

UNOFFICIAL COPY OF HOUSE BILL 244
EMERGENCY BILL

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6lr1726
CF 6lr2958

By: **Delegates Hixson, Patterson, Barve, Bobo, Montgomery, Bozman, Bronrott, Cardin, C. Davis, Franchot, Healey, Heller, Mandel, Morhaim, Ramirez, and ~~Ross~~ Ross, Boschert, Cadden, Cryor, Doory, Feldman, Gilleland, Goodwin, Gordon, Howard, Kaiser, King, Lawton, Marriott, McIntosh, Pendergrass, and Quinter**

Introduced and read first time: January 23, 2006

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 7, 2006

CHAPTER _____

1 AN ACT concerning

2 **Election Law - Voting Systems - Voter-Verified Paper Records**

3 FOR the purpose of requiring that certain voting systems produce a paper record of a
4 voter's ballot choices and provide the voter with an opportunity to inspect the
5 paper record before casting a final vote; requiring that the paper records be
6 preserved at the polling place in a certain manner and for certain purposes;
7 requiring that certain voting systems be accessible to certain individuals with
8 disabilities; requiring certain comparisons and audits of certain ballots following
9 an election; requiring public notice and demonstrations regarding certain voting
10 systems and procedures; requiring the State Board of Elections to maintain
11 certain information, to document certain occurrences, and to make certain
12 information publicly available; prohibiting the State Board from using a certain
13 voting system for certain elections; requiring the State Board to select and
14 certify a certain voting system for certain elections; requiring the State Board to
15 ensure that each polling place has at least one voting system to accommodate
16 the needs of certain voters; requiring the State Board to enter a lease agreement
17 for a certain voting system for not more than a certain length of time; requiring
18 the Governor to allocate certain resources for certain purposes; making this Act
19 an emergency measure; defining certain terms; requiring the State Board to
20 adopt certain regulations and certain guidelines; and generally relating to
21 voter-verified paper records for voting systems.

22 BY repealing and reenacting, with amendments,

23 Article - Election Law

1 Section 1-101(xx)
2 Annotated Code of Maryland
3 (2003 Volume and 2005 Supplement)

4 BY renumbering
5 Article - Election Law
6 Section 9-101 through 9-105, respectively
7 to be Section 9-102 through 9-106, respectively
8 Annotated Code of Maryland
9 (2003 Volume and 2005 Supplement)

10 BY adding to
11 Article - Election Law
12 Section 9-101 and 9-107 through 9-112
13 Annotated Code of Maryland
14 (2003 Volume and 2005 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
16 MARYLAND, That Section(s) 9-101 through 9-105, respectively, of Article - Election
17 Law of the Annotated Code of Maryland be renumbered to be Section(s) 9-102
18 through 9-106, respectively.

19 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
20 read as follows:

21 **Article - Election Law**

22 1-101.

23 (xx) (1) "Voting system" means a method of casting and tabulating ballots or
24 votes.

25 (2) "VOTING SYSTEM" INCLUDES A COLLECTION OF DEVICES THAT:

26 (I) ALLOWS A VOTER TO VIEW BALLOTS, SELECT CANDIDATES,
27 AND CAST VOTES; AND

28 (II) AGGREGATES AND TABULATES ALL OF THE VOTES CAST IN AN
29 ELECTION.

30 9-101.

31 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
32 INDICATED.

33 (B) "HAND COUNT" MEANS A COUNTING OF THE VOTES IN WHICH:

1 (1) THE HANDLING OF THE DOCUMENT BALLOT IS DONE BY HUMAN
2 HAND; AND

3 (2) THE IDENTIFICATION OF EACH VOTE IS DETERMINED BY VISUAL
4 INSPECTION OF THE DOCUMENT BALLOT BY A HUMAN BEING.

5 (C) "MANDATORY RANDOM AUDIT" MEANS A HAND-COUNTED AUDIT
6 CONDUCTED ON A ROUTINE BASIS FOLLOWING EACH ELECTION FOR THE PURPOSE
7 OF COMPARING A PERCENTAGE OF VOTER-VERIFIED PAPER RECORDS WITH THE
8 VOTE TALLIES RECORDED BY EACH OF THE FOLLOWING VOTING SYSTEMS:

9 (1) TOUCH-SCREEN OR ELECTRONIC VOTING MACHINES;

10 (2) PRECINCT-BASED OPTICAL SCANNING EQUIPMENT;

11 (3) ABSENTEE BALLOTS AND OTHER DOMESTIC AND OVERSEAS
12 BALLOTS MAILED TO THE LOCAL BOARDS OF ELECTIONS; AND

13 (4) BALLOTS CREATED THROUGH THE USE OF AN ELECTRONIC
14 MARKING DEVICE.

15 (D) "NONVISUAL" MEANS AUDIO-SYNTHESIZED SPEECH.

16 (E) "VOTER-VERIFIED PAPER RECORD" MEANS AN AUDITABLE PAPER RECORD
17 THAT:

18 (1) IS AVAILABLE TO EACH VOTER TO INSPECT AND VERIFY BEFORE THE
19 VOTER'S VOTE IS CAST;

20 (2) IS PRODUCED CONTEMPORANEOUSLY WITH OR EMPLOYED BY ANY
21 VOTING SYSTEM;

22 (3) (I) LISTS THE DESIGNATION OF EACH OFFICE OR QUESTION, AND
23 THE VOTER'S CHOICE IN EACH OFFICE OR QUESTION; OR

24 (II) IF THE VOTER MAKES NO SELECTION IN CONNECTION WITH
25 ANY OFFICE OR QUESTION, NOTES THAT FACT ON THE RECORD THAT IS PRODUCED;

26 (4) IS SUITABLE FOR THE PURPOSES OF MANDATORY RANDOM AUDITS
27 AND RECOUNTS; AND

28 (5) IS MAINTAINED AS THE OFFICIAL TRUE AND CORRECT RECORD OF
29 THE VOTES CAST.

30 (F) "VOTING SYSTEM AGGREGATION AND TABULATION" MEANS THE PROCESS
31 AND THE HARDWARE AND SOFTWARE BY WHICH VOTES RECORDED BY THE VOTING
32 SYSTEM ARE AGGREGATED, TOTALED, AND TABULATED TO DETERMINE THE
33 OUTCOME OF AN ELECTION.

1 9-107.

2 (A) THE VOTING SYSTEM SELECTED AND CERTIFIED SHALL:

3 (1) PRODUCE OR REQUIRE THE USE OF AN INDIVIDUAL
4 VOTER-VERIFIED PAPER RECORD OF THE VOTER'S VOTE; AND

5 (2) ENSURE THAT THE VOTER-VERIFIED PAPER RECORD IS MADE
6 AVAILABLE FOR INSPECTION AND VERIFICATION BY THE VOTER BEFORE THE
7 VOTER'S VOTE IS CAST.

8 (B) A VOTER-VERIFIED PAPER RECORD MAY INCLUDE ANY OF THE
9 FOLLOWING:

10 (1) A PAPER PRINTOUT OF THE VOTER'S VOTE PRODUCED BY A
11 TOUCH-SCREEN OR OTHER ELECTRONIC VOTING MACHINE IF, IN EACH CASE, THE
12 RECORD PERMITS THE VOTER TO VERIFY THE RECORD IN ACCORDANCE WITH THIS
13 SECTION;

14 (2) A PAPER BALLOT PREPARED BY THE VOTER FOR THE PURPOSE OF
15 BEING READ BY A PRECINCT-BASED OPTICAL SCANNER;

16 (3) A PAPER BALLOT PREPARED BY THE VOTER TO BE MAILED TO THE
17 APPLICABLE LOCAL BOARD, WHETHER MAILED FROM A DOMESTIC OR AN OVERSEAS
18 LOCATION; OR

19 (4) A PAPER BALLOT CREATED THROUGH THE USE OF A BALLOT
20 MARKING DEVICE.

21 (C) EACH VOTER-VERIFIED PAPER RECORD SHALL:

22 (1) BE AN INDIVIDUAL DOCUMENT THAT IS PHYSICALLY SEPARATED
23 FROM ANY OTHER SIMILAR DOCUMENT AND NOT PART OF A CONTINUOUS ROLL;

24 (2) BE SUFFICIENTLY DURABLE TO WITHSTAND REPEATED HANDLING
25 FOR PURPOSES OF MANDATORY RANDOM AUDITS AND RECOUNTS; AND

26 (3) USE INK THAT DOES NOT FADE, SMEAR, OR OTHERWISE DEGRADE
27 AND OBSCURE OR OBLITERATE THE PAPER RECORD OVER TIME.

28 (D) BEFORE THE ~~PERMANENT~~ VOTER-VERIFIED PAPER RECORD IS
29 PRESERVED IN ACCORDANCE WITH THIS SECTION, A VOTER SHALL BE PROVIDED AN
30 OPPORTUNITY TO CORRECT ANY ERROR MADE BY THE VOTING SYSTEM AND
31 PRESENTED WITH THE ABILITY TO CORRECT ANY ERROR ON THE VOTER-VERIFIED
32 PAPER RECORD.

33 (E) (1) EACH VOTER-VERIFIED PAPER RECORD PRODUCED SHALL BE
34 SUITABLE FOR A MANDATORY RANDOM AUDIT HAND COUNT IN ACCORDANCE WITH §
35 9-110 OF THIS SUBTITLE.

1 (2) IN THE EVENT OF ANY INCONSISTENCY OR IRREGULARITY BETWEEN
2 AN ELECTRONIC RECORD AND THE ~~INDIVIDUAL~~ VOTER-VERIFIED PAPER RECORD,
3 THE ~~INDIVIDUAL~~ VOTER-VERIFIED PAPER RECORD SHALL BE THE OFFICIAL TRUE
4 AND CORRECT RECORD OF THE VOTES CAST.

5 (3) THE VOTER-VERIFIED PAPER RECORD SHALL:

6 (I) BE PRESERVED AND RETAINED IN A MANNER THAT MAKES IT
7 IMPOSSIBLE TO ASSOCIATE A VOTER WITH THE RECORD OF THE VOTER'S VOTE; AND

8 (II) BE STORED BY A LOCAL BOARD IN A PLACE AND MANNER THAT
9 IS SECURE FOR AT LEAST 1 YEAR AFTER THE ELECTION.

10 9-108.

11 (A) A VOTING SYSTEM APPROVED BY THE STATE BOARD UNDER THIS ARTICLE
12 SHALL HAVE THE ABILITY FOR A VOTER TO CAST AND VERIFY THE VOTER'S
13 SELECTIONS BY BOTH VISUAL AND NONVISUAL MEANS.

14 (B) AT LEAST ONE VOTING SYSTEM IN EACH POLLING PLACE ON ELECTION
15 DAY SHALL PROVIDE ACCESS FOR INDIVIDUALS WITH DISABILITIES AND AFFORD
16 THE VOTER THE OPPORTUNITY FOR PRIVATE AND INDEPENDENT REVIEW,
17 ACCEPTANCE, OR REJECTION OF THE BALLOT AS THE VOTER INTENDS TO CAST IT.

18 (C) THE STATE BOARD SHALL ADOPT REGULATIONS GOVERNING ANY VOTING
19 SYSTEM USED FOR AN ELECTION GOVERNED BY THIS ARTICLE TO ENSURE THAT THE
20 VOTING SYSTEM PROVIDES EQUIVALENT ACCESS FOR INDIVIDUALS WHO ARE BLIND
21 OR PARTIALLY SIGHTED OR WHO HAVE OTHER DISABILITIES AS THE ACCESS THAT IS
22 AFFORDED INDIVIDUALS WITHOUT DISABILITIES.

23 9-109.

24 (A) THE VOTING SYSTEM AGGREGATION AND TABULATION EQUIPMENT
25 EMPLOYED BY THE STATE TO STORE, AGGREGATE, AND TOTAL THE VOTES CAST BY
26 VOTERS SHALL ONLY RECEIVE DATA AND TRANSFER DATA BY DISK AND TAPE OR
27 OTHER PHYSICAL MEANS.

28 (B) IN AGGREGATING AND TABULATING ELECTION RESULTS, THE ACCURACY
29 OF THE RESULTS SHALL TAKE ~~PRECEDENCE~~ PRIORITY OVER THE SPEED WITH
30 WHICH THE RESULTS ARE POSTED.

31 (C) THE SOFTWARE AND HARDWARE USED IN THE VOTING SYSTEM
32 AGGREGATION AND TABULATION PROCESS SHALL BE CERTIFIED AT LEAST 30 DAYS
33 PRIOR TO ITS DEPLOYMENT IN EACH ELECTION.

34 (D) PROMPTLY AFTER THE CLOSE OF THE POLLS FOLLOWING EACH
35 ELECTION, THE ELECTION JUDGES SHALL POST IN AN AREA ACCESSIBLE TO THE
36 PUBLIC A PAPER RECORD OF THE TOTAL OF ALL THE VOTES CAST AT THAT POLLING
37 PLACE.

1 (E) PRIOR TO THE COMMENCEMENT OF THE MANDATORY RANDOM AUDIT
2 PROCESS, INCLUDING THE AUDIT DRAWING PRESCRIBED UNDER § 9-110 OF THIS
3 SUBTITLE, EACH LOCAL BOARD AND THE STATE BOARD SHALL MAKE THE INITIAL
4 ELECTION RESULTS OF ALL OF THE VOTES CAST AT EACH POLLING PLACE
5 AVAILABLE ON A PUBLICLY ACCESSIBLE INTERNET WEBSITE.

6 (F) THE PAPER RECORDS OF THE INITIAL VOTE TOTALS POSTED AT EACH
7 POLLING PLACE SHALL BE RETAINED IN A SECURE LOCATION AND MADE AVAILABLE
8 FOR PUBLIC REVIEW UNDER SECURE CONDITIONS FOR A PERIOD OF 1 YEAR AFTER
9 THE DATE OF EACH ELECTION.

10 9-110.

11 (A) (1) WITHIN 3 DAYS AFTER THE INITIAL TOTAL OF ALL VOTES CAST AT
12 EACH POLLING PLACE IN EACH COUNTY AND STATEWIDE ELECTION HAVE BEEN
13 PUBLICLY POSTED ON ITS PUBLICLY ACCESSIBLE INTERNET WEBSITE BY EACH
14 LOCAL BOARD AND THE STATE BOARD, EACH LOCAL BOARD SHALL CONDUCT A
15 MANDATORY RANDOM AUDIT HAND COUNT OF THE ELECTION RESULTS.

16 (2) EACH AUDIT SHALL COMPARE THE RESULTS OF ALL OF THE
17 ELECTRONIC RECORDS PRODUCED BY THE VOTING SYSTEM WITH THE
18 VOTER-VERIFIED PAPER RECORDS PRODUCED BY THE VOTING SYSTEM. IN THE
19 EVENT OF ANY INCONSISTENCY OR IRREGULARITY BETWEEN AN ELECTRONIC
20 RECORD AND THE CORRESPONDING PAPER RECORD, THE PAPER RECORD SHALL BE
21 THE OFFICIAL TRUE AND CORRECT RECORD OF THE VOTES CAST.

22 (3) THE MANDATORY RANDOM AUDIT HAND COUNT SHALL:

23 (I) ~~COMPARE A SELECT PERCENTAGE OF THE ELECTRONIC~~
24 ~~RECORDS OF EACH VOTE CAST~~ IN RANDOMLY SELECTED POLLING PLACES WITH THE
25 CORRESPONDING INDIVIDUAL VOTER-VERIFIED PAPER RECORDS ~~FOR A RANDOMLY~~
26 ~~SELECTED NUMBER OF BALLOTS;~~

27 (II) BE CONSTRUCTED ON AN ENTIRELY RANDOM BASIS USING A
28 UNIFORM DISTRIBUTION IN WHICH ALL POLLING PLACES IN THE COUNTY HAVE AN
29 EQUAL CHANCE OF BEING SELECTED;

30 (III) INCLUDE ALL VOTES CAST IN NO LESS THAN 5% OF ALL OF THE
31 POLLING PLACES IN THE COUNTY;

32 (IV) BE OPEN TO THE GENERAL PUBLIC AND THE PRESS FOR
33 OBSERVATION, AND INCLUDE AN INVITATION AND AFFORD ACCESS TO AT LEAST
34 ONE REPRESENTATIVE FROM EACH OFFICIALLY REGISTERED POLITICAL PARTY IN
35 THE STATE TO PARTICIPATE IN THE AUDIT PROCESS; ~~AND~~

36 (V) INCLUDE A RANDOM DRAWING, THAT IS OPEN TO
37 OBSERVATION BY THE PUBLIC AND THE PRESS, TO DETERMINE WHICH POLLING
38 PLACES IN EACH COUNTY WILL BE SELECTED FOR THE AUDIT; AND

1 (VI) BEGIN IMMEDIATELY AFTER THE POLLING PLACES UNDER
2 SUBPARAGRAPH (I) OF THIS PARAGRAPH ARE SELECTED.

3 (B) IF A DISCREPANCY IS DISCOVERED BETWEEN THE VOTE TALLIES
4 PRODUCED BY THE VOTING SYSTEM AND THE VOTE TALLIES OF VOTER-VERIFIED
5 PAPER RECORDS, THE STATE BOARD SHALL IMMEDIATELY CONDUCT AN EXPANDED
6 AUDIT OF ~~THOSE POLLING PLACES OR, AT THE STATE BOARD'S DISCRETION, OF AN~~
7 ~~ENTIRE COUNTY~~ ADDITIONAL RANDOMLY SELECTED POLLING PLACES IN THE
8 COUNTY IN ORDER TO:

9 (1) DETERMINE THE EXTENT OF ANY INCONSISTENCIES OR
10 IRREGULARITIES; AND

11 (2) RESOLVE ANY CONCERNS AND ENSURE THE ACCURACY OF THE
12 RESULTS.

13 (C) (1) ONCE THE EXTENT OF ANY INCONSISTENCIES OR IRREGULARITIES
14 IS DETERMINED, THE STATE BOARD SHALL CONDUCT A ~~FURTHER THOROUGH~~
15 INVESTIGATION OF THE VOTING SYSTEM ~~AS IT DEEMS NECESSARY TO CERTIFY~~
16 ~~BEFORE~~ THE RESULTS OF THE ELECTION ARE CERTIFIED IN ACCORDANCE WITH
17 APPLICABLE STATE LAW.

18 (2) IN ORDER TO RESOLVE THE OUTCOME AND CERTIFY THE RESULTS
19 OF AN ELECTION, THE STATE BOARD SHALL ORDER THAT A ~~PARTIAL OR COMPLETE~~
20 RECOUNT BE CONDUCTED IN THE EVENT THAT THE RESULTS OF THE AUDIT CALL
21 INTO QUESTION THE OUTCOME OF THE ELECTION FOR ANY FEDERAL, STATE, OR
22 LOCAL CANDIDATE OR QUESTION.

23 (D) (1) ANY INCONSISTENCIES OR IRREGULARITIES IDENTIFIED BETWEEN
24 THE CORRESPONDING AUDIT RESULTS AND THE INITIAL VOTE COUNTS SHALL BE
25 POSTED PUBLICLY ON THE INTERNET WEBSITE OF THE STATE BOARD, ALONG WITH
26 A DESCRIPTION OF THE ACTIONS TAKEN BY THE STATE BOARD TO RESOLVE THE
27 DISCREPANCIES AND ANY OTHER RELATED CONCERNS.

28 (2) A LOCAL BOARD MAY NOT CERTIFY THE RESULTS OF ANY ELECTION
29 THAT IS SUBJECT TO AN AUDIT UNDER THIS SECTION PRIOR TO THE COMPLETION OF
30 THE AUDIT AND THE ANNOUNCEMENT AND PUBLICATION OF THE AUDIT RESULTS
31 UNDER PARAGRAPH (1) OF THIS SUBSECTION.

32 (3) AS TO ANY INCONSISTENCIES OR IRREGULARITIES DISCOVERED
33 UNDER THIS SECTION, THE VOTER-VERIFIED PAPER RECORDS SHALL BE THE
34 OFFICIAL TRUE AND CORRECT RECORD OF THE VOTES CAST.

35 9-111.

36 (A) TO ENSURE PROPER FUNCTIONING AND MAINTAIN PUBLIC CONFIDENCE
37 IN THE VOTING SYSTEM, SUBSEQUENT TO CERTIFICATION AND BEFORE ITS USE IN
38 EACH ELECTION, A LOCAL BOARD SHALL CONDUCT A PUBLIC DEMONSTRATION OF
39 THE VOTING SYSTEM IN THE COUNTY, INCLUDING THE VOTE AGGREGATION AND
40 TABULATION EQUIPMENT TO BE USED IN THE ELECTION.

1 (B) (1) THE PUBLIC DEMONSTRATION SHALL BE OPEN TO THE PRESS AND
2 THE PUBLIC FOR FULL INSPECTION.

3 (2) THE DATE, TIME, AND LOCATION OF EACH DEMONSTRATION SHALL
4 BE ANNOUNCED PUBLICLY AND POSTED CONSPICUOUSLY ON THE INTERNET
5 WEBSITE OF THE STATE BOARD NO LATER THAN 7 BUSINESS DAYS BEFORE THE
6 DATE THE DEMONSTRATION IS SCHEDULED TO TAKE PLACE.

7 (3) THE DEMONSTRATION SHALL TAKE PLACE NO SOONER THAN 30
8 DAYS NOR LESS THAN 10 DAYS BEFORE EACH ELECTION.

9 9-112.

10 (A) THE STATE BOARD SHALL AT ALL TIMES MAINTAIN INFORMATION
11 REGARDING THE OCCURRENCE OF VOTING SYSTEM FAILURES THAT IT IDENTIFIES,
12 WHETHER DURING:

13 (1) PREELECTION TESTING AND CERTIFICATION PROCEDURES;

14 (2) THE CONDUCT OF ELECTION ACTIVITIES;

15 (3) POSTELECTION AUDITS, RECOUNT PROCESSES, OR ELECTION
16 RESULTS CERTIFICATION PROCEDURES; OR

17 (4) AT ANY OTHER TIME.

18 (B) THE VOTING SYSTEM FAILURES DOCUMENTED SHALL INCLUDE
19 INFORMATION REGARDING:

20 (1) EQUIPMENT BREAKDOWNS;

21 (2) POWER OUTAGES AND SURGES;

22 (3) UNUSUAL OR MALFUNCTIONING COMPUTER HARDWARE AND
23 SOFTWARE PROBLEMS; AND

24 (4) DISCREPANCIES IN VOTING SYSTEM AUDITING AND CERTIFICATION
25 PROCEDURES.

26 (C) THE STATE BOARD SHALL:

27 (1) MAINTAIN A PERMANENT RECORD OF THE INFORMATION THAT IT
28 ACCUMULATES UNDER THIS SECTION; AND

29 (2) MAKE THE INFORMATION AVAILABLE TO THE PUBLIC ON ITS
30 WEBSITE WITHIN 48 HOURS AFTER IT IS DISCOVERED, WHETHER BY THE STATE
31 BOARD OR ANOTHER PERSON CHARGED WITH CERTIFYING OR DECERTIFYING
32 ELECTION RESULTS OR AN ELECTION VOTING SYSTEM.

1 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall apply to
2 each election occurring on or after ~~the effective date of this Act~~ March 1, 2008 that is
3 required to be conducted in accordance with the Election Law Article.

4 SECTION 4. AND BE IT FURTHER ENACTED, That the Governor shall
5 allocate the resources required to implement the requirements of this Act, including
6 any gift received by the State for the purposes of this Act under § 2-201 of the State
7 Finance and Procurement Article, and, except for federal funds received by the State
8 to implement the requirements of the Help America Vote Act 2002, any federal or
9 other special funds or grant received by the State in accordance with federal and
10 State law for the purposes of this Act.

11 ~~SECTION 5. AND BE IT FURTHER ENACTED, That this Act shall take effect~~
12 ~~June 1, 2006.~~

13 SECTION 5. AND BE IT FURTHER ENACTED, That:

14 (a) For the 2006 primary and general elections only, the State Board of
15 Elections may not use the Diebold AccuVote TS System in any polling place in the
16 State.

17 (b) Notwithstanding the provisions of Sections 1 through 3 of this Act, the
18 State Board of Elections shall:

19 (1) select and certify an optical scan voting system to be used in each
20 polling place for the 2006 primary and general elections; and

21 (2) ensure that each polling place has at least one voting system to
22 accommodate the needs of voters with disabilities to protect the voter's right to cast a
23 private ballot in the 2006 primary and general elections.

24 (c) The State Board of Elections shall enter a lease agreement for the optical
25 scan voting system selected in accordance with subsection (b) of this section for not
26 more than 1 year.

27 (d) The Governor shall allocate funding to carry out the provisions of this
28 section.

29 SECTION 6. AND BE IT FURTHER ENACTED, That this Act is an emergency
30 measure, is necessary for the immediate preservation of the public health or safety,
31 has been passed by a ye and nay vote supported by three-fifths of all the members
32 elected to each of the two Houses of the General Assembly, and shall take effect from
33 the date it is enacted.

