

ALASKA STATE LEGISLATURE

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Session
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Mike Shower

*State Senator
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Sectional Analysis

SB 39 / 32-LS0204\O

“BALLOTT CUSTODY/TAMPERING; VOTER REG; MAIL”

- Sec 1. Perjury for false statement about citizenry.
- Sec 2. Includes tribal ID, deletes hunt and fish licenses.
- Sec 3. Makes electronic transmission universal.
- Sec 4. Shall (no longer may) adopt regs APA NVRA.
 - 1. Block Chain requirement for data systems
 - 2. Voter authentication process
 - 3. Alternate process for digital MFA
- Sec 5. New voters multi-factor authentication education process.
- Sec 6. Adds process regulation information to existing registration process.
- Sec 7. New Section:
 - 1. Nationally recognized best practices and develop protocols to produce accurate voter rolls.
 - 2. Utilize nationally recognized expert to biannually audit rolls, using multiple data bases to cross check data.
 - 3. Allows DOL and DOE to share with others- including tribal.
- Sec 8. Mandates multi-factor authentication security.
- Sec 9. Adds notification requirement to cancel voter registration.
- Sec 10. Requires a watermark or other identifier on most official ballots.
- Sec 11. Required software for electronically generated ballots to be open-source USA based servers.
- Sec 12. New subsection requires electronic generated ballots to utilize multi-factor authentication.
- Sec 13. New Section requires robust ballot security and chain of custody procedures.

Sec 14. Clarifies guidelines for election workers screening voters.

Sec 15. Requires multi-factor authentication, but exempts those that are unable.

Sec 16. Allows tribal ID, but eliminate hunting and fishing license as valid ID.

Sec 17. Ends practice of destroying a spoiled ballot, and give director the ability to mark or punch a spoiled ballot to preserve ballot chain of custody.

Sec 18. Director ay prescribe how to void ballot.

Sec 19. Guides exhibited ballot protocols.

Sec 20. Mandates how the director handles ballots and ends practice of destroying them to maintain chain of custody.

Sec 21. New Section on Voter qualification.

Sec 22. New Section on when the Lt Gov can certify the election and what disclosures need to be made.

Sec 23. Ballot chain of custody protocols stipulating that all ballots remain in strict control of DOE for 22 months.

Sec 24. New Section prescribing division support for municipal support for elections as long as chain of custody and multi-factor authentication protocol are followed.

Sec 25. Outlining multi-factor authentication protocols to voters.

Sec 26. Prescribes multi-factor authentication procedures for absentee voting.

Sec 27. New Section prescribing disclaimers on absentee ballot applications.

Sec 28. Requires multi-factor authentication protocols on electronic voting procedures.

Sec 29. Changes the application deadlines to 14 days, from 10 days, to allow for earlier returns of absentee ballots, to allow for better accounting and ballot curing.

Sec 30. Prescribes new protocols for absentee signatures only if an authorized oath taker is not available, and requires positive identification and contact information, along with a statement verifying why an oath taker was not available, and creating the penalty of perjury for not being truthful.

Sec 31. Shortens time allowed for absentee ballots to be received by DOL, allowing for earlier election results. Matches Colorado, another state that has a large military constituency.

Sec 32. Voter inclusion measure to allow for rural voters to vote when multi-factor authentication is no possible. May need to phase to allow director to eventually require non exclusionary multi-factor protocols.

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Sec 33. New Section. Allows a voter to sign up for absentee voting for a four-year period.

Sec 34. Guides review of absentee ballot envelopes.

Sec 35. Disallows removal of ballots from envelopes before close of election.

Sec 36. Requires the vote to not be counted unless postmarked or barcode tracked being mailed on or before the day of the election; allows tribal ID; prescribes new absentee ballot signature requirements; and multi-factor protocols.

Sec 37. Prescribes that the ballot may not be separated from the envelope until the division has determined the voter has not voted more than once.

Sec 38. Ballot cure provision.

Sec 39. New subsection: Guides the director to allow the last vote made to be counted if the voter did not intentionally vote twice.

Sec 40. Prescribes that the vote may not be counted if the voter was able to utilize Multi-factor authentication, and voter fails to provide said authentication.

Sec 41. Ballot Curing Section.

Sec 42. Chain of custody language to assure identifier data is verified.

Sec 43. Expands grounds for election contest to include breach of voter registration data, and ballot accounting irregularities.

Sec 44. Codifies that the division's failure to contact an absentee voter whose ballot is rejected, is not grounds for a contested election.

Sec 45. Allows the director to conduct mail out voting in a community of less than 750 people. Allows larger communities to request mail out voting. Allows mail out voting in emergencies.

Sec 46. Puts sideboards on mail out voting rolls, and provides enhanced data and chain of custody protection and management through block chain.

Sec 47. Requires forensic examination of precinct tabulators and bans internet connection before and after election.

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Sec 48. Criminalizes ballot harvesting, but protects those that assist others with limited drop offs of ballots.

Sec 49. Defines “collects”

Sec 50. Protects people who are cognitively unable to express their vote.

Sec 51. Adds to the crime of voter misconduct, for those that attempt to corrupt the vote.

Sec 53. Codifies the crime of disclosing unauthorized election data before election day.

Sec 54. New Section that asserts that the legislature is the constitutionally defined body with the sole authority to prescribe election law.

Sec 55. Bans electronic signatures.

Sec 56. Requires the Lt gov to notify the legislature and the public of a data breach.

Sec 57. Clarifies what “mark” of a person that cannot write is acceptable.

Sec 58. Prescribes election fraud training at the Trooper Academy.

Sec 59. Requires a Permanent Fund Dividend applicant to identify the house district the applicant has been a resident I for the last 30 days.

Sec 60. Effective date of audit provision.

Sec 61. Effective dates and applicability.

Sec 62. Transition regulations

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Sec 63. Effective dates.

Sec 64. Additional effective dates.