



ADMINISTRATIVE RULES OF MONTANA



44.3.2710 DISPOSITION OF BALLOTS RETURNED AS UNDELIVERABLE

- (1) The election administrator follows the procedures in 13-13-245 and 13-19-313, MCA, for mail ballots returned by the post office as undeliverable and files and securely retains said ballots.
- (2) Whenever election administrators, election deputies, or election workers are notified by an elector that the elector has not received a ballot, they may:
 - (a) check the ballots which have been returned as undeliverable;
 - (b) if the elector's ballot is found there, then deliver it to the elector, either in person or by mail, after the elector updates the elector's address by submitting a new voter registration card or other written update of the elector's address, either in person or by mail; and
 - (c) document the action taken in a log maintained for that purpose or in the statewide voter registration system.
- (3) Redelivery of a ballot which had been returned as undeliverable is not the same as providing a replacement ballot.
- (4) The retention and disposition of undeliverable ballots shall be as provided by law for all election materials.

Authorizing statute(s): 13-19-105, MCA

Implementing statute(s): 13-19-313, MCA

History: NEW, 1985 MAR p. 1020, Eff. 7/26/85; AMD, 1990 MAR p. 308, Eff. 2/9/90; AMD and TRANS, from 44.9.306, 2012 MAR p. 760, Eff. 4/13/12; AMD, 2025 MAR, Notice No. 2025-50, Eff. 10/25/25.