

CERTIFICATION OF ADMINISTRATIVE RULES
FILED WITH THE LEGISLATIVE REFERENCE SERVICE
OTHNI LATHRAM, DIRECTOR

(Pursuant to Code of Alabama 1975, §41-22-6, as amended).

I certify that the attached is/are correct copy/copies of rule/s as promulgated and adopted on the 4th day of August, 2017, and filed with the agency secretary on the 18th day of September, 2017.

AGENCY NAME: Office of the Secretary of State

Amendment New Repeal (Mark appropriate space)

Rule No. 820-2-6.07
(If amended rule, give specific paragraph, subparagraphs, etc., being amended)

Rule Title: Provisional Verification Envelope

ACTION TAKEN: State whether the rule was adopted with or without changes from the proposal due to written or oral comments:

Without Changes Without Changes

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XXXV,
ISSUE NO. 9, AAM, DATED June 30, 2017.

Statutory Rulemaking Authority: Code of Ala. 1975, §§1716(a), 17102

(Date Filed)
(For LRS Use Only)

REC'D & FILED

SEP 18 2017

J. H. Merrill

Secretary of State

LEGISLATIVE REF SERVICE

(NOTE: In accordance with §41-22-6(b), as amended, a proposed rule is required to be certified within 90 days after completion of the notice.

820-2-6-.07 Provisional Verification Envelope.

(1) Before giving the provisional voter his or her provisional verification statement, which shall be prescribed by the Secretary of State, the provisional ballot officer shall write on said statement

- (a) the election date,
- (b) precinct number, and
- (c) ballot style.

(2) The provisional ballot officer shall then check the appropriate box next to the reason for issuing the provisional ballot. The list of reasons shall include:

- (a) voter's name does not appear on the list of registered voters,
- (b) voter's registration status cannot be determined by the provisional ballot officer,
- (c) voter is unable to provide identification,
- (d) the voter requested but has not returned an absentee ballot,
- (e) an inspector has knowledge that the person is not entitled to vote at the precinct and challenges the person, or,
- (f) the ballot is cast after the legal time for closing the polls due to a federal or state court order polling hours.
- (g) Voter objects to the political party identified for the voter on the list of registered voters for the primary runoff election.

Authors:

Roy Wylie Granger, III; Edward Packard; Jean Brown; Brent Beal; Clay Helms; David Brewer;

Statutory Authority: Code of Ala. 1975, §§1713(a), 17102.
History: New Rule: Filed May 27, 2004; effective July 1, 2004. Amended: Filed May 20, 2010; effective June 24, 2010.
Amended: Filed June 21, 2017.