

Submitted by: Chair Traini  
Prepared by: Department of  
Assembly  
For reading: January 20, 2004

ANCHORAGE, ALASKA  
AO 2004- 21

**AN ORDINANCE OF THE ANCHORAGE MUNICIPAL ASSEMBLY  
AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER 28.60,  
ABSENTEE VOTING, TO ADD A NEW SECTION 28.60.060 TO INCLUDE  
VOTING BY ELECTRONIC TRANSMISSION**

THE ANCHORAGE ASSEMBLY ORDAINS:

**Section 1:** That Anchorage Municipal Code Chapter 28.60 is amended to add a new section, voting by electronic transmission, to read as follows:

**28.60.060    Voting by electronic transmission.**

- A.** A qualified voter may apply for an absentee ballot to be sent by electronic transmission. Such request must be made not less than seven days preceding the election in the same manner provided in Section 28.60.050(A). Absentee ballots will be electronically transmitted to the location designated in the application. If no location is designated, the ballot will be mailed in the manner provided in Section 28.60.050 for absentee ballots by mail. The clerk will provide reasonable conditions for electronically transmitting absentee ballots.
- B.** A ballot electronically transmitted shall contain a copy of the ballot to be used at the election in a form suitable for transmission. A photocopy of the computerized ballot card to be used by persons voting in person at the polling places is acceptable.
- C.** An absentee ballot that is completed and returned by the voter by electronic transmission must:
1. Contain the following statement: "I understand that by using electronic transmission to return my marked ballot, I am voluntarily waiving a portion of my right to a secret ballot to the extent necessary to process my ballot, but expect that my vote will be held as confidential as

possible.", followed by the voter's signature and date of signature; and

2. Be accompanied by a statement executed under oath as to the voter's identity; the statement under oath must be witnessed by one United States citizen who is 18 years of age or older.

D. The voter shall mark the ballot on or before the date of the election and shall use a mail service at least equal to first class and mail the ballot not later than the day of the election to the clerk. The ballot may not be counted unless it is received by the close of business on the 7th day after the election.

E. A voter who returns the absentee ballot by electronic transmission must comply with the same deadlines as for voting in person on or before the closing hour of the polls.

F. When a completed absentee ballot is received by electronic transmission, the clerk will note the date of receipt on the absentee ballot application log and, if the ballot is received on election day, the time of receipt. The clerk will then:

1. remove the ballot portion of the transmission from the portion that identifies the voter;
2. place the ballot portion in a secrecy sleeve;
3. seal the secrecy sleeve in an outer envelope of the type used for absentee ballots returned by mail, and seal that envelope;
4. attach the voter identification portion to the outer envelope; and
5. forward the outer sealed envelope to the election board~~board~~ commission for review.

G. An electronically transmitted ballot shall be counted in the same manner as other absentee ballots, even though this procedure may reveal to one or more election officials the manner in which a particular absentee voter cast his or her ballot. However, it shall be unlawful to display a fax ballot in a manner revealing the way in which a particular voter cast his or her ballot to any person other than the municipal clerk, a member of the clerk's staff, an election official in the course of his or her duties, or an attorney advising the clerk on legal questions concerning the ballot.

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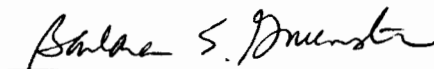
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**Section 4.** This ordinance shall become ~~effective immediately upon~~  
~~passage and approval by the Assembly.~~ June 1, 2004.

PASSED AND APPROVED by the Anchorage Assembly this  
3<sup>rd</sup> day of February, 2004.

  
Chair

ATTEST:



Municipal Clerk

**MUNICIPALITY OF ANCHORAGE**  
**Summary of Economic Effects -- General Government**

AO Number: 2004- 21

Title: Amending Anchorage Municipal Code Chapter 28.60, Absentee Voting, to  
Add a New Section 28.60.060 to Include Voting by Electronic Transmission

Sponsor: Chair Traini

Preparing Agency: Department of Assembly

Others Impacted: Municipal Clerk's Office (DOA)

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**CHANGES IN EXPENDITURES AND REVENUES:**

(In Thousands of Dollars)

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	<u>FY04</u>	<u>FY05</u>	<u>FY06</u>	<u>FY07</u>	<u>FY06</u>
<b>Operating Expenditures</b>					
1000 Personal Services					
2000 Non-Labor					
3900 Contributions					
4000 Debt Service					
<b>TOTAL DIRECT COSTS:</b>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
Add: 6000 Charges from Others					
Less: 7000 Charges to Others					
<b>FUNCTION COST:</b>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>

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**REVENUES:**

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**CAPITAL:**

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**POSITIONS: FT/PT and Temp**

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**PUBLIC SECTOR ECONOMIC EFFECTS:**

Although the estimated public sector economic effect will probably be substantially less than \$30,000, some savings will be realized because this amendment to the Code will allow citizens to file absentee ballots via e-mail or fax which will save postage costs and delivery time for both the Municipal Clerk's Office and the citizen when applying for an absentee ballot by mail.

**PRIVATE SECTOR ECONOMIC EFFECTS:**

Long-term monetary savings will be realized because citizens will save the cost of postage when given the option of filing for an absentee ballot via e-mail or fax.

Prepared by: Elvi Gray-Jackson

Telephone: 343-4751

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**MUNICIPALITY OF ANCHORAGE**  
**ASSEMBLY MEMORANDUM**

NO. <sup>AM 62</sup>  
/ -2004

**Meeting Date:** January 20, 2004

**From:** Chair Traini

**Subject:** AO 2004- 21 - AMENDING ANCHORAGE MUNICIPAL CODE CHAPTER  
28.60, ABSENTEE VOTING, TO ADD A NEW SECTION 28.60.060 TO  
INCLUDE VOTING BY ELECTRONIC TRANSMISSION

At present, Anchorage Municipal Code Chapter 28.60 provides for absentee voting in person and by mail. In an effort to maintain an up-to-date status with today's technology, the attached ordinance is being submitted to allow for absentee voting via electronic transmission, also known as e-mail or fax. The ordinance outlines the procedure for these types of transmittals in detail, and permits the ballot to be counted in the same manner as other absentee ballots.

Your approval of this ordinance is requested.

Respectfully submitted,

Prepared by:

*Dick Traini*

Dick Traini  
Chair

*Elvi Gray-Jackson*

Elvi Gray-Jackson, Director  
Budget and Legislative Services Office

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

AO 2004- 21

<b>1</b>	<b>SUBJECT OF AGENDA DOCUMENT</b>	<b>DATE PREPARED</b> 01/14/04
	AMENDING AMC 28.60, ABSENTEE VOTING, TO ADD A NEW	<b>INDICATE DOCUMENTS ATTACHED</b> AO/AM/SEE
	SECTION 28.60.060 TO INCLUDE VOTING BY ELECTRONIC	
	TRANSMISSION	
<b>2</b>	<b>DEPARTMENT NAME</b> Assembly	<b>DIRECTOR'S NAME</b> Dick Trainl
<b>3</b>	<b>THE PERSON THE DOCUMENT WAS ACTUALLY PREPARED BY</b> Elvi Gray-Jackson	<b>HIS/HER PHONE NUMBER</b> X4751
<b>4</b>	<b>COORDINATED WITH AND REVIEWED BY</b>	<b>INITIALS</b> <b>DATE</b>
	Mayor	
	Heritage Land Bank	
	Merrill Field Airport	
	Municipal Light & Power	
	Port of Anchorage	
	Solid Waste Services	
	Water & Wastewater Utility	
	<b>Municipal Manager</b>	
	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	
	<b>Municipal Attorney</b>	
	<b>Municipal Clerk</b>	
	Other	
<b>5</b>	<b>SPECIAL INSTRUCTIONS/COMMENTS</b>	
	CONSENT AGENDA - INTRODUCTION	
<b>6</b>	<b>ASSEMBLY MEETING DATE</b> 01/20/04	<b>7</b> <b>PUBLIC HEARING DATE REQUESTED</b> 02/03/04