

115TH CONGRESS  
1ST SESSION

# S. 1510

To amend the National Voter Registration Act of 1993 to provide for online voter registration and other changes and to amend the Help America Vote Act of 2002 to improve voting, to require the Election Assistance Commission to study and report on best practices for election cybersecurity and election audits, and to make grants to States to implement those best practices recommended by the Commission.

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IN THE SENATE OF THE UNITED STATES

JUNE 29, 2017

Ms. KLOBUCHAR (for herself, Mrs. GILLIBRAND, Ms. CORTEZ MASTO, Mr. DURBIN, Mr. WHITEHOUSE, Mr. UDALL, Mr. FRANKEN, Mr. WYDEN, Ms. WARREN, and Mr. BROWN) introduced the following bill; which was read twice and referred to the Committee on Rules and Administration

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## A BILL

To amend the National Voter Registration Act of 1993 to provide for online voter registration and other changes and to amend the Help America Vote Act of 2002 to improve voting, to require the Election Assistance Commission to study and report on best practices for election cybersecurity and election audits, and to make grants to States to implement those best practices recommended by the Commission.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE, ETC.**

2 (a) IN GENERAL.—This Act may be cited as the  
 3 “Helping State and Local Governments Prevent Cyber At-  
 4 tacks (HACK) Act”.

5 (b) TABLE OF CONTENTS.—The table of contents of  
 6 this Act is as follows:

Sec. 1. Short title, etc.

TITLE I—ELECTION INTEGRITY AND CYBERSECURITY  
 IMPROVEMENT

Sec. 101. Short title.

Sec. 102. Study and report on best practices for cybersecurity of Federal elec-  
 tions and election audits.

Sec. 103. Election technology improvement grants.

TITLE II—VOTER REGISTRATION

Sec. 201. Federal electronic voter registration application form.

Sec. 202. Voter registration deadline.

Sec. 203. Change of address.

Sec. 204. Mail voter registration form may not require full social security num-  
 ber.

TITLE III—VOTING

Sec. 301. Availability of early voting and no-excuse absentee voting.

Sec. 302. Requirements for counting provisional ballots.

7 **TITLE I—ELECTION INTEGRITY**  
 8 **AND CYBERSECURITY IM-**  
 9 **PROVEMENT**

10 **SEC. 101. SHORT TITLE.**

11 This title may be cited as the “Election Integrity and  
 12 Cybersecurity Improvement Act of 2017”.

1 **SEC. 102. STUDY AND REPORT ON BEST PRACTICES FOR**  
2 **CYBERSECURITY OF FEDERAL ELECTIONS**  
3 **AND ELECTION AUDITS.**

4 (a) IN GENERAL.—The Help America Vote Act of  
5 2002 (52 U.S.C. 20901 et seq.) is amended by inserting  
6 after section 247 the following new section:

7 **“SEC. 248. STUDY AND REPORT ON BEST PRACTICES FOR**  
8 **CYBERSECURITY OF FEDERAL ELECTIONS**  
9 **AND ELECTION AUDITS.**

10 “(a) IN GENERAL.—The Commission, in consultation  
11 with the National Institute of Standards and Technology,  
12 the Secretary of the Department of Homeland Security,  
13 the Election Assistance Commission Standards Board, the  
14 Election Assistance Commission Board of Advisors, the  
15 Election Assistance Commission Technical Guidelines De-  
16 velopment Committee, the National Association of Secre-  
17 taries of State, the National Association of State Election  
18 Directors, the National Association of Election Officials,  
19 the International Association of Government Officials, and  
20 other stakeholders the Commission determines necessary,  
21 shall conduct a study on each of the following:

22 “(1) Best practices for cybersecurity of Federal  
23 elections.

24 “(2) Best practices for election audits.

1       “(b) PUBLIC HEARINGS.—In conducting each of the  
2 studies under this section, the Commission shall hold pub-  
3 lic hearings.

4       “(c) ISSUES CONSIDERED.—

5               “(1) CYBERSECURITY OF FEDERAL ELEC-  
6 TIONS.—In conducting the study under subsection  
7 (a)(1), the Commission shall consider the following:

8                       “(A) The interference by foreign actors in  
9 the 2016 Federal election.

10                      “(B) The opinion of intelligence officials  
11 that foreign states are likely to attempt to  
12 interfere in future Federal elections.

13                      “(C) Election administration profiles based  
14 on the cybersecurity framework of the National  
15 Institute of Standards and Technology.

16                      “(D) All components of election infrastruc-  
17 ture, as designated by the Secretary of Home-  
18 land Security, on January 6, 2017, as a sub-  
19 sector of a critical infrastructure sector (as de-  
20 fined in section 2001 of the Homeland Security  
21 Act of 2002 (6 U.S.C. 601)).

22                      “(E) The implications of the aging of vot-  
23 ing equipment on cybersecurity.

1           “(F) Any existing Federal funding sources  
2 that may be used to assist State and local gov-  
3 ernments to improve election cybersecurity.

4           “(G) Any related issues the Commission  
5 identifies as necessary to complete a com-  
6 prehensive study of best practices for cybersecu-  
7 rity of Federal elections.

8           “(2) ELECTION AUDITS.—In conducting the  
9 study under subsection (a)(2), the Commission shall  
10 consider the following:

11           “(A) Public confidence in the administra-  
12 tion of Federal elections.

13           “(B) Verifying the integrity of the election  
14 process.

15           “(C) Confirming the accuracy of results re-  
16 ported by the voting system.

17           “(D) Ensuring that the voting system is  
18 accurately tabulating ballots.

19           “(E) Ensuring that the winners of each  
20 election for Federal office are called correctly.

21           “(F) Current State requirements related to  
22 election audits.

23           “(G) Durational requirements needed to  
24 facilitate an election audit prior to election cer-  
25 tification, including variations in the acceptance

1 of postal ballots and election certification dead-  
2 lines.

3 “(H) Administrative requirements and  
4 challenges for various types of election audits.

5 “(I) The potential to identify areas of im-  
6 provement in election administration using  
7 varying types of election audits.

8 “(J) Any related issues the Commission  
9 identifies as necessary to complete a com-  
10 prehensive study of best practices for election  
11 audits.

12 “(d) REPORT AND RECOMMENDATIONS.—Not later  
13 than the date that is 9 months after the date of the enact-  
14 ment of the Election Integrity and Cybersecurity Improve-  
15 ment Act of 2017, the Commission shall submit a report  
16 to the Committee on Rules and Administration of the Sen-  
17 ate and the Committee on Administration of the House  
18 of Representatives on each of the studies conducted under  
19 this section, together with recommendations with respect  
20 to the following:

21 “(1) Best practices for cybersecurity of Federal  
22 elections.

23 “(2) Best practices for election audits.”.

1 (b) CLERICAL AMENDMENT.—The table of contents  
 2 for such Act is amended by inserting after the item relat-  
 3 ing to section 247 the following new item:

“Sec. 248. Study and report on best practices for cybersecurity of Federal elec-  
 tions and election audits.”.

4 **SEC. 103. ELECTION TECHNOLOGY IMPROVEMENT GRANTS.**

5 (a) IN GENERAL.—The Help America Vote Act of  
 6 2002 (52 U.S.C. 20901 et seq.) is amended by adding at  
 7 the end the following new title:

8 **“TITLE X—ELECTION TECH-**  
 9 **NOLOGY IMPROVEMENT**  
 10 **GRANTS**

11 **“SEC. 1001. ELECTION TECHNOLOGY IMPROVEMENT**  
 12 **GRANTS.**

13 “(a) IN GENERAL.—The Commission shall make a  
 14 payment in an amount determined under section 1002 to  
 15 each State which meets the conditions described in section  
 16 1003.

17 “(b) USE OF FUNDS.—

18 “(1) IN GENERAL.—Except as provided in para-  
 19 graph (2), a State receiving payment under this title  
 20 shall use the payment to implement the rec-  
 21 ommendations of the Commission with respect to  
 22 best practices for cybersecurity of Federal elections  
 23 and election audits under section 248(d).

1           “(2) OTHER ACTIVITIES.—A State may use a  
2 payment under this title to carry out other activities  
3 to improve the administration of elections for Fed-  
4 eral office if the State certifies to the Commission  
5 that—

6           “(A) the State has implemented the rec-  
7 ommendations of the Commission with respect  
8 to best practices for cybersecurity of Federal  
9 elections and election audits under section  
10 248(d);

11           “(B) the State will use any remaining  
12 funds to improve, upgrade, or acquire new tech-  
13 nological equipment related to election adminis-  
14 tration, which may include—

15           “(i) voting machines;

16           “(ii) election management systems;

17           “(iii) electronic poll books;

18           “(iv) online voter registration systems;

19           “(v) participation in the Electronic  
20 Registration Information Center;

21           “(vi) accessible voting equipment; and

22           “(vii) other technological upgrades  
23 identified by the Commission in their stud-  
24 ies on best practices for cybersecurity and  
25 election audits; and



1           “(C) the State has appropriated funds for  
2           carrying out such activities in an amount equal  
3           to 10 percent of the total amount to be spent  
4           for such activities (taking into account the pay-  
5           ment under this section and the amount spent  
6           by the State).

7   **“SEC. 1002. ALLOCATION OF FUNDS.**

8           “(a) IN GENERAL.—Subject to subsection (c), the  
9           amount of a payment made to a State under this title shall  
10          be equal to the product of—

11           “(1) the total amount appropriated for pay-  
12          ments pursuant to the authorization under section  
13          1007; and

14           “(2) the State allocation percentage for the  
15          State (as determined under subsection (b)).

16          “(b) STATE ALLOCATION PERCENTAGE DEFINED.—  
17          The ‘State allocation percentage’ for a State is the amount  
18          (expressed as a percentage) equal to the quotient of—

19           “(1) the voting age population of the State (as  
20          reported in the most recent decennial census); and

21           “(2) the total voting age population of all  
22          States (as reported in the most recent decennial cen-  
23          sus).

1       “(c) MINIMUM AMOUNT OF PAYMENT.—The amount  
2 of a payment made to a State under this section may not  
3 be less than—

4           “(1) in the case of any of the several States or  
5 the District of Columbia, one-half of 1 percent of the  
6 total amount appropriated for payments under this  
7 title under section 1007; or

8           “(2) in the case of the Commonwealth of Puer-  
9 to Rico, Guam, American Samoa, the Common-  
10 wealth of the Northern Mariana Islands, or the  
11 United States Virgin Islands, one-tenth of 1 percent  
12 of such total amount.

13       “(d) PRO RATA REDUCTIONS.—The Commission  
14 shall make such pro rata reductions to the allocations de-  
15 termined under subsection (a) as are necessary to comply  
16 with the requirements of subsection (c).

17       “(e) CONTINUING AVAILABILITY OF FUNDS AFTER  
18 APPROPRIATION.—A payment to a State under this title  
19 shall be available to the State without fiscal year limita-  
20 tion.

21 **“SEC. 1003. CONDITION FOR RECEIPT OF FUNDS.**

22       “(a) IN GENERAL.—A State is eligible to receive a  
23 payment under this title if the chief executive officer of  
24 the State, or designee, in consultation and coordination  
25 with the chief State election official, has filed with the

1 Commission a statement certifying that the State is in  
2 compliance with the requirements referred to in subsection  
3 (b). A State may meet the requirement of the previous  
4 sentence by filing with the Commission a statement which  
5 reads as follows: ‘ \_\_\_\_\_ hereby certifies that it  
6 is in compliance with the requirements referred to in sec-  
7 tion 1003(b) of the Help America Vote Act of 2002.’ (with  
8 the blank to be filled in with the name of the State in-  
9 volved).

10 “(b) STATE PLAN REQUIREMENT; CERTIFICATION  
11 OF COMPLIANCE WITH APPLICABLE LAWS AND REQUIRE-  
12 MENTS.—The requirements referred to in this subsection  
13 are as follows:

14 “(1) The State has filed with the Commission  
15 a State plan which the State certifies—

16 “(A) contains each of the elements de-  
17 scribed in section 1004;

18 “(B) is developed in accordance with sec-  
19 tion 1005; and

20 “(C) meets the public notice and comment  
21 requirements of section 1006.

22 “(2) The State is in compliance with each of  
23 the laws described in section 906, as such laws apply  
24 with respect to this Act.

1           “(3) To the extent that any portion of the pay-  
2           ment is used for activities other than implementing  
3           the recommendations of the Commission with re-  
4           spect to best practices for cybersecurity of Federal  
5           elections and election audits under section 248(d)—

6                   “(A) the State’s proposed uses of the pay-  
7                   ment are not inconsistent with such rec-  
8                   ommendations; and

9                   “(B) the use of the funds under this sub-  
10                  paragraph is consistent with the requirements  
11                  of section 1001(b)(2)(B).

12           “(c) METHODS OF COMPLIANCE LEFT TO DISCRE-  
13           TION OF STATE.—The specific choices on the methods of  
14           complying with the elements of a State plan shall be left  
15           to the discretion of the State.

16           “(d) TIMING FOR FILING OF CERTIFICATION.—A  
17           State may not file a statement of certification under sub-  
18           section (a) until the expiration of the 45-day period which  
19           begins on the date the State plan under this section has  
20           been published on both the website of the chief State elec-  
21           tion official and the website of the Election Assistance  
22           Commission pursuant to section 1005(b).

23           “(e) CHIEF STATE ELECTION OFFICIAL DEFINED.—  
24           In this title, the ‘chief State election official’ of a State  
25           is the individual designated by the State under section 10

1 of the National Voter Registration Act of 1993 (42 U.S.C.  
2 1973gg-8) to be responsible for coordination of the State’s  
3 responsibilities under such Act.

4 **“SEC. 1004. STATE PLAN.**

5 “(a) IN GENERAL.—The State plan shall contain a  
6 description of each of the following:

7 “(1) How the State will use the payment under  
8 this title to implement the recommendations of the  
9 Commission with respect to best practices for cyber-  
10 security of Federal elections and election audits  
11 under section 248(d) and, if applicable under section  
12 1001(b)(2), to carry out other activities to improve  
13 the administration of elections.

14 “(2) How the State will distribute and monitor  
15 the distribution of the payment to units of local gov-  
16 ernment or other entities in the State for carrying  
17 out the activities described in paragraph (1), includ-  
18 ing a description of—

19 “(A) the criteria to be used to determine  
20 the eligibility of such units or entities for re-  
21 ceiving the payment; and

22 “(B) the methods to be used by the State  
23 to monitor the performance of the units or enti-  
24 ties to whom the payment is distributed, con-

1           sistent with the performance goals and meas-  
2           ures adopted under paragraph (3).

3           “(3) How the State will adopt performance  
4           goals and measures that will be used by the State  
5           to determine its success and the success of units of  
6           local government in the State in carrying out the  
7           plan, including timetables for meeting each of the  
8           elements of the plan, descriptions of the criteria the  
9           State will use to measure performance and the proc-  
10          ess used to develop such criteria, and a description  
11          of which official is to be held responsible for ensur-  
12          ing that each performance goal is met.

13          “(4) How the State will conduct ongoing man-  
14          agement of the plan, except that the State may not  
15          make any material change in the administration of  
16          the plan unless the change—

17                 “(A) is developed and published on the  
18                 website of the chief State election official and  
19                 the website of the Election Assistance Commis-  
20                 sion in accordance with section 1005 in the  
21                 same manner as the State plan;

22                 “(B) is subject to public notice and com-  
23                 ment in accordance with section 1006 in the  
24                 same manner as the State plan; and

1           “(C) takes effect only after the expiration  
 2           of the 30-day period which begins on the date  
 3           the change has been published on both the  
 4           website of the chief State election official and  
 5           the website of the Election Assistance Commis-  
 6           sion.

7           “(5) A description of the committee which par-  
 8           ticipated in the development of the State plan in ac-  
 9           cordance with section 1005 and the procedures fol-  
 10          lowed by the committee under such section and sec-  
 11          tion 1006.

12          “(b) PROTECTION AGAINST ACTIONS BASED ON IN-  
 13          FORMATION IN PLAN.—

14           “(1) IN GENERAL.—No action may be brought  
 15           under this Act against a State or other jurisdiction  
 16           on the basis of any information contained in the  
 17           State plan filed under this title.

18           “(2) EXCEPTION FOR CRIMINAL ACTS.—Para-  
 19           graph (1) may not be construed to limit the liability  
 20           of a State or other jurisdiction for criminal acts or  
 21           omissions.

22          **“SEC. 1005. PROCESS FOR DEVELOPMENT AND FILING OF**  
 23          **PLAN; PUBLICATION BY COMMISSION.**

24           “(a) IN GENERAL.—The chief State election official  
 25          shall develop the State plan under this title through a

1 committee of appropriate individuals, including the chief  
2 election officials of the two most populous jurisdictions  
3 within the State, other local election officials, stake hold-  
4 ers, and other citizens, appointed for such purpose by the  
5 chief State election official.

6 “(b) PUBLICATION OF PLAN BY COMMISSION.—After  
7 receiving the State plan of a State under this title, the  
8 Commission shall cause to have the plan published on both  
9 the website of the chief State election official and the  
10 website of the Election Assistance Commission.

11 **“SEC. 1006. REQUIREMENT FOR PUBLIC NOTICE AND COM-**  
12 **MENT.**

13 “For purposes of section 1003(b)(1)(C), a State plan  
14 meets the public notice and comment requirements of this  
15 section if—

16 “(1) not later than 30 days prior to the submis-  
17 sion of the plan, the State made a preliminary  
18 version of the plan available for public inspection  
19 and comment;

20 “(2) the State publishes notice that the prelimi-  
21 nary version of the plan is so available; and

22 “(3) the State took the public comments made  
23 regarding the preliminary version of the plan into  
24 account in preparing the plan which was filed with  
25 the Commission.



1 **“SEC. 1007. AUTHORIZATION OF APPROPRIATIONS.**

2 “(a) IN GENERAL.—There are authorized to be ap-  
3 propriated for payments under this title for fiscal year  
4 2018, \$325,000,000.

5 “(b) AVAILABILITY.—Any amounts appropriated  
6 pursuant to the authority of subsection (a) shall remain  
7 available without fiscal year limitation until expended.

8 **“SEC. 1008. REPORTS.**

9 “Not later than 6 months after the end of the fiscal  
10 year for which a State received a payment under this title,  
11 the State shall submit a report to the Commission on the  
12 activities conducted with the funds provided, and shall in-  
13 clude in the report—

14 “(1) a list of expenditures made with respect to  
15 each category of activities described in section  
16 1001(b); and

17 “(2) an analysis and description of the activities  
18 funded under this title to meet the requirements of  
19 this title and an analysis and description of how  
20 such activities conform to the State plan under sec-  
21 tion 1004.”.

22 (b) CLERICAL AMENDMENT.—The table of contents  
23 of such Act is amended by adding at the end the following:

“TITLE X—ELECTION TECHNOLOGY IMPROVEMENT GRANTS

“Sec. 1001. Election technology improvement grants.

“Sec. 1002. Allocation of funds.

“Sec. 1003. Condition for receipt of funds.

“Sec. 1004. State plan.

“Sec. 1005. Process for development and filing of plan; publication by commission.

“Sec. 1006. Requirement for public notice and comment.

“Sec. 1007. Authorization of appropriations.

“Sec. 1008. Reports.”.

## 1 **TITLE II—VOTER REGISTRATION**

### 2 **SEC. 201. FEDERAL ELECTRONIC VOTER REGISTRATION**

#### 3 **APPLICATION FORM.**

4 (a) IN GENERAL.—The National Voter Registration  
5 Act of 1993 (52 U.S.C. 20501 et seq.) is amended by in-  
6 serting after section 6 the following new section:

#### 7 **“SEC. 6A. ONLINE VOTER REGISTRATION.**

8 “(a) DEVELOPMENT.—The Election Assistance Com-  
9 mission shall, in consultation with chief election officials  
10 of the States, develop an online voter registration platform  
11 which—

12 “(1) contains an electronic version of the mail  
13 voter registration application form prescribed under  
14 section 9(a)(2) (in this section referred to as the  
15 ‘electronic voter registration application form’)  
16 that—

17 “(A) meets the requirements of section  
18 9(b) and section 303(a)(4) of the Help America  
19 Vote Act of 2002; and

20 “(B) allows for the applicant to provide—

21 “(i) sufficient information required by  
22 the State or jurisdiction in which the appli-  
23 cant is registering for the purposes of iden-

1           tifying an existing signature of the appli-  
2           cant on file with such State or jurisdiction;

3           or

4           “ (ii) an electronic signature in such  
5           form or by such method as is acceptable by  
6           the State or jurisdiction to which the appli-  
7           cant is registering; and

8           “(2)(A) requires an applicant to indicate wheth-  
9           er the applicant is currently registered to vote in any  
10          other jurisdiction (and, if so, to provide information  
11          identifying such other jurisdiction); and

12          “(B) in the case of an applicant who is reg-  
13          istered to vote in another jurisdiction, treats submis-  
14          sion and acceptance of such application in a new ju-  
15          risdiction as a request to cancel registration in such  
16          other jurisdiction.

17          “(b) DUTIES OF ELECTION ASSISTANCE COMMIS-  
18          SION.—

19                 “(1) TRANSMISSION OF COMPLETED APPLICA-  
20                 TIONS AND CANCELLATION REQUESTS.—The Elec-  
21                 tion Assistance Commission shall automatically for-  
22                 ward completed electronic voter registration applica-  
23                 tion forms and cancellation requests pursuant to  
24                 subsection (a)(2)(B) to the appropriate chief State  
25                 election officials and, acting through such officials,

1 to appropriate State and local election officials in  
2 the State.

3 “(2) REGISTRATION THROUGH STATE-BASED  
4 PLATFORMS.—If the chief election official of a State  
5 certifies that the State has developed a platform  
6 that meets the requirements of subsection (a), the  
7 Election Assistance Commission shall automatically  
8 connect applicants for registration in that State to  
9 such State platform in lieu of the platform developed  
10 under subsection (a).

11 “(c) ACCEPTANCE OF COMPLETED APPLICATIONS.—  
12 A State shall accept an electronic voter registration appli-  
13 cation form transmitted under subsection (b), and ensure  
14 that the individual is registered to vote in the State, if  
15 the individual meets the same voter registration require-  
16 ments applicable to individuals who register to vote by  
17 mail in accordance with section 6(a)(1) using the mail  
18 voter registration application form prescribed by the Elec-  
19 tion Assistance Commission pursuant to section 9(a)(2).

20 “(d) PROCEDURES IF NO EXISTING ELECTRONIC  
21 SIGNATURE.—If a State does not accept an electronic sig-  
22 nature for individuals registering electronically and there  
23 is insufficient information to identify an existing signature  
24 of the applicant on file with the State or jurisdiction, the  
25 State shall allow individuals to provide a signature at the

1 poll prior to voting for the first time in such jurisdiction  
2 after acceptance of an electronic voter registration form.

3 “(e) FIRST-TIME VOTERS.—

4 “(1) IN GENERAL.—Subject to paragraph (2), a  
5 State may by law require a person to vote in person  
6 if—

7 “(A) the person was registered to vote in  
8 a jurisdiction electronically; and

9 “(B) the person has not previously voted in  
10 that jurisdiction.

11 “(2) EXCEPTION.—Paragraph (1) does not  
12 apply in the case of a person—

13 “(A) who is entitled to vote by absentee  
14 ballot under the Uniformed and Overseas Citi-  
15 zens Absentee Voting Act;

16 “(B) who is provided the right to vote oth-  
17 erwise than in person under section  
18 3(b)(2)(B)(ii) of the Voting Accessibility for the  
19 Elderly and Handicapped Act;

20 “(C) who has provided sufficient informa-  
21 tion for the purposes of identifying an existing  
22 signature of the applicant on file with such  
23 State or jurisdiction; or

24 “(D) who is entitled to vote otherwise than  
25 in person under any other Federal law.”.

1 (b) CONFORMING AMENDMENTS.—

2 (1) STATE PROCEDURES.—Section 4(a) of the  
3 National Voter Registration Act of 1993 (52 U.S.C.  
4 20503(a)) is amended—

5 (A) by striking “and” at the end of para-  
6 graph (2);

7 (B) by redesignating paragraph (3) as  
8 paragraph (4); and

9 (C) by inserting after paragraph (2) the  
10 following new paragraph:

11 “(3) by electronic application pursuant to sec-  
12 tion 6A; and”.

13 (2) TIMING OF REGISTRATION.—Section 8(a)(1)  
14 of the National Voter Registration Act of 1993 (52  
15 U.S.C. 20507(a)(1)) is amended—

16 (A) by striking “and” at the end of sub-  
17 paragraph (C);

18 (B) by redesignating subparagraph (D) as  
19 subparagraph (E); and

20 (C) by inserting after subparagraph (C)  
21 the following new subparagraph:

22 “(D) in the case of registration online  
23 under section 6A, if the valid voter registration  
24 application is submitted not later than the less-  
25 er of 20 days, or the period provided by State

1 law, before the date of the election (as deter-  
 2 mined by treating the date on which the appli-  
 3 cation is completed electronically as the date on  
 4 which it is submitted); and”.

5 (3) INFORMING APPLICANTS OF ELIGIBILITY  
 6 REQUIREMENTS AND PENALTIES.—Section 8(a)(5)  
 7 of such Act (52 U.S.C. 20507(a)(5)) is amended by  
 8 striking “and 7” and inserting “6A, and 7”.

9 **SEC. 202. VOTER REGISTRATION DEADLINE.**

10 Section 8(a)(1) of the National Voter Registration  
 11 Act of 1993 (52 U.S.C. 20507(a)(1)) is amended by strik-  
 12 ing “30 days” each place it appears and inserting “28  
 13 days”.

14 **SEC. 203. CHANGE OF ADDRESS.**

15 (a) MODIFICATION OF PROCEDURES.—

16 (1) IN GENERAL.—Section 8(e) of the National  
 17 Voter Registration Act of 1993 (52 U.S.C.  
 18 20507(e)) is amended to read as follows:

19 “(e) PROCEDURE FOR VOTING FOLLOWING FAILURE  
 20 TO RETURN CARD.—

21 “(1) Notwithstanding failure to notify the reg-  
 22 istrar of the change of address prior to the date of  
 23 an election, a registrant who has moved from an ad-  
 24 dress in the State to an address in the same State  
 25 shall, upon oral or written affirmation by the reg-

1       istrant of the change of address before an election  
2       official, be permitted to vote—

3               “(A) at the polling place of the registrant’s  
4               current address; or

5               “(B) at a central location within the same  
6               registrar’s jurisdiction.

7               “(2) If the registration records indicate that a  
8       registrant has moved from an address in the area  
9       covered by a polling place, the registrant shall, upon  
10      oral or written affirmation by the registrant before  
11      an election official that the registrant continues to  
12      reside at the address previously made known to the  
13      registrar, be permitted to vote—

14              “(A) at that polling place; or

15              “(B) at a central location within the same  
16              registrar’s jurisdiction.”.

17              (2) EFFECTIVE DATE.—The amendment made  
18      by this section shall take effect on January 1, 2019.

19              (b) INCLUSION OF ELECTRONIC VOTER REGISTRA-  
20      TION APPLICATION IN USPS ONLINE CHANGE OF AD-  
21      DRESS PROCESS.—

22              (1) IN GENERAL.—The Postmaster General  
23      shall ensure that the United States Postal Service  
24      Online Change of Address process—



1 (A) incorporates the online voter registra-  
2 tion platform developed under section 6A of the  
3 National Voter Registration Act of 1993, as  
4 added by section 201; and

5 (B) allows individuals to register to vote  
6 during the process.

7 (2) TRANSMISSION OF COMPLETED APPLICA-  
8 TIONS.—The Postmaster General shall coordinate  
9 with the Election Assistance Commission to ensure  
10 that applications and requests for cancellation  
11 through the platform under paragraph (1) are for-  
12 warded in accordance with section 6A(b)(1) of the  
13 National Voter Registration Act of 1993, as added  
14 by section 201.

15 **SEC. 204. MAIL VOTER REGISTRATION FORM MAY NOT RE-**  
16 **QUIRE FULL SOCIAL SECURITY NUMBER.**

17 Section 9(b) of the National Voter Registration Act  
18 of 1993 (52 U.S.C. 20508(b)) is amended—

19 (1) in paragraph (1), by inserting “except as  
20 provided in paragraph (2)” before “may require”;

21 (2) by redesignating paragraphs (2), (3), and  
22 (4), as paragraphs (3), (4), and (5), respectively;  
23 and

24 (3) by inserting after paragraph (1) the fol-  
25 lowing new paragraph:

1           “(2) may not require more than the last 4 dig-  
2           its of an applicant’s social security number;”.

### 3           **TITLE III—VOTING**

#### 4   **SEC. 301. AVAILABILITY OF EARLY VOTING AND NO-EXCUSE** 5           **ABSENTEE VOTING.**

6           (a) REQUIREMENTS.—Subtitle A of title III of the  
7   Help America Vote Act of 2002 (52 U.S.C. 21081 et seq.)  
8   is amended—

9           (1) by redesignating sections 304 and 305 as  
10          sections 305 and 306, respectively; and

11          (2) by inserting after section 303 the following  
12          new section:

#### 13   **“SEC. 304. AVAILABILITY OF VOTING PRIOR TO ELECTION** 14           **DAY.**

15          “(a) IN GENERAL.—Each State shall—

16           “(1) allow individuals to vote in an election for  
17          Federal office prior to the date of the election  
18          through—

19           “(A) early voting which meets the require-  
20          ments of subsection (b); or

21           “(B) voting by mail which meets the re-  
22          quirements of subsection (c); and

23          “(2) publicize the details of any voting allowed  
24          under paragraph (1).

1       “(b) EARLY VOTING.—Early voting meets the re-  
2       quirements of this subsection if such voting occurs—

3               “(1) over a period of 7 consecutive days (in-  
4       cluding weekend days) during the 10-day period pre-  
5       ceding the date of the election; and

6               “(2) for no less than 8 hours on each day such  
7       early voting occurs.

8       “(c) VOTING BY MAIL.—Voting by mail meets the re-  
9       quirements of this subsection if—

10              “(1) the State does not require an excuse in  
11       order to obtain and cast a ballot by mail for any  
12       Federal election; and

13              “(2) the State does not include any require-  
14       ments for notarization or other formal authentica-  
15       tion.

16       “(d) EFFECTIVE DATE.—This section shall apply  
17       with respect to elections held on or after January 1,  
18       2019.”.

19       (b) CONFORMING AMENDMENT RELATING TO EN-  
20       FORCEMENT.—Section 401 of such Act (52 U.S.C. 21111)  
21       is amended by striking “and 303” and inserting “303, and  
22       304”.

23       (c) CLERICAL AMENDMENT.—The table of contents  
24       of such Act is amended—

1 (1) by redesignating the items relating to sec-  
 2 tions 304 and 305 as relating to sections 305 and  
 3 306, respectively; and

4 (2) by inserting after the item relating to sec-  
 5 tion 303 the following new item:

“Sec. 304. Availability of voting prior to Election Day.”.

6 **SEC. 302. REQUIREMENTS FOR COUNTING PROVISIONAL**  
 7 **BALLOTS.**

8 (a) IN GENERAL.—Section 302 of the Help America  
 9 Vote Act of 2002 (52 U.S.C. 21082) is amended—

10 (1) by redesignating subsection (d) as sub-  
 11 section (e); and

12 (2) by inserting after subsection (e) the fol-  
 13 lowing new subsection:

14 “(d) STATEWIDE COUNTING OF PROVISIONAL BAL-  
 15 LOTS.—

16 “(1) IN GENERAL.—For purposes of subsection  
 17 (a)(4), notwithstanding the precinct or polling place  
 18 at which a provisional ballot is cast within the State,  
 19 the appropriate election official shall count each vote  
 20 on such ballot for each election in which the indi-  
 21 vidual who cast such ballot is eligible to vote within  
 22 the State.

23 “(2) EFFECTIVE DATE.—This subsection shall  
 24 apply with respect to elections held on or after Janu-  
 25 ary 1, 2019.”.

1           (b) CONFORMING AMENDMENT.—Section 302(e) of  
2 such Act (52 U.S.C. 21082(e)), as redesignated by sub-  
3 section (a), is amended by striking “Each State” and in-  
4 serting “Except as provided in subsection (d)(2), each  
5 State”.

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