

1 SENATE BILL NO. 364

2 AMENDMENT IN THE NATURE OF A SUBSTITUTE

3 (Proposed by the House Committee on Privileges and Elections

4 on February 23, 2024)

5 (Patron Prior to Substitute--Senator Ebbin)

6 A BILL to amend and reenact §§ 24.2-418 and 24.2-1000 of the Code of Virginia, relating to elections;
7 protection of electors and election officials; civil cause of action; penalty.

8 **Be it enacted by the General Assembly of Virginia:**

9 **1. That §§ 24.2-418 and 24.2-1000 of the Code of Virginia are amended and reenacted as follows:**

10 **§ 24.2-418. Application for registration.**

11 A. Each applicant to register shall provide, subject to felony penalties for making false statements
12 pursuant to § 24.2-1016, the information necessary to complete the application to register. Unless
13 physically disabled, he shall sign the application. The application to register shall be only on a form or
14 forms prescribed by the State Board.

15 The form of the application to register shall require the applicant to provide the following
16 information: full name; gender; date of birth; social security number, if any; whether the applicant is
17 presently a United States citizen; address of residence in the precinct; place of last previous registration
18 to vote; and whether the applicant has ever been adjudicated incapacitated and disqualified to vote or
19 convicted of a felony, and if so, whether the applicant's right to vote has been restored. The form shall
20 contain a statement that whoever votes more than once in any election in the same or different jurisdictions
21 is guilty of a Class 6 felony. Unless directed by the applicant or as permitted in § 24.2-411.2 or 24.2-
22 411.3, the registration application shall not be pre-populated with information the applicant is required to
23 provide.

24 The form of the application to register shall request that the applicant provide his telephone number
25 and email address, but no application shall be denied for failure to provide such information.

26 B. The form shall permit any individual, as follows, or member of his household, to furnish, in
27 addition to his residence street address, a post office box address located within the Commonwealth to be
28 included in lieu of his street address on the lists of registered voters and persons who voted, which are
29 furnished pursuant to §§ 24.2-405 and 24.2-406, on voter registration records made available for public
30 inspection pursuant to § 24.2-444, or on lists of absentee voter applicants furnished pursuant to § 24.2-
31 706 or 24.2-710. The voter shall comply with the provisions of § 24.2-424 for any change in the post
32 office box address provided under this subsection.

33 1. Any active or retired law-enforcement officer, as defined in § 9.1-101 and in 5 U.S.C. §
34 8331(20), but excluding officers whose duties relate to detention as defined in 5 U.S.C. § 8331(20);

35 2. Any party granted a protective order issued by or under the authority of any court of competent
36 jurisdiction, including but not limited to courts of the Commonwealth of Virginia;

37 3. Any party who has furnished a signed written statement by the party that he is in fear for his
38 personal safety from another person who has threatened or stalked him;

39 4. Any party participating in the address confidentiality program pursuant to § 2.2-515.2;

40 5. Any active or retired federal or Virginia justice, judge, or magistrate and any active or retired
41 attorney employed by the United States Attorney General or Virginia Attorney General; ~~and~~

42 6. Any person who has been approved to be a foster parent pursuant to Chapter 9 (§ 63.2-900 et
43 seq.) of Title 63.2;

44 7. Any person who is or has been one of the Commonwealth's electors for President and Vice
45 President of the United States; and

46 8. Any person serving as a member of a local electoral board pursuant to § 24.2-106, a general
47 registrar pursuant to § 24.2-110, a deputy registrar or employee in the office of the general registrar
48 pursuant to § 24.2-112, or an officer of election pursuant to § 24.2-115.

49 C. If the applicant formerly resided in another state, the general registrar shall send the information
50 contained in the applicant's registration application to the appropriate voter registration official or other
51 authority of another state where the applicant formerly resided, as prescribed in subdivision 15 of § 24.2-
52 114.

