

**AMENDMENT TO H.R. \_\_\_\_\_**

**OFFERED BY M. \_\_\_\_\_**

Add at the appropriate place the following:

1           **Subtitle \_\_—Early Voting**

2   **SEC. \_\_\_\_\_ 1. EARLY VOTING.**

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

6           (1) by redesignating sections 304 and 305 as  
7 sections 305 and 306, respectively; and

8           (2) by inserting after section 303 the following  
9 new section:

10 **“SEC. 304. EARLY VOTING.**

11           “(a) REQUIRING VOTING PRIOR TO DATE OF ELEC-  
12 TION.—Each election jurisdiction shall allow individuals to  
13 vote in an election for Federal office during an early voting  
14 period which occurs prior to the date of the election, in  
15 a manner that allows the individual to receive, complete,  
16 and cast their ballot in-person.

17           “(b) MINIMUM EARLY VOTING REQUIREMENTS.—

18           “(1) IN GENERAL.—

19           “(A) LENGTH OF PERIOD.—The early vot-  
20 ing period required under this subsection with

1           respect to an election shall consist of a period  
2           of consecutive days (including weekends) which  
3           begins on the 11th day before the date of the  
4           election (or, at the option of the State, on a day  
5           prior to the 11th day before the date of the  
6           election) and ends no earlier than the second  
7           day before the date of the election.

8           “(B) HOURS FOR EARLY VOTING.—Each  
9           polling place which allows voting during an  
10          early voting period under subparagraph (A)  
11          shall—

12                   “(i) allow such voting for no less than  
13                   10 hours on each day during the period;

14                   “(ii) have uniform hours each day for  
15                   which such voting occurs; and

16                   “(iii) allow such voting to be held for  
17                   some period of time prior to 9:00 a.m.  
18                   (local time) and some period of time after  
19                   5:00 p.m. (local time).

20          “(2) REQUIREMENTS FOR VOTE-BY-MAIL JURIS-  
21          DICTIONS.—In the case of a jurisdiction that sends  
22          every registered voter a ballot by mail—

23                   “(A) paragraph (1) shall not apply;

24                   “(B) such jurisdiction shall allow eligible  
25          individuals to vote during an early voting period

1 that ensures voters are provided the greatest  
2 opportunity to cast ballots ahead of Election  
3 Day and which includes at least one consecutive  
4 Saturday and Sunday; and

5 “(C) each polling place which allows voting  
6 during an early voting period under subpara-  
7 graph (B) shall allow such voting—

8 “(i) during the election office’s reg-  
9 ular business hours; and

10 “(ii) for a period of not less than 8  
11 hours on Saturdays and Sundays included  
12 in the early voting period.

13 “(3) REQUIREMENTS FOR SMALL JURISDIC-  
14 TIONS.—

15 “(A) IN GENERAL.—In the case of a juris-  
16 diction described in subparagraph (B), para-  
17 graph (1)(B) shall not apply so long as all eligi-  
18 ble individuals in the jurisdiction have the op-  
19 portunity to vote—

20 “(i) at each polling place which allows  
21 voting during the early voting period de-  
22 scribed in paragraph (1)(A)—

23 “(I) during the election office’s  
24 regular business hours; and

1                   “(II) for a period of not less than  
2                   8 hours on at least one Saturday and  
3                   at least one Sunday included in the  
4                   early voting period; or

5                   “(ii) at one or more polling places in  
6                   the county in which such jurisdiction is lo-  
7                   cated that allows voting during the early  
8                   voting period described in paragraph  
9                   (1)(A) in accordance with the requirements  
10                  under paragraph (1)(B).

11                  “(B) JURISDICTION DESCRIBED.—A juris-  
12                  diction is described in this subparagraph if such  
13                  jurisdiction—

14                  “(i) had less than 3,000 registered  
15                  voters at the time of the most recent prior  
16                  election for Federal office; and

17                  “(ii) consists of a geographic area  
18                  that is smaller than the jurisdiction of the  
19                  county in which such jurisdiction is lo-  
20                  cated.

21                  “(4) RULE OF CONSTRUCTION.—Nothing in  
22                  this subsection shall be construed—

23                  “(A) to limit the availability of additional  
24                  temporary voting sites which provide voters  
25                  more opportunities to cast their ballots but

1           which do not meet the requirements of this sub-  
2           section;

3           “(B) to limit a polling place from being  
4           open for additional hours outside of the uniform  
5           hours set for the polling location on any day of  
6           the early voting period; or

7           “(C) to limit a State or jurisdiction from  
8           offering early voting on the Monday before  
9           Election Day.

10          “(c) AVAILABILITY OF POLLING PLACES.—To the  
11         greatest extent practicable, each State and jurisdiction  
12         shall—

13                 “(1) ensure that there are an appropriate num-  
14                 ber of polling places which allow voting during an  
15                 early voting period; and

16                 “(2) ensure that such polling places provide the  
17                 greatest opportunity for residents of the jurisdiction  
18                 to vote.

19          “(d) LOCATION OF POLLING PLACES.—

20                 “(1) PROXIMITY TO PUBLIC TRANSPOR-  
21                 TATION.—To the greatest extent practicable, each  
22                 State and jurisdiction shall ensure that each polling  
23                 place which allows voting during an early voting pe-  
24                 riod under subsection (b) is located within walking  
25                 distance of a stop on a public transportation route.

1           “(2) AVAILABILITY IN RURAL AREAS.—In the  
2 case of a jurisdiction that includes a rural area, the  
3 State or jurisdiction shall—

4           “(A) ensure that an appropriate number of  
5 polling places (not less than one) which allow  
6 voting during an early voting period under sub-  
7 section (b) will be located in such rural areas;  
8 and

9           “(B) ensure that such polling places are lo-  
10 cated in communities which will provide the  
11 greatest opportunity for residents of rural areas  
12 to vote during the early voting period.

13           “(3) CAMPUSES OF INSTITUTIONS OF HIGHER  
14 EDUCATION.—In the case of a jurisdiction that is  
15 not considered a vote by mail jurisdiction described  
16 in subsection (b)(2) or a small jurisdiction described  
17 in subsection (b)(3) and that includes an institution  
18 of higher education (as defined under section 102 of  
19 the Higher Education Act of 1965 (20 U.S.C.  
20 1002)), including a branch campus of such an insti-  
21 tution, the State or jurisdiction shall—

22           “(A) ensure that an appropriate number of  
23 polling places (not less than one) which allow  
24 voting during the early voting period under sub-  
25 section (b) will be located on the physical cam-

1           pus of each such institution, including each  
2           such branch campus; and

3                   “(B) ensure that such polling places pro-  
4           vide the greatest opportunity for residents of  
5           the jurisdiction to vote.

6           “(e) STANDARDS.—Not later than June 30, 2024,  
7   the Commission shall issue voluntary standards for the ad-  
8   ministration of voting during voting periods which occur  
9   prior to the date of a Federal election. Subject to sub-  
10   section (c), such voluntary standards shall include the  
11   nondiscriminatory geographic placement of polling places  
12   at which such voting occurs.

13           “(f) BALLOT PROCESSING AND SCANNING REQUIRE-  
14   MENTS.—

15                   “(1) IN GENERAL.—Each State or jurisdiction  
16           shall begin processing and scanning ballots cast dur-  
17           ing in-person early voting for tabulation not later  
18           than the date that is 14 days prior to the date of  
19           the election involved, except that a State or jurisdic-  
20           tion may begin processing and scanning ballots cast  
21           during in-person early voting for tabulation after  
22           such date if the date on which the State or jurisdic-  
23           tion begins such processing and scanning ensures, to  
24           the greatest extent practical, that ballots cast before

1 the date of the election are processed and scanned  
2 before the date of the election.

3 “(2) LIMITATION.—Nothing in this subsection  
4 shall be construed—

5 “(A) to permit a State or jurisdiction to  
6 tabulate ballots in an election before the closing  
7 of the polls on the date of the election unless  
8 such tabulation is a necessary component of  
9 preprocessing in the State or jurisdiction and is  
10 performed in accordance with existing State  
11 law; or

12 “(B) to permit an official to make public  
13 any results of tabulation and processing before  
14 the closing of the polls on the date of the elec-  
15 tion.

16 “(g) EFFECTIVE DATE.—This section shall apply  
17 with respect to the regularly scheduled general election for  
18 Federal office held in November 2024 and each succeeding  
19 election for Federal office.”.

20 (b) CONFORMING AMENDMENTS RELATING TO  
21 ISSUANCE OF VOLUNTARY GUIDANCE BY ELECTION AS-  
22 SISTANCE COMMISSION.—Section 321(b) of such Act (52  
23 U.S.C. 21101(b)) is amended—

24 (1) by striking “and” at the end of paragraph

25 (2);



1           (2) by striking the period at the end of para-  
2           graph (r) and inserting “; and”; and

3           (3) by adding at the end the following new  
4           paragraph:

5           “(4) in the case of the recommendations with  
6           respect to section 304, June 30, 2024.”.

7           (c) CONFORMING AMENDMENT RELATING TO EN-  
8           FORCEMENT.—Section 401 of such Act (52 U.S.C. 21111)  
9           is amended by striking “and 303” and inserting “303, and  
10          304”.

11          (c) CLERICAL AMENDMENTS.—The table of contents  
12          of such Act is amended—

13               (1) by redesignating the items relating to sec-  
14               tions 304 and 305 as relating to sections 305 and  
15               306, respectively; and

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

“Sec. 304. Early voting.”.

