

**SECRETARY OF STATE[721]**DIVISION I  
ADMINISTRATION

## CHAPTER 1

## DESCRIPTION OF ORGANIZATION

1.1(17A)	Central organization
1.2(17A)	Corporations
1.3(17A)	Uniform Commercial Code
1.4(17A)	Elections
1.5(17A)	Land office
1.6(17A)	Notaries public
1.7(17A)	Legislative division—enrolled bills
1.8(17A)	Process agent
1.9(17A)	Oaths and bonds
1.10(17A)	Joint governmental agreements
1.11	Reserved
1.12(17A)	Judiciary

## CHAPTER 2

## RULES OF PRACTICE

2.1(17A)	Forms used
2.2(17A)	Filing complaints
2.3(17A)	Payment for services
2.4(17A)	Examination and preservation of records
2.5(17A)	Telecopier service

## CHAPTER 3

## ADMINISTRATIVE HEARINGS

3.1(17A)	Scope
3.2(17A)	Definitions
3.3(17A)	General information
3.4(17A)	Commencing the contested case
3.5(17A)	Notice of hearing
3.6(17A)	Contested case hearing procedures
3.7(17A)	Presiding officer
3.8(17A)	Decisions
3.9(17A)	Request for rehearing
3.10(17A)	Judicial review

## CHAPTER 4

## FORMS

4.1(17A)	Forms and instructions
4.2(17A)	Corporation forms
4.3(17A)	Election forms
4.4(17A)	Uniform Commercial Code forms
4.5(17A)	Verified lien statement forms
4.6(9A,17A)	Athlete agent

CHAPTER 5  
PUBLIC RECORDS AND  
FAIR INFORMATION PRACTICES  
(Uniform Rules)

5.1(17A,22)	Definitions
5.3(17A,22)	Requests for access to records
5.6(17A,22)	Procedure by which additions, dissents, or objections may be entered into certain records
5.9(17A,22)	Disclosures without the consent of the subject
5.10(17A,22)	Routine use
5.11(17A,22)	Consensual disclosure of confidential records
5.12(17A,22)	Release to subject
5.13(17A,22)	Availability of records
5.14(17A,22)	Personally identifiable information
5.15(17A,22)	Personnel files
5.16(17A,22)	Other groups of records

CHAPTER 6  
Reserved

CHAPTER 7  
AGENCY PROCEDURE FOR RULE MAKING

7.1(17A)	Applicability
7.2(17A)	Advice on possible rules before notice of proposed rule adoption
7.3(17A)	Public rule-making docket
7.4(17A)	Notice of proposed rule making
7.5(17A)	Public participation
7.6(17A)	Regulatory analysis
7.7(17A,25B)	Fiscal impact statement
7.8(17A)	Time and manner of rule adoption
7.9(17A)	Variance between adopted rule and published notice of proposed rule adoption
7.10(17A)	Exemptions from public rule-making procedures
7.11(17A)	Concise statement of reasons
7.12(17A)	Contents, style, and form of rule
7.13(17A)	Agency rule-making record
7.14(17A)	Filing of rules
7.15(17A)	Effectiveness of rules prior to publication
7.16(17A)	General statements of policy
7.17(17A)	Review by agency of rules

CHAPTER 8  
PETITIONS FOR RULE MAKING

8.1(17A)	Petition for rule making
8.2(17A)	Briefs
8.3(17A)	Inquiries
8.4(17A)	Agency consideration

CHAPTER 9  
DECLARATORY ORDERS

9.1(17A)	Petition for declaratory order
9.2(17A)	Notice of petition
9.3(17A)	Intervention
9.4(17A)	Briefs

9.5(17A)	Inquiries
9.6(17A)	Service and filing of petitions and other papers
9.7(17A)	Consideration
9.8(17A)	Action on petition
9.9(17A)	Refusal to issue order
9.10(17A)	Contents of declaratory order—effective date
9.11(17A)	Copies of orders
9.12(17A)	Effect of a declaratory order

#### CHAPTER 10

##### WAIVER AND VARIANCE RULES

10.1(17A)	Definition
10.2(17A)	Scope of chapter
10.3(17A)	Applicability
10.4(17A)	Criteria for waiver or variance
10.5(17A)	Filing of petition
10.6(17A)	Content of petition
10.7(17A)	Additional information
10.8(17A)	Notice
10.9(17A)	Hearing procedures
10.10(17A)	Ruling
10.11(17A)	Public availability
10.12(17A)	Summary reports
10.13(17A)	Cancellation of a waiver
10.14(17A)	Violations
10.15(17A)	Defense
10.16(17A)	Judicial review

#### CHAPTERS 11 to 19

Reserved

DIVISION II  
ELECTIONS

#### CHAPTER 20

##### DEPUTY COMMISSIONERS OF ELECTIONS

20.1(47)	Deputy secretary of state and deputy county auditor to act
20.2(47)	County commissioner of elections may appoint special deputies

#### CHAPTER 21

##### ELECTION FORMS AND INSTRUCTIONS

DIVISION I  
GENERAL ADMINISTRATIVE PROCEDURES

21.1(47)	Emergency election procedures
21.2(47)	Facsimile documents
21.3(49,48A)	Voter identification documents
21.4(49)	Changes of address at the polls
21.5(49)	Eligibility declarations in the election register
21.6(43,50)	Turnout reports
21.7(48A)	Election day registration
21.8(48A)	Notice to election day registrant
21.9(49)	“Vote here” signs
21.10(43)	Application for status as a political party
21.11 to 21.19	Reserved

21.20(62)	Election contest costs
21.21(62)	Limitations
21.22 to 21.24	Reserved
21.25(50)	Administrative recounts
21.26 to 21.29	Reserved
21.30(49)	Inclusion of annexed territory in city reprecincting and redistricting plans
21.31 to 21.49	Reserved
21.50(49)	Polling place accessibility standards
21.51 to 21.199	Reserved

DIVISION II  
BALLOT PREPARATION

21.200(49)	Constitutional amendments and public measures
21.201(44)	Competing nominations by nonparty political organizations
21.202 to 21.299	Reserved

DIVISION III  
ABSENTEE VOTING

21.300(53)	Satellite absentee voting stations
21.301(53)	Absentee ballot requests from voters whose registration records are inactive
21.302(48A)	In-person absentee registration
21.303(53)	Mailing absentee ballots
21.304 to 21.350	Reserved
21.351(53)	Receiving absentee ballots
21.352(53)	Review of returned affidavit envelopes
21.353(53)	Opening the return carrier envelopes
21.354(53)	Review process
21.355(53)	Notice to voter
21.356 to 21.358	Reserved
21.359(53)	Processing absentee ballots before election day
21.360(53)	Failure to affix postmark date
21.361(53)	Rejection of absentee ballot
21.362 to 21.399	Reserved

DIVISION IV  
INSTRUCTIONS FOR SPECIFIC ELECTIONS

21.400(376)	Signature requirements for certain cities
21.401(376)	Signature requirements in cities with primary or runoff election provisions
21.402(372)	Filing deadline for charter commission appointment petition
21.403(81GA, HF2282)	Special elections to fill vacancies in elective city offices for cities that may be required to conduct primary elections
21.404(81GA, HF2282)	Special elections to fill vacancies in elective city offices for cities without primary election requirements
21.405 to 21.499	Reserved
21.500(277)	Signature requirements for school director candidates
21.501 to 21.599	Reserved
21.600(43)	Primary election signatures—plan three supervisor candidates
21.601(43)	Plan III supervisor district candidate signatures after a change in the number of supervisors
21.602(43)	Primary election—nominations by write-in votes for certain offices
21.603 to 21.799	Reserved
21.800(422B)	Local sales and services tax elections
21.801(422B)	Form of ballot for local option tax elections
21.802(422B)	Local vehicle tax elections

21.803(423E)	Local sales and services tax elections for school infrastructure projects
21.804 to 21.809	Reserved
21.810(34A)	Referendum on enhanced 911 emergency telephone communication system funding
21.811 to 21.819	Reserved
21.820(99F)	Gambling elections
21.821 to 21.829	Reserved
21.830(357E)	Benefited recreational lake district elections

## CHAPTER 22 VOTING SYSTEMS

### TESTING AND EXAMINATION OF VOTING EQUIPMENT

22.1(52)	Definitions for certification of voting equipment
22.2(52)	Voting system standards
22.3(52)	Examiners
22.4(52)	Fees and expenses paid to the examiners
22.5(52)	Examination of voting equipment—application
22.6(52)	Review of application by examiners
22.7(52)	Consultant
22.8(52)	Contact other users
22.9(52)	Testing the equipment
22.10(52)	Test primary election for three political parties
22.11(52)	Test general election
22.12(52)	Report of findings
22.13(52)	Notification
22.14(52)	Denial of certification
22.15(52)	Application for reconsideration
22.16(52)	Appeal
22.17(52)	Reexamination following changes in equipment
22.18(52)	Rescinding certification
22.19(52)	Examination of voting booths—application
22.20(52)	Review of application by examiners
22.21(52)	Contact other users
22.22(52)	Criteria for approval
22.23(52)	Report
22.24(52)	Notification
22.25(52)	Denial of certification
22.26(52)	Application for reconsideration
22.27(52)	Appeal
22.28(52)	Reexamination following changes in voting booth
22.29(52)	Rescinding certification
22.30(50,52)	Electronic transmission of election results
22.31(52)	Acceptance testing
22.32(52)	Optical scan voting system purchase program
22.33 to 22.38	Reserved
22.39(52)	Public testing for direct recording electronic voting machines
22.40	Reserved
22.41(52)	Testing of optical scan systems
22.42(52)	Preparing test decks
22.43(52)	Public testing of optical scan systems
22.44 to 22.49	Reserved
22.50(52)	Voting system security

- 22.51(52) Memory cards
- 22.52(52) Voting equipment malfunction at the polls
- 22.53 to 22.99 Reserved

## OPTICAL SCAN VOTING SYSTEMS

- 22.100(52) Optical scan ballots, automatic tabulating equipment, and absentee voting
- 22.101(52) Definitions
- 22.102(52) Optical scan ballots
- 22.103 to 22.199 Reserved

## PRECINCT COUNT SYSTEMS

- 22.200(52) Security
- 22.201(52) Programming and testing the tabulating devices for precinct count systems
- 22.202 to 22.220 Reserved
- 22.221(52) Sample ballots and instructions to voters
- 22.222 to 22.230 Reserved
- 22.231(52) Emergency ballot box or bin
- 22.232(52) Manner of voting
- 22.233 to 22.239 Reserved
- 22.240(52) Results
- 22.241(52) Electronic transmission of election results
- 22.242 to 22.249 Reserved
- 22.250(52) Absentee voting instructions
- 22.251 to 22.259 Reserved
- 22.260(52) Specific precinct count systems
- 22.261(52) Election Systems & Software Model 100—preparation and use in elections
- 22.262(52) Diebold Election Systems' AccuVote-OS precinct count device
- 22.263 to 22.339 Reserved

## OPTICAL SCAN VOTING SYSTEM USED FOR ABSENTEE AND SPECIAL VOTERS PRECINCT

- 22.340(52) Processing
- 22.341(52) Reporting results from absentee ballots and provisional ballots
- 22.342(52) Tally list for absentee and special voters precinct
- 22.343 to 22.349 Reserved
- 22.350(52) Election Systems & Software models
- 22.351(52) Diebold Election Systems' AccuVote-OS central count process
- 22.352 to 22.430 Reserved

## VOTING MACHINES

- 22.431(52) Temporary use of printed ballots in voting machine precincts
- 22.432(52) Abandoned ballots
- 22.433(52) Prohibited uses for direct recording electronic voting machines
- 22.434(52) Audio ballot preparation
- 22.435 to 22.462 Reserved
- 22.463(52) Election Systems & Software iVotronic
- 22.464(52) Diebold Election Systems AccuVote TSX DRE
- 22.465 to 22.499 Reserved
- 22.500(52) Blended systems

## CHAPTER 23

## VOTER REGISTRATION IN STATE AGENCIES

- 23.1(48A) Definitions
- 23.2(48A) Registration forms
- 23.3(48A) Declination forms
- 23.4(48A) Electronic declination records

- 23.5(48A) Retention and storage of declination forms
- 23.6(48A) Distribution of voter registration forms
- 23.7(48A) Applications, recertifications, renewals and changes of address received from applicant representatives
- 23.8(48A) Recertification and renewal applications
- 23.9(48A) Change of address notices
- 23.10(48A) Ineligible applicants
- 23.11(48A) Other voter registration agencies

#### CHAPTER 24

##### UNOFFICIAL CANVASS OF VOTES

- 24.1(47) Unofficial canvass
- 24.2(47) Duties of the county commissioner of elections
- 24.3(47) Duties of the state commissioner of elections

#### CHAPTER 25

##### ELECTION ADMINISTRATION—ADMINISTRATIVE COMPLAINT PROCEDURE

- 25.1(17A,39A,47) General provisions
- 25.2(17A,39A,47) Form of complaint
- 25.3(17A,39A,47) Filing, service, and initial review of complaint
- 25.4(17A,39A,47) Notice of proceedings
- 25.5(17A,39A,47) Informal settlement
- 25.6(17A,39A,47) Answer
- 25.7(17A,39A,47) Presiding officer
- 25.8(17A,39A,47) Proceedings based upon written submissions
- 25.9(17A,39A,47) Written decisions, available remedies
- 25.10(17A,39A,47) Hearings
- 25.11(17A,39A,47) Time requirements
- 25.12(17A,39A,47) Waiver of procedures
- 25.13(17A,39A,47) Telephone and electronic proceedings
- 25.14(17A,39A,47) Disqualification
- 25.15(17A,39A,47) Consolidation—severance
- 25.16(17A,39A,47) Service and filing of pleadings and other papers
- 25.17(17A) Discovery
- 25.18(17A) Issuance of subpoenas in a complaint proceeding
- 25.19(17A) Motions
- 25.20(17A) Continuances
- 25.21(17A) Withdrawals
- 25.22(17A) Intervention
- 25.23(17A) Hearing procedures
- 25.24(17A) Evidence
- 25.25(17A) Default
- 25.26(17A) Ex parte communication
- 25.27(17A) Recording costs
- 25.28(17A) Final decisions, publication and party notification
- 25.29(17A) Interlocutory appeals
- 25.30(17A) Appeals and review
- 25.31(17A) Applications for rehearing
- 25.32(17A) Stays of orders
- 25.33(17A) No factual dispute complaint proceedings
- 25.34(17A) Alternate dispute resolution
- 25.35(17A) Judicial review

## CHAPTER 26 COUNTING VOTES

### PART I—GENERAL PROVISIONS

- 26.1(49) Definitions
- 26.2(49) Counting votes on election day
- 26.3(50) Reporting overvotes and undervotes
- 26.4(50) Absentee and special voters precinct
- 26.5 to 26.9 Reserved

### PART II—OPTICAL SCAN VOTING SYSTEMS

- 26.10(50) Systems affected
- 26.11(50) Examples used
- 26.12(50) Wrong ballots
- 26.13(50) Ballot properly marked by the voter
- 26.14(50) Ballots with identifying marks
- 26.15(49) Voter's choice
- 26.16(49) Determination of voter's choice
- 26.17(49) Marks not counted
- 26.18(49) Acceptable marks
- 26.19(49) Counting straight party or organization votes
- 26.20(49) Write-in votes
- 26.21(49) Corrections by voter
- 26.22 to 26.49 Reserved

### PART III—PAPER BALLOTS

- 26.50(49) Standards
- 26.51(49) Write-in votes
- 26.52 to 26.59 Reserved

### PART IV—VOTING MACHINES

- 26.60(49) Abandoned ballots
- 26.61(49) Counting emergency paper ballots
- 26.62 to 26.99 Reserved

### PART V—RECOUNTS

- 26.100(50) Requester
- 26.101(50) Recounts for candidates who run as a team
- 26.102(50) Bond
- 26.103(50) Recount board
- 26.104(50) Responsibilities of the recount board
- 26.105(50) Duties of commissioner and commissioner's staff
- 26.106(50) Access to meeting
- 26.107(50) Report of the recount board

## CHAPTER 27 HELP AMERICA VOTE ACT GRANTS

- 27.1(47,80GA,SF2298) Purpose
- 27.2(47,80GA,SF2298) Definitions
- 27.3(47,80GA,SF2298) Eligibility and requirements
- 27.4(47,80GA,SF2298) Application process
- 27.5(47,80GA,SF2298) Application contents
- 27.6(47,80GA,SF2298) Application review
- 27.7(47,80GA,SF2298) Award process



- 27.8(47,80GA,SF2298) Reports
- 27.9(47,80GA,SF2298) Access to records

## CHAPTER 28

## VOTER REGISTRATION FILE (I-VOTERS) MANAGEMENT

- 28.1(47,48A) State registrar's responsibility
- 28.2(48A) Access and fees
- 28.3(48A) Duplicate and multiple voter registration record deletion process
- 28.4(48A) Cancellations and restorations of voter registration due to felony conviction

## CHAPTER 29

Reserved

DIVISION III  
UNIFORM COMMERCIAL CODE

## CHAPTER 30

## UNIFORM COMMERCIAL CODE

- 30.1(554) General provisions
- 30.2(554) Acceptance and refusal of documents
- 30.3(554) UCC information management system
- 30.4(554) Filing and data entry procedures
- 30.5(554) Search requests and reports
- 30.6(554) Other notices of liens

## CHAPTER 31

## REGISTRATION OF POSTSECONDARY SCHOOLS

- 31.1(80GA,HF2559) Postsecondary registration fees

## CHAPTERS 32 to 39

Reserved

DIVISION IV  
CORPORATIONS

## CHAPTER 40

## CORPORATIONS

- 40.1(490,499,504A) Filing of documents
- 40.2(490,499,504A) Reinstatement of corporations
- 40.3(487,490,504A) Names distinguishable upon corporate records
- 40.4(490,491,496C,497,498,499,504A) Payment and refund of fees
- 40.5(491,496A,499,504A,548) Document to county recorder
- 40.6(548) Registration and protection of marks
- 40.7(80GA,SF2274) Revised nonprofit corporation Act fees

## CHAPTER 41

Reserved

## CHAPTER 42

## ATHLETE AGENT REGISTRATION

- 42.1(9A,17A) Fees
- 42.2(9A,17A) Surety bond
- 42.3(9A,17A) Agent contract
- 42.4(9A,17A) General information

CHAPTER 43  
NOTARIAL ACTS

- 43.1(9E) Certificate of notarial acts
- 43.2(9E) Short forms
- 43.3(9E) Notarial acts in other jurisdictions of the United States
- 43.4(9E) Notarial acts under federal authority
- 43.5(9E) Foreign notarial acts