

Senate File 413

H-1113

1 Amend Senate File 413, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. By striking everything after the enacting clause and
4 inserting:

5 <DIVISION I

6 AUTOMATIC VOTER REGISTRATION

7 Section 1. Section 48A.7, Code 2021, is amended to read as
8 follows:

9 **48A.7 Registration in person.**

10 An eligible elector may register to vote by appearing
11 personally and completing a voter registration form at the
12 office of the commissioner in the county in which the person
13 resides, at a motor vehicle driver's license station, including
14 any county treasurer's office that is participating in county
15 issuance of driver's licenses under [chapter 321M](#), or at any
16 voter registration agency. A For paper registration forms,
17 a separate voter registration form shall be signed by each
18 individual registrant.

19 Sec. 2. Section 48A.8, subsection 1, Code 2021, is amended
20 to read as follows:

21 1. An eligible elector may request that a voter registration
22 form be mailed to the elector. The completed form may be
23 mailed or delivered by the registrant or the registrant's
24 designee to the commissioner in the county where the person
25 resides or to the state commissioner of elections for a
26 program participant, as provided in [section 9E.6](#). A For paper
27 registration forms, a separate voter registration form shall be
28 signed by each individual registrant.

29 Sec. 3. Section 48A.18, subsections 1 and 3, Code 2021, are
30 amended to read as follows:

31 1. Each state motor vehicle driver's license application,
32 including any renewal application or application for a
33 nonoperator's identification card, submitted to the office
34 of driver services of the state department of transportation
35 shall serve as an application for voter registration unless

1 the commissioner of registration determines that the applicant
2 is not an eligible elector or the applicant declines to
3 register to vote after receiving notification under subsection
4 4A. A completed application or paper voter registration
5 form submitted to the office of driver services of the state
6 department of transportation shall be considered to update any
7 previous voter registration by the registrant.

8 3. Information relating to the ~~refusal~~ decision of an
9 applicant for a driver's license to ~~apply~~ decline to register
10 to vote shall not be used for any purpose other than voter
11 registration.

12 Sec. 4. Section 48A.18, subsection 4, Code 2021, is amended
13 by striking the subsection and inserting in lieu thereof the
14 following:

15 4. *a.* The state voter registration commission shall
16 establish schedules by which the department of transportation
17 shall transmit to the state registrar of voters electronic
18 records containing the legal name, age, residence, and
19 citizenship information for, and the electronic signature of,
20 each person submitting an application under this section.

21 *b.* The state voter registration commission shall establish
22 schedules by which the state registrar of voters shall make
23 accessible or transmit electronic records and electronic
24 signatures received under paragraph "a" to the appropriate
25 commissioner of registration.

26 *c.* The state voter registration commission shall establish
27 schedules by which the department of transportation shall
28 transmit any completed paper registration forms to the
29 appropriate commissioner of registration.

30 *d.* The state commissioner of elections shall adopt rules,
31 consistent with section 9E.6, for the registration of address
32 confidentiality program participants.

33 *e.* The state voter registration commission shall adopt
34 rules pursuant to chapter 17A to administer and interpret this
35 section, including rules to establish electronic and paper

1 forms and all procedures used by the office of driver services
2 for voter registration purposes, rules to establish schedules
3 for transmission of electronic records, electronic signatures,
4 and completed paper voter registration forms, and rules and
5 forms to decline being registered to vote.

6 Sec. 5. Section 48A.18, Code 2021, is amended by adding the
7 following new subsection:

8 NEW SUBSECTION. 4A. *a.* (1) Upon receiving the electronic
9 record for, and electronic signature of, a person under
10 subsection 4, the state registrar of voters shall transmit or
11 otherwise make accessible the electronic record and electronic
12 signature of the person to the commissioner of registration
13 of the county where the person resides. Upon reviewing the
14 electronic record received from the state registrar of voters,
15 along with any other relevant information, the commissioner of
16 registration shall determine if a person is an eligible elector
17 of the county. If the commissioner determines that a person is
18 an eligible elector of the county and is not registered to vote
19 in that county, the commissioner shall notify the person of the
20 separate processes to decline being registered to vote or to
21 declare a political party affiliation.

22 (2) If the person is registered to vote in the county, the
23 commissioner shall use the electronic record and information to
24 update the person's voter registration if appropriate.

25 *b.* If a person notified under paragraph "a" does not decline
26 to be registered to vote within twenty-one calendar days after
27 the commissioner of registration issues the notification, the
28 person's electronic record and electronic signature shall
29 constitute a completed voter registration form under section
30 48A.11, and the commissioner of registration shall register the
31 person to vote in that county. The commissioner shall send an
32 acknowledgment pursuant to section 48A.26.

33 *c.* A commissioner of registration shall not add a person
34 subject to registration under this subsection to a voter
35 registration list until at least twenty-one calendar days

1 after the commissioner has issued notification to the person
2 as described in paragraph "a".

3 d. The electronic record and electronic signature, received
4 under this subsection, of a person who does not qualify
5 as an eligible elector shall not constitute a completed
6 voter registration form under section 48A.11 and such a
7 person's application for a driver's license or nonoperator's
8 identification card shall not be considered to be a voter
9 registration application for purposes of section 39A.2,
10 subsection 1, paragraph "a".

11 Sec. 6. Section 48A.19, subsection 1, Code 2021, is amended
12 by adding the following new paragraph:

13 NEW PARAGRAPH. d. The department of education and all
14 state offices that collect personal information sufficient to
15 complete a voter registration application, as determined by the
16 state commissioner.

17 Sec. 7. Section 48A.19, subsection 4, paragraph a,
18 unnumbered paragraph 1, Code 2021, is amended to read as
19 follows:

20 The A voter registration agency that does not collect
21 personal information sufficient to complete a voter
22 registration application shall provide a form to applicants
23 that includes all of the following:

24 Sec. 8. Section 48A.21, Code 2021, is amended to read as
25 follows:

26 **48A.21 Transmission of forms from agencies and driver's**
27 **license stations.**

28 1. The state registrar of voters shall adopt administrative
29 rules regulating the transmission of completed voter
30 registration forms from voter registration agencies and from
31 ~~driver's license stations, including county treasurer's offices~~
32 ~~participating in county issuance of driver's licenses under~~
33 ~~chapter 321M.~~ All completed voter registration applications
34 in the possession of a voter registration agency, ~~a driver's~~
35 ~~license station, or a county treasurer's office that is~~

1 ~~participating in county issuance of driver's licenses~~ at 5:00
2 p.m. on the last workday of each week shall be transmitted
3 to the location designated by the state registrar of voters
4 by rule. Procedures or requirements for more frequent
5 transmissions may be specified by rule.

6 2. a. The state voter registration commission shall
7 establish schedules by which the voter registration agencies
8 pursuant to section 48A.19 that collect personal information
9 sufficient to complete a voter registration application shall
10 transmit to the state registrar of voters electronic records
11 containing the legal name, age, residence, and citizenship
12 information for, and the electronic signature of, each person
13 providing personal information as described in this section.

14 b. The state voter registration commission shall establish
15 schedules by which the state registrar of voters shall make
16 accessible or transmit electronic records and electronic
17 signatures received under paragraph "a" to the appropriate
18 commissioner of registration.

19 c. The state voter registration commission shall establish
20 schedules by which voter registration agencies shall transmit
21 any completed paper registration forms to the appropriate
22 commissioner of registration.

23 d. The state commissioner of elections shall adopt rules,
24 consistent with section 9E.6, for the registration of address
25 confidentiality program participants.

26 e. The state voter registration commission shall adopt
27 rules pursuant to chapter 17A to administer and interpret this
28 section, including rules to establish electronic and paper
29 forms and all procedures used by voter registration agencies
30 for voter registration purposes, rules to establish schedules
31 for transmission of electronic records, electronic signatures,
32 and completed paper voter registration forms, and rules and
33 forms to decline being registered to vote.

34 3. a. (1) Upon receiving the electronic record for, and
35 electronic signature of, a person under subsection 2, the state

1 registrar of voters shall transmit or otherwise make accessible
2 the electronic record and electronic signature of the person to
3 the commissioner of registration of the county where the person
4 resides. Upon reviewing the electronic record received from
5 the state registrar of voters, along with any other relevant
6 information, the commissioner of registration shall determine
7 if a person is an eligible elector of the county. If the
8 commissioner determines that a person is an eligible elector
9 of the county and is not registered to vote in that county, the
10 commissioner shall notify the person of the separate processes
11 to decline being registered to vote or to declare a political
12 party affiliation.

13 (2) If the person is registered to vote in the county, the
14 commissioner shall use the electronic record and information to
15 update the person's voter registration if appropriate.

16 b. If a person notified under paragraph "a" does not decline
17 to be registered to vote within twenty-one calendar days after
18 the commissioner of registration issues the notification, the
19 person's electronic record and electronic signature shall
20 constitute a completed voter registration form under section
21 48A.11, and the commissioner of registration shall register the
22 person to vote in that county. The commissioner shall send an
23 acknowledgment pursuant to section 48A.26.

24 c. A commissioner of registration shall not add a person
25 subject to registration under this subsection to a voter
26 registration list until at least twenty-one calendar days
27 after the commissioner has issued notification to the person
28 as described in paragraph "a".

29 d. The electronic record and electronic signature, received
30 under this subsection, of a person who does not qualify as
31 an eligible elector shall not constitute a completed voter
32 registration form under section 48A.11 and such a person shall
33 not be considered to have submitted a voter registration
34 application for purposes of section 39A.2, subsection 1,
35 paragraph "a".

1 Sec. 9. Section 48A.26, subsection 1, paragraph b, Code
2 2021, is amended to read as follows:

3 b. (1) For a voter registration form or change of
4 information in a voter registration record submitted at a
5 precinct caucus, the commissioner shall send an acknowledgment
6 within forty-five days of receipt of the form or change of
7 information.

8 (2) For a voter registration application or change of
9 information in a voter registration record completed pursuant
10 to section 48A.18 or 48A.19, the commissioner shall send an
11 acknowledgment within seven working days of the person being
12 registered under either section.

13 Sec. 10. Section 48A.26, subsection 8, Code 2021, is amended
14 to read as follows:

15 8. ~~An~~ A completed voter registration application,
16 improperly transmitted under section 48A.18, subsection
17 4A, or under section 48A.21, subsection 2, or an improperly
18 addressed or delivered registration form shall be transmitted
19 or forwarded to the appropriate county commissioner of
20 registration within two working days after it is received by
21 any other official. The date of registration shall be the date
22 the completed application or registration form was received by
23 the first official. If the registration form was postmarked
24 fifteen or more days before an election and the registration
25 form was received by the first official after the close of
26 registration, the registration form shall be considered on time
27 for the election.

28 Sec. 11. Section 48A.36, subsection 1, Code 2021, is amended
29 to read as follows:

30 1. ~~Voter registration agencies and the office of driver~~
31 ~~services of the state department of transportation may~~
32 ~~electronically transmit registration data to the state~~
33 ~~registrar of voters, who shall distribute the information,~~
34 ~~electronically or otherwise, to the appropriate commissioner~~
35 ~~in accordance with rules of the state voter registration~~

1 commission and the state registrar of voters. The office of
2 driver services of the state department of transportation and
3 voter registration agencies that collect personal information
4 sufficient to complete a voter registration application
5 shall electronically transmit registration data to the state
6 registrar of voters as required pursuant to sections 48A.18
7 and 48A.21. The state agency originating the registration
8 data shall permanently retain an electronic copy of the
9 form completed by the registrant, including the registrant's
10 signature, and shall develop procedures for the retrieval and
11 printing of that electronic document. A printed copy of an
12 electronic registration document shall be made only upon the
13 agency's receipt of a court order.

14 Sec. 12. Section 331.557A, subsection 5, Code 2021, is
15 amended to read as follows:

16 5. Participate in voter registration according to the
17 terms of [chapter 48A](#), and submit completed voter registration
18 forms to the ~~state registrar of voters~~ appropriate county
19 commissioner of registration.

20 Sec. 13. EMERGENCY RULES. The state voter registration
21 commission, in consultation with the department of
22 transportation and voter registration agencies, may adopt
23 emergency rules under section 17A.4, subsection 3, and section
24 17A.5, subsection 2, paragraph "b", to implement the provisions
25 of this division of this Act and the rules shall be effective
26 immediately upon filing unless a later date is specified in the
27 rules. Any rules adopted in accordance with this section shall
28 also be published as a notice of intended action as provided
29 in section 17A.4.

30 Sec. 14. IMPLEMENTATION OF ACT. Section 25B.2, subsection
31 3, shall not apply to this division of this Act.

32 DIVISION II

33 VOTING BY CERTAIN CONVICTED PERSONS

34 Sec. 15. Section 39A.1, subsection 2, Code 2021, is amended
35 to read as follows:

1 2. The purpose of **this chapter** is to identify actions which
2 threaten the integrity of the election process and to impose
3 significant sanctions upon persons who intentionally commit
4 those acts. It is the intent of the general assembly that
5 offenses with the greatest potential to affect the election
6 process be vigorously prosecuted and strong punishment meted
7 out through the imposition of felony sanctions which, as a
8 consequence, remove the voting rights of the offenders until
9 such rights are restored by the governor, by the president of
10 the United States, or by operation of law. Other offenses are
11 still considered serious, but based on the factual context in
12 which they arise, they may not rise to the level of offenses
13 to which felony penalties attach. The general assembly
14 also recognizes that instances may arise in which technical
15 infractions of **chapters 39 through 53** may occur which do not
16 merit any level of criminal sanction. In such instances,
17 administrative notice from the state or county commissioner
18 of elections is sufficient. Mandates or proscriptions in
19 chapters 39 through 53 which are not specifically included in
20 this chapter shall be considered to be directive only, without
21 criminal sanction.

22 Sec. 16. Section 43.18, subsection 9, Code 2021, is amended
23 to read as follows:

24 9. A statement that the candidate is aware that the
25 candidate is disqualified from holding office if the candidate
26 has been convicted of a felony or other infamous crime and the
27 candidate's rights have not been restored by the governor, ~~or~~
28 by the president of the United States, or by operation of law.

29 Sec. 17. Section 43.67, subsection 2, paragraph i, Code
30 2021, is amended to read as follows:

31 *i.* A statement that the candidate is aware that the
32 candidate is disqualified from holding office if the candidate
33 has been convicted of a felony or other infamous crime and the
34 candidate's rights have not been restored by the governor, ~~or~~
35 by the president of the United States, or by operation of law.

1 Sec. 18. Section 44.3, subsection 2, paragraph i, Code 2021,
2 is amended to read as follows:

3 *i.* A statement that the candidate is aware that the
4 candidate is disqualified from holding office if the candidate
5 has been convicted of a felony or other infamous crime and the
6 candidate's rights have not been restored by the governor, or
7 by the president of the United States, or by operation of law.

8 Sec. 19. Section 45.3, subsection 9, Code 2021, is amended
9 to read as follows:

10 9. A statement that the candidate is aware that the
11 candidate is disqualified from holding office if the candidate
12 has been convicted of a felony or other infamous crime and the
13 candidate's rights have not been restored by the governor, or
14 by the president of the United States, or by operation of law.

15 Sec. 20. Section 48A.6, subsection 1, Code 2021, is amended
16 to read as follows:

17 1. A person who has been convicted of a felony as defined
18 in [section 701.7](#), or convicted of an offense classified as a
19 felony under federal law. If the person's rights are later
20 restored pursuant to section 914.8, or by a pardon issued by
21 the governor, ~~or by the president of the United States,~~ the
22 person may register to vote.

23 Sec. 21. Section 57.1, subsection 2, paragraph c, Code 2021,
24 is amended to read as follows:

25 *c.* That prior to the election the incumbent had been duly
26 convicted of a felony, as defined in [section 701.7](#), and that
27 the judgment had not been reversed, annulled, or set aside, nor
28 the incumbent pardoned by the governor or the president of the
29 United States or restored to the rights of citizenship ~~by the~~
30 ~~governor under [chapter 914](#)~~ pursuant to section 914.8, at the
31 time of the election.

32 Sec. 22. Section 123.3, subsection 40, paragraph d, Code
33 2021, is amended to read as follows:

34 *d.* The person has not been convicted of a felony. However,
35 if the person's conviction of a felony occurred more than five

1 years before the date of the application for a license or
2 permit, and if the person's rights of citizenship have been
3 restored by the governor pursuant to sections 914.1 through
4 914.6, the administrator may determine that the person is of
5 good moral character notwithstanding such conviction.

6 Sec. 23. Section 161A.5, subsection 3, paragraph b, Code
7 2021, is amended to read as follows:

8 *b.* Every candidate shall file with the nomination papers
9 an affidavit stating the candidate's name, the candidate's
10 residence, that the person is a candidate and is eligible for
11 the office of commissioner, and that if elected the candidate
12 will qualify for the office. The affidavit shall also state
13 that the candidate is aware that the candidate is disqualified
14 from holding office if the candidate has been convicted of a
15 felony or other infamous crime and the candidate's rights have
16 not been restored by the governor, ~~or~~ by the president of the
17 United States, or by operation of law.

18 Sec. 24. Section 277.4, subsection 2, paragraph b, Code
19 2021, is amended to read as follows:

20 *b.* Signers of nomination petitions shall include their
21 addresses and the date of signing, and must reside in the same
22 director district as the candidate if directors are elected
23 by the voters of a director district, rather than at-large.
24 A person may sign nomination petitions for more than one
25 candidate for the same office, and the signature is not invalid
26 solely because the person signed nomination petitions for
27 one or more other candidates for the office. The petition
28 shall be filed with the affidavit of the candidate being
29 nominated, stating the candidate's name, place of residence,
30 that such person is a candidate and is eligible for the office
31 the candidate seeks, and that if elected the candidate will
32 qualify for the office. The affidavit shall also state that
33 the candidate is aware that the candidate is disqualified
34 from holding office if the candidate has been convicted of a
35 felony or other infamous crime and the candidate's rights have

1 not been restored by the governor, ~~or~~ by the president of the
2 United States, or by operation of law.

3 Sec. 25. Section 376.4, subsection 2, paragraph b, Code
4 2021, is amended to read as follows:

5 b. The petition must include the affidavit of the individual
6 for whom it is filed, stating the individual's name, the
7 individual's residence, that the individual is a candidate and
8 eligible for the office, and that if elected the individual
9 will qualify for the office. The affidavit shall also state
10 that the candidate is aware that the candidate is disqualified
11 from holding office if the candidate has been convicted of a
12 felony or other infamous crime and the candidate's rights have
13 not been restored by the governor, ~~or~~ by the president of the
14 United States, or by operation of law.

15 Sec. 26. Section 914.2, Code 2021, is amended to read as
16 follows:

17 **914.2 Right of application.**

18 Except as otherwise provided in [section 902.2](#) or 914.8, a
19 person convicted of a criminal offense has the right to make
20 application to the board of parole for recommendation or to
21 the governor for a reprieve, pardon, commutation of sentence,
22 remission of fines or forfeitures, or restoration of rights of
23 citizenship at any time following the conviction.

24 Sec. 27. NEW SECTION. **914.8 Restoration of right to**
25 **register and to vote.**

26 1. A person convicted of a felony criminal offense who has
27 been discharged from probation, parole, or work release or
28 who is released from confinement under section 902.6 because
29 the person has completed the person's term of confinement
30 shall have the person's right to register to vote and to vote
31 restored.

32 2. As soon as practicable, the department of corrections
33 or judicial district department of correctional services,
34 whichever is applicable, shall provide written notice to each
35 person, as described in subsection 1, who, on or after January

1 14, 2011, has been discharged from probation, parole, or work
2 release or who, on or after January 14, 2011, has completed a
3 term of confinement, that the person's right to register to
4 vote and to vote has been restored. The notice shall include a
5 voter registration form.

6 3. The department of corrections shall monthly provide a
7 list of all persons notified under subsection 2 in the previous
8 month to the state registrar of voters who shall provide the
9 information to the county registrars of voters as deemed
10 necessary.

11 4. A person described in subsection 1 may still make
12 application for a restoration of citizenship rights pursuant
13 to sections 914.1 through 914.6. Such an application, unless
14 withdrawn, shall be processed as required by this chapter.

15 5. This section shall not relieve a person of any unpaid
16 restitution, fine, or other obligation resulting from
17 conviction.

18 DIVISION III

19 ABSENTEE VOTING PERIOD

20 Sec. 28. Section 53.8, subsection 1, paragraph a,
21 unnumbered paragraph 1, Code 2021, is amended to read as
22 follows:

23 Upon receipt of an application for an absentee ballot
24 and immediately after the absentee ballots are printed,
25 ~~but not more than twenty-nine days before the election,~~ the
26 commissioner shall mail an absentee ballot to the applicant
27 within twenty-four hours, except as otherwise provided in
28 subsection 3. ~~When the United States post office is closed~~
29 ~~in observance of a federal holiday and is not delivering mail~~
30 ~~on the twenty-ninth day before the election, the first day to~~
31 ~~mail absentee ballots is the next business day on which mail~~
32 ~~delivery is available.~~ The absentee ballot shall be sent to
33 the registered voter by one of the following methods:

34 Sec. 29. Section 53.10, subsection 1, Code 2021, is amended
35 to read as follows:

1 1. Not more than ~~twenty-nine~~ forty-five days before the
2 date of the primary election or the general election, the
3 commissioner shall provide facilities for absentee voting in
4 person at the commissioner's office. This service shall also
5 be provided for other elections as soon as the ballots are
6 ready, but in no case shall absentee ballots be available under
7 this section more than ~~twenty-nine~~ forty-five days before an
8 election.

9 Sec. 30. Section 53.11, subsection 1, paragraph a, Code
10 2021, is amended to read as follows:

11 a. Not more than ~~twenty-nine~~ forty-five days before the
12 date of an election, satellite absentee voting stations may be
13 established throughout the cities and county at the direction
14 of the commissioner and shall be established upon receipt
15 of a petition signed by not less than one hundred eligible
16 electors requesting that a satellite absentee voting station
17 be established at a location to be described on the petition.
18 However, if a special election is scheduled in the county on a
19 date that falls between the date of the regular city election
20 and the date of the city runoff election, the commissioner is
21 not required to establish a satellite absentee voting station
22 for the city runoff election.

23 Sec. 31. Section 53.42, Code 2021, is amended to read as
24 follows:

25 **53.42 Voting in person in commissioner's office.**

26 Notwithstanding the provision as to time found in section
27 53.10, any qualified voter in the armed forces of the United
28 States may personally appear in the office of the commissioner
29 of the county of the voter's residence and there vote an absent
30 voter's ballot at any time not earlier than ~~forty~~ forty-five
31 days before the primary or general election, as the case may
32 be.

33 DIVISION IV

34 ABSENTEE BALLOT REQUESTS

35 Sec. 32. Section 47.2, Code 2021, is amended by adding the

1 following new subsection:

2 NEW SUBSECTION. 9. The commissioner shall provide for
3 the submission of electronic absentee ballot applications on
4 the commissioner's internet site pursuant to section 53.2,
5 subsection 1, paragraph "c".

6 Sec. 33. Section 53.2, subsection 1, Code 2021, is amended
7 by adding the following new paragraphs:

8 NEW PARAGRAPH. c. A registered voter may apply to the
9 commissioner for an absentee ballot through electronic means
10 either through electronic mail sent to the commissioner or
11 through the commissioner's internet site. An electronic
12 application for an absentee ballot must be received by the
13 commissioner no later than 5:00 p.m. on the Friday before the
14 election. An electronic application for an absentee ballot
15 received by the commissioner more than seventy days prior to
16 the date of the election shall be retained by the commissioner
17 and processed in the same manner as an electronic application
18 received not more than seventy days before the date of the
19 election.

20 NEW PARAGRAPH. d. A registered voter may request an
21 absentee ballot from the commissioner by telephone. A request
22 by telephone must be received by the commissioner no later than
23 5:00 p.m. on the same day as the voter registration deadline
24 provided in section 48A.9 for the election for which the ballot
25 is requested.

26 Sec. 34. Section 53.2, subsection 4, paragraph a, Code 2021,
27 is amended to read as follows:

28 a. To request an absentee ballot, a registered voter shall
29 provide:

30 (1) The name ~~and signature~~ of the registered voter.

31 (1A) For an application submitted pursuant to subsection 1,
32 paragraph "a" or "b", the signature of the registered voter.

33 (2) The registered voter's date of birth.

34 (3) The address at which the voter is registered to vote.

35 (4) The registered voter's voter verification number

1 or, for an application submitted pursuant to subsection 1,
2 paragraph "c", either the registered voter's voter verification
3 number or the last four numerals of the registered voter's
4 social security number.

5 (5) The name or date of the election for which the absentee
6 ballot is requested.

7 (6) Such other information as may be necessary to determine
8 the correct absentee ballot for the registered voter.

9 DIVISION V

10 ONGOING ABSENTEE VOTER STATUS

11 Sec. 35. NEW SECTION. 53.4 Ongoing absentee voter.

12 A registered voter applying for an absentee ballot under
13 section 53.2 may request to receive an absentee ballot for all
14 subsequent elections or for each subsequent general election
15 in which that person is eligible to vote and qualifies under
16 section 53.1. The state commissioner shall provide check boxes
17 on the prescribed form for this purpose. For all subsequent
18 elections or for each subsequent general election, the county
19 commissioner of elections shall automatically mail an absentee
20 ballot to the requesting voter, or automatically deliver an
21 absentee ballot if the requester is a person voting pursuant to
22 section 53.22. A voter's status as an ongoing absentee voter
23 shall be terminated upon the request of the voter or by the
24 county commissioner if the voter fails to qualify under section
25 53.1 or if the voter fails to vote in two consecutive general
26 elections.

27 DIVISION VI

28 SATELLITE ABSENTEE VOTING LOCATIONS

29 Sec. 36. Section 53.11, Code 2021, is amended by adding the
30 following new subsection:

31 NEW SUBSECTION. 7. This section shall not be construed
32 to prohibit the commissioner from establishing a satellite
33 absentee voting station at the discretion of the commissioner.

34 DIVISION VII

35 VOTER IDENTIFICATION

1 attest to the stated identity of the person wishing to vote
2 and that the person is a current resident of the precinct.
3 The oath must be signed by the attesting registered voter in
4 the presence of the appropriate precinct election official.
5 ~~A registered voter who has signed two oaths on election day~~
6 ~~attesting to a person's identity and residency as provided in~~
7 ~~this subsection is prohibited from signing any further oaths as~~
8 ~~provided in this subsection on that day.~~

9 5. The form of the written oath required of a registered
10 voter attesting to the identity and residency of the voter
11 unable to present a form of identification shall read as
12 follows:

13 I, (name of attesting registered voter), do solemnly
14 swear or affirm all of the following:

15 I am a preregistered voter in this precinct or I registered to
16 vote in this precinct today, and a registered voter did not
17 sign an oath on my behalf. ~~I will not sign more than two oaths~~
18 ~~attesting to the identity and residence of any other person in~~
19 ~~this election.~~

20 I am a resident of the ... precinct, ... ward or township,
21 city of, county of, Iowa.

22 I reside at (street address) in (city or
23 township).

24 I personally know (name of voter), and I personally know
25 that (name of voter) is a resident of the ... precinct,
26 ward or township, city of, county of, Iowa.

27 I understand that any false statement in this oath is a class
28 "D" felony punishable by no more than five years in confinement
29 and a fine of at least seven hundred fifty dollars but not more
30 than seven thousand five hundred dollars.

31

32 Signature of Attesting Registered Voter

33 Subscribed and sworn before me on (date).

34

35 Signature of Precinct Election Official

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DIVISION VIII

ELECTION MISCONDUCT

Sec. 39. Section 39A.4, subsection 1, paragraph c, Code 2021, is amended by adding the following new subparagraph:
NEW SUBPARAGRAPH. (12) Communicating false information to a person to prevent the person from voting.

DIVISION IX

ABSENTEE BALLOT COUNTING

Sec. 40. Section 53.23, subsection 3, paragraph c, Code 2021, is amended to read as follows:

c. For the general election, the commissioner may convene the special precinct election board on the ~~day~~ Saturday and Monday before the election to begin counting absentee ballots. However, if in the preceding general election the counting of absentee ballots was not completed by 10:00 p.m. on election day, the commissioner shall convene the special precinct election board on the ~~day~~ Saturday and Monday before the next general election to begin counting absentee ballots. The board shall not release the results of its tabulation pursuant to this paragraph until the count is completed on election day.

DIVISION X

ABSENT VOTING BY UNIFORMED AND OVERSEAS CITIZENS

Sec. 41. NEW SECTION. **53.54 Reports.**

The state commissioner shall, before and after each election, submit to the general assembly a report documenting the availability of absentee ballots to voters under this subchapter, the number of ballots transmitted, and the number of ballots returned.

DIVISION XI

CANCELLATION OF REGISTRATION

Sec. 42. Section 48A.28, Code 2021, is amended by adding the following new subsection:

NEW SUBSECTION. 4. A commissioner shall not conduct a systematic program to remove records from the official list of registered voters later than six months before a general

1 election.

2 Sec. 43. Section 48A.30, Code 2021, is amended by adding the
3 following new subsections:

4 NEW SUBSECTION. 3. A voter registration shall not be
5 canceled solely on the basis that mail to the voter was
6 returned as undeliverable except as provided in section 48A.29.

7 NEW SUBSECTION. 4. A voter registration shall not be
8 canceled unless the commissioner verifies that the registration
9 belongs to an ineligible voter. The commissioner shall verify
10 that the identity of the ineligible voter matches the voter
11 registration to be canceled through one of the following means:

12 a. The voter's full name.

13 b. The voter's date of birth.

14 c. The last four digits of the voter's social security
15 number.

16 d. Documentation from the electronic registration
17 information center that the voter is no longer a resident of
18 this state.

19 NEW SUBSECTION. 5. Prior to canceling a voter registration,
20 the commissioner shall publicly publish notice of the
21 cancellation as provided in chapter 618.

22 DIVISION XII

23 ABSENTEE BALLOT DROP BOXES

24 Sec. 44. NEW SECTION. 53.28 **Absentee ballot drop boxes.**

25 1. Each commissioner shall establish at least one drop box
26 to which a voter may return a completed absentee ballot per
27 twenty-five thousand residents of the county.

28 2. The state commissioner shall adopt rules for the
29 placement and security of absentee ballot drop boxes and the
30 return of absentee ballots to absentee ballot drop boxes.

31 DIVISION XIII

32 EFFECTIVE DATE

33 Sec. 45. EFFECTIVE DATE. This Act, being deemed of
34 immediate importance, takes effect upon enactment.>

35 2. Title page, line 1, by striking <including>

1 3. Title page, by striking line 2.

HUNTER of Polk