALIFIED ELECTOR OTHER THAN BEING
28 REGISTERED OR ENROLLED. IF THE BOARD IS SATISFIED THAT THE
29 APPLICANT IS QUALIFIED TO RECEIVE AN OFFICIAL ABSENTEE BALLOT,
30 THE APPLICATION SHALL BE MARKED APPROVED SUCH APPROVAL DECISION

1 SHALL BE FINAL AND BINDING EXCEPT THAT CHALLENGES MAY BE MADE
2 ONLY ON THE GROUND THAT THE APPLICANT DID NOT POSSESS
3 QUALIFICATIONS OF AN ABSENTEE ELECTOR. SUCH CHALLENGES MUST BE
4 MADE TO THE COUNTY BOARD OF ELECTIONS PRIOR TO [5:00 O'CLOCK
5 P.M. ON THE FIRST FRIDAY PRIOR TO THE ELECTION.] THE APPLICABLE
6 DEADLINE FOR THE ABSENTEE BALLOTS TO BE RECEIVED, AS PROVIDED IN
7 SECTION 1308(G). WHEN SO APPROVED, THE COUNTY BOARD OF ELECTIONS
8 SHALL CAUSE THE APPLICANT'S NAME AND RESIDENCE (AND AT A
9 PRIMARY, THE PARTY ENROLLMENT) TO BE INSERTED IN THE MILITARY,
10 VETERANS AND EMERGENCY CIVILIANS ABSENTEE VOTERS FILE AS
11 PROVIDED IN SECTION 1302.3, SUBSECTION (B): PROVIDING, HOWEVER,
12 THAT NO APPLICATION OF ANY QUALIFIED ELECTOR IN MILITARY SERVICE
13 SHALL BE REJECTED FOR FAILURE TO INCLUDE ON [HIS] THE ELECTOR'S
14 APPLICATION ANY INFORMATION IF SUCH INFORMATION MAY BE
15 ASCERTAINED WITHIN A REASONABLE TIME BY THE COUNTY BOARD OF
16 ELECTIONS.

17 (B) THE COUNTY BOARD OF ELECTIONS, UPON RECEIPT OF ANY
18 APPLICATION FILED BY A QUALIFIED ELECTOR WHO IS ENTITLED, UNDER
19 THE PROVISIONS OF THE PERMANENT REGISTRATION LAW AS NOW OR
20 HEREINAFTER ENACTED BY THE GENERAL ASSEMBLY, TO ABSENTEE
21 REGISTRATION PRIOR TO OR CONCURRENTLY WITH THE TIME OF VOTING AS
22 PROVIDED UNDER PRECEDING SECTION 1301, SHALL ASCERTAIN FROM THE
23 INFORMATION ON SUCH APPLICATION OR FROM ANY OTHER SOURCE THAT
24 SUCH APPLICANT POSSESSES ALL THE QUALIFICATIONS OF A QUALIFIED
25 ELECTOR. IF THE BOARD IS SATISFIED THAT THE APPLICANT IS
26 ENTITLED, UNDER THE PROVISIONS OF THE PERMANENT REGISTRATION LAW
27 AS NOW OR HEREINAFTER ENACTED BY THE GENERAL ASSEMBLY, TO
28 ABSENTEE REGISTRATION PRIOR TO OR CONCURRENTLY WITH THE TIME OF
29 VOTING AND THAT THE APPLICANT IS QUALIFIED TO RECEIVE AN
30 OFFICIAL ABSENTEE BALLOT, THE APPLICATION SHALL BE MARKED

1 "APPROVED." SUCH APPROVAL DECISION SHALL BE FINAL AND BINDING
2 EXCEPT THAT CHALLENGES MAY BE MADE ONLY ON THE GROUND THAT THE
3 APPLICANT DID NOT POSSESS THE QUALIFICATIONS OF AN ABSENTEE
4 ELECTOR PRIOR TO OR CONCURRENTLY WITH THE TIME OF VOTING. SUCH
5 CHALLENGES MUST BE MADE TO THE COUNTY BOARD OF ELECTIONS PRIOR
6 TO [5:00 O'CLOCK P.M. ON THE FIRST FRIDAY PRIOR TO THE
7 ELECTION.] THE APPLICABLE DEADLINE FOR THE ABSENTEE BALLOTS TO
8 BE RECEIVED, AS PROVIDED IN SECTION 1308(G). WHEN SO APPROVED,
9 THE COUNTY BOARD OF ELECTIONS SHALL CAUSE THE APPLICANT'S NAME
10 AND RESIDENCE (AND AT A PRIMARY, THE PARTY ENROLLMENT) TO BE
11 INSERTED IN THE MILITARY, VETERANS AND EMERGENCY CIVILIAN
12 ABSENTEE VOTERS FILE AS PROVIDED IN SECTION 1302.3 SUBSECTION
13 (B).

14 (C) THE COUNTY BOARD OF ELECTIONS, UPON RECEIPT OF ANY
15 APPLICATION OF A QUALIFIED ELECTOR REQUIRED TO BE REGISTERED
16 UNDER THE PROVISIONS OF PRECEDING SECTION 1301, SHALL DETERMINE
17 THE QUALIFICATIONS OF SUCH APPLICANT BY VERIFYING THE PROOF OF
18 IDENTIFICATION AND COMPARING THE INFORMATION SET FORTH ON SUCH
19 APPLICATION WITH THE INFORMATION CONTAINED ON THE APPLICANT'S
20 PERMANENT REGISTRATION CARD. IF THE BOARD IS SATISFIED THAT THE
21 APPLICANT IS QUALIFIED TO RECEIVE AN OFFICIAL ABSENTEE BALLOT,
22 THE APPLICATION SHALL BE MARKED "APPROVED." SUCH APPROVAL
23 DECISION SHALL BE FINAL AND BINDING, EXCEPT THAT CHALLENGES MAY
24 BE MADE ONLY ON THE GROUND THAT THE APPLICANT DID NOT POSSESS
25 THE QUALIFICATIONS OF AN ABSENTEE ELECTOR. SUCH CHALLENGES MUST
26 BE MADE TO THE COUNTY BOARD OF ELECTIONS PRIOR TO [5:00 O'CLOCK
27 P.M. ON THE FIRST FRIDAY PRIOR TO THE ELECTION.] THE APPLICABLE
28 DEADLINE FOR THE ABSENTEE BALLOTS TO BE RECEIVED, AS PROVIDED IN
29 SECTION 1308(G). WHEN SO APPROVED, THE REGISTRATION COMMISSION
30 SHALL CAUSE AN ABSENTEE VOTER'S TEMPORARY REGISTRATION CARD TO

1 BE INSERTED IN THE DISTRICT REGISTER ON TOP OF AND ALONG WITH
2 THE PERMANENT REGISTRATION CARD. THE ABSENTEE VOTER'S TEMPORARY
3 REGISTRATION CARD SHALL BE IN THE COLOR AND FORM PRESCRIBED IN
4 SUBSECTION (E) OF THIS SECTION:

5 PROVIDED, HOWEVER, THAT THE DUTIES OF THE COUNTY BOARDS OF
6 ELECTIONS AND THE REGISTRATION COMMISSIONS WITH RESPECT TO THE
7 INSERTION OF THE ABSENTEE VOTER'S TEMPORARY REGISTRATION CARD OF
8 ANY ELECTOR FROM THE DISTRICT REGISTER AS SET FORTH IN SECTION
9 1302.2 SHALL INCLUDE ONLY SUCH APPLICATIONS AND EMERGENCY
10 APPLICATIONS AS ARE RECEIVED ON OR BEFORE THE FIRST TUESDAY
11 PRIOR TO THE PRIMARY OR ELECTION. IN ALL CASES WHERE
12 APPLICATIONS ARE RECEIVED AFTER THE FIRST TUESDAY PRIOR TO THE
13 PRIMARY OR ELECTION AND BEFORE [FIVE O'CLOCK P. M. ON THE FIRST
14 FRIDAY PRIOR TO] EIGHT O'CLOCK P.M. ON THE DAY OF THE PRIMARY OR
15 ELECTION, THE COUNTY BOARD OF ELECTIONS SHALL DETERMINE THE
16 QUALIFICATIONS OF SUCH APPLICANT BY VERIFYING THE PROOF OF
17 IDENTIFICATION AND COMPARING THE INFORMATION SET FORTH ON SUCH
18 APPLICATION WITH THE INFORMATION CONTAINED ON THE APPLICANT'S
19 DUPLICATE REGISTRATION CARD ON FILE IN THE GENERAL REGISTER
20 (ALSO REFERRED TO AS THE MASTER FILE) IN THE OFFICE OF THE
21 REGISTRATION COMMISSION AND SHALL CAUSE THE NAME AND RESIDENCE
22 (AND AT PRIMARIES, THE PARTY ENROLLMENT) TO BE INSERTED IN THE
23 MILITARY, VETERANS AND EMERGENCY CIVILIAN ABSENTEE VOTERS FILE
24 AS PROVIDED IN SECTION 1302.3, SUBSECTION (B). [IN ADDITION, THE
25 LOCAL DISTRICT BOARDS OF ELECTIONS SHALL, UPON CANVASSING THE
26 OFFICIAL ABSENTEE BALLOTS UNDER SECTION 1308, EXAMINE THE VOTING
27 CHECK LIST OF THE ELECTION DISTRICT OF SAID ELECTOR'S RESIDENCE
28 AND SATISFY ITSELF THAT SUCH ELECTOR DID NOT CAST ANY BALLOT
29 OTHER THAN THE ONE PROPERLY ISSUED TO HIM UNDER HIS ABSENTEE
30 BALLOT APPLICATION. IN ALL CASES WHERE THE EXAMINATION OF THE

1 LOCAL DISTRICT BOARD OF ELECTIONS DISCLOSES THAT AN ELECTOR DID
2 VOTE A BALLOT OTHER THAN THE ONE PROPERLY ISSUED TO HIM UNDER
3 THE ABSENTEE BALLOT APPLICATION, THE LOCAL DISTRICT BOARD OF
4 ELECTIONS SHALL THEREUPON CANCEL SAID ABSENTEE BALLOT AND SAID
5 ELECTOR SHALL BE SUBJECT TO THE PENALTIES AS HEREINAFTER SET
6 FORTH.]

7 (D) IN THE EVENT THAT ANY APPLICATION FOR AN OFFICIAL
8 ABSENTEE BALLOT IS NOT APPROVED BY THE COUNTY BOARD OF
9 ELECTIONS, THE ELECTOR SHALL BE NOTIFIED IMMEDIATELY TO THAT
10 EFFECT WITH A STATEMENT BY THE COUNTY BOARD OF THE REASONS FOR
11 THE DISAPPROVAL. FOR THOSE APPLICANTS WHOSE PROOF OF
12 IDENTIFICATION WAS NOT PROVIDED WITH THE APPLICATION OR COULD
13 NOT BE VERIFIED BY THE BOARD, THE BOARD SHALL SEND NOTICE TO THE
14 ELECTOR WITH THE ABSENTEE BALLOT REQUIRING THE ELECTOR TO
15 PROVIDE PROOF OF IDENTIFICATION WITH THE ABSENTEE BALLOT OR THE
16 BALLOT WILL NOT BE COUNTED.

17 (E) THE ABSENTEE VOTER'S TEMPORARY REGISTRATION CARD SHALL
18 BE IN DUPLICATE AND THE SAME SIZE AS THE PERMANENT REGISTRATION
19 CARD, IN A DIFFERENT AND CONTRASTING COLOR TO THE PERMANENT
20 REGISTRATION CARD AND SHALL CONTAIN THE ABSENTEE VOTER'S NAME
21 AND ADDRESS AND SHALL CONSPICUOUSLY CONTAIN THE WORDS "ABSENTEE
22 VOTER." [SUCH CARD SHALL ALSO CONTAIN THE AFFIDAVIT REQUIRED BY
23 SUBSECTION (B) OF SECTION 1306.]

24 (F) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, A
25 QUALIFIED ABSENTEE ELECTOR SHALL NOT BE REQUIRED TO PROVIDE
26 PROOF OF IDENTIFICATION IF THE ELECTOR IS ENTITLED TO VOTE BY
27 ABSENTEE BALLOT UNDER THE UNIFORMED AND OVERSEAS CITIZENS
28 ABSENTEE VOTING ACT (PUBLIC LAW 99-410, 100 STAT. 924) OR BY AN
29 ALTERNATIVE BALLOT UNDER THE VOTING ACCESSIBILITY FOR THE
30 ELDERLY AND HANDICAPPED ACT (PUBLIC LAW 98-435, 98 STAT. 1678).

1 SECTION 1302.3. ABSENTEE AND MAIL-IN ELECTORS FILES AND
2 LISTS.--(A) THE COUNTY BOARD OF ELECTIONS SHALL MAINTAIN AT ITS
3 OFFICE A FILE CONTAINING THE DUPLICATE ABSENTEE VOTER'S
4 TEMPORARY REGISTRATION CARDS OF EVERY REGISTERED ELECTOR TO WHOM
5 AN ABSENTEE BALLOT HAS BEEN SENT. SUCH DUPLICATE ABSENTEE
6 VOTER'S TEMPORARY REGISTRATION CARDS SHALL BE FILED BY ELECTION
7 DISTRICTS AND WITHIN EACH ELECTION DISTRICT IN EXACT
8 ALPHABETICAL ORDER AND INDEXED. THE REGISTRATION CARDS AND THE
9 REGISTRATION CARDS UNDER SECTION 1302.3-D SO FILED SHALL
10 CONSTITUTE THE REGISTERED ABSENTEE AND MAIL-IN VOTERS FILE FOR
11 THE PRIMARY OR ELECTION OF (DATE OF PRIMARY OR ELECTION) AND
12 SHALL BE KEPT ON FILE FOR A PERIOD COMMENCING THE TUESDAY PRIOR
13 TO THE DAY OF THE PRIMARY OR ELECTION UNTIL THE DAY FOLLOWING
14 THE PRIMARY OR ELECTION OR THE DAY THE COUNTY BOARD OF ELECTIONS
15 CERTIFIES THE RETURNS OF THE PRIMARY OR ELECTION, WHICHEVER DATE
16 IS LATER. SUCH FILE SHALL BE OPEN TO PUBLIC INSPECTION AT ALL
17 TIMES SUBJECT TO REASONABLE SAFEGUARDS, RULES AND REGULATIONS.

18 * * *

19 (C) NOT LESS THAN FIVE DAYS PRECEDING THE ELECTION, THE
20 CHIEF CLERK SHALL PREPARE A LIST FOR EACH ELECTION DISTRICT
21 SHOWING THE NAMES AND POST OFFICE ADDRESSES OF ALL VOTING
22 RESIDENTS THEREOF TO WHOM OFFICIAL ABSENTEE OR MAIL-IN BALLOTS
23 SHALL HAVE BEEN ISSUED. EACH SUCH LIST SHALL BE PREPARED IN
24 DUPLICATE, SHALL BE HEADED "PERSONS IN (GIVE IDENTITY OF
25 ELECTION DISTRICT) TO WHOM ABSENTEE OR MAIL-IN BALLOTS HAVE BEEN
26 ISSUED FOR THE ELECTION OF (DATE OF ELECTION)," AND SHALL BE
27 SIGNED BY HIM NOT LESS THAN FOUR DAYS PRECEDING THE ELECTION. HE
28 SHALL POST THE ORIGINAL OF EACH SUCH LIST IN A CONSPICUOUS PLACE
29 IN THE OFFICE OF THE COUNTY ELECTION BOARD AND SEE THAT IT IS
30 KEPT SO POSTED UNTIL THE CLOSE OF THE POLLS ON ELECTION DAY. HE

1 SHALL CAUSE THE DUPLICATE OF EACH SUCH LIST TO BE DELIVERED TO
2 THE JUDGE OF ELECTION IN THE ELECTION DISTRICT IN THE SAME
3 MANNER AND AT THE SAME TIME AS ARE PROVIDED IN THIS ACT FOR THE
4 DELIVERY OF OTHER ELECTION SUPPLIES, AND IT SHALL BE THE DUTY OF
5 SUCH JUDGE OF ELECTION TO POST SUCH DUPLICATE LIST IN A
6 CONSPICUOUS PLACE WITHIN THE POLLING PLACE OF HIS DISTRICT AND
7 SEE THAT IT IS KEPT SO POSTED THROUGHOUT THE TIME THAT THE POLLS
8 ARE OPEN. UPON WRITTEN REQUEST, HE SHALL FURNISH A COPY OF SUCH
9 LIST TO ANY CANDIDATE OR PARTY COUNTY CHAIRMAN.

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

11 (D) IN CASES WHERE THERE IS NOT TIME TO PRINT ON SAID
12 BALLOTS THE NAMES OF THE VARIOUS CANDIDATES, THE COUNTY BOARD OF
13 ELECTIONS SHALL PRINT SPECIAL WRITE-IN ABSENTEE BALLOTS WHICH
14 SHALL BE IN SUBSTANTIALLY THE FORM OF OTHER OFFICIAL ABSENTEE
15 BALLOTS EXCEPT THAT SUCH SPECIAL WRITE-IN ABSENTEE BALLOTS SHALL
16 CONTAIN BLANK SPACES ONLY UNDER THE TITLES OF SUCH OFFICES IN
17 WHICH ELECTORS MAY INSERT, BY WRITING OR STAMPING, THE NAMES OF
18 THE CANDIDATES FOR WHOM THEY DESIRE TO VOTE, AND IN SUCH CASES
19 THE COUNTY BOARD OF ELECTIONS SHALL FURNISH TO ELECTORS LISTS
20 CONTAINING THE NAMES OF ALL THE CANDIDATES NAMED IN NOMINATION
21 PETITIONS OR WHO HAVE BEEN REGULARLY NOMINATED UNDER THE
22 PROVISIONS OF THIS ACT, FOR THE USE OF SUCH ELECTORS IN
23 PREPARING THEIR BALLOTS. SPECIAL WRITE-IN ABSENTEE BALLOTS ALSO
24 SHALL INCLUDE ALL CONSTITUTIONAL AMENDMENTS AND OTHER QUESTIONS
25 TO BE VOTED ON BY THE ELECTORS.

26 (E) THE OFFICIAL ABSENTEE VOTER BALLOT SHALL STATE THAT A
27 VOTER WHO RECEIVES AN ABSENTEE BALLOT PURSUANT TO SECTION 1301
28 AND WHOSE BALLOT IS NOT TIMELY RECEIVED AND WHO, ON ELECTION
29 DAY, IS CAPABLE OF VOTING AT THE APPROPRIATE POLLING PLACE [**MUST**
30 **VOID THE ABSENTEE BALLOT AND VOTE IN THE NORMAL MANNER AT THE**

1 APPROPRIATE VOTING PLACE] MAY ONLY VOTE ON ELECTION DAY BY
2 PROVISIONAL BALLOT.

3 SECTION 1305. DELIVERING OR MAILING BALLOTS.--

4 * * *

5 (B) (1) THE COUNTY BOARD OF ELECTIONS UPON RECEIPT AND
6 APPROVAL OF AN APPLICATION FILED BY ANY ELECTOR QUALIFIED IN
7 ACCORDANCE WITH THE PROVISIONS OF SECTION 1301, SUBSECTIONS (I)
8 TO (L), INCLUSIVE, SHALL COMMENCE TO DELIVER OR MAIL OFFICIAL
9 ABSENTEE BALLOTS [ON] AS SOON AS A BALLOT IS CERTIFIED AND THE
10 BALLOTS ARE AVAILABLE. WHILE ANY PROCEEDING IS PENDING IN A
11 FEDERAL OR STATE COURT WHICH WOULD AFFECT THE CONTENTS OF ANY
12 BALLOT, THE COUNTY BOARD OF ELECTIONS MAY AWAIT A RESOLUTION OF
13 THAT PROCEEDING BUT IN ANY EVENT, SHALL COMMENCE TO DELIVER OR
14 MAIL OFFICIAL ABSENTEE BALLOTS NOT LATER THAN THE SECOND TUESDAY
15 PRIOR TO THE PRIMARY OR ELECTION. FOR THOSE APPLICANTS WHOSE
16 PROOF OF IDENTIFICATION WAS NOT PROVIDED WITH THE APPLICATION OR
17 COULD NOT BE VERIFIED BY THE BOARD, THE BOARD SHALL SEND THE
18 NOTICE REQUIRED UNDER SECTION 1302.2(D) WITH THE ABSENTEE
19 BALLOT. AS ADDITIONAL APPLICATIONS ARE RECEIVED AND APPROVED
20 AFTER THE TIME THAT THE COUNTY BOARD OF ELECTIONS BEGINS
21 DELIVERING OR MAILING OFFICIAL ABSENTEE AND MAIL-IN BALLOTS, THE
22 BOARD SHALL DELIVER OR MAIL OFFICIAL ABSENTEE BALLOTS TO SUCH
23 ADDITIONAL ELECTORS WITHIN FORTY-EIGHT HOURS.

24 (2) NOTWITHSTANDING ANY OTHER PROVISIONS OF THIS ACT AND
25 NOTWITHSTANDING THE INCLUSION OF A MAILING ADDRESS ON AN
26 ABSENTEE OR MAIL-IN BALLOT APPLICATION, A VOTER WHO PRESENTS THE
27 VOTER'S OWN APPLICATION FOR AN ABSENTEE OR MAIL-IN BALLOT WITHIN
28 THE OFFICE OF THE COUNTY BOARD OF ELECTIONS DURING REGULAR
29 BUSINESS HOURS MAY REQUEST TO RECEIVE THE VOTER'S ABSENTEE OR
30 MAIL-IN BALLOT WHILE THE VOTER IS AT THE OFFICE. THIS REQUEST

1 MAY BE MADE ORALLY OR IN WRITING. UPON PRESENTATION OF THE
2 APPLICATION AND THE MAKING OF THE REQUEST AND UPON APPROVAL
3 UNDER SECTIONS 1302.2 AND 1302.2-D, THE COUNTY BOARD OF
4 ELECTIONS SHALL PROMPTLY PRESENT THE VOTER WITH THE VOTER'S
5 ABSENTEE OR MAIL-IN BALLOT. IF A VOTER PRESENTS THE VOTER'S
6 APPLICATION WITHIN THE COUNTY BOARD OF ELECTIONS' OFFICE IN
7 ACCORDANCE WITH THIS SECTION, A COUNTY BOARD OF ELECTIONS MAY
8 NOT DENY THE VOTER'S REQUEST TO HAVE THE BALLOT PRESENTED TO THE
9 VOTER WHILE THE VOTER IS AT THE OFFICE UNLESS THERE IS A BONA
10 FIDE OBJECTION TO THE ABSENTEE OR MAIL-IN BALLOT APPLICATION.

11 * * *

12 SECTION 6. SECTION 1306(A)(1) AND (B) OF THE ACT ARE AMENDED
13 AND THE SECTION IS AMENDED BY ADDING A SUBSECTION TO READ:

14 SECTION 1306. VOTING BY ABSENTEE ELECTORS.--(A) EXCEPT AS
15 PROVIDED IN PARAGRAPHS [(1),] (2) AND (3), AT ANY TIME AFTER
16 RECEIVING AN OFFICIAL ABSENTEE BALLOT, BUT ON OR BEFORE [FIVE
17 O'CLOCK P.M. ON THE FRIDAY PRIOR TO] EIGHT O'CLOCK P.M. THE DAY
18 OF THE PRIMARY OR ELECTION, THE ELECTOR SHALL, IN SECRET,
19 PROCEED TO MARK THE BALLOT ONLY IN BLACK LEAD PENCIL, INDELIBLE
20 PENCIL OR BLUE, BLACK OR BLUE-BLACK INK, IN FOUNTAIN PEN OR BALL
21 POINT PEN, AND THEN FOLD THE BALLOT, ENCLOSE AND SECURELY SEAL
22 THE SAME IN THE ENVELOPE ON WHICH IS PRINTED, STAMPED OR
23 ENDORSED "OFFICIAL ABSENTEE BALLOT."

24 [(1) ANY ELECTOR WHO SUBMITS AN EMERGENCY APPLICATION AND
25 RECEIVES AN ABSENTEE BALLOT IN ACCORDANCE WITH SECTION
26 1302.1(A.2) OR (C) SHALL MARK THE BALLOT ON OR BEFORE EIGHT
27 O'CLOCK P.M. ON THE DAY OF THE PRIMARY OR ELECTION. THIS
28 ENVELOPE SHALL THEN BE PLACED IN THE SECOND ONE, ON WHICH IS
29 PRINTED THE FORM OF DECLARATION OF THE ELECTOR, AND THE ADDRESS
30 OF THE 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.]

6 * * *

7 (B) [IN THE EVENT THAT ANY SUCH ELECTOR, EXCEPTING AN
8 ELECTOR IN MILITARY SERVICE OR ANY ELECTOR UNABLE TO GO TO HIS
9 POLLING PLACE BECAUSE OF ILLNESS OR PHYSICAL DISABILITY,
10 ENTITLED TO VOTE AN OFFICIAL ABSENTEE BALLOT SHALL BE IN THE
11 MUNICIPALITY OF HIS RESIDENCE ON THE DAY FOR HOLDING THE PRIMARY
12 OR ELECTION FOR WHICH THE BALLOT WAS ISSUED, OR IN THE EVENT ANY
13 SUCH ELECTOR SHALL HAVE RECOVERED FROM HIS ILLNESS OR PHYSICAL
14 DISABILITY SUFFICIENTLY TO PERMIT HIM TO PRESENT HIMSELF AT THE
15 PROPER POLLING PLACE FOR THE PURPOSE OF CASTING HIS BALLOT, SUCH
16 ABSENTEE BALLOT CAST BY SUCH ELECTOR SHALL, BE DECLARED VOID.

17 ANY SUCH ELECTOR REFERRED TO IN THIS SUBSECTION, WHO IS
18 WITHIN THE MUNICIPALITY OF HIS RESIDENCE, MUST PRESENT HIMSELF
19 AT HIS POLLING PLACE AND SHALL BE PERMITTED TO VOTE UPON
20 PRESENTING HIMSELF AT HIS REGULAR POLLING PLACE IN THE SAME
21 MANNER AS HE COULD HAVE VOTED HAD HE NOT RECEIVED AN ABSENTEE
22 BALLOT: PROVIDED, THAT SUCH ELECTOR HAS FIRST PRESENTED HIMSELF
23 TO THE JUDGE OF ELECTIONS IN HIS LOCAL ELECTION DISTRICT AND
24 SHALL HAVE SIGNED THE AFFIDAVIT ON THE ABSENTEE VOTER'S
25 TEMPORARY REGISTRATION CARD, WHICH AFFIDAVIT SHALL BE IN
26 SUBSTANTIALLY THE FOLLOWING FORM:

27 I HEREBY SWEAR THAT I AM A QUALIFIED REGISTERED ELECTOR WHO
28 HAS OBTAINED AN ABSENTEE BALLOT, HOWEVER, I AM PRESENT IN THE
29 MUNICIPALITY OF MY RESIDENCE AND PHYSICALLY ABLE TO PRESENT
30 MYSELF AT MY POLLING PLACE AND THEREFORE REQUEST THAT MY

1 ABSENTEE BALLOT BE VOIDED.

2

3 (DATE)

4

5

6 (LOCAL JUDGE OF ELECTIONS)

(SIGNATURE OF ELECTOR)

7 AN ELECTOR WHO HAS RECEIVED AN ABSENTEE BALLOT UNDER THE
8 EMERGENCY APPLICATION PROVISIONS OF SECTION 1302.1, AND FOR
9 WHOM, THEREFORE, NO TEMPORARY ABSENTEE VOTER'S REGISTRATION CARD
10 IS IN THE DISTRICT REGISTER, SHALL SIGN THE AFOREMENTIONED
11 AFFIDAVIT IN ANY CASE, WHICH THE LOCAL JUDGE OF ELECTIONS SHALL
12 THEN CAUSE TO BE INSERTED IN THE DISTRICT REGISTER WITH THE
13 ELECTOR'S PERMANENT REGISTRATION CARD.]

14 (1) ANY ELECTOR WHO RECEIVES AND VOTES AN ABSENTEE BALLOT
15 PURSUANT TO SECTION 1301 SHALL NOT BE ELIGIBLE TO VOTE AT A
16 POLLING PLACE ON ELECTION DAY. THE DISTRICT REGISTER AT EACH
17 POLLING PLACE SHALL CLEARLY IDENTIFY ELECTORS WHO HAVE RECEIVED
18 AND VOTED ABSENTEE BALLOTS AS INELIGIBLE TO VOTE AT THE POLLING
19 PLACE, AND DISTRICT ELECTION OFFICERS SHALL NOT PERMIT ELECTORS
20 WHO VOTED AN ABSENTEE BALLOT TO VOTE AT THE POLLING PLACE.

21 (2) AN ELECTOR WHO REQUESTS AN ABSENTEE BALLOT AND WHO IS
22 NOT SHOWN ON THE DISTRICT REGISTER AS HAVING VOTED THE BALLOT
23 MAY VOTE BY PROVISIONAL BALLOT UNDER SECTION 1210(A.4) (1).

24 (C) EXCEPT AS PROVIDED UNDER 25 PA.C.S. § 3511 (RELATING TO
25 RECEIPT OF VOTED BALLOT), A COMPLETED ABSENTEE BALLOT MUST BE
26 RECEIVED IN THE OFFICE OF THE COUNTY BOARD OF ELECTIONS NO LATER
27 THAN EIGHT O'CLOCK P.M. ON THE DAY OF THE PRIMARY OR ELECTION.

28 SECTION 7. SECTIONS 1308 HEADING, (A), (B), (B.1), (D), (E),
29 (F), (G) (1), (2), (3), (4) AND (5) AND (H) AND 1309 OF THE ACT
30 ARE AMENDED TO READ:

1 SECTION 1308. CANVASSING OF OFFICIAL ABSENTEE BALLOTS AND
2 MAIL-IN BALLOTS.-- (A) THE COUNTY BOARDS OF ELECTION, UPON
3 RECEIPT OF OFFICIAL ABSENTEE BALLOTS IN [SUCH] SEALED OFFICIAL
4 ABSENTEE BALLOT ENVELOPES AS PROVIDED UNDER THIS ARTICLE AND
5 MAIL-IN BALLOTS AS IN SEALED OFFICIAL MAIL-IN BALLOT ENVELOPES
6 AS PROVIDED UNDER ARTICLE XIII-D, SHALL SAFELY KEEP THE [SAME]
7 BALLOTS IN SEALED OR LOCKED CONTAINERS UNTIL THEY [DISTRIBUTE
8 SAME TO THE APPROPRIATE LOCAL ELECTION DISTRICTS IN A MANNER
9 PRESCRIBED BY THE SECRETARY OF THE COMMONWEALTH.

10 EXCEPT AS PROVIDED IN SECTION 1302.1(A.2), THE COUNTY BOARD
11 OF ELECTIONS SHALL THEN DISTRIBUTE THE ABSENTEE BALLOTS,
12 UNOPENED, TO THE ABSENTEE VOTER'S RESPECTIVE ELECTION DISTRICT
13 CONCURRENTLY WITH THE DISTRIBUTION OF THE OTHER ELECTION
14 SUPPLIES. ABSENTEE BALLOTS SHALL BE CANVASSED IMMEDIATELY AND
15 CONTINUOUSLY WITHOUT INTERRUPTION UNTIL COMPLETED AFTER THE
16 CLOSE OF THE POLLS ON THE DAY OF THE ELECTION IN EACH ELECTION
17 DISTRICT. THE RESULTS OF THE CANVASS OF THE ABSENTEE BALLOTS
18 SHALL THEN BE INCLUDED IN AND RETURNED TO THE COUNTY BOARD WITH
19 THE RETURNS OF THAT DISTRICT. EXCEPT AS PROVIDED IN SECTION
20 1302.1(A.2) AND SUBSECTION (G), NO ABSENTEE BALLOT SHALL BE
21 COUNTED WHICH IS RECEIVED IN THE OFFICE OF THE COUNTY BOARD OF
22 ELECTION LATER THAN FIVE O'CLOCK P.M. ON THE FRIDAY IMMEDIATELY
23 PRECEDING THE PRIMARY OR NOVEMBER ELECTION.] ARE TO BE CANVASSED
24 BY THE COUNTY BOARD OF ELECTIONS. AN ABSENTEE BALLOT, WHETHER
25 ISSUED TO A CIVILIAN, MILITARY OR OTHER VOTER DURING THE REGULAR
26 OR EMERGENCY APPLICATION PERIOD, SHALL BE CANVASSED IN
27 ACCORDANCE WITH SUBSECTION (G). A MAIL-IN BALLOT SHALL BE
28 CANVASSED IN ACCORDANCE WITH SUBSECTION (G).

29 (B) WATCHERS SHALL BE PERMITTED TO BE PRESENT WHEN THE
30 ENVELOPES CONTAINING OFFICIAL ABSENTEE BALLOTS AND MAIL-IN

1 BALLOTS ARE OPENED AND WHEN SUCH BALLOTS ARE COUNTED AND
2 RECORDED.

3 [(B.1) IN ALL ELECTION DISTRICTS IN WHICH ELECTRONIC VOTING
4 SYSTEMS ARE USED, ABSENTEE BALLOTS SHALL BE OPENED AT THE
5 ELECTION DISTRICT, CHECKED FOR WRITE-IN VOTES IN ACCORDANCE WITH
6 SECTION 1113-A AND THEN EITHER HAND-COUNTED OR COUNTED BY MEANS
7 OF THE AUTOMATIC TABULATION EQUIPMENT, WHATEVER THE CASE MAY
8 BE.]

9 (D) WHENEVER IT SHALL APPEAR BY DUE PROOF THAT ANY ABSENTEE
10 ELECTOR OR MAIL-IN ELECTOR WHO HAS RETURNED HIS BALLOT IN
11 ACCORDANCE WITH THE PROVISIONS OF THIS ACT HAS DIED PRIOR TO THE
12 OPENING OF THE POLLS ON THE DAY OF THE PRIMARY OR ELECTION, THE
13 BALLOT OF SUCH DECEASED ELECTOR SHALL BE REJECTED BY THE
14 CANVASSERS BUT THE COUNTING OF THE BALLOT OF AN ABSENTEE ELECTOR
15 OR A MAIL-IN ELECTOR THUS DECEASED SHALL NOT OF ITSELF
16 INVALIDATE ANY NOMINATION OR ELECTION.

17 [(E) AT SUCH TIME THE LOCAL ELECTION BOARD SHALL THEN
18 FURTHER EXAMINE THE DECLARATION ON EACH ENVELOPE NOT SO SET
19 ASIDE AND SHALL COMPARE THE INFORMATION THEREON WITH THAT
20 CONTAINED IN THE "REGISTERED ABSENTEE VOTERS FILE," THE ABSENTEE
21 VOTERS' LIST AND THE "MILITARY VETERANS AND EMERGENCY CIVILIANS
22 ABSENTEE VOTERS FILE." IF THE LOCAL ELECTION BOARD IS SATISFIED
23 THAT THE DECLARATION IS SUFFICIENT AND THE INFORMATION CONTAINED
24 IN THE "REGISTERED ABSENTEE VOTERS FILE," THE ABSENTEE VOTERS'
25 LIST AND THE "MILITARY VETERANS AND EMERGENCY CIVILIANS ABSENTEE
26 VOTERS FILE" VERIFIES HIS RIGHT TO VOTE, THE LOCAL ELECTION
27 BOARD SHALL ANNOUNCE THE NAME OF THE ELECTOR AND SHALL GIVE ANY
28 WATCHER PRESENT AN OPPORTUNITY TO CHALLENGE ANY ABSENTEE ELECTOR
29 UPON THE GROUND OR GROUNDS (1) THAT THE ABSENTEE ELECTOR IS NOT
30 A QUALIFIED ELECTOR; OR (2) THAT THE ABSENTEE ELECTOR WAS WITHIN

1 THE MUNICIPALITY OF HIS RESIDENCE ON THE DAY OF THE PRIMARY OR
2 ELECTION DURING THE PERIOD THE POLLS WERE OPEN, EXCEPT WHERE HE
3 WAS IN MILITARY SERVICE OR EXCEPT IN THE CASE WHERE HIS BALLOT
4 WAS OBTAINED FOR THE REASON THAT HE WAS UNABLE TO APPEAR
5 PERSONALLY AT THE POLLING PLACE BECAUSE OF ILLNESS OR PHYSICAL
6 DISABILITY; OR (3) THAT THE ABSENTEE ELECTOR WAS ABLE TO APPEAR
7 PERSONALLY AT THE POLLING PLACE ON THE DAY OF THE PRIMARY OR
8 ELECTION DURING THE PERIOD THE POLLS WERE OPEN IN THE CASE HIS
9 BALLOT WAS OBTAINED FOR THE REASON THAT HE WAS UNABLE TO APPEAR
10 PERSONALLY AT THE POLLING PLACE BECAUSE OF ILLNESS OR PHYSICAL
11 DISABILITY. UPON CHALLENGE OF ANY ABSENTEE ELECTOR, AS SET FORTH
12 HEREIN THE LOCAL ELECTION BOARD SHALL MARK "CHALLENGED" ON THE
13 ENVELOPE TOGETHER WITH THE REASON OR REASONS THEREFOR, AND THE
14 SAME SHALL BE SET ASIDE FOR RETURN TO THE COUNTY BOARD UNOPENED
15 PENDING DECISION BY THE COUNTY BOARD AND SHALL NOT BE COUNTED.
16 ALL ABSENTEE BALLOTS NOT CHALLENGED FOR ANY OF THE REASONS
17 PROVIDED HEREIN SHALL BE COUNTED AND INCLUDED WITH THE GENERAL
18 RETURN OF PAPER BALLOTS OR VOTING MACHINES, AS THE CASE MAY BE
19 AS FOLLOWS. THEREUPON, THE LOCAL ELECTION BOARD SHALL OPEN THE
20 ENVELOPE OF EVERY UNCHALLENGED ABSENTEE ELECTOR IN SUCH MANNER
21 AS NOT TO DESTROY THE DECLARATION EXECUTED THEREON. ALL OF SUCH
22 ENVELOPES ON WHICH ARE PRINTED, STAMPED OR ENDORSED THE WORDS
23 "OFFICIAL ABSENTEE BALLOT" SHALL BE PLACED IN ONE OR MORE
24 DEPOSITORIES AT ONE TIME AND SAID DEPOSITORY OR DEPOSITORIES
25 WELL SHAKEN AND THE ENVELOPES MIXED BEFORE ANY ENVELOPE IS TAKEN
26 THEREFROM. IF ANY OF THESE ENVELOPES SHALL CONTAIN ANY
27 EXTRANEOUS MARKS OR IDENTIFYING SYMBOLS OTHER THAN THE WORDS
28 "OFFICIAL ABSENTEE BALLOT," THE ENVELOPES AND THE BALLOTS
29 CONTAINED THEREIN SHALL BE SET ASIDE AND DECLARED VOID. THE
30 LOCAL ELECTION BOARD SHALL THEN BREAK THE SEALS OF SUCH

1 ENVELOPES, REMOVE THE BALLOTS AND RECORD THE VOTES IN THE SAME
2 MANNER AS DISTRICT ELECTION OFFICERS ARE REQUIRED TO RECORD
3 VOTES. WITH RESPECT TO THE CHALLENGED BALLOTS, THEY SHALL BE
4 RETURNED TO THE COUNTY BOARD WITH THE RETURNS OF THE LOCAL
5 ELECTION DISTRICT WHERE THEY SHALL BE PLACED UNOPENED IN A
6 SECURE, SAFE AND SEALED CONTAINER IN THE CUSTODY OF THE COUNTY
7 BOARD UNTIL IT SHALL FIX A TIME AND PLACE FOR A FORMAL HEARING
8 OF ALL SUCH CHALLENGES AND NOTICE SHALL BE GIVEN WHERE POSSIBLE
9 TO ALL ABSENTEE ELECTORS THUS CHALLENGED AND TO EVERY ATTORNEY,
10 WATCHER OR CANDIDATE WHO MADE SUCH CHALLENGE. THE TIME FOR THE
11 HEARING SHALL NOT BE LATER THAN SEVEN (7) DAYS AFTER THE DATE OF
12 SAID CHALLENGE. ON THE DAY FIXED FOR SAID HEARING, THE COUNTY
13 BOARD SHALL PROCEED WITHOUT DELAY TO HEAR SAID CHALLENGES AND,
14 IN HEARING THE TESTIMONY, THE COUNTY BOARD SHALL NOT BE BOUND BY
15 TECHNICAL RULES OF EVIDENCE. THE TESTIMONY PRESENTED SHALL BE
16 STENOGRAPHICALLY RECORDED AND MADE PART OF THE RECORD OF THE
17 HEARING. THE DECISION OF THE COUNTY BOARD IN UPHOLDING OR
18 DISMISSING ANY CHALLENGE MAY BE REVIEWED BY THE COURT OF COMMON
19 PLEAS OF THE COUNTY UPON A PETITION FILED BY ANY PERSON
20 AGGRIEVED BY THE DECISION OF THE COUNTY BOARD. SUCH APPEAL SHALL
21 BE TAKEN, WITHIN TWO (2) DAYS AFTER SUCH DECISION SHALL HAVE
22 BEEN MADE, WHETHER REDUCED TO WRITING OR NOT, TO THE COURT OF
23 COMMON PLEAS SETTING FORTH THE OBJECTIONS TO THE COUNTY BOARD'S
24 DECISION AND PRAYING FOR AN ORDER REVERSING SAME. PENDING THE
25 FINAL DETERMINATION OF ALL APPEALS, THE COUNTY BOARD SHALL
26 SUSPEND ANY ACTION IN CANVASSING AND COMPUTING ALL CHALLENGED
27 BALLOTS IRRESPECTIVE OF WHETHER OR NOT APPEAL WAS TAKEN FROM THE
28 COUNTY BOARD'S DECISION. UPON COMPLETION OF THE COMPUTATION OF
29 THE RETURNS OF THE COUNTY, THE VOTES CAST UPON THE CHALLENGED
30 OFFICIAL ABSENTEE BALLOTS SHALL BE ADDED TO THE OTHER VOTES CAST

1 WITHIN THE COUNTY.]

2 (F) ANY PERSON CHALLENGING AN APPLICATION FOR AN ABSENTEE
3 BALLOT [OR], AN ABSENTEE BALLOT, AN APPLICATION FOR A MAIL-IN
4 BALLOT OR A MAIL-IN BALLOT FOR ANY OF THE REASONS PROVIDED IN
5 THIS ACT SHALL DEPOSIT THE SUM OF TEN DOLLARS (\$10.00) IN CASH
6 WITH THE [LOCAL ELECTION] COUNTY BOARD, [IN CASES OF CHALLENGES
7 MADE TO THE LOCAL ELECTION BOARD AND WITH THE COUNTY BOARD IN
8 CASES OF CHALLENGES MADE TO THE COUNTY BOARD FOR WHICH HE SHALL
9 BE ISSUED A RECEIPT FOR EACH CHALLENGE MADE,] WHICH SUM SHALL
10 ONLY BE REFUNDED IF THE CHALLENGE IS SUSTAINED OR IF THE
11 CHALLENGE IS WITHDRAWN WITHIN FIVE (5) DAYS AFTER THE PRIMARY OR
12 ELECTION. IF THE CHALLENGE IS DISMISSED BY ANY LAWFUL ORDER THEN
13 THE DEPOSIT SHALL BE FORFEITED. [ALL DEPOSIT MONEY RECEIVED BY
14 THE LOCAL ELECTION BOARD SHALL BE TURNED OVER TO THE COUNTY
15 BOARD SIMULTANEOUSLY WITH THE RETURN OF THE CHALLENGED BALLOTS.]
16 THE COUNTY BOARD SHALL DEPOSIT ALL DEPOSIT MONEY IN THE GENERAL
17 FUND OF THE COUNTY.

18 NOTICE OF THE REQUIREMENTS OF SUBSECTION (B) OF SECTION 1306
19 SHALL BE PRINTED ON THE ENVELOPE FOR THE ABSENTEE BALLOT OR
20 MAIL-IN BALLOT.

21 (G) (1) (I) AN ABSENTEE BALLOT CAST BY ANY ABSENTEE
22 ELECTOR AS DEFINED IN SECTION 1301(A), (B), (C), (D), (E), (F),
23 (G) AND (H) [WHICH IS RECEIVED IN THE OFFICE OF THE COUNTY BOARD
24 OF ELECTIONS AFTER FIVE O'CLOCK P.M. ON THE FRIDAY IMMEDIATELY
25 PRECEDING THE ELECTION AND NO LATER THAN FIVE O'CLOCK P.M. ON
26 THE SEVENTH DAY FOLLOWING AN ELECTION] SHALL BE CANVASSED IN
27 ACCORDANCE WITH THIS SUBSECTION IF [THE ABSENTEE BALLOT IS
28 POSTMARKED NO LATER THAN THE DAY IMMEDIATELY PRECEDING THE
29 ELECTION.] THE BALLOT IS CAST, SUBMITTED AND RECEIVED IN
30 ACCORDANCE WITH THE PROVISIONS OF 25 PA.C.S. CH. 35 (RELATING TO

1 UNIFORM MILITARY AND OVERSEAS VOTERS).

2 (II) AN ABSENTEE BALLOT CAST BY ANY ABSENTEE ELECTOR AS
3 DEFINED IN SECTION 1301(I), (J), (K), (L), (M) AND (N), AN
4 ABSENTEE BALLOT UNDER SECTION 1302(A.3) OR A MAIL-IN BALLOT CAST
5 BY A MAIL-IN ELECTOR SHALL BE CANVASSED IN ACCORDANCE WITH THIS
6 SUBSECTION IF THE ABSENTEE BALLOT OR MAIL-IN BALLOT IS RECEIVED
7 IN THE OFFICE OF THE COUNTY BOARD OF ELECTIONS NO LATER THAN
8 EIGHT O'CLOCK P.M. ON THE DAY OF THE PRIMARY OR ELECTION.

9 (2) THE COUNTY BOARD OF ELECTIONS SHALL MEET [ON THE EIGHTH
10 DAY FOLLOWING THE ELECTION TO CANVASS] NO EARLIER THAN THE CLOSE
11 OF POLLS ON THE DAY OF THE ELECTION AND NO LATER THAN THE THIRD
12 DAY FOLLOWING THE ELECTION TO BEGIN CANVASSING THE ABSENTEE
13 BALLOTS AND MAIL-IN BALLOTS RECEIVED UNDER THIS SUBSECTION AND
14 SUBSECTION (H) (2). THE CANVASS SHALL CONTINUE THROUGH THE EIGHTH
15 DAY FOLLOWING THE ELECTION. ONE AUTHORIZED REPRESENTATIVE OF
16 EACH CANDIDATE IN AN ELECTION AND ONE REPRESENTATIVE FROM EACH
17 POLITICAL PARTY SHALL BE PERMITTED TO REMAIN IN THE ROOM IN
18 WHICH THE ABSENTEE BALLOTS AND MAIL-IN BALLOTS ARE CANVASSED.
19 REPRESENTATIVES SHALL BE PERMITTED TO CHALLENGE ANY ABSENTEE
20 ELECTOR OR MAIL-IN ELECTOR IN ACCORDANCE WITH THE PROVISIONS OF
21 PARAGRAPH (3).

22 (3) WHEN THE COUNTY BOARD MEETS TO CANVASS ABSENTEE BALLOTS
23 AND MAIL-IN BALLOTS UNDER PARAGRAPH (2), THE BOARD SHALL EXAMINE
24 THE DECLARATION ON THE ENVELOPE OF EACH BALLOT NOT SET ASIDE
25 UNDER SUBSECTION (D) AND SHALL COMPARE THE INFORMATION THEREON
26 WITH THAT CONTAINED IN THE "REGISTERED ABSENTEE AND MAIL-IN
27 VOTERS FILE," THE ABSENTEE VOTERS' LIST AND/OR THE "MILITARY
28 VETERANS AND EMERGENCY CIVILIANS ABSENTEE VOTERS FILE,"
29 WHICHEVER IS APPLICABLE. IF THE COUNTY BOARD HAS VERIFIED THE
30 PROOF OF IDENTIFICATION AS REQUIRED UNDER THIS ACT AND IS

1 SATISFIED THAT THE DECLARATION IS SUFFICIENT AND THE INFORMATION
2 CONTAINED IN THE "REGISTERED ABSENTEE AND MAIL-IN VOTERS FILE,"
3 THE ABSENTEE VOTERS' LIST AND/OR THE "MILITARY VETERANS AND
4 EMERGENCY CIVILIANS ABSENTEE VOTERS FILE" VERIFIES HIS RIGHT TO
5 VOTE, THE COUNTY BOARD SHALL ANNOUNCE THE NAME OF THE ELECTOR
6 AND SHALL GIVE ANY CANDIDATE REPRESENTATIVE OR PARTY
7 REPRESENTATIVE PRESENT AN OPPORTUNITY TO CHALLENGE ANY ABSENTEE
8 ELECTOR UPON THE GROUND OR GROUNDS: (I) THAT THE ABSENTEE
9 ELECTOR OR MAIL-IN ELECTOR IS NOT A QUALIFIED ELECTOR; OR (II)
10 THAT THE ABSENTEE ELECTOR WAS WITHIN THE MUNICIPALITY OF HIS
11 RESIDENCE ON THE DAY OF THE PRIMARY OR ELECTION DURING THE
12 PERIOD THE POLLS WERE OPEN, EXCEPT WHERE HE WAS IN THE MILITARY
13 SERVICE OR EXCEPT IN THE CASE WHERE HIS BALLOT WAS OBTAINED FOR
14 THE REASON THAT HE WAS UNABLE TO APPEAR PERSONALLY AT THE
15 POLLING PLACE BECAUSE OF ILLNESS OR PHYSICAL DISABILITY; OR
16 (III) THAT THE ABSENTEE ELECTOR WAS ABLE TO APPEAR PERSONALLY AT
17 THE POLLING PLACE ON THE DAY OF THE PRIMARY OR ELECTION DURING
18 THE PERIOD THE POLLS WERE OPEN IN THE CASE HIS BALLOT WAS
19 OBTAINED FOR THE REASON THAT HE WAS UNABLE TO APPEAR PERSONALLY
20 AT THE POLLING PLACE BECAUSE OF ILLNESS OR PHYSICAL DISABILITY.
21 UPON CHALLENGE OF ANY ABSENTEE ELECTOR, AS SET FORTH HEREIN, THE
22 BOARD SHALL MARK "CHALLENGED" ON THE ENVELOPE TOGETHER WITH THE
23 REASONS THEREFOR, AND THE SAME SHALL BE SET ASIDE UNOPENED
24 PENDING FINAL DETERMINATION OF THE CHALLENGE ACCORDING TO THE
25 PROCEDURE DESCRIBED IN PARAGRAPH (5).

26 (4) ALL ABSENTEE BALLOTS AND MAIL-IN BALLOTS NOT CHALLENGED
27 FOR ANY OF THE REASONS PROVIDED IN PARAGRAPH (3) SHALL BE
28 COUNTED AND INCLUDED WITH THE RETURNS OF THE APPLICABLE ELECTION
29 DISTRICT AS FOLLOWS[.]:

30 (I) THE COUNTY BOARD SHALL OPEN THE ENVELOPE OF EVERY

1 UNCHALLENGED ABSENTEE ELECTOR AND MAIL-IN ELECTOR IN SUCH MANNER
2 AS NOT TO DESTROY THE DECLARATION EXECUTED THEREON.

3 (II) IF ANY OF THE ENVELOPES ON WHICH ARE PRINTED, STAMPED
4 OR ENDORSED THE WORDS "OFFICIAL ABSENTEE BALLOT" OR "OFFICIAL
5 MAIL-IN BALLOT" CONTAIN ANY EXTRANEIOUS MARKS OR IDENTIFYING
6 SYMBOLS, THE ENVELOPES AND THE BALLOTS CONTAINED THEREIN SHALL
7 BE SET ASIDE AND DECLARED VOID.

8 (III) THE COUNTY BOARD SHALL THEN BREAK THE SEALS OF SUCH
9 ENVELOPES, REMOVE THE BALLOTS AND RECORD THE VOTES.

10 (5) WITH RESPECT TO THE CHALLENGED BALLOTS, THEY SHALL BE
11 PLACED UNOPENED IN A SECURE, SAFE AND SEALED CONTAINER IN THE
12 CUSTODY OF THE COUNTY BOARD UNTIL IT SHALL FIX A TIME AND PLACE
13 FOR A FORMAL HEARING OF ALL SUCH CHALLENGES, AND NOTICE SHALL BE
14 GIVEN WHERE POSSIBLE TO ALL ABSENTEE ELECTORS AND MAIL-IN
15 ELECTORS THUS CHALLENGED AND TO EVERY INDIVIDUAL WHO MADE A
16 CHALLENGE. THE TIME FOR THE HEARING SHALL NOT BE LATER THAN FIVE
17 (5) DAYS AFTER THE DATE OF THE CHALLENGE. ON THE DAY FIXED FOR
18 SAID HEARING, THE COUNTY BOARD SHALL PROCEED WITHOUT DELAY TO
19 HEAR SAID CHALLENGES, AND, IN HEARING THE TESTIMONY, THE COUNTY
20 BOARD SHALL NOT BE BOUND BY THE PENNSYLVANIA RULES OF EVIDENCE.
21 THE TESTIMONY PRESENTED SHALL BE STENOGRAPHICALLY RECORDED AND
22 MADE PART OF THE RECORD OF THE HEARING.

23 * * *

24 (H) FOR THOSE ABSENTEE BALLOTS OR MAIL-IN BALLOTS FOR WHICH
25 PROOF OF IDENTIFICATION HAS NOT BEEN RECEIVED OR COULD NOT BE
26 VERIFIED:

27 (1) IF THE PROOF OF IDENTIFICATION IS RECEIVED AND VERIFIED
28 BY THE COUNTY BOARD OF ELECTIONS PRIOR TO THE DISTRIBUTION OF
29 THE ABSENTEE BALLOTS OR MAIL-IN BALLOTS TO THE LOCAL ELECTION
30 DISTRICTS, THEN THE COUNTY SHALL DISTRIBUTE THE ABSENTEE BALLOTS

1 AND MAIL-IN BALLOTS FOR WHICH PROOF OF IDENTIFICATION IS
2 RECEIVED AND VERIFIED, ALONG WITH THE OTHER ABSENTEE BALLOTS AND
3 MAIL-IN BALLOTS, TO THE ABSENTEE VOTER'S RESPECTIVE ELECTION
4 DISTRICT OR THE MAIL-IN VOTER'S RESPECTIVE ELECTION DISTRICT. IF
5 THE COUNTY BOARD OF ELECTIONS DOES NOT RECEIVE OR IS NOT ABLE TO
6 VERIFY THE PROOF OF IDENTIFICATION FOR AN ELECTOR PRIOR TO THE
7 ABSENTEE BALLOTS' OR MAIL-IN BALLOTS' BEING SENT TO THE
8 APPROPRIATE LOCAL ELECTION DISTRICTS, THE COUNTY BOARD SHALL
9 KEEP THE ABSENTEE BALLOT OR MAIL-IN BALLOT AND FOLLOW THE
10 PROCEDURES SET FORTH IN PARAGRAPH (2) OR (3), WHICHEVER IS
11 APPLICABLE.

12 (2) IF THE PROOF OF IDENTIFICATION IS RECEIVED AND VERIFIED
13 AFTER THE ABSENTEE BALLOTS AND MAIL-IN BALLOTS HAVE BEEN
14 DISTRIBUTED TO THE APPROPRIATE LOCAL ELECTION DISTRICTS, BUT
15 PRIOR TO THE SIXTH CALENDAR DAY FOLLOWING THE ELECTION, THEN THE
16 COUNTY BOARD OF ELECTIONS SHALL CANVASS THE ABSENTEE BALLOTS AND
17 MAIL-IN BALLOTS UNDER THIS SUBSECTION IN ACCORDANCE WITH
18 SUBSECTION (G) (2), UNLESS THE ELECTOR APPEARED TO VOTE AT THE
19 PROPER POLLING PLACE FOR THE PURPOSE OF CASTING A BALLOT, THEN
20 THE ABSENTEE BALLOT OR MAIL-IN BALLOT CAST BY THAT ELECTOR SHALL
21 BE DECLARED VOID.

22 (3) IF AN ELECTOR FAILS TO PROVIDE PROOF OF IDENTIFICATION
23 THAT CAN BE VERIFIED BY THE COUNTY BOARD OF ELECTIONS BY THE
24 SIXTH CALENDAR DAY FOLLOWING THE ELECTION, THEN THE ABSENTEE
25 BALLOT OR MAIL-IN BALLOT SHALL NOT BE COUNTED.

26 * * *

27 SECTION 1309. PUBLIC RECORDS.--(A) ALL OFFICIAL ABSENTEE
28 BALLOTS, FILES, APPLICATIONS FOR SUCH BALLOTS AND ENVELOPES ON
29 WHICH THE EXECUTED DECLARATIONS APPEAR, AND ALL INFORMATION AND
30 LISTS ARE HEREBY DESIGNATED AND DECLARED TO BE PUBLIC RECORDS

1 AND SHALL BE SAFELY KEPT FOR A PERIOD OF TWO YEARS, EXCEPT THAT
2 NO PROOF OF IDENTIFICATION SHALL BE MADE PUBLIC, NOR SHALL
3 INFORMATION CONCERNING A MILITARY ELECTOR BE MADE PUBLIC WHICH
4 IS EXPRESSLY FORBIDDEN BY THE DEPARTMENT OF DEFENSE BECAUSE OF
5 MILITARY SECURITY.

6 (B) FOR EACH ELECTION, THE COUNTY BOARD SHALL MAINTAIN A
7 RECORD OF THE FOLLOWING INFORMATION, IF APPLICABLE, FOR EACH
8 ELECTOR WHO MAKES APPLICATION FOR AN ABSENTEE BALLOT:

9 (1) THE ELECTOR'S NAME AND VOTER REGISTRATION ADDRESS.

10 (2) THE DATE ON WHICH THE ELECTOR'S APPLICATION IS RECEIVED
11 BY THE COUNTY BOARD.

12 (3) THE DATE ON WHICH THE ELECTOR'S APPLICATION IS APPROVED
13 OR REJECTED BY THE COUNTY BOARD.

14 (4) THE DATE ON WHICH THE COUNTY BOARD MAILS OR DELIVERS THE
15 ABSENTEE BALLOT TO THE ELECTOR.

16 (5) THE DATE ON WHICH THE ELECTOR'S COMPLETED ABSENTEE
17 BALLOT IS RECEIVED BY THE COUNTY BOARD.

18 (6) THE DATE OF THE POSTMARK ON THE MAILING ENVELOPE OF THE
19 ELECTOR'S COMPLETED ABSENTEE BALLOT.

20 (C) THE COUNTY BOARD SHALL COMPILE THE RECORDS LISTED UNDER
21 SUBSECTION (B) AND MAKE THE RECORDS PUBLICLY AVAILABLE UPON
22 REQUEST WITHIN FORTY-EIGHT HOURS.

23 SECTION 8. THE ACT IS AMENDED BY ADDING AN ARTICLE TO READ:

24 ARTICLE XIII-D

25 VOTING BY QUALIFIED MAIL-IN ELECTORS

26 SECTION 1301-D. QUALIFIED MAIL-IN ELECTORS.

27 (A) GENERAL RULE.--THE FOLLOWING INDIVIDUALS SHALL BE
28 ENTITLED TO VOTE BY AN OFFICIAL MAIL-IN BALLOT IN ANY PRIMARY OR
29 ELECTION HELD IN THIS COMMONWEALTH IN THE MANNER PROVIDED UNDER
30 THIS ARTICLE:

1 (1) ANY QUALIFIED ELECTOR WHO IS NOT ELIGIBLE TO BE A
2 QUALIFIED ABSENTEE ELECTOR UNDER ARTICLE XIII.

3 (2) (RESERVED).

4 (B) CONSTRUCTION.--THE TERM "QUALIFIED MAIL-IN ELECTOR"
5 SHALL NOT BE CONSTRUED TO INCLUDE A PERSON NOT OTHERWISE
6 QUALIFIED AS A QUALIFIED ELECTOR IN ACCORDANCE WITH THE
7 DEFINITION IN SECTION 102(T).

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

9 (A) GENERAL RULE.--A QUALIFIED ELECTOR UNDER SECTION 1301-D
10 MAY APPLY AT ANY TIME BEFORE ANY PRIMARY OR ELECTION FOR AN
11 OFFICIAL MAIL-IN BALLOT IN PERSON OR ON ANY OFFICIAL COUNTY
12 BOARD OF ELECTION FORM ADDRESSED TO THE SECRETARY OF THE
13 COMMONWEALTH OR THE COUNTY BOARD OF ELECTION OF THE COUNTY IN
14 WHICH THE QUALIFIED ELECTOR'S VOTING RESIDENCE IS LOCATED.

15 (B) CONTENT.--THE FOLLOWING SHALL APPLY:

16 (1) THE QUALIFIED ELECTOR'S APPLICATION SHALL CONTAIN
17 THE FOLLOWING INFORMATION:

18 (I) LENGTH OF TIME A CITIZEN.

19 (II) LENGTH OF RESIDENCE IN THIS COMMONWEALTH.

20 (III) DATE OF BIRTH.

21 (IV) LENGTH OF TIME A RESIDENT OF VOTING DISTRICT.

22 (V) VOTING DISTRICT, IF KNOWN.

23 (VI) PARTY CHOICE IN CASE OF PRIMARY.

24 (VII) NAME.

25 (2) A QUALIFIED ELECTOR SHALL, IN ADDITION, SPECIFY THE
26 ADDRESS TO WHICH THE BALLOT IS TO BE SENT, THE RELATIONSHIP
27 WHERE NECESSARY AND OTHER INFORMATION AS MAY BE DETERMINED BY
28 THE SECRETARY OF THE COMMONWEALTH.

29 (3) WHEN AN APPLICATION IS RECEIVED BY THE SECRETARY OF
30 THE COMMONWEALTH IT SHALL BE FORWARDED TO THE PROPER COUNTY

1 BOARD OF ELECTION.

2 (C) SIGNATURE REQUIRED.--EXCEPT AS PROVIDED IN SUBSECTION
3 (D), THE APPLICATION OF A QUALIFIED ELECTOR UNDER SECTION 1301-D
4 FOR AN OFFICIAL MAIL-IN BALLOT IN ANY PRIMARY OR ELECTION SHALL
5 BE SIGNED BY THE APPLICANT.

6 (D) SIGNATURE NOT REQUIRED.--IF ANY ELECTOR ENTITLED TO A
7 MAIL-IN BALLOT UNDER THIS SECTION IS UNABLE TO SIGN THE
8 APPLICATION BECAUSE OF ILLNESS OR PHYSICAL DISABILITY, THE
9 ELECTOR SHALL BE EXCUSED FROM SIGNING UPON MAKING A STATEMENT
10 WHICH SHALL BE WITNESSED BY ONE ADULT PERSON IN SUBSTANTIALLY
11 THE FOLLOWING FORM:

12 I HEREBY STATE THAT I AM UNABLE TO SIGN MY APPLICATION
13 FOR A MAIL-IN BALLOT WITHOUT ASSISTANCE BECAUSE I AM
14 UNABLE TO WRITE BY REASON OF MY ILLNESS OR PHYSICAL
15 DISABILITY. I HAVE MADE OR HAVE RECEIVED ASSISTANCE IN
16 MAKING MY MARK IN LIEU OF MY SIGNATURE.

17 (MARK)

18 (DATE)

19 (COMPLETE ADDRESS OF WITNESS)

20 (SIGNATURE OF WITNESS)

21 (E) NUMBERING.--THE COUNTY BOARD OF ELECTIONS SHALL NUMBER,
22 IN CHRONOLOGICAL ORDER, THE APPLICATIONS FOR AN OFFICIAL MAIL-IN
23 BALLOT, WHICH NUMBER SHALL LIKEWISE APPEAR ON THE OFFICIAL MAIL-
24 IN BALLOT FOR THE QUALIFIED ELECTOR. THE NUMBERS SHALL APPEAR
25 LEGIBLY AND IN A CONSPICUOUS PLACE BUT BEFORE THE BALLOTS ARE
26 DISTRIBUTED, THE NUMBER ON THE BALLOT SHALL BE TORN OFF BY THE
27 COUNTY BOARD OF ELECTION. THE NUMBER INFORMATION SHALL BE
28 APPROPRIATELY INSERTED AND BECOME A PART OF THE REGISTERED
29 ABSENTEE AND MAIL-IN VOTERS FILE PROVIDED UNDER SECTION 1302.3.

30 (F) FORM.--APPLICATION FOR AN OFFICIAL MAIL-IN BALLOT SHALL

1 BE ON PHYSICAL AND ELECTRONIC FORMS PRESCRIBED BY THE SECRETARY
2 OF THE COMMONWEALTH. THE APPLICATION SHALL STATE THAT A VOTER
3 WHO RECEIVES AND VOTES A MAIL-IN BALLOT UNDER SECTION 1301-D
4 SHALL NOT BE ELIGIBLE TO VOTE AT A POLLING PLACE ON ELECTION
5 DAY. THE PHYSICAL APPLICATION FORMS SHALL BE MADE FREELY
6 AVAILABLE TO THE PUBLIC AT COUNTY BOARD OF ELECTIONS, MUNICIPAL
7 BUILDINGS AND AT OTHER LOCATIONS DESIGNATED BY THE SECRETARY OF
8 THE COMMONWEALTH. THE ELECTRONIC APPLICATION FORMS SHALL BE MADE
9 FREELY AVAILABLE TO THE PUBLIC THROUGH PUBLICLY ACCESSIBLE
10 MEANS. NO WRITTEN APPLICATION OR PERSONAL REQUEST SHALL BE
11 NECESSARY TO RECEIVE OR ACCESS THE APPLICATION FORMS. COPIES AND
12 RECORDS OF ALL COMPLETED PHYSICAL AND ELECTRONIC APPLICATIONS
13 FOR OFFICIAL MAIL-IN BALLOTS SHALL BE RETAINED BY THE COUNTY
14 BOARD OF ELECTIONS.

15 (G) PERMANENT MAIL-IN VOTING LIST.--

16 (1) ANY QUALIFIED REGISTERED ELECTOR MAY REQUEST TO BE
17 PLACED ON A PERMANENT MAIL-IN BALLOT LIST FILE. A MAIL-IN
18 BALLOT APPLICATION SHALL BE MAILED TO EVERY PERSON OTHERWISE
19 ELIGIBLE TO RECEIVE A MAIL-IN BALLOT APPLICATION BY THE FIRST
20 MONDAY IN FEBRUARY EACH YEAR, SO LONG AS THE PERSON DOES NOT
21 LOSE THE PERSON'S VOTING RIGHTS BY FAILURE TO VOTE AS
22 OTHERWISE REQUIRED BY THIS ACT. A MAIL-IN BALLOT APPLICATION
23 MAILED TO A VOTER UNDER THIS SECTION, WHICH IS COMPLETED AND
24 TIMELY RETURNED BY THE VOTER, SHALL SERVE AS AN APPLICATION
25 FOR ANY AND ALL PRIMARY, GENERAL OR SPECIAL ELECTIONS TO BE
26 HELD IN THE REMAINDER OF THAT CALENDAR YEAR AND FOR ALL
27 SPECIAL ELECTIONS TO BE HELD BEFORE THE THIRD MONDAY IN
28 FEBRUARY OF THE SUCCEEDING YEAR.

29 (2) THE SECRETARY OF THE COMMONWEALTH MAY DEVELOP AN
30 ELECTRONIC SYSTEM THROUGH WHICH ALL QUALIFIED ELECTORS MAY

1 APPLY FOR A MAIL-IN BALLOT AND REQUEST PERMANENT MAIL-IN
2 VOTER STATUS UNDER THIS SECTION, PROVIDED THE SYSTEM IS ABLE
3 TO CAPTURE A DIGITIZED OR ELECTRONIC SIGNATURE OF THE
4 APPLICANT. A COUNTY BOARD OF ELECTIONS SHALL TREAT AN
5 APPLICATION OR REQUEST RECEIVED THROUGH THE ELECTRONIC SYSTEM
6 AS IF THE APPLICATION OR REQUEST HAD BEEN SUBMITTED ON A
7 PAPER FORM OR ANY OTHER FORMAT USED BY THE COUNTY.

8 SECTION 1302.1-D. DATE OF APPLICATION FOR MAIL-IN BALLOT.

9 (A) GENERAL RULE.--APPLICATIONS FOR MAIL-IN BALLOTS SHALL BE
10 RECEIVED IN THE OFFICE OF THE COUNTY BOARD OF ELECTIONS NOT
11 EARLIER THAN 50 DAYS BEFORE THE PRIMARY OR ELECTION, EXCEPT THAT
12 IF A COUNTY BOARD OF ELECTIONS DETERMINES THAT IT WOULD BE
13 APPROPRIATE TO THE COUNTY BOARD OF ELECTIONS' OPERATIONAL NEEDS,
14 ANY APPLICATIONS FOR MAIL-IN BALLOTS RECEIVED MORE THAN 50 DAYS
15 BEFORE THE PRIMARY OR ELECTION MAY BE PROCESSED BEFORE THAT
16 TIME. APPLICATIONS FOR MAIL-IN BALLOTS SHALL BE PROCESSED IF
17 RECEIVED NOT LATER THAN FIVE O'CLOCK P.M. OF THE FIRST TUESDAY
18 PRIOR TO THE DAY OF ANY PRIMARY OR ELECTION.

19 (B) EARLY APPLICATIONS.--IN THE CASE OF AN ELECTOR WHOSE
20 APPLICATION FOR A MAIL-IN BALLOT IS RECEIVED BY THE OFFICE OF
21 THE COUNTY BOARD OF ELECTIONS EARLIER THAN 50 DAYS BEFORE THE
22 PRIMARY OR ELECTION, THE APPLICATION SHALL BE HELD AND PROCESSED
23 UPON COMMENCEMENT OF THE 50-DAY PERIOD OR AT SUCH EARLIER TIME
24 AS THE COUNTY BOARD OF ELECTIONS DETERMINES MAY BE APPROPRIATE.

25 SECTION 1302.2-D. APPROVAL OF APPLICATION FOR MAIL-IN BALLOT.

26 (A) APPROVAL PROCESS.--THE COUNTY BOARD OF ELECTIONS, UPON
27 RECEIPT OF ANY APPLICATION OF A QUALIFIED ELECTOR UNDER SECTION
28 1301-D, SHALL DETERMINE THE QUALIFICATIONS OF THE APPLICANT BY
29 VERIFYING THE PROOF OF IDENTIFICATION AND COMPARING THE
30 INFORMATION PROVIDED ON THE APPLICATION WITH THE INFORMATION

1 CONTAINED ON THE APPLICANT'S PERMANENT REGISTRATION CARD. THE
2 FOLLOWING SHALL APPLY:

3 (1) IF THE BOARD IS SATISFIED THAT THE APPLICANT IS
4 QUALIFIED TO RECEIVE AN OFFICIAL MAIL-IN BALLOT, THE
5 APPLICATION SHALL BE MARKED "APPROVED."

6 (2) THE APPROVAL DECISION SHALL BE FINAL AND BINDING,
7 EXCEPT THAT CHALLENGES MAY BE MADE ONLY ON THE GROUNDS THAT
8 THE APPLICANT DID NOT POSSESS THE QUALIFICATIONS OF A MAIL-IN
9 ELECTOR.

10 (3) CHALLENGES MUST BE MADE TO THE COUNTY BOARD OF
11 ELECTIONS PRIOR TO THE APPLICABLE DEADLINE FOR THE MAIL-IN
12 BALLOTS TO BE RECEIVED, AS PROVIDED IN SECTION 1308(G).

13 (4) WHEN APPROVED, THE REGISTRATION COMMISSION SHALL
14 CAUSE A MAIL-IN VOTER'S TEMPORARY REGISTRATION CARD TO BE
15 INSERTED IN THE DISTRICT REGISTER ON TOP OF AND ALONG WITH
16 THE PERMANENT REGISTRATION CARD.

17 (5) THE MAIL-IN VOTER'S TEMPORARY REGISTRATION CARD
18 SHALL BE IN THE COLOR AND FORM PRESCRIBED UNDER SUBSECTION
19 (D).

20 (B) DUTIES OF COUNTY BOARDS OF ELECTIONS AND REGISTRATION
21 COMMISSIONS.--THE DUTIES OF THE COUNTY BOARDS OF ELECTIONS AND
22 THE REGISTRATION COMMISSIONS WITH RESPECT TO THE INSERTION OF
23 THE MAIL-IN VOTER'S TEMPORARY REGISTRATION CARD OF ANY ELECTOR
24 FROM THE DISTRICT REGISTER AS PROVIDED UNDER THIS SECTION SHALL
25 INCLUDE ONLY THE APPLICATIONS AS ARE RECEIVED ON OR BEFORE THE
26 FIRST TUESDAY PRIOR TO THE PRIMARY OR ELECTION.

27 (C) NOTICE.--IN THE EVENT THAT AN APPLICATION FOR AN
28 OFFICIAL MAIL-IN BALLOT IS NOT APPROVED BY THE COUNTY BOARD OF
29 ELECTIONS, THE ELECTOR SHALL BE NOTIFIED IMMEDIATELY WITH A
30 STATEMENT BY THE COUNTY BOARD OF THE REASONS FOR THE

1 DISAPPROVAL. FOR APPLICANTS WHOSE PROOF OF IDENTIFICATION WAS
2 NOT PROVIDED WITH THE APPLICATION OR COULD NOT BE VERIFIED BY
3 THE BOARD, THE BOARD SHALL SEND NOTICE TO THE ELECTOR WITH THE
4 MAIL-IN BALLOT REQUIRING THE ELECTOR TO PROVIDE PROOF OF
5 IDENTIFICATION WITH THE MAIL-IN BALLOT OR THE BALLOT WILL NOT BE
6 COUNTED.

7 (D) TEMPORARY REGISTRATION CARD.--THE MAIL-IN VOTER'S
8 TEMPORARY REGISTRATION CARD SHALL BE IN DUPLICATE AND THE SAME
9 SIZE AS THE PERMANENT REGISTRATION CARD, IN A DIFFERENT AND
10 CONTRASTING COLOR TO THE PERMANENT REGISTRATION CARD AND SHALL
11 CONTAIN THE MAIL-IN VOTER'S NAME AND ADDRESS AND SHALL
12 CONSPICUOUSLY CONTAIN THE WORDS "MAIL-IN VOTER."

13 SECTION 1302.3-D. MAIL-IN ELECTORS FILES AND LISTS.

14 THE COUNTY BOARD OF ELECTIONS SHALL MAINTAIN AT ITS OFFICE A
15 FILE CONTAINING THE DUPLICATE MAIL-IN VOTER'S TEMPORARY
16 REGISTRATION CARDS OF EVERY REGISTERED ELECTOR TO WHOM A MAIL-IN
17 BALLOT HAS BEEN SENT. THE DUPLICATE MAIL-IN VOTER'S TEMPORARY
18 REGISTRATION CARDS SHALL BE FILED BY ELECTION DISTRICTS AND
19 WITHIN EACH ELECTION DISTRICT IN EXACT ALPHABETICAL ORDER AND
20 INDEXED. THE REGISTRATION CARDS FILED SHALL BE INCLUDED IN THE
21 REGISTERED ABSENTEE AND MAIL-IN VOTERS FILE FOR THE PRIMARY OR
22 ELECTION OF (DATE OF PRIMARY OR ELECTION) UNDER 1302.3(A).

23 SECTION 1303-D. OFFICIAL MAIL-IN ELECTOR BALLOTS.

24 (A) GENERAL RULE.--IN ELECTION DISTRICTS IN WHICH BALLOTS
25 ARE USED, THE BALLOTS FOR USE BY MAIL-IN VOTERS UNDER THIS ACT
26 SHALL BE THE OFFICIAL BALLOTS PRINTED IN ACCORDANCE WITH
27 SECTIONS 1002 AND 1003.

28 (A.1) DUTIES OF COUNTY BOARDS OF ELECTIONS.--THE COUNTY
29 BOARD OF ELECTIONS, WHEN DETACHING THE OFFICIAL BALLOTS FOR
30 MAIL-IN VOTERS, SHALL BE REQUIRED TO INDICATE ON THE STUB OF

1 EACH DETACHED BALLOT THE NAME OF THE APPLICANT TO WHICH THAT
2 PRECISE BALLOT IS BEING SENT. THE COUNTY BOARD OF ELECTIONS
3 SHALL ALSO REMOVE THE NUMBERED STUB FROM EACH BALLOT AND SHALL
4 PRINT, STAMP OR ENDORSE IN RED COLOR ON THE OFFICIAL BALLOTS THE
5 WORDS, "OFFICIAL MAIL-IN BALLOT." THE BALLOTS SHALL BE
6 DISTRIBUTED BY A BOARD AS PROVIDED UNDER THIS SECTION.

7 (B) PREPARATION OF BALLOTS.--IN ELECTION DISTRICTS IN WHICH
8 VOTING MACHINES ARE USED AND IN ELECTION DISTRICTS IN WHICH
9 PAPER BALLOTS ARE USED, THE COUNTY BOARD OF ELECTIONS IN THAT
10 ELECTION DISTRICT WILL NOT PRINT OFFICIAL MAIL-IN BALLOTS IN
11 ACCORDANCE WITH SECTIONS 1002 AND 1003. THE BALLOTS FOR USE BY
12 MAIL-IN VOTERS UNDER THIS SECTION SHALL BE PREPARED SUFFICIENTLY
13 IN ADVANCE BY THE COUNTY BOARD OF ELECTIONS AND SHALL BE
14 DISTRIBUTED BY THE BOARDS AS PROVIDED UNDER THIS ACT. THE
15 BALLOTS SHALL BE MARKED "OFFICIAL MAIL-IN BALLOT" BUT SHALL NOT
16 BE NUMBERED AND SHALL OTHERWISE BE IN SUBSTANTIALLY THE FORM FOR
17 BALLOTS REQUIRED BY ARTICLE X, WHICH FORM SHALL BE PRESCRIBED BY
18 THE SECRETARY OF THE COMMONWEALTH.

19 (C) USE OF BALLOT CARDS.--IN ELECTION DISTRICTS IN WHICH
20 ELECTRONIC VOTING SYSTEMS ARE UTILIZED, THE MAIL-IN BALLOT MAY
21 BE IN THE FORM OF A BALLOT CARD WHICH SHALL BE CLEARLY STAMPED
22 ON THE BALLOT CARD'S FACE "MAIL-IN BALLOT."

23 (D) SPECIAL WRITE-IN MAIL-IN BALLOTS.--IN CASES WHERE THERE
24 IS NOT TIME TO PRINT ON THE BALLOTS THE NAMES OF THE VARIOUS
25 CANDIDATES, THE COUNTY BOARD OF ELECTIONS SHALL PRINT SPECIAL
26 WRITE-IN MAIL-IN BALLOTS WHICH SHALL BE IN SUBSTANTIALLY THE
27 FORM OF OTHER OFFICIAL MAIL-IN BALLOTS, EXCEPT THAT THE SPECIAL
28 WRITE-IN MAIL-IN BALLOTS SHALL CONTAIN BLANK SPACES ONLY UNDER
29 THE TITLES OF THE OFFICES IN WHICH ELECTORS MAY INSERT BY
30 WRITING OR STAMPING THE NAMES OF THE CANDIDATES FOR WHOM THEY

1 DESIRE TO VOTE, AND IN THOSE CASES, THE COUNTY BOARD OF
2 ELECTIONS SHALL FURNISH TO ELECTORS LISTS CONTAINING THE NAMES
3 OF ALL THE CANDIDATES NAMED IN NOMINATION PETITIONS OR WHO HAVE
4 BEEN REGULARLY NOMINATED UNDER THE PROVISIONS OF THIS ACT, FOR
5 THE USE OF THE ELECTORS IN PREPARING THEIR BALLOTS. SPECIAL
6 WRITE-IN MAIL-IN BALLOTS SHALL INCLUDE ALL CONSTITUTIONAL
7 AMENDMENTS AND OTHER QUESTIONS TO BE VOTED ON BY THE ELECTORS.

8 (E) NOTICE.--THE OFFICIAL MAIL-IN VOTER BALLOT SHALL STATE
9 THAT A VOTER WHO RECEIVES A MAIL-IN BALLOT UNDER SECTION 1301-D
10 AND WHOSE MAIL-IN BALLOT IS NOT TIMELY RECEIVED MAY ONLY VOTE ON
11 ELECTION DAY BY PROVISIONAL BALLOT.

12 SECTION 1304-D. ENVELOPES FOR OFFICIAL MAIL-IN BALLOTS.

13 (A) ADDITIONAL ENVELOPES.--THE COUNTY BOARDS OF ELECTION
14 SHALL PROVIDE TWO ADDITIONAL ENVELOPES FOR EACH OFFICIAL MAIL-IN
15 BALLOT OF A SIZE AND SHAPE AS SHALL BE PRESCRIBED BY THE
16 SECRETARY OF THE COMMONWEALTH, IN ORDER TO PERMIT THE PLACING OF
17 ONE WITHIN THE OTHER AND BOTH WITHIN THE MAILING ENVELOPE. ON
18 THE SMALLER OF THE TWO ENVELOPES TO BE ENCLOSED IN THE MAILING
19 ENVELOPE SHALL BE PRINTED, STAMPED OR ENDORSED THE WORDS
20 "OFFICIAL MAIL-IN BALLOT," AND NOTHING ELSE. ON THE LARGER OF
21 THE TWO ENVELOPES, TO BE ENCLOSED WITHIN THE MAILING ENVELOPE,
22 SHALL BE PRINTED THE FORM OF THE DECLARATION OF THE ELECTOR AND
23 THE NAME AND ADDRESS OF THE COUNTY BOARD OF ELECTION OF THE
24 PROPER COUNTY. THE LARGER ENVELOPE SHALL ALSO CONTAIN
25 INFORMATION INDICATING THE LOCAL ELECTION DISTRICT OF THE MAIL-
26 IN VOTER.

27 (B) FORM OF DECLARATION AND ENVELOPE.--THE FORM OF
28 DECLARATION AND ENVELOPE SHALL BE AS PRESCRIBED BY THE SECRETARY
29 OF THE COMMONWEALTH AND SHALL CONTAIN, AMONG OTHER THINGS, A
30 STATEMENT OF THE ELECTOR'S QUALIFICATIONS, TOGETHER WITH A

1 STATEMENT THAT THE ELECTOR HAS NOT ALREADY VOTED IN THE PRIMARY
2 OR ELECTION.

3 (C) MAILING ENVELOPE.--THE MAILING ENVELOPE ADDRESSED TO THE
4 ELECTOR SHALL CONTAIN THE TWO ENVELOPES, THE OFFICIAL MAIL-IN
5 BALLOT, LISTS OF CANDIDATES, WHEN AUTHORIZED BY SECTION 1303-
6 D(B), THE UNIFORM INSTRUCTIONS IN FORM AND SUBSTANCE AS
7 PRESCRIBED BY THE SECRETARY OF THE COMMONWEALTH AND NOTHING
8 ELSE.

9 (D) NOTICE.--NOTICE OF THE REQUIREMENTS UNDER SECTION 1306-D
10 SHALL BE PRINTED ON THE ENVELOPE FOR THE MAIL-IN BALLOT.
11 SECTION 1305-D. DELIVERING OR MAILING BALLOTS.

12 THE COUNTY BOARD OF ELECTIONS, UPON RECEIPT AND APPROVAL OF
13 AN APPLICATION FILED BY A QUALIFIED ELECTOR UNDER SECTION 1301-
14 D, SHALL COMMENCE TO DELIVER OR MAIL OFFICIAL MAIL-IN BALLOTS ON
15 THE SECOND TUESDAY PRIOR TO THE PRIMARY OR ELECTION. FOR
16 APPLICANTS WHOSE PROOF OF IDENTIFICATION WAS NOT PROVIDED WITH
17 THE APPLICATION OR COULD NOT BE VERIFIED BY THE BOARD, THE BOARD
18 SHALL SEND THE NOTICE REQUIRED UNDER SECTION 1302.2-D(C) WITH
19 THE MAIL-IN BALLOT. AS ADDITIONAL APPLICATIONS ARE RECEIVED AND
20 APPROVED, THE BOARD SHALL DELIVER OR MAIL OFFICIAL MAIL-IN
21 BALLOTS TO THE ADDITIONAL ELECTORS WITHIN 48 HOURS.

22 SECTION 1306-D. VOTING BY MAIL-IN ELECTORS.

23 (A) GENERAL RULE.--AT ANY TIME AFTER RECEIVING AN OFFICIAL
24 MAIL-IN BALLOT, BUT ON OR BEFORE EIGHT O'CLOCK P.M. THE DAY OF
25 THE PRIMARY OR ELECTION, THE MAIL-IN ELECTOR SHALL, IN SECRET,
26 PROCEED TO MARK THE BALLOT ONLY IN BLACK LEAD PENCIL, INDELIBLE
27 PENCIL OR BLUE, BLACK OR BLUE-BLACK INK, IN FOUNTAIN PEN OR BALL
28 POINT PEN, AND THEN FOLD THE BALLOT, ENCLOSE AND SECURELY SEAL
29 THE SAME IN THE ENVELOPE ON WHICH IS PRINTED, STAMPED OR
30 ENDORSED "OFFICIAL MAIL-IN BALLOT."

1 (A.1) SIGNATURE.--ANY ELECTOR WHO IS UNABLE TO SIGN THE
2 DECLARATION BECAUSE OF ILLNESS OR PHYSICAL DISABILITY, SHALL BE
3 EXCUSED FROM SIGNING UPON MAKING A DECLARATION WHICH SHALL BE
4 WITNESSED BY ONE ADULT PERSON IN SUBSTANTIALLY THE FOLLOWING
5 FORM:

6 I HEREBY DECLARE THAT I AM UNABLE TO SIGN MY DECLARATION
7 FOR VOTING MY MAIL-IN BALLOT WITHOUT ASSISTANCE BECAUSE I
8 AM UNABLE TO WRITE BY REASON OF MY ILLNESS OR PHYSICAL
9 DISABILITY. I HAVE MADE OR RECEIVED ASSISTANCE IN MAKING
10 MY MARK IN LIEU OF MY SIGNATURE.

11 (MARK)

12 (DATE)

13 (COMPLETE ADDRESS OF WITNESS)

14 (SIGNATURE OF WITNESS)

15 (B) ELIGIBILITY.--

16 (1) ANY ELECTOR WHO RECEIVES AND VOTES A MAIL-IN BALLOT
17 UNDER SECTION 1301-D SHALL NOT BE ELIGIBLE TO VOTE AT A
18 POLLING PLACE ON ELECTION DAY. THE DISTRICT REGISTER AT EACH
19 POLLING PLACE SHALL CLEARLY IDENTIFY ELECTORS WHO HAVE
20 RECEIVED AND VOTED MAIL-IN BALLOTS AS INELIGIBLE TO VOTE AT
21 THE POLLING PLACE, AND DISTRICT ELECTION OFFICERS SHALL NOT
22 PERMIT ELECTORS WHO VOTED A MAIL-IN BALLOT TO VOTE AT THE
23 POLLING PLACE.

24 (2) AN ELECTOR WHO REQUESTS A MAIL-IN BALLOT AND WHO IS
25 NOT SHOWN ON THE DISTRICT REGISTER AS HAVING VOTED MAY VOTE
26 BY PROVISIONAL BALLOT UNDER SECTION 1210(A.4)(1).

27 (C) DEADLINE.--EXCEPT AS PROVIDED UNDER 25 PA.C.S. § 3511
28 (RELATING TO RECEIPT OF VOTED BALLOT), A COMPLETED MAIL-IN
29 BALLOT MUST BE RECEIVED IN THE OFFICE OF THE COUNTY BOARD OF
30 ELECTIONS NO LATER THAN EIGHT O'CLOCK P.M. ON THE DAY OF THE

1 PRIMARY OR ELECTION.

2 SECTION 1307-D. PUBLIC RECORDS.

3 (A) GENERAL RULE.--ALL OFFICIAL MAIL-IN BALLOTS, FILES,
4 APPLICATIONS FOR BALLOTS AND ENVELOPES ON WHICH THE EXECUTED
5 DECLARATIONS APPEAR, AND ALL INFORMATION AND LISTS ARE
6 DESIGNATED AND DECLARED TO BE PUBLIC RECORDS AND SHALL BE SAFELY
7 KEPT FOR A PERIOD OF TWO YEARS, EXCEPT THAT NO PROOF OF
8 IDENTIFICATION SHALL BE MADE PUBLIC, NOR SHALL INFORMATION
9 CONCERNING A MILITARY ELECTOR BE MADE PUBLIC WHICH IS EXPRESSLY
10 FORBIDDEN BY THE DEPARTMENT OF DEFENSE BECAUSE OF MILITARY
11 SECURITY.

12 (B) RECORD.--FOR EACH ELECTION, THE COUNTY BOARD SHALL
13 MAINTAIN A RECORD OF THE FOLLOWING INFORMATION, IF APPLICABLE,
14 FOR EACH ELECTOR WHO MAKES APPLICATION FOR A MAIL-IN BALLOT:

15 (1) THE ELECTOR'S NAME AND VOTER REGISTRATION ADDRESS.

16 (2) THE DATE ON WHICH THE ELECTOR'S APPLICATION IS
17 RECEIVED BY THE COUNTY BOARD.

18 (3) THE DATE ON WHICH THE ELECTOR'S APPLICATION IS
19 APPROVED OR REJECTED BY THE COUNTY BOARD.

20 (4) THE DATE ON WHICH THE COUNTY BOARD MAILS OR DELIVERS
21 THE MAIL-IN BALLOT TO THE ELECTOR.

22 (5) THE DATE ON WHICH THE ELECTOR'S COMPLETED MAIL-IN
23 BALLOT IS RECEIVED BY THE COUNTY BOARD.

24 (6) THE DATE OF THE POSTMARK ON THE MAILING ENVELOPE OF
25 THE ELECTOR'S COMPLETED MAIL-IN BALLOT.

26 (C) COMPILATION.--THE COUNTY BOARD SHALL COMPILE THE RECORDS
27 LISTED UNDER SUBSECTION (B) AND MAKE THE RECORDS PUBLICLY
28 AVAILABLE UPON REQUEST WITHIN 48 HOURS.

29 SECTION 1308-D. VIOLATION OF PROVISIONS RELATING TO MAIL-IN
30 VOTING.

1 (A) PENALTIES.--EXCEPT AS PROVIDED UNDER SUBSECTION (B), A
2 PERSON WHO VIOLATES ANY OF THE PROVISIONS OF THIS ACT RELATING
3 TO MAIL-IN VOTING SHALL, UNLESS OTHERWISE PROVIDED, BE SUBJECT
4 TO THE PENALTIES PROVIDED UNDER SECTION 1850.

5 (B) PERSONS NOT QUALIFIED AS MAIL-IN VOTERS.--A PERSON WHO
6 KNOWINGLY ASSISTS ANOTHER PERSON WHO IS NOT A QUALIFIED MAIL-IN
7 VOTER IN FILLING OUT A MAIL-IN BALLOT APPLICATION OR MAIL-IN
8 BALLOT COMMITS A MISDEMEANOR OF THE THIRD DEGREE.

9 SECTION 9. SECTIONS 1405 AND 1626(C) OF THE ACT ARE AMENDED
10 TO READ:

11 SECTION 1405. MANNER OF COMPUTING IRREGULAR BALLOTS.--THE
12 COUNTY BOARD, IN COMPUTING THE VOTES CAST AT ANY PRIMARY OR
13 ELECTION, SHALL COMPUTE AND CERTIFY VOTES CAST ON IRREGULAR
14 BALLOTS EXACTLY AS SUCH NAMES WERE WRITTEN, STAMPED[, AFFIXED TO
15 THE BALLOT BY STICKER,] OR DEPOSITED [OR AFFIXED] IN OR ON
16 RECEPTACLES FOR THAT PURPOSE, AND AS THEY HAVE BEEN SO RETURNED
17 BY THE ELECTION OFFICERS. IN DISTRICTS IN WHICH PAPER BALLOTS OR
18 BALLOTS CARDS ARE ELECTRONICALLY TABULATED, STICKERS OR LABELS
19 MAY NOT BE USED TO MARK BALLOTS. A VOTE CAST BY MEANS OF A
20 STICKER OR LABEL AFFIXED TO A BALLOT OR BALLOT CARD SHALL BE
21 VOID AND MAY NOT BE COUNTED. IN THE PRIMARY THE SECRETARY OF THE
22 COMMONWEALTH SHALL NOT CERTIFY THE VOTES CAST ON IRREGULAR
23 BALLOTS FOR ANY PERSON FOR A NATIONAL OFFICE INCLUDING THAT OF
24 THE PRESIDENT OF THE UNITED STATES, UNITED STATES SENATOR AND
25 REPRESENTATIVE IN CONGRESS; OR FOR ANY STATE OFFICE INCLUDING
26 THAT OF GOVERNOR AND LIEUTENANT GOVERNOR, AUDITOR GENERAL, STATE
27 TREASURER, SENATOR AND REPRESENTATIVE IN THE GENERAL ASSEMBLY,
28 JUSTICES AND JUDGES OF COURTS OF RECORD OR FOR ANY PARTY OFFICE
29 INCLUDING THAT OF DELEGATE OR ALTERNATE DELEGATE TO NATIONAL
30 CONVENTIONS AND MEMBER OF STATE COMMITTEE UNLESS THE TOTAL

1 NUMBER OF VOTES CAST FOR SAID PERSON IS EQUAL TO OR GREATER THAN
2 THE NUMBER OF SIGNATURES REQUIRED ON A NOMINATION PETITION FOR
3 THE PARTICULAR OFFICE. IN THE PRIMARY THE COUNTY BOARD SHALL NOT
4 CERTIFY THE VOTES CAST ON IRREGULAR BALLOTS FOR ANY PERSON FOR A
5 JUSTICE OF THE PEACE, CONSTABLE, NATIONAL, STATE, COUNTY, CITY,
6 BOROUGH, TOWN, TOWNSHIP, WARD, SCHOOL DISTRICT, ELECTION OR
7 LOCAL PARTY OFFICE UNLESS THE TOTAL NUMBER OF VOTES CAST FOR
8 SAID PERSON IS EQUAL TO OR GREATER THAN THE NUMBER OF SIGNATURES
9 REQUIRED ON A NOMINATION PETITION FOR THE PARTICULAR OFFICE.

10 SECTION 1626. REPORTING BY CANDIDATE AND POLITICAL
11 COMMITTEES AND OTHER PERSONS.--

12 * * *

13 (C) [VOUCHERS OR COPIES OF VOUCHERS FOR ALL SUMS EXPENDED
14 AMOUNTING TO MORE THAN TWENTY-FIVE DOLLARS (\$25) SHALL BE
15 RETAINED BY THE CANDIDATE OR THE COMMITTEE TREASURER AND SHALL
16 BE AVAILABLE FOR PUBLIC INSPECTION AND COPYING AS HEREIN
17 PROVIDED. ANY PERSON MAY INSPECT OR COPY SUCH VOUCHERS OR COPIES
18 THEREOF BY FILING A WRITTEN REQUEST WITH THE APPROPRIATE
19 SUPERVISORY OFFICE WHICH SHALL NOTIFY THE CANDIDATE OR POLITICAL
20 COMMITTEE OF SUCH REQUEST. THE CANDIDATE OR POLITICAL COMMITTEE
21 SHALL HAVE THE OPTION OF EITHER FORWARDING SUCH VOUCHERS OR COPY
22 OF THE SAME TO THE SUPERVISOR FOR SUCH PURPOSE OR MAKING THE
23 VOUCHERS OR COPY OF THE SAME AVAILABLE TO THE REQUESTING PERSON.
24 IF A CANDIDATE OR A TREASURER OF A POLITICAL COMMITTEE SHALL
25 FAIL TO MAKE SAID VOUCHERS OR COPIES THEREOF AVAILABLE FOR
26 INSPECTION AND COPYING WHEN REQUESTED BY THE APPROPRIATE
27 SUPERVISORY OFFICER, SUCH OFFICER SHALL DIRECT THE CANDIDATE OR
28 POLITICAL COMMITTEE TO PROMPTLY DELIVER THE VOUCHERS OR COPIES
29 THEREOF TO THE SUPERVISORY OFFICE FOR PURPOSES OF INSPECTION AND
30 COPYING. COSTS OF COPYING AND COSTS OF DELIVERY BY THE CANDIDATE

1 OR TREASURER OF THE REQUESTED VOUCHERS OR COPIES THEREOF SHALL
2 BE BORNE BY THE PERSON REQUESTING SAME.] (1) VOUCHERS OR COPIES
3 OF VOUCHERS FOR ALL SUMS EXPENDED AMOUNTING TO MORE THAN TWENTY-
4 FIVE DOLLARS (\$25) SHALL BE RETAINED BY THE CANDIDATE OR THE
5 POLITICAL COMMITTEE TREASURER FOR A PERIOD OF THREE (3) YEARS AS
6 REQUIRED UNDER SECTION 1622(C) AND SHALL BE AVAILABLE FOR PUBLIC
7 INSPECTION AND COPYING.

8 (2) A PERSON MAY INSPECT OR COPY VOUCHERS OR COPIES OF
9 VOUCHERS BY FILING A WRITTEN REQUEST DIRECTLY WITH THE CANDIDATE
10 OR POLITICAL COMMITTEE. THE CANDIDATE OR POLITICAL COMMITTEE
11 SHALL MAKE THE VOUCHERS OR COPIES OF THE VOUCHERS AVAILABLE TO
12 THE REQUESTING PERSON. COSTS OF COPYING AND COSTS OF DELIVERY BY
13 THE CANDIDATE OR TREASURER OF THE REQUESTED VOUCHERS OR COPIES
14 SHALL BE BORNE BY THE REQUESTING PERSON. IF A CANDIDATE OR A
15 TREASURER OF A POLITICAL COMMITTEE FAILS TO MAKE THE VOUCHERS OR
16 COPIES OF THE VOUCHERS AVAILABLE FOR INSPECTION AND COPYING WHEN
17 REQUESTED, THE REQUESTING PERSON SHALL PROVIDE WRITTEN NOTICE OF
18 THE VIOLATION TO THE CANDIDATE OR POLITICAL COMMITTEE. IF THE
19 VIOLATION IS NOT CORRECTED WITHIN 30 DAYS AFTER RECEIPT OF A
20 NOTICE, THE REQUESTING PERSON MAY FILE AN ACTION IN AN
21 APPROPRIATE COURT OF COMMON PLEAS SEEKING DECLARATORY OR
22 INJUNCTIVE RELIEF. IN AN ACTION UNDER THIS SUBSECTION, THE COURT
23 MAY ALLOW THE PREVAILING PARTY REASONABLE ATTORNEY FEES,
24 INCLUDING LITIGATION COSTS AND EXPENSES.

25 (3) PRIOR TO GRANTING A REQUEST FOR INSPECTION AND COPYING
26 VOUCHERS, A CANDIDATE OR POLITICAL COMMITTEE MAY REQUIRE A
27 REQUESTER TO PREPAY AN ESTIMATE OF THE FEES AUTHORIZED UNDER
28 THIS SECTION IF THE COSTS OF COPYING AND COSTS OF DELIVERY
29 REQUIRED TO FULFILL THE REQUEST ARE EXPECTED TO EXCEED ONE
30 HUNDRED DOLLARS (\$100). IF NO PREPAYMENT IS REQUESTED OR MADE, A

1 CANDIDATE OR POLITICAL COMMITTEE MAY REQUIRE THE REQUESTOR TO
2 PAY THE ACTUAL COSTS OF COPYING AND COSTS OF DELIVERY PRIOR TO
3 THE RELEASE OF THE REQUESTED DOCUMENTS.

4 (4) A PERSON WHO VIOLATES THIS SECTION SHALL BE SUBJECT TO
5 THE PENALTIES UNDER THIS ACT. THE ATTORNEY GENERAL SHALL HAVE
6 PROSECUTORIAL JURISDICTION OVER A VIOLATION COMMITTED UNDER THIS
7 SECTION. THE DISTRICT ATTORNEY OF ANY COUNTY IN WHICH A
8 VIOLATION OCCURRED HAS CONCURRENT POWERS AND RESPONSIBILITIES
9 WITH THE ATTORNEY GENERAL OVER THE VIOLATIONS.

10 (5) A CANDIDATE OR POLITICAL COMMITTEE MAY DENY A REQUESTING
11 PERSON ACCESS TO A VOUCHER OR COPIES IF THE REQUESTING PERSON
12 HAS MADE REPEATED REQUESTS FOR THE SAME RECORD AND THE REPEATED
13 REQUESTS HAVE PLACED AN UNREASONABLE BURDEN ON THE CANDIDATE OR
14 POLITICAL COMMITTEE. A DENIAL UNDER THIS PARAGRAPH SHALL NOT
15 RESTRICT THE ABILITY TO REQUEST A DIFFERENT RECORD.

16 (6) THE FOLLOWING WORDS AND PHRASES WHEN USED IN THIS
17 SECTION SHALL HAVE THE MEANINGS GIVEN TO THEM IN THIS PARAGRAPH
18 UNLESS THE CONTEXT CLEARLY INDICATES OTHERWISE:

19 "COMMITTEE." AS DEFINED IN SECTION 1621.

20 "COSTS OF COPYING." UP TO TWENTY-FIVE CENTS (25¢) PER COPY
21 FOR BLACK AND WHITE COPIES, AND UP TO FIFTY CENTS (50¢) PER COPY
22 FOR COLOR COPIES. IF A CD OR DVD IS PROVIDED, THE COST OF
23 COPYING WILL BE UP TO THE ACTUAL COST OF THE CD OR DVD, NOT TO
24 EXCEED THREE DOLLARS (\$3) PER DISC. FOR A FLASH DRIVE THE COST
25 OF COPYING WILL BE UP TO THE ACTUAL COST OF THE FLASH DRIVE.

26 "COSTS OF DELIVERY." THE COST OF POSTAGE OR SHIPPING OF
27 DOCUMENTS FROM THE CANDIDATE OR COMMITTEE TO THE REQUESTER. THE
28 ALLOWABLE FEE FOR POSTAGE OR SHIPPING WILL BE UP TO THE ACTUAL
29 COST OF THE UNITED STATES POSTAL SERVICE'S FIRST-CLASS POSTAGE.

30 "POLITICAL COMMITTEE." AS DEFINED IN SECTION 1621.

1 "VOUCHER." A DOCUMENT THAT REASONABLY DESCRIBES THE CAMPAIGN
2 EXPENSE.

3 * * *

4 SECTION 10. THE SECRETARY OF THE COMMONWEALTH SHALL PREPARE
5 AND DISSEMINATE INFORMATION TO THE PUBLIC REGARDING THE CHANGES
6 TO THE VOTING PROCEDURES UNDER THIS ACT.

7 SECTION 11. SECTIONS 1, 2, 3, 4, 5, 5.1, 6, 7, 8, 9 AND 12
8 OF THIS ACT ARE NONSEVERABLE. IF ANY PROVISION OF THIS ACT OR
9 ITS APPLICATION TO ANY PERSON OR CIRCUMSTANCE IS HELD INVALID,
10 THE REMAINING PROVISIONS OR APPLICATIONS OF THIS ACT ARE VOID.

11 SECTION 12. REPEALS ARE AS FOLLOWS:

12 (1) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
13 PARAGRAPH (2) IS NECESSARY TO EFFECTUATE THE ADDITION OF
14 SECTION 1231 OF THE ACT.

15 (2) 25 PA.C.S. § 1326 IS REPEALED.

16 (3) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
17 PARAGRAPH (4) IS NECESSARY TO EFFECTUATE THE ADDITION OF
18 SECTION 1232 OF THE ACT.

19 (4) 25 PA.C.S. § 1330 IS REPEALED.

20 (5) THE GENERAL ASSEMBLY DECLARES THAT THE REPEAL UNDER
21 PARAGRAPH (6) IS NECESSARY TO EFFECTUATE THE ADDITION OF
22 SECTION 1233 OF THE ACT.

23 (6) 25 PA.C.S. § 1602(A) (1) IS REPEALED.

24 SECTION 13. THE FOLLOWING APPLY:

25 (1) THIS SECTION APPLIES TO THE AMENDMENT OR ADDITION OF
26 THE FOLLOWING PROVISIONS:

27 (I) SECTION 102.

28 (II) SECTION 1003(A).

29 (III) SECTION 1007(B).

30 (IV) SECTION 1107.

- 1 (V) SECTION 1110.
- 2 (VI) SECTION 1107-A.
- 3 (VII) SECTION 1109-A.
- 4 (VIII) SECTION 1112-A(A).
- 5 (IX) SECTION 1216(D).
- 6 (X) SECTION 1222(A) AND (B).
- 7 (XI) SECTION 1223.
- 8 (XII) SECTION 1231.
- 9 (XIII) SECTION 1232.
- 10 (XIV) SECTION 1233.
- 11 (XV) SECTION 1302.
- 12 (XVI) SECTION 1302.1.
- 13 (XVII) SECTION 1302.2.
- 14 (XVIII) SECTION 1305.
- 15 (XIX) SECTION 1306.
- 16 (XX) SECTION 1308.
- 17 (XXI) ARTICLE XIII-D.

18 (2) THE PENNSYLVANIA SUPREME COURT HAS EXCLUSIVE
19 JURISDICTION TO HEAR A CHALLENGE TO OR TO RENDER A
20 DECLARATORY JUDGMENT CONCERNING THE CONSTITUTIONALITY OF A
21 PROVISION REFERRED TO IN PARAGRAPH (1). THE SUPREME COURT MAY
22 TAKE ACTION IT DEEMS APPROPRIATE, CONSISTENT WITH THE SUPREME
23 COURT RETAINING JURISDICTION OVER THE MATTER, TO FIND FACTS
24 OR TO EXPEDITE A FINAL JUDGMENT IN CONNECTION WITH SUCH A
25 CHALLENGE OR REQUEST FOR DECLARATORY RELIEF.

26 (3) AN ACTION UNDER PARAGRAPH (2) MUST BE COMMENCED
27 WITHIN 180 DAYS OF THE EFFECTIVE DATE OF THIS SECTION.

28 SECTION 14. THIS ACT SHALL APPLY TO ELECTIONS HELD ON OR
29 AFTER APRIL 28, 2020.

30 SECTION 15. THIS ACT SHALL TAKE EFFECT AS FOLLOWS:

1 (1) THE ADDITION OF SECTION 207 OF THE ACT SHALL TAKE
2 EFFECT IN 180 DAYS.

3 (2) THE REMAINDER OF THIS ACT SHALL TAKE EFFECT
4 IMMEDIATELY.