

## **Frequently Asked Questions**

#### Nebraska – General Election 2024

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**Note:** This FAQ is not exhaustive. Situations or inquiries may arise that are not answered below. In those circumstances, contact your hotline captain or command center for assistance. Please make sure to record all of the voter's contact information should follow-up be necessary.

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## REGISTERING TO VOTE

1. **ELIGIBILITY:** Can I register to vote?

An eligible voter is a citizen, is at least 18 years old on Election Day, lives in Nebraska, has not been convicted of a felony (or, if convicted, has finished parole and probation<sup>1</sup>), and must not have been officially found incompetent.<sup>2</sup>

<sup>&</sup>lt;sup>1</sup> Neb. Rev. Stat. Ann. § 29-112 (effective July 19, 2024 persons convicted of a felony may register to vote immediately after completion of any sentence including parole and probation and no longer need to wait 2 years; note many web pages have not been updated to reflect new law); LB20.pdf (nebraskalegislature.gov)

<sup>&</sup>lt;sup>2</sup> https://sos.nebraska.gov/elections/registering-vote.

2. **PRIMARY ELECTION:** Can I vote in the primary election? Do I need to be registered with a political party? Can I change my party registration to vote in another party's primary election? When I voted, the poll worker asked my party affiliation. Are they allowed to do that?

To vote in a primary election for most *state and county offices*, voters must declare their party affiliation when registering. If their registration does not contain a party affiliation, they will only receive ballots for nonpartisan contests in the primary election. Voters can change party affiliations in accord with procedures and deadlines for registration.

However, non-partisan voters may designate a party preference when voting in U.S. *Senate and House congressional* primary elections, and depending on party certain state and county offices, and receive partisan ballots.<sup>3</sup>

3. **STATUS:** Am I registered to vote?

Voters can determine whether or not they are registered to vote by checking the Nebraska Secretary of State's website (<a href="https://www.votercheck.necvr.ne.gov/VoterView">https://www.votercheck.necvr.ne.gov/VoterView</a>).

4. **HOW:** How do I register to vote? Can I register online? Do I need a printer? Can I register to vote in person?

Voters in Nebraska have several ways to register:

#### Online

Voters may register to vote online by visiting Nebraska's registration portal (https://www.nebraska.gov/apps-sos-voter-registration).

A Nebraska driver's license or state identification card is necessary to register online. Voters participating in Nebraska's Address Confidentiality Program cannot register online.

#### By Mail

Applicants should complete the voter registration form available in English and Spanish at <a href="https://sos.nebraska.gov/elec/ele\_forms.html">https://sos.nebraska.gov/elec/ele\_forms.html</a> and mail the form and supporting documents to their county election office. Applicants can find the address for their county election office at <a href="http://www.sos.ne.gov/elec/clerks.html">http://www.sos.ne.gov/elec/clerks.html</a>.

Along with the voter registration form, first time applicants should mail a copy of a current and valid photo ID, or a copy of a utility bill, bank statement, government check, paycheck or other government document dated within 60 days of application showing the same name and address provided on the application.<sup>4</sup>

#### In Person

An individual can register in person at their county clerk's office, the DMV, or an office of the state departments of education or health and human services. Voters can visit <a href="http://www.sos.ne.gov/elec/clerks.html">http://www.sos.ne.gov/elec/clerks.html</a> to find their county clerk's office.

<sup>&</sup>lt;sup>3</sup> *Id;* https://sos.nebraska.gov/elections/how-nonpartisan-voting-works-nebraska-primary-elections

<sup>&</sup>lt;sup>4</sup> https://sos.nebraska.gov/elections/registering-vote

<sup>&</sup>lt;sup>5</sup> Neb. Rev. Stat. Ann. § 32-302, 304, 310.

#### 5. **IDENTIFICATION:** What ID is required to register to vote?

#### **Online**

Applicant must have a Nebraska driver's license or other state issued identification card.

#### By Mail

Voters can register by mail without photo identification. First time registrants must provide a copy of a photo identification which is current and valid **OR** a copy of a utility bill, bank statement, government check, paycheck, or other government document that is not more than 60 days old and shows their name and current residence address.<sup>6</sup>

#### In Person

Voters can register in person at the county election office, the DMV, or an office of the state departments of education or health and human services. Voters do not need to bring anything with them to register to vote at the county election office.<sup>7</sup>

6. **DEADLINES:** When is/was the voter registration deadline? Are there different deadlines whether I register by mail, in-person, online or on Election Day?

The voter registration deadline depends on the method of registration.

#### Online

The online voter registration deadline is midnight Central Time on the third Friday before an election. The deadline for online registration for the November 5, 2024 general election is **October 18, 2024**. In order to register online, a voter must have a Nebraska driver's license or state-issued identification card. Applicants can apply to register at <a href="https://www.nebraska.gov/apps-sos-voter-registration">https://www.nebraska.gov/apps-sos-voter-registration</a>.

#### By Mail

The mail-in voter registration deadline is the third Friday before an election; voter registration applications submitted by mail will be processed if they are *postmarked* on or before that day. The deadline for the November 5, 2024 general election is **October 18, 2024**. To register by mail, applicants should complete the voter registration form available in English and Spanish at <a href="https://sos.nebraska.gov/elec/ele\_forms.html">https://sos.nebraska.gov/elec/ele\_forms.html</a> and mail the form and supporting documents (first time registrants must provide a copy of a photo identification which is current and valid **OR** a copy of a utility bill, bank statement, government check, paycheck, or other government document that is not more than 60 days old and shows their name and current residence address) to their county election office. Applicants can find the address for their county election office at <a href="http://www.sos.ne.gov/elec/clerks.html">http://www.sos.ne.gov/elec/clerks.html</a>.

#### In Person

The deadline to register in person is 6:00 p.m. Central Time on the second Friday before an election. The deadline for in-person registration for the November 5, 2024 general election is *October 25, 2024*. Individuals may register to vote in person at their local county clerk and other government offices.<sup>10</sup>

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<sup>&</sup>lt;sup>6</sup> Neb. Rev. Stat. Ann. § 32-318.01.

<sup>&</sup>lt;sup>7</sup> https://sos.nebraska.gov/elections/registering-vote

<sup>8</sup> Neb. Rev. Stat. Ann. § 32-304; http://www.nebraska.gov/fags/sos/OVRA/FAQ-eng.html.

<sup>&</sup>lt;sup>9</sup> Neb. Rev. Stat. Ann. § 32-321. If the postmark is illegible, the mail in voter registration must be received by the county clerk by October 22, 2024 for the November 5, 2024 general election. Neb. Rev. Stat. Ann. § 32-321(3)(a).

<sup>&</sup>lt;sup>10</sup> Neb. Rev. Stat. Ann. § 32-302.

Voters registering in person should visit <a href="http://www.sos.ne.gov/elec/clerks.html">http://www.sos.ne.gov/elec/clerks.html</a> to find their election office.

#### 7. **SAME DAY:** Does my state have Same Day Registration? If so, what is the process?

Nebraska does NOT offer same day registration.

#### 8. **PERMANENT MOVE:** I have moved permanently and I didn't update my voter registration, can I vote?

Refer to the table below. The answer to this question depends on when the voter moved and whether the voter moved within the same county/election jurisdiction or moved to a new county.

Moved within the same precinct & county	Moved to a different precinct but within the same county	Moved to a different election (typically county)	Moved from a different state
Because the polling place will be the same for the new and old address, voters should go to that polling place and complete a change of address form. The voter will be able to cast a provisional ballot and may be able to cast a regular ballot based on local county rules. 11	The voter should go to the polling place that corresponds with the new address and complete a registration application. The voter will cast a provisional ballot. 12	A voter who moves to a different county must re-register in the new county by the voter registration deadline to be eligible to vote. 13 Except they will still be entitled to vote for president and vice-president during a general election, but not for other offices, if they moved after the voter registration deadline. 14	An individual who moves to Nebraska after the voter registration has passed may still vote for President and Vice President (but no other offices) if they meet the requirements for voter registration (See FAQ 1) and complete a New Resident Affidavit at the Election Commission after the close of registration but before the close of polls on election day. <sup>15</sup>

#### 9. **TEMPORARY MOVE:** I have moved temporarily. How can I vote?

An individual cannot vote in person from a polling place associated with a temporary residence. Voters must vote (either in person or absentee) in the precinct where they are a resident.

<sup>13</sup> Neb. Rev. Stat. Ann. § 32-314(2).

<sup>&</sup>lt;sup>11</sup> Neb. Rev. Stat. Ann. §§ 32-914.02, 32-915; see also § Neb. Rev. Stat. Ann.32-314

<sup>12</sup> Id

<sup>&</sup>lt;sup>14</sup> Neb. Rev. Stat. Ann. § 32-933(1)(b).

<sup>&</sup>lt;sup>15</sup> Neb. Rev. Stat. Ann. § 32-933(1)(a).

## 10. **STUDENT:** I am a college student. Can I register to vote where I go to school? What if I am taking classes remotely? Where can I vote?

Students have several options. A voter who attends school in Nebraska can establish residency and vote in Nebraska if they intend to establish a home in Nebraska. The legal definition for establishing residency includes a place where someone actually lives, has a connection, and where they intend to return after an absence.<sup>16</sup>

A voter who is a resident of Nebraska but who attends school in another state may vote in Nebraska if his or her family is domiciled in Nebraska and the voter has not established residency in the other state.<sup>17</sup> The voter should check the state law of the state in which he or she attends school to determine whether residency is established there.

An individual who is taking classes remotely must determine where he or she is a "resident." An individual whose schooling is fully remote will have a hard time defining their residence as the campus if they are not physically there.

#### 11. LIVING ABROAD: I am living abroad and/or serving in the military. How can I register and/or vote?

An individual living abroad or serving in the military can register via the Federal Post Card Application (FPCA), the National Voter Registration Form, or the Nebraska Voter Registration Application. The Nebraska Secretary of State encourages voters to include their email address on the FPCA if they use that form.

In order to vote by mail, voters abroad must fill out the FPCA or Nebraska Early-Voting Application to request an early voting ballot.

Once the county election office receives their application, the voter will receive a confirmation that their application has been received. If a voter receives their ballot and does not think that it will arrive at the county election office by the deadline, they should contact their county election office to make other arrangements.

Nebraska allows voters living outside the country to use the <u>Federal Write-in Absentee Ballot</u> (FWAB) for registration and voting in all federal, state, and local elections. Feel free to use the FWAB to vote any time before an election. Voters who receive their Nebraska Early Voting ballot, may use that. If both ballots are received by the deadline, only the Nebraska ballot will be counted.<sup>18</sup>

<sup>&</sup>lt;sup>16</sup> Neb. Rev. Stat. Ann. § 32-116; see also <a href="https://sos.nebraska.gov/elections/student-voters">https://sos.nebraska.gov/elections/student-voters</a> ("You can register in the county you are attending college if that is the place in which you intend to establish a home and be habitually present.")

<sup>17</sup> Id.

<sup>18</sup> https://sos.nebraska.gov/elections/overseas-voters

## 12. **CRIMINAL CONVICTION:** I have a felony criminal conviction. Can I register to vote? Does the type of conviction matter? Are there any restrictions after any misdemeanor convictions?

Individuals who are convicted of state or federal felony temporarily lose their right to vote. However, voting rights are restored, after someone completes their sentence, including any probation and parole time. <sup>19</sup> After voting rights are restored, the voter must submit a new voter registration application. <sup>20</sup> However, if a person is convicted of treason under Nebraska law or laws of the U.S., they must apply for and receive a restoration of their civil rights before they can register to vote or vote. <sup>21</sup>

\*\*Note that the law changed July 19, 2024, to no longer require individuals convicted of a felony to wait 2 years after completion of their sentence to register to vote. The old voter registration forms, however, have a statement swearing that the applicant has not been convicted of a felony or, if convicted, it has been at least two years since applicant completed his or her sentence for the felony, including any parole term. Therefore, voters who have completed their felony sentence within the last 2 years must make sure they have an updated voter registration form so they are able to sign the oath.

Check the resources at Campaign Legal Restore Your Vote for latest information. \*\* (Note effective July 19, 2024 felons may register to vote immediately after completion of any sentence including parole and probation and no longer need to wait 2 years. The NE AG attempted to overturn this, putting all NE rights restorations on pause. A Court ruling on 10/16/24 affirmed the current law that went into effect on July 19<sup>22</sup>. Many web pages have not been updated to reflect the new status of law).

Misdemeanor convictions do not affect a Nebraskan's voting rights, even if a voter is currently serving a sentence for a misdemeanor in jail.

#### 13. INCARCERATED: I am currently incarcerated. Can I register to vote? Can I vote from jail?

Individuals in jail for a felony conviction CANNOT vote. Those who are in jail pending trial or in jail for a misdemeanor CAN vote, so long as they are otherwise eligible (see FAQ 1 and 12). Voters may request an Early Voting Application be mailed to them at the jail from the county election office where they are a resident (when not in jail).<sup>23</sup>

#### 14. **REGISTRATION CHALLENGED:** My registration has been challenged, what should I do?

If a voter's registration has been challenged, the voter must, in the presence of an inspector or judge of an election, sign the following oath: "I do solemnly swear that I am a citizen of the United States, that I have residence in the State of Nebraska, the county of [\_\_\_], and this precinct, that I reside at [\_\_\_] (Address), and that I have attained the constitutionally prescribed age to be a voter." The clerks of election will then write the word "Sworn" on the precinct list of registered voters and the precinct sign-in register at the end of the voter's name.<sup>24</sup>

<sup>&</sup>lt;sup>19</sup> Neb. Rev. Stat. Ann. § 29-112 (effective July 19, 2024 persons convicted of a felony may register to vote immediately after completion of any sentence including parole and probation and no longer need to wait 2 years; note many web pages have not been updated to reflect new law).

https://sos.nebraska.gov/elections/felon-voting-rights; https://sos.nebraska.gov/elections/registering-vote.

https://sos.nebraska.gov/elections/felon-voting-rights; https://sos.nebraska.gov/elections/registering-vote.

<sup>&</sup>lt;sup>22</sup> https://boltsmag.org/nebraska-voting-rights-supreme-court-rules/

<sup>&</sup>lt;sup>23</sup> https://sos.nebraska.gov/elections/felon-voting-rights.

<sup>&</sup>lt;sup>24</sup> Neb. Rev. Stat. Ann. §§ 32-927, 32-931.

The voter must also sign a statement stating: "I do solemnly swear that I will fully and truly answer all such questions put to me related to my place of residence and qualifications as a registered voter at this election." The voter may also be asked additional questions necessary to test that the voter is qualified voter. <sup>25</sup>

Voters who are challenged on grounds the voter is not a citizen of the U.S. must provide their naturalization papers and if the voter cannot provide these papers, they can print on the form provided by the election commissioner or county clerk the following information:

- Place of birth: including state, country, etc. where the applicant was born.
- Naturalized: the word Yes or No or Native, and if applicant is not native-born or has lost citizenship, show whether naturalized by their own papers, parent's papers, or spouse's papers and the court, county, state, and date of naturalization as the same appears in the naturalization papers.<sup>26</sup>

Voters who are challenged as to residence, must answer the following questions:

- Do you have a residence in this state: Yes or No?
- Do you have a residence in this county: Yes or No?
- Do you have a residence in this precinct: Yes or No?<sup>27</sup>

Any voter who is challenged and takes all prescribed oaths shall be allowed to vote. Any person challenged who refuses to take prescribed oaths or answer questions provided in the law will not be permitted to vote. <sup>28</sup>

## **HOW TO VOTE: ELECTION DAY**

15. **HOURS:** When do the polls open/close on Election Day?

The polls are open from 8:00 a.m. to 8:00 p.m. Central Time (for those areas within the Central time zone) or 7:00 a.m. to 7:00 p.m. Mountain Time (for those areas within the Mountain time zone) on Election Day.<sup>29</sup>

16. POLLING LOCATION: Where do I vote on Election Day?

Voters can look up their polling location at https://www.votercheck.necvr.ne.gov/voterview.

If a voter has moved recently and has not updated their voter registration, refer to Questions #8 and 9.

Voters should be advised to check the polling place listed on the Voter Notification Card they received from the local election authority a few days before the election.

<sup>26</sup> Neb. Rev. Stat. Ann. § 32-928.

<sup>&</sup>lt;sup>25</sup> Id.

<sup>&</sup>lt;sup>27</sup> Neb. Rev. Stat. Ann. § 32-929.

<sup>&</sup>lt;sup>28</sup> Neb. Rev. Stat. Ann. § 32-932.

<sup>&</sup>lt;sup>29</sup> Neb. Rev. Stat. Ann. § 32-908(1).

#### 17. TIME OFF WORK: Is my employer required to give me time off to vote? Is it paid or unpaid?

If an employee does not have 2 consecutive hours he or she is not required to be at work during poll hours, employers are required to give employees time off to vote and employees must be paid during the time taken off work to vote.<sup>30</sup>

#### 18. **CLOSING:** What if the polls close when I am already in line?

The polling place will remain open for a reasonable period after the closing time to allow voters in line at the polling place by 8:00 p.m. Central Time or 7:00 p.m. Mountain Time to vote.<sup>31</sup>

#### 19. **IDENTIFICATION:** What identification is required to vote?

Effective May 14, 2024, Nebraska requires identification on Election Day. Voters may use the following forms of photo ID to vote:

- Nebraska driver's license or state ID
- U.S. Passport
- Military ID
- Tribal ID
- Hospital, assisted living facility, or nursing home record
- Nebraska political subdivision (state, county, city, school, etc.)
- Nebraska college or university ID<sup>32</sup>

An acceptable photo ID for voting:

- Does not need to include an expiration date.
- Does not need to include an address.
- Can be expired.
- Can contain an out-of-date address.<sup>33</sup>

#### 20. **NO IDENTIFICATION:** Can I vote without providing identification?

Effective May 14, 2024, Nebraska requires voters to show photographic ID to vote. Voters can vote a provisional ballot without an ID, but will need to present an acceptable form of photo ID to their county election office on or before the Tuesday after the election.<sup>34</sup>

In addition, voters described below can complete a reasonable impediment certification instead of presenting a voter ID if:<sup>35</sup>

(a) they cannot obtain a valid ID due to disability or illness;

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<sup>&</sup>lt;sup>30</sup> Neb. Rev. Stat. Ann. § 32-922.

<sup>&</sup>lt;sup>31</sup> Neb. Rev. Stat. Ann. § 32-908(4).

<sup>32</sup> https://sos.nebraska.gov/elections/voter-id.

<sup>&</sup>lt;sup>33</sup> https://sos.nebraska.gov/sites/default/files/doc/English%20FAQ%20Rev.%204.30.24.pdf

<sup>34</sup> https://sos.nebraska.gov/elections/voter-id.

<sup>&</sup>lt;sup>35</sup> Neb. Rev. Stat. Ann. § 32-912.02.

- (b) they do not have a birth certificate or other required documents; or
- (c) they have a religious objection to being photographed

Voters who do not have a driver's license or state ID may obtain a free state ID for voting purposes from the Nebraska DMV: <a href="https://dmv.nebraska.gov/dl/state-identification-card">https://dmv.nebraska.gov/dl/state-identification-card</a>. Voters born in Nebraska can also get a free certified copy of their birth certificate if needed to get a free state ID from the <a href="https://example.com/Nebraska">Nebraska</a> Department of Health and Human Services, Office of Vital Records.

## 21. **NOT ON ROLLS AT MY POLLING PLACE:** I am at my polling place but am not showing up on the voter registration roll. Can I vote where I am?

If a voter is not found on the rolls of the polling place where they are attempting to vote, the precinct should call the relevant county clerk's office to verify the voter's status.

If the county clerk informs the poll worker that an error has been made, the poll worker must allow the voter to cast a provisional ballot or, under certain circumstances, a regular ballot.<sup>37</sup> If a voter is in the wrong precinct, they should attempt to go to the correct precinct.<sup>38</sup>

#### 22. GIVEN PROVISIONAL BALLOT: I am being told I have to vote provisionally, what does that mean?

A person whose name does not appear on the precinct list of registered voters at the polling place for the precinct in which he or she resides, whose name appears on the precinct list of registered voters at the polling place for the precinct in which he or she resides at a different residence address, or whose name appears with a notation that he or she received a ballot for early voting may vote a provisional ballot. <sup>39</sup>

The voter must sign the certification on the front of the envelope, or a separate form attached to the envelope, certifying to the following facts:<sup>40</sup>

- a) I am a registered voter in [\_\_\_\_] County;
- (b) My name or address did not correctly appear on the precinct list of registered voters;
- (c) I registered to vote on or about this date [\_\_\_\_}
- (d) I registered to vote
- .... in person at the election office or a voter registration site,
- .... by mail,
- .... by using the Secretary of State's website,
- .... through the Department of Motor Vehicles,
- .... on a form through another state agency,
- .... in some other way;
- (e) I have not resided outside of this county or voted outside of this county since registering to vote in this county;
- (f) My current address is shown on the registration application completed as a requirement for voting by provisional ballot; and
- (g) I am eligible to vote in this election and I have not voted and will not vote in this election except by this ballot.

and https://sos.nebraska.gov/sites/default/files/doc/How%20to%20obtain%20a%20state%20ID.pdf

<sup>&</sup>lt;sup>37</sup> Neb. Rev. Stat. Ann. § 32-328.

<sup>&</sup>lt;sup>38</sup> Neb. Rev. Stat. Ann. § 32-915.

<sup>&</sup>lt;sup>39</sup> Neb. Rev. Stat. Ann. § 32-915.

<sup>&</sup>lt;sup>40</sup> Neb. Rev. Stat. Ann. § 32-915(3).

A voter who cannot present valid photo identification will also be given a provisional ballot. The provisional voter must present an acceptable form of photo ID on or before the Tuesday following the election.

Voter's can check the status of their provisional ballots using the Nebraska Voter Information Lookup

23. **REQUESTING PROVISIONAL BALLOT:** I am being told I can't vote, can I vote provisionally?

A person can request a provisional ballot if:

- they do not appear on the precinct rolls (see Question #21)
- their address is incorrect on the precinct rolls
- they received a ballot for early voting
- they do not have acceptable photo identification (see Question #19)

A voter should also be offered a provisional ballot if they did not provide proof of residence or identification after registering by mail and did not provide identification to vote.<sup>41</sup>

24. PROVISIONAL BALLOT NEXT STEPS: I voted a provisional ballot, what now?

After a voter submits their provisional ballot, they will receive written information that states how to determine whether their vote has been counted and if not, then the reason that the vote was not counted.<sup>42</sup> Voter's can check the status of their provisional ballots using the Nebraska Voter Information Lookup

# HOW TO VOTE: IN-PERSON EARLY VOTING

(in this state defined as: in-person voting before election day)

25. **AVAILABILITY:** Is there early voting in my state (whether called early voting or in person absentee voting)?

Nebraska uses the term early voting, instead of absentee voting, for both voting by mail and in-person voting before Election Day. All registered voters are permitted to participate in early voting.

Voters can vote early in-person at their county election office for a period prior to an election (30 days prior to a primary or general election and 15 days for all other elections). The day before the election is the last day to vote early in person. For the November 5, 2024 election early voting will be from **October 7, 2024** to **November 4, 2024.**<sup>43</sup>

<sup>&</sup>lt;sup>41</sup> Neb. Rev. Stat. Ann. § 32-318.01.

<sup>&</sup>lt;sup>42</sup> Neb. Rev. Stat. Ann. § 32-916(4).

<sup>43</sup> https://sos.nebraska.gov/elections/early-voting; Neb. Rev. Stat. Ann. § 32-942.

County Election office locations can be found here: https://sos.nebraska.gov/elections/election-officials-contact-information.

\*\*Voters will need photo identification to vote early (see Question 19).

#### 26. **ELIGIBILITY:** Do I have to have a reason to vote early?

No, Nebraska offers early voting without excuses. 44

#### 27. WHEN: When does early voting begin/end?

Early voting begins 30 days prior to a primary or general election (15 days for all other elections) and ends the day before the election. For the November 5, 2024 election early voting will be from **October 7, 2024** to **November 4, 2024.**<sup>45</sup>

#### 28. WHERE: Where do I vote during early voting?

Registered voters can vote **early in-person** at their county election office. The location of the county election office can be found at: County Election Office.

#### 29. **IDENTIFICATION:** What identification is required for early voting? What if I don't have an ID?

In order to vote early, a voter must be registered and provide photo identification.

Effective May 14, 2024, Nebraska requires identification to vote in person. Voters may use the following forms of photo ID to vote:

- Nebraska driver's license or state ID
- U.S. Passport
- Military ID
- Tribal ID
- Hospital, assisted living facility, or nursing home record
- Nebraska political subdivision (state, county, city, school, etc.)
- Nebraska college or university ID<sup>46</sup>

An acceptable photo ID for voting:

- Does not need to include an expiration date.
- Does not need to include an address.
- Can be expired.
- Can contain an out-of-date address.<sup>47</sup>

Voters can vote a provisional ballot without an ID, but will need to present an acceptable form of photo ID to their county election office on or before the Tuesday after the election.<sup>48</sup>

<sup>44</sup> https://sos.nebraska.gov/elections/early-voting.

<sup>45</sup> https://sos.nebraska.gov/elections/early-voting; Neb. Rev. Stat. Ann. § 32-942.

<sup>46</sup> https://sos.nebraska.gov/elections/voter-id.

<sup>47</sup> https://sos.nebraska.gov/sites/default/files/doc/English%20FAQ%20Rev.%204.30.24.pdf

<sup>48</sup> https://sos.nebraska.gov/elections/voter-id.

In addition, voters described below can complete a reasonable impediment certification instead of presenting a voter ID if:<sup>49</sup>

- (a) they cannot obtain a valid ID due to disability or illness;
- (b) they do not have a birth certificate or other required documents; or
- (c) they have a religious objection to being photographed

Voters who do not have a driver's license or state ID may obtain a free state ID for voting purposes from the Nebraska DMV: <a href="https://dmv.nebraska.gov/dl/state-identification-card">https://dmv.nebraska.gov/dl/state-identification-card</a>. Voters born in Nebraska can also get a free certified copy of their birth certificate if needed to get a free state ID from the <a href="https://example.com/Nebraska">Nebraska</a> Department of Health and Human Services, Office of Vital Records.

30. **ASSISTANCE:** What if I need assistance voting early in person? See Questions #77-79.

## **HOW TO VOTE: VOTE BY MAIL**

(in this state defined as: completing a requested election ballot and returning it by mail or in-person to the appropriate Election Commissioner or County clerk or to a designated ballot dropbox)

#### 31. AUTOMATIC MAIL BALLOT: Will I automatically be sent a ballot in the mail?

No. Voters must request their ballots. (In Nebraska, absentee voting and vote by mail are both called "Early Voting"). Any Nebraskan can use Early Voting; no excuse is needed. Voters may request an early ballot in person, or send a request by mail, fax, or email. The deadline for the County Election office to receive a request for an Early Voting ballot is 6:00 p.m. on October 25, 2024 for the November 5, 2024 general election. <sup>51</sup>

- Voters may request an early ballot using the form provided on the Secretary of State's website, available at <a href="https://sos.nebraska.gov/sites/default/files/doc/elections/earlyvote\_app\_fill\_.pdf">https://sos.nebraska.gov/sites/default/files/doc/elections/earlyvote\_app\_fill\_.pdf</a>.
   Voters can email, mail, or fax the form to their <a href="Election Commissioner or County Clerk">Election Commissioner or County Clerk</a>. Voter's should include their driver's license/state ID number on the application OR a copy of an acceptable form of photo ID or reasonable impediment certification.
- Voters can also submit a written request to their Election Commissioner or County Clerk. The
  request must include the voter's home address, the address where the voter wants to receive
  the ballot, telephone number (if applicable), and signature. The request should also include the
  driver's license/state ID number of the voter OR a copy of an acceptable form of photo ID or
  reasonable impediment certification.

The Election Commissioner/County Clerk does not automatically confirm receipt of a voter's early ballot. The voter may confirm their ballot status using <u>Votercheck</u>.

<sup>&</sup>lt;sup>49</sup> Neb. Rev. Stat. Ann. § 32-912.02.

<sup>&</sup>lt;sup>50</sup> https://sos.nebraska.gov/sites/default/files/doc/How%20to%20obtain%20a%20state%20ID.pdf

<sup>&</sup>lt;sup>51</sup> Neb. Rev. Stat. Ann. § 32-941; https://sos.nebraska.gov/elections/early-voting.

#### 32. **ELIGIBILITY:** Do I need a specific reason to vote by mail?

No, Nebraska offers voting by mail without excuses.<sup>52</sup>

#### 33. APPLICATION DEADLINE: What is the deadline for requesting a mail-in ballot?

The earliest that a voter can request an early voting ballot is 120 days before Election Day—July 8, 2024 for the November 5, 2024 general election. The *deadline* to request an Early Voting ballot is **October 25, 2024 (6 p.m.)** for the November 5, 2024 general election.<sup>53</sup>

#### 34. APPLICATION ASSISTANCE: Can someone assist me with filling out the application?

Yes. Voters may obtain assistance in completing the application. However, if the voter cannot sign their name and a person assists them in doing so, the person assisting will need to provide their name and address on the application as well. <sup>54</sup>

35. **APPLICATION RETURN:** How do I submit my mail-in ballot application? Can someone return it for me? Does it have to be postmarked by a specific date?

Voters may request an early ballot in person, or send a request by mail, fax, or email. The deadline for the County Election office to receive a request for an Early Voting ballot is **6:00 p.m. on October 25, 2024** for the November 5, 2024 general election. 55

- Voters may request an early ballot using the form provided on the Secretary of State's website, available at <a href="https://sos.nebraska.gov/sites/default/files/doc/elections/earlyvote\_app\_fill\_.pdf">https://sos.nebraska.gov/sites/default/files/doc/elections/earlyvote\_app\_fill\_.pdf</a>.
   Voters can email, mail, or fax the form to their <a href="Election Commissioner or County Clerk">Election Commissioner or County Clerk</a>. Voter's should include their driver's license/state ID number on the application OR a copy of an acceptable form of photo ID or reasonable impediment certification.
- Voters can also submit a written request to their Election Commissioner or County Clerk. The
  request must include the voter's home address, the address where the voter wants to receive
  the ballot, telephone number (if applicable), and signature. The request should also include the
  driver's license/state ID number of the voter OR a copy of an acceptable form of photo ID or
  reasonable impediment certification.

The Election Commissioner/County Clerk does not automatically confirm receipt of a voter's early ballot. The voter may confirm their ballot status using <u>Votercheck</u>.

36. **IDENTIFICATION:** Are there identification requirements when I return my mail-in ballot application and/or ballot?

Yes.

For the mail in ballot application, a voter must:

<sup>52</sup> https://sos.nebraska.gov/elections/early-voting.

<sup>&</sup>lt;sup>53</sup> Neb. Rev. Stat. Ann. § 32-941.

<sup>&</sup>lt;sup>54</sup> Neb. Rev. Stat. Ann. § 32-118; https://sos.nebraska.gov/elections/early-voting.

<sup>&</sup>lt;sup>55</sup> Neb. Rev. Stat. Ann. § 32-941; https://sos.nebraska.gov/elections/early-voting.

1. Write their driver's license or state ID number on the application.

OR

2. Attach a photocopy of the voter's acceptable form of ID to the application form. The photocopy must be returned with the application form, whether or not the application is returned in person, by mail, by email or by fax. (See Question #19 for acceptable ID)

OR

- 3. Attach a completed reasonable impediment certification to the application. This is only to be used if the voter has a reasonable impediment, such as an inability to obtain an acceptable form of ID due to a disability, illness, or religious objection to being photographed.
- 37. **RECEIVING MAIL BALLOT:** Does the ballot have to be sent to my home, or can I have it sent somewhere else? What if I don't have a home address or my address is a PO Box?

Voters who wish to have their ballots sent to addresses different from their official residence can do so by entering that desired address in the "Send Voter's Ballot To" section of the <a href="Early Voting Ballot Application">Early Voting Ballot Application</a>.

38. MISSED THE APPLICATION DEADLINE: What if I have not requested a mail-in ballot by the deadline?

An individual who does not request a mail-in ballot in time retains the ability to vote in person early or on election day.

39. **STATUS OF APPLICATION AND/OR BALLOT:** How can I check the status of my application and/or mail-in ballot?

Individuals can check their registration, ballot status, and polling locations at <a href="https://www.votercheck.necvr.ne.gov/voterview">https://www.votercheck.necvr.ne.gov/voterview</a>. This site will contain information on when the ballot was sent, returned and its status.

40. **APPLICATION OR BALLOT REJECTED:** I learned my mail-in ballot application and/or ballot was rejected. What can I do to fix any errors or get another one?

Voters should closely monitor the status of their Early Voting ballot request and ballot (online at <u>Voter Information Center</u>). If the voter's request or ballot is rejected, they should immediately contact their <u>local election official</u> to see if the error can be remedied.

41. **COMPLETING BALLOT:** How do I complete the mail-in ballot?

Ballots received by mail will be accompanied by instructions on how to cast a vote and a return envelope.<sup>56</sup>

<sup>&</sup>lt;sup>56</sup> https://sos.nebraska.gov/elections/early-voting

**IMPORTANT**: The envelope must be sealed and signed (or mark made) by the voter, and if assistance was provided, by the person who provided assistance.

The return envelope containing the ballots may be mailed back to the <u>County Election Office</u>, returned by personal delivery, an agent, or courier service to the county office or drop box.

42. ASSISTANCE COMPLETING BALLOT: Can someone assist me in filling out my ballot?

Yes. Voters may obtain assistance in completing the ballot. If voters need assistance in completing the ballot they should contact the <u>county election office</u> for an assistance oath to be returned with the ballot.<sup>57</sup>

43. **DEADLINE TO RETURN BALLOT:** What is the deadline for the ballot to be received? Does it have to be postmarked by a specific date? Can I drop it off in person?

<u>To be counted</u>, the completed ballot must be received by the Election Commissioner/County Clerk before the polls close (8:00 p.m. Central Time/7:00 p.m. Mountain Time) on Election Day.<sup>58</sup>

44. **BALLOT DROP OFF LOCATIONS:** What are the locations for dropping off a ballot (instead of mailing it)?

The return envelope containing the ballot may be mailed back to the <u>County Election Office</u> returned by personal delivery, an agent, or courier service to the county office. All Early Voting ballots, whether personally delivered, delivered by agent, delivered by mail or other carriers must arrive at the county election official's office by the closing of the polls on Election Day at 8:00 p.m. CT (7:00 p.m. Mountain Time).

In addition to the County Election Office, ballots may be returned to drop boxes in the county the voter is registered in. Voters can find the nearest drop box with the <u>Drop Box Locator</u> or check with their County Election Office for box locations.<sup>59</sup>

Ballots CANNOT be returned to election day polling places.

45. ASSISTANCE DROPPING OFF BALLOT: Can someone else drop off my completed ballot for me?

Yes, an agent or other carrier can drop off an Early Voting ballot. 60

46. **LOST OR SPOILED BALLOT:** What if I lost my mail-in ballot, made a mistake on it (spoiled it), or I received an incorrect ballot?

Voters should closely monitor the status of their Early Voting ballot request and ballot (online at <u>Voter Information Center</u>). Voters who find their ballot is missing or spoiled, should immediately contact their

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<sup>&</sup>lt;sup>57</sup> Neb. Rev. Stat. Ann. § 32-118; <a href="https://sos.nebraska.gov/elections/early-voting">https://sos.nebraska.gov/elections/accessible-voting</a>.

<sup>&</sup>lt;sup>58</sup> Neb. Rev. Stat. Ann. §§ 32-949, 32-950.

<sup>&</sup>lt;sup>59</sup> https://sos.nebraska.gov/elections/nebraska-drop-box-locator

<sup>60</sup> https://sos.nebraska.gov/elections/early-voting

local election official (<a href="https://sos.nebraska.gov/elections/election-officials-contact-information">https://sos.nebraska.gov/elections/election-officials-contact-information</a>) to see if the error can be remedied.

A registered voter may cast a provisional ballot at the voter's polling place on election day <u>or</u> may obtain a replacement ballot from the election commissioner or county clerk by signing a statement verified on oath or affirmation on a form prescribed by the Secretary of State that the original ballot for early voting was destroyed, spoiled, lost, or not received and delivering the statement to the election commissioner or county clerk.

To receive a replacement ballot in person, the voter shall return the statement to the office of the election commissioner or county clerk by 7 p.m. MT/ 8 p.m. CT on the day of the election.

To receive a replacement ballot by mail, the voter shall return the statement to such office prior to 6 p.m. on the second Friday preceding the election (**October 25, 2024** for the November 2024 election).<sup>61</sup>

If the election commissioner or county clerk receives a statement meeting the requirements of this section, he or she shall deliver a replacement ballot to the voter if the voter is present in the office or shall mail a replacement ballot to the voter at the address shown on the statement.

47. **NON-RECEIPT OF BALLOT:** What if I requested a mail-in ballot but have not received it? What are my options for voting?

See Question #46

48. **IN PERSON OPTION:** What if I requested or received a mail-in ballot but I want to vote in person on Election Day?

Nebraska uses the term early voting instead of mail-in voting. A voter whose name appears on the precinct list with a notation that the voter received an early voting ballot can vote in person only by provisional ballot.<sup>62</sup>

## **HOW TO VOTE: ABSENTEE**

(in this state defined as: early-voting, as the terms are used interchangeably)

49. **ELIGIBILITY:** Am I eligible to request an absentee ballot?

Nebraska offers voting by mail without excuses.

<sup>&</sup>lt;sup>61</sup> Neb. Rev. Stat. Ann. § 32-949.01.

<sup>&</sup>lt;sup>62</sup> Neb. Rev. Stat. Ann. § 32-915.

#### 50. APPLICATION DEADLINE: What is the deadline for requesting an absentee ballot?

**Vote by mail:** The earliest that a voter can request an early voting ballot is 120 days before Election Day—July 8, 2024 for the November 5, 2024 general election. The *deadline* to request an Early Voting ballot is **October 25, 2024 (6 p.m.)** for the November 5, 2024 general election. <sup>63</sup>

**Early in-person voting:** Voters can vote early in-person at their <u>county election office</u> for a period prior to an election (30 days prior to a primary or general election and 15 days for all other elections). The day before the election is the last day to vote early in person. For the November 5, 2024 election early voting will be from **October 7, 2024** to **November 4, 2024.** 

51. **IDENTIFICATION:** Are there any identification requirements?

See Question #29 (early in-person) and Question #36 (vote by mail)

52. **EMERGENCY:** Is there an emergency absentee ballot? If so, am I eligible?

Nebraska does not have an official emergency absentee ballot procedure. If voter has an emergency after the **October 25, 2024** deadline to request a mail in ballot, the voter should contact the <u>county election officials</u> to see if they have any options.<sup>65</sup>

53. **APPLICATION RETURN:** Where and how can I return my absentee ballot application? Can someone return it for me?

See Question #35

54. **STATUS OF APPLICATION AND/OR BALLOT:** How can I check the status of my absentee ballot application and/or absentee ballot return?

Individuals can check their registration, ballot status, and polling locations at <a href="https://www.votercheck.necvr.ne.gov/voterview">https://www.votercheck.necvr.ne.gov/voterview</a>. This site will contain information on when the ballot was sent, returned and its status.

55. **APPLICATION OR BALLOT REJECTED:** I learned my absentee ballot application and/or ballot was rejected. How can I confirm this and what can I do to fix any errors or get another one?

See Question #40

56. **COMPLETING BALLOT:** How do I complete the absentee ballot?

See Question #41

57. **ASSISTANCE COMPLETING BALLOT:** Can someone assist me filling out the ballot?

See Question #42 (vote by mail) or Questions #77-79 (in-person voting)

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<sup>63</sup> Neb. Rev. Stat. Ann. § 32-941.

<sup>&</sup>lt;sup>64</sup> https://sos.nebraska.gov/elections/early-voting; Neb. Rev. Stat. Ann. § 32-942.

<sup>65</sup> Neb. Rev. Stat. Ann. § 32-941.

58. **BALLOT DEADLINES:** What is the deadline for the ballot to be postmarked and/or received by, including dropping it off in person?

See Question #43

59. BALLOT DROP OFF LOCATIONS: Where can I drop off a ballot (instead of mailing it)?

See Question #44

60. ASSISTANCE DROPPING OFF: Can someone else drop off my completed ballot for me?

See Question #45

61. LOST OR SPOILED: What if I lost my absentee ballot or it is spoiled or I received an incorrect one?

See Question #46

62. **NON-RECEIPT OF BALLOT:** What if I requested an absentee ballot but have not received it? Can I do anything?

See Question #46

63. IN PERSON OPTION: What if I requested an absentee ballot but I want to vote in person on Election Day?

See Question #48

64. IN PERSON ABSENTEE: Where do I vote in-person absentee? When can I do this?

Voters can vote early in-person at their <u>county election office</u> for a period prior to an election (30 days prior to a primary or general election and 15 days for all other elections). The day before the election is the last day to vote early in person. For the November 5, 2024 election early voting will be from **October 7, 2024** to **November 4, 2024.** 66

# **POLLING PLACE ISSUES**

65. POLLING PLACE NOT OPEN: The polling place is not open. What should I do?

Instruct the voter to stay at the polling location. Double check that the location is correct and has not been moved (<a href="https://www.votercheck.necvr.ne.gov/voterview">https://www.votercheck.necvr.ne.gov/voterview</a>). Contact the county election office (<a href="https://sos.nebraska.gov/elections/election-officials-contact-information">https://sos.nebraska.gov/elections/election-officials-contact-information</a>). Voters may also call the Nebraska Secretary of State's Office Election Division at (888) 727-0007 (toll free) or (402) 471-2555 to report problems.

<sup>66</sup> https://sos.nebraska.gov/elections/early-voting; Neb. Rev. Stat. Ann. § 32-942.

66. **LONG LINES:** There are long lines at the polling place. What should I do? What if the polls are closing while I'm in line?

In either situation, instruct the voter to stay at the polling location.

See Question #18 for answer if voter is in line when polls are closing.

67. EQUIPMENT FAILURE: What should I do if there are equipment problems at my precinct?

Voters should immediately notify the election officers if the voting equipment breaks down (<a href="https://sos.nebraska.gov/elections/election-officials-contact-information">https://sos.nebraska.gov/elections/election-officials-contact-information</a>). However, paper ballots are used throughout Nebraska, and machines are only used to assist individuals with disabilities in marking their paper ballots and to count all the ballots. Therefore, even if a machine breaks down, most voters should be able to continue voting, and the ballots should be placed in a secure, backup storage container while the ballot counter (aka optical scanner) is not functioning or is being repaired.

68. **CAMPAIGNING:** What rules apply to people campaigning or "hanging around" my polling place? What counts as campaigning or electioneering? Can people approach me?

Individuals are prohibited from electioneering, including circulating petitions or soliciting votes, within 200 feet of any polling place or secure ballot drop box. Prohibited actions like electioneering include displaying or disseminating information with the purpose of advocating for or against any candidate, elected official, political party, or ballot measure. Campaigning is not allowed at the polling place and this includes handing out political literature, or circulate petitions within 200 feet of a polling place. Bringing buttons, hats, pencils, pens, shirts, signs, or stickers containing a candidate's name, likeness, logo, symbol or a ballot measure's number, title, subject matter, logo, or symbol into the polling place on Election Day is against the law.

Individuals are also prohibited from conducting an exit poll or otherwise interviewing voters on Election Day to determine voter preferences within 20 feet of the entrance of the polling place or within 100 feet of any voting booth.<sup>70</sup>

Persons may call their <u>County Election Official</u> or the Nebraska Secretary of State's Office Election Division at (888) 727-0007 (toll free) or (402) 471-2555 to report problems.

69. **VOTER CONDUCT:** What am I prohibited from wearing or doing in a polling place? Can I take photos inside?

See question #68.

70. **POLL WORKER CONDUCT:** What is a poll worker prohibited from wearing or doing in a polling place?

See question #68.

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<sup>67</sup> https://sos.nebraska.gov/elections/nebraska-election-security.

<sup>&</sup>lt;sup>68</sup> Neb. Rev. Stat. Ann. § 32-1524 (note, however, that political signs may be displayed on private property even if it is within 200 feet of the polling place or drop box).

<sup>69</sup> https://sos.nebraska.gov/elections/election-day-faq

<sup>&</sup>lt;sup>70</sup> Neb. Rev. Stat. Ann. § 32-1525.

Persons may call their <u>County Election Official</u> or the Nebraska Secretary of State's Office Election Division at (888) 727-0007 (toll free) or (402) 471-2555 to report problems.

71. **INTIMIDATION:** Are there any other specific restrictions on conduct outside of a polling place? What should I do if I feel unsafe or uncomfortable outside the polling place?

Noisy, riotous, or disruptive behavior at or near the polls so as to disturb the election is prohibited. Individuals who continue to act in such manner after being warned to stop, may be arrested.<sup>71</sup> Federal law also prohibits intimidation, which can be punished with civil and criminal penalties. Voters who feel safe or uncomfortable at or near a polling place should notify an election worker, who may contact police officers and/or sheriffs to help maintain order at the election.<sup>72</sup>

Persons may call their <u>County Election Official</u> or the Nebraska Secretary of State's Office Election Division at (888) 727-0007 (toll free) or (402) 471-2555 to report problems.

72. CHALLENGE: Someone is formally challenging my vote. What should I do?

Voter qualification may be challenged by any inspector, judge or clerk of election, or registered voter.<sup>73</sup> If challenged, a voter will be permitted to vote if they swear an affidavit as to their eligibility.<sup>74</sup>

See Question 14 for additional information.

73. **POLICE/MILITARY PRESENCE:** There are police/members of the military at the polling place. Is this okay? What should I do?

Police may be present at a polling location if the election commissioner, county clerk, or city or village clerk appoints or summons such police officers and sheriffs as may be necessary to maintain order at the election and enforce the Election Act. Except in counties having an election commissioner, if no police officer or sheriff is available, the judges of election may appoint one or more persons in writing to act as and have the powers of a police officer.<sup>75</sup>

However, intimidation of voters by law enforcement is always unlawful under state and federal law.<sup>76</sup>

It would be unlawful for the military or other armed federal agents to be deployed at a polling place (unless the country is being invaded).<sup>77</sup> Other federal statutes prohibit the military from interfering in elections.<sup>78</sup>

<sup>&</sup>lt;sup>71</sup> Neb. Rev. Stat. Ann. § 32-925.

<sup>&</sup>lt;sup>72</sup> Neb. Rev. Stat. Ann. § 32-924.

<sup>&</sup>lt;sup>73</sup> Neb. Rev. Stat. Ann. § 32-926.

<sup>&</sup>lt;sup>74</sup> Neb. Rev. Stat. Ann. § 32-932.

<sup>&</sup>lt;sup>75</sup> Neb. Rev. Stat. Ann. § 32-924.

<sup>&</sup>lt;sup>76</sup> See, e.g., Neb. Rev. Stat. Ann. § 32-925 (prohibiting misconduct by "any person"); 52 U.S.C. § 10101(b).

<sup>&</sup>lt;sup>77</sup> 18 U.S.C. § 592.

<sup>&</sup>lt;sup>78</sup> 18 U.S.C. § 593; 52 U.S.C. § 10102.

74. **THOUGHT WAS REGISTERED:** My name isn't on the voter registration roll but I thought I was registered. What should I do?

A voter's name may be removed from the list of registered voters by their written request, death, because the voter has registered or voted in another state, because the voter has become ineligible (e.g. through felony conviction or adjudication of incompetency), or in connection with a voter registration list maintenance program. The voter may also be removed if the election commissioner or county clerk receives notice the voter has moved from their registered address and the voter does not respond to a confirmation notice.<sup>79</sup>

If a voter is told that their name has been removed from the voter rolls and cannot resolve the issue, he or she is entitled to cast a provisional ballot. An election official will provide a provisional ballot, collect the provisional ballot after the voter has cast his or her vote, and ask the voter to sign a certification indicating that the voter is eligible to vote in that precinct.<sup>80</sup>

The following steps can be taken to help to determine why a voter's name is not popping up on the list of registered voters:

- Check the voter's registration status using the registration <u>lookup tool</u> to make sure they are registered to vote and at the right place. (See <u>Question #3</u>)
- Has the voter moved recently? Could they be registered at an old address? Check that address in the registration lookup tool. (See <u>Question #3</u> and <u>Question #8</u>)
- Has the voter changed their name recently, or could they be registered under a different name?
   Check that name (and any variations of the voter's name, especially for hyphenated names or "Jr", which sometimes trip up databases) in the registration lookup tool. (See Question #3)
- When/where did the voter register to vote? Was that before the deadline (See Question #6)?
- 75. **PROVISIONAL BALLOT:** I have been offered a provisional ballot. What should I do?

See info in Questions 22-24.

Inquire why the voter was offered a provisional ballot. A registered voter should be offered a provisional ballot only when:<sup>81</sup>

- The voter did not provide proof of residence or identification after registering by mail and does not provide identification to vote (see Question #19);82
- The voter moved to a new residence within the same county and did not re-register (see Question #8);83
- The voter's name does not appear on the voter rolls due to error (see Question #21);84 or
- The voter's name appears with the notation that they have received an early voting ballot. 85
- The voter cannot present valid photo identification or a reasonable impediment certificate (see Question #20 )

82 Neb. Rev. Stat. Ann. § 32-318.01.

<sup>&</sup>lt;sup>79</sup> Neb. Rev. Stat. Ann. § 32-326.

<sup>80</sup> Neb. Rev. Stat. Ann. § 32-915.

<sup>&</sup>lt;sup>81</sup> Id.

<sup>83</sup> Neb. Rev. Stat. Ann. §§ 32-914.02, 32-929.

<sup>84</sup> Neb. Rev. Stat. Ann. § 32-328.

<sup>85</sup> Neb. Rev. Stat. Ann. § 32-915.

Except for the above reasons, a registered voter should be able to cast a regular ballot. A provisional ballot should be a last resort. However, if the voter does cast a provisional ballot, the voter can check whether the ballot was counted by calling the Nebraska Secretary of State's Office at (888) 727-0007 or (402) 471-2555 or by visiting VoterCheck. If the voter was given a provisional ballot for lack of photo ID, the voter must present an acceptable form of photo ID on or before the Tuesday following the election to the local county election clerk.

# **ACCESSIBILITY/ASSISTANCE**

76. **EQUIPMENT ASSISTANCE:** I don't know how to use the voting equipment. Can I get help?

Paper ballots are used throughout Nebraska, and machines are only used to assist individuals with disabilities in marking their paper ballots and to count all the ballots.<sup>86</sup>

However, if a voter informs the judge of election that they need assistance, the voter may have a friend or relative assist them or request a poll worker assist the voter.<sup>87</sup>

77. **PHYSICAL DISABILITY:** I have a physical disability and need assistance. Is my polling place ADA compliant? Does my voting location have an accessible voting system?

Polling places are required to be accessible to all registered voters and to comply with the Americans with Disabilities Act and the Help America Vote Act. At least one voting booth at each polling place must be installed for easy access for those with physical limitations, must accommodate voters in wheelchairs, and must have a cover or barrier to provide privacy.<sup>88</sup> If an individual is unable to access the polling place, one judge of the election and one clerk of the election may take a ballot from the polling place to an accessible, convenient location within one block of the polling place (including the individual's vehicle) and may assist the individual in casting his or her vote.<sup>89</sup>

Voters may call the Nebraska Secretary of State's Office Election Division at (888) 727-0007 (toll free) or (402) 471-2555 to report problems.

78. **READING/LANGUAGE ASSISTANCE:** I am blind, have a physical disability, or cannot read English and require assistance in order to vote. Can I get assistance at the polls?

Yes. Voters who are blind, who cannot read, or who for reason of physical disability need assistance voting are entitled to choose a friend or relative to assist them with voting, or otherwise get assistance from an election official.<sup>90</sup>

<sup>86</sup> https://sos.nebraska.gov/elections/nebraska-election-security.

<sup>&</sup>lt;sup>87</sup> Neb. Rev. Stat. Ann. § 32-918.

<sup>88</sup> Neb. Rev. Stat. § 32-907.

<sup>89</sup> Neb. Rev. Stat. Ann. § 32-918(1).

<sup>&</sup>lt;sup>90</sup> Id.

Also, all polling places have ExpressVote machines, which offer voters with disabilities and other special needs the ability to mark ballot cards privately and independently by providing:

- an audio function with headset and earphones allowing voters with impaired vision to listen to choices
- a zoom feature enabling voters to increase the font size
- a sip/puff tube for voters who are not able to use the touch screen or touch pad
- a multi-language capability<sup>91</sup>

Voters may call the Nebraska Secretary of State's Office Election Division at (888) 727-0007 (toll free) or (402) 471-2555 to report problems.

79. **LANGUAGE ACCESS:** I am not an English speaker. What language resources are available? Can I bring someone in the booth to help me understand the ballot?

Voters who do not understand the language spoken at the polling place or in which the ballot is written may use an interpreter at the polling place or place where they are voting. Additionally, the Express Vote voting machines function in multiple languages, and the Secretary of State's website is available in 14 languages.<sup>92</sup>

80. **CURBSIDE VOTING:** Is curbside voting available? How do I request it?

Voters who go to the polling place but are physically unable to enter may remain in their vehicle and vote curbside. 93 One judge of the election and one clerk of the election may take a ballot from the polling place to an accessible, convenient location within one block of the polling place (including the individual's vehicle) and may assist the individual in casting his or her vote. Persons may call the Nebraska Secretary of State's Office Election Division Monday - Friday 8 a.m. to 5 p.m. at (888) 727-0007 (toll free) or (402) 471-2555 to report problems.

81. VOTER GUIDE: Can I bring a voting guide or reference notes with me into the voting booth?

Voters are allowed to bring notes, a voter's guide, or a sample ballot into the voting booth. Some polling places do restrict cell phone use, so it might be safer to bring paper copies.<sup>94</sup>

## STATE SPECIFIC SUPPLEMENT

82. **GUNS AT THE POLLING PLACE:** Are guns allowed at the polling place?

Except for qualified law enforcement, persons may not carry concealed handguns at a polling place during an election. 95

<sup>91</sup> https://sos.nebraska.gov/elections/accessible-voting

<sup>92</sup> https://sos.nebraska.gov/elections/accessible-voting.

<sup>&</sup>lt;sup>93</sup> Neb. Rev. Stat. Ann. § 32-918(1).

<sup>94</sup> https://www.usa.gov/who-you-can-vote-for.

<sup>&</sup>lt;sup>95</sup> Neb. Rev. Stat. § 28-1202.01.

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Nebraska does not have a specific law prohibiting open carry of firearms at polling places, however, it does prohibit firearms in certain types of buildings that may be used as polling places (e.g. schools).

83. **QUESTIONS:** Who should I contact if I have questions about any of the above?

For most voter issues, the first place to check is with county election officials (<a href="https://sos.nebraska.gov/elections/election-officials-contact-information">https://sos.nebraska.gov/elections/election-officials-contact-information</a>).

For statewide issues, the Nebraska Secretary of State provides many resources online (https://sos.nebraska.gov/elections/general-voter-information) and takes calls (402-471-2555).