

mined under ORS 254.470 (2) on the date of the election.

(5) Upon receiving a voted replacement ballot, the county clerk shall verify that a completed and signed replacement ballot request form has been received by the county clerk or is included with the voted replacement ballot. If a request form has been completed and signed by the elector and received by the county clerk, the county clerk shall process the ballot. If the request form is not completed or signed by the elector or received by the county clerk, the county clerk may not process the ballot. [2001 c.965 §27]

254.482 Persons authorized to watch receiving and counting of votes in elections conducted by mail. (1) This section applies only to elections conducted by mail.

(2) After the date that ballots are mailed as provided in ORS 254.470, the county clerk, if requested, shall permit authorized persons to be at the office of the county clerk to watch the receiving and counting of votes. The authorization shall be in writing, shall be signed by an officer or its county affiliate of a political party, a candidate or the county clerk and shall be filed with the county clerk. The county clerk shall permit only so many persons as watchers under this subsection as will not interfere with an orderly procedure at the office of the county clerk. [2001 c.805 §3]

POST-ELECTION PROCEDURES

254.483 Procedures after polls close; poll book; unused ballots. Immediately after the close of the polls:

(1) The names of electors who voted shall be counted and the number written in the poll book.

(2) If the election board has unused ballots in its custody that can be used for another election:

(a) The board, by an examination of the poll book, shall determine the number of ballots voted and the number of ballots spoiled. These totals shall be written in the poll book; and

(b) The board shall count the unused ballots in its custody and shall write this number in the poll book.

(3) The election board shall destroy all unused ballots which are printed or identified for a particular election.

(4) The board chairperson and clerks shall certify the accounting as written in the poll book by signing the poll book.

(5) At a polling place in which ballot labels are used, the election board shall seal the ballot labels closed.

(6) The county clerk shall destroy all unused absentee and regular ballots in the county clerk's possession.

(7) Each county shall provide for the security of, and shall account for, unused ballots. [Formerly 254.475]

254.485 Tally of ballots; test of vote tally system. (1) Ballots may be tallied by a vote tally system or by a counting board. A counting board may tally ballots at the precinct or in the office of the county clerk. In any event, the ballots shall be tallied and returned by precinct.

(2) If a vote tally system is used, the county clerk shall repeat the public certification test described under ORS 254.235 (1). The test shall be conducted on the date of the election and prior to beginning the tally of ballots. The test may be observed by persons described in ORS 254.235 (2). The county clerk shall certify the results of the test.

(3) If a vote tally system is used or if a counting board has been appointed, the tally of ballots may begin before the polls close.

(4) If ballots are tallied by a counting board, after the tally has begun it shall continue until completed. A counting board shall tally without adjournment and in the presence of the clerks and persons authorized to attend. However, the board may be relieved by another board if the tally is not completed after 12 hours.

(5) A counting board shall audibly announce the tally as it proceeds. The board shall use only pen and ink to tally.

(6) No person other than the county clerk, a member of a counting board or any other elections official designated by the county clerk may tally ballots under this chapter. [1979 c.190 §270; 1995 c.607 §45; 1999 c.318 §37; 1999 c.410 §58; 2001 c.965 §23]

254.495 Tally and return sheets; counting and tallying ballots. The election board, to tally ballots, shall use the tally sheets and two copies of the return sheet. The completed sheets shall contain the offices on the ballot, the number and name of each candidate who received a vote, the total number of votes cast for each candidate and each measure voted upon, and the total number of votes cast for and against the measure. The tally and return sheets, when completed, shall be certified correct by the election board which kept them. [Formerly 250.471]

254.500 Tally of write-in votes. (1) This section governs the tally of votes cast for persons whose names were not printed on the ballot but are written in by electors. All such write-in votes for each office on the