

**POLL WORKER AMENDMENTS**

2014 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Margaret Dayton**

House Sponsor: Jack R. Draxler

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**LONG TITLE**

**General Description:**

This bill amends provisions of the Election Code relating to poll workers.

**Highlighted Provisions:**

This bill:

- ▶ amends the definition of a "local election";
- ▶ provides for the appointment of poll workers for a special election and a county election; and
- ▶ makes technical changes.

**Money Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**20A-1-102**, as last amended by Laws of Utah 2013, Chapter 320

**20A-5-601**, as last amended by Laws of Utah 2007, Chapter 75

**20A-5-602**, as last amended by Laws of Utah 2007, Chapters 75, 256, and 329

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **20A-1-102** is amended to read:



28           **20A-1-102. Definitions.**

29           As used in this title:

30           (1) "Active voter" means a registered voter who has not been classified as an inactive  
31 voter by the county clerk.

32           (2) "Automatic tabulating equipment" means apparatus that automatically examines  
33 and counts votes recorded on paper ballots or ballot sheets and tabulates the results.

34           (3) (a) "Ballot" means the storage medium, whether paper, mechanical, or electronic,  
35 upon which a voter records the voter's votes.

36           (b) "Ballot" includes ballot sheets, paper ballots, electronic ballots, and secrecy  
37 envelopes.

38           ~~[(5)]~~ (4) "Ballot label" means the cards, papers, booklet, pages, or other materials that:

39           (a) contain the names of offices and candidates and statements of ballot propositions to  
40 be voted on; and

41           (b) are used in conjunction with ballot sheets that do not display that information.

42           ~~[(6)]~~ (5) "Ballot proposition" means a question, issue, or proposal that is submitted to  
43 voters on the ballot for their approval or rejection including:

44           (a) an opinion question specifically authorized by the Legislature;

45           (b) a constitutional amendment;

46           (c) an initiative;

47           (d) a referendum;

48           (e) a bond proposition;

49           (f) a judicial retention question;

50           (g) an incorporation of a city or town; or

51           (h) any other ballot question specifically authorized by the Legislature.

52           ~~[(4)]~~ (6) "Ballot sheet":

53           (a) means a ballot that:

54           (i) consists of paper or a card where the voter's votes are marked or recorded; and

55           (ii) can be counted using automatic tabulating equipment; and

56           (b) includes punch card ballots and other ballots that are machine-countable.

57           (7) "Bind," "binding," or "bound" means securing more than one piece of paper

58 together with a staple or stitch in at least three places across the top of the paper in the blank

59 space reserved for securing the paper.

60 (8) "Board of canvassers" means the entities established by Sections 20A-4-301 and  
61 20A-4-306 to canvass election returns.

62 (9) "Bond election" means an election held for the purpose of approving or rejecting  
63 the proposed issuance of bonds by a government entity.

64 (10) "Book voter registration form" means voter registration forms contained in a  
65 bound book that are used by election officers and registration agents to register persons to vote.

66 (11) "Business reply mail envelope" means an envelope that may be mailed free of  
67 charge by the sender.

68 (12) "By-mail voter registration form" means a voter registration form designed to be  
69 completed by the voter and mailed to the election officer.

70 (13) "Canvass" means the review of election returns and the official declaration of  
71 election results by the board of canvassers.

72 (14) "Canvassing judge" means a poll worker designated to assist in counting ballots at  
73 the canvass.

74 (15) "Contracting election officer" means an election officer who enters into a contract  
75 or interlocal agreement with a provider election officer.

76 (16) "Convention" means the political party convention at which party officers and  
77 delegates are selected.

78 (17) "Counting center" means one or more locations selected by the election officer in  
79 charge of the election for the automatic counting of ballots.

80 (18) "Counting judge" means a poll worker designated to count the ballots during  
81 election day.

82 (19) "Counting poll watcher" means a person selected as provided in Section  
83 20A-3-201 to witness the counting of ballots.

84 (20) "Counting room" means a suitable and convenient private place or room,  
85 immediately adjoining the place where the election is being held, for use by the poll workers  
86 and counting judges to count ballots during election day.

87 (21) "County officers" means those county officers that are required by law to be  
88 elected.

89 (22) "Date of the election" or "election day" or "day of the election":

90 (a) means the day that is specified in the calendar year as the day that the election  
91 occurs; and

92 (b) does not include:

93 (i) deadlines established for absentee voting; or

94 (ii) any early voting or early voting period as provided under Chapter 3, Part 6, Early  
95 Voting.

96 (23) "Elected official" means:

97 (a) a person elected to an office under Section [20A-1-303](#);

98 (b) a person who is considered to be elected to a municipal office in accordance with  
99 Subsection [20A-1-206\(1\)\(c\)\(ii\)](#); or

100 (c) a person who is considered to be elected to a local district office in accordance with  
101 Subsection [20A-1-206\(3\)\(c\)\(ii\)](#).

102 (24) "Election" means a regular general election, a municipal general election, a  
103 statewide special election, a local special election, a regular primary election, a municipal  
104 primary election, and a local district election.

105 (25) "Election Assistance Commission" means the commission established by Public  
106 Law 107-252, the Help America Vote Act of 2002.

107 (26) "Election cycle" means the period beginning on the first day persons are eligible to  
108 file declarations of candidacy and ending when the canvass is completed.

109 (27) "Election judge" means a poll worker that is assigned to:

110 (a) preside over other poll workers at a polling place;

111 (b) act as the presiding election judge; or

112 (c) serve as a canvassing judge, counting judge, or receiving judge.

113 (28) "Election officer" means:

114 (a) the lieutenant governor, for all statewide ballots and elections;

115 (b) the county clerk for:

116 (i) a county ballot and election; and

117 (ii) a ballot and election as a provider election officer as provided in Section  
118 [20A-5-400.1](#) or [20A-5-400.5](#);

119 (c) the municipal clerk for:

120 (i) a municipal ballot and election; and

- 121 (ii) a ballot and election as a provider election officer as provided in Section  
122 20A-5-400.1 or 20A-5-400.5;
- 123 (d) the local district clerk or chief executive officer for:  
124 (i) a local district ballot and election; and  
125 (ii) a ballot and election as a provider election officer as provided in Section  
126 20A-5-400.1 or 20A-5-400.5; or
- 127 (e) the business administrator or superintendent of a school district for:  
128 (i) a school district ballot and election; and  
129 (ii) a ballot and election as a provider election officer as provided in Section  
130 20A-5-400.1 or 20A-5-400.5.
- 131 (29) "Election official" means any election officer, election judge, or poll worker.  
132 (30) "Election results" means:  
133 (a) for an election other than a bond election, the count of votes cast in the election and  
134 the election returns requested by the board of canvassers; or  
135 (b) for bond elections, the count of those votes cast for and against the bond  
136 proposition plus any or all of the election returns that the board of canvassers may request.
- 137 (31) "Election returns" includes the pollbook, the military and overseas absentee voter  
138 registration and voting certificates, one of the tally sheets, any unprocessed absentee ballots, all  
139 counted ballots, all excess ballots, all unused ballots, all spoiled ballots, the ballot disposition  
140 form, and the total votes cast form.
- 141 (32) "Electronic ballot" means a ballot that is recorded using a direct electronic voting  
142 device or other voting device that records and stores ballot information by electronic means.
- 143 (33) "Electronic signature" means an electronic sound, symbol, or process attached to  
144 or logically associated with a record and executed or adopted by a person with the intent to sign  
145 the record.
- 146 (34) (a) "Electronic voting device" means a voting device that uses electronic ballots.  
147 (b) "Electronic voting device" includes a direct recording electronic voting device.
- 148 (35) "Inactive voter" means a registered voter who has:  
149 (a) been sent the notice required by Section 20A-2-306; and  
150 (b) failed to respond to that notice.
- 151 (36) "Inspecting poll watcher" means a person selected as provided in this title to

152 witness the receipt and safe deposit of voted and counted ballots.

153 (37) "Judicial office" means the office filled by any judicial officer.

154 (38) "Judicial officer" means any justice or judge of a court of record or any county  
155 court judge.

156 (39) "Local district" means a local government entity under Title 17B, Limited Purpose  
157 Local Government Entities - Local Districts, and includes a special service district under Title  
158 17D, Chapter 1, Special Service District Act.

159 (40) "Local district officers" means those local district officers that are required by law  
160 to be elected.

161 (41) "Local election" means a regular county election, a regular municipal election, a  
162 local special election, a local district election, and a bond election.

163 (42) "Local political subdivision" means a county, a municipality, a local district, or a  
164 local school district.

165 (43) "Local special election" means a special election called by the governing body of a  
166 local political subdivision in which all registered voters of the local political subdivision may  
167 vote.

168 (44) "Municipal executive" means:

169 (a) the mayor in the council-mayor form of government defined in Section [10-3b-102](#);

170 or

171 (b) the mayor in the council-manager form of government defined in Subsection  
172 [10-3b-103\(6\)](#).

173 (45) "Municipal general election" means the election held in municipalities and local  
174 districts on the first Tuesday after the first Monday in November of each odd-numbered year  
175 for the purposes established in Section [20A-1-202](#).

176 (46) "Municipal legislative body" means the council of the city or town in any form of  
177 municipal government.

178 (47) "Municipal office" means an elective office in a municipality.

179 (48) "Municipal officers" means those municipal officers that are required by law to be  
180 elected.

181 (49) "Municipal primary election" means an election held to nominate candidates for  
182 municipal office.

183 (50) "Official ballot" means the ballots distributed by the election officer to the poll  
184 workers to be given to voters to record their votes.

185 (51) "Official endorsement" means:

186 (a) the information on the ballot that identifies:

187 (i) the ballot as an official ballot;

188 (ii) the date of the election; and

189 (iii) the facsimile signature of the election officer; and

190 (b) the information on the ballot stub that identifies:

191 (i) the poll worker's initials; and

192 (ii) the ballot number.

193 (52) "Official register" means the official record furnished to election officials by the  
194 election officer that contains the information required by Section [20A-5-401](#).

195 (53) "Paper ballot" means a paper that contains:

196 (a) the names of offices and candidates and statements of ballot propositions to be  
197 voted on; and

198 (b) spaces for the voter to record the voter's vote for each office and for or against each  
199 ballot proposition.

200 (54) "Political party" means an organization of registered voters that has qualified to  
201 participate in an election by meeting the requirements of Chapter 8, Political Party Formation  
202 and Procedures.

203 (55) (a) "Poll worker" means a person assigned by an election official to assist with an  
204 election, voting, or counting votes.

205 (b) "Poll worker" includes election judges.

206 (c) "Poll worker" does not include a watcher.

207 (56) "Pollbook" means a record of the names of voters in the order that they appear to  
208 cast votes.

209 (57) "Polling place" means the building where voting is conducted.

210 (58) "Position" means a square, circle, rectangle, or other geometric shape on a ballot  
211 in which the voter marks the voter's choice.

212 [~~(62)~~] (59) "Primary convention" means the political party conventions at which  
213 nominees for the regular primary election are selected.

214 [~~(63)~~] (60) "Protective counter" means a separate counter, which cannot be reset, that:

215 (a) is built into a voting machine; and

216 (b) records the total number of movements of the operating lever.

217 [~~(59)~~] (61) "Provider election officer" means an election officer who enters into a

218 contract or interlocal agreement with a contracting election officer to conduct an election for

219 the contracting election officer's local political subdivision in accordance with Section

220 [20A-5-400.1](#).

221 [~~(60)~~] (62) "Provisional ballot" means a ballot voted provisionally by a person:

222 (a) whose name is not listed on the official register at the polling place;

223 (b) whose legal right to vote is challenged as provided in this title; or

224 (c) whose identity was not sufficiently established by a poll worker.

225 [~~(61)~~] (63) "Provisional ballot envelope" means an envelope printed in the form

226 required by Section [20A-6-105](#) that is used to identify provisional ballots and to provide

227 information to verify a person's legal right to vote.

228 (64) "Qualify" or "qualified" means to take the oath of office and begin performing the  
229 duties of the position for which the person was elected.

230 (65) "Receiving judge" means the poll worker that checks the voter's name in the  
231 official register, provides the voter with a ballot, and removes the ballot stub from the ballot  
232 after the voter has voted.

233 (66) "Registration form" means a book voter registration form and a by-mail voter  
234 registration form.

235 (67) "Regular ballot" means a ballot that is not a provisional ballot.

236 (68) "Regular general election" means the election held throughout the state on the first  
237 Tuesday after the first Monday in November of each even-numbered year for the purposes  
238 established in Section [20A-1-201](#).

239 (69) "Regular primary election" means the election on the fourth Tuesday of June of  
240 each even-numbered year, to nominate candidates of political parties and nonpolitical groups to  
241 advance to the regular general election.

242 (70) "Resident" means a person who resides within a specific voting precinct in Utah.

243 (71) "Sample ballot" means a mock ballot similar in form to the official ballot printed  
244 and distributed as provided in Section [20A-5-405](#).



245 (72) "Scratch vote" means to mark or punch the straight party ticket and then mark or  
246 punch the ballot for one or more candidates who are members of different political parties.

247 (73) "Secrecy envelope" means the envelope given to a voter along with the ballot into  
248 which the voter places the ballot after the voter has voted it in order to preserve the secrecy of  
249 the voter's vote.

250 (74) "Special election" means an election held as authorized by Section [20A-1-203](#).

251 (75) "Spoiled ballot" means each ballot that:

252 (a) is spoiled by the voter;

253 (b) is unable to be voted because it was spoiled by the printer or a poll worker; or

254 (c) lacks the official endorsement.

255 (76) "Statewide special election" means a special election called by the governor or the  
256 Legislature in which all registered voters in Utah may vote.

257 (77) "Stub" means the detachable part of each ballot.

258 (78) "Substitute ballots" means replacement ballots provided by an election officer to  
259 the poll workers when the official ballots are lost or stolen.

260 (79) "Ticket" means each list of candidates for each political party or for each group of  
261 petitioners.

262 (80) "Transfer case" means the sealed box used to transport voted ballots to the  
263 counting center.

264 (81) "Vacancy" means the absence of a person to serve in any position created by  
265 statute, whether that absence occurs because of death, disability, disqualification, resignation,  
266 or other cause.

267 (82) "Valid voter identification" means:

268 (a) a form of identification that bears the name and photograph of the voter which may  
269 include:

270 (i) a currently valid Utah driver license;

271 (ii) a currently valid identification card that is issued by:

272 (A) the state; or

273 (B) a branch, department, or agency of the United States;

274 (iii) a currently valid Utah permit to carry a concealed weapon;

275 (iv) a currently valid United States passport; or

- 276 (v) a currently valid United States military identification card;
- 277 (b) one of the following identification cards, whether or not the card includes a
- 278 photograph of the voter:
  - 279 (i) a valid tribal identification card;
  - 280 (ii) a Bureau of Indian Affairs card; or
  - 281 (iii) a tribal treaty card; or
  - 282 (c) two forms of identification not listed under Subsection (82)(a) or (b) but that bear
  - 283 the name of the voter and provide evidence that the voter resides in the voting precinct, which
  - 284 may include:
    - 285 (i) a current utility bill or a legible copy thereof, dated within the 90 days before the
    - 286 election;
    - 287 (ii) a bank or other financial account statement, or a legible copy thereof;
    - 288 (iii) a certified birth certificate;
    - 289 (iv) a valid Social Security card;
    - 290 (v) a check issued by the state or the federal government or a legible copy thereof;
    - 291 (vi) a paycheck from the voter's employer, or a legible copy thereof;
    - 292 (vii) a currently valid Utah hunting or fishing license;
    - 293 (viii) certified naturalization documentation;
    - 294 (ix) a currently valid license issued by an authorized agency of the United States;
    - 295 (x) a certified copy of court records showing the voter's adoption or name change;
    - 296 (xi) a valid Medicaid card, Medicare card, or Electronic Benefits Transfer Card;
    - 297 (xii) a currently valid identification card issued by:
      - 298 (A) a local government within the state;
      - 299 (B) an employer for an employee; or
      - 300 (C) a college, university, technical school, or professional school located within the
      - 301 state; or
      - 302 (xiii) a current Utah vehicle registration.
  - 303 (83) "Valid write-in candidate" means a candidate who has qualified as a write-in
  - 304 candidate by following the procedures and requirements of this title.
  - 305 (84) "Voter" means a person who:
    - 306 (a) meets the requirements for voting in an election;

307 (b) meets the requirements of election registration;

308 (c) is registered to vote; and

309 (d) is listed in the official register book.

310 (85) "Voter registration deadline" means the registration deadline provided in Section

311 [20A-2-102.5](#).

312 (86) "Voting area" means the area within six feet of the voting booths, voting  
313 machines, and ballot box.

314 (87) "Voting booth" means:

315 (a) the space or compartment within a polling place that is provided for the preparation  
316 of ballots, including the voting machine enclosure or curtain; or

317 (b) a voting device that is free standing.

318 (88) "Voting device" means:

319 (a) an apparatus in which ballot sheets are used in connection with a punch device for  
320 piercing the ballots by the voter;

321 (b) a device for marking the ballots with ink or another substance;

322 (c) an electronic voting device or other device used to make selections and cast a ballot  
323 electronically, or any component thereof;

324 (d) an automated voting system under Section [20A-5-302](#); or

325 (e) any other method for recording votes on ballots so that the ballot may be tabulated  
326 by means of automatic tabulating equipment.

327 (89) "Voting machine" means a machine designed for the sole purpose of recording  
328 and tabulating votes cast by voters at an election.

329 (90) "Voting poll watcher" means a person appointed as provided in this title to  
330 witness the distribution of ballots and the voting process.

331 (91) "Voting precinct" means the smallest voting unit established as provided by law  
332 within which qualified voters vote at one polling place.

333 (92) "Watcher" means a voting poll watcher, a counting poll watcher, an inspecting  
334 poll watcher, and a testing watcher.

335 (93) "Western States Presidential Primary" means the election established in Chapter 9,  
336 Part 8, Western States Presidential Primary.

337 (94) "Write-in ballot" means a ballot containing any write-in votes.

338 (95) "Write-in vote" means a vote cast for a person whose name is not printed on the  
339 ballot according to the procedures established in this title.

340 Section 2. Section **20A-5-601** is amended to read:

341 **20A-5-601. Poll workers -- Appointment for regular general elections, primary**  
342 **elections, and special elections.**

343 (1) (a) By March 1 of each even-numbered year, each county clerk shall provide to the  
344 county chair of each registered political party a list of the number of poll workers that the party  
345 must nominate for each voting precinct.

346 (b) (i) By April 1 of each even-numbered year, the county chair and secretary of each  
347 registered political party shall file a list with the county clerk containing, for each voting  
348 precinct, the names of registered voters in the county who are willing to be poll workers and  
349 who are competent and trustworthy.

350 (ii) The county chair and secretary shall submit, for each voting precinct, names equal  
351 in number to the number required by the county clerk plus one.

352 (2) Each county legislative body shall provide for the appointment of persons to serve  
353 as poll workers at the regular primary election, the regular general election, [~~and~~] the Western  
354 States Presidential Primary, and a statewide or countywide special election.

355 (3) For regular general elections and statewide or countywide special elections, each  
356 county legislative body shall provide for the appointment of:

357 (a) (i) three registered voters from the list to serve as receiving judges for each voting  
358 precinct when ballots will be counted after the polls close; or

359 (ii) three registered voters from the list to serve as receiving judges in each voting  
360 precinct and three registered voters from the list to serve as counting judges in each voting  
361 precinct when ballots will be counted throughout election day; and

362 (b) three registered voters from the list for each 100 absentee ballots to be counted to  
363 serve as canvassing judges.

364 (4) For regular primary elections and for the Western States Presidential Primary  
365 election, each county legislative body shall provide for the appointment of:

366 (a) (i) two or three registered voters, or one or two registered voters and one person 17  
367 years old who will be 18 years old by the date of the next regular general election, from the list  
368 to serve as receiving judges for each voting precinct when ballots will be counted after the

369 polls close; or

370 (ii) two or three registered voters, or one or two registered voters and one person 17  
371 years old who will be 18 years old by the date of the next regular general election, from the list  
372 to serve as receiving judges in each voting precinct and two or three registered voters, or one or  
373 two registered voters and one person 17 years old who will be 18 years old by the date of the  
374 next regular general election, from the list to serve as counting judges in each voting precinct  
375 when ballots will be counted throughout election day; and

376 (b) two or three registered voters, or one or two registered voters and one person 17  
377 years old who will be 18 years old by the date of the next regular general election, from the list  
378 for each 100 absentee ballots to be counted to serve as canvassing judges.

379 (5) Each county legislative body may provide for the appointment of:

380 (a) three registered voters from the list to serve as inspecting judges at the regular  
381 general election, or a statewide or countywide special election, to observe the clerk's receipt  
382 and deposit of the ballots for safekeeping; and

383 (b) two or three registered voters, or one or two registered voters and one person 17  
384 years old who will be 18 years old by the date of the next regular general election, from the list  
385 to serve as inspecting judges at the regular primary election to observe the clerk's receipt and  
386 deposit of the ballots for safekeeping.

387 (6) (a) For each set of three counting or receiving judges to be appointed for each  
388 voting precinct for the regular primary election, the regular general election, [~~and~~] the Western  
389 States Presidential Primary election, or a statewide or countywide special election, the county  
390 legislative body shall ensure that:

391 (i) two judges are appointed from the political party that cast the highest number of  
392 votes for governor, lieutenant governor, attorney general, state auditor, and state treasurer,  
393 excluding votes for unopposed candidates, in the voting precinct at the last regular general  
394 election before the appointment of the election judges; and

395 (ii) one judge is appointed from the political party that cast the second highest number  
396 of votes for governor, lieutenant governor, attorney general, state auditor, and state treasurer,  
397 excluding votes for unopposed candidates, in the voting precinct at the last regular general  
398 election before the appointment of the election judges.

399 (b) For each set of two counting or receiving judges to be appointed for each voting

400 precinct for the regular primary election and Western States Presidential Primary election, the  
401 county legislative body shall ensure that:

402 (i) one judge is appointed from the political party that cast the highest number of votes  
403 for governor, lieutenant governor, attorney general, state auditor, and state treasurer, excluding  
404 votes for unopposed candidates, in the voting precinct at the last regular general election before  
405 the appointment of the election judges; and

406 (ii) one judge is appointed from the political party that cast the second highest number  
407 of votes for governor, lieutenant governor, attorney general, state auditor, and state treasurer,  
408 excluding votes for unopposed candidates, in the voting precinct at the last regular general  
409 election before the appointment of the election judges.

410 (7) When the voting precinct boundaries have been changed since the last regular  
411 general election, the county legislative body shall ensure that:

412 (a) for the regular primary election and the Western States Presidential Primary  
413 election, when the county legislative body is using three receiving, counting, and canvassing  
414 judges, and regular general election, not more than two of the judges are selected from the  
415 political party that cast the highest number of votes for the offices of governor, lieutenant  
416 governor, attorney general, state auditor, and state treasurer in the territory that formed the  
417 voting precinct at the time of appointment; and

418 (b) for the regular primary election and the Western States Presidential Primary  
419 election, when the county legislative body is using two receiving, counting, and canvassing  
420 judges, not more than one of the judges is selected from the political party that cast the highest  
421 number of votes for the offices of governor, lieutenant governor, attorney general, state auditor,  
422 and state treasurer in the territory that formed the voting precinct at the time of appointment.

423 (8) The county legislative body shall provide for the appointment of any qualified  
424 county voter as an election judge when:

425 (a) a political party fails to file the poll worker list by the filing deadline; or

426 (b) the list is incomplete.

427 (9) A registered voter of the county may serve as a poll worker in any voting precinct  
428 of the county.

429 (10) If a person serves as a poll worker outside the voting precinct where the person is  
430 registered, that person may vote an absentee voter ballot.

431 (11) The county clerk shall fill all poll worker vacancies.

432 (12) If a conflict arises over the right to certify the poll worker lists for any political  
433 party, the county legislative body may decide between conflicting lists, but may only select  
434 names from a properly submitted list.

435 (13) The county legislative body shall establish compensation for poll workers.

436 (14) The county clerk may appoint additional poll workers to serve in the polling place  
437 as needed.

438 Section 3. Section **20A-5-602** is amended to read:

439 **20A-5-602. Poll workers -- Appointment for local elections.**

440 (1) At least 15 days before the date scheduled for any local election, the county  
441 legislative body, the municipal legislative body<sub>2</sub> or the local district board shall appoint or  
442 provide for the appointment of:

443 (a) in jurisdictions using paper ballots:

444 (i) three registered voters, or two registered voters and one person 17 years old who  
445 will be 18 years old by the date of the [~~regular municipal~~] local election, who reside within the  
446 county to serve as poll workers for each voting precinct when the ballots will be counted after  
447 the polls close; or

448 (ii) three registered voters, or two registered voters and one person 17 years old who  
449 will be 18 years old by the date of the [~~regular municipal~~] local election, who reside within the  
450 county to serve as receiving judges in each voting precinct and three registered voters, or two  
451 registered voters and one person 17 years old who will be 18 years old by the date of the  
452 [~~regular municipal~~] local election, who reside within the county to serve as counting judges in  
453 each voting precinct when ballots will be counted throughout election day;

454 (b) in jurisdictions using automated tabulating equipment, three registered voters, or  
455 two registered voters and one person 17 years old who will be 18 years old by the date of the  
456 [~~regular municipal~~] local election, who reside within the county to serve as poll workers for  
457 each voting precinct;

458 (c) in jurisdictions using voting machines, four registered voters, or three registered  
459 voters and one person 17 years old who will be 18 years old by the date of the [~~regular~~  
460 ~~municipal~~] local election, who reside within the county to serve as poll workers for each voting  
461 precinct; and

- 462 (d) in all jurisdictions:
- 463 (i) at least one registered voter who resides within the county to serve as canvassing  
464 judge, if necessary; and
- 465 (ii) as many alternate poll workers as needed to replace appointed poll workers who are  
466 unable to serve.
- 467 (2) The county legislative body, the municipal legislative body, and the local district  
468 board may not appoint any candidate's parent, sibling, spouse, child, or in-law to serve as a poll  
469 worker in the voting precinct where the candidate resides.
- 470 (3) The clerk shall:
- 471 (a) prepare and file a list containing the name, address, voting precinct, and telephone  
472 number of each person appointed; and
- 473 (b) make the list available in the clerk's office for inspection, examination, and copying  
474 during business hours.
- 475 (4) (a) The county legislative body, the municipal legislative body, and the local  
476 district board shall compensate poll workers for their services.
- 477 (b) The municipal legislative body and local district board may not compensate their  
478 poll workers at a rate higher than that paid by the county to its poll workers.

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**Legislative Review Note**  
**as of 9-11-13 11:12 AM**

**Office of Legislative Research and General Counsel**