

Tyler, Jan CIV WHS/FVAP

From: Hillary Rudy [REDACTED]
Sent: Friday, August 06, 2010 3:47 PM
To: RSS - WHS/FVAP Waiver Application
Cc: Tyler, Jan CIV [REDACTED]
Subject: Supplemental waiver information
Attachments: 2010 Map Equipment Vendor and Clerk Name.png; special_write-in_ballot_application_06_29_10.pdf; special_writein_blank_mailin_ballot_2010GE_05_27_10.pdf; Letter to counties re MOVE 45-day ballot mailing period waiver request.pdf

Please find attached the letter to the counties from Secretary Buescher. I have also attached a map of counties reflecting each county's voting system vendor. Please note that although the map provides an accurate breakdown of voting system vendors, counties may utilize a different print vendor for their ballots.

Additionally, I have attached a copy of the special write-in ballot. The application for this ballot as well as a link to the federal write-in ballot are posted on our military and overseas page at: <http://www.elections.colorado.gov/Default.aspx?PageMenuID=1454>.

As we discussed on the call, we will also be conducting a survey of the counties to request additional information including the number of requests for fax and email ballot transmission, and how many believe they will be able to meet the 45-day deadline. We will provide additional information next week after we have completed the survey. In the meantime, please email or give us a call with any questions.

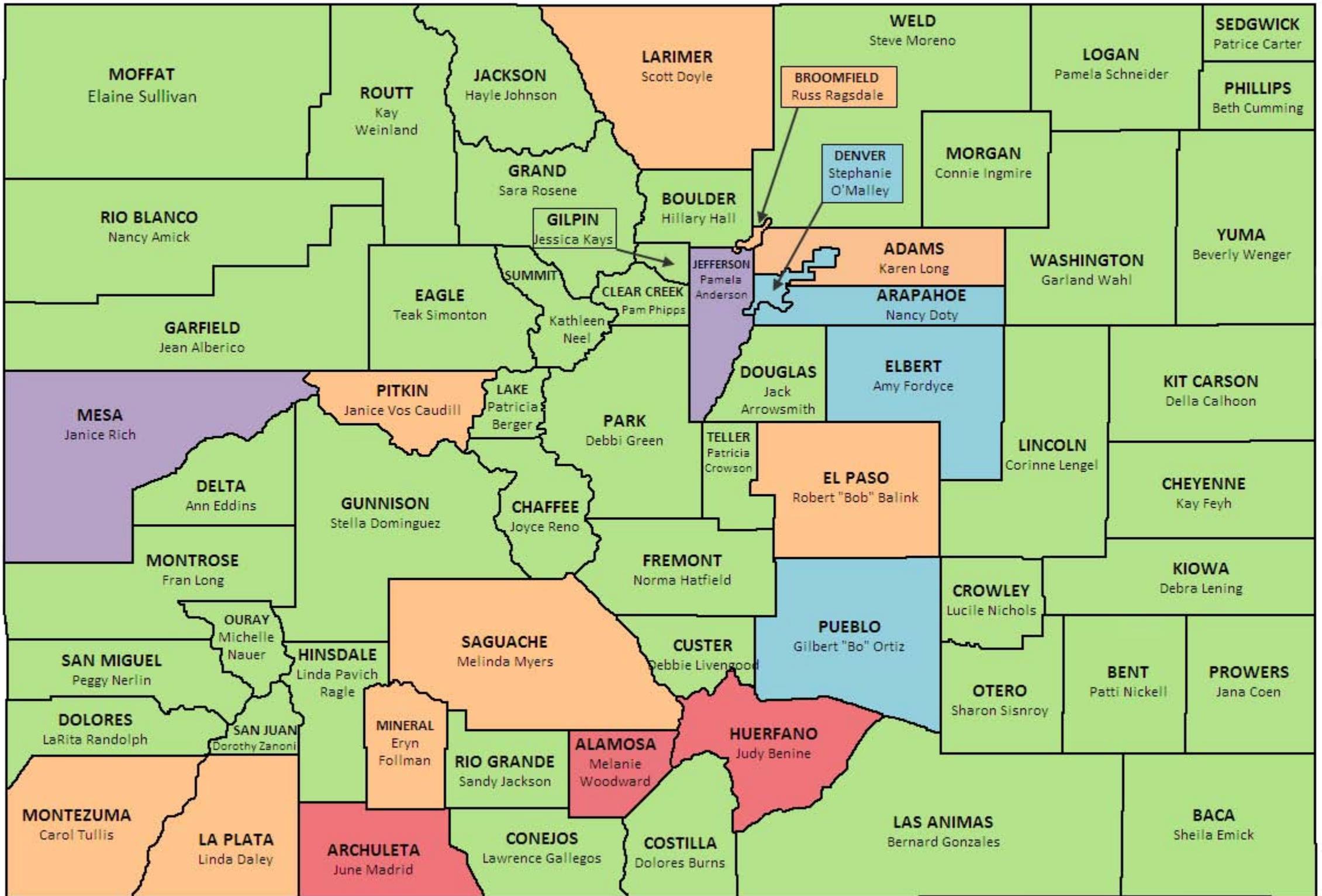
Regards,

Hilary Rudy | Senior Legislative and Policy Analyst | Elections Division

Colorado Department of State | www.sos.state.co.us <<http://www.sos.state.co.us/>>

[REDACTED]

State of Colorado



STATE OF COLORADO

Department of State

1700 Broadway
Suite 200
Denver, CO 80290



Bernie Buescher

Secretary of State

Judd Choate

Director, Elections Division

4 August 2010

RE: MOVE 45-Day Ballot Mailing Period Waiver Request

Dear County Clerks:

This afternoon, my office filed a waiver request to the Federal Voting Assistance Program (FVAP) as allowed under the Military and Overseas Voter Empowerment (MOVE) Act of 2009. If granted, this waiver would allow Colorado's county clerks to mail ballots within the 45-day ballot mailing period mandate set out in MOVE. Under Colorado's current statutory regime, military and overseas voters and their qualified spouses and dependants are mailed a ballot no later than 30 days prior to the general election. The MOVE Act extends this period to 45 days.

My office enthusiastically supports each element of the MOVE Act, not least of which is the 45-day ballot mailing period mandate. In fact, Colorado has long been a national leader in providing voting alternatives to military and UOCAVA voters. Even prior to MOVE, Colorado allowed virtually every available form of ballot transmission both to and from our military electors and their qualified spouses or dependants. For instance, should an overseas military elector or that person's qualified spouse or dependant wish to receive that ballot by email, Colorado law allows for the email transmission of the blank and voted ballot. Furthermore, the elector may request fax transmission of the blank ballot, and may return his/her ballot by fax, if they so choose. Finally, our office is cooperating with the Federal Voting Assistance Program (FVAP) to test an online ballot delivery process in five Colorado counties. When successful, this will serve as a model for future elections. Even if a ballot is received after November 2nd, Colorado law allows for ballots to be counted up to eight days after the election for overseas military and their qualified spouse and dependant.

On behalf of Colorado's county clerks, we submitted the MOVE waiver request because Colorado's electoral calendar, as set out in Colorado Revised Statutes, makes compliance with the 45-day mandate extremely difficult in light of the late ballot certification date. That said, we believe that if the counties and my office work together the vast majority of Colorado's counties can comply with the 45-day ballot mailing period mandate. To do so, the counties will need to work with their vendors and/or ballot printers to print, proof, test, and mail ballots as quickly as humanly possible following September 3rd ballot certification.

We strongly encourage each county clerk to make every effort to meet the 45-day ballot mailing period mandate. It is our goal that every UOCAVA ballot is sent prior to the 45-day ballot mailing period deadline, thus making the waiver request mute.

Please call on my office if we can help to expedite this process.

Sincerely,

Bernie Buescher
Colorado Secretary of State

Colorado Special Write-in Ballot Application

For office use only

Date Stamp: _____

Fill out all fields marked with an asterisk (*). Return your complete and signed application to your county clerk and recorder's office:

<< insert county clerk and recorder's office >>

<< insert county address line 1 >>

<< insert county address line 2 >>

<< insert county fax, phone number, and email >>

Voter ID Number: _____

Precinct Number: _____

Ballot Style: _____

Election

I am absent from the United States and wish to vote a ballot in the following election (check all applicable elections)*:

August 10, 2010 Primary Election

November 2, 2010 General Election

Reason for request

I believe that I cannot vote a mail-in ballot during the normal period due to the following military or other contingencies that preclude normal mail delivery (describe)*:

Your name, identifying, and contact information

Last Name*

First Name*

Middle Name

If you are currently registered to vote with a different name, what is that name? _____

Birthdate* (MM/DD/YYYY) Social Security Number (last four digits)

Street Address (No P.O. Boxes)*

Apt. or Unit

City or Town*

Zip Code*

Colorado County

Telephone Number (including area code)

Email Address

Select or change your political party affiliation

If you are currently Unaffiliated and wish to vote in a Primary Election, you must declare an affiliation with a political party. Unaffiliated voters may affiliate with a political party up to an including Primary Election Day. If you are currently affiliated with a political party and wish to change your affiliation, you must submit this change request at least 29 days prior to Election Day. You will not receive a ballot if your party does not participate in the Primary Election. Select only one:

American Constitution

Democratic

Green

Libertarian

Republican

Unity

Unaffiliated

Sign or mark below

I understand that by voting in this manner, I am voluntarily waiving my right to a secret ballot.

Signature or Mark*

Date*

Witness Signature (optional)

Date



STATE OF COLORADO SPECIAL WRITE-IN BALLOT

2010 General Election

In accordance with **Colorado Revised Statute 1-8-116**, any citizen who resides or is traveling outside the United States, who is a registered elector in this state prior to his or her departure, may apply to the County Clerk and Recorder for a special write-in ballot, regardless of whether or not the elector has previously applied for a mail-in ballot for the election. Any abbreviation, misspelling, or other minor variation of the name of the candidate, political party, or political organization will be accepted as long as the voter's intent can be determined.

INSTRUCTIONS TO THE VOTER:

In the blanks provided below, please write the name(s) of the candidate(s) for whom you wish to vote. For questions, vote "yes" or "no".

<u>OFFICE</u>	<u>CANDIDATE'S NAME</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
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