

CHAPTER 11

ELECTIONS

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1-11-1: CONDUCT OF ELECTIONS: The conduct of all general and special elections, the nomination of candidates for elective office, notices of election, qualifications of elector and officers, and appointment and compensation of deputy registrars and election officials, provision for polling places, canvassing of the election returns, and all other election procedures of the City, shall be governed by Chapter 4, Title 50, Idaho Code. The registration of qualified electors shall conform to Title 34, Idaho Code.

1-11-2: ELECTION PRECINCTS: Unless otherwise determined by ordinance or resolution of the City Council, all election precincts within the City shall conform to the precinct boundaries established by the Bingham County Board of Commissioners pursuant to the provisions of Chapter 3, Title 34, Idaho Code.

1-11-3: (repealed 09/15/07)

1-11-4: OPENING AND CLOSING OF ELECTION POLLS: At all general elections of the City, the polls shall be opened at 12:00 noon and shall remain open until all registered electors of that precinct have voted or until 8:00 p.m. of the same day, whichever occurs first. At all special elections of the City, the polls shall be opened at such time as may be established by ordinance and shall remain open until all registered electors

of that precinct have voted or until 8:00 p.m. of the same day, whichever comes first.

1-11-5: **DESIGNATION OF POLLING PLACES:** The city clerk shall not less than thirty (30) days before any general or special election, designate a suitable polling place for each election precinct. Polling places shall conform to the standards established by the secretary of state pursuant to the authority granted in section 34-302 Idaho Code. The city clerk shall have the authority to consolidate established precincts within the boundaries of the city. Insofar as possible the polling places shall be in the same location as those provided for county and state elections. If there is no suitable polling place within the precinct, the city clerk may designate a polling place outside the precinct, but as close and convenient as possible for the electors of the precinct.

1-11-6: **APPOINTMENT OF ELECTION JUDGES AND CLERKS:** The city clerk shall appoint an election judge and such clerks as may be necessary for each voting precinct within the city. The election officials shall be qualified city or county electors. The city clerk shall notify the election officials of their appointment. If any election judge or clerk fails to report for duty on the day of election, the city clerk shall fill such vacancies from among the qualified electors presenting themselves to vote. Compensation for the election judges and clerks shall not be less than the minimum wage as prescribed by laws of the state of Idaho.

1-11-7: **CHALLENGES OF ENTRIES AND COMBINATION ELECTION RECORD AND POLL BOOK:** At the time of an election, any registered elector may challenge the entry of an elector's name as it appears in the election record and poll book. Such a challenge will be noted in the remarks column following the elector's name stating the reason, such as "died," "moved," or "incorrect address." The elector making the challenge shall sign his name following the remarks. The city clerk shall notify the county clerk of all challenges to the combination election record and poll book. Corrections to the election records shall be made by the county clerk in the manner provided by Section 34-432, Idaho Code.

1-11-8: **COMBINATION ELECTION RECORD AND POLL BOOK:** The city clerk shall prepare and maintain the combination election record and poll book as provided in Section 34-111, Idaho Code.

1-11-9: **NOTICE OF ELECTION – CONTENTS – PUBLICATION:** The city clerk shall give notice for any general or special city election by publishing such notice in at least two (2) issues of the official newspaper of the city. The first publication of notice of election shall be made not less than twelve (12) days prior to the election. The first notice of election shall include the name of the city wherein the election shall be held, the purpose of the election, the date of the election, and the hours during which the polls shall be open for the purpose of voting. If the election is held for the purpose of electing the mayor and/or members of the city council, the first notice of election shall state that declarations of candidacy are available from the city clerk, and provide the deadline for filing such declarations with the city clerk. The last publication of notice shall be made not

less than fifteen (15) days prior to the election. The second notice of election shall state the date of the election, the purpose of the election, the polling place in each precinct and the hours during which the polls shall be open for the purpose of voting.

1-11-10: **OFFICIAL ELECTION STAMP:** The city clerk will provide for an official election stamp which shall have upon the face the date and year of the election in which it is used in the words "Official Election Ballot." Every ballot used shall be stamped on the outside with the official election stamp before it is given to the voter. In the event the stamp is lost, destroyed or unavailable upon election day, the distributing clerk shall initial each ballot and write "stamped" upon the ballot in the appropriate place.

1-11-11: **BALLOTS AND ELECTION SUPPLIES:** The city clerk shall provide and cause to be delivered, at the expense of the city, a suitable number of ballots for each polling place and all supplies necessary to conduct general and special elections for the city.

1-11-12: **SAMPLE BALLOTS:** The city clerk shall cause to be printed not less than twenty nine (29) days before the election, sample ballots containing the candidates for each office, and all measures to be submitted, which sample ballots shall be in the same form as the official ballots to be used, except they shall have printed thereon the words, "sample ballot," and shall be on paper of a different color than the official ballot, and the clerk shall furnish copies of the same on application at his office, to anyone applying therefore. Said sample ballot shall be published at least twice in the official newspaper of the city, the first publication not less than twelve (12) days prior to the election and the second publication not less than five (5) days prior to the election.

1-11-13: **PROCEDURE OF CORRECTION OF BALLOTS AFTER PRINTING:** When any candidate withdraws after the printing of the ballots the city clerk will if time permits, cross the name off the ballot, otherwise the elections clerk responsible for distributing the ballots shall cross the name of such candidate off the ballot, and no votes shall be cast for the candidates [candidate].

1-11-14: **PREPARATION AND CONTENTS OF BALLOT:** The ballot for each election shall be prepared not less than thirty five (35) days prior to the date of election by the city clerk. Candidates for mayor will be listed first followed by councilman positions, provided, that in printing the ballots, the position of the names shall be changed in each office division by placing the top name for that office at the bottom of that division and moving each other name up the column by one (1) position, as many times as there are candidates in the office division in which there are the greatest number of candidates. Candidates' names shall be rotated by precinct for those cities using voting machines or vote tally systems. Nothing shall prevent a voter from writing in the name of any qualified elector of the city for any office to be filled at the said election, but a write in vote shall not be counted unless the candidate has file a declaration of intent with the city clerk as required by section 50-432 Idaho Code. The clerk in preparing the ballot shall make provisions for the writing in of names. Separate ballots may be used for bond issues,

capital improvement levy, recall, referendum, initiative, advisory ballots or any other measure authorized to be decided by the electorate.