

# CACEO PROVISIONAL COMMITTEE

## Provisional Manual Table of Contents

1. The Law (as of July 1, 2010)
  - a. HAVA: 42 USC 15482 – 15483: Federal Provisional Voting
  - b. CA Elections Code §§ 14310 – 14313: State Provisional Voting
  - c. CA Elections Code §§ 15100 – 15112: Observing Provisional Ballot Processing (and by reference EC § 15350, provisional ballot processing)
  - d. CA Elections Code § 14240: Conditions for challenging a voter
  - e. CA Elections Code § 2194(c)(1): Sole authority to release home address or voter's signature subsequent to a § 15105 – 15108 challenge
  - f. CA Elections Code §§ 17301 – 17302 Records Retention
  - g. CA Elections Code § 3019 VBM Signature Comparison
  - h. CA General Provisional Codes
  - i. CA Administrative Regulations: 2 CCR 20107: HAVA proof of residency standards
  - j. Secretary of State Uniform Vote Counting Standards, Version II, May 18, 2006
2. Provisional Ballot Scenarios and Flow Charts
  - a. Count — No Count Scenarios and Discussion
  - b. Flow Charts
    - i. Scenarios
    - ii. Basic provisional envelope movement from polling place to office (LA example)
3. Observing and Challenges
  - a. Draft Protocol for Observing Provisional Ballot Processing
  - b. Excerpt from Secretary of State Election Observation Plan
  - c. Provisional Challenge Form
4. Resource Documents
  - a. EAC
    - i. 2005 Advisory
    - ii. Best Practices, July 2008
    - iii. Election Management Guide Chapter 16, July 2010
    - iv. Eagleton Institute of Politics/Moritz School of Law *Report on Best Practices to Improve Provisional Voting* – (On Web Site only; 32 pages and six appendices)
  - b. Secretary of State
    - i. HAVA Compliance Manual, Ch. 8, *Provisional Voting and Free Access*

- ii. CCROV 04226 – July 22, 2004, Compliance with HAVA (posting of information and free access system)
    - iii. CCROV 08311 – October 30, 2008, November General: Provisional Voting (7-page review)
    - iv. CCROV 04375 – November 8, 2004, Unsigned Absentee/Provisional Ballot Envelopes (voter not allowed to perfect)
    - v. CCROV 05317 – November 2, 2005, Treatment of Absentee Ballots (comparing signatures, not residence address)
  - c. CACEO/ForeFront Election Solutions, Chapter 2, *Provisional Voting*, 5/4/2005
  - d. Election Center 2005 Shaping Provisional Voting
- 5. Provisional Envelopes
  - a. Overview and things to think about
  - b. Spreadsheet summarizing envelope attributes
  - c. Envelope images
- 6. Emergency Provisional Voting
  - a. Overview
  - b. Attachments: EC § 14313, Executive Orders, Sample Emergency Provisional Ballot
- 7. County Materials
  - a. Alameda
  - b. El Dorado
  - c. Monterey
  - d. Orange
  - e. San Luis Obispo
  - f. Santa Clara
  - g. Solano
  - h. Sonoma
- 8. Reducing the Number of Provisional Voters
  - a. Santa Clara Voter Responsibilities 2008; Voter Education and Public Relations Campaigns
  - b. Poll Worker Assistive Devices
    - i. PDAs – Sonoma
    - ii. Electronic Rosters – Solano