

# PROPOSED

PFC2018-1066  
ATTACHMENT 1

## BYLAW NUMBER 40M2018

### BEING A BYLAW OF THE CITY OF CALGARY TO AMEND BYLAW 35M2018, THE ELECTIONS BYLAW

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**WHEREAS** Council has considered PFC2018-1066 and deems it desirable to amend Bylaw 35M2018, the Elections Bylaw;

1. Bylaw 35M2018, the Elections Bylaw, is hereby amended.
2. In the preamble, after:

“**AND WHEREAS** Council deems it desirable to provide for the holding of an advance vote;”

the following is added:

“**AND WHEREAS** subsection 80(1) of the *Act* provides that an elected authority may authorize the returning officer to designate the location of one or more institutional voting stations for an election;

**AND WHEREAS** subsection 77.1(2) of the *Act* provides that an elected authority may, by resolution passed prior to nomination day, provide for special ballots and provide the method by which a person may apply to receive a special ballot;

**AND WHEREAS** subsection 77.2(3.1) of the *Act* provides that an elected authority may by resolution set a time and date earlier than the closing of the voting stations on election day for when a special ballot must be received by a returning officer;

**AND WHEREAS** section 4 of the Calgary Election Regulation AR 293/2009 provides that section 78(5) of the *Act* does not apply in the case of an elector who is blind and directs that:

- (a) the deputy shall provide at advance vote stations on an as-required basis blind voter templates that will allow the elector to vote entirely unassisted; and
- (b) the returning officer shall ensure that advertisements for advance voting stations contain statements that blind voter templates will be available only at advance voting stations and will not be available on election day;”.

3. The following is added after section 6:

#### **“PART 4.1 – INSTITUTIONAL VOTING STATIONS**

- 6.1 Pursuant to section 80 of the *Act*, the *Returning Officer* is hereby authorized to designate the location of one or more institutional voting stations for an *election*.

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## PART 4.2 – SPECIAL BALLOTS

- 6.2 (1) The use of special ballots for an *election* is hereby authorized.
- (2) For a general election, as that term is defined in the *Act*:
- (a) the *Returning Officer* is directed to accept applications for special ballots commencing on August 1 of the year of a general election and ending at noon on *election day*; and
  - (b) special ballots must be received by the *Returning Officer* no later than 4:00 p.m. on *election day*.
- (3) For a by-election, as that term is defined in the *Act*, or for a vote on a bylaw or question the *Returning Officer*:
- (a) is directed to accept applications for special ballots
  - (b) is authorized to set the time period during which applications for a special ballot will be accepted; and
  - (c) is authorized to set the date and time by which special ballots must be received.
- (4) Applications for special ballots may be made:
- (a) in writing;
  - (b) by telephone;
  - (c) by telecopier or facsimile machine;
  - (d) in person;
  - (e) by e-mail; and
  - (f) through a publically accessible website maintained by The City of Calgary.

## PART 4.3 – BLIND AND VISUALLY IMPAIRED VOTERS

- 6.3 (1) In this section, “*electronic ballot marking device*” means an electronic device that has an audio instruction and vote confirmation component and Braille-embossed voting buttons that is used by blind or visually impaired voters to mark a ballot.
- (2) The *Returning Officer* is directed:

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- (a) to provide *electronic ballot marking devices* for blind and visually impaired voters during the advance vote; and
- (b) to ensure that advertisements for advance voting stations contain statements that *electronic ballot marking devices* will be available only at advance voting stations and will not be available on election day.”.

4. The following is added after section 20:

“20.1 Bylaw 22M98, Being a Bylaw of The City of Calgary for the Establishment of Institutional Voting Stations for Municipal Elections, is hereby repealed.”

5. This Bylaw comes into force on the day it is passed.

READ A FIRST TIME ON \_\_\_\_\_

READ A SECOND TIME ON \_\_\_\_\_

READ A THIRD TIME ON \_\_\_\_\_

\_\_\_\_\_  
MAYOR

SIGNED ON \_\_\_\_\_

\_\_\_\_\_  
CITY CLERK

SIGNED ON \_\_\_\_\_