

## Andrea Gyger

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**From:** Ed Nuhfer [REDACTED]  
**Sent:** Saturday, May 20, 2017 10:44 PM  
**To:** SoS Rulemaking  
**Subject:** Comments - working draft election rules

I assume these changes are well-intended, but given the voter suppression nationally in 2016, I worry about changes like this, especially if generated on short notice for comments.

Didn't Colorado citizens approved open elections? If so, they expressed desire to maximize citizen access to vote. Anything in this new set of rules that would suppress citizens' voting must not stand.

A few specific questions follow.

10 1.1.33 <sup>3</sup>PERSONALLY IDENTIFIABLE INFORMATION<sup>2</sup> MEANS  
INFORMATION ABOUT AN INDIVIDUAL THAT  
11 CAN BE USED TO DISTINGUISH OR TRACE AN INDIVIDUAL'S  
IDENTITY, SUCH AS AN ELECTOR'S  
12 SOCIAL SECURITY NUMBER, DRIVER'S LICENSE NUMBER, EMAIL  
ADDRESS, MONTH AND DAY OF  
13 BIRTH, AND SIGNATURE.

RE: 1.1.33

Is an email address proof of identity? A person can have any number of anonymous proxy e-mail addresses.

Shouldn't "month and day" read "month and date?"

In any event, a date of birth is not unique to any individual, and it seems the list should exclude information not unique to the individual.

RE: 7.5.12 THE COUNTY MUST DATE STAMP EACH BALLOT ENVELOPE AND IMMEDIATELY FORWARD IT TO THE CORRECT COUNTY. THE CORRECT COUNTY MUST TREAT THE BALLOT AS RECEIVED AS OF THE DATE AND TIME OF THE DATE STAMP.

A "county" is an inanimate geographic area. It cannot "date stamp" or "forward." Do you mean "County Clerk?" Please, designate persons responsible, not inanimate objects.

What is the modality that must be used to "forward?" USPS? FEDEX? Private courier? Other?

What does "immediate" mean? Same day? 24 hours? Next business day? These specifics appear elsewhere in this document.

Please be clear and consistent. Use a qualified proof reader to minimize the institutionalizing of nonsense.

RE :2.5.4 IF AN UNAFFILIATED ELECTOR WHO HAS ALREADY BEEN MAILED  
A PRIMARY ELECTION BALLOT  
5 SUBMITS AN AFFILIATION DECLARATION, THE COUNTY CLERK MUST  
DEFER PROCESSING THE  
6 AFFILIATION CHANGE UNTIL AFTER THE PRIMARY ELECTION;

EXCEPT THAT AN UNAFFILIATED

7 ELECTOR WHO APPEARS IN PERSON TO VOTE MAY AFFILIATE AND VOTE A  
PARTY BALLOT IF THE

8 COUNTY CLERK HAS NOT RECEIVED THE ELECTOR'S VOTED MAIL BALLOT.

I suppose some safeguard prevents electors from dropping a mail-in ballot AND voting again in-person before the mail-in ballot is registered by the County Clerk.

Ed Nuhfer

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