

**49.98 Counting ballots.**

The ballots shall be counted according to the voters' marks on them as provided in [sections 49.92](#) and [49.93](#), and not otherwise. If, for any reason, it is impossible to determine from a ballot, as marked, the choice of the voter for any office, the vote for that office shall not be counted. A ballot shall be rejected if the voter used a mark to identify the voter's ballot. The state commissioner shall, by rule adopted pursuant to [chapter 17A](#), develop uniform definitions of what constitutes a vote.

[C97, §1120; S13, §1120; C24, 27, 31, 35, 39, §815; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §49.98]

[97 Acts, ch 170, §52](#); [2004 Acts, ch 1083, §21, 37](#); [2017 Acts, ch 110, §49](#)