



Provisional Ballot Availability & Counting Procedures

No updates required since November 27, 2023

Background

While the federal Help America Vote Act requires states to allow provisional ballots, certain states were exempted from this requirement at the time the law was passed. Of those states, Idaho, Minnesota, New Hampshire, and North Dakota currently do not issue provisional ballots. Those states are given a score of zero.

Scoring

- State fully counts provisional ballots cast in the wrong precinct, 1 point
- State partially counts provisional ballots cast in the wrong precinct ((votes are counted for races in which the voter would have been eligible to cast a ballot for in their correct precinct), ½ point
- State does not count provisional ballots cast in the wrong precinct or does not issue provisional ballots, 0 points

Summary Table

Category	Number	List
State fully counts provisional ballots cast in wrong precinct	4 states	Colorado Montana Oregon Washington
State partially counts provisional ballots cast in wrong precinct	16 states	Alaska California Illinois Kansas Louisiana Maine Maryland Massachusetts New Jersey New Mexico New York North Carolina Ohio Pennsylvania Utah West Virginia



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<p>State does not count provisional ballots cast in wrong precinct or does not issue provisional ballots</p>	<p>30 states & D.C.</p>	<p>Alabama Arizona Arkansas Connecticut Delaware D.C. Florida Georgia Hawaii Idaho Indiana Iowa Kentucky Michigan Minnesota Mississippi Missouri Nebraska Nevada New Hampshire North Dakota Oklahoma Rhode Island South Carolina South Dakota Tennessee Texas Vermont Virginia Wisconsin Wyoming</p>
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State-by-State Sources and More Detail

Alabama (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Alaska (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Arizona (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Arkansas (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

California (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Colorado (1)

- State fully counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Connecticut (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Delaware (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

D.C. (0)

- Does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).



Florida (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Georgia (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Hawaii (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Idaho (0)

- State does not issue provisional ballots.

Illinois (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Indiana (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Iowa (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Kansas (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Kentucky (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Louisiana (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).



Maine (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Maryland (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Massachusetts (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Michigan (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Minnesota (0)

- State does not issue provisional ballots.

Mississippi (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Missouri (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Montana (1)

- State fully counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Nebraska (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Nevada (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).



New Hampshire (0)

- State does not issue provisional ballots.

New Jersey (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

New Mexico (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

New York (1/2)

- State partially counts provisional ballots cast in the wrong precinct (NY SB 284 (2022)).

North Carolina (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

North Dakota (0)

- State does not issue provisional ballots.

Ohio (1/2)

- State partially counts provisional ballots cast in the wrong precinct in some circumstances ([Ohio Secretary of State](#)).

Oklahoma (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Oregon (1)

- State fully counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Pennsylvania (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Rhode Island (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).



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South Carolina (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

South Dakota (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Tennessee (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Texas (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Utah (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Vermont (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Virginia (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Washington (1)

- State fully counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

West Virginia (1/2)

- State partially counts provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).

Wisconsin (0)

- State does not count provisional ballots cast in the wrong precinct (U.S. Election Assistance Commission [2018 Election Administration and Voting Survey](#)).



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Wyoming (0)

- State does not count provisional ballots cast in the wrong precinct (Wyo. Stat. § 22-15-105).