CHAPTER 40. TYPES OF ELECTIONS

SUBCHAPTER 5. MUNICIPAL ELECTIONS

PART 9. PROCEDURES

230:40-5-46.1. Effective date of municipal boundary changes for election purposes
(a) A municipal boundary change shall be considered to be in effect 30 days after the ordinance making the change is adopted by the governing board of the municipality or at a later effective date specified in the ordinance.
(b) The municipal or ward boundaries in effect ~~60 days preceding~~on the date of the adoption of the resolution calling for a regular or special election shall be the boundaries in effect for the election for the purposes of the County Election Board's election setup and ballot preparation tasks. The precincts open on election day shall be determined only from the map submitted to the County Election Board along with the resolution calling the election.
(c) Changes to municipal or ward boundaries that become effective ~~fewer than 60 days preceding~~after the date of the adoption of the resolution calling for an election may be considered in resolving questions of voter eligibility and in verification of provisional ballots only if documentation of the boundary change is provided directly to the County Election Board by the governing board of the municipality. Documentation shall include both a dated copy of the annexation ordinance and a map showing the annexed area. In the event that a municipal or ward boundary change becomes effective as described in (a) of this section ~~less than 60 days before an election~~after the date of the adoption of the resolution and that such boundary change includes all or part of a precinct not previously included in the election, registered voters in the affected area may vote in the election according to the following procedure.
    (1) Registered voters in the affected area may cast provisional ballots during in-person absentee voting.
    (2) Registered voters in the affected area may cast provisional ballots at the ~~County Election Board office~~polling place between the hours of 7 a.m. and 7 p.m. on election day.
        ~~(A) Such voters on election day shall be issued the appropriate absentee ballot style according to provisional voting procedure outlined in 230:35-5-177.~~
        ~~(B) The Secretary of the County Election Board shall assign a member of the County Election Board staff to act as the Provisional Voting Officer for such voters.~~