EXHIBIT 6
DATE 1/13/09
HB 19

APPENDIX C: Summary of LC 35 – Cleanup of Election Laws

The following table summarizes the sections of law that would be changed under LC 35, the bill draft for a comprehensive cleanup and clarification of election laws.

Statute	Changes/Reasons
13-1-101	Revises "active elector" and "inactive elector" to conform to current practice; adds new definitions, including "voted ballot," to recognize mail ballot and absentee voter issues
13-1-108	Requires that newspaper or broadcast notice must be selected for ability to reach largest number of voters
13-1-113	Clarifies that residency provision applies only to Title 13
13-1-115	Adds places of deposit to the list of places at which an elector may not be arrested
13-2-110	Shortens this section to group into one subsection the ways in which alternative forms of identification may be presented
13-2-116	Recognizes that mail ballot elections don't have precinct registers; sets deadline to accommodate late registration to greatest degree possible
13-2-220	Clarifies that reactivation and cancellation of registration are possible
13-2-222	Clarifies that a person may reactivate registration by voting in a mail ballot election
13-2-301	Requires that notice be provided that the option for late registration exists and clarifies that newspaper or broadcast notice must be selected for the ability to reach the largest number of voters
13-2-304	Allows for late registration ballots to be obtained and voted at a location other than county election administrator's office on Election Day, if the election administrator has designated an alternative location
13-2-402	Spells out more clearly how cancellation of a voter's registration may occur
13-3-205	Eliminates outdated standards for polling place accessibility
13-3-206	Allows a polling place to be resurveyed for accessibility if the original survey was inaccurate
13-4-102	Eliminates random selection of election judges
13-4-106	Adds state minimum wage to payment requirements for election judges
13-4-202	Clarifies the oaths that an election judge may administer
13-4-203	Eliminates expiration provision for an election judge's certification, because the timing creates problems; instead states when they must be certified
13-10-211	Clarifies that a county clerk must be notified by a school district of the declaration of a write-in candidacy if the county is conducting the school election
13-13-204	Clarifies that a corrected absentee ballot can be obtained and voted at the election administrator's office if the original absentee ballot contains errors or omissions
13-13-205	Clarifies when absentee ballots must be made available

Statute	Changes/Reasons
13-13-212	Allows a voter to ask for a permanent absentee ballot at any time, rather than just when applying for an absentee ballot
13-13-213	Adds a voter's designated agent to the verification process; clarifies that an absentee ballot may not be sent if signatures can't be verified
13-13-214	Clarifies when absentee ballots must be mailed
13-13-222	Clarifies when an absentee ballot is voted
13-13-241	Adds a voter's designated agent to the section; clarifies that identity AND eligibility need to be verified; allows voters to verify signatures by mail or in person and to correct other, more minor issues by several different methods; requires a ballot to be handled as a provisional ballot if issues aren't resolved (rather than requiring the ballot to be rejected)
13-13-301	Incorporates section-specific definition into general language of section
13-15-107	Adds a voter's designated agent throughout; allows transmission of information by electronic means, rather than electronic mail; makes it clear when verification information can be provided and when provisional ballots may be counted
13-17-103	Changes "may be" to "is" for requirement that machines be protected against tampering
13-7-203	Requires that newspaper or broadcast notice be selected for ability to reach largest number of voters
13-17-212	Eliminates reference to direct recording electronic voting systems, since all other references were stricken in the past; requires that 10% of each type of voting system be audited rather than 10% of all voting systems
13-19-102	Clarifies definition of "ballot" for mail elections, so more than one type of ballot may be in an envelope
13-19-105	Clarifies that secretary of state establishes procedures but county election administrator carries them out
13-19-106	Allows exception for absent military/overseas voters; clarifies that counting could start earlier than provided in chapter 15
13-19-204	Clarifies that election can't be held by mail, rather than not held at all
13-19-205	Requires a written plan that addresses instructions to voters and postage needed for return of ballot
13-19-206	References the need for the written instructions that were added to 13-10-205; clarifies that ballots can't be forwarded
13-19-207	Recognizes that ballots could be provided when a voter reactivates registration after ballots have been mailed; allows for mailing until noon on the day before the election (same as absentee and late registration); and recognizes that voting must occur at the office after a certain point
13-19-301	Revises when ballot is voted
13-19-303	Allows mailed ballot to be provided as an absentee ballot if voter reactivates registration and requests an absentee ballot

Statute	Changes/Reasons
13-19-304	Allows a person who is not a registered voter but is eligible to vote in an election to provide proof without physically coming to the office, recognizing that the person may live out of state or out of the county
13-19-305	Clarifies handling of replacement ballots
13-19-306	Adds elector's agent; recognizes exception for military/overseas voters
13-19-307	Requires that places of deposit must be accessible, have accessible voting machines, and be staffed by at least two election officials
13-19-308	Adds voter's designated agent; removes requirement that names of people who deliver ballots be logged (because no identification required and this does not have to be done at the election administrator's office)
13-19-310	Adds voter's designated agent and designation form; makes a questionable ballot a provisional ballot rather than having it presented to canvassing board for a determination
13-19-311	Allows election administrator to put a ballot in a secrecy envelope (as can be done for absentee ballots); allows for multiple ballots from the same household to be returned in one envelope
13-19-312	Adds voted ballot language
13-19-313	Allows voter's designated agent; allows signature verification by mail or in person; allows other minor errors to be corrected by a variety of means
13-19-314	Makes a questionable ballot a provisional ballot, rather than having it go to counting board and canvassers
13-21-203	Clarifies that late registration provision applies to absent military and overseas voters
13-21-210	Allows absent military and overseas voters to request permanent absentee ballots
13-27-311	Clarifies notice requirements for initiatives vs. referenda, to eliminate an internal inconsistency in this section – adds clarification that newspaper or broadcast notice must be selected for the ability to reach the largest number of voters
13-37-226	Clarifies filing deadlines for campaign finance reports for ballot measures
20-20-107	Revises payment for school election judges to correspond with election judges under Title 13, at request of school representatives in the HJR 46 work group
New	Requires training for school election judges
20-20-203	Eliminates 10-day notification period for school election judges
New	Establishes procedures for breaking a tie vote in a school election