

Election Statute Review Committee (ESRC) Comments to the Secretary of State Regarding Working Draft of Proposed Election Rules Dated September 29, 2017

Rule 2.14.4:

Thank you very much for this proposed addition. Counties also request that the Secretary of State's office permit counties to run the EXP-005 report during this time.

Rule 4.5.2(e)(3):

Several counties wondered if the use of the word "issues" in the chart is inconsistent with the language in (3) because it says both "issues and questions." It may make more sense to use an umbrella term like "measure" that encompasses "issues" and "questions."

Rule 7.2.10:

This rule should apply to both presidential primaries and regular primaries and should reference 1-4-101(2)(a) as well as 1-4-1203(4)(c). If the citation is correct and solely for presidential primaries, we do not see how SCORE will make this distinction.

Rule 7.2.12:

Again, we wonder if this is something SCORE will recognize? If a major party cancels its primary, or if an unaffiliated elector selects a party preference for a minor party like the Green Party, how will SCORE make the distinction of which primary ballots will be sent? In addition, this rule seems at odds with 1-4-101(2)(a) and 1-4-1203(4)(c).

Rule 7.17:

While counties greatly appreciate the change to 120 days from 90 days, we would like to see the waiver option expanded to include signatures because during certain years a county may conduct municipal elections in April, special district elections in May, and the primary election in June. This will also be difficult in years with a presidential primary, depending on the date selected for that election.

Rule 10.4

Thank you very much for the clarification in this rule.

Rule 16.2.4:

Counties feel that this rule may be an appropriate place to either cross-reference or clarify Rule 16.2.1(e).

Thank you very much for the opportunity to submit comments.