

COMMONWEALTH OF MASSACHUSETTS

WILLIAM FRANCIS GALVIN
SECRETARY OF THE COMMONWEALTH

WARRANT FOR 2020 STATE ELECTION

SS.

To the Constables of the Town of CHILMARK,

GREETINGS:

In the name of the Commonwealth, you are hereby required to notify and warn the inhabitants of said city or town who are qualified to vote in Elections to vote at:

Ward 0, Precinct 01
CHILMARK COMMUNITY CENTER
520 SOUTH ROAD, CHILMARK, MA 02535

on **TUESDAY, THE THIRD DAY OF NOVEMBER, 2020**, from 7:00 A.M. TO 8:00 P.M. for the following purpose:

To cast their votes in the State Election for the candidates for the following offices:

ELECTORS OF PRESIDENT AND VICE PRESIDENT	FOR THESE UNITED STATES
SENATOR IN CONGRESS	FOR THIS COMMONWEALTH
REPRESENTATIVE IN CONGRESS	NINTH DISTRICT
COUNCILLOR	FIRST DISTRICT
SENATOR IN GENERAL COURT	CAPE & ISLANDS DISTRICT
REPRESENTATIVE IN GENERAL COURT	BARNSTABLE, DUKES & NANTUCKET DISTRICT
REGISTER OF PROBATE	DUKES COUNTY
COUNTY COMMISSIONER.....	DUKES COUNTY
COUNTY TREASURER.....	DUKES COUNTY
MARTHA’S VINEYARD COMMISSION.....	DUKES COUNTY

QUESTION 1: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 5, 2020?

SUMMARY

This proposed law would require that motor vehicle owners and independent repair facilities be provided with expanded access to mechanical data related to vehicle maintenance and repair.

Starting with model year 2022, the proposed law would require manufacturers of motor vehicles sold in Massachusetts to equip any such vehicles that use telematics systems — systems that collect and wirelessly transmit mechanical data to a remote server — with a standardized open access data platform. Owners of motor vehicles with telematics systems would get access to mechanical data through a mobile device application. With vehicle owner authorization, independent repair facilities (those not affiliated with a manufacturer) and independent dealerships would be able to retrieve mechanical data from, and send commands to, the vehicle for repair, maintenance, and diagnostic testing.

Under the proposed law, manufacturers would not be allowed to require authorization before owners or repair facilities could access mechanical data stored in a motor vehicle’s on-board diagnostic system, except through an authorization process standardized across all makes and models and administered by an entity unaffiliated with the manufacturer.

The proposed law would require the Attorney General to prepare a notice for prospective motor vehicle owners and lessees explaining telematics systems and the proposed law's requirements concerning access to the vehicle's mechanical data. Under the proposed law, dealers would have to provide prospective owners with, and prospective owners would have to acknowledge receipt of, the notice before buying or leasing a vehicle. Failure to comply with these notice requirements would subject motor vehicle dealers to sanctions by the applicable licensing authority.

Motor vehicle owners and independent repair facilities could enforce this law through state consumer protection laws and recover civil penalties of the greater of treble damages or \$10,000 per violation.

A YES VOTE would provide motor vehicle owners and independent repair facilities with expanded access to wirelessly transmitted mechanical data related to their vehicles' maintenance and repair.

A NO VOTE would make no change in the law governing access to vehicles' wirelessly transmitted mechanical data.

QUESTION 2: LAW PROPOSED BY INITIATIVE PETITION

Do you approve of a law summarized below, on which no vote was taken by the Senate or the House of Representatives on or before May 5, 2020?

SUMMARY

This proposed law would implement a voting system known as "ranked-choice voting," in which voters rank one or more candidates by order of preference. Ranked-choice voting would be used in primary and general elections for all Massachusetts statewide offices, state legislative offices, federal congressional offices, and certain other offices beginning in 2022. Ranked-choice voting would not be used in elections for president, county commissioner, or regional district school committee member.

Under the proposed law, votes would be counted in a series of rounds. In the first round, if one candidate received more than 50 percent of the first-place votes, that candidate would be declared the winner and no other rounds would be necessary. If no candidate received more than 50 percent of the first-place votes, then the candidate or candidates who received the fewest first-place votes would be eliminated and, in the next round, each vote for an eliminated candidate would instead be counted toward the next highest-ranked candidate on that voter's ballot. Depending on the number of candidates, additional rounds of counting could occur, with the last-place candidate or candidates in each round being eliminated and the votes for an eliminated candidate going to the voter's next choice out of the remaining candidates. A tie for last place in any round would be broken by comparing the tied candidates' support in earlier rounds. Ultimately, the candidate who was, out of the remaining candidates, the preference of a majority of voters would be declared the winner.

Ranked-choice voting would be used only in races where a single candidate is to be declared the winner and not in races where more than one person is to be elected.

Under the proposed law, if no candidate received more than 50 percent of first-place votes in the first round, the rounds of ballot-counting necessary for ranked-choice voting would be conducted at a central tabulation facility. At the facility, voters' rankings would be entered into a computer, which would then be used to calculate the results of each round of the counting process. The proposed law provides that candidates in a statewide or district election would have at least three days to request a recount.

The Secretary of State would be required to issue regulations to implement the proposed law and conduct a voter education campaign about the ranked-choice voting process. The proposed law would take effect on January 1, 2022.

A **YES VOTE** would create a system of ranked-choice voting in which voters would have the option to rank candidates in order of preference and votes would be counted in rounds, eliminating candidates with the lowest votes until one candidate has received a majority.

A **NO VOTE** would make no change in the laws governing voting and how votes are counted.

QUESTION 3

Shall the county vote to have its elected county treasurer of the county of Dukes County become an appointed county treasurer of the county of Dukes County?

Summary

The purpose of this legislation is to change the position of Dukes County Treasurer from an elected position to an appointed position, with the elected Dukes County Commissioners (the "Commissioners") holding the power of appointment. The state Legislature has authorized the enactment of this legislation, provided a majority of the voters in Dukes County voting at the November 3, 2020, state election vote "yes" on this question. If this legislation is adopted, the currently elected Treasurer will serve out her current term, which ends on January 6, 2027.

The Commissioners decided to seek approval of this change from the state legislature after many discussions and lengthy consideration at public meetings over the past year. The primary reasons the Commissioners decided to seek authority to change the Treasurer's position to an appointed one are as follows.

In 2010, Division of Local Services of the Massachusetts Department of Revenue ("DOR") conducted a Financial Management Review of the County of Dukes County (the "County") to evaluate whether the County was up to date in meeting its financial planning needs. DOR produced an advisory report to assist the County and the Commissioners. DOR recommended (recommendation number 18) that the County establish the treasurer as an appointed position. The report stated: "This recommendation is not a reflection on the performance of the current treasurer, who we feel is a valuable asset to the county. However, at an opportune time in the future (e.g. upon retirement), we recommend that the county file special legislation to convert the elected treasurer to one appointed by the county manager. As an appointed position, the county can establish minimum job qualifications, conduct an extensive interview process and complete a background check of potential candidates. With access to a broader pool of candidates, the county can attract a person with the strongest credentials and /or most relevant professional experience."

Consistent with DOR's recommendation, the Commissioners and the County Manager have come to the conclusion, after much discussion and reflection, that the demands of the Treasurer's position, at this juncture, require a unique skillset and a certain level of education or professional experience and training which cannot necessarily be obtained by merely opening the position up for election. The Commissioners and the County Manager recognized the value of the DOR recommendation and concur that having the flexibility to seek, interview, select and appoint the Treasurer would provide the best opportunity to hire a candidate with the qualifications necessary to meet the demands of the job in this date and age, and to manage the ever increasing complexity of the County's finances. The Commissioners believe that having the flexibility to appoint a Treasurer will best serve the needs of the citizens of this County.

The Dukes County Commissioners voted to file the special legislation on September 4, 2019.

Hereof fail not and make return of this warrant with your doings thereon at the time and place of said voting.

Given under our hands this _____ day of _____, 2020.

William N. Rossi

William N. Rossi, Chair

James M. Malkin

James M. Malkin

Warren Morgan Doty

Warren Morgan Doty

Selectmen of: CHILMARK

By Hand

Mark E. Curran

Constable Signature

10-9

(Month and Day)

, 2020.