

IN THE SENATE

SENATE BILL NO. 1377

BY STATE AFFAIRS COMMITTEE

AN ACT

1
2 RELATING TO ELECTIONS; AMENDING SECTION 34-1203, IDAHO CODE, TO REMOVE THE
3 REQUIREMENT THAT ELECTION JUDGES MUST POST A CORRECT COPY OF RESULTS AT
4 THE POLLING PLACE AND TO MAKE TECHNICAL CORRECTIONS.

5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 34-1203, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 34-1203. COUNTING OF BALLOTS -- CERTIFICATES OF JUDGES. (1) The bal-
9 lots and polls lists agreeing, the election personnel shall then proceed
10 to tally the votes cast. Under each office title the number of votes for
11 each candidate and such other information required by the secretary of state
12 shall be entered in the tally books together with the total of the above fig-
13 ures in the manner prescribed by the secretary of state. Any ballot or part
14 of a ballot from which it is impossible to determine the elector's choice,
15 shall be void and shall not be counted. When a ballot is sufficiently plain
16 to determine therefrom a part of the voter's intention, it shall be the duty
17 of the judges to count such part.

18 (2) Following the counting, the judges must ~~post a correct copy of such~~
19 ~~results at the polling place and a copy transmitted~~ transmit a copy of the
20 results to the county clerk.

21 (3) In no event shall the results of any count be released to the public
22 until all voting places in the state have closed on election day.

23 (4) The secretary of state shall issue directives or promulgate admin-
24 istrative rules adopting standards that define what constitutes a vote and
25 what will be counted as a vote for each category of voting system used in this
26 state.