

**49.128 Commissioner filings and notifications.**

1. No later than twenty days following an election, the commissioner shall place on file in the commissioner's office a certification that the county met the following requirements at the election:

- a. The testing of voting equipment was performed, as required under [section 52.35](#).
- b. The election personnel training course was conducted, as required under [section 49.124](#).
- c. Polling places met accessibility standards, as required under [section 49.21](#).
- d. The schedule of required publications was adhered to, as required under [section 49.53](#).
- e. The commissioner has complied with administrative rules adopted by the state commissioner under [chapter 52](#), including having a written voting system security plan.
- f. The state commissioner may adopt rules pursuant to [chapter 17A](#) to require that the commissioner provide and certify additional information.

2. If the county is required to conduct an audit under [section 50.51](#), the commissioner shall include a copy of the results with the certification required under [this section](#).

3. The commissioner shall file a copy of a certification or report under [this section](#) with the state commissioner.

4. The commissioner shall promptly notify the state commissioner of each suspected incidence of election misconduct that the commissioner has referred to other agencies or law enforcement for investigation.

5. The state commissioner shall prescribe a form for use by the county commissioners.

6. The commissioner shall place on file in the commissioner's office a report, and shall file a copy of the report with the state commissioner, regarding absentee ballot tracking and counting no later than December 1 following each general election. The report shall be in a form prescribed by the state commissioner.

[2017 Acts, ch 110, §41](#); [2019 Acts, ch 148, §62, 63](#); [2024 Acts, ch 1146, §4 – 6](#)

Subsection 1, unnumbered paragraph 1 amended

Subsection 1, NEW paragraph f

Subsection 2 amended