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I. VOTING AS A US CITIZEN ABROAD

1 | LIVE OUTSIDE THE US, CAN I VOTE IN US ELECTIONS?

Yes, US citizens living outside the US have the right to vote in US elections as overseas voters! It doesn't matter if you were registered to vote previously in the US or how long you have lived outside the US.

All overseas voters are eligible to vote in Federal Elections, that is, for President, US Senator and US House of Representatives. Federal elections take place every two (2) years. Overseas voters may vote in the Primary as well as the General election and in any Special federal elections that may be required outside of the regularly scheduled elections.

Some overseas voters are also eligible to vote in State and Local Elections (such as Governor, State Legislature, Mayor). Please see **FAQs # 27, 28 & 29** (below) for more information about voting in State and Local Elections.

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2. CAN I VOTE IN THE MIDTERM ELECTIONS?

Yes. US citizens living outside the US have the right to vote in US Federal elections. The Midterm Elections are Federal elections that occur every two years and include all 435 seats in the US House of Representatives along with one-third of the US Senate seats.

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3. CAN I VOTE IN THE PRIMARIES AS AN OVERSEAS VOTER?

Yes, overseas voters may vote in the primaries! And, in addition to your state's primary election, we urge all DA members to vote in DA's "Global Presidential Primary" for the Democratic nominee for President. Voting in the DA Primary gives your vote a bit more weight (there are far fewer DA members than state voters), plus a good turnout increases our ability to have the Democratic Party and the candidates address issues pertaining to overseas US citizens.

To vote in the 2020 elections, you'll need to send in your form to request your ballot in 2020. Sending in that form, the Federal Post Card Application (FPCA), will cover you for all elections for that calendar year, including any Primary, General and Special Elections in your voting jurisdiction. Please see **FAQ # 6** (below) for more information about how to send in your FPCA form using www.votefromabroad.org.

And when you use www.votefromabroad.org to fill out and submit your form, there's a prompt to indicate if you wish to join Democrats Abroad (or are already a member). If you confirm you are a DA member or become one at that time, then you'll be all set for your state primary and DA's primary as well as the November general election!

Please note that you can participate in both DA's primary and your state's primary, but there's one major rule: **you can't vote twice for the presidential nominee!**

1. *If you choose to vote in DA's primary* (for the Democratic presidential nominee), then you can still vote in your state's primary--but you can't vote for the presidential nominee again!

Instead, you would vote only for the remaining offices on your state's primary ballot (such as, US Senate, US House and any state and local offices on your ballot).

2. *If you decide **not** to vote in DA's primary*, then you may still vote in your state's primary election and vote for your choice for the presidential nominee at that time.

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4. [FOR 2019 ONLY:] I WANT TO VOTE IN THE 2020 ELECTIONS--WHAT SHOULD I DO NOW?

That's great you want to vote in 2020! To register to vote as an overseas voter, you will need to send in the Federal Post Card Application (FPCA). It's only one page and only takes 5-10 minutes to submit. Once that's done, you'll be registered to vote and the form will also serve to request your ballot for all elections applicable to you for the *calendar year*, that is, all Primary and General Elections, as well as Special Elections you may otherwise not be aware of.

However, the "ballot request" portion of the form typically applies only to that calendar year. That means you'll need to send in the form request your ballot for *every calendar year* in which you wish to vote.

If you can send the form in now, but you'll need to send it in again in 2020. So, we recommend that you put it on your calendar for January 2nd! And we'll start sending out reminders in January to DA members to send in their FPCA form. (Be sure to stay opted in to receive DA voter information emails. If you aren't sure, you can check your "Account Settings" at www.democratsabroad.org)

Please see **FAQ # 6** (below) for more information about sending in your FPCA form. And when you use www.votefromabroad.org to fill out and submit your form, there's a prompt to indicate if you are a DA member (or wish to join DA). If you confirm you are a DA member (or become one at that time), then you'll be all set for your state primary and DA's primary as well as the November general election!

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II. REGISTERING TO VOTE FROM ABROAD

5. WHAT IS THE PROCESS TO VOTE AS A US CITIZEN LIVING ABROAD?

To vote in US elections while living abroad, you need to:

1. Submit the Federal Post Card Application (FPCA) form to your Local Election Official to register to vote--and it will also request a ballot for that calendar year. Go to www.votefromabroad.org and follow the prompts.

If you are already registered to vote, you still need to submit the FPCA to request your absentee ballot every calendar year.

2. Your Local Election Official sends you a blank Absentee Ballot, either by email, fax, website link or postal mail.
3. You fill in the ballot, then submit the voted ballot to your Local Election Official by the deadline. Depending on the state, you may be able to submit the voted ballot by email or fax, but postal mail is accepted in all states.

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6. HOW DO I REGISTER TO VOTE OR REQUEST A BALLOT AS A US CITIZEN LIVING ABROAD?

A US citizen can register to vote from abroad while living, working or traveling overseas by submitting one federal registration form. As an overseas voter, you need to send in the same form to request your ballot *for every calendar year* in which you wish to vote.

The form, the Federal Post Card Application (FPCA) is only one page and will cover you for all elections in the calendar year: Primary, General and Special Elections that you may otherwise not be aware of.

It only takes 5-10 minutes to fill out and submit the form:

1. Go to www.votefromabroad.org, click on "Start" and follow the prompts to fill out the form.

*We highly recommend you check the box on the form to request your blank ballot be sent to you by Email/Online or Fax--you won't have to worry about your blank ballot being lost or delayed in the Mail.
2. Submit the completed and signed form to your Local Election Official in the US. The instructions will indicate whether your state accepts the form by Email or Fax as well as Mail

(most states do) and will also provide the applicable contact information.

3. If you submit the form by Mail or Fax, you must print out and SIGN the completed form. To submit by Email, you may either print it out--or--follow the instructions to photograph your signature and submit the form directly to your state from the website.

If you have any questions while filling out the form, VoteFromAbroad.org has an online chat box (the orange square in the lower right corner of the screen).

[Option 1: If ballots are not yet available:

After you send in your form, be sure to email or call your Local Election Official to verify they received it. The applicable contact information is in the printed instructions from VoteFromAbroad.org included with your completed form. You can also look up the contact information for your Local Election Official here: www.votefromabroad.org/states

[Option 2: When ballots are available:

Ballots for the _____ Election are now available!

If you don't get your ballot emailed to you in a few days after sending in your form (check your spam folder!), please email or call your Local Election Official to verify they received it and will be sending a ballot to you. The applicable contact information is in the printed instructions from VoteFromAbroad.org included with your completed form. You can also look up the contact information for your Local Election Official here: www.votefromabroad.org/states

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7. WHY SHOULD I SEND IN AN FPCA FORM TO INDICATE I AM AN OVERSEAS VOTER? CAN'T I USE A REGULAR IN-STATE ABSENTEE BALLOT REQUEST?

We strongly recommend that all overseas voters submit the Federal Post Card Application (FPCA) form to let your Local Election Official know you are now living abroad. The FPCA is only one page and takes only a few minutes to fill out and send in. It acts like an address update, which voters are required to provide, BUT it also provides significant advantages that are only available to overseas voters:

1. An FPCA form, sent in the calendar year of an election, protects your ballot at the federal level in case of a recount. (A ballot that doesn't have a corresponding FPCA form may be subject to challenge in a close election).
2. You will receive a ballot for every election in that **calendar** year, including primaries, special elections and runoff elections. (Many states require voters who wish to vote absentee to submit a form for every single election if using the regular state form).

3. You can request your ballot be sent to you via email, fax or online instead of postal mail;
4. Your state must send your ballot to you at least 45 days before the election;
5. If you don't receive your ballot in time to send it in by the deadline, you can use the Federal Write-in Absentee Ballot (FWAB) to vote;
6. Many states allow overseas voters additional time to submit their ballots and/or allow overseas voters to submit ballots via electronic means.

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8. WHY SHOULD I SEND IN THE FORM TO REQUEST MY BALLOT EVERY CALENDAR YEAR?

As an overseas voter, you need to send in the form to **request your ballot every calendar year** in which you wish to vote.

Voting in the last federal election does not mean you will get a ballot for the next election! Under Federal law, states are only required to send you a ballot if you submit the form to request it that calendar year--even if you're a registered voter. Nineteen (19) states require an annual request and most of the remaining states require a request every two years, which is difficult to keep track of. Be safe and send in your form every year--you don't want to miss your chance to vote!

Overseas voters use the same form (the Federal Post Card Application or FPCA) to both register to vote initially *and* to request a ballot each year. The FPCA is only one page and takes only a few minutes to fill out and send in, but it provides significant benefits, including protecting your ballot at the federal level in case of a recount. [For more information about the protections provided by the FPCA, please see **FAQ # 7** (above)].

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9. I'M ALREADY A REGISTERED VOTER AND/OR MY STATE ALWAYS SENDS MY BLANK BALLOT, WHY SHOULD I SEND IN THE FPCA FORM?

Even though you vote in a state that typically sends out a ballot without an annual request, we still urge all overseas voters to send in the form to request a ballot every year to make sure you will be able to vote.

But, if you don't want to send in the form, it's still very important that **you email or call your Local Election official to verify that you will be getting a ballot this year**. Mistakes can happen and states can change their voting rules! Every election, we hear from voters who find out too late that they won't be able to vote because they missed the deadline to request their ballot.

And remember, an FPCA form, sent in the calendar year of an election, protects your ballot at the federal level in case of a recount.

You can look up the contact information for your Local Election Official here:

www.votefromabroad.org/states

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10. HOW DO I CHECK IF I AM REGISTERED TO VOTE AND/OR IF MY BALLOT REQUEST FORM WAS RECEIVED?

Only your Local Election Official in the US can accept your voter registration and send out a ballot. You should **email or call** your Local Election Official to verify you are a registered voter and that they will be sending you a ballot. You can look up the contact information here:

www.votefromabroad.org/states

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11. SHOULD I BOTHER TO VOTE--WILL MY OVERSEAS BALLOT BE COUNTED?

Yes, your overseas ballot will absolutely be counted! States must count every valid ballot received before the election result may be certified. When you see a race “called” for a candidate shortly after the close of polls, that is a provisional assessment that the remaining outstanding ballots are not numerically sufficient to alter the outcome. But the actual outcome cannot be certified until all ballots have been tallied--including ballots from overseas voters!

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III. FILLING OUT THE FPCA (FEDERAL POST CARD APPLICATION):

12. WHY SHOULD I USE WWW.VOTEFROMABROAD.ORG RATHER THAN THE PAPER FORM?

We urge voters to use the www.votefromabroad.org website to fill out their Federal Post Card Application (FPCA) because:

- The form covers all 50+ US voting jurisdictions, but many states have unique requirements that voters must also adhere to. When you use the website, the prompts automatically include your state's specific requirements.
- All information on your form will be printed out legibly. Illegibility is the major cause of form rejection.
- The website provides complete, step-by-step Instructions how to submit the completed form to your Local Election Official, with the full mailing address, email address, phone and fax information.
- The website also provides instructions on how to verify with your Local Election Official that your form was received.
- If your state allows email submission, you may opt to submit your completed form directly from the website without the need to print it out.

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13. SHOULD I CHOOSE “I INTEND TO RETURN” OR “MY RETURN IS UNCERTAIN”?

It is up to you to decide which category to choose.

If you chose “I intend to return” you don't have to have a set date of return and it doesn't have to be within a set time frame, but you do need to have an **intention** to return at some time in the future. If you chose “I intend to return”, you will receive a ballot to vote in both Federal (US President, US Senate and US House of Representatives) and State elections (Governor, State Legislature, etc).

[The following does not apply to states with NO state income tax: Delete if you know they vote in **AK, FL, NV, SD, TX, WA and WY:**

**Note: Please be aware that selecting “I intend to return” rather than “my return is uncertain” may contribute towards establishing yourself as a tax resident in your voting state. Because the legal requirements to establish “residence” or “domicile” for tax purposes are determined by state law and the specific facts of your life, before you chose “I intend to return”, you may consider seeking advice on these matters from your tax professional.*

If you don't have a current intention to return to your state or otherwise don't wish to choose "I intend to return", then you should opt for "my return is uncertain". You will receive a ballot for Federal elections--and more than half of the states (31) will also provide a ballot for State elections.

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14. CAN I REGISTER TO VOTE IF I'VE NEVER RESIDED IN THE US?

Yes. As a US citizen living abroad, you can submit the Federal Post Card Application (FPCA) to register to vote and request your ballot even though you have never resided in the US.

For your "voting address," use the address of the last place your US citizen parent lived in the US. (If both of your parents are US citizens, you may use the last US address of either US parent.)

*[Provide information in **FAQ # 6** as well]*

[Include only if question asks about the "never resided" category on the FPCA:]

Currently, 14 states do not allow US citizens who have never resided in the US to register to vote in their jurisdiction. This effectively disenfranchises US citizens who are otherwise entitled to vote and also incur all the responsibilities of being a US citizen, such as filing tax returns and registering for the military draft. The US government website to register to vote from abroad (www.fvap.gov) doesn't list the "never lived" option for the 14 states that exclude these voters and www.votefromabroad.org also excludes this option.

If you are a US citizen who has never lived in the US and are registering to vote in one of these 14 states, then as a non-military overseas voter, you should choose as your voter type that you either "intend to return" or that "my return is uncertain." [Please see **FAQ # 13** (above) discussing these categories]

The 14 states that do not allow US citizens who have never resided in the US to register to vote in their jurisdiction are:

Alabama	Indiana	Montana
Arkansas	Louisiana	Pennsylvania
Florida	Maryland	Texas
Idaho	Mississippi	Utah
Illinois (non-military)	Missouri	

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15. WHAT CAN I DO IF MY STATE REJECTED MY VOTER REGISTRATION BECAUSE I'VE NEVER RESIDED IN THE US?

Most states allow a US citizen who has never resided in the US to register to vote using the address of the last place the US citizen parent lived in the US. However, 14 states require that a voter must have actually resided in the state in the past to register to vote there. This position effectively disenfranchises US citizens like yourself who otherwise are otherwise entitled to vote and also incur all the responsibilities of being a US citizen, such as filing tax returns and registering for the military draft.

The Federal Post Card Application (FPCA) lists 5 categories for overseas voters to choose from, including "I have never lived in the US." However the FPCA is meant to be used in all 50 states (plus 6 non-state jurisdictions) and not all classification categories are applicable for every state. The US government website to register to vote from abroad (www.fvap.gov) doesn't list the "never lived" option for the 14 states that exclude US citizens who have never resided in the US and www.votefromabroad.org also excludes this option for those states.

If your voter registration was rejected because you indicated you've "never resided" in the state, you can try to re-apply under another category. As a non-military overseas voter, your choices would be: "intend to return" or "return is uncertain." [Please see **FAQ # 13** (above) discussing these categories]

Alternatively, you could seek to apply to register to vote in another state if you have sufficient ties to that state. If you have a strong tie to another state, such as lengthy stays (30 days in-state is often a requirement to register to vote) or multiple visits to friends or relatives in-state, you may be able to use one of those addresses as your "US voting address."

Please keep in mind, this is general advice about registering to vote as an overseas voter. The Local Election Official (LEO) in the voting district makes the final determination whether to accept a voter registration form. If the LEO rejects a voter registration form, they must provide the voter with an explanation.

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16. WHAT IS MY "US VOTING ADDRESS"?

As a US citizen living abroad, your voting address is the street address of the last place you lived in the US. This applies even if your family no longer owns the property or you no longer have ties to the state or you don't intend to return to that state. It also doesn't matter if you were registered to vote at that address.

If you are a US citizen who has never lived in the US, your voting address is the street address of the last place your US citizen parent lived in the US. If both of your parents are US citizens, you may use the last US address of either US parent.

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17. I CAN'T REMEMBER MY LAST US ADDRESS, HOW DO I FIND IT?

If you don't remember your US voting address (that is, your last residence address in the US), here are some ideas to try to find that information:

1. If you were previously registered to vote, check your state's website to see if your voter registration information is still available. It may include your voting address.
2. Look for old documents that might have your US street address, such as tax returns, letters, address books or your birth certificate.
3. Ask relatives and friends if they remember your old address.
4. If you have a general location but no street address, use Google Earth "street view" to look for a street address.
5. If you know the county where it was located, call the Local Election Official for the area and describe the location. They may be able to help find the address. You can find contact information for Local Election Officials here: www.votefromabroad.org/states

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18. CAN I REGISTER TO VOTE IN A DIFFERENT STATE?

As a US citizen living abroad, your voting address is usually the address of the last place you lived in the US. If you feel you have sufficient ties with another state, you may be eligible to change your voter registration. But it is up to the Local Election Official whether to accept your voter registration in their jurisdiction. You may wish to contact them, explain your situation and ask what their decision will be.

You can look up the contact information for Local Election Officials here:

www.votefromabroad.org/states

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19. SHOULD I GET MY BALLOT SENT TO ME BY "EMAIL/ONLINE", "FAX", OR "MAIL".

We strongly recommend that voters request their ballots be sent to them electronically, that is, either via email/online or fax.

Remember this is the blank ballot coming to you, so there are no privacy concerns. Selecting electronic delivery means you will get your ballot almost immediately after it is sent to you. You don't have to worry about the ballot being delayed or lost while coming in the mail. Particularly in

countries with poor, slow or non-existent mail service, receiving a blank ballot electronically can make the difference in getting your voted ballot back by the election deadline.

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20. I FILLED OUT THE FORM ON WWW.VOTEFROMABROAD.ORG, AM I DONE?

No, you must sign and submit your form to your Local Election Official in the US! Only your Local Election Official has the authority to register you to vote and to send out a ballot. The website, www.votefromabroad.org, provides help to fill out the Federal Post Card Application (FPCA) and also provides complete, step-by-step Instructions how to submit the completed form and to verify it was received.

And after you send in your form, you should **email or call** your Local Election Official to verify they'll be sending you a ballot. The contact information is at www.votefromabroad.org/states

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IV. RECEIVING AND RETURNING BALLOTS:

21. WHAT CAN I DO TO MAKE SURE I'LL RECEIVE MY BALLOT?

Never assume that you will receive a ballot. You should always verify with your Local Election Official in the US that you will be receiving a ballot for the upcoming election. And please try to do this as soon as possible--you don't want to find out that you've missed the deadline!

You should **email or call** your Local Election Official to verify they will be sending you a ballot. You can look up the contact information here: www.votefromabroad.org/states

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22. WHAT CAN I DO TO MAKE SURE MY VOTE IS COUNTED?

Your ballot is your vote--when you get it, be sure to fill it out and return it right away. You don't want your ballot to be rejected because you missed the deadline.

Each state has its own rules and procedures that you must follow to ensure your vote is deemed valid. Your ballot will contain the instructions and deadlines specific to your voting state. *Please be sure to read and follow the instructions completely!*

If you have any questions, contact your Local Election Official for clarification--email is usually best so you will have a written record. Don't make guesses; if your ballot is rejected, you won't get a second chance!

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23. SHOULD I USE THE OPTION TO RETURN MY BALLOT ELECTRONICALLY?

About half of the states now allow overseas voters to return their ballots electronically--that is, by Email, Fax or Online Upload. This can be a huge boon to overseas voters who live in areas where the postal system is unreliable or non-existent or who otherwise may not be able to meet the deadline for returning their ballots.

It's your choice whether to send in your ballot electronically. There are security and confidentiality concerns, but those risks could be worthwhile if the alternative is not having your ballot counted at all!

- If your state has online upload your state will have made sure the connection is secure. This may even be more secure than Mail as you don't have to worry about your ballot being delayed or lost in the Mail.

- If you submit your ballot by Email or Fax, you will need to sign a waiver of your right to a secret ballot as your ballot will not be sealed when you send in. Your Local Election Official will separate your identifying information from your vote as soon as possible and no one should be able to see how you personally voted, but it will be open when submitted.
- If your state only allows return by Fax (not Email) and you don't have access to a fax machine, there are free apps that will convert an email attachment to a fax. Scan in your ballot and any required materials as an email attachment, then search for "free fax app for Android/iphone". Follow the Instructions to convert your email attachment to a fax transmission.

Or, you can use the DoD Fax service through the Federal Voting Assistance Program (FVAP.gov). You will need to email your ballot and any required supporting materials (see your state's instructions) to fax@fvap.gov using the FVAP fax transmission coversheet --

www.fvap.gov/uploads/FVAP/Forms/coversheet.pdf

FVAP will then fax your election materials to your Local Election Officials.

But don't wait until the last minute! The service can get overloaded and FVAP does not guarantee that your faxed ballot will be sent on to your Local Election Official by the deadline.

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24. HOW CAN I GET MY BALLOT MAILED IN BY THE DEADLINE?

If you choose to mail in your ballot--or if your state requires you to do so, here are some suggestions to help you insure your ballot is received by the deadline:

- Request your state send your blank ballot to you by Email/Online or Fax so you'll get it as soon as it's ready. (Overseas ballots must go out by 45 days before the election). Remember, this is your blank ballot, so there are no privacy concerns.
- Send back your ballot as soon as you can. Alternatively, if meeting the deadline is a big concern, you can have your Federal Write-in Absentee Ballot (FWAB) ready to mail in as soon as ballots are available (that is, 45 days before the election). That is the earliest date you may send in your ballot. [See [FAQ #25](#) for more information about using a FWAB]
- If you have access to a US Embassy or Consulate, contact them well ahead of time about sending in your ballot using the diplomatic mail pouch. The mailing is free if you use the

- postage-paid mailing template (www.fvap.gov/uploads/FVAP/Forms/fwab_envelopeC4.pdf). But be aware that the time lag can be significant and your Embassy or Consulate may only accept your ballot during limited times.

- Any plans to travel in late September or October?
 - If you have travel plans to another country outside the US, and that country's postal system is quicker or more reliable, take your ballot with you and mail it from there.

 - If you'll be in the US but outside your voting area, contact your Local Election Official, explain your situation and ask permission to mail your overseas ballot from inside the US. Most will allow you to do so if they know it's coming, but if they receive an overseas ballot with a US postmark without explanation, they may disallow the ballot. You can also look up the contact information for your Local Election Official here: www.votefromabroad.org/states

 - If you'll be in your voting jurisdiction, most states prefer that you vote in person. Again, contact your Local Election Official and explain your situation. They will tell you the proper procedure.

- Finally, it is expensive, but if regular mail or the diplomatic pouch is not available, you may want to look into using an express mail service. It is an expense you'll only need to incur every two years and it will insure your vote gets back in time to be counted!

And if other voters are sending ballots to the same election office, a single express envelope may contain multiple sealed ballots.

However you send in your ballot, remember that you (the voter) must be the one who places it in the mail. In some states, it is unlawful for any other person to handle your voted ballot, even if it is sealed. Democrats Abroad cannot collect, process, handle or deliver absentee ballots, even if it is in a sealed envelope.

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V. USING THE FWAB OR “BACK UP” BALLOT

25. I HAVEN'T RECEIVED MY BLANK BALLOT YET, WHAT SHOULD I DO?:

[More than 45 days before the next election:]

States are required to send out ballots to overseas voters 45 days before a scheduled election. For the [date] Election, ballot should be sent out by [date].

You should **email or call** your Local Election Official to verify they will be sending you a ballot. You can look up the contact information here: www.votefromabroad.org/states

[Fewer than 45 days before the next election:]

Blank ballots were sent out to overseas voters starting on [date], so you should have received it by now [if you requested it by email or fax--or by [date] if you requested it by mail.]

*If you requested your blank ballot be sent by email, be sure to check your “spam” or “junk” folders. You'd be surprised how many ballots are found hiding in those folders.

If your ballot isn't in your email folders, contact your Local Election Official right away to find out what happened to it. It's possible it was lost or that they don't have you on their voter rolls as an overseas voter. You can look up the contact information here: www.votefromabroad.org/states

When you get your ballot, be sure to fill it out and send it back right away. The main reason overseas ballots are rejected is missing the deadline! Your ballot will provide this information or you can find the deadlines for your state here: www.votefromabroad.org/states

Finally, if you're concerned you may not receive your blank ballot in time to meet the deadline to return your voted ballot, you can vote NOW using the **Federal Write-In Absentee Ballot (FWAB** or “back-up ballot”). For more information about using a FWAB, please go to: www.votefromabroad.org/fwab

Please follow the instructions carefully and be aware of the deadline to submit your ballot. The deadline information for your state will be in the Instructions that print out with your completed FWAB. Please be sure to allow enough time for your FWAB to get back to the US!

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VI. FEDERAL TAX:

26. IF I REGISTER TO VOTE IN US ELECTIONS, WILL THAT MAKE THE IRS COME CALLING?

We aren't able to provide tax advice, but every US citizen has certain income tax filing obligations, whether they are living in the US or outside the country. Registering to vote does not change your tax status or filing requirements.

If you are not currently up to date with your US tax obligations, you may wish to talk to your tax adviser about the "streamline filing" program currently run by the IRS. Here's a link to some IRS websites that may be helpful:

www.irs.gov/individuals/international-taxpayers/u-s-taxpayers-residing-outside-the-united-states

www.irs.gov/individuals/international-taxpayers/streamlined-filing-compliance-procedures

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VII. STATE AND LOCAL ELECTIONS:

27. CAN I VOTE IN STATE AND LOCAL ELECTIONS IF I LIVE OUTSIDE THE US?

As an overseas voter, you need to send in your form to request a ballot (and register to vote if necessary), and your state will send a ballot listing all the races you are eligible to vote in.

All US overseas voters have the right to vote for Federal offices (that is, for President, US Senate and US House of Representatives).

But each state decides if some or all of its overseas voters may vote in State and Local elections (such as, Governor, state legislature and local offices). Every state allow overseas voters who indicate on their voter registration/ballot request form that they “intend to return” to vote in state and local elections. More than half of the states (31) also allow overseas voters whose “return is uncertain” to vote in these elections; but other states do not and will send these voters a ballot listing Federal offices only.

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28. WHAT ARE THE STATE INCOME TAX CONSEQUENCES IF I INDICATE ON MY FPCA FORM THAT I “INTEND TO RETURN”?

We aren't able to provide tax advice, but please be aware that when you fill in your Federal Post Card Application (FPCA), selecting “I intend to return” rather than “my return is uncertain” *may* contribute towards establishing yourself as a tax resident in your voting state. Because the legal requirements to establish "residence" or "domicile" for tax purposes are determined by state law and the specific facts of your life, before you note that you intend to return on your form you may consider seeking advice on these matters from your tax professional.

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29. MY STATE SENDS ME A FULL BALLOT WITH BOTH STATE AND FEDERAL ELECTIONS. CAN I PROTECT MYSELF FROM STATE INCOME TAX LIABILITY IF I ONLY VOTE FOR THE FEDERAL OFFICES?

Some overseas voters who receive a full ballot (that is, containing both Federal and State races) have said they only vote the Federal offices as a way to avoid state income tax liability. *We aren't able to give tax advice, but voting only for Federal offices when you've received a full ballot should

not make a difference in your state income tax liability. Ballots are secret; no one knows which offices on the ballot you have voted for and which you've ones were skipped over.

**Because the legal requirements to establish "residence" or "domicile" for tax purposes are determined by state law and the specific facts of your life, you may consider seeking advice on these matters from your tax professional.*

Voting in State and local elections is hugely important! These races decide how your state will apply Federal laws and its own state laws on vital issues like education, health care and the environment. And Governors and state legislators will control re-districting maps for both state and federal districts following the 2020 Census. Voting in state elections is vital to ensuring fair election districts for the next decade.

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VIII. STUDY ABROAD

30. I'M STUDYING ABROAD AND I DIDN'T REGISTER TO VOTE BEFORE LEAVING THE US, CAN I VOTE?

Yes, US citizens living outside the US have the right to vote in US elections as overseas voters!. It doesn't matter if you were registered to vote previously in the US or how long you have lived outside the US. It's easy to register to vote from overseas, you just need to send in the Federal Post Card Application (FPCA). Please see **FAQ # 6** (above) for more information about how to send in your FPCA form.

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31. I'M STUDYING ABROAD FOR ONLY ONE SEMESTER, SHOULD I SEND IN THE FEDERAL POST CARD APPLICATION (FPCA) TO REGISTER TO VOTE OR WAIT UNTIL I GET BACK TO THE US?

Don't wait to register to vote--do it now! As a US citizen living outside the US, you need to make sure you get a ballot for every election in which you are entitled to vote. Sending in the Federal Post Card Application (FPCA) will cover you for all elections in the calendar year: Primary, General and Special Elections that you may otherwise not be aware of.

The FPCA is only one-page and it provides special protections for overseas voters--such as the option to receive your blank ballot electronically, your blank ballot must be sent to you at least 45 days before the election, you can use the Federal Write-In Absentee Ballot if necessary and many states allow additional time to return your voted ballot and/or the ability to return your voted ballot electronically. (See also **FAQ # 7**)

And plans can change! You may find yourself living outside the US longer than you originally planned--travelling, enrolling in a new program or just hanging out in your new city. When you use the FPCA, you can request your blank ballot be sent to you by Email/Online or Fax and you'll receive your ballot wherever you are in the world.

Lastly, many states have early deadlines to register to vote--if you wait until you're back in the US, you run the risk of missing the deadline and losing your chance to vote.

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32. I'M ALREADY REGISTERED TO VOTE, DO I NEED TO SEND IN THE FEDERAL POST CARD APPLICATION (FPCA) TO REQUEST MY BALLOT WHILE I'M STUDYING ABROAD?

Yes, you should send in an FPCA. It's only one page and acts like an address update. But it also provides significant advantages that are only available to overseas voters:

- An FPCA form, sent in the calendar year of an election, protects your ballot at the federal level in case of a recount. (A ballot that doesn't have a corresponding FPCA form may be subject to challenge in a close election).
- You will receive a ballot for every election in that calendar year, including primaries, special elections and runoff elections.
- You can use the form to request your ballot be sent to you via email, fax or online instead of postal mail;
- Your state must send out your ballot at least 45 days before the election;
- If you don't receive your ballot in time to send it in by the deadline, you can use the Federal Write-in Absentee Ballot (FWAB) to vote;
- Many states allow overseas voters additional time to submit their ballots and/or allow overseas voters to submit ballots via electronic means.

(See also **FAQ # 7**)

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33. WHAT SHOULD I USE AS MY "US VOTING ADDRESS"?

As a US citizen living abroad, your "voting address" is the address of the last place you lived in the US--regardless of who owns it now, whether you were registered to vote before you left or whether you intend to return to that residence. (See also **FAQ # 16**) University students may choose to use either your home address or your last address on campus.

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34. IF I SEND IN THE FEDERAL POST CARD APPLICATION (FPCA), WHAT HAPPENS WHEN I RETURN TO THE US?

Once you are back living in the US, you will need to update your residence address with your Local Election Official--just like you do whenever you move. But you'll already be a registered voter. Updating your address is typically less cumbersome than registering to vote; most states provide an online process and many have a later deadline.

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35. WHAT HAPPENS IF I FORGET TO UPDATE MY ADDRESS AFTER I MOVE BACK TO THE US AND I GET AN OVERSEAS BALLOT?

Just contact your Local Election Official to let them know you are now living in the US. They will let you know the procedure to vote in person or (if your state allows) using an in-state absentee ballot.

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