



Draft Language for Additional Guidance in Classification Block for FPCA and FWAB

The purpose of this question is to help local election officials decide whether to send a federal ballot only or a ballot that also includes state and local races~~which ballot to send you~~. Overseas citizens: The intent to return refers specifically to intent to return to your voting state, not intent to return to the US. Your voting state will use this information to determine, whether, under your voting state's law, you are entitled to a ballot that just contains the federal elections for President, Senate and House of Representatives or whether you are still domiciled and can be sent a ballot that also includes state and local races. The State Department confirms that checking "I do not intend to return" cannot be used to determine any intent to renounce citizenship. If you do not have current plans to return or have never lived in your voting state, you should select "I do not intend to return." In block 9 enter "I do not have current plans to move to the US and would like a federal ballot only." ~~R-your selection may affect whether you receive a full federal, State, and local ballot, or just a federal ballot. Selecting "do not intend to return" may result in you receiving a federal ballot only. However,~~ regardless of the choice you make, if you wish to receive a federal ballot only, write, "I wish to receive a federal ballot only" in block 9. Please contact your local election official (hyperlink shown below) for any questions on your specific situation.

Anyone who receives and votes a full ballot with state and local races needs to determine for themselves whether they will be subject to state and local taxes.
~~If you have any question as to whether your selection may also affect your State and local tax status, please contact your tax advisor and your State and local tax authority."~~

This is the page the voters will view upon clicking to contact their local election official:
<https://www.fvap.gov/r3/jurisdictions>



FVAP Recommendations

Initially:

- Update Guide and R3 to include additional guidance in Classification Block and Block 9. Include more explicit general language providing more information about the two overseas citizens boxes in Classification Block, specifically raising tax liability issues, that will be added to: A) the Classification block instructions for all States in the VAG (online, print, errata) and B) The "Voter Classification" screen of the R3 wizard on fvap.gov.
- Add guidance for overseas children who never resided in a State to use the 5th box in Classification Block.

Midterm, but still before the election:

- Add more granular State-specific language in Classification Block. This will be a rollout process based on the number of estimated overseas voters from specific States, and available funds.
- Provide State-specific language for a Block 9 entry for overseas children who never resided in a State.

Long term (likely initiated before the election, but not completed until 2013):

- Formally revise the FPCA and FWAB through the federal forms review process:
 - Initiate the changes to the forms after the 2012 election (December 2012) to also allow for integration of other needed changes that may arise during this election cycle.
 - Change the FPCA and FWAB forms after the 2012 election to add an additional Overseas citizen choice of, "...I do not know if I intend to return."
 - Revise the overseas citizen choices in Classification Block to include children who have never resided in a State, or keep in the 5th box of Classification Block?
- FVAP engage Armed Forces Tax Counsel (which has jurisdiction over non-armed forces tax issues for DoD civilians as well) on the impact of Section 106 of UOCAVA on the tax liability for exercising rights and forms by UOCAVA voters.



Draft Language for Additional Guidance in Classification Block for FPCA and FWAB

"The purpose of this question is to help local election officials decide which ballot to send you. Overseas citizens: your selection may affect whether you receive a full federal*, State, and local ballot, or just a federal* ballot. Selecting "do not intend to return" may result in you receiving a federal ballot only. However, regardless of the choice you make, if you wish to receive a federal ballot only, write, "I wish to receive a federal ballot only" in block 9. Please contact your local election official (hyperlink shown below) for any questions on your specific situation.

If you have any question as to whether your selection may also affect your State and local tax status, please contact your tax advisor and your State and local tax authority."

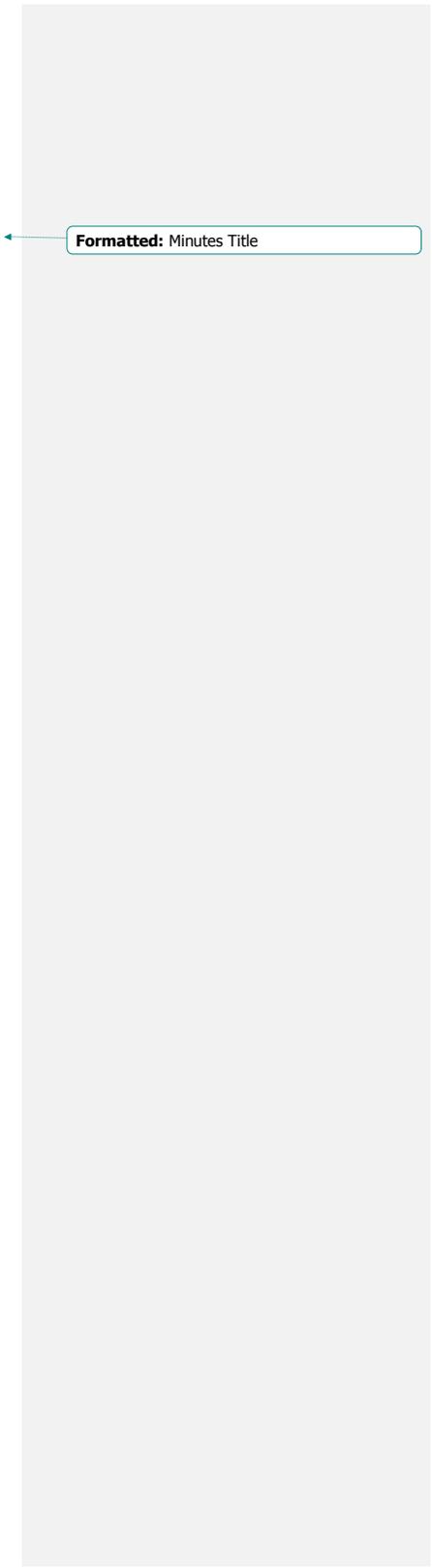
* [Federal ballot: President, Vice President, Senator\(s\), Congressperson](#)

This is the page the voters will view upon clicking to contact their local election official:
<https://www.fvap.gov/r3/jurisdictions>



FVAP Recommendations

Initially:



Formatted: Minutes Title



- Update Guide and R3 to include additional guidance in Classification Block and Block 9. Include more explicit general language providing more information about the two overseas citizens boxes in Classification Block, specifically raising tax liability issues, that will be added to: A) the Classification block instructions for all States in the VAG (online, print, errata) and B) The "Voter Classification" screen of the R3 wizard on fvap.gov.
- Add guidance for overseas children who never resided in a State to use the 5th box in Classification Block.

(I understand that it is FVAP policy that, in those states which do not explicitly allow them to vote under UMOVA or other state legislation, US citizen children should not be voting. This is something that the two organizations I represent – FAWCO and AARO – cannot support. Until the form has been changed, our only solution would be to advise those would-be voters – and many others who “don’t know” about their return - to use the 2005 form. Even if a FAWCO or AARO member is planning on returning to the US, most of them, if asked, would say they are not returning to the district in which they vote from abroad.)

Midterm, but still before the election:

- Add more granular State-specific language in Classification Block. This will be a rollout process based on the number of estimated overseas voters from specific States, and available funds.
- Provide State-specific language for a Block 9 entry for overseas children who never resided in a State.

(what would this language be? See above comment about the states which do not explicitly allow these children to vote. I would prefer language that makes it clear that in certain (listed) states only, they are not allowed to vote)

Long term (likely initiated before the election, but not completed until 2013):

- Formally revise the FPCA and FWAB through the federal forms review process:
 - Initiate the changes to the forms after the 2012 election (December 2012) to also allow for integration of other needed changes that may arise during this election cycle.
 - Change the FPCA and FWAB forms after the 2012 election to add an additional Overseas citizen choice of, “...I do not know if I intend to return.”
 - Revise the overseas citizen choices in Classification Block to include children who have never resided in a State, or keep in the 5th box of Classification Block?
- FVAP engage Armed Forces Tax Counsel (which has jurisdiction over non-armed forces tax issues for DoD civilians as well) on the impact of Section 106 of UOCAVA on the tax liability for exercising rights and forms by UOCAVA voters.



UNION OF OVERSEAS VOTERS

ASSOCIATION À BUT NON LUCRATIF RÉGIE PAR LA LOI DE 1901

N° R.N.A. W751211995

14 May 2012

Union of Overseas Voters suggested language

138 words / 865 characters

FPCA Draft "Classification" recommendations

Original 128 words / 760 characters

Overseas citizens: This question will help local election officials decide whether you are eligible to vote in state and local elections.

If you select "do not intend to return," you may only receive a ballot for federal elections: for President, Vice-President, U.S. Representative, and U.S. Senate.

Voting for candidates for federal offices does not affect your federal or state tax liability. Voting for candidates for state or local offices could affect your state tax liability.

If you are concerned how your response may affect your state tax status, consult legal counsel, a tax advisor, or your state tax authorities.

Regardless of your response to this question, if only want to receive a federal ballot, you may indicate, "I request only a federal ballot" in block 9.

Contact your local election official (hyperlink shown below) for additional information.

ADDRESS: 4 RUE DES ARÈNES — 75005 PARIS — FRANCE

TOLL-FREE IN FRANCE: 0805 696 408

TEL : +33 (0)1 8416 6204 — INFO@UNIONOFOVERSEASVOTERS.ORG — WWW.WEVOTE.FR