

Amendment No.

CHAMBER ACTION

Senate

House

.

Representative Randolph offered the following:

**Amendment to Amendment (167836) (with title amendment)**

Remove lines 101-155 and insert:

(3) (a) A third-party voter registration organization that collects voter registration applications or a political party, third-party organization, or campaign that collects absentee ballot requests or completed absentee ballots serves as a fiduciary to the applicant, ensuring that any voter registration application or absentee ballot application or absentee ballot entrusted to the entity ~~third-party voter registration organization,~~ irrespective of party affiliation, race, ethnicity, or gender, shall be promptly delivered to the division or the supervisor of elections within 48 hours after the applicant completes it or the next business day if the appropriate office is closed for that 48-hour period. If a voter

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17 registration application, absentee ballot request, or completed  
18 absentee ballot collected by any third-party voter registration  
19 organization is not promptly delivered to the division or  
20 supervisor of elections, the third-party voter registration  
21 organization, political party, third-party organization, or  
22 campaign is shall be liable for the following fines:

23 1.(a) A fine in the amount of \$50 for each application,  
24 absentee ballot request, or completed absentee ballot received  
25 by the division or the supervisor of elections more than 48  
26 hours 10 days after the applicant delivered the completed voter  
27 registration application, absentee ballot request, or absentee  
28 ballot to the third-party voter registration organization,  
29 political party, third-party organization, or campaign or any  
30 person, entity, or agent acting on its behalf, or the next  
31 business day, if the office is closed. A fine in the amount of  
32 \$250 for each application, absentee ballot request, or completed  
33 absentee ballot received if the third-party voter registration  
34 organization, political party, third-party organization, or  
35 campaign or any registration organization or person, entity, or  
36 agency acting on its behalf acted willfully.

37 2.(b) A fine in the amount of \$100 for each application,  
38 absentee ballot request, or completed absentee ballot collected  
39 by a third-party voter registration organization, political  
40 party, third-party organization, or campaign or any person,  
41 entity, or agent acting on its behalf, before prior to book  
42 closing for any given election for federal or state office and  
43 received by the division or the supervisor of elections after  
44 the book closing deadline for such election. A fine in the  
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45 amount of \$500 for each application, absentee ballot request, or  
46 completed absentee ballot received if the third-party ~~voter~~  
47 registration organization, political party, third-party  
48 organization, or campaign or any ~~or~~ person, entity, or agency  
49 acting on its behalf acted willfully.

50 ~~3.(e)~~ A fine in the amount of \$500 for each application,  
51 absentee ballot request, or completed absentee ballot collected  
52 by a third-party voter registration organization, political  
53 party, third-party organization, or campaign or any person,  
54 entity, or agent acting on its behalf, which is not submitted to  
55 the division or supervisor of elections. A fine in the amount of  
56 \$1,000 for any application, absentee ballot request, or competed  
57 absentee ballot not submitted if the third-party registration  
58 organization, political party, third-party organization, or  
59 campaign or any ~~or~~ person, entity, or agency acting on its  
60 behalf acted willfully.

61  
62 The aggregate fine pursuant to this paragraph ~~subsection~~ which  
63 may be assessed against a third-party voter registration  
64 organization, including affiliate organizations, or a political  
65 party, third-party organization, or campaign that collects  
66 absentee ballot requests or completed absentee ballots for  
67 violations committed in a calendar year ~~is shall be~~ \$1,000.

68 (b) A showing by the ~~finer provided in this subsection~~  
69 ~~shall be reduced by three fourths in cases in which the third-~~  
70 ~~party voter registration organization, or the political party,~~  
71 third-party organization, or campaign that collects absentee  
72 ballot requests or completed absentee ballots that the failure

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73 to deliver the voter registration applications or absentee  
74 ballot requests within the required timeframe is based upon  
75 force majeure or impossibility of performance is an affirmative  
76 defense to a violation of this subsection ~~has complied with~~  
77 ~~subsection (1)~~. The secretary may ~~shall~~ waive the fines  
78 described in this subsection upon a showing that the failure to  
79 deliver the voter registration application promptly is based  
80 upon force majeure or impossibility of performance.

81  
82  
83 -----  
84 **T I T L E A M E N D M E N T**

85 Remove lines 3963-3964 and insert:

86 third-party voter registration organizations, or political  
87 parties, third-party organizations, or campaigns that collect  
88 absentee ballot requests or completed absentee ballots to  
89 deliver collected voter registration applications, absentee  
90 ballot requests, or completed absentee ballots