

111<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# S. 2797

To amend the Uniformed and Overseas Citizens Absentee Voting Act to provide an exemption from certain requirements for States that provide sufficient time to vote.

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## IN THE SENATE OF THE UNITED STATES

NOVEMBER 18, 2009

Mr. GREGG introduced the following bill; which was read twice and referred to the Committee on Rules and Administration

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## A BILL

To amend the Uniformed and Overseas Citizens Absentee Voting Act to provide an exemption from certain requirements for States that provide sufficient time to vote.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Military Voter Compli-  
5       ant States Act of 2009”.

1 **SEC. 2. EXEMPTION FROM CERTAIN REQUIREMENTS FOR**  
 2 **STATES THAT PROVIDE SUFFICIENT TIME TO**  
 3 **VOTE.**

4 Section 102 of the Uniformed and Overseas Citizens  
 5 Absentee Voting Act (42 U.S.C. 1973ff-1), as amended  
 6 by sections 579, 580, and 582 of the National Defense  
 7 Authorization Act for Fiscal Year 2010, is amended—

8 (1) in subsection (a)(8)(A), by striking “sub-  
 9 section (g)” and inserting “subsections (g) and (j)”;  
 10 and

11 (2) by adding at the end the following new sub-  
 12 section:

13 “(j) EXEMPTION FOR STATES THAT PROVIDE SUFFI-  
 14 CIENT TIME TO VOTE.—

15 “(1) IN GENERAL.—

16 “(A) MANDATORY WAIVER.—In the case  
 17 where the chief State election official of a State  
 18 submits to the Presidential designee a certifi-  
 19 cation that the State meets the requirement de-  
 20 scribed in subparagraph (B), the Presidential  
 21 designee shall grant a waiver to the State of the  
 22 application of subsection (a)(8)(A).

23 “(B) REQUIREMENT DESCRIBED.—The re-  
 24 quirement described in this subparagraph is  
 25 that, in the regularly scheduled general election  
 26 for Federal office held in November 2008, less

1           than 3 percent of all absentee ballots received  
2           by the State from absent uniformed services  
3           voters and overseas voters were not counted in  
4           that election as a result of such ballots not  
5           being received in time to be so counted.

6           “(2) APPLICATION OF WAIVER.—A waiver  
7           granted under paragraph (1) shall apply with re-  
8           spect to the regularly scheduled general election for  
9           Federal office held in November 2010 and each suc-  
10          ceeding election for Federal office.”.

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