



1           §11-11 Registration. (a) A person who registers as  
2 required by law shall be entitled to vote at any election  
3 provided that the person shall have attained the age of eighteen  
4 at the time of that election. The county clerk shall be  
5 responsible for voter registration in the respective counties  
6 and the keeping of the general register and precinct lists  
7 within the county.

8           (b) Except for the mailing of sample ballots, a county  
9 clerk who mails an item to any voter shall send the mailing by  
10 non-forwardable first class mail marked with the statement  
11 required by the postmaster to receive an address correction  
12 notification. If the item is returned undelivered, the county  
13 clerk shall send a follow-up notice to that voter within three  
14 weeks of receipt of the returned notice. The county clerk shall  
15 send the follow up notice to the address that appears in the  
16 general county register or to the forwarding address provided by  
17 the United States Postal Service. The follow-up notice shall  
18 include an appropriate internet address for revising voter  
19 registration information or a registration form and shall state  
20 that if the voter does not complete and return a new  
21 registration form with current information to the county clerk



1 or make changes to the voter's registration information that is  
2 maintained online within thirty-five days, the voter's  
3 registration status shall be changed from active to inactive.

4 (c) If the voter provides the county recorder with a new  
5 registration form or otherwise revises the voter's information,  
6 the county clerk shall change the general register to reflect  
7 the changes indicated on the new registration. If the voter  
8 indicates a new residence address outside of the county, the  
9 county clerk shall forward the voter registration form or  
10 revised information to the county clerk of the county in which  
11 the voter's address is located. If the voter provides a new  
12 permanent address that is located outside this state, the county  
13 clerk shall cancel the elector's registration.

14 (d) The county clerk shall maintain on the inactive voter  
15 list the names of electors who have been removed from the  
16 general register pursuant to subsection (b) or (f) of this  
17 section for a period of four years or through the date of the  
18 second general election for federal office following the date of  
19 the notice from the county clerk that is sent pursuant to  
20 subsection (f) of this section.



1       (e) On notice that a government agency has changed the  
2 name of any street, route number, post office box number, or  
3 other address designation, the county clerk shall revise the  
4 registration records and shall send a new verification of  
5 registration notice to the electors whose records were changed.

6       (f) On the first day of each month, the county clerk shall  
7 use the change of address information supplied by the postal  
8 service through its licensees to identify registrants whose  
9 addresses may have changed. If it appears from the information  
10 provided by the postal service that a registrant has moved to a  
11 different residence address in the same county, the county clerk  
12 shall change the registration records to reflect the new address  
13 and shall send the registrant a notice of the change by  
14 forwardable mail and a postage prepaid preaddressed return form  
15 or an appropriate internet address for revising voter  
16 registration information. If the registrant fails to revise the  
17 information or return the form postmarked not later than thirty-  
18 five days after the mailing of the notice, the voter's  
19 registration status shall be changed from active to inactive.  
20 If the notice sent by the clerk is not returned, the registrant  
21 shall be required to provide affirmation or confirmation of the



1 registrant's address in order to vote. If the registrant does  
2 not vote in an election during the period after the date of the  
3 notice from the clerk through the date of the second general  
4 election for federal office following the date of that notice,  
5 the registrant's name shall be removed from the list of active  
6 voters. If the registrant has changed residence to a new  
7 county, the county clerk shall provide information on how the  
8 registrant can continue to be eligible to vote.

9 (g) The county clerk shall reject any application for  
10 registration that is not accompanied by satisfactory evidence of  
11 United States citizenship. Satisfactory evidence of citizenship  
12 shall include any of the following:

13 (1) The number of the applicant's driver's license or  
14 nonoperating identification license issued after  
15 October 1, 1996 by the department of transportation or  
16 equivalent governmental agency of another state within  
17 the United States if the agency indicates on the  
18 applicant's driver license or nonoperating  
19 identification license that the person has provided  
20 satisfactory proof of United States citizenship;



- 1        (2) A legible photocopy of the applicant's birth  
2        certificate that verifies citizenship to the  
3        satisfaction of the county clerk;
- 4        (3) A legible photocopy of pertinent pages of the  
5        applicant's United States passport identifying the  
6        applicant and the applicant's passport number or  
7        presentation to the county clerk of the applicant's  
8        United States passport;
- 9        (4) A presentation to the county clerk of the applicant's  
10       United States naturalization documents or the number  
11       of the certificate of naturalization. If only the  
12       number of the certificate of naturalization is  
13       provided, the applicant shall not be included in the  
14       registration rolls until the number of the certificate  
15       of naturalization is verified with the United States  
16       immigration and naturalization service by the county  
17       clerk;
- 18       (5) Other documents or methods of proof that are  
19       established pursuant to the immigration reform and  
20       control act of 1986; or



1       (6) The applicant's Certificate of Degree of Indian or  
2       Alaska Native Blood (CDIB) number, tribal  
3       identification card number, or tribal enrollment  
4       number.

5       (h) Notwithstanding subsection (g) of this section, any  
6       person who is registered in the State on the effective date of  
7       this Act is deemed to have provided satisfactory evidence of  
8       citizenship and shall not be required to resubmit evidence of  
9       citizenship unless the person is changing voter registration  
10      from one county to another.

11      (i) For the purpose of this section, proof of voter  
12      registration from another state or county is not satisfactory  
13      evidence of citizenship.

14      (j) A person who modifies voter registration records with  
15      a new residence ballot shall not be required to submit evidence  
16      of citizenship. After citizenship has been demonstrated to the  
17      county clerk, the person is not required to resubmit  
18      satisfactory evidence of citizenship in that county.

19      (k) After a person has submitted satisfactory evidence of  
20      citizenship, the county clerk shall indicate this information in  
21      the person's permanent voter file. After two years the county



1 clerk may destroy all documents that were submitted as evidence  
2 of citizenship."

3 SECTION 3. Chapter 11, Hawaii Revised Statutes, is amended  
4 by adding a new section to be appropriately designated and to  
5 read as follows:

6 "§11- Security cameras for ballot boxes. The office of  
7 elections shall provide 24-hour video surveillance of each  
8 ballot drop box and post a sign on or near each ballot drop box  
9 indicating that the ballot drop box is under 24-hour video  
10 surveillance."

11 SECTION 4. Section 11-92.1, Hawaii Revised Statutes, is  
12 amended to read as follows:

13 "§11-92.1 Election proclamation; establishment of a new  
14 precinct; voter service centers and places of deposit; changes  
15 to precinct boundaries. (a) The clerk shall issue a  
16 proclamation listing all voter service centers and places of  
17 deposit, including the days each voter service center and place  
18 of deposit is open and the hours of operations and location of  
19 each voter service center and place of deposit, as may have been  
20 determined by the clerk as of the proclamation date and whenever  
21 a new precinct is established in any representative district.





1 The clerk shall make arrangements for the rental or erection of  
2 suitable shelter for the establishment of a voter service center  
3 whenever public buildings are not available and shall cause  
4 these voter service centers to be equipped with the necessary  
5 facilities for lighting, ventilation, and equipment needed for  
6 elections on any island. There shall be at least one voter  
7 service center per precinct. This proclamation may be issued  
8 jointly with the proclamation required in section 11-91.

9 (b) No change shall be made in the boundaries of any  
10 precinct later than 4:30 p.m. on the tenth day before the close  
11 of filing for an election.

12 (c) Notwithstanding subsection (a), and pursuant to  
13 section 15-2.5, the clerk is not required to establish voter  
14 service centers for precincts affected by natural disasters, as  
15 provided in section 15-2.5."

16 SECTION 5. Section 11-102, Hawaii Revised Statutes, is  
17 amended to read as follows:

18 "§11-102 Procedures for conducting elections by mail. (a)  
19 Ballot packages for elections by mail shall include:

20 (1) An official ballot;

21 (2) A return identification envelope with postage prepaid;



1 (3) A secrecy envelope or secrecy sleeve; and

2 (4) Instructions.

3 (b) To the extent practicable, the clerk shall mail a  
4 ballot package by non-forwardable mail to each registered voter  
5 in the county who has requested a ballot so as to enable voters  
6 to receive the ballot package at least eighteen days before the  
7 election; provided that the State and counties shall not be  
8 liable if the ballot package is received fewer than eighteen  
9 days before the election. The clerk shall continue mailing  
10 ballot packages to voters who register to vote no later than ten  
11 days before the date of the election and to voters who update  
12 their voter registration address no later than seven days before  
13 the date of the election and who have not yet voted; provided  
14 that the clerk may continue mailing ballot packages beyond the  
15 deadlines established by this subsection if the clerk determines  
16 that there is reasonable time for a voter to receive and submit  
17 the ballot package before the election. In determining the  
18 initial mailing date of the ballot packages, the clerk shall  
19 consider the mailing place of origin and the most recent postal  
20 service delivery standards. The clerk shall not mail a ballot  
21 package to any voter in the county register who is identified as



1 having an outdated or non-deliverable mailing address. Nothing  
2 in this part shall be construed to change the responsibilities  
3 of the clerk or chief election officer under chapter 15 with  
4 respect to voters requesting to vote by absentee ballot or  
5 chapter 15D with respect to uniform military and overseas  
6 voters.

7 (c) The exterior of the envelope containing the ballot  
8 package shall include instructions on how to obtain language  
9 translation services in Hawaiian and, at a minimum, the five  
10 most utilized foreign languages by limited English proficient  
11 persons in the State.

12 (d) The clerks shall determine and provide for voter  
13 service centers and places of deposit pursuant to this part and  
14 section 11-92.1."

15 SECTION 6. New statutory material is underscored.

16 SECTION 7. If any provision of this Act, or the  
17 application thereof to any person or circumstance, is held  
18 invalid, the invalidity does not affect other provisions or  
19 applications of the Act that can be given effect without the  
20 invalid provision or application, and to this end the provisions  
21 of this Act are severable.



# H.B. NO. 1704

1 SECTION 8. This Act shall take effect upon its approval.

2

INTRODUCED BY:

Jon M. ...  
...

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...

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JAN 18 2024



# H.B. NO. 1704

**Report Title:**

Minority Caucus Package; Election Integrity; Surveillance

**Description:**

Amends provisions in Chapter 11 to improve the integrity and accuracy of voter rolls, ballot security, increases the number of voter service centers, and requires ballots be sent by mail only upon voter request.

*The summary description of legislation appearing on this page is for informational purposes only and is not legislation or evidence of legislative intent.*

