

House File 2610

H-8100

1 Amend House File 2610 as follows:

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

4 <DIVISION I

5 AUTOMATIC VOTER REGISTRATION

6 Section 1. Section 48A.7, Code 2024, is amended to read as  
7 follows:

8 **48A.7 Registration in person.**

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

18 Sec. 2. Section 48A.8, subsection 1, Code 2024, is amended  
19 to read as follows:

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

28 Sec. 3. Section 48A.18, subsections 1 and 3, Code 2024, are  
29 amended to read as follows:

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

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

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

11 Sec. 4. Section 48A.18, subsection 4, Code 2024, is amended  
12 by striking the subsection and inserting in lieu thereof the  
13 following:

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

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

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

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

32 *e.* The state voter registration commission shall adopt  
33 rules pursuant to chapter 17A to administer and interpret this  
34 section, including rules to establish electronic and paper  
35 forms and all procedures used by the office of driver services

1 for voter registration purposes, rules to establish schedules  
2 for transmission of electronic records, electronic signatures,  
3 and completed paper voter registration forms, and rules and  
4 forms to decline being registered to vote.

5 Sec. 5. Section 48A.18, Code 2024, is amended by adding the  
6 following new subsection:

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

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

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

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

1 as described in paragraph "a".

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

10 Sec. 6. Section 48A.19, subsection 1, Code 2024, is amended  
11 by adding the following new paragraph:

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

16 Sec. 7. Section 48A.19, subsection 4, paragraph a,  
17 unnumbered paragraph 1, Code 2024, is amended to read as  
18 follows:

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

23 Sec. 8. Section 48A.21, Code 2024, is amended to read as  
24 follows:

25 **48A.21 Transmission of forms from agencies and driver's**  
26 **license stations.**

27 1. The state registrar of voters shall adopt administrative  
28 rules regulating the transmission of completed voter  
29 registration forms from voter registration agencies and from  
30 driver's license stations, including county treasurer's offices  
31 participating in county issuance of driver's licenses under  
32 [chapter 321M](#). All completed voter registration applications  
33 in the possession of a voter registration agency, a driver's  
34 license station, or a county treasurer's office that is  
35 participating in county issuance of driver's licenses at 5:00

1 p.m. on the last workday of each week shall be transmitted  
2 to the location designated by the state registrar of voters  
3 by rule. Procedures or requirements for more frequent  
4 transmissions may be specified by rule.

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

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

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

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

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

33 3. a. (1) Upon receiving the electronic record for, and  
34 electronic signature of, a person under subsection 2, the state  
35 registrar of voters shall transmit or otherwise make accessible

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

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

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

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

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

35 Sec. 9. Section 48A.26, subsection 1, paragraph b, Code

1 2024, is amended to read as follows:

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

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

12     Sec. 10. Section 48A.26, subsection 8, Code 2024, is amended  
13 to read as follows:

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

27     Sec. 11. Section 48A.36, subsection 1, Code 2024, is amended  
28 to read as follows:

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

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

13 Sec. 12. Section 331.557A, subsection 5, Code 2024, is  
14 amended to read as follows:

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

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

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

## 31 DIVISION II

### 32 ABSENTEE VOTING PERIOD AND LOCATIONS

33 Sec. 15. Section 53.8, subsection 1, paragraph a,  
34 unnumbered paragraph 1, Code 2024, is amended to read as  
35 follows:



1 Upon receipt of an application for an absentee ballot and  
2 immediately after the absentee ballots are printed, ~~but not~~  
3 ~~more than twenty days before the election,~~ the commissioner  
4 shall mail an absentee ballot to the applicant within  
5 twenty-four hours, except as otherwise provided in subsection  
6 3. The absentee ballot shall be sent to the registered voter  
7 by one of the following methods:

8 Sec. 16. Section 53.10, subsection 1, Code 2024, is amended  
9 to read as follows:

10 1. Not more than ~~twenty~~ forty-five days before the date of  
11 the primary election or the general election, the commissioner  
12 shall provide facilities for absentee voting in person at the  
13 commissioner's office. This service shall also be provided  
14 for other elections as soon as the ballots are ready, but in  
15 no case shall absentee ballots be available under this section  
16 more than ~~twenty~~ forty-five days before an election.

17 Sec. 17. Section 53.11, subsection 1, paragraphs a and b,  
18 Code 2024, are amended to read as follows:

19 a. Not more than ~~twenty~~ forty-five days before the date  
20 of an election, satellite absentee voting stations may be  
21 established throughout the cities and county at the discretion  
22 of the commissioner and shall be established upon receipt  
23 of a petition signed by not less than one hundred eligible  
24 electors requesting that a satellite absentee voting station  
25 be established at a location to be described on the petition.  
26 However, if a special election is scheduled in the county on a  
27 date that falls between the date of the regular city election  
28 and the date of the city runoff election, the commissioner is  
29 not required to establish a satellite absentee voting station  
30 for the city runoff election.

31 b. A satellite absentee voting station established by  
32 petition must be open at least one day for a minimum of six  
33 hours and. A satellite absentee voting station established at  
34 the direction of the commissioner or by petition may remain  
35 open until 5:00 p.m. on the day before the election.

1     Sec. 18. Section 53.42, Code 2024, is amended to read as  
2 follows:

3     **53.42 Voting in person in commissioner's office.**

4     Notwithstanding the provision as to time found in section  
5 53.10, any qualified voter in the armed forces of the United  
6 States may personally appear in the office of the commissioner  
7 of the county of the voter's residence and there vote an absent  
8 voter's ballot at any time not earlier than ~~forty~~ forty-five  
9 days before the primary or general election, as the case may  
10 be.

11                                   DIVISION III

12                                   ABSENTEE BALLOT COUNTING

13     Sec. 19. Section 53.23, subsection 3, paragraph c, Code  
14 2024, is amended to read as follows:

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

25                                   DIVISION IV

26                                   CANCELLATION OF REGISTRATION

27     Sec. 20. Section 48A.28, Code 2024, is amended by adding the  
28 following new subsection:

29     NEW SUBSECTION. 3. A commissioner shall not conduct a  
30 systematic program to remove records from the official list  
31 of registered voters later than six months before a general  
32 election.

33     Sec. 21. Section 48A.30, Code 2024, is amended by adding the  
34 following new subsections:

35     NEW SUBSECTION. 3. A voter registration shall not be

1 canceled solely on the basis that mail to the voter was  
2 returned as undeliverable except as provided in section 48A.29.

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

- 8 a. The voter's full name.
- 9 b. The voter's date of birth.
- 10 c. The last four digits of the voter's social security  
11 number.
- 12 d. Documentation from the electronic registration  
13 information center that the voter is no longer a resident of  
14 this state.

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

#### 18 DIVISION V

#### 19 ABSENTEE BALLOT DROP BOXES

20 Sec. 22. Section 53.17, subsection 1, paragraph c,  
21 subparagraph (1), Code 2024, is amended to read as follows:

22 (1) A commissioner shall ~~not~~ establish more than at least  
23 ~~one ballot drop box, which shall be located at the office of~~  
24 ~~the commissioner, or on property owned and maintained by the~~  
25 ~~county that directly surrounds the building where the office is~~  
26 ~~located~~ per twenty-five thousand residents of the county. For  
27 the purposes of this subparagraph, "~~office of the commissioner~~"  
28 ~~means a location where a voter may receive services pursuant to~~  
29 ~~section 48A.17, 50.20, 53.10, or 53.18.~~

30 Sec. 23. Section 53.17, subsection 1, paragraph c, Code  
31 2024, is amended by adding the following new subparagraph:

32 NEW SUBPARAGRAPH. (11) A ballot drop box shall be composed  
33 of a material that cannot be readily destroyed or penetrated.

#### 34 DIVISION VI

#### 35 EFFECTIVE DATE

1     Sec. 24. EFFECTIVE DATE. This Act, being deemed of  
2 immediate importance, takes effect upon enactment.>  
3     2. Title page, by striking lines 1 through 3 and inserting  
4 <An Act relating to the conduct of elections, and including  
5 effective date provisions.>

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NIELSEN of Johnson