

APA-4
11/96

CERTIFICATION OF EMERGENCY RULES
FILED WITH LEGISLATIVE REFERENCE SERVICE
OTHNI LATHRAM, INTERIM DIRECTOR

Pursuant to Code of Alabama 1975, §§41-22-5(b) and
41-22-6(c) (2)a. and b.

I certify that the attached emergency (amendment, new rule, new
chapter, repeal or adoption by reference) is a correct copy as
promulgated and adopted on the 29th day of February, 2016.

AGENCY NAME: Secretary of State

RULE NO. AND TITLE: 820-2-10-.23ER Electronic Return of
Absentee Ballots

EFFECTIVE DATE OF RULE: February 29, 2016.

EXPIRATION DATE (If less than 120 days): _____

NATURE OF EMERGENCY: These emergency rules are necessary to
implement secure electronic return of voted UOCAVA ballots by
eligible UOCAVA voters.

STATUTORY AUTHORITY: Code of Alabama 1975, sections 17-11-40 et
seq.

SUBJECT OF RULE TO BE ADOPTED ON PERMANENT BASIS YES NO

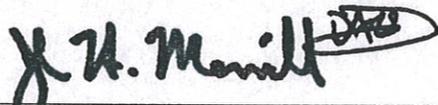
NAME, ADDRESS, AND TELEPHONE NUMBER OF PERSON TO CONTACT FOR
COPY OF RULE:

Jean Brown (334)242-7202
Office of the Secretary of State Suite
E-201 State Capitol
Montgomery, AL 36103

REC'D & FILED

FEB 29 2016

LEGISLATIVE REF SERVICE



John H. Merrill
Secretary of State

FILING DATE (For APA Use Only)

STATE OF ALABAMA
OFFICE OF THE SECRETARY OF STATE
ADMINISTRATIVE CODE

CHAPTER 820-2-10
PROCEDURES FOR THE SECURE ELECTRONIC RETURN OF VOTED UOCAVA
BALLOTS

820-2-10-.23ER Electronic Return Of Absentee Ballots.

(1) When the voter has requested electronic transmission of the blank absentee ballot, that voter may choose to return the voted ballot and completed Overseas Voter Certificate via secure electronic transmission to the local absentee election manager if the voter is eligible to return the ballot by electronic transmission pursuant to rule 820-2-10-.21ER.

(2) In the event a voter chooses to return the completed ballot via secure electronic transmission to the local absentee election manager as authorized in (1),

(a) the absentee election manager shall determine if the electronic voted ballot is to be accepted or rejected,

(b) the absentee election manager shall print the electronic ballot if accepted, including supporting documentation; and

(c) the absentee election manager shall then place and seal the accepted voted ballot in a secrecy envelope and store with the other voted absentee ballots until they are to be counted on election day by the absentee election officials.

Author: Edward Packard; Jean Brown

Statutory Authority: Code of Ala. 1975, §§17-11-40 et seq.

History: Filed February 29, 2016; Effective February 29, 2016