

MUNICIPAL DISTRICT OF ROCKY VIEW NO. 44

BYLAW NO. 3293-89

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Being a Bylaw of the Municipal District of Rocky View No. 44 to require every nomination to be accompanied by a deposit for all candidates for election to the Council of the Municipal District of Rocky View No. 44.

WHEREAS Section 29 of the Local Authorities Election Act provides that an elected authority may, by bylaw require every nomination to be accompanied by a deposit fixed by bylaw, which in the case of a local jurisdiction with a population of less than 100,000, may not exceed the sum of \$100;

NOW THEREFORE the Council of the Municipal District of Rocky View No. 44 enacts as follows:

1. That every nomination paper required by the Local Authorities Election Act which nominates a candidate for election as a member of the Council of the Municipal District of Rocky View No. 44 presented to the Returning Officer for the municipal election shall be accompanied by a deposit in the amount of \$100.
2. That the deposit shall be in the form of cash, certified cheque, money order or a cash order payable to the Municipal District of Rocky View No. 44.
3. That unless the deposit is taken into the general revenue of the Municipal District of Rocky View No. 44 in the circumstances provided in Section 30 of the Local Authorities Election Act it shall be returned to the person who furnished it after the Council has been declared elected.
4. This Bylaw comes into force upon receiving third reading.

First reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 15th day of August, 1989 on a motion by Councillor Isley.

Second reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 15th day of August, 1989 on a motion by Councillor Fullerton.

Permission for third reading was not passed unanimously in open Council, assembled in the City of Calgary, in the Province of Alberta this 15th day of August, 1989, on a motion by Councillor Fullerton.

Third and final reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 31st day of October, 1989, on a motion by Councillor Jorgensen.


REEVE OR DEPUTY REEVE


MUNICIPAL SECRETARY

**MUNICIPAL DISTRICT OF ROCKY VIEW No. 44
BYLAW C-6431-2007**

A BYLAW TO ESTABLISH RULES AND PROCEDURES FOR THE CONDUCT OF MUNICIPAL ELECTIONS.

WHEREAS the Local Authorities Election Act, Chapter L-21, as amended, provides for the holding of local elections by municipalities; and

WHEREAS the Local Authorities Election Act, provides options with respect to nomination day and election day hours, voting subdivisions, advance vote, institutional vote, incapacitated elector, and joint elections;

WHEREAS the Act further provides that the municipalities may by agreement conduct an election in conjunction with an election for Trustees or representatives of a school district pursuant to the School Act Chapter S-31, AS 1988 as amended; and

WHEREAS the Municipal Government Act, Chapter M-26, R.S.A. 1980 as amended provides for the submission of bylaws and questions to the electors;

NOW THEREFORE the Council of the Municipal District of Rocky View, in the Province of Alberta hereby ENACTS AS FOLLOWS:

PART I: TITLE

1. This Bylaw shall be called the Municipal Election Bylaw

PART II: DEFINITIONS

2. Except as otherwise provided for in this Bylaw, the terms used in the Act, where used or referred to in this Bylaw, shall have the same meaning as defined or provided in the Act.
3. In this Bylaw:
 - 3.1 "Act" means the Local Authorities Election Act, R.S.A. 2000, Chapter L-21, as amended;
 - 3.2 "Ballot" is the separate marked area on the Ballot Card stating the office(s) and candidates, the question or bylaw to be voted for, indicating all choices available to the Electors and containing spaces in which the Electors mark their votes;
 - 3.3 "Ballot Box" means a container approved by the Returning Officer for Ballot Cards that have been marked by voters;
 - 3.4 "Ballot Card" means a paper card in a form approved by the Returning Officer, listing all Ballots to be voted on in the election;
 - 3.5 "Counting Center" means a controlled access area designated by the Returning Officer equipped for the counting of votes and tabulation of election;
 - 3.6 "Marking Device" means a writing instrument approved by the Returning Officer for use by an Elector in marking a Ballot;
 - 3.7 "Portable Ballot Box" means a container for voted Ballot Cards, in the form approved by the Returning Officer that is not used with a Vote Tabulator;

- 3.8 "Rejected Ballot Card" means a Ballot Card that has been submitted by the Elector under Section 86(1) and (2) of the Local Authorities Election Act.
- 3.9 "Spoiled Ballot Card" means a Ballot Card that has been submitted by the Elector under Section 65 of the Local Authorities Election Act.

PART III: ELECTION ADMINISTRATION

4. APPLICATION OF THE LOCAL AUTHORITIES ELECTION ACT

- 4.1 The provisions of the Act, except as modified by this Bylaw, shall apply to all elections conducted within the Municipal District (MD) of Rocky View.

5. RETURNING OFFICER

- 5.1 The Public Information Officer is hereby appointed as the Returning Officer for the Municipal District of Rocky View for the purpose of conducting elections under the Act. The Returning Officer may be assisted by an Assistant Returning Officer and by one or more Deputy Returning Officers (hereinafter referred to as the 'deputies') and by such other persons as may be necessary to carry out duties under the Act.
- 5.2 The Returning Officer is hereby authorized to appoint one or more deputies and any other election officials deemed necessary for the conduct of the election. The Returning Officer, the Assistant Returning Officer and the deputies are hereby authorized to further sub-delegate all administrative acts necessary for the fulfillment of the duties assigned by this bylaw or by the Act and the Returning Officer and the Assistant Returning Officer are also authorized to perform any acts or duties delegated by the bylaw or by the Act to the deputies.

6. CONDUCT OF ELECTIONS FOR OTHER ELECTED BODIES

- 6.1 An elected authority may hold an election separately or in conjunction with another elected authority in the same area.

7. NOMINATION DAY

- 7.1 Nomination Day shall be four weeks before Election Day.
- 7.2 The Returning Officer shall receive nominations between the hours of 10:00 am and 12:00 noon on Nomination Day.

8. DEPOSIT TO ACCOMPANY NOMINATIONS

- 8.1 Every nomination paper which nominates a candidate for the office of Councillor shall be accompanied by a deposit in the amount of One Hundred (\$100.00) Dollars.
- 8.2 The deposit must be provided in cash, by certified check or money order payable to the MD of Rocky View.
- 8.3 Disposition of the deposit after the election will be according to the Local Authorities Election Act Section 30(2).

9. ELECTORAL DIVISIONS

- 9.1** The Municipal District of Rocky View is divided into nine (9) Electoral Divisions. Pursuant to section 148 of the Municipal Government Act, Council may by bylaw divide the Municipality into wards ("divisions") and establish their boundaries, and, give each division established a name or number or both; and
- 9.2** A bylaw passed under Section 148 must be passed at least 180 days before the General Election at which it is to take effect.

10. ELECTION DAY

- 10.1** General Election Day in the MD of Rocky View shall be the third Monday in October.
- 10.2** Each voting station shall be kept open continuously on Election Day from 10:00 am to 8:00 pm.

11. INCAPACITATED ELECTORS

- 11.1** If an Elector is unable to attend a voting station or an advance voting station because of physical incapacity, that elector may, at least forty-eight (48) hours prior to the date of the Advance Vote, request the Returning Officer have a deputy attend at the elector's place of residence for the purpose of taking the elector's vote.
- 11.2** A Portable Ballot Box will be used by the deputies to take the votes at residences.

12. ADVANCE VOTE

- 12.1** The date(s) and hours of the Advance Vote shall be determined by resolution of Council.
- 12.2** The Advance Vote will use Portable Ballot Boxes.
- 12.3** Where Portable Ballot Boxes are used for the Advance Vote, Institutional Vote, and Incapacitated elector at home vote, the Returning Officer shall:
- 12.3.1** direct the Portable Ballot Boxes be opened by Deputies at the Counting Centre on Election Day; and
- 12.3.2** direct that all ballot cards be removed, counted and the count added to the correct Electoral Division final tally; and
- 12.3.3** direct that a copy or copies of the final vote tally be generated at 8:00 pm on Election Day.

13. BALLOT CARDS

- 13.1** Following nomination day, the Returning Officer shall cause sufficient ballot cards to be printed, containing separate ballots for each office, bylaw or question to be voted on.
- 13.2** Ballot cards for candidates will be in the general form prescribed by the Returning Officer; and the ballots required for offices, bylaws or questions as set out in Section

14.1 herein may be separated or combined in any manner deemed appropriate by the Returning Officer.

14. VOTING PROCEDURES

- 14.1** Each elector, after establishing their eligibility to vote, shall be given one ballot card which has been initialed by a Deputy.
- 14.2** Upon receiving the ballot card, the elector shall forthwith proceed to the voting compartment to vote, marking the ballot with a marking device.
- 14.3** After marking their ballot card, the elector shall leave the voting booth and immediately place the ballot in the ballot box.

15. SPOILED AND REJECTED BALLOT CARDS

- 15.1** If an elector has made a mistake when marking a ballot card, the elector may return the ballot card to the Deputy who issued it.
- 15.2** The Deputy must issue a new ballot card to an elector who establishes there was a mistake and mark the returned ballot card "SPOILED".
- 15.3** If an elector requests another ballot card, the designated Deputy must issue a new ballot card to the elector and marked the returned ballot card "SPOILED".
- 15.4** If the elector refuses to request another ballot card, the Deputy at the ballot box must mark the ballot with the word "REJECTED".
- 15.5** Spoiled ballot cards must be retained and kept separately from all other ballot cards and must not be counted in the election results.
- 15.6** Rejected ballot cards must be retained and kept separately from all other ballot cards.

16. POST VOTE PROCEDURE

- 16.1** The Presiding Deputy shall declare the voting station closed promptly at 8:00 pm in the presence of at least one other Deputy;

Any electors already inside the voting station who wish to vote will be allowed to do so, but no other person shall be allowed to enter the voting station for that purpose, once the voting station has been declared closed.
- 16.2** The Presiding Deputy and the Deputy shall, immediately after the closing of the voting station, and after all voters have left, open the ballot box and proceed to count the votes, with the Presiding Deputy being in charge of the count.
- 16.3** The Deputy shall endorse each void ballot
- 16.4** The Deputy shall, in the prescribed form, make note of any objection to any ballot.

- 16.5** The Presiding Deputy and the Deputy, shall certify the ballot count and sign the ballot account prior to reporting the final tally to the Returning Officer.
- 16.6** The Presiding Deputy shall report the results to the Returning Officer in one or all of the following ways:
- (i) telephone;
 - (ii) delivering the signed ballot account to the Returning Officer;
 - (iii) or by any other means determined by the Returning Officer.
- 16.7** Once the count has been completed and reported, all voted ballot cards should be packaged and sealed, then replaced in the ballot Box;
- 16.8** The unused ballot cards, rejected ballot cards and spoiled ballot cards should be counted, packaged separately and sealed; and placed in the ballot box along with the voting register and all statements; then the ballot box(es) should be sealed and initialed by the Presiding Deputy and the Deputy, ready to be returned to the Returning Officer; and
- 16.9** The Presiding Deputy should complete the ballot account, and deliver it to the Returning Officer as soon as possible.

17. BALLOTS NOT COUNTED

- 17.1** A Ballot will not be counted in the election results if:
- 17.1.1** the ballot card has not been initialed by a Deputy;
 - 17.1.2** more votes are cast on the ballot than an elector is entitled to cast;
 - 17.1.3** the ballot card is torn, defaced or otherwise marked by an elector so he or she can be identified;
 - 17.1.4** no vote has been cast by an elector or the ballot has not been marked sufficiently to discern a vote;

18. RECOUNTS

- 18.1** The Returning Officer may do a recount if a Candidate or the Agent of a Candidate shows grounds that it is warranted according to the Act. The recount can be observed by the Presiding Deputy or Deputy Returning Officer of the relevant voting station(s). The Returning Officer gives final judgment to accept or reject any ballot which is questionable.

19. STORAGE, RETENTION AND DISPOSITION OF ELECTION MATERIAL

- 19.1** The sealed ballot boxes are placed for safe-keeping in the Municipal District of Rocky View's vault and stored for six weeks after election day, before they can be destroyed under the Act, unless a recount is required.
- 19.2** Election files are retained for one year after the election.
- 19.3** Enumeration records are retained permanently.

20. REPEAL OF PREVIOUS ELECTION BYLAWS

- 20.1 That Bylaw C-6431-2007 shall be deemed to repeal Bylaw C-1409-80; a Bylaw to have a voters list in the carrying out of an election in the Municipality and Bylaw C-1950-86; a Bylaw to establish a modified voting system.
- 20.2 That Bylaw C-5298-2000; to establish the boundaries of electoral wards or divisions of the Municipality remains in effect.
- 20.3 Should any provision of this Bylaw be invalid then such invalid provisions shall be severed and the remaining Bylaw be maintained.

PART IV: EFFECTIVE DATE

21. Bylaw C-6431-2007 comes into full force and effect upon third reading thereof.

First reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 27th day of February, 2007, on a motion by Councillor Goode.

Second reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 27th day of February, 2007, on a motion by Deputy Reeve Habberfield.

Permission was granted for third and final reading this 27th day of February, 2007 on a motion by Councillor McLean.

Third reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta, this 27th day of February, 2007, on a motion by Councillor Boehlke.


REEVE / DEPUTY REEVE
MUNICIPAL SECRETARY

**ROCKY VIEW COUNTY
BYLAW C-6888-2010**

A BYLAW OF ROCKY VIEW COUNTY establishing rules and procedures for the purpose of voter identification required for Local Authorities Elections.

WHEREAS Section 53 of the Local Authorities Election Act, Chapter L-21, Revised Statutes of Alberta 2000 and amendments thereto, enables an elected authority to specify the production of identification as an eligibility requirement to vote in a local authority election;

AND WHEREAS the Council of Rocky View County desires to require citizens to produce identification to vote;

NOW THEREFORE the Council of Rocky View County in the Province of Alberta, duly assembled hereby ENACTS AS FOLLOWS:

TITLE

1. This Bylaw shall be called "The Voter Identification Bylaw".

PURPOSE

2. The purpose of this bylaw is to provide confirmation that each citizen voting in a Rocky View County Local Authorities Election, including a By-election, is one and the same as the citizen identified on their completed Form 8: Voting Register and that the citizen is eligible to vote in the Local Authorities Election.

PROCEDURES

3. In addition to meeting the requirement of s. 53(1) of the Local Authorities Election Act, a person who attends at a voting station to vote in an election held pursuant to that Act for which Rocky View County is responsible to conduct the election either as the elected authority or pursuant to an agreement with another elected authority in order to be eligible to vote, must produce for inspection by a Deputy Returning Officer of the voting station one type of identification, verifying the identity and age of the person seeking to vote, from the following list of documents:
 - a) Canadian Driver's or Operator's License;
 - b) Canadian Passport;
 - c) Canadian Military Identification;
 - d) Birth Certificate;
 - e) Baptismal Certificate;
 - f) Alberta Personal Health Card;
 - g) Alberta Identification Card;
 - h) Certificate of Canadian Citizenship;

- i) Veteran Affairs Canada;
 - j) Old Age Security (OAS) Card;
 - k) Firearms License Possession –Acquisition; and
 - l) Firearms –Possession Only License.
3. In the event that Deputy Returning Office is not satisfied the identification verifies the identity and age of the person seeking to vote, the matter will be referred to the Presiding Deputy Returning Officer of the voting station for a final decision.
4. A person who does not meet the requirements of s. 53(1) of the Local Authorities Election Act and s. 3 of this Bylaw is not eligible to vote.

EFFECTIVE DATE

5. This Bylaw comes into full force and effect upon third reading thereof and is signed in accordance with Section 213(3) of the Act.

First reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta this 23rd day of February, 2010, on a motion by Councillor Buckley.

Second reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta this 13th day of April, 2010, on a motion by Councillor Branson.

Third reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta this 13th day of April, 2010 on a motion by Councillor Boehlke.


REEVE/DEPUTY REEVE


MUNICIPAL SECRETARY

**ROCKY VIEW COUNTY
BYLAW C-6964-2010**

A BYLAW OF ROCKY VIEW COUNTY to repeal Bylaw C-6887-2010: Campaign Disclosure Bylaw.

WHEREAS Section 191-2 of the Municipal Government Act, Revised Statutes of Alberta 2000 and amendments thereto, enables an elected authority the power to pass a bylaw under this or any other enactment including the power to amend or repeal the bylaw;

AND WHEREAS the Council of Rocky View County desires to repeal Bylaw C-6887-2010: the Candidate Campaign Disclosure Bylaw because Bill 203: the Local Authorities Election (Finance and Contribution Disclosure) Amendment Act, as of April 22, 2010, significantly updated and expanded Section 147 of the Local Authorities Election Act (LAEA), regarding Candidate Campaign Contributions and Expenses;

AND WHEREAS the LAEA Part 5.1 Municipal Election Finance and Contribution Disclosure Section 147 takes precedence over Bylaw C-6887-2010;

NOW THEREFORE the Council of Rocky View County in the Province of Alberta, duly assembled hereby ENACTS AS FOLLOWS:

1. This Bylaw comes into full force and effect upon third reading thereof and is signed in accordance with Section 213(3) of the Act.
2. Bylaw C-6887-2010 is hereby repealed.

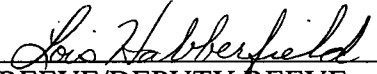
EFFECTIVE DATE


First reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta this 20th day of July, 2010, on a motion by Councillor Branson.

Second reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta this 20th day of July, 2010, on a motion by Councillor Rheubottom.

Permission was granted for third and final reading this 20th day of July, 2010 on a motion by Councillor McLean.

Third reading passed in open Council, assembled in the City of Calgary, in the Province of Alberta this 20th day of July, 2010 on a motion by Deputy Reeve Loudon.


REEVE/DEPUTY REEVE


MUNICIPAL SECRETARY



BYLAW C-7711-2017

A Bylaw of Rocky View County to adopt a Modified Voting Procedure.

WHEREAS: Council of Rocky View County recognizes that the County is a geographically diverse area and that the Returning Officer may need the flexibility to add voting stations to some divisions;

THEREFORE: Pursuant to the Provisions of the *Local Authorities Elections Act*, RSA 2000, c L-21, and amendments thereto, and under the authority of Ministerial Order No. MSL:087/17, the Council of Rocky View County, in the Province of Alberta, enacts as follows:

1. Rocky View County, hereby adopts the modified system of conducting an election as prescribed by the *Modified Voting Procedure Regulation*, Alta Reg 5/2007, section 2(b) "the location of more than one voting station may be designated for each voting subdivision."
2. The modified voting procedure shall be used for the purpose of conducting elections pursuant to the provisions of the *Local Authorities Election Act*, RSA 2000, c L-21.
3. This bylaw shall come into force and effect upon the date of the passing of the third and final reading.

READ A FIRST TIME IN COUNCIL this

12th day of September, 2017

READ A SECOND TIME IN COUNCIL this

12th day of September, 2017

~~UNANIMOUS PERMISSION FOR THIRD READING~~

~~day of , 2017~~

READ A THIRD TIME IN COUNCIL this

14th day of September, 2017



Reeve



CAO or Designate



Date Bylaw Signed

Bylaw C-7711-2017 Attachment 'A' – Ministerial Order No. MSL:087/17



ALBERTA
MUNICIPAL AFFAIRS

Office of the Minister
MLA, Leduc-Beaumont

MINISTERIAL ORDER NO. MSL:087/17

I, Shaye Anderson, Minister of Municipal Affairs, pursuant to Section 160(2) of the *Local Authorities Election Act*, make the following order:

For the purpose of conducting the 2017 general election in Rocky View County, the municipal council is hereby granted approval to pass a bylaw authorizing the designation of additional voting stations as may be required.

Dated at Edmonton, Alberta, this 14th day of August, 2017.


for Shaye Anderson
Minister of Municipal Affairs