

DIRECTIVE 2008-35

March 4, 2008

To: Sandusky County Board of Elections

Re: Polls Remaining Open until 9:00 p.m. in Sandusky County and No
County May Report Results until 9:00 p.m.

Sandusky County Only - Precincts to Remain Open until 9:00 p.m.

Because of voting problems in Sandusky County for the March 4 Primary Election, a Sandusky County Court of Common Pleas Judge has ordered the Sandusky County Board of Elections to keep its precincts open until 9:00 p.m. Pursuant to the Court Order and state and federal law, all voting in Sandusky County from 7:30 p.m. to 9:00 p.m. must be under the following conditions:

- **March 4 Primary Only:** Sandusky County precincts are to remain open until **9:00 p.m.** to allow voting to continue past the closing of the polls for the primary election.
- **Provisional Voting Only:** In accordance with federal law, all votes cast between 7:30 p.m. and 9:00 p.m. in Sandusky County **must** be by provisional ballot only. Please remember that pursuant to Secretary of State Directive 2007-06, no provisional voting may take place on a direct recording electronic (DRE) voting machine.
- **Separation of Provisional Ballots:** Provisional ballots voted from 7:30 p.m. to 9:00 p.m. must be maintained separately from other provisional ballots cast on Election Day. Under R.C. 3505.183(A), when the ballots are delivered to the board of elections office from the precincts, the board must separate provisional ballot envelopes from the rest of the ballots. Provisional ballots voted between 7:30 p.m. and 9:00 p.m. must be further separated from other provisional ballots. Teams of employees of the board consisting of one member of each major political party must place the two sets of sealed provisional ballot envelopes in a secure location within the board office. The sealed provisional ballot envelopes must remain separated and in that secure location until the validity of those ballots is determined. Please refer to R.C. 3505.183(B) and Secretary of State Directive 2007-06 (Voter ID Requirements, Provisional Voting Requirements) for instructions on determining the validity of provisional ballots.

All Counties: No Reporting of Results until 9 p.m.

Because polls in Sandusky County will remain open until 9:00 p.m., no board of elections in the state may publicly report or disclose results, including to the Secretary of

State's office, until 9:00 p.m. on election night. Boards of elections may begin counting votes after the polls close at 7:30 p.m., but the results **may not be reported until 9:00 p.m.**

Additionally, R.C. 3505.30 requires boards of elections to remain in session until the results of the election are communicated to the Secretary of State. Log-ins to the Secretary of State's election night reporting system will not be permitted before 9:00 p.m.

Attached to this Directive is the Order issued by the Sandusky County Court of Common Pleas.

If you have any questions concerning this Directive, please contact the Secretary of State's Election Division at (614) 466-2585.

Sincerely,

Jennifer Brunner