

CLERK'S OFFICE
AMENDED AND APPROVED
Date: 1-7-03

Submitted by: Assembly Chair Traini
Prepared by: Department of Assembly
For reading: January 7, 2003

ANCHORAGE, ALASKA
AO NO. 2002-179(S)

AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY AMENDING ANCHORAGE MUNICIPAL CODE 28.10.040 TO ADD A DEFINITION OF BALLOT, AND ENACTING ANCHORAGE MUNICIPAL CODE 28.40.010.G. CONCERNING THE FORM OF BALLOTS TO BE USED WITH OPTICAL SCANNING EQUIPMENT.

THE ANCHORAGE ASSEMBLY ORDAINS:

Section 1: That Anchorage Municipal Code Section 28.10.040 is amended by adding a definition of the term "ballot" to read as follows:

Ballot means any document provided by the municipal clerk or designee on which votes may be cast for candidates and/or [,] propositions. [, **INITIATIVES OR OTHER QUESTIONS**] In the case of a two-part ballot issued under Sub[S]section 28.40.010.G., the term "ballot" means the tabulating ballot and the explanatory/sample ballot collectively, except that, when used in connection with the marking of a ballot, the counting of the ballot, or the placement of a ballot in a ballot box, secrecy sleeve or accu-vote scanner, the term "ballot" refers only to the tabulating ballot.

Section 2: That Anchorage Municipal Code Subsection 28.40.010.G. is enacted to read as follows:

G. When optical scanning equipment is **[TO]** used to conduct a regular, special or run-off municipal election, the official ballot shall consist of two parts:

A tabulating ballot, which shall consist of one page, printed on one or both sides, on which shall be printed:

- a. The names of all candidates for each office with spaces for write-ins equal to the number of offices to be filled, with the title of the office and "Vote for not more than (the number of offices to be filled)" appearing before the names;
- b. The title, including the number or letter, and [OR] a summary description, including the question, of each proposition [, **INITIATIVE OR QUESTION**] to be voted on. This information shall be prepared in a fair, true and impartial manner by the Municipal Attorney, in consultation with the Municipal Clerk;
- c. An oval preceding the name of each candidate and each line for writing in the name of a candidate, providing a place for the voter to mark the voter's choice of candidate; and an oval below the title and **[OR]** summary description of each

proposition [, INITIATIVE OR OTHER QUESTION], providing a place for the voter to mark a vote of "yes" or "no";

- d. Immediately above the area on each side of the tabulating ballot where the titles and [OR] summary descriptions of propositions [, INITIATIVES OR QUESTIONS] appear, the following legend, "Please read the full text of all propositions [, INITIATIVES OR QUESTIONS WHICH IS] on the explanatory/sample ballot [THAT IS PART OF THIS BALLOT]"; and
- e. On each side of the ballot used, the legend, "To vote: completely fill-in the oval of the selection of your choice as shown (show a blackened oval)." Also, when both sides of the ballot are used, the legend, "Be sure to vote both sides of the tabulating ballot."

The tabulating ballot shall be printed and encoded to ensure proper tabulation through the optical scanning equipment at the polling place. Only the tabulating ballot shall bear the serial numbering on the stub.

2. An explanatory/sample ballot, which shall contain the information that appears on the tabulating ballot plus the full text of each proposition [, INITIATIVE OR QUESTION] to be voted on, [LIST OF PROJECTS AND ESTIMATED COSTS] plus any additional information concerning a proposition [, INITIATIVE OR QUESTION] that is required by law to appear on the ballot. The explanatory/sample ballot shall be printed on non-white paper and may be used to fulfill the requirement for sample ballots in Section 28.40.030. After voting, the voter may retain the explanatory/sample ballot, or return the ballot to an election official at the polling place.

[3.] Each tabulating and explanatory/sample ballot shall bear the word "Official" before the words "tabulating ballot" and "explanatory/sample ballot", the date of the election, and a facsimile signature of the municipal clerk.

Section 3: This ordinance shall [BE EFFECTIVE UPON PASSAGE AND APPROVAL] take effect on the date the United States Department of Justice issues its non-objection or the date by which the United States Department of Justice must object if no objection is issued within the objection period.

PASSED AND APPROVED by the Anchorage Assembly this 7th day of January, 2003.



Chair

ATTEST


Acting

Municipal Clerk

12.



MUNICIPALITY OF ANCHORAGE
ASSEMBLY MEMORANDUM
NO. AM 42-2003

Meeting Date: January 7, 2003

From: Assembly Chair Traini
Subject: AO 2002-179(S), Definition of *Ballot*

The attached 'S' version to AO 2002-179 provides the following major changes:

Page 1, Lines 20-21, 44; Page 2, Lines 2, 7, 9, 25, 27

Since the current Code definition of 'proposition' includes "questions" (placed on a ballot), the ordinance language was simplified to only use 'proposition' to include all questions placed on the ballot, whether it is a bond proposal, initiative, or other question.

Page 1, Lines 42-47

Ordinance language was added to clarify the information provided on the tabulating ballot for propositions. Also, language was added to ensure that this information is prepared in a fair, true and impartial manner, specifically with the assistance of the Municipal Attorney.

Page 2, Lines 9-11

Ordinance language was changed to state the required ballot 'header' in a more direct and easier understood manner.

Approval of AO 2002-179(S) is recommended

Respectfully submitted

Prepared by:

Handwritten signature of Dick Traini in cursive script.

Dick Traini
Assembly Chair

Handwritten signature of Greg Moyer in cursive script.

Greg Moyer
Municipal Clerk

**Municipality of Anchorage
MUNICIPAL CLERK'S OFFICE
AGENDA DOCUMENT CONTROL SHEET**

AO 2002-179(S)

1	SUBJECT OF AGENDA DOCUMENT	DATE PREPARED <i>1-6-03</i>
	<i>AO 2002-179(S), Definition of Ballot</i>	INDICATE DOCUMENTS ATTACHED
		<i>AO, AM</i>
2	DEPARTMENT NAME Assembly	DIRECTOR'S NAME Dick Traini
3	THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY	HIS/HER PHONE NUMBER
4	COORDINATED WITH AND REVIEWED BY	INITIALS
	DATE	
	Mayor	
	Heritage Land Bank	
	Merrill Field Airport	
	Municipal Light & Power	
	Port of Anchorage	
	Solid Waste Services	
	Water & Wastewater Utility	
	Municipal Manager	
	Cultural & Recreational Services	
	Employee Relations	
	Finance, Chief Fiscal Officer	
	Fire	
	Health & Human Services	
	Office of Management and Budget	
	Management Information Services	
	Police	
	Planning, Development & Public Works	
	Development Services	
	Facility Management	
	Planning	
	Project Management & Engineering	
	Street Maintenance	
	Traffic	
	Public Transportation Department	
	Purchasing	
	Municipal Attorney	
	Municipal Clerk	
	Other	
5	SPECIAL INSTRUCTIONS/COMMENTS	
	<i>Addendum</i>	
	<i>14.A.2. New Public Hearings</i>	
6	ASSEMBLY MEETING DATE <i>1-7-03</i>	7
		PUBLIC HEARING DATE REQUESTED <i>1-7-03</i>

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