Poll Watchers Information Packet

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Denver Votes!

Denver Elections Division
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Note: An electronic version of this packet is available on the Denver Elections Division website at www.DenverVotes.org → Campaign Information → Campaign Forms.

After reviewing this packet, if you have questions about poll watcher procedures and duties in Denver, contact the Elections Division Communications Office at 720-865-4872.
Introduction

This packet is meant to serve as a general guide for poll watchers and appointing authorities. It was prepared to assist appointing authorities in following the statutes, rules, and guidelines for appointing poll watchers in Denver.

Provisions for watchers are detailed in Colorado Revised Statutes (C.R.S.) §§ 1-7-105, 1-7-106, 1-7-107, and 1-7-108, and in Secretary of State (SOS) Election Rule 8. Because legal provisions are subject to periodic amendment, it is the sole responsibility of poll watchers and appointing authorities to comply with any and all statutes and rules governing poll watching.

Duly appointed observers may watch voting, processing, ballot counting, canvass, and recounts.

There are three categories of “observers” who are permitted at voting locations:

- **Official Observers** are appointed by the Colorado Secretary of State or by the federal government.
- **Media Observers** are credentialed members of the news media.
- **Poll Watchers** are certified and credentialed by the county clerk and recorder.

This information packet is written for the third category of observers: **Poll Watchers** who are certified by the county clerk and recorder. The packet provides detailed information on the rights of and limitations on poll watchers and on the process of appointing poll watchers in the City and County of Denver.

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Who May Be a Poll Watcher

A watcher must be registered to vote in the State of Colorado and may serve in any county (see SOS Rule 8.1). In addition:

- If appointed by a party, poll watchers must be either affiliated with that party or unaffiliated.
- If appointed by an unaffiliated candidate, poll watchers must be unaffiliated.
- State ballot question proponent and opponent groups appointing poll watchers must be registered with the Colorado Secretary of State.
- Municipal ballot question proponent and opponent groups appointing poll watchers must be registered with the Denver Elections Division for campaign finance reporting purposes.

**Note:** In a General Election and in a Congressional Vacancy Election, candidates and party officers may visit Voter Service and Polling Centers to observe the progress of voting (see C.R.S. § 1-7-106). No poll watcher certificate is required.
Family Relationship Prohibition
Candidates and members of their immediate families by blood, marriage, or civil union to the second degree **may not be** poll watchers for that candidate (see C.R.S. § 1-7-108(2)).

Who May Appoint Poll Watchers

General Election
- A political party with a candidate on the ballot
- A registered issue committee for or against an issue on the ballot
- An unaffiliated candidate on the ballot
- A write-in candidate

Non-Partisan Election
- A candidate for office in a nonpartisan election
- A registered issue committee for or against an issue on the ballot

Primary Election
- A political party participating in the Primary Election
- A candidate on the ballot

Recount
- A candidate involved in recount
- A registered issue committee involved in recount
- A political party involved in recount

**Note:** A candidate who is subject to a recount can appoint themselves or a family member as a poll watcher. Recount watching is not subject to the family relationship prohibition.

Appointing Authorities
- For **political parties** (both major and minor), the county party chair is the appointing authority who may appoint poll watchers (see C.R.S. § 1-7-106).
- For **issue committees**, the registered agent or designated filing agent is the appointing authority (see C.R.S. § 1-7-106 and SOS Rule 8.1.1).
- For **recounts**, the county party chair, candidate, or issue committee official is the appointing authority (see SOS Rule 8.10).
How to Appoint Poll Watchers

Poll watchers at Denver voting locations must be certified and credentialed by the Denver Elections Division (see SOS Rule 8.1). Please send in your poll watcher requests as early as possible. We strongly recommend that you do not wait until the last few days before the election, as we cannot guarantee timely processing of poll watcher requests received after the close of business on the Friday before an election. Requests must be processed through the voter registration database, and then certificates are created.

1. Download and complete the Poll Watcher Appointment Request Form spreadsheet found on the Denver Elections Division website at www.DenverVotes.org→Campaign Information→Poll Watchers→How to Appoint Poll Watchers. Please use the electronic form if at all possible. List the following information:
   a. the names of those individuals you wish to appoint,
   b. their residential addresses,
   c. their Voter ID numbers, if known, and
   d. the names of the voter service and polling centers (“VSPC”) where each poll watcher will be assigned. “All VSPC locations” is an acceptable choice if there are no family relationship prohibitions.
   • A list of the current election’s voter service & polling centers and their addresses is included as a tab on the spreadsheet.
   • DED Ballot Processing Rooms is also a location choice.
   e. Additionally, if appointing a watcher to have access to view confidential or personally identifiable information (SOS Rule 8.1.5), that selection should be noted.
      • Note in the appropriate column on the Poll Watcher Appointment Request Form spreadsheet the date the required SOS training for viewing confidential and personally identifiable information was completed. (See more about SOS Rule 8.1.5 below.)

2. Submit the form by email to electionsadmin@denvergov.org.

   **Tip:** The appointing authority should include an electronic signature with the appointment spreadsheet. The e-signature will be inserted on the signature line of each certificate issued. If including an electronic signature, attach the file to your email when you submit your appointment list. Electronic signatures should be in .jpg, .png, or .gif format. Appointment certificates are not valid without an appointing authority signature.

Certification of Poll Watchers

The processing of poll watcher certificates will begin upon receipt of the appointment lists from the appointing authority.
1. Once your Poll Watcher Appointment Request Form is received by the Denver Elections Division, all names will be compared to the statewide voter registration database to verify registration status.

2. A Poll Watcher Certificate of Appointment and Oath will be created for each qualified name.

3. Completed certificates will be sent by email to the appointing authority. You can then print them and distribute to your poll watchers.

4. If an electronic signature was not submitted by the appointing entity, the “Appointment of Watcher” portion of each certificate must be filled out and signed by the appointing authority in order for the certificate to be valid.

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**Visiting Locations**

Upon entering a location, a poll watcher must show a valid Poll Watcher Certificate of Appointment and Oath to the location’s supervisor, who will then administer the “Oath of Watcher.”

Following that, both the poll watcher and the supervisor must sign the oath section of the certificate in the appropriate places (see C.R.S. § 1-7-108(1) and SOS Rule 8.4). The watcher will then sign the Observer Log and be issued an Official Poll Watcher Badge. The watcher keeps the signed certificate.

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**Note:** Poll watchers may be designated to observe at multiple locations and ballot processing rooms, but no more than one watcher from the same appointing authority may be present at the same time at any one voting service and polling location.

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**Additionally:**

- If a watcher leaves a location but returns later in the day to the same location, another Poll Watcher Certificate of Appointment and Oath is not necessary.

- If a watcher is replaced during the day, the replacement watcher must have a valid Poll Watcher Certificate of Appointment and Oath for that location.

- A Poll Watcher Certificate of Appointment and Oath is not transferable to another individual.

- Political party attorneys are not allowed inside voting locations unless they are duly appointed watchers or are casting a ballot (see SOS Rule 8.3).

- A watcher may not possess a cell phone or other electronic device while watching election activities where confidential or personally identifiable information may be within view. The watcher should not bring the device into the location.

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## What May Poll Watchers Do?

<table>
<thead>
<tr>
<th>A watcher may:</th>
<th>A watcher may not:</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Observe election activities in more than one location</td>
<td>• View confidential or personally identifiable information until they have completed the required training.*</td>
</tr>
<tr>
<td>• Leave a location and return without presenting another certificate of appointment</td>
<td>• Transfer a certificate of appointment to another watcher</td>
</tr>
<tr>
<td>• Be within a reasonable distance to read documents, writings or electronic screens, and hear election-related discussions between judges and electors</td>
<td>• Commit or encourage fraud</td>
</tr>
<tr>
<td>• Personally, observe each step of the election*</td>
<td>• Violate his or her oath</td>
</tr>
<tr>
<td>• Receive a list of all voters who have cast a ballot in the county</td>
<td>• Abuse or threaten an election officials or voters</td>
</tr>
<tr>
<td>• Challenge electors according to C.R.S. § 1-9-203 and SOS Rule 9</td>
<td>• Personally interrupt or disrupt the processing, verification, and counting of any ballots or any other stage of the election, including lodging repeated challenges of voters or mail ballots on bases that are not authorized by statute or these Rules after being advised that such bases are not authorized.</td>
</tr>
<tr>
<td>• Contact the designated watcher contact if he or she disputes an election judge’s action</td>
<td>• Write down any ballot numbers or any other personally identifying information about the electors.</td>
</tr>
<tr>
<td>• Assist in the correction of discrepancies</td>
<td>• Touch or handle the official signature cards, ballots, mail ballot envelopes, provisional ballot envelopes, voting or counting machines, or machine components.</td>
</tr>
<tr>
<td>• Be in the immediate voting area only when no voters are present</td>
<td>• Interfere with the orderly conduct of any election process, including issuance of ballots, receiving of ballots, and voting or counting of ballots.</td>
</tr>
</tbody>
</table>

*To observe steps with confidential or personally identifiable information, the watcher must complete a state-approved training course.

<table>
<thead>
<tr>
<th>A watcher may not:</th>
</tr>
</thead>
<tbody>
<tr>
<td>• Attempt to determine how any elector voted.</td>
</tr>
<tr>
<td>• Disclose or record any confidential voter information as defined in section 24-72-204(8), C.R.S., that he or she may observe.</td>
</tr>
<tr>
<td>• Attempt to intimidate or interfere with an election judge or other election officials during the discharge of that judge or official’s duties.</td>
</tr>
</tbody>
</table>
Challenges

Watchers (or any registered voter) may challenge a suspected ineligible voter (see C.R.S. § 1-7-108(3)). Such a challenge must be in writing and addressed to the supervisor, not to the voter being challenged.

Once challenged, the supervisor will ask the voter a particular set of questions and will fill out a Voter Challenge Form. Both the supervisor and the challenger must sign the form. Depending on the voter’s answers to the questions, the voter will be given either a regular ballot or a provisional ballot.

Challenges to mail ballots may be for an incomplete or incorrect affidavit on the returned envelope, forgery of a deceased person’s signature on the affidavit, or submission of multiple ballots. Such a challenge must be addressed to the supervisor or room lead.

SOS Rule 8.1.5 and Viewing Confidential and Personally Identifiable Information

If a watcher would like to observe election activities where confidential or personally identifiable information may be within view, he or she must complete an online training course (see SOS Rule 8.1.5). A list of the activities a trained watcher is able to view as well as a link to the training course is available at www.sos.state.co.us→Elections & Voting→Election Information→Watchers. (See Also “Reference Websites” at the end of this information packet.) At the end of the training the watcher will be prompted to print a certificate of completion. The watcher must print this certificate and present it with the Certificate of Appointment and Oath to the location’s supervisor upon arrival. Trained watchers will receive a color-coded badge to indicate that he or she is able to view confidential and personally identifiable information.

SOS Rule 8.6 and Removal of Watchers from a Location

A watcher can be removed from a location upon finding that the watcher:

- Committed or encouraged fraud in connection with his or her duties;
- Violates any of the limitations outlined in Rule 8.14;
- Violated the Oath of Watchers;
- Was abusive or threatening toward election officials or voters; or
- Committed any of the following misdemeanors:
  - Interfering with an election official during an election
  - Inducing an election official to violate his/her election duties
  - Impeding, preventing, or otherwise interfering with an elector’s right to vote
  - Compelling or inducing any elector to give or refrain from giving his/her vote at any election. (See C.R.S. § 1-13-701 and § 1-13-713)

Upon removal of a watcher, the county clerk must inform the political party, candidate, or committee who appointed the water. A removed watcher may be replaced by an alternate watcher duly certified in accordance with sections 1-7-105, 1-7-106, or 1-7-107, C.R.S.

Note: If the Denver Elections Division removes a watcher, the Division will immediately inform the appointing authority who may appoint an alternate watcher (see SOS Rule 8.6).
Maximize Your Effectiveness

Get a List

You can obtain voter registration information. Our Product & Services Catalog is available at www.DenverVotes.org→ Products & Services. You can also call 720-913-8683 and ask to be transferred to the Denver Elections Division customer service team.

Voter Lists Online

Lists of voters who have voted are posted online during an active election. This data is uploaded daily and multiple times on Election Day. Go to www.DenverVotes.org→ Campaign Information→ Voter Data. You must log in to download the data files. Because this data is available electronically, lists of voters who have voted will not be posted at voter service centers.

Watching Ballot Processing

Watchers who have completed the state’s training course may be present for ballot receipt and processing, otherwise watchers may join the public and observe the processing from behind large glass windows.

Election Night

Candidates, media, watchers, and the general public are invited to visit the Denver Elections Division on Election Night to watch ballot processing and to follow election returns. The building is open to the public as long as ballot counting continues. Please bring your cell phone with you as there are no public phones in the building. There is public Wi-Fi in the building for your laptop or tablet.

Visit Us Online

The information in this packet and other useful poll watching information are available at www.DenverVotes.org→ Campaign Information→ Poll Watchers.

Additionally, you will find other useful products and services on the website, including:

- Sample ballots
- Historical election results
- District and precinct maps

Occasional customer service alerts and information will be issued to campaign and party contacts via email and Twitter.

Phone: 720-913-8683
Fax: 720-913-8683
www.DenverVotes.org
electionsadmin@denvergov.org

www.Facebook.com/DenverElections
www.Twitter.com/DenverElections
Key November Coordinated Election Dates:

October 8 Mail ballots mailed out this week
October 11 Logic and Accuracy Test
October 18 – October 22 WEBB Building VSPC open, 8AM – 5PM
October 25 – October 29 WEBB Building VSPC open, 8AM – 6PM
October 25 – October 29 VSPCs and mobile voting units open, 10PM – 6PM
October 30 All VSPCs and mobile voting units open 10AM – 2PM
November 1 WEBB Building VSPC open, 8AM – 6PM
November 1 VSPCs and mobile voting units open, 10AM – 6PM
November 2 Coordinated Election last day to vote, all VSPCs and mobile voting unit open 7AM – 7PM
November 10 UOCAVA and discrepancy deadline
November 19 Election certification and canvass

Voter Service & Polling Center (VSPC) Locations
1. Barnum Recreation Center, 360 N Hooker St | Multipurpose Room
2. Blair-Caldwell Library, 2401 Welton St | Large Conference Room
3. Calvary Baptist Church of Denver, 6500 E Girard Ave | Gym
4. Christ Church United Methodist, 690 N Colorado Blvd | Fellowship Hall
5. Harvard Gulch Recreation Center, 550 E Iliff Ave | Multipurpose Room
6. Harvey Park Recreation Center, 2120 S Tennyson Way | Multipurpose Room
7. Hiawatha Davis Jr Recreation Center, 3334 N Holly St | Multipurpose Room
8. Highland Recreation Center, 2880 N Osceola St | Multipurpose Room
9. Montbello Recreation Center, 15555 E 53rd Ave | Multipurpose Room
10. Tivoli Student Union at Auraria, 900 Auraria Pkwy | Turnhalle
11. Wellington Webb Municipal Building, 201 W Colfax Ave | Atrium

Haul-N-Votes Mobile Voting Unit Locations
1. University of Denver Driscoll Student Center, 2055 E Evans Ave
   Monday, October 25 and Tuesday, October 26
2. Washington Park Recreation Center, 701 S Franklin St  
   Wednesday, October 27 and Thursday, October 28
3. Scheitler Recreation Center, 5031 W 46th Ave  
   Friday, October 29 and Saturday, October 30
4. Denver Museum of Nature & Science, 2001 N Colorado Blvd - City Park, East 22\textsuperscript{nd} Ave West of DMNS  
   Monday, November 1 and Tuesday, November 2

Voter Coach Mobile Voting Unit Locations
1. Rodolfo “Corky” Gonzales Library, 1498 N Irving St  
   Monday, October 25 and Tuesday, October 26
2. Montclair Recreation Center, 729 N Ulster Way  
   Wednesday, October 27 and Thursday, October 28
3. Central Park Recreation Center, 9651 E Martin Luther King Jr Blvd  
   Friday, October 29 and Saturday, October 30
4. Emily Griffith Technical College, 1860 N Lincoln St  
   Monday, November 1 and Tuesday, November 2

Central Count Ballot Processing
Denver Elections Division main office, 200 W. 14th Ave., 1st Floor, Denver, CO 80204. Please note ballot processing hours are subject to change.

<table>
<thead>
<tr>
<th>Dates</th>
<th>Ballot Receiving</th>
<th>Signature Verification</th>
<th>Ballot Prep</th>
<th>Counting</th>
</tr>
</thead>
<tbody>
<tr>
<td>10/18 – 10/22</td>
<td>8AM - 5PM</td>
<td>10AM - 3PM</td>
<td>10AM – 3 PM</td>
<td></td>
</tr>
<tr>
<td>10/25 – 10/29</td>
<td>8AM - 5PM</td>
<td>10AM - 3PM</td>
<td>10AM – 3 PM</td>
<td>10AM - 5PM</td>
</tr>
<tr>
<td>11/1</td>
<td>8AM - 5PM</td>
<td>10AM - 3PM</td>
<td>10AM – 3PM</td>
<td>10AM - 5PM</td>
</tr>
<tr>
<td>11/2</td>
<td>8AM - midnight</td>
<td>10AM - midnight</td>
<td>10AM - midnight</td>
<td>4PM - midnight</td>
</tr>
</tbody>
</table>
Reference Websites

- Colorado Revised Statutes
  http://www.lexisnexis.com/hottopics/colorado/

- Elections Division, Colorado Secretary of State
  https://www.sos.state.co.us/pubs/elections/main.html

- Colorado Secretary of State Election Rules (8 CCR 1505-1)

- Colorado Secretary of State Watcher Information Page
  www.sos.state.co.us/pubs/elections/watchers.html

- Colorado Secretary of State Election Watcher Training

- Denver Elections Division, Spanish site
  https://www.denvergov.org/content/denvergov/en/denver-elections-divison/elecciones.html

Notice: The references to specific federal or state laws contained in this document are not guaranteed to constitute an exhaustive list of applicable legal provisions. The references provided in this packet are provided as a courtesy and convenience. Users are expected and strongly advised to do their own legal research.