

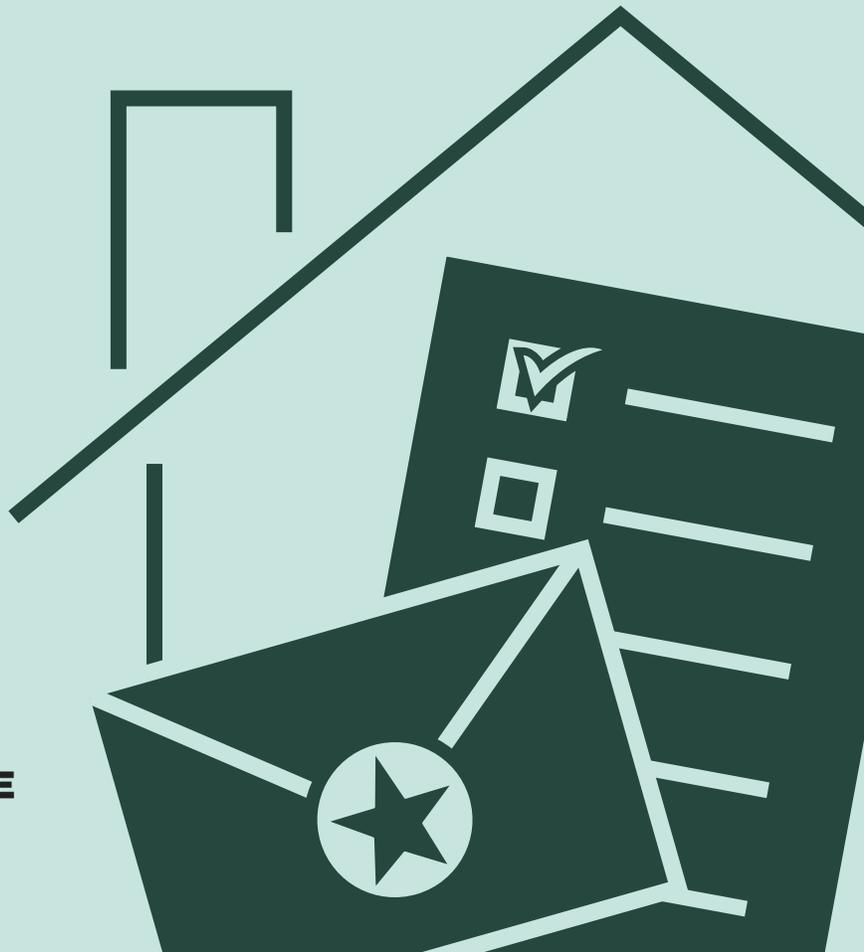


July, 2020

# Vote By Mail for Secure Elections in 2020 — and Beyond

## A Step-by-Step Guide for New Jersey

In-depth materials and guidelines for local election administrators, secretaries of states, legislators, and advocates to help New Jersey handle more mailed-out ballots.



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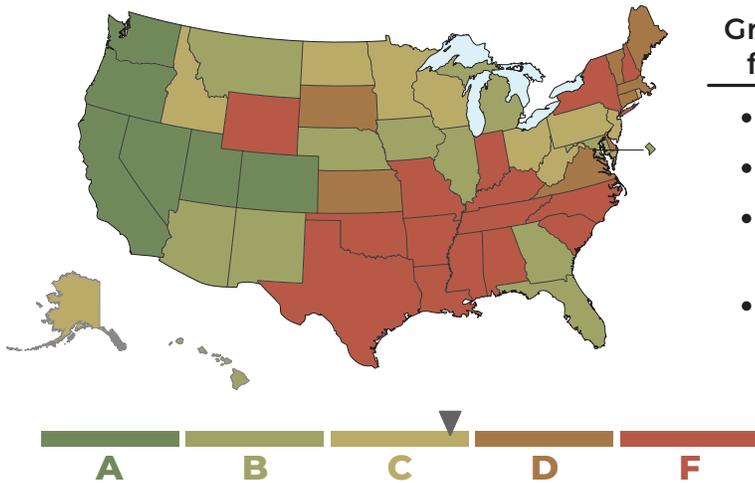
[www.Sightline.org/SecureElections2020](http://www.Sightline.org/SecureElections2020)

## Voting in New Jersey



New Jersey has more than 5.8 million registered voters in its 21 counties, ranging from 44,630 in Salem County to 607,715 in Bergen County). In the 2018 election, 13 percent of New Jerseyites voted absentee. This ranged from 6 percent in Hudson County to 22 percent in Camden County. Many of that election's 20,912 poll workers may have been in an older age group or have underlying health conditions—both of which put them at a higher risk for severe illness from COVID-19.

New Jersey Governor Phil Murphy issued an executive order delaying the state's primary election by five weeks, to July 7. The state's May 12 board and municipal elections were held entirely by mail, and every qualified registered voter received a ballot in the mail. The governor issued an executive order declaring that the state primary would also be conducted primarily by mail, with county clerks sending ballots to all active, inactive, and unaffiliated voters. Vote By Mail return envelopes will have prepaid postage, and each county will have at least five drop boxes to ease the voting process.



### Grades based on 15 factors covering

- Ease of access
- Ballot security
- Election infrastructure
- Administrative efficiency

New Jersey's grade for Vote By Mail preparedness



## Ways in which New Jersey is already prepared



- Ballot tracking required by state law.
- Allows any voter to request an absentee ballot.
- Offers voters a "single sign-up" option to permanently vote by mail.
- Uses voters' signatures to verify ballots.
- Allows county clerks to start processing ballots sufficiently early.
- Automatically registers voters and updates their address.

## Who We Are

Sightline is a nonpartisan nonprofit think tank with a 25-year history. We are based in the Pacific Northwest, where many states already conduct all-mail elections. We are grateful for feedback and research from many policy experts, elections officials, and leaders committed to safe, secure democracy, particularly the National Conference of State Legislators and the [National Vote at Home Institute](#).

## The Moment

American election officials face an urgent challenge to secure the 2020 elections. As poll workers and voters grapple with the coronavirus pandemic, many jurisdictions are already unable to find enough workers to run their usual polling places, and many Americans are seeking to cast their ballot from home, rather than risk contagion in a crowded polling place in November.

## About This Resource

We hope that New Jersey election officials, advocates, and legislators will find this resource useful as they work to handle more Vote By Mail ballots in 2020 and beyond.

**Local election officials** and **secretaries of state** will find in-depth information including practical nuts-and-bolts advice, materials and guidelines from election administrators with experience in conducting all-mail elections, and information about vendors and costs.

**Legislators** will find tried-and-tested policies, along with sample language from states that have successfully implemented those policies. Even if New Jersey lawmakers don't act in time for November 2020, the experience of hastily trying to secure elections this year may create a greater political appetite for reforms to strengthen democracy in New Jersey beyond 2020.

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## For Local Election Officials

### 1. Coordinate with USPS®.

To ensure that the United States Postal Service (USPS) is able to process ballots in a timely manner, election administrators can [contact their local USPS](#) election mail coordinator to discuss the design, timing and volume of election materials.<sup>1</sup> USPS can review all materials to ensure that the design, wording, and colors meet their guidelines, and sign off on the printer's proofs. Election administrators can also discuss the date, time, and location for delivery of ballots to the post office to ensure that the post office is prepared. For example, before each election, King County, Washington, election administrators send a letter to USPS alerting them to the number, type, and timing of ballots they expect to deliver.<sup>2</sup>

USPS may also be able to help election administrators access the National Change of Address Linkage (NCOA) to update voters' addresses. Using NCOA to update voter addresses is particularly important for New Jersey because it is not a member of the Electronic Registration Information Center (ERIC), which helps 30 states keep their voter lists up to date (see Recommendation 12). Having the most up-to-date addresses will ensure that each ballot reaches the right voter, reducing the costs of re-mailing ballots.

### Resources

- To find a local point of contact at USPS: [Election/Political Mail Coordinators](#).<sup>3</sup>
- [USPS Election Mail Kit](#).<sup>4</sup>
- [USPS Election Mail guidelines](#).<sup>5</sup>
- To report problems to USPS: [electionmail.org](#).<sup>6</sup>
- Center for Tech and Civic Life's 2020 [webinar](#) on [best practices for tracking and reporting](#), and the [slides](#).<sup>7</sup>
- Cybersecurity and Infrastructure Security Agency's (CISA) guidance on [Managing an Increase in Outbound Ballots](#)<sup>8</sup>, pp. 67-70.
- [Vote at Home Policy and Research Guide](#), p. 19.<sup>9</sup>

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<sup>1</sup> <https://about.usps.com/gov-services/election-mail/political-mail-map.htm>

<sup>2</sup> <https://aqua.kingcounty.gov/elections/docs/vbm/VBM-information.zip> (see "Ballot mailing" folder, "Example of USPS Notification Letter.pdf")

<sup>3</sup> <https://about.usps.com/gov-services/election-mail/political-mail-map.htm>

<sup>4</sup> <https://about.usps.com/kits/kit600.pdf>

<sup>5</sup> <https://about.usps.com/gov-services/election-mail>

<sup>6</sup> <https://electionmail.org>

<sup>7</sup> <https://www.techandciviclelife.org/vote-at-home>

<sup>8</sup> <https://www.in.gov/sos/elections/files/COVID-19%20Election%20GUIDANCE%20ONLY.pdf#page=56>

<sup>9</sup> <https://www.voteathome.org/wp-content/uploads/2019/03/VAH-Policy-and-Research-Guide.pdf#page=19>

## Example Guidance Language

- Oregon [Vote by Mail Procedures Manual](#), pp. 26-30.<sup>10</sup>
- Municipality of Anchorage [Vote by Mail Project](#).<sup>11</sup>
- Ohio Secretary of State [Election Official Manual](#), pp. 5-22.<sup>12</sup>

## 2. Design ballots and envelopes that are easy to use.

Well-designed envelopes, ballots, forms, and instructions help voters fill out their ballots and return them without mistakes, decreasing processing time and minimizing the chance that ballots will be flagged, thrown out, or not counted. In contrast, poorly designed instructions or ballots may cause voters to fill out their ballot incorrectly or incompletely so that their vote is not counted.<sup>13</sup>

Ensure that election materials are easy so that voters who may be voting by mail for the first time don't make mistakes. For example, those who are new to mailing their ballots may not know that they need to sign the outside of their envelope, so putting their name under the signature line and providing simple and clear instructions to sign there can help prompt them and reduce the number of ballots that need extra processing time. (Also, pre-filling the absentee ballot request form can help voters complete it correctly (see Recommendation 10).)

Color-coded envelopes can help USPS sort the mail quickly and accurately, and including space for voters' contact information can help election officials reach voters promptly in the event of a missing signature or discrepancy.

Another important way to assist voters is to design and distribute voter education booklets to help guide them through the process. (For example, when Anchorage, Alaska, moved to all-mail elections in 2018, in addition to a robust [community education campaign](#) and a [voter information flyer](#), the city extended an elections call center's hours in the month leading up to the election.) To reach all voters, make all voter materials and the elections website available in multiple languages. The Brennan Center for Justice estimates that the cost for voter education materials is between [\\$0.50 and \\$0.88 per person](#).

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<sup>10</sup> [https://sos.oregon.gov/elections/documents/vbm\\_manual.pdf#page=26](https://sos.oregon.gov/elections/documents/vbm_manual.pdf#page=26)

<sup>11</sup> [https://www.muni.org/departments/assembly/clerk/elections/documents/vote%20by%20mail%20project%20final%20report%20mas%201026%20annual%20report\\_030819.pdf#page=5](https://www.muni.org/departments/assembly/clerk/elections/documents/vote%20by%20mail%20project%20final%20report%20mas%201026%20annual%20report_030819.pdf#page=5)

<sup>12</sup> [https://www.ohiosos.gov/globalassets/elections/directives/2019/dir2019-11\\_eom.pdf#page=197](https://www.ohiosos.gov/globalassets/elections/directives/2019/dir2019-11_eom.pdf#page=197)

<sup>13</sup> [https://www.washingtonpost.com/video/opinions/dont-let-mail-in-voting-be-thwarted-by-badly-designed-ballots/2020/05/18/1cce7c56-5312-44a8-afa9-fb813970f854\\_video.html](https://www.washingtonpost.com/video/opinions/dont-let-mail-in-voting-be-thwarted-by-badly-designed-ballots/2020/05/18/1cce7c56-5312-44a8-afa9-fb813970f854_video.html)

## Resources

- The Center for Civic Design's<sup>14</sup> [design guidelines for election officials](#), based on solid research and best practices (includes resources on designing envelopes and forms, such as vote at home [envelopes and information](#), a field guide to [designing vote at home envelopes and ballots](#), Vote By Mail [envelope design](#), [writing ballot instructions voters can understand](#), and [creating forms that help voters take action](#).<sup>15</sup> Also see its guidelines for [designing voter education booklets and flyers](#), [creating accessible online information](#), and [providing materials in multiple languages](#).<sup>16</sup>
- Center for Tech and Civic Life's 2020 [webinar](#) on [best practices for envelope design](#), and the [slides](#).<sup>17</sup>
- USPS guidance on [designing election mail](#).<sup>18</sup>
- Center for Tech and Civic Life's 2020 [webinar](#) on [best practices for preparing supplementary materials](#), and the [slides](#).<sup>19</sup>
- CISA's [Voter Education Guidance](#).<sup>20</sup>

## Example Legislative Language

### Revised Code of Washington [29A.40.091](#). Envelopes, declaration, and instructions—Voter's oath—Overseas and service voters—Return of ballots—County auditor's name.<sup>21</sup>

Ballots and envelopes must have the election date printed on them. Return envelopes must have space for the voter's telephone number so that the elections office can contact the voter if their signature does not match the one on file.

### Revised Code of Washington [29A.36](#). Ballots and other voting forms.<sup>22</sup>

See code for detailed guidance on formatting, contracts with vendors, sample ballots, and instructions.

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<sup>14</sup> Jurisdictions in Arizona, California, Colorado, Connecticut, District of Columbia, Florida, Georgia, Hawaii, Idaho, Illinois, Iowa, Kansas, Kentucky, Maine, Maryland, Massachusetts, Minnesota, New York, North Carolina, Oregon, Pennsylvania, Rhode Island, Utah, Vermont, Virginia, Washington, West Virginia, and Wisconsin have worked with the Center for Civic Design, and one in four voters have used their designs.

<sup>15</sup> <https://civicdesign.org/fieldguides>

<sup>16</sup> [Ibid.](#)

<sup>17</sup> <https://www.techandcivicle.org/vote-at-home>

<sup>18</sup> <https://about.usps.com/election-mail/design-election-mail.htm>

<sup>19</sup> <https://vimeo.com/393307242> and <https://www.techandcivicle.org/wp-content/uploads/2020/01/PDF-VAH-Webinar-2-Preparing-helpful-supplementary-materials.pdf>

<sup>20</sup> [https://www.cisa.gov/sites/default/files/publications/election\\_education\\_outreach\\_absentee\\_508.pdf](https://www.cisa.gov/sites/default/files/publications/election_education_outreach_absentee_508.pdf)

<sup>21</sup> <http://lawfilesexternal.wa.gov/biennium/2019-20/Pdf/Bills/Session%20Laws/House/1520-S.SL.pdf>

<sup>22</sup> <https://app.leg.wa.gov/RCW/default.aspx?cite=29A.36>

### Example Guidance Language

- Washington State [Ballot Format Checklist](#) 2019.<sup>23</sup>
- Washington Administrative Code [434-230](#). Ballots.<sup>24</sup>
- Washington Administrative Code [434-230-010](#). Sample Ballots.<sup>25</sup>
- Colorado [Elections Division Policy and Procedure Manual](#), p. 26.<sup>26</sup>
- Oregon [Vote by Mail Procedures Manual](#), p. 23.<sup>27</sup>

## 3. Implement robust signature verification.

New Jersey election officials already have experience in verifying signatures to protect against fraud while avoiding mistaken voter disenfranchisement.<sup>28</sup> As election administrators handle more mail-in ballots due to COVID-19, officials may take several steps to implement efficient and effective signature verification.

First, digitize the voter signatures already on file. The more digitized signatures, the more accurate the verification can be.<sup>29</sup> Signatures can come from each voter's registration, their absentee ballot request form, prior mailed ballots, or their signatures on file with the Department of Motor Vehicles (DMV) or other state agencies.

Second, train enough workers to inspect signatures. Washington, Oregon, and Colorado have developed training program procedures (see Resources). Forensic scientists (possibly from New Jersey's patrol or that of a neighboring state) may be able to help train your workers.

Third, implement a two-stage signature review. In the first stage, trained workers or specialized equipment compares the signature on the envelope to the digitized signature on file. If the signatures match, the ballot is moved to an "accepted" pile, but if there is a discrepancy, it is moved to a "flagged for further review" pile. In King County, Washington, trained inspectors flag around 2.5 percent of ballots during an initial review. Flagged ballots then go to another team of trained workers that closely examines the ballots and decides whether to accept or challenge them. (King County inspectors challenge about 1 percent of signatures.)

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<sup>23</sup> <https://www.sos.wa.gov/assets/elections/administrators/2019-ballot-format-checklist.pdf>

<sup>24</sup> <https://apps.leg.wa.gov/wac/default.aspx?cite=434-230>

<sup>25</sup> <https://apps.leg.wa.gov/wac/default.aspx?cite=434-230-010&pdf=true>

<sup>26</sup> <https://www.sos.state.co.us/pubs/elections/policyManual/ElectionsPolicyManual.pdf#page=26>

<sup>27</sup> [https://sos.oregon.gov/elections/documents/vbm\\_manual.pdf#page=23](https://sos.oregon.gov/elections/documents/vbm_manual.pdf#page=23)

<sup>28</sup> To verify the identity of voters who are unable to sign due to disability, offer the option of filling out a form that allows them to use a signature stamp.

<sup>29</sup> <https://www.voteathome.org/wp-content/uploads/2019/03/VAH-Policy-and-Research-Guide.pdf#page=18>

For all challenged signatures, notify voters and give them an opportunity to respond so that their ballot might still be counted (see Recommendation 11).

Voters' signatures change over time, so if the state does not have a recent signature on file for a voter, ask them to update it. The King County, Washington, elections administrator sends voters a Signature Update Form. And in preparation for moving to an all-mail election, Hawaii sent a postcard to all registered voters asking for an updated signature for reference.

## Resources

- Colorado Secretary of State [Signature Verification Guide](#).<sup>30</sup>
- King County, Washington, [Signature Verification Training presentation](#) (includes examples of signatures and common problems with signatures).<sup>31</sup>
- King County, Washington, [Signature Update Form](#).<sup>32</sup>
- Hawaii's Office of Elections [Signature Card](#).<sup>33</sup>
- Oregon Secretary of State Elections Division [webinar](#) on signature verification.<sup>34</sup>
- Election Assistance Commission [Signature Verification Cure Process](#).<sup>35</sup>
- [Tour](#) of King County (Washington) Elections ballot processing area.<sup>36</sup>
- Oregon [Signature Stamp Attestation](#) form.<sup>37</sup>
- CISA's [Ballot Verification](#) and [Signature Verification and Cure Process](#).<sup>38</sup>

## Example Legislative Language

### Revised Code of Washington [29A.40.110](#). Processing incoming ballots.<sup>39</sup>

Verification may be conducted by approved automatic verification systems. Variation in signature between the return envelope and the registration record due to initials or common nicknames is permitted as long as the surname is the same and the handwriting matches.

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<sup>30</sup> <https://www.sos.state.co.us/pubs/elections/docs/SignatureVerificationGuide.pdf>

<sup>31</sup> <https://aqua.kingcounty.gov/elections/docs/vbm/VBM-information.zip> (see "Ballot processing" folder, "Signature Verification Training Updated.pptx")

<sup>32</sup> <https://aqua.kingcounty.gov/elections/docs/vbm/VBM-information.zip> (see "Ballot processing" folder, "Signature-update-letter-April-May 2016-English.pdf")

<sup>33</sup> <https://elections.hawaii.gov/main/sign-sealed-and-counted-securing-your-vote>

<sup>34</sup> <https://www.youtube.com/watch?v=UKiYGONnNT0&feature=youtu.be>

<sup>35</sup> [https://www.eac.gov/sites/default/files/electionofficials/vbm/Signature\\_Verification\\_Cure\\_Process.pdf](https://www.eac.gov/sites/default/files/electionofficials/vbm/Signature_Verification_Cure_Process.pdf)

<sup>36</sup> <https://kingcounty.gov/depts/elections/education-and-outreach/take-a-tour.aspx>

<sup>37</sup> <https://sos.oregon.gov/elections/Documents/SEL540.pdf>

<sup>38</sup> <https://www.in.gov/sos/elections/files/COVID-19%20Election%20GUIDANCE%20ONLY.pdf#page=48> and <https://www.in.gov/sos/elections/files/COVID-19%20Election%20GUIDANCE%20ONLY.pdf#page=63>

<sup>39</sup> <https://app.leg.wa.gov/RCW/default.aspx?cite=29A.40.110>

### Example Guidance Language

- Washington Administrative Code [434-250-120](#). Verification of the signature and return date.<sup>40</sup>
- Oregon [Vote by Mail Procedures Manual](#), p. 35; [Appendix 13](#), p. 83.<sup>41</sup>

## 4. Provide secure drop boxes.

In states that mail out all ballots, most voters return them to secure drop boxes, rather than via USPS. To accommodate this, counties should provide enough drop boxes for all voters and make them easily accessible. Each county should have at least one box available 24/7; more populous counties should aim to have one drop box per 10,000 voters. Drop boxes are especially important because New Jersey requires receipt of ballots before Election Day. Voters who wish to submit their ballot after the mail cutoff date can take it to a drop box (see Recommendation 14).

Many jurisdictions site some drop boxes inside government buildings. However, boxes available 24/7 are more frequently used than those inside buildings only open during business hours. Outside drop boxes need to be in well-lit areas monitored by security cameras. Boxes should also be secure, with only election officials allowed to access ballots.

In 2018 Oregon and Washington,<sup>42</sup> two states that mail out all ballots, had one drop box per 8,800<sup>43</sup> and 10,000<sup>44</sup> voters, respectively. King County, Washington, strategically sited its drop boxes to ensure that 95 percent of voters' addresses were within [three miles of a box](#). (However, election officials should be prepared for voters to drop off ballots in precincts and jurisdictions other than their own.) Election administrators should set up drop boxes approximately one month before elections, publicize locations on their website, and share them with local news outlets.

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<sup>40</sup> <https://apps.leg.wa.gov/wac/default.aspx?cite=434-250-120>

<sup>41</sup> [https://sos.oregon.gov/elections/documents/vbm\\_manual.pdf#page=35](https://sos.oregon.gov/elections/documents/vbm_manual.pdf#page=35) and [https://sos.oregon.gov/elections/documents/vbm\\_manual.pdf#page=83](https://sos.oregon.gov/elections/documents/vbm_manual.pdf#page=83)

<sup>42</sup> <https://www.sos.wa.gov/assets/elections/ballot%20drop%20boxes%202019%20general%20election.pdf> and <https://www.sos.wa.gov/elections/general-election-2019.aspx>

<sup>43</sup> In 2018 Oregon had 311 drop boxes, with 165 of those boxes available 24/7.

<https://www.voteathome.org/wp-content/uploads/2019/02/FAQ-Best-Practices.pdf>

<sup>44</sup> In 2018 Washington had 471 drop boxes, with 323 of those boxes available 24/7.

<https://www.sos.wa.gov/assets/elections/ballot%20drop%20boxes%202019%20general%20election.pdf> and <https://www.sos.wa.gov/elections/general-election-2019.aspx>

## Cost/Savings

- Drop boxes in King County, Washington, cost \$5,235 each, and the installation of 37 drop boxes cost around \$20,000.<sup>45</sup>
- In Pierce County, Washington, the purchase and installation of each drop box costs between \$7,000 and \$10,000.
- Other counties have paid between \$2,100 and \$3,500 to purchase and install drop boxes. Operational costs per box appear to be anywhere between \$300 to \$4,000 per box, per election season.<sup>46</sup>

## Resources

- Bipartisan Policy Center's [Logical Elections Policy](#), p. 28.<sup>47</sup>
- [Mailed-out Ballot Return Choices](#), National Vote At Home Institute, 2018.<sup>48</sup>
- Washington Office of the Secretary of State and Pierce and Lewis Counties' ballot drop boxes [webinar](#).<sup>49</sup>
- King County [Ballot Drop Box resources](#) (details vendors, ballot collection procedures, and tier system, which is based on expected ballot volume).<sup>50</sup>
- [Laserfab Vote Armor](#) (producer of heavy-duty drop boxes used in many states, including Washington and Colorado).<sup>51</sup>

## Example Legislative Language

### Revised Code of Washington [29A.40.170](#). Ballot drop boxes.<sup>52</sup>

Details required drop box security measures and requirement of at least one drop box per 15,000 voters.

## Example Guidance Language

- Washington Secretary of State Clearinghouse Elections Notice on [Ballot Drop Boxes in All Communities](#).<sup>53</sup>
- Washington Administrative Code [434-250-100](#). Ballot deposit sites.<sup>54</sup>

<sup>45</sup> <https://kingcounty.gov/~media/depts/elections/about-us/reports/bdol-expansion-plan.ashx?la=en>

<sup>46</sup> <https://wsac.org/wp-content/uploads/2019/12/WSAC-et-al-v-State-of-Washington.pdf>

<sup>47</sup> [https://bipartisanpolicy.org/wp-content/uploads/2020/01/Bipartison\\_Elections-Task-Force\\_R01\\_crops.pdf#page=28](https://bipartisanpolicy.org/wp-content/uploads/2020/01/Bipartison_Elections-Task-Force_R01_crops.pdf#page=28)

<sup>48</sup> <https://www.voteathome.org/wp-content/uploads/2018/12/Optimizing-ballot-return-choices.pdf>

<sup>49</sup> <https://www.youtube.com/watch?v=pBRYsy9LlCJ&feature=youtu.be>

<sup>50</sup> <https://aqua.kingcounty.gov/elections/docs/vbm/VBM-information.zip> (see "Ballot drop boxes" folder)

<sup>51</sup> <https://votearmor.laserfabusa.com>

<sup>52</sup> <https://app.leg.wa.gov/RCW/default.aspx?cite=29A.40.170>

<sup>53</sup> <https://www.sos.wa.gov/assets/elections/auditorsctp/17-01%20ballot%20drop%20boxes%20in%20all%20communities.pdf>

<sup>54</sup> <https://apps.leg.wa.gov/wac/default.aspx?cite=434-250-100>

- Oregon [Vote by Mail Procedures Manual](#), pp. 10-15.<sup>55</sup>

## 5. Provide Election Day vote centers for in-person voting.

Counties that mail out all or most ballots should still provide in-person voting locations for those who prefer to vote in person, need additional assistance, or do not have a reliable mailing address. Each county should have at least one in-person vote center (it could be the county elections office), and more populous counties should aim to have one center per 30,000 voters. These locations will need an electronic poll book and the ability to print ballots on demand.

Even states that conduct elections completely by mail still offer in-person options. California mandates one vote center per 1,000 voters. In Oregon, voters can cast their ballots in person at any county elections office. And though Colorado still opens vote centers on Election Day, the state was able to reduce the number of poll workers from 16,000 to fewer than 4,000<sup>56</sup> after implementing Vote By Mail.<sup>57</sup> The shift decreased labor cost per vote from \$4.71 to \$1.96.<sup>58</sup>

According to the US Government Accountability Office (GAO), costs for polling sites can range from no added cost (if using an existing agency facility) to \$300 per day to rent a location.<sup>59</sup> Employee costs to staff a vote center can range from \$100 to \$235 per day.<sup>60</sup>

## Resources

- [Mailed-out Ballot Return Choices](#), National Vote at Home Institute, 2018.<sup>61</sup>
- King County, Washington, [guidance on vote centers](#).<sup>62</sup>

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<sup>55</sup> [https://sos.oregon.gov/elections/documents/vbm\\_manual.pdf#page=10](https://sos.oregon.gov/elections/documents/vbm_manual.pdf#page=10)

<sup>56</sup> <https://www.voteathome.org/wp-content/uploads/2019/03/VAH-Policy-and-Research-Guide.pdf>

<sup>57</sup> <https://www.pewtrusts.org/en/research-and-analysis/issue-briefs/2016/03/colorado-voting-reforms-early-results>

<sup>58</sup> [Ibid.](#)

<sup>59</sup> <https://www.gao.gov/assets/680/678131.pdf#page=47>

<sup>60</sup> [Ibid.](#)

<sup>61</sup> <https://www.voteathome.org/wp-content/uploads/2018/12/Optimizing-ballot-return-choices.pdf>

<sup>62</sup> <https://aqua.kingcounty.gov/elections/docs/vbm/VBM-information.zip> (see “Vote centers” folder)

## Example Legislative Language

### Revised Code of Washington [29A.40.160](#). Voting centers.<sup>63</sup>

Each county must open a vote center beginning 18 days before the election, and the center must be accessible for voters with disabilities.

## Example Guidance Language

- Washington Administrative Code [434-250-105](#). Voting Centers.<sup>64</sup>
- Colorado Secretary of State [Elections Division Policy and Procedure Manual](#), p. 35.<sup>65</sup>
- Oregon [Vote by Mail Procedures Manual](#), pp. 10-15.<sup>66</sup>

## 6. Consider using a professional printer and ballot sorter.

Many election administrators use professional printers and ballot sorters, rather than printing ballots, stuffing envelopes, and sorting them in-house. This can save money and increase staff efficiency. It might also mitigate problems voters have experienced during their primaries, such as in Georgia,<sup>67</sup> where voters requested ballots but did not receive them, or in New York,<sup>68</sup> where ballots did not include a return envelope. Both states were relying on overworked workers who did not have much experience in printing, stuffing, and mailing ballot envelopes, rather than hiring a professional service that has printed, stuffed, and mailed ballot envelopes many times and has quality control practices in place.

According to the Brennan Center, printing costs per ballot ranges from [\\$0.21 to \\$0.35 cents per ballot](#). Volume efficiencies in moving to a Vote By Mail system result in lower per-voter printing costs. In Colorado, total printing costs declined from [\\$6.86 to \\$3.04 per voter](#) after implementing Vote By Mail.

## Resources

- [K&H Integrated Print Solutions](#) for secure ballot and envelope printing.<sup>69</sup>
- [Runbeck Election Services](#) for election products and services.<sup>70</sup>

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<sup>63</sup> <https://app.leg.wa.gov/RCW/default.aspx?cite=29A.40.160>

<sup>64</sup> <https://apps.leg.wa.gov/wac/default.aspx?cite=434-250-105>

<sup>65</sup> <https://www.sos.state.co.us/pubs/elections/policyManual/ElectionsPolicyManual.pdf#page=35>

<sup>66</sup> [https://sos.oregon.gov/elections/documents/vbm\\_manual.pdf#page=10](https://sos.oregon.gov/elections/documents/vbm_manual.pdf#page=10)

<sup>67</sup> <https://www.11alive.com/article/news/politics/elections/absentee-ballot/85-4bde08c8-97db-4736-b1de-45a03c29c330>

<sup>68</sup> <https://www.nytimes.com/2020/06/19/us/politics/nyc-vote-by-mail.html>

<sup>69</sup> Many counties in the Pacific Northwest use this vendor. <http://www.khprint.com>

<sup>70</sup> Runbeck has the capacity to serve 10 percent of American voters. <https://runbeck.net>

- Relia-Vote™ automated mail ballot solutions from [BlueCrest](#).<sup>71</sup>
- [Ryder Graphics](#) for ballot printing and mailing.<sup>72</sup>
- [Reprographics](#) for ballot printing and mailing.<sup>73</sup>
- [Phoenix Graphics](#) for ballot printing and mailing.<sup>74</sup>
- [Tritek](#) for ballot sorting and signature verification services.<sup>75</sup>

### Example Guidance Language

- Colorado Secretary of State [Elections Division Policy and Procedure Manual](#), p. 26.<sup>76</sup>
- Oregon [Vote by Mail Procedures Manual](#), p. 23.<sup>77</sup>

## 7. Count ballots at a secure centralized facility.

Counting ballots in a secure centralized facility enhances election security, transparency, and efficiency. Election administrators in King County, Washington, count ballots in guarded facilities with continuous security camera monitoring in addition to using their ballot tracking system. Having security surveillance equipment in ballot processing areas and streaming the footage online allows voters to see for themselves how secure and transparent a jurisdiction's vote-counting procedures are. As with all election procedures, prepare for Election Day by rehearsing processes and timing various stages.

To the extent possible according to New Jersey law, counties that don't have an appropriate facility for secure and centralized ballot processing could coordinate with counties that do.

### Resources

- King County Elections [FAQ](#) and [security and accountability information](#).<sup>78</sup>
- CISA's [Inbound Ballot Process Recommendations](#).<sup>79</sup>

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<sup>71</sup> BlueCrest serves 30 counties. <https://www.bluecrestinc.com/solutions/vote-by-mail-relia-vote>

<sup>72</sup> Many Oregon counties use this vendor. <http://rydergraphics.net>

<sup>73</sup> Many Oregon counties use this vendor. <http://reproprinting.com>

<sup>74</sup> Some jurisdictions on the East Coast use this vendor.

<https://www.phoenix-graphics.com/absentee-mail>

<sup>75</sup> <https://tritektech.com>

<sup>76</sup> <https://www.sos.state.co.us/pubs/elections/policyManual/ElectionsPolicyManual.pdf#page=26>

<sup>77</sup> [https://sos.oregon.gov/elections/documents/vbm\\_manual.pdf#page=23](https://sos.oregon.gov/elections/documents/vbm_manual.pdf#page=23)

<sup>78</sup> <https://kingcounty.gov/depts/elections/about-us/security-and-accountability/frequently-asked-questions.aspx> and <https://www.kingcounty.gov/depts/elections/about-us/security-and-accountability.aspx>

<sup>79</sup> <https://www.in.gov/sos/elections/files/COVID-19%20Election%20GUIDANCE%20ONLY.pdf#page=43>

## Example Guidance Language

- Washington Administrative Code [434-261-045](#). Secure Storage.<sup>80</sup>
- Oregon [Vote by Mail Procedures Manual](#), p. 8.<sup>81</sup>

## 8. Include a postage-prepaid return envelope.

Seventeen states<sup>82</sup> require the state government to provide envelopes with prepaid return postage for absentee ballots. Twenty-two states<sup>83</sup> leave it up to counties whether they will pay for return postage, either by explicitly giving counties the option or by saying nothing in legislation about who pays postage. Providing prepaid return postage makes voting easier and can improve voter turnout because voters can focus on voting, not on locating stamps, weighing their ballot, or going to the post office to find out how much mailing the ballot will cost (which can vary from one stamp to three First-Class stamps, depending on the weight of the ballot).<sup>84</sup> Prepaid return postage costs around \$0.80 per voter.<sup>85</sup>

While New Jersey normally allows counties to decide on who should pay for postage to return mail-in ballots, Governor Murphy issued an executive order declaring that the state primary would be conducted all by mail and that all return envelopes would have prepaid postage. This is great progress for the 2020 election, however it would be most effective for the New Jersey legislature to require postage-prepaid ballots statewide in all elections beyond 2020. In the absence of legislation, each local official could take initiative and provide prepaid postage on all ballot return envelopes.

## Resources

- USPS [fact sheet](#) on Business Reply Mail® (BRM) and Qualified Business Reply Mail™ (QBRM™).<sup>86</sup>

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<sup>80</sup> <https://apps.leg.wa.gov/wac/default.aspx?cite=434-261-045>

<sup>81</sup> [https://sos.oregon.gov/elections/documents/vbm\\_manual.pdf#page=8](https://sos.oregon.gov/elections/documents/vbm_manual.pdf#page=8)

<sup>82</sup> Arizona, California, Delaware, Hawaii, Idaho, Indiana, Iowa, Kansas, Minnesota, Missouri, Nevada, New Mexico, Oregon, Rhode Island, Washington, West Virginia, and Wisconsin require prepaid return postage. <https://www.ncsl.org/research/elections-and-campaigns/vopp-table-12-states-with-postage-paid-election-mail.aspx>

<sup>83</sup> Counties in Alabama, Arkansas, Connecticut, Georgia, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, New Hampshire, New Jersey, New York, Oklahoma, Pennsylvania, Rhode Island (some voters), South Carolina, Tennessee, Utah, Vermont, Virginia, and Wyoming determine whether to provide prepaid return postage. <https://tracker.votingrightslab.org/issues/AbsenteeVoting>

<sup>84</sup> <https://qz.com/1433788/how-many-stamps-should-i-put-on-an-absentee-ballot>

<sup>85</sup> <https://www.brennancenter.org/our-work/research-reports/estimated-costs-covid-19-election-resiliency-measures>

<sup>86</sup> BRM and QBRM enable local election officials to pay the return postage for only the ballots returned to the elections office. <https://about.usps.com/kits/kit600.pdf#page=15>

## Example Legislative Language

Revised Code of Washington [29A.40.091](#). Envelopes, declaration, and instructions—Voter’s oath—Overseas and service voters—Return of ballots—County auditor’s name.<sup>87</sup>

Return envelopes for all ballots must include prepaid postage.

## Example Guidance Language

- Arizona Secretary of State [2019 Elections Procedures Manual](#), p. 54.<sup>88</sup>

## 9. Invest in high-speed centralized equipment.

High-speed equipment can check unique barcodes on envelopes, sort envelopes, compare signatures against digital files, and tabulate ballots. For the 21 counties in New Jersey with 25,000 or more registered voters,<sup>89</sup> investing in centralized equipment will allow officials to efficiently process a high volume of absentee ballots and result in reduced labor costs for every election for years to come. High-speed equipment allows election administrators to count ballots and finalize results faster, and as voting populations increase, high-speed equipment will be able to handle the increased number of ballots.

Machines themselves may cost in the range of \$50,000 to \$100,000,<sup>90</sup> but counties usually purchase an installation and maintenance contract with a new machine, and the total costs can be steep. For example, in 2017 King County, Washington, purchased new scanning equipment for an average of about \$130,000 per scanner. In 2015 Solano County, California, spent \$482,388 on a machine and five years of maintenance.<sup>91</sup>

In New Jersey, 18 counties have high-speed centralized tabulators.<sup>92</sup> Atlantic, Somerset, and Warren counties have more than 25,000 registered voters and no centralized equipment of any speed. These counties might consider investing in such equipment this year. As an alternative, counties that are not able to handle the volume of mailed ballots

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<sup>87</sup> <https://app.leg.wa.gov/RCW/default.aspx?cite=29A.40.091>

<sup>88</sup> [https://azsos.gov/sites/default/files/2019\\_ELECTIONS\\_PROCEDURES\\_MANUAL\\_APPROVED.pdf#page=68](https://azsos.gov/sites/default/files/2019_ELECTIONS_PROCEDURES_MANUAL_APPROVED.pdf#page=68)

<sup>89</sup> Atlantic, Bergen Burlington, Camden, Cape May, Cumberland, Essex, Gloucester, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Ocean, Passaic, Salem, Somerset, Sussex, Union, Warren

<sup>90</sup> <https://www.brennancenter.org/our-work/research-reports/estimated-costs-covid-19-election-resiliency-measures>

<sup>91</sup> <https://www.solano.courts.ca.gov/materials/GrandJury/2016/Final%20ROV%20Report%20-Judge%2005182016.pdf>

<sup>92</sup> Bergen, Burlington, Camden, Cape May, Cumberland, Essex, Gloucester, Hudson, Hunterdon, Mercer, Middlesex, Monmouth, Morris, Ocean, Passaic, Salem, Sussex, Union

could contact the counties that do have high-speed scanners and make arrangements to coordinate use of the equipment.

## Resources

- National Conference of State Legislatures' [Elections Technology Toolkit | Voting Machines and Beyond](#).<sup>93</sup>
- CISA's [Inbound Ballot Recommendations](#), p. 3.<sup>94</sup>

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<sup>93</sup> <https://www.ncsl.org/research/elections-and-campaigns/elections-technology-toolkit.aspx>

<sup>94</sup> [https://www.cisa.gov/sites/default/files/publications/inbound-ballot\\_process\\_final\\_508.pdf#page=3](https://www.cisa.gov/sites/default/files/publications/inbound-ballot_process_final_508.pdf#page=3)

## For New Jersey's Secretary of State

*Clerks could independently implement each of these recommendations, but a coordinated statewide effort would be more effective.*

### 10. Mail absentee application forms to all registered voters.

Mailing absentee application forms to every registered voter in New Jersey will increase absentee voting, reducing crowds on Election Day and helping to slow the spread of COVID-19. Several counties in Wisconsin mailed out absentee ballot applications in advance of the April 2020 primary to great success: voter turnout was 67 percent<sup>95</sup> (a high turnout for a primary), and 90 percent of the ballots cast were absentee, leaving polling places less crowded for the few who voted in person.<sup>96</sup>

As in Wisconsin, New Jersey's local officials could individually choose to mail application forms to voters in their jurisdiction, but the mailing would be more effective as a coordinated statewide effort.

In addition to boosting absentee voting rates, mailing application forms can provide two benefits: the signed form would provide election administrators with a signature to use when verifying the ballot (see Recommendation 3), and it would help clerks update voter addresses so that more ballots will reach voters in November. To allow enough time for undeliverables to get back to the elections office and for clerks to follow up and find voters' current mailing address, aim to mail application forms at least two months before the election. To get a higher level of uptake, pre-fill the forms with information on file, such as the voter's name and address. Then voters can simply review and update the information as needed, and then sign and return the form. Use plain language to help voters fill out the form correctly, which will save clerks time (see Recommendation 2).

New Jersey law allows the secretary of state (or individual clerks) to choose whether to send applications to voters. Paying to print and mail application forms may cost less than \$2.00 per voter,<sup>97</sup> and clerks will also pay the labor costs of processing the forms. Many voters may choose New Jersey's "single sign-up" option, which saves the cost of mailing and processing forms again.

### Resources

- CISA's guidance on [Helping Voters to Request a Mail-in Ballot](#).<sup>98</sup>

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<sup>95</sup> <http://www.wfbvillage.org/DocumentCenter/View/1091/April-2020---Election-Results>

<sup>96</sup> <https://www.motherjones.com/politics/2020/04/whitefish-bay-coronavirus>

<sup>97</sup> <https://www.brennancenter.org/our-work/research-reports/estimated-costs-covid-19-election-resiliency-measures>

<sup>98</sup> <https://www.in.gov/sos/elections/files/COVID-19%20Election%20GUIDANCE%20ONLY.pdf#page=70>

## 11. Give voters sufficient opportunity to cure signature problems.

If a voter forgets to sign their ballot return envelope or if their signature doesn't match the one(s) on file, they deserve the chance to correct the error and have their vote count.

Nineteen states<sup>99</sup> have laws requiring clerks to notify voters if there is a problem with their signature and then give voters an opportunity to cure.

Unfortunately, New Jersey does not have a formal process to give voters an opportunity to cure. To prevent absentee voters from being unintentionally disenfranchised due to a problem with the signature on their envelope, the New Jersey legislature could pass a law requiring clerks to notify voters of problems with their signature and lay out a process for voters to cure. In the absence of such a state law, each clerk could implement their own process to notify voters of problems and give them a chance to cure.

The process has two main steps: first, election officials would notify the voter of any problems with their signature. Ideally, notice would be given within 24 hours of their ballot being flagged. To ensure that they receive the notice, officials could send it via multiple channels, such as mail, phone, email, and text message, if you have the voter's contact information. (Text notification can be included in ballot-tracking services.)

Second, allow the voter to cure. You can give voters the option to visit an elections office or vote center and re-sign the ballot or show identification. However, if visiting an office in person is their only option, voters may be understandably upset, especially during a pandemic, so you could offer them other options, such as signing an affidavit affirming their identity and sending it via mail, email, or [text](#) message.<sup>100</sup> The National Vote At Home Institute recommends giving voters at least three business days after Election Day to cure.<sup>101</sup>

### Example Legislative Language

#### Arizona Revised Statutes [16-550](#). Receipt of voter's ballot; cure period.<sup>102</sup>

Arizona allows signatures to be corrected until the fifth business day after the election for elections that include federal offices and until the third business day for all other elections. Election officials must make reasonable efforts to contact the voter.

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<sup>99</sup> Alabama, California, Colorado, Florida, Georgia, Hawaii, Illinois, Iowa, Massachusetts, Michigan, Minnesota, Montana, Nevada, Ohio, Oregon, Rhode Island, Utah, Washington, and Wisconsin allow voters to cure signatures on ballot return envelopes. See <https://www.ncsl.org/research/elections-and-campaigns/vopp-table-15-states-that-permit-voters-to-correct-signature-discrepancies.aspx>

<sup>100</sup> [Arapahoe County](#), Colorado, allows voters to cure their signature via text message. <https://www.txt2vote.com>

<sup>101</sup> <https://www.voteathome.org/wp-content/uploads/2020/05/NVAHI-50-State-Policy-Analysis.pdf>

<sup>102</sup> <https://www.azleg.gov/viewdocument/?docName=https://www.azleg.gov/ars/16/00550.htm>

**California Elections Code § [3019\(c\)-\(e\)](#). Vote by Mail Application and Voting Procedures.<sup>103</sup>**

Election officials must notify voters at least eight days prior to certification if signatures need verification. Voters can verify signatures until 5 p.m. two days prior to election certification. Voters can mail, email, fax, or hand-deliver verification. If the signatures match, then the voter's signature is updated for future elections.

**Hawaii Revised Statutes § [11-106](#). Deficient return identification envelopes.<sup>104</sup>**

Election clerks must notify voters by mail, email, or telephone. Voters have five business days after Election Day to cure the deficiency.

**Ohio Revised Code [3509.06](#) (E). Counting absent voters' ballots.<sup>105</sup>**

Voters may correct signatures or other identifying information until the seventh day after Election Day. Voters must be notified by mail and may provide information by mail or in person.

**Oregon Revised Statutes [254.431](#). Special procedure for ballots challenged due to failure to sign return envelope or nonmatching signature; public record limitation.<sup>106</sup>**

Voters can correct signatures up to 14 days after Election Day. The filing officer may disclose the name and address of electors whose ballots were challenged eight days after the election.

**Example Guidance Language**

- Arizona Secretary of State [2019 Election Procedures Manual](#), p. 82.<sup>107</sup>
- Washington Secretary of State Clearinghouse Elections Notice on [Unsigned Ballots and Mismatched Signatures](#).<sup>108</sup>
- Washington Administrative Code [434-261-050](#). Unsigned ballot declaration or mismatched signatures.<sup>109</sup>
- Colorado Secretary of State [Elections Division Policy and Procedure Manual](#), p. 52.<sup>110</sup>

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<sup>103</sup> [https://leginfo.legislature.ca.gov/faces/codes\\_displaySection.xhtml?lawCode=ELEC&sectionNum=3019](https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=ELEC&sectionNum=3019)

<sup>104</sup> [https://www.capitol.hawaii.gov/hrscurrent/Vol01\\_Ch0001-0042F/HRS0011/HRS\\_0011-0106.htm](https://www.capitol.hawaii.gov/hrscurrent/Vol01_Ch0001-0042F/HRS0011/HRS_0011-0106.htm)

<sup>105</sup> <http://codes.ohio.gov/orc/3509.06>

<sup>106</sup> [https://www.oregonlegislature.gov/bills\\_laws/ors/ors254.html](https://www.oregonlegislature.gov/bills_laws/ors/ors254.html)

<sup>107</sup> [https://azsos.gov/sites/default/files/2019\\_ELECTIONS\\_PROCEDURES\\_MANUAL\\_APPROVED.pdf#page=82](https://azsos.gov/sites/default/files/2019_ELECTIONS_PROCEDURES_MANUAL_APPROVED.pdf#page=82)

<sup>108</sup> <https://www.sos.wa.gov/elections/auditorsctp/clearinghouse/2012/1205.pdf>

<sup>109</sup> <https://apps.leg.wa.gov/wac/default.aspx?cite=434-261-050>

<sup>110</sup> <https://www.sos.state.co.us/pubs/elections/policyManual/ElectionsPolicyManual.pdf#page=52>

- King County, Washington, [training](#) on signature problems and [examples of letters](#) to send to voters notifying them of signature problems and offering an opportunity to cure.<sup>111</sup>

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<sup>111</sup> <https://aqua.kingcounty.gov/elections/docs/vbm/VBM-information.zip> (see “Ballot processing” folder, “EnvelopeReviewFont Test in ppt” for a training on possible signature problems, and “English\_DoubleSigned,” “English\_Unsigned w Bid,” “English\_SDNM w bid,” “English\_WSM w bid,” “English\_NSOF w bid,” and “English\_POA w bid” for examples of letters)

## For Lawmakers

### 12. Join the Electronic Registration Information Center (ERIC).

Thirty states and DC are members of the Electronic Registration Information Center (ERIC), which helps them identify outdated or invalid voter registrations. ERIC reports to each member state which voters have moved within the state, moved out of the state, passed away, may have duplicate registrations, or may be eligible to vote but have not yet registered. States can then update addresses, remove deceased voters from the rolls, and reach out to eligible voters to encourage them to register. States that do this have more accurate voter rolls, reducing the opportunity for fraud and ensuring that ballots are mailed to eligible voters' current address.

ERIC is very effective. According to a [US GAO report](#), "King County, Washington, which conducts elections entirely by mail, saw a drop in undeliverable ballots from 17,911 in the 2013 primary to 11,174 in the 2014 primary, which county election officials attributed to Washington's participation in ERIC." In addition, member states showed a net increase of 2.36 percent in voter turnout compared to non-member states.<sup>112</sup>

#### Resources

- ERIC's [website](#),<sup>113</sup> [bylaws](#),<sup>114</sup> and [procedures to join](#).<sup>115</sup> States pay a one-time membership fee of \$25,000 and contribute to ERIC's annual operating expenses with annual dues; states with larger populations contribute more than states with smaller ones.<sup>116</sup>
- [Not all states](#) require changes to statutes in order to join ERIC.<sup>117</sup>

#### Example Legislative Language

##### Connecticut General Statutes § [9-19k](#). Online voter registration system.<sup>118</sup>

The secretary of state can use voter registration databases from other states to verify applicants' information.

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<sup>112</sup> [https://www.rti.org/sites/default/files/resources/eric\\_stage1report\\_pewfinal\\_12-3-13.pdf](https://www.rti.org/sites/default/files/resources/eric_stage1report_pewfinal_12-3-13.pdf)

<sup>113</sup> <https://ericstates.org/who-we-are>

<sup>114</sup> [https://ericstates.org/wp-content/uploads/2020/02/ERIC\\_Bylaws\\_01-2020.pdf](https://ericstates.org/wp-content/uploads/2020/02/ERIC_Bylaws_01-2020.pdf)

<sup>115</sup> <https://ericstates.org/wp-content/uploads/2019/06/ERIC-Membership-Summary-v20190603.pdf>

<sup>116</sup> [Ibid.](#)

<sup>117</sup> <https://www.ncsl.org/research/elections-and-campaigns/voter-list-accuracy.aspx>

<sup>118</sup> [https://www.cga.ct.gov/current/pub/chap\\_143.htm#sec\\_9-19k](https://www.cga.ct.gov/current/pub/chap_143.htm#sec_9-19k)

**Nevada Revised Statutes §293.675. Establishment and maintenance of statewide voter registration list; duties of Secretary of State; requirements for list; duties of county and city clerks and Department of Motor Vehicles; verification of information with Social Security Administration; agreements with state agencies to provide information necessary for list; exchange of information with chief election officers of other states.**<sup>119</sup>

The statewide voter registration list must be shared with other states if the information will be used to maintain voter registration lists. The secretary of state can also request information from other states.

**Ohio Revised Code Annotated 3503.15. Statewide voter registration database.**<sup>120</sup>

The secretary of state will enter into agreements to share voter registration data with other states as necessary to maintain registration lists. The secretary of state will ensure that this information remains confidential.

**Code of Virginia §24.2-404(A)(9-10). Duties of Department of Elections.**<sup>121</sup>

To maintain records, the Department of Elections may use any source of information and may share any information it receives from other agencies with any chief election officer of another state for the maintenance of voter registration systems. The statute also allows Virginia to cooperate with other states to develop systems to ensure the accuracy of voter registration rolls.

### 13. Account for voters with nontraditional addresses.

Native American voters living on tribal lands often have mailing addresses that don't adhere to USPS standards, making it difficult for them to register to vote and receive ballots in the mail. They may have many family members living at the same address, and some states may not allow them all to receive a ballot, in an attempt to protect against fraudulent ballot requests. Or these voters may use a USPS box to receive mail but live far from the nearest post office or election center, making it more difficult to receive and return their ballot in a timely fashion.<sup>122</sup> Eligible voters experiencing homelessness or housing insecurity also may not have a home address. New Jersey should make sure these voters can receive a ballot and vote securely.

New Jersey should allow multiple eligible voters to use the same mailing address. Living with others to save housing costs should not diminish any American's right to vote. New Jersey can allow Native Americans to [designate a building on the Nation's land to receive their ballot](#). Especially in areas where people live far from a post office, election

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<sup>119</sup> <https://www.leg.state.nv.us/nrs/nrs-293.html#NRS293Sec675>

<sup>120</sup> <http://codes.ohio.gov/orc/3503.15>

<sup>121</sup> <https://law.lis.virginia.gov/vacode/title24.2/chapter4/section24.2-404>

<sup>122</sup> <https://www.theguardian.com/commentisfree/2020/may/22/mail-in-voting-native-americans-election>

administrators can temporarily install drop boxes or vote centers on tribal lands to ensure that voters have viable options for returning their ballots.

New Jersey can allow homeless community members to receive their ballots at a [shelter, park, motor home](#), or other identifiable location. As an alternative, homeless voters can list the county elections office as their mailing address and get their ballot in person there. They can then return their ballot to the elections office or a secure drop box.

## Example Legislative Language

### Colorado Revised Statutes [1-2-102](#). Rules for determining residence.<sup>123</sup>

For voter registration residence, voters can identify a physical location in the county that they return to regularly, such as a shelter, services provider, park, campground, vacant lot, or business. If that location does not have an address, voters must also provide a mailing address.

### Oregon Revised Statutes [247.038](#). Registration of person who is homeless or resides in identifiable location.<sup>124</sup>

Individuals who are homeless or reside in shelters, vehicles, marinas, or other identifiable locations cannot be denied the opportunity to register to vote. Residence addresses can be descriptions of the person's physical location or the office of the county clerk.

### Revised Code of Washington [29A.08.112](#). Voters without traditional residential addresses.<sup>125</sup>

Voter registration accepts nontraditional addresses, defined as narrative descriptions of the voter's physical location. No person can be disqualified for lacking a traditional address. Voters must provide a mailing address. Tribes may designate a government building to serve as a mailing address for residents.

## Example Guidance Language

- Oregon [Vote by Mail Procedures Manual](#) and Oregon secretary of state [website](#).<sup>126</sup>
- Colorado secretary of state [Foreclosure and Homeless Voters FAQs](#) and [Election Rules](#).<sup>127</sup>

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<sup>123</sup> [https://www.sos.state.co.us/pubs/info\\_center/laws/Title1/Title1Article2.html](https://www.sos.state.co.us/pubs/info_center/laws/Title1/Title1Article2.html)

<sup>124</sup> [https://www.oregonlegislature.gov/bills\\_laws/ors/ors247.html](https://www.oregonlegislature.gov/bills_laws/ors/ors247.html)

<sup>125</sup> <https://apps.leg.wa.gov/rcw/default.aspx?cite=29A.08.112>

<sup>126</sup> [https://sos.oregon.gov/elections/Documents/vbm\\_manual.pdf#page=19](https://sos.oregon.gov/elections/Documents/vbm_manual.pdf#page=19) and <https://sos.oregon.gov/voting/Pages/homeless-confidential.aspx>

<sup>127</sup> <https://www.sos.state.co.us/pubs/elections/FAQs/foreclosureHomelessFAQ.html> and [https://www.sos.state.co.us/pubs/rule\\_making/CurrentRules/8CCR1505-1/Rule2.pdf#page=3](https://www.sos.state.co.us/pubs/rule_making/CurrentRules/8CCR1505-1/Rule2.pdf#page=3)

- Washington Secretary of State Clearinghouse Elections Notice on [Voters without Traditional Addresses](#).<sup>128</sup>

## 14. Allow counties to accept ballots postmarked on Election Day.

In 2018 approximately 3 percent of mailed-out ballots in New Jersey were rejected. Of those, 18 percent were rejected due to late receipt. That is more than 2,100 New Jersey voters whose votes weren't counted because they arrived too late. It's likely that more New Jerseyans will want to use absentee ballots in 2020, and a similar rejection rate for ballots received after Election Day could disenfranchise even more voters.

Thirteen states<sup>129</sup> accept ballots postmarked by Election Day and received within a certain period afterwards (usually around 10 days). This gives absentee voters the same freedom as in-person voters to mark their ballot and submit it on Election Day. It also avoids confusion because voters don't have to guess how many days it could take USPS to deliver their ballot. Allowing clerks to count ballots postmarked on Election Day and received within 10 days increases voter engagement and makes elections more representative of the people.

Since New Jersey does not accept ballots received after Election Day, make this very clear to voters. In the ballot materials, instruct voters not to put their ballot in the mail any later than the Wednesday before Election Day. Run PSAs a few days before that Wednesday to remind voters of the practical cutoff date and that they may take their ballot to a secure drop box or a vote center up until the polls close on Election Day (see Recommendations 4 and 5).

### Example Legislative Language

**Alaska Statutes § 15.20.081(e). Absentee voting in general; applying for absentee ballot by mail or electronic transmission.**<sup>130</sup>

Ballots must be postmarked by Election Day and received by the close of business on the 10th day after the election.

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<sup>128</sup> <https://www.sos.wa.gov/assets/elections/auditorsctp/19-04%20voters%20without%20traditional%20addresses.pdf>

<sup>129</sup> Alabama, Alaska, California, DC, Illinois, Kansas, Maryland, New Jersey, New York, North Carolina, Texas, Washington, and West Virginia accept ballots postmarked on Election Day.  
<https://www.ncsl.org/research/elections-and-campaigns/vopp-table-11-receipt-and-postmark-deadlines-for-absentee-ballots.aspx>

<sup>130</sup> <http://www.akleg.gov/basis/statutes.asp#15.20.081>

**Illinois Compiled Statutes [10 § 5/19-8\(c\)](#). Time and place of counting ballots<sup>131</sup> and [10 § 5/18A-15](#). Validating and counting provisional ballots.<sup>132</sup>**

Ballots must be postmarked by Election Day. Ballots received after Election Day without the postmark shall be accepted if the certification date is on or before Election Day. Ballots must be received within 14 days after the election.

**Kansas Statute [25-1132](#). Advance voting; delivery of ballots; where; deadline for receiving ballots.<sup>133</sup>**

Absentee ballots can be received after polls close as long as they were postmarked before or on Election Day and are received within three days after the election. This second standard is not recommended, as USPS first-class standard has changed from one to three days but is now two to five days.

**Nevada Revised Statutes § [293.317\(1\)\(b\), \(2\)](#). Procedure for timely returning absent ballot; treatment of absent ballot when postmark cannot be determined<sup>134</sup> and NRS [293.333\(2\)](#) Procedure for depositing absent ballots in ballot box; period for counting of absent ballots.<sup>135</sup>**

Ballots must be postmarked on or before the date of the election and received within seven days after the election. If a postmark is illegible but the ballot is received within three days of the election, it is considered valid.

**North Carolina General Statutes [163-231](#). Voting absentee ballots and transmitting them to the county board of elections.<sup>136</sup>**

Absentee ballots can be received after polls close as long as they were postmarked before or on Election Day and are received by three days after Election Day. This second standard is not recommended, as USPS first-class standard has changed from one to three days to two to five days.

**Example Guidance Language**

- Alaska Administrative Code [25.560](#). Timeliness of absentee by-mail ballot.<sup>137</sup>

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<sup>131</sup> <http://ilga.gov/legislation/ilcs/documents/001000050K19-8.htm>

<sup>132</sup> <http://ilga.gov/legislation/ilcs/documents/001000050K18A-15.htm>

<sup>133</sup> [http://www.kslegislature.org/li/b2019\\_20/statute/025\\_000\\_0000\\_chapter/025\\_011\\_0000\\_article/025\\_011\\_0032\\_section/025\\_011\\_0032\\_k](http://www.kslegislature.org/li/b2019_20/statute/025_000_0000_chapter/025_011_0000_article/025_011_0032_section/025_011_0032_k)

<sup>134</sup> <https://www.leg.state.nv.us/nrs/nrs-293.html#NRS293Sec317>

<sup>135</sup> <https://www.leg.state.nv.us/nrs/nrs-293.html#NRS293Sec333>

<sup>136</sup> [https://www.ncleg.net/EnactedLegislation/Statutes/HTML/ByChapter/Chapter\\_163.html](https://www.ncleg.net/EnactedLegislation/Statutes/HTML/ByChapter/Chapter_163.html)

<sup>137</sup> <http://www.akleg.gov/basis/aac.asp#6.25.560>

## 15. Allow voters to request an absentee ballot online.

Thirty-nine states and DC give citizens the option to securely register to vote online.<sup>138</sup> Twenty-three states allow voters to request absentee ballots online. An additional eleven states allow voters to send their absentee ballot request via email. (Voters in these states may still face a barrier because the states require voters to print the form, physically sign it, scan it, and attach it to an email.) Allowing voters to request absentee ballots digitally makes the entire process easier for everyone, especially during times of restricted mobility like the coronavirus shutdowns. For voters, it increases their access to absentee ballot options. And for the county clerks and state officials, it reduces the amount of paperwork and the amount of time spent inputting data into elections systems.

New Jersey's secretary of state could provide a user-friendly statewide web portal where voters can request to receive a ballot in the mail, register to vote, update their address, track their ballot, cure signatures, and request a replacement ballot. For example, Texas offers a simple online request form<sup>139</sup> and Idaho offers a complete online portal.<sup>140</sup>

New Jersey law ties election administrators' hands by requiring absentee ballot requests to be on a physical piece of paper. Your state legislators could change state laws to allow for modern, efficient, and secure digital requests.

Creating a secure online request system requires some upfront investment in digital infrastructure. Election administrators will need to integrate the new interface into their existing elections software.

### Example Legislative Language

#### **Florida 2019 Statutes [101.62](#). Request for vote-by-mail ballots.**<sup>141</sup>

Election supervisors must inform voters requesting Vote By Mail ballots of a free access system to determine the ballot status.

#### **Code of Virginia § [24.2-711.1](#). Absentee ballots; confirmation of receipt; notice of reason for rejection.**<sup>142</sup>

The secretary of state must implement a free access system for voters to track absentee applications and ballots.

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<sup>138</sup> <https://www.ncsl.org/research/elections-and-campaigns/electronic-or-online-voter-registration.aspx#a>

<sup>139</sup> <https://webservices.sos.state.tx.us/vrrequest/bbm.asp>

<sup>140</sup> <https://idahovotes.gov/vote-early-idaho>

<sup>141</sup> [http://www.leg.state.fl.us/statutes/index.cfm?App\\_mode=Display\\_Statute&URL=0100-0199/0101/Sections/0101.62.html](http://www.leg.state.fl.us/statutes/index.cfm?App_mode=Display_Statute&URL=0100-0199/0101/Sections/0101.62.html)

<sup>142</sup> <https://law.lis.virginia.gov/vacode/title24.2/chapter7/section24.2-711.1>

## 16. Allow voters to request replacement ballots online.

Occasionally, voters might lose, destroy, spoil, or never receive their ballot in the mail. These voters need to be able to quickly, conveniently, and securely request a replacement. To best accommodate voters, especially during the pandemic, county clerks can give voters the option to request a replacement ballot not only in person but also in writing, over the phone, or online.

To ensure security, election officials should only send replacement ballots once they confirm that the voter has not already voted. Unique barcodes on each ballot will ensure that only one ballot per voter is counted. Each voter will only be able to vote once; if an election official receives two ballots with the same unique barcode, only the first one received will be counted.

Printing and mailing ballots costs between \$1.26 and \$2.35. New Jersey can reduce the need for replacement ballots by keeping voter records up to date and making it easy for voters to update their address online (see Recommendations 1 and 12).

### Example Legislative Language

**Oregon Revised Statutes § [254.470 \(7\)](#). Procedures for conducting election by mail; rules.**<sup>143</sup>

Voters may obtain replacement ballots if the ballot is destroyed, lost, spoiled, or not received. Replacement ballots need not be mailed if within five days of Election Day. Instead, they will be available at the office of the county clerk.

**Revised Codes of Washington [29A.40.070](#). Date ballots mailed—Replacement ballots.**<sup>144</sup>

Registered voters may obtain replacement ballots if the ballot is destroyed, lost, spoiled or not received. The voter may request a replacement by telephone, mail, or email, online, or in person.

### Example Guidance Language

- Oregon [Vote by Mail Procedures Manual](#), p. 51.<sup>145</sup>
- Alaska Division of Elections instructions for [online ballot delivery](#).<sup>146</sup>
- Office of the Minnesota Secretary of State [2016 Absentee Voting Administration Guide](#), p. 30.<sup>147</sup>

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<sup>143</sup> [https://www.oregonlegislature.gov/bills\\_laws/ors/ors254.html](https://www.oregonlegislature.gov/bills_laws/ors/ors254.html)

<sup>144</sup> <https://app.leg.wa.gov/RCW/default.aspx?cite=29A.40.070>

<sup>145</sup> [https://sos.oregon.gov/elections/documents/vbm\\_manual.pdf#page=51](https://sos.oregon.gov/elections/documents/vbm_manual.pdf#page=51)

<sup>146</sup> <http://www.elections.alaska.gov/Core/votingbyonline.php>

<sup>147</sup> <http://www.co.wadena.mn.us/DocumentCenter/View/904/absentee-voting-administration-guide#page=30>

## 17. Allow early in-person voting options.

Twenty-six states allow voters to vote in person in the days and weeks leading up to Election Day, ranging from 7 days in DC to 40 days in Illinois. New Jersey allows some early voting for in-person absentee ballots. The National Vote at Home Institute recommends a minimum of 10 days of early voting,<sup>148</sup> and ideally New Jersey could allow more than 3 weeks of early voting to give voters the option to vote in person while mitigating coronavirus-related public health risks of in-person voting by spreading the crowds out over weeks instead of pushing all voters to the polls on Election Day. Because your governor is unable to use emergency powers to extend early voting, the New Jersey legislature must act to implement this change.

Early voting also allows voters more options of when to vote. Many people have work schedules that make it difficult to vote on a Tuesday. Allowing the option of voting on any day of the week or month leading up to Election Day will help enfranchise more voters.

### Example Legislative Language

#### Delaware Code [Title 15 Chapter 54](#). Early Voting.<sup>149</sup>

Requires early-voting locations to be open at least 10 days prior to Election Day, including Saturday and Sunday. Requires early voting locations to be publicly announced 30 days before each election. Requires each early voting location to be open at least eight hours per day between 7:00 a.m. and 7:00 p.m.

## 18. Allow community organizations to collect and deliver sealed ballots.

Twenty states<sup>150</sup> allow anyone to deliver another voter's sealed and signed ballot. By allowing community organizations to help deliver sealed and signed ballots, New Jersey can increase voter turnout and help further enfranchise voters who face barriers to voting. This policy can help voters who lack access to a vehicle or who do not have access to consistent mail service.<sup>151</sup>

Ballot tracking and robust signature verification can prevent would-be ballot harvesters from collecting blank ballots and completing them. Fraudsters can't access voters'

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<sup>148</sup> <https://www.voteathome.org/wp-content/uploads/2020/05/NVAHI-50-State-Policy-Analysis.pdf>

<sup>149</sup> <https://delcode.delaware.gov/title15/c054/index.shtml>

<sup>150</sup> California, Colorado, Delaware, Florida, Hawaii, Idaho, Illinois, Kansas, Maine, Montana, Nebraska, New York, North Dakota, Oregon, Rhode Island, South Dakota, Vermont, Washington, Wisconsin, and Wyoming.

<sup>151</sup> <https://www.azcentral.com/story/news/politics/elections/2020/01/27/arizona-ballot-harvesting-law-discriminates-minority-voters-ninth-circuit/4589610002>

signature files, and voters who haven't received their ballots will notice if the tracking system reports their ballot as delivered and returned. Working with get-out-the-vote organizers who collect ballots from rural reservations and transport them to election offices is often the only way Native Americans can vote.<sup>152</sup>

**Example Legislative Language:**

**Oregon Revised Statutes [254.470 \(6\)\(d\)](#). Procedures for conducting election by mail.**<sup>153</sup>

Allows anyone to deliver a completed and sealed ballot as long as they do so within two days of receiving the ballot from the voter.

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<sup>152</sup> <https://www.narf.org/montana-bipa/>

<sup>153</sup> <https://www.oregonlaws.org/ors/254.470>