# **SECRETARY OF STATE[721]**

# DIVISION I ADMINISTRATION

### CHAPTER 1

	CHAPTER I
	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
,	1
	CHAPTER 3
	CHAPTER 3 ADMINISTRATIVE HEARINGS
3.1(17A)	ADMINISTRATIVE HEARINGS Scope
3.2(17A)	ADMINISTRATIVE HEARINGS Scope Definitions
3.2(17A) 3.3(17A)	ADMINISTRATIVE HEARINGS Scope
3.2(17A)	ADMINISTRATIVE HEARINGS Scope Definitions
3.2(17A) 3.3(17A)	ADMINISTRATIVE HEARINGS Scope Definitions General information Commencing the contested case Notice of hearing
3.2(17A) 3.3(17A) 3.4(17A)	ADMINISTRATIVE HEARINGS Scope Definitions General information Commencing the contested case
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A)	ADMINISTRATIVE HEARINGS Scope Definitions General information Commencing the contested case Notice of hearing
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A)	ADMINISTRATIVE HEARINGS Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A) 3.7(17A)	ADMINISTRATIVE HEARINGS Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures Presiding officer
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A) 3.7(17A) 3.8(17A)	ADMINISTRATIVE HEARINGS Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures Presiding officer Decisions
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A) 3.7(17A) 3.8(17A) 3.9(17A)	ADMINISTRATIVE HEARINGS Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures Presiding officer Decisions Request for rehearing
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A) 3.7(17A) 3.8(17A) 3.9(17A)	ADMINISTRATIVE HEARINGS Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures Presiding officer Decisions Request for rehearing Judicial review
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A) 3.7(17A) 3.8(17A) 3.9(17A) 3.10(17A)	ADMINISTRATIVE HEARINGS  Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures Presiding officer Decisions Request for rehearing Judicial review  CHAPTER 4
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A) 3.7(17A) 3.8(17A) 3.9(17A) 3.10(17A)	ADMINISTRATIVE HEARINGS  Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures Presiding officer Decisions Request for rehearing Judicial review  CHAPTER 4 FORMS Forms and instructions
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A) 3.7(17A) 3.8(17A) 3.9(17A) 3.10(17A) 4.1(17A) 4.2(17A)	ADMINISTRATIVE HEARINGS  Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures Presiding officer Decisions Request for rehearing Judicial review  CHAPTER 4 FORMS
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A) 3.7(17A) 3.8(17A) 3.9(17A) 3.10(17A) 4.1(17A) 4.2(17A) 4.3(17A)	ADMINISTRATIVE HEARINGS  Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures Presiding officer Decisions Request for rehearing Judicial review  CHAPTER 4 FORMS  Forms and instructions Corporation forms Election forms
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A) 3.7(17A) 3.8(17A) 3.9(17A) 3.10(17A) 4.1(17A) 4.2(17A) 4.3(17A) 4.4(17A)	ADMINISTRATIVE HEARINGS  Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures Presiding officer Decisions Request for rehearing Judicial review  CHAPTER 4 FORMS  Forms and instructions Corporation forms Election forms Uniform Commercial Code forms
3.2(17A) 3.3(17A) 3.4(17A) 3.5(17A) 3.6(17A) 3.7(17A) 3.8(17A) 3.9(17A) 3.10(17A) 4.1(17A) 4.2(17A) 4.3(17A)	ADMINISTRATIVE HEARINGS  Scope Definitions General information Commencing the contested case Notice of hearing Contested case hearing procedures Presiding officer Decisions Request for rehearing Judicial review  CHAPTER 4 FORMS  Forms and instructions Corporation forms Election forms

# CHAPTER 5 PUBLIC RECORDS AND FAIR INFORMATION PRACTICES

1	Uniform	Rules)
١	UIIIIIIII	Kuics)

	(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
	CHAPTED (
	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 Refusal to issue order
9.9(17A)	
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 Vincinities Realist
10.2(17A)	Scope of chapter
10.2(17A) 10.3(17A)	Applicability
10.4(17A)	Criteria for waiver or variance
10.5(17A) 10.5(17A)	Filing of petition
10.5(17A) 10.6(17A)	Content of petition
, ,	Additional information
10.7(17A)	
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
	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
()	transfer of the second
	CHAPTER 21
	ELECTION FORMS AND INSTRUCTIONS
	DIVISION I
	GENERAL ADMINISTRATIVE PROCEDURES
21.1(47)	Emergency election procedures
21.2(47)	Electronic submission of absentee ballot applications and affidavits of candidacy
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	Reserved
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(49)	Statement to provisional voter
= ( )	2

21.12(47,53)	Absentee ballot receipt deadline when the United States post office is closed on the
	deadline for receipt of absentee ballots
21.13(47,50)	Canvass date adjustment when the United States post office is closed on the deadline for receipt of absentee ballots
21.14 to 21.19	Reserved
21.20(62)	Election contest costs
21.21(62)	Limitations  Photogopied hellet precedures
21.22(49) 21.23 and 21.24	Photocopied ballot procedures Reserved
21.25 and 21.24 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(275)	School director district maximum allowable deviation between director districts
21.32(372)	City ward maximum allowable deviation between city wards
21.33(49)	Redistricting special election blackout period
21.34 to 21.49	Reserved
21.50(49)	Polling place accessibility standards
21.51 to 21.74	Reserved
21.75(49)	Voting centers for certain elections
21.76 to 21.99	Reserved Complaints concerning violations of Iowa Code chapters 39 through 53
21.100(39A,47) 21.101 to 21.199	Reserved
21.101 to 21.177	
	DIVISION II BALLOT PREPARATION
21.200(49)	Constitutional amendments and public measures
21.201(44)	Competing nominations by nonparty political organizations
21.202(43,52)	Form of primary election ballot
21.203(49,52)	Form of general election ballot
21.204(260C)	Tabulating election results by school district for merged area special elections
21.205 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(53)	Absentee ballot requests from voters whose registration records are "pending"
21.305(53)	Confirming commissioner's receipt of an absentee ballot on election day
21.306 to 21.319	Reserved Absorbed vecting by LIOCAVA vectors
21.320(53) 21.321 to 21.350	Absentee voting by UOCAVA voters 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	Reserved
21.361(53)	Rejection of absentee ballot
21.362 to 21.399	Reserved

be

# DIVISION IV INSTRUCTIONS FOR SPECIFIC ELECTIONS

	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
	282) Special elections to fill vacancies in elective city offices for cities that may
	required to conduct primary elections
21.404(81GA.HF22	282) Special elections to fill vacancies in elective city offices for cities without
( )	primary election requirements
21.405(69)	Special elections to fill a vacancy in the office of representative in Congress
21.406 to 21.499	Reserved
21.500(277)	Signature requirements for school director candidates
21.501 to 21.600	Reserved
21.601(43)	Plan III supervisor district candidate signatures after a change in the number of
21.001(10)	supervisors or method of election
21.602(43)	Primary election—nominations by write-in votes for certain offices
21.603 to 21.799	Reserved
21.800(423B)	Local sales and services tax elections
21.801(423B)	Form of ballot for local option tax elections
21.802(423B)	Local vehicle tax elections
	663) Revenue purpose statement ballots
21.804 to 21.809	
21.810(34A)	Referendum on enhanced 911 emergency telephone communication system
21.010(01)	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)	Changes to certified voting systems
22.18(52)	Rescinding certification
22.19 to 22.29	Reserved
22.30(50,52)	Electronic transmission of election results
` ' '	

00.01(50)	
22.31(52)	Acceptance testing
22.32 to 22.40	Reserved
22.41(52)	Public testing of optical scan systems
22.42(52)	Preparing test decks
22.43(52)	Conducting the public test
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	Reserved
22.100 22.101(52)	Definitions
22.102(52)	Optical scan ballots Reserved
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(50)	Unique race and candidate ID numbers for election night results reporting
22.203(50)	Reporting election night results electronically
22.204 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)	Premier Election Solutions' AccuVote OS and AccuVote OSX precinct count
22.202(32)	devices
22.263(52)	AutoMARK Voter Assist Terminal (VAT)
22.264(52)	Unisyn OpenElect OVO unit—preparation and use in elections
22.265(52)	Unisyn OpenElect OVO unit—preparation and use in elections  Unisyn OpenElect OVI unit
22.266 to 22.339	Reserved
	L 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(39A,53)	Counting absentee ballots on the day before the general election
	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
23.7(70/1)	Livetome decination records

23.5(48A) 23.6(48A)	Retention and storage of declination forms 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
	ADMINISTRATION—ADMINISTRATIVE COMPLAINT PROCEDURE
	General provisions
	Form of complaint
	Filing, service, and initial review of complaint
	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 Written decisions available remedies
25.9(17A,39A,47) 25.10(17A,39A,47)	Written decisions, available remedies
25.10(17A,39A,47) 25.11(17A,39A,47)	
25.11(17A,39A,47) 25.12(17A,39A,47)	
25.12(17A,39A,47) 25.13(17A,39A,47)	
25.14(17A,39A,47)	
25.15(17A,39A,47)	•
25.16(17A,39A,47)	
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

	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
0(10(50)	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
	DART W. DARED DAVIOTO
26.50(40)	PART III—PAPER BALLOTS
26.50(49)	Standards Weiter in 1994
26.51(49)	Write-in votes
26.52 to 26.59	Reserved
	PART IV—VOTING MACHINES
26.60 to 26.99	Reserved
	PART V—RECOUNTS
26.100(50)	Requester Requester
26.101(50)	Recounts for candidates who run as a team
* *	Bond
26.102(50)	Recount board
26.103(50)	
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,SF2	
27.1(47,80GA,SF2 27.2(47,80GA,SF2	•
	,
27.3(47,80GA,SF2	
27.4(47,80GA,SF2	
27.5(47,80GA,SF2	, 11
27.6(47,80GA,SF2	,
27.7(47,80GA,SF2	
27.8(47,80GA,SF2	2000 11
	, 1
27.9(47,80GA,SF2	, 1

#### CHAPTER 28

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
28.5(47,48A)	Noncitizen registered voter identification and removal process

#### 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
40.8(488,489,490)	Biennial reports
40.9(490)	Online filing requirements

# 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
43.6(9E)	Revocation of notary appointment
	CHAPTER 44
	Reserved
	CHAPTER 45
	MECHANICS' NOTICE AND LIEN REGISTRY
45.1(572)	General provisions
45.2(572)	Creation of mechanics' notice and lien registry
45.3(572)	Administrator identification
45.4(572)	Posting of notice of commencement of work
45.5(572)	Posting of preliminary notice
45.6(572)	Posting of mechanic's lien
45.7(572)	Forfeiture and cancellation of mechanics' liens
45.8(572)	Discharge of mechanic's lien by submission of a bond
45.9(572)	Action against general contractor or owner-builder to recover amount due
45.10(572)	Delay by administrator
45.11(572)	Nondisclosure of MNLR information
45.12(572)	Obligation to update information
45.13(572)	Fees and services
45.14(572)	Grounds for refusal of a posting or submission
45.15(572)	Posting of a filing office statement, correction statement, or withdrawal statement
45.16(572)	Assignment of date and time stamp and MNLR number
45.17(572)	Penalties
45.18(572)	Preservation and access by the public