



# Election Division Dispatch

Brad King & Angie Nussmeyer, Co-Directors | November 2018

## NEWS & UPDATES

### Election Night Reporting

In addition to state and federal election results, counties can leverage [indianavoters.com/electionresults](http://indianavoters.com/electionresults) to display the results of their local elections after 6P election night. Plus, this reporting functionality will carry over and can be updated throughout certification before it's made "final" when you file certification paperwork in SVRS. In other words, the work done on election night to enter unofficial results will streamline your reporting requirements and prevent "double entry" of final data. Step-by-steps are available on the county portal, and the Quest/GCR Help Desk is available to assist you.

### Certification of Election Results

There isn't much time to rest following election day! Your county election boards must canvass the results of your election no later than noon, ten days after the election, and process any provisional ballots or late arriving overseas ballots by 3PM that same day. You'll then need to file the CEB-11, CEB-12, CEB-13 and CEB-25 using SVRS, and separately send your precinct level results to IED by noon, Monday, November 19, 2018. The CEB-9 is due Tuesday, November 20.

County clerks must also begin issuing certificates of election after 12P local prevailing time on November 26. These reporting functions are managed through SVRS, so please contact the Quest Help Desk with questions, attend online training, or review step-by-steps found on the county portal.

### BMV Open on Election Eve & Election Day

State law requires BMV branches that issue credentials like driver's licenses or state ID cards to be open from 8:30A to 8P, local prevailing time, Monday, November 5 and from 6A to 6P, local prevailing time, Tuesday, November 6, to assist individuals in getting ID required to vote. As a reminder, state law requires a photo ID to include a photo of the voter, be issued by the state or federal government, be current or expired since 11/8/16, and include the voter's name that conforms (not be exact!) to their registration record. (IC 3-5-2-40.5) Further, an address on a state ID does not need to match the person's registration record. Exceptions exist for military and veterans' IDs.

## NOV WEB TRAINING

### Nov. 13 & 14 | Post Election Processing

*Dates are subject to change; check the 2018 INSVRS Training Schedule on the county portal to confirm.*

## CALENDAR

### November 3, 2018 (Saturday):

Must make in-person ABS early voting available

### November 5, 2018 (Election Eve):

Check yellow calendar book for multiple deadlines

### November 6, 2018 (Election Day):

Poll are open from 6A to 6P, local prevailing time

### November 8, 2018:

Deadline for town council to adopt an ordinance creating or modifying town council districts for the 2019 election

### November 9, 2018:

Deadline to register for Dec. conference to avoid late fee!

### November 12, 2018:

Veterans Day (observed), IED closed

### November 16, 2018 (NOON):

Deadline to receive overseas absentee by mail ballots postmarked on or before November 6, 2018; Deadline for voter to bring ID to the clerk's office to count provisional ballot for lacking proper ID

### November 16, 2018 (3PM):

Deadline for county election board to determine whether or not to count a provisional ballot

### November 19, 2018 (NOON, Indy Time):

Deadline to certify election results to IED

### November 20, 2018 (NOON):

Deadline by noon for a candidate to file a recount or contest action with county clerk or IED, depending on office sought

### November 26, 2018 (NOON):

Deadline by noon for a county or state party chair to file a recount or contest action with county clerk or IED, depending on office sought

### December 3, 2018:

Voter Registration Opens

### December 10-12, 2018:

2019 Election Administrator's Conference

# IN FOCUS: Credentialed Persons Only Inside Your Polling Locations!

Besides voters and poll workers, very few others are permitted inside a polling location on Election Day. To gain entry most will need a credential through the county election board or county chair of a bona fide political party with a candidate on the ballot. (For November's election, independent candidates can also request challenger credentials.)

Credentialed challengers, watchers and poll book holders may NOT be a candidate on the ballot. In addition, a recent change in state law does NOT permit precinct election officers (inspector, clerk, judge, etc.) to be poll book holders, challengers and watchers though poll clerks can maintain a "scratch list" for their political party.

Additionally, party chairs can only appoint one challenger, one watcher and one poll book holder for each precinct where candidates of their political party appear on the ballot. In other words, two Democratic Party challengers cannot be in the same precinct at the same time; one person must leave. The exception to this

rule are watchers. Because state and county chairs can each make those appointments, there may be up to two watchers appointed by the same political party in a precinct at the same time.

Also, if the polls have more than one precinct in the same location, then each precinct can have its own challenger, watcher or poll book holder. Further, in vote center counties, there may be a challenger, watcher, or poll book holder for each electronic poll book station present in the voter center or the number of ePollbook stations specified in the voter center plan, whichever is greater.

County chairs can produce their own credentials, and those include the name of the person, type of credential (watcher, challenger, poll book holder), name of the person making the appointment and their title (state or county chair), and the name of the political party.

Here are the types of credentialed persons a poll worker may encounter on Election Day:

**1) Challengers** must be at least 18 years old and a registered voter of the county. (IC 3-6-7-5) **2) Members of the press** can be issued **media watcher** credentials and enter the polling place to film or take photographs. Voters can require the reporter not to photograph them, and no member of the press should be filming in such a way to capture how a person voted. (IC 3-6-10) **3) State AND county chairs** can appoint **watchers**, who must be registered voters of the county. State law outlines their powers and duties in IC 3-6-8-4. **4) Pollbook holders** are defined and their duties found in IC 3-6-7 et. seq. **5) County election board members and mechanics** may also enter a polling site.

Often county chairs and precinct committee persons believe they have authority to enter a polling location without a credential. **This is not true.** Any person entering the chute and the voting area besides a voter must have a valid credential!

## VR CORNER

### Voter Fail Safes

State law has several voter "fail-safe" statutes that may be helpful to a voter if they've recently moved or an error is made by the county, which leaves the person off of the poll list.

Perhaps the most frequent question asked by voters is: "I moved. Can I still vote at my old address?" Poll workers should ask when and where the voter moved, and used the flow chart found in the 2018 Election Day Handbook can inform their decision-making.

There are other voter fail-safes like how to manage a person in cancelled status, or a voter who doesn't appear on the poll list but has a receipt from the BMV showing they registered before the 10/9 deadline, or a voter who doesn't appear on the poll list because of a mistake by the county.

Please take time to review the details in the purple 2018 VR Guidebook to ensure the proper laws and procedures are being followed.

## QUESTIONS OF THE MONTH

### Q. Can I remake a military or overseas voter's fax/email ballot using the DRE voting system?

A. NO. A faxed/emailed ballot must be made on a ballot card and tabulated on the optical scan voting system. (IC 3-12-3-5) Do not forget to serialize your remake ballots! The remake team must include a serial number on the voter's ballot and use the same number on the remake ballot. This is important in the event there is a recount. The folks involved should be able to look at the original ballot and the remake ballot to ensure the remake team captured the intent of the voter appropriately. Don't forget a qualified voter using the FPCA can request a faxed/emailed ballot through noon, November 5.

### Q. Can a voter who was sent an ABS ballot vote a regular ballot on Election Day?

A. While state law changed several years ago to not allow an absentee voter to "beat their ballot" to the polling site, it may be permissible for an individual who requested, but did not return their ABS ballot, to vote a regular ballot on Election Day. An absentee voter could 1) surrender their uncompleted ballot to the Inspector, who would write "cancelled" on the ABS ballot, store it with the rejected ballots, and issue a regular ballot, if the voter is otherwise eligible; or 2) complete the PRE-5 affidavit to affirm the ballot was not received by the ballot and then be issued a regular ballot, if otherwise eligible.