

Andrea Gyger

From: Kim Womantree [REDACTED]
Sent: Friday, August 16, 2013 12:51 PM
To: SoS Rulemaking
Subject: Rule making for Pueblo recall elections

Secretary of State Gessler,

The rule making for Pueblo and El Paso recall elections should allow disabled people to vote. If they are disenfranchised, this is a violation of ADA law, and provisions of HAVA law for voters with disabilities.

From your FAQ : <http://www.sos.state.co.us/pubs/elections/FAQs/ElectorsWithDisabilities.html>

Q3. Do I have to provide documentation of my disability if I want to vote by mail?

A3. Colorado is a “no excuse” mail-in ballot state. You may vote by mail if you are unable to go to the polls or choose not to go to the polls on Election Day. You do not have to provide any reasons for choosing to vote by mail. Applications for mail-in ballots may be filed with your clerk and recorder any time.

In Pueblo, 24% of the population is disabled: <http://www.city-data.com/poverty/poverty-Pueblo-Colorado.html>

We are already out of compliance with the provision that, 25 days before the election, disabled voters will know where their polling place is. That would be today, and nobody knows where they are going to vote.

In order not to be out of compliance further, please amend page 4, section D of the draft document on emergency ballots, to read:

Any voter with a disability may request an emergency or absentee ballot. This request can be made electronically via the S o S website, or by phone call to the County Clerk or Secretary of State's office. These ballots will then be mailed to the electors, who shall return them by mail or drop box on or before September 10, 2013.

Requests for emergency ballots are not subject to challenge, as per section D 4.

In order not to disenfranchise 24% of the Pueblo electorate, whether Democratic, Republican, Unaffiliated, or Other affiliation, please make these rule changes.

Sincerely,

Kim Womantree
[REDACTED]
[REDACTED]
[REDACTED]