

54.8 Elector voting — certificate of governor.

1. At the time designated for elector voting and after all vacant positions have been filled under [section 54.7](#), the state commissioner shall provide each elector with a presidential and a vice presidential ballot. The elector shall mark the elector's presidential and vice presidential ballots with the elector's votes for the offices of president and vice president, respectively, along with the elector's signature and the elector's legibly printed name.

2. Except as otherwise provided by law of this state outside of [this chapter](#), each elector shall present both completed ballots to the state commissioner who shall examine the ballots and accept and cast all ballots of electors whose votes are consistent with their pledges executed under [section 54.5](#) or [54.7](#). Except as otherwise provided by law of this state outside of [this chapter](#), the state commissioner shall not accept and shall not count an elector's presidential and vice presidential ballots if the elector has not marked both ballots or has marked one ballot in violation of the elector's pledge.

3. An elector who refuses to present a ballot, presents an unmarked ballot, or presents a ballot marked in violation of the elector's pledge executed under [section 54.5](#) or [54.7](#) vacates the office of elector. The state commissioner shall declare the creation of the vacancy and fill the vacancy pursuant to [section 54.7](#).

4. The state commissioner shall distribute ballots to and collect ballots from a substitute elector and repeat the process set forth in [this section](#) for examining ballots, declaring and filling vacant positions as required, and recording appropriately completed ballots from the substituted electors until all of the state's electoral votes have been cast and recorded.

5. The governor shall duly certify the results, under the seal of the state, to the United States secretary of state, and as required by Act of Congress related to such elections.

[C51, §311; R60, §545; C73, §668; C97, §1175; C24, 27, 31, 35, 39, §970; C46, 50, 54, 58, 62, 66, 71, 73, 75, 77, 79, 81, §54.8]

[2020 Acts, ch 1098, §8](#)

Section stricken and rewritten