

Revised #68

**AMENDMENT TO H.R. 2647, AS REPORTED  
OFFERED BY MRS. MALONEY OF NEW YORK**

At the end of subtitle H of title V (page 175, after line 11), add the following new section:

1 **SEC. 586. OVERSEAS VOTING ADVISORY BOARD.**

2 (a) ESTABLISHMENT; DUTIES.—There is hereby es-  
3 tablished the Overseas Voting Advisory Board (hereafter  
4 in this Act referred to as the "Board").

5 (b) DUTIES.—

6 (1) IN GENERAL.—The Board shall conduct  
7 studies and issue reports with respect to the fol-  
8 lowing issues:

9 (A) The ability of citizens of the United  
10 States who reside outside of the United States  
11 to register to vote and vote in elections for pub-  
12 lic office.

13 (B) Methods to promote voter registration  
14 and voting among such citizens.

15 (C) The effectiveness of the Director of the  
16 Federal Voting Assistance Program under the  
17 Uniformed and Overseas Citizens Absentee Vot-  
18 ing Act in assisting such citizens in registering  
19 to vote and casting votes in elections.

1 (D) The effectiveness of the administration  
2 and enforcement of the requirements of the  
3 Uniformed and Overseas Citizens Absentee Vot-  
4 ing Act.

5 (E) The need for the enactment of legisla-  
6 tion or the adoption of administrative actions to  
7 ensure that all Americans who are away from  
8 the jurisdiction in which they are eligible to  
9 vote because they live overseas or serve in the  
10 military (or are a spouse or dependent of some-  
11 one who serves in the military) are able to reg-  
12 ister to vote and vote in elections for public of-  
13 fice.

14 (2) REPORTS.—In addition to issuing such re-  
15 ports as it considers appropriate, the Board shall  
16 transmit to Congress a report not later than March  
17 31 of each year describing its activities during the  
18 previous year, and shall include in that report such  
19 recommendations as the Board considers appropriate  
20 for legislative or administrative action, including the  
21 provision of funding, to address the issues described  
22 in paragraph (1).

23 (3) COMMITTEE HEARINGS ON ANNUAL RE-  
24 PORT.—During each year, the Committees on Armed  
25 Services of the House of Representatives and Sen-

1       ate, the Committee on House Administration of the  
2       House of Representatives, and the Committee on  
3       Rules and Administration of the Senate may each  
4       hold a hearing on the annual report submitted by  
5       the Board under paragraph (2).

6       (c) MEMBERSHIP.—

7           (1) APPOINTMENT.—The Board shall be com-  
8       posed of 5 members appointed by the President not  
9       later than 6 months after the date of the enactment  
10      of this Act, of whom—

11           (A) 1 shall be appointed from among a list  
12      of nominees submitted by the Speaker of the  
13      House of Representatives;

14           (B) 1 shall be appointed from among a list  
15      of nominees submitted by the Minority Leader  
16      of the House of Representatives;

17           (C) 1 shall be appointed from among a list  
18      of nominees submitted by the Majority Leader  
19      of the Senate; and

20           (D) 1 shall be appointed from among a list  
21      of nominees submitted by the Minority Leader  
22      of the Senate.

23           (2) QUALIFICATIONS.—An individual may serve  
24      as a member of the Board only if the individual has  
25      experience in election administration and resides or

1 has resided for an extended period of time overseas  
2 (as a member of the uniformed services or as a civil-  
3 ian), except that the President shall ensure that at  
4 least one member of the Board is a citizen who re-  
5 sides overseas while serving on the Board.

6 (3) TERMS OF SERVICE.—

7 (A) IN GENERAL.—Except as provided in  
8 subparagraph (B), each member shall be ap-  
9 pointed for a term of 4 years. A member may  
10 be reappointed for additional terms.

11 (B) VACANCIES.—A vacancy in the Board  
12 shall be filled in the manner in which the origi-  
13 nal appointment was made. Any member ap-  
14 pointed to fill a vacancy occurring before the  
15 expiration of the term for which the member's  
16 predecessor was appointed shall be appointed  
17 only for the remainder of that term. A member  
18 may serve after the expiration of that member's  
19 term until a successor has taken office.

20 (4) PAY.—

21 (A) NO PAY FOR SERVICE.—A member  
22 shall serve without pay, except that a member  
23 shall receive travel expenses, including per diem  
24 in lieu of subsistence, in accordance with appli-

1 cable provisions under subchapter I of chapter  
2 57 of title 5, United States Code.

3 (B) REIMBURSEMENT OF TRAVEL EX-  
4 PENSES BY DIRECTOR.—Upon request of the  
5 Chairperson of the Board, the Director of the  
6 Federal Voting Assistance Program under the  
7 Uniformed and Overseas Citizens Absentee Vot-  
8 ing Act shall, from amounts made available for  
9 the salaries and expenses of the Director, reim-  
10 burse the Board for any travel expenses paid on  
11 behalf of a member under subparagraph (A).

12 (5) QUORUM.—3 members of the Board shall  
13 constitute a quorum but a lesser number may hold  
14 hearings.

15 (6) CHAIRPERSON.—The members of the Board  
16 shall designate one member to serve as Chairperson.

17 (d) STAFF.—

18 (1) AUTHORITY TO APPOINT.—Subject to rules  
19 prescribed the Board, the chairperson may appoint  
20 and fix the pay of such staff as the chairperson con-  
21 siders necessary.

22 (2) APPLICATION OF CIVIL SERVICE LAWS.—  
23 The staff of the Board shall be appointed subject to  
24 the provisions of title 5, United States Code, gov-  
25 erning appointments in the competitive service, and

1 shall be paid in accordance with the provisions of  
2 chapter 51 and subchapter III of chapter 53 of that  
3 title relating to classification and General Schedule  
4 pay rates.

5 (3) EXPERTS AND CONSULTANTS.—Subject to  
6 rules prescribed by the Board, the Chairperson may  
7 procure temporary and intermittent services under  
8 section 3109(b) of title 5, United States Code.

9 (4) STAFF OF FEDERAL AGENCIES.—Upon re-  
10 quest of the Chairperson, the head of any Federal  
11 department or agency may detail, on a reimbursable  
12 basis, any of the personnel of that department or  
13 agency to the Board to assist it in carrying out its  
14 duties under this Act.

15 (e) POWERS.—

16 (1) HEARINGS AND SESSIONS.—The Board  
17 may, for the purpose of carrying out this Act, hold  
18 hearings, sit and act at times and places, take testi-  
19 mony, and receive evidence as the Board considers  
20 appropriate. The Board may administer oaths or af-  
21 firmations to witnesses appearing before it.

22 (2) OBTAINING OFFICIAL DATA.—The Board  
23 may secure directly from any department or agency  
24 of the United States information necessary to enable  
25 it to carry out this Act. Upon request of the Chair-

1 person, the head of that department or agency shall  
2 furnish that information to the Board.

3 (3) **MAILS.**—The Board may use the United  
4 States mails in the same manner and under the  
5 same conditions as other departments and agencies  
6 of the United States.

7 (4) **ADMINISTRATIVE SUPPORT SERVICES.**—  
8 Upon the request of the Board, the Administrator of  
9 General Services shall provide to the Board, on a re-  
10 imburseable basis, the administrative support services  
11 necessary for the Board to carry out its responsibil-  
12 ities under this Act.

13 (f) **AUTHORIZATION OF APPROPRIATIONS.**—There  
14 are authorized to be appropriated to the Board such sums  
15 as may be necessary to carry out this section for fiscal  
16 year 2010 and each succeeding fiscal year.

