

Ordinance O-21-16
Board of Supervisors of Elections Proposed Amendments

Title 4 - Elections - For the purpose of amending and updating Chapters 4.28 and 4.44 of the Code of the City of Annapolis concerning absentee voting and fair election practices; and matters generally relating to absentee voting and fair election practices. (Referred by the City Council on May 9, 2016)

The Board of Supervisors of Elections moved to **amend** O-21-16 as follows:

AMENDMENT #1

Page 2, in lines 21 and 27, strike “Tuesday” and substitute with “FRIDAY”

Page 2, in line 20, after “than” insert: “4:30 p.m. ON” and strike “the close of business of”

AMENDMENT #2

Page 3, strike, lines 21 through 26: ~~GIVEN THE TIMING OF EMERGENCY ABSENTEE BALLOT APPLICATIONS, THE BOARD IS UNABLE TO NOTIFY THE VOTER PRIOR TO ELECTION DAY AS TO WHETHER SUCH EMERGENCY APPLICATION IS ACCEPTED OR REJECTED. THE VALIDITY OF ALL SUCH EMERGENCY APPLICATIONS SHALL BE DETERMINED AT THE CANVASS.~~

AMENDMENT # 3

Page 3, in line 43, after “application” insert “FOR COMPLETENESS”

AMENDMENT #4

Page 4, line 8, strike “as soon as practicable”

AMENDMENT # 5

Page 4, line 19, insert: “THE DEADLINE FOR SUBMITTING AN APPLICATION FOR A BALLOT TO THE ELECTION OFFICE IS 4:30 P.M. ON THE FRIDAY PRIOR TO THE PRIMARY OR GENERAL ELECTION.”

AMENDMENT #6

Page 4, in line 22, strike the “S” in “BALLOTS” and insert “ENVELOPES”

AMENDMENT #7

Page 4, lineS 34 through 40, amend as follows: C. After approval of an application for an absentee ballot and the ~~mailing~~DELIVERY of an absentee ballot to the applicant, the voter may not vote or be allowed to vote in person at any polling place.

D. Not more than one absentee ballot shall be ~~mailed~~DELIVERED to any one applicant unless the board has reasonable grounds to believe that the absentee ballot previously provided has been lost, destroyed or spoiled.

AMENDMENT #8

Page 5, strike lines 20 through 33:

~~3. PURSUANT TO THIS SECTION, ANY MEMBER OF THE BOARD OR THE BOARD'S DESIGNATED STAFF OR THE ELECTION ADMINISTRATOR, SHALL KEEP A RECORD OF ALL ABSENTEE VOTERS' BALLOTS AS THEY ARE RECEIVED, SHOWING THE DATE AND TIME RECEIVED.~~

~~D. ALL BALLOTS ARE PRESUMED TO BE VALIDLY CAST, AND ALL VOTES ARE PRESUMED TO BE VALID AND SHALL BE COUNTED, NOTWITHSTANDING ANY DEFICIENCY IN THE MANNER IN WHICH THE BALLOT AND/OR VOTE WAS SOUGHT, SENT OR PRESENTED TO APPROPRIATE OFFICIALS, AND NO BALLOT OR VOTE SHALL BE SET ASIDE UNLESS THERE IS CLEAR AND CONVINCING EVIDENCE, AS UNANIMOUSLY DETERMINED BY THE BOARD OF CANVASSERS, THAT SAID BALLOT AND/OR VOTE WAS IMPROPERLY CAST.~~

AMENDMENT #9

Page 5, Un-strike: "~~D. A ballot may not be rejected by the board except by the unanimous vote of the board members present and voting, provided at least two members are present~~"; delete "E"; page 5, after "present" insert "AND THAT THEY ARE NOT OF THE SAME MAJOR POLITICAL PARTY".

AMENDMENT #10

Page 6, re-alphabetize consecutive paragraphs; page 6, un-strike lines 42 through 45; page 7, un-strike lines 1 and 2; page 7, line 2, after "present" insert "AND THAT THEY ARE NOT OF THE SAME MAJOR POLITICAL PARTY".

AMENDMENT #11

Page 8, in line 11 strike “or cause to be published or distributed any” insert “BY ANY WRITTEN OR ELECTRONIC MEANS INCLUDING BUT NOT LIMITED TO”

AMENDMENT #12

Page 8, in line 40, Un-Capitalize “EXCEPTIONS. CONTRIBUTIONS BY A CANDIDATE TO THE CANDIDATE'S OWN CAMPAIGN ARE EXEMPTED FROM THE LIMITATIONS SET FORTH IN THIS SECTION.”