Administrative Rule for Ballot Bags

105.101 Authorization.

Senate Bill 2829 (2007 Regular Session), Section 1, and Miss. Code Ann. § 23-15-3 provide that the Secretary of State shall approve a ballot bag to be used as provided in this section by December 31, 2007.

105.102 Scope.

For purposes of this rule, the term "ballot box" includes any ballot bag or container of a type that has been approved for use in elections by the Secretary of State. Such ballot bags or containers may be used for any purpose for which a ballot box may be used under the provisions of law regulating elections in Mississippi or any other purpose authorized by the rules and regulations adopted by the Secretary of State. The Secretary of State shall approve a ballot bag to be used as provided in this section by December 31, 2007. Any changes to the ballot bag by the Secretary of State after December 31, 2007, shall be approved by the Legislature.

105.103 Ballot Bag Specifications.

A. All ballot bags utilized in an election must be comprised of a sufficient material and security system so as to prevent ballots from being tampered with before, during or after the conduct of the election.

B. Procedures which document the chain-of-custody of the bag and the tracking of seals used each time the bag is opened must be incorporated into the use of the ballot bag.

C. Additionally, all ballot containers must be compliant with the security, confidentiality and integrity requirements of the Help America Vote Act of 2002.