

## CHAPTER 8210

### SECRETARY OF STATE

### ABSENTEE BALLOTS

8210 0050	ABSENTEE OR MAIL BALLOT MATERIALS	8210 0800	ABSENTEE BALLOT RETURN ENVELOPE AS PROVIDED BY MINNESOTA STATUTES, SECTIONS 203B 16 AND 203B 17
8210 0100	PRESIDENTIAL ABSENTEE BALLOTS		
8210 0200	ABSENTEE BALLOT APPLICATION	8210 2200	DUTIES OF COUNTY AUDITOR OR MUNICIPAL CLERK UPON RECEIPT OF ABSENTEE BALLOT RETURN ENVELOPE
8210 0500	INSTRUCTIONS TO ABSENTEE VOTER		
8210 0600	STATEMENT OF ABSENTEE VOTER		
8210 0700	ABSENTEE BALLOT RETURN ENVELOPE AS PROVIDED BY MINNESOTA STATUTES, SECTIONS 203B 04 TO 203B 15		

#### 8210.0050 ABSENTEE OR MAIL BALLOT MATERIALS.

All materials mailed in connection with absentee or mail voting shall bear the official United States Postal Service Election Mail insignia

All envelopes used in connection with absentee or mail voting shall also bear a legend indicating the ballot category enclosed, in no smaller than 8-point type. The categories are:

- A registered,
- B nonregistered,
- C. registered (agent delivery),
- D nonregistered (agent delivery);
- E military/overseas,
- F presidential only, and
- G mail

**Statutory Authority:** *MS s 201 061; 201 221, 203B 09*

**History:** *32 SR 2055*

#### 8210.0100 PRESIDENTIAL ABSENTEE BALLOTS.

Subpart 1 **Procedure for voting.** A person who is qualified under United States Code, title 42, section 1973aa-1, to vote for the offices of president and vice-president or for electors for president and vice-president may vote by absentee ballot or in person at the auditor's office in the county where the person formerly resided. The affidavit of eligibility on the back of the absentee ballot return envelope must be printed in the form shown in subpart 2

Subp 2 **Form of affidavit of eligibility.**

↓ TO BE COMPLETED BY VOTER ↓

VOTER'S NAME (PLEASE PRINT)

---

VOTER'S FORMER ADDRESS IN MINNESOTA (PLEASE PRINT)

---

CITY OR TOWN (PLEASE PRINT)

---

COUNTY (PLEASE PRINT)

---

# MINNESOTA RULES 2008

1021

ABSENTEE BALLOTS 8210.0200

I certify that I

- will be at least 18 years old on election day,
- am a citizen of the United States;
- am not under guardianship of the person in which the court order revokes my right to vote,
- have not been found by a court to be legally incompetent to vote,
- have the right to vote because, if convicted of a felony, my felony sentence has expired (been completed) or I have been discharged from my sentence,
- previously lived in Minnesota at the address printed above,
- moved from Minnesota to another state within 30 days of the election, and
- am not eligible to vote in the state in which I now live

VOTER'S SIGNATURE

DATE

Current telephone number (optional) \_\_\_\_\_

Current e-mail address (optional) \_\_\_\_\_

**Statutory Authority:** *MS s 201 061, 201 221, 203B 09*

**History:** *32 SR 2055*

## 8210.0200 ABSENTEE BALLOT APPLICATION.

Subpart 1. [Repealed, 32 SR 2055]

Subp. 1a. [Repealed, 32 SR 2055]

Subp 1b. [Repealed, 29 SR 155]

Subp 1c [Repealed, 32 SR 2055]

Subp 1d [Repealed, 32 SR 2055]

Subp 1e [Repealed, 25 SR 616]

Subp 1f [Repealed, 25 SR 616]

Subp 2 [Repealed, 32 SR 2055]

Subp 3 **Postcard application.** The absentee ballot application may be printed as a postcard application or in any other manner deemed appropriate by the secretary of state. If the application is printed as a postcard application, it must conform to United States Postal Service requirements

Subp 4 **Permanent application.** An eligible voter who meets the requirements in Minnesota Statutes, section 203B 04, subdivision 5 or 6, may apply to the county auditor or municipal clerk to automatically receive an absentee ballot application for each election in which the voter is eligible to vote. The county auditor shall make available the form provided by the secretary of state for this purpose. The voter shall complete the form and return it to the county auditor or municipal clerk. A municipal clerk who receives a completed application shall forward it to the county auditor immediately. The voter's permanent application status must be indicated and permanently maintained on the voter's registration record on the statewide voter registration system

The county auditor shall maintain a list of voters who have applied to automatically receive an absentee ballot application. At least 45 days before each election, the county auditor or municipal clerk shall send an absentee ballot application to each person on the list who is eligible to vote in the election

Subp 4a [Repealed, 32 SR 2055]

Subp. 5. [Repealed, 25 SR 616]

Subp 6 [Repealed, 32 SR 2055]

**Statutory Authority:** *MS s 201 061, 201.221; 203B 09*

**History:** *32 SR 2055*

### 8210.0500 INSTRUCTIONS TO ABSENT VOTER.

Subpart 1 **Required instructions.** Instructions to the absent voter shall be enclosed with the absentee ballot materials mailed or delivered to the absent voter. The instructions shall be in the form in subpart 2, 3, or 4. The instructions may include a telephone number or electronic mail address which voters can call or contact for help in absentee voting. In election jurisdictions using electronic voting systems, the instructions must explain how to correctly mark and fold the electronic voting system ballots. The instructions must inform the voter of the effect of casting multiple votes for an office and, in the case of a partisan primary, the effect of voting for candidates of more than one party. The instructions must include information on how to correct a ballot before it is cast and counted, including instructions on how to request a replacement ballot if the voter is unable to change the ballot or correct an error. The instructions must include a graphic depiction of the absentee ballot materials and how they are to be assembled by the voter. The secretary of state must provide each county auditor with a sample graphic depiction.

Subp 2 **Instructions for registered voters.**

#### INSTRUCTIONS FOR ABSENTEE VOTERS

Step 1 You must have a witness to vote by absentee ballot. Your witness may be anyone who is registered to vote in Minnesota including your spouse or another relative, or they may be a notary public or person with the authority to administer oaths.

Step 2. Show your witness the unmarked ballot(s).

Step 3 Mark your votes according to the instructions on the ballot(s). Mark your ballot(s) in private. If you have a disability or are otherwise unable to mark the ballot(s), you may ask your witness to assist you. Make sure you do not vote for more candidates than allowed for any office, since this will prevent your votes for that office from being counted. If you make an error when marking your ballot, you may request a new ballot from the election official from whom you received your ballot. If you cannot request a new ballot, completely erase any errors and remark your ballot. Do not put any identifying marks on the ballot.

**WHEN PARTISAN PRIMARY RACES ARE ON THE BALLOT** If you are voting in a partisan primary, you may only vote for the candidates of one party on the partisan portion of the ballot. Voting for candidates not within the same party will prevent the entire partisan portion of your primary ballot from being counted.

Step 4. Fold and place all voted ballots in the ballot secrecy envelope and seal the envelope. Do not write on the ballot secrecy envelope.

Step 5 Place the ballot secrecy envelope into the ballot return envelope and seal the envelope.

Step 6. Print your name and address on the back of the ballot return envelope unless a label with your name and address has already been affixed. Sign your name. The name, address, and signature of your witness are required as well.

Step 7 Fold and seal the small flap on the end of the return envelope, then fold and seal the large flap that covers the form on the back of the envelope.

Step 8. Return your ballot by mail or an express service to the address on the return envelope, allowing enough time to be delivered by election day. You may also deliver it in person by 5:00 p.m. on the day before election day or have another person return your ballot by 3:00 p.m. on election day (this person cannot return ballots for more than three voters).

In those precincts where an additional envelope is used instead of an envelope with a flap, steps 7 and 8 should read \_\_\_\_\_

Step 7. Insert the ballot return envelope into the mailing envelope and seal it.

Step 8. Return your ballot by mail or an express service to the address on the mailing envelope, allowing enough time to be delivered by election day. You may also deliver it in person by 5:00 p.m. on the day before election day or have another person return your ballot by 3:00 p.m. on election day (this person cannot return ballots for more than three voters).

## **Subp. 3 Instructions for unregistered voters.**

### INSTRUCTIONS FOR ABSENTEE VOTERS

#### (UNREGISTERED, CHALLENGED, OR INCOMPLETE REGISTRATION)

Step 1. You must have a witness to vote by absentee ballot. Your witness may be anyone who is registered to vote in Minnesota including your spouse or another relative, or they may be a notary public or person with the authority to administer oaths.

Step 2. Completely fill out the voter registration application.

Step 3. Show your witness your proof of residence in the precinct. The witness should mark the proof shown on the ballot return envelope. Any of the following may be used as proof of residence:

a. a valid Minnesota driver's license, permit, or identification card, a receipt for any of these forms that contains your current address; or a tribal identification card issued by the tribal government of a tribe recognized by the Bureau of Indian Affairs that contains your name, address, signature, and picture,

b. the signature of a registered voter (voucher) who lives in your precinct, if your witness is registered to vote in your precinct, your witness may also vouch for you,

c. if you live in certain residential facilities, the signature of an employee of the facility;

d. a notice of late registration sent to you by the county auditor or city clerk,

e. a current valid registration in the same precinct,

f. one document from the list in (1) and one photo ID from the list in (11)

(1) A. an original bill for telephone, television, or Internet provider services, regardless of how those telephone, television, or Internet provider services are delivered, or an original bill for gas, electric, solid waste, water, or sewer services, that

(1) shows the voter's name and current address in the precinct, and

(2) has a due date within 30 days before or after election day.

A rent statement from a landlord that itemizes utility expenses and meets the requirements of this paragraph is an original utility bill for purposes of providing proof of residence, or

B. a current student fee statement that contains the student's valid address in the precinct, and

(11) a Minnesota driver's license or identification card, a United States passport, a United States military identification card, a student identification card issued by a Minnesota post-secondary educational institution, or a tribal identification card issued by the tribal government of a tribe recognized by the Bureau of Indian Affairs, United States Department of the Interior, that contains the individual's signature

Step 4. Show your witness the unmarked ballot(s).

Step 5. Mark your votes according to the instructions on the ballot(s). Mark your ballot(s) in private. If you have a disability or are otherwise unable to mark the ballot(s), you may ask your witness to assist you. Make sure you do not vote for more candidates than allowed for any office, since this will prevent your votes for that office from being counted. If you make an error when marking your ballot, you may request a new ballot from the election official from whom you received your ballot. If you cannot request a new ballot, completely erase any errors and remark your ballot. Do not put any identifying marks on the ballot.

**WHEN PARTISAN PRIMARY RACES ARE ON THE BALLOT:** If you are voting in a partisan primary, you may only vote for the candidates of one party on the partisan portion of the ballot. Voting for candidates not within the same party will prevent the entire partisan portion of your primary ballot from being counted.

Step 6. Fold and place all voted ballots in the ballot secrecy envelope and seal the envelope. Do not write on the ballot secrecy envelope.

Step 7. Place the ballot secrecy envelope and your completed voter registration application into the ballot return envelope and seal the envelope.

Step 8. Print your name and address on the back of the ballot return envelope unless a label with your name and address has already been affixed. Sign your name. The name, address, and signature of your witness are also required.

Step 9. Fold and seal the small flap on the end of the return envelope, then fold and seal the large flap that covers the form on the back of the envelope.

Step 10. Return your ballot by mail or an express service to the address on the return envelope, allowing enough time to be delivered by election day. You may also deliver it in person by 5:00 p.m. on the day before election day or have another person return your ballot by 3:00 p.m. on election day (this person cannot return ballots for more than three voters).

In those precincts where an additional envelope is used instead of an envelope with a flap, steps 9 and 10 should read:

Step 9. Insert the ballot return envelope into the mailing envelope and seal it.

Step 10. Return your ballot by mail or an express service to the address on the mailing envelope, allowing enough time to be delivered by election day. You may also deliver it in person by 5:00 p.m. on the day before election day or have another person return your ballot by 3:00 p.m. on election day (this person cannot return ballots for more than three voters).

### **Subp. 4. Instructions for military and overseas voters.**

#### **INSTRUCTIONS FOR MILITARY AND OVERSEAS ABSENTEE VOTERS**

Step 1. Mark your votes according to the instructions at the top of the ballot(s). Mark your ballot(s) in private. If you have a disability or are otherwise unable to mark the ballot(s), you may have someone assist you. Make sure you do not vote for more candidates than allowed for any office on the ballot, since this will prevent your votes for that office from being counted. If you make an error when marking your ballot, you may request a

# MINNESOTA RULES 2008

1025

## ABSENTEE BALLOTS 8210.0600

new ballot from the election official from whom you received your ballot. If you cannot request a new ballot, completely erase any errors and remark your ballot. Do not put any identifying marks on the ballot.

**WHEN PARTISAN PRIMARY RACES ARE ON THE BALLOT.** If you are voting in a partisan primary, you may only vote for the candidates of one party on the partisan portion of the ballot. Voting for candidates not within the same party will prevent the entire partisan portion of your primary ballot from being counted.

**Step 2.** Fold each ballot so that it fits within the ballot secrecy envelope and seal it. Do not write on the ballot secrecy envelope.

**Step 3.** Place the ballot secrecy envelope in the return mailing envelope.

**Step 4.** Write your military identification number (SSN) or passport number on the back of the ballot return envelope. If you do not provide the same military identification number (SSN) or passport number on the ballot return envelope as was used on the absentee ballot application, you must have the signature and certification of an official authorized to administer oaths by federal law or the law where the oath is administered. Commissioned or noncommissioned officers not below the rank of sergeant or equivalent may also certify the oath for you.

**Step 5.** Print your name and your present or last address in Minnesota unless a label with your name and address has already been affixed. Date and sign your name on the back of the ballot return envelope.

**Step 6.** Fold and seal the small flap on the end of the return envelope, then fold and seal the large flap that covers the form on the back of the envelope.

**Step 7.** Return your ballot by mail or an express service to the address on the ballot return envelope so that it will be delivered no later than election day.

In those precincts where an additional envelope is used instead of an envelope with a flap, steps 6 and 7 should read:

**Step 6.** Insert the ballot return envelope into the mailing envelope and seal it.

**Step 7.** Return your ballot by mail or an express service to the address on the ballot mailing envelope so that it will be delivered no later than election day.

**Statutory Authority:** *MS s 201.061, 201.221, 203B.09*

**History:** *32 SR 2055*

### 8210.0600 STATEMENT OF ABSENTEE VOTER.

**Subpart 1 Form.** The statement of absentee voter for persons voting under Minnesota Statutes, sections 203B.04 to 203B.15, must be printed in the forms shown in subparts 1a and 1b. The version found in subpart 1a must be provided only to absentee voters who are registered to vote at the time of application. All other absentee voters must be provided the version found in subpart 1b. The statements must be printed to the specifications of subpart 3.

**Subp. 1a Statement of registered absentee voter form.**

↓ TO BE COMPLETED BY VOTER ↓

VOTER'S NAME (PLEASE PRINT)

VOTER'S MINNESOTA ADDRESS (PLEASE PRINT)

\_\_\_\_\_ MN

# MINNESOTA RULES 2008

## 8210.0600 ABSENTEE BALLOTS

1026

I certify that on election day I will meet all the legal requirements to vote by absentee ballot

VOTER'S SIGNATURE

DATE

↓ TO BE COMPLETED BY WITNESS ↓

I certify that the voter

- showed me the blank ballots before voting,
- marked the ballots in private or, if physically unable to mark the ballots, the ballots were marked as directed by the voter; and
- enclosed and sealed the ballots in the secrecy envelope

NAME OF WITNESS (PLEASE PRINT)

\_\_\_\_\_

ADDRESS OF NON-NOTARY WITNESS IN MINNESOTA (PLEASE PRINT)

\_\_\_\_\_ MN

SIGNATURE OF WITNESS

DATE

\_\_\_\_\_

TITLE OF WITNESS (IF AN OFFICIAL)

\_\_\_\_\_

Subp. 1b. **Statement of unregistered absentee voter form.**

↓ TO BE COMPLETED BY VOTER ↓

VOTER'S NAME (PLEASE PRINT)

\_\_\_\_\_

VOTER'S MINNESOTA ADDRESS (PLEASE PRINT)

\_\_\_\_\_ MN

I certify that on election day I will meet all the legal requirements to vote by absentee ballot

VOTER'S SIGNATURE

DATE

\_\_\_\_\_

↓ TO BE COMPLETED BY WITNESS ↓

I certify that the voter

- showed me the blank ballots before voting,
- marked the ballots in private or, if physically unable to mark the ballots, the ballots were marked as directed by the voter;
- enclosed and sealed the ballots in the secrecy envelope,
- registered to vote by filling out and enclosing a voter registration application in the ballot envelope, and
- provided proof of residence as indicated below

# MINNESOTA RULES 2008

1027

ABSENTEE BALLOTS 8210.0600

NAME OF WITNESS (PLEASE PRINT)

---

ADDRESS OF NON-NOTARY WITNESS IN MINNESOTA (PLEASE PRINT)

---

MN

SIGNATURE OF WITNESS

---

DATE

---

TITLE OF WITNESS (IF AN  
OFFICIAL)

---

↓ PROOF OF RESIDENCE USED BY VOTER ↓

**Witness - please check one:**

- ☐ MN Driver's License/Permit/ID Card or receipt with current address  
Number 

---
- ☐ Tribal ID card with name, address, signature, and current address
- ☐ Utility bill or student fee statement plus a MN Driver's License/ID Card, Tribal ID card with picture, U S passport, U S military ID card with picture, or student ID card with picture  
Number. 

---
- ☐ Previous registration in the same precinct
- ☐ Notice of Late Registration from county auditor or municipal clerk
- ☐ Registered voter in the precinct who vouched for absentee voter's residence in the precinct (Please complete the three voucher lines below)
- ☐ Employee of a residential facility in the precinct who vouched for absentee voter's residence at the facility (Please complete the three voucher lines below)

VOUCHER'S NAME AND NAME OF RESIDENTIAL FACILITY, IF  
APPLICABLE (PLEASE PRINT)

---

VOUCHER'S ADDRESS OR ADDRESS OF RESIDENTIAL FACILITY, IF  
APPLICABLE (PLEASE PRINT)

---

VOUCHER'S TELEPHONE NUMBER OR TELEPHONE NUMBER OF  
RESIDENTIAL FACILITY, IF APPLICABLE (PLEASE PRINT)

---

VOUCHER'S SIGNATURE

---

Subp 2 **First two lines.** The county auditor or municipal clerk may complete the first two lines of a statement of absentee voter before mailing it to the absent voter by printing the name and address of the absent voter or by attaching a mailing label.



Subp 3 **Printing specifications.** The statement shall be printed on the right-hand three-fourths of the back of the absentee ballot return envelope. The words "TO BE COMPLETED BY VOTER" shall be printed in no smaller than 12-point type in capital letters. The remainder of the statement shall be printed in no smaller than 8-point medium type.

Subp. 4 [Repealed, 32 SR 2055]

Subp 4a [Repealed, 32 SR 2055]

**Statutory Authority:** *MS s 201.061; 201.221; 203B.09*

**History:** *32 SR 2055*

## 8210.0700 ABSENTEE BALLOT RETURN ENVELOPE AS PROVIDED BY MINNESOTA STATUTES, SECTIONS 203B.04 TO 203B.15.

Subpart 1 **Form.** The absentee ballot return envelope for persons casting an absentee ballot under Minnesota Statutes, sections 203B.04 to 203B.15, must be printed according to the specifications in subpart 2.

Subp 2 **Printing specifications.** The absentee ballot return envelope must be printed according to the following specifications.

A. The envelope must be no smaller than 10-3/8 inches by 4-1/2 inches.

B. The words and numbers printed on the left-hand end of the envelope must be in no smaller than 12-point bold type.

C. The words "ABSENTEE BALLOT RETURN ENVELOPE" printed across the face of the envelope must be in no smaller than 18-point bold type in capital letters.

D. The envelope must be white in color with black ink.

E. The flap on one end of the back side of the envelope may be printed as follows.

"FOR OFFICE USE ONLY"

( ) ACCEPTED      ( ) REJECTED \_\_\_\_\_  
Reason

Subp 3 **Mailing address.** County auditors and municipal clerks shall cause a mailing address to be printed on each return envelope that they mail or deliver to an absent voter. The address block shall be located in the lower right one-quarter of the envelope. A return envelope may be addressed to the county auditor, to the municipal clerk, or to the appropriate election judges.

When an auditor has the duty to address envelopes for a municipality and the envelopes are to be addressed to the election judges, the clerk shall notify the auditor of the proper mailing address of each polling place in, or of the absentee ballot board for, the municipality. The clerk shall immediately notify the auditor of every change in the initial notification.

Subp 4. [Repealed, 20 SR 2787]

Subp. 5. [Repealed, 20 SR 2787]

Subp 6. [Repealed, 20 SR 2787]

Subp. 7. **Ward and precinct number.** The official mailing or delivering absentee ballots to an absent voter shall, before doing so, fill in the absent voter's ward and precinct number in the spaces provided on the left-hand end of the return envelope.

Subp 8 **Return address.** A county auditor or municipal clerk may affix the return address to the upper left-hand corner of the return envelope.

Subp 9 **Marks approved by United States Postal Service.** Marks approved by the United States Postal Service to identify ballot materials may be printed on the absentee ballot return envelope.

# MINNESOTA RULES 2008

1029

ABSENTEE BALLOTS 8210.0800

Subp 10 **Sample envelope layout.** The secretary of state shall provide samples of the layout of the front and the back of the envelope

**Statutory Authority:** *MS s 201.061, 201.221, 203B.09*

**History:** *32 SR 2055*

## 8210.0800 ABSENTEE BALLOT RETURN ENVELOPE AS PROVIDED BY MINNESOTA STATUTES, SECTIONS 203B.16 AND 203B.17.

Subpart 1 **Form.** The absentee ballot return envelope for military and overseas voters must be printed according to the specifications in subpart 2.

Subp 2 **Specifications.** The specifications in items A to I apply to envelopes prepared pursuant to subpart 1

A The envelope may not be more than 11-1/2 inches in length nor less than 5-1/2 inches in length.

B The envelope may not be more than 6-1/8 inches in width nor less than 3-1/2 inches in width.

C. In the upper right-hand corner, a postage symbol and box shall be imprinted

U S Postage Paid

39 USC 3406

D The words PAR AVION must be printed in 12-point bold type in capital letters one-half inch below the postage box

E The words "OFFICIAL ABSENTEE BALLOTING MATERIAL -- FIRST CLASS MAIL" must be printed in 18-point bold type and inside a box Immediately below, the words "No Postage Necessary in the U S Mail - DMM703 8 0" must be printed

F The envelope must be white in color with Pantone 194 U red ink or darker used for all printing.

G County auditors or municipal clerks must address the return envelope as provided in part 8210.0700, subpart 3.

H Facing identification marks (FIM) must be positioned as specified in United States postal service instructions for facing identification marks

I Marks approved by the United States Postal Service to identify ballot materials may be printed on the absentee ballot envelopes

Subp 3 **Affidavit of eligibility.** On the back of the absentee return envelope provided for in Minnesota Statutes, section 203B.21, an affidavit of eligibility must be printed on the right-hand three-fourths of the envelope in the form shown in subpart 3a

Subp 3a **Form of affidavit of eligibility.**

↓ TO BE COMPLETED BY VOTER ↓

VOTER'S NAME (PLEASE PRINT)

VOTER'S PRESENT OR LAST ADDRESS IN MINNESOTA (PLEASE PRINT)

CITY OR TOWN (PLEASE PRINT)

COUNTY (PLEASE PRINT)

# MINNESOTA RULES 2008

## 8210.0800 ABSENTEE BALLOTS

1030

Telephone number (optional) \_\_\_\_\_

E-mail address (optional) \_\_\_\_\_

I swear or affirm, under penalty of perjury, that.

- I am
  - ( ) a member of the uniformed services or merchant marine on active duty or an eligible spouse or dependent of such a member,
  - ( ) a United States citizen temporarily residing outside the United States,
  - ( ) other United States citizen residing outside the United States

and I am a United States citizen, at least 18 years of age (or will be by the date of the election), and I am eligible to vote in the requested jurisdiction, I have not been convicted of a felony, or other disqualifying offense, or been adjudicated mentally incompetent, or, if so, my voting rights have been reinstated; and I am not registering, requesting a ballot, or voting in any other jurisdiction in the United States except the jurisdiction cited in this voting form.

In voting, I have marked and sealed my ballot in private and have not allowed any person to observe the marking of the ballot, except for those authorized to assist voters under state or federal law. I have not been influenced.

My signature and date below indicate when I completed this document.

The information on this form is true, accurate, and complete to the best of my knowledge. I understand that a material misstatement of fact in completion of this document may constitute grounds for a conviction for perjury.

\* Military identification (SSN) or passport number: \_\_\_\_\_

VOTER'S SIGNATURE

DATE

\_\_\_\_\_

\_\_\_\_\_

↓ TO BE COMPLETED BY WITNESS ↓

\* **Note:** No witness is required if your military identification (SSN) or passport number matches the military identification (SSN) or passport number on your application.

SIGNATURE OF WITNESS

DATE

\_\_\_\_\_

\_\_\_\_\_

TITLE OF WITNESS (Give title or office of witness authorized to administer oaths or witness who is a military officer not below the rank of sergeant or its equivalent.)

Subp 4 **Sample envelope layout.** The secretary of state shall provide samples of the layout of the front and the back of the envelope.

**Statutory Authority:** *MS s 201 061, 201 221; 203B.09*

**History:** *32 SR 2055*

## 8210.2200 DUTIES OF COUNTY AUDITOR OR MUNICIPAL CLERK UPON RECEIPT OF ABSENTEE BALLOT RETURN ENVELOPE.

Subpart 1 **Personal delivery.** Absentee ballot return envelopes that are delivered in person by an absent voter must be received by the county auditor or municipal clerk by 5 00 p.m. on the day before election day. Absentee ballot return envelopes that are delivered in

# MINNESOTA RULES 2008

1031

## ABSENTEE BALLOTS 8210.2200

person by an agent must be received by the county auditor or municipal clerk by 3:00 p m on election day

Subp 2 **Inspecting for seal.** Before accepting an absentee ballot return envelope that is hand delivered by an absent voter or an agent, the county auditor or municipal clerk shall inspect the envelope to verify that it is sealed and that the absent voter's certificate is properly completed

When an absent voter hand delivers an envelope which is unsealed or has an improperly completed absent voter's certificate, the absent voter shall be allowed to seal the envelope and correct or complete the certificate

When an agent hand delivers a sealed envelope with an improperly completed absent voter's certificate, the agent may return the envelope to the absent voter for correction or completion in compliance with the time requirements in subpart 1

When an agent hand delivers an envelope that is not sealed or which the auditor or clerk has reason to believe has been tampered with, the envelope shall not be accepted. The auditor or clerk shall write "rejected" across the absentee ballot return envelope and shall write the reason for rejection on the envelope. The absentee ballot return envelope shall be retained by the auditor or clerk in the auditor's or clerk's office. A notice of nonacceptance shall be mailed to the absent voter promptly, stating the date of nonacceptance, the name and address of the agent, and the reason for nonacceptance. A replacement ballot notice may be sent in place of the notice of nonacceptance. The absent voter may apply for replacement absentee ballots.

Subp 3 **Recording name and address.** When an absentee ballot return envelope is hand delivered to the county auditor or municipal clerk by an agent, the agent shall, on a record maintained by the auditor or clerk, print the agent's name and address, the name and address of the absent voter whose ballot the agent is delivering, and sign his or her name. The agent shall show to the auditor or clerk identification which contains the agent's name and signature

**Statutory Authority:** *MS s 201 061, 201 221, 203B 09*

**History:** *32 SR 2055*