

IN THE SENATE

SENATE BILL NO. 1269

BY STATE AFFAIRS COMMITTEE

AN ACT

1 RELATING TO ELECTIONS; AMENDING SECTION 34-1201, IDAHO CODE, TO REVISE PRO-
2 VISIONS REGARDING THE SECURITY OF BALLOTS AFTER BEING COUNTED AND TO
3 MAKE A TECHNICAL CORRECTION; AND DECLARING AN EMERGENCY.
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5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 34-1201, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 34-1201. CANVASS OF VOTES. (1) When the polls are closed the judges
9 must immediately proceed to count the ballots cast at such election. The
10 counting must be continued without adjournment until completed and the re-
11 sult declared.

12 (2) If the precinct has duplicate ballot boxes, the counting may begin
13 after five (5) ballots have been cast. At this time, the additional clerks
14 shall close the first ballot box and retire to the counting area and count the
15 ballots. Upon completion of this counting, the clerks shall return the bal-
16 lot box and then proceed to count all of the ballots cast in the second box
17 during this period. This counting shall continue until the polls are closed
18 at which time all election personnel shall complete the counting of the bal-
19 lots.

20 (3) The county clerk may designate paper ballots be returned to a cen-
21 tral count location for counting by special counting boards. If the paper
22 ballots are to be counted at a central count location, a procedure may be
23 adopted to deliver the voted ballots to the county clerk prior to the clos-
24 ing of the polls. The results of this early count shall not be released to the
25 public until after 8:00 p.m. of election day.

26 (4) After being counted, all ballots shall be sealed and stored until
27 such time as the recount period has passed or a recount has been completed.

28 SECTION 2. An emergency existing therefor, which emergency is hereby
29 declared to exist, this act shall be in full force and effect on and after its
30 passage and approval.