

Andrea Gyger

From: ANNE JEFF CAMPBELL [REDACTED]
Sent: Friday, August 16, 2013 3:03 PM
To: SoS Rulemaking
Cc: ANNE JEFF CAMPBELL
Subject: Comments on Rules for Elections

Dear Secretary Gessler,

In response to your recent request for comments on rules for elections, I have not found where in your rules you specify any changes relating to the issuance of provisional ballots due to changes made by HB13-1303,

1) Given the requirements for the Clerk's Office to verify voter information for electronic submission of change of address or a new registration (1-2-202.5 (6) on page 13 of the bill), it would only make sense that the legislature intended that the county clerks would be taking that same care for in-person and same day registrations, checking them before counting the ballots in accordance with the procedures that are still in Title 1 for electronic or mail registration. Shouldn't the ballots that are being issued for any new voter or a voter who is changing their voter registration address at the polls be a PROVISIONAL ballot?

For example, considering HB13-1303:

On page 18 of the bill, paragraph (III)(b), it says elections judges shall allow the registered elector to cast the ballot for their current residence--but it doesn't say what kind of ballot.

On page 19, paragraph (2) it says the elector is entitled to vote---but it does not preclude provisional ballots.

2) A question on the elector's self-affirmation:

HB1303 Section 12, p. 15, revises 1-2-205--including a requirement to be a resident of CO for 22 days.
HB1303, Section 13, p. 16, revises the same 1-2-205, but does not include the 22 day requirement.

Page 10, 1-2-101(b) under qualifications for registration states 22 days again. Which affirmation will the Clerks be using? Do newly registering voters have to have lived in CO for 22 days, or not?

Thank you for all you and your office do to make our Colorado elections safe, fair, and accessible to all.

Sincerely,

Anne Campbell
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