

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1130

Session of
1975

INTRODUCED BY MESSRS. KISTLER, VANN, PERRY, M. E. MILLER,
S. E. HAYES JR., HASKELL, RENWICK, REED, ENGLEHART, SHANE,
COLE, BRADLEY, FISCHER, MILANOVICH, GLEASON, GEORGE,
DREIBELBIS, GOODMAN, W. D. HUTCHINSON, WHELAN, KLINGAMAN
AND STOUT, APRIL 28, 1975

AS REPORTED FROM COMMITTEE ON STATE GOVERNMENT, HOUSE OF
REPRESENTATIVES, AS AMENDED, JUNE 1, 1976

AN ACT

1 Amending the act of June 3, 1937 (P.L.1333, No.320), entitled
2 "An act concerning elections, including general, municipal,
3 special and primary elections, the nomination of candidates,
4 primary and election expenses and election contests; creating
5 and defining membership of county boards of election;
6 imposing duties upon the Secretary of the Commonwealth,
7 courts, county boards of elections, county commissioners;
8 imposing penalties for violation of the act, and codifying,
9 revising and consolidating the laws relating thereto; and
10 repealing certain acts and parts of acts relating to
11 elections," providing for electronic voting systems.

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 Section 1. The act of June 3, 1937 (P.L.1333, No.320), known
15 as the "Pennsylvania Election Code," is amended by adding an
16 article to read:

ARTICLE XI-AComputer Electronic Voting Systems

19 Section 1101-A. Definitions.--As used in this article:

20 (1) "Automatic tabulating equipment" means apparatus which

<—

~~automatically examines and counts votes recorded on paper
ballots or ballot cards and tabulates the results.~~

~~(2) "Paper ballot" means a printed paper ballot which
conforms in layout and format to the electronic voting system in
use.~~

~~(3) "Ballot card" means a tabulating card on which votes may
be recorded.~~

~~(4) "Ballot label" means the cards, papers, booklet, pages
or other material which contain the names of offices and
candidates and statements of measures to be voted on and which
are used in conjunction with ballot cards.~~

~~(5) "Ballot" means ballot cards or paper ballots.~~

~~(6) "Counting center" means one or more locations selected
by the county board of elections for the automatic counting of
ballots.~~

~~(7) "Electronic voting system" means a system in which a
voting device is used in conjunction with paper ballots or
ballot cards, so that votes may be recorded and then
subsequently counted and tabulated by automatic tabulating
equipment.~~

~~(8) "Voting device" means an apparatus in which paper
ballots or ballot cards are used in connection with either a
punch device for the piercing of ballots by the voter, or a
device for marking ballots with ink or other substance, or any
other method for recording votes on ballots so that the ballot
may be tabulated by means of automatic tabulating equipment.~~

~~"AUTOMATIC TABULATING EQUIPMENT" MEANS ANY APPARATUS WHICH
AUTOMATICALLY EXAMINES AND COMPUTES VOTES REGISTERED ON PAPER
BALLOTS, BALLOT CARDS OR DISTRICT TOTALS CARDS OR VOTES
REGISTERED ELECTRONICALLY AND WHICH TABULATES SUCH VOTES.~~

<—

1 "BALLOT" MEANS BALLOT CARDS OR PAPER BALLOTS UPON WHICH A
2 VOTER REGISTERS OR RECORDS HIS VOTE OR THE APPARATUS BY WHICH
3 THE VOTER REGISTERS HIS VOTE ELECTRONICALLY AND SHALL INCLUDE
4 ANY BALLOT ENVELOPE, PAPER OR OTHER MATERIAL ON WHICH A VOTE IS
5 RECORDED FOR PERSONS WHOSE NAMES DO NOT APPEAR ON THE BALLOT
6 LABELS.

7 "BALLOT CARD" MEANS A CARD WHICH IS COMPATIBLE WITH AUTOMATIC
8 TABULATING EQUIPMENT AND ON WHICH VOTES MAY BE REGISTERED.

9 "BALLOT LABEL" MEANS THE CARDS, PAPERS, BOOKLETS, PAGES OR
10 OTHER MATERIALS WHICH CONTAIN THE NAMES OF OFFICES AND
11 CANDIDATES AND THE STATEMENTS OF QUESTIONS TO BE VOTED ON AND
12 WHICH ARE USED IN CONJUNCTION WITH THE VOTING DEVICE.

13 "COUNTING CENTER" MEANS ONE OR MORE LOCATIONS SELECTED BY THE
14 COUNTY BOARD OF ELECTIONS FOR THE AUTOMATIC TABULATION OF VOTES.

15 "CUSTODIAN" SHALL MEAN THE PERSON CHARGED WITH THE DUTY OF
16 TESTING AND PREPARING VOTING DEVICES AND AUTOMATIC TABULATING
17 EQUIPMENT FOR ELECTIONS AND INSTRUCTING ELECTION OFFICIALS IN
18 THE USE OF SUCH VOTING DEVICES AND EQUIPMENT.

19 "DISTRICT TOTALS CARDS" MEANS A CARD WHICH IS COMPATIBLE WITH
20 AUTOMATIC TABULATING EQUIPMENT AND MAY BE USED IN ANY VOTING
21 SYSTEM WHICH PROVIDES FOR THE INITIAL COMPUTATION AND TABULATION
22 OF VOTES AT THE DISTRICT LEVEL TO RECORD THE TOTAL NUMBER OF
23 VOTES CAST FOR EACH CANDIDATE WHOSE NAME APPEARS ON THE BALLOT,
24 THE TOTAL NUMBER OF WRITE-IN VOTES PROPERLY CAST FOR EACH OFFICE
25 ON THE BALLOT AND THE TOTAL NUMBER OF VOTES CAST FOR OR AGAINST
26 ANY QUESTION APPEARING ON THE BALLOT.

27 "ELECTION" AND "ELECTIONS" SHALL MEAN ALL GENERAL, MUNICIPAL,
28 PRIMARY AND SPECIAL ELECTIONS.

29 "ELECTRONIC VOTING SYSTEM" MEANS A SYSTEM IN WHICH ONE OR
30 MORE VOTING DEVICES ARE USED TO PERMIT THE REGISTERING OR

1 RECORDING OF VOTES AND IN WHICH SUCH VOTES ARE COMPUTED AND
2 TABULATED BY AUTOMATIC TABULATING EQUIPMENT.

3 "OFFICIAL BALLOT" MEANS THE LIST OF OFFICES AND CANDIDATES
4 AND THE STATEMENT OF QUESTIONS REFLECTED ON THE VOTING DEVICE.

5 "PAPER BALLOT" MEANS A PRINTED PAPER BALLOT WHICH CONFORMS IN
6 LAYOUT AND FORMAT TO THE VOTING DEVICE IN USE.

7 "PUBLIC COUNTER" SHALL MEAN A COUNTER OR OTHER ELEMENT WHICH
8 SHALL AT ALL TIMES PUBLICLY INDICATE HOW MANY BALLOTS HAVE BEEN
9 CAST DURING THE COURSE OF THE ELECTION.

10 "QUESTION" SHALL MEAN THE STATEMENT OF A CONSTITUTIONAL
11 AMENDMENT OR OTHER PROPOSITION WHICH IS SUBMITTED TO A POPULAR
12 VOTE AT ANY ELECTION.

13 "VOTING BOOTH" SHALL MEAN THE ENCLOSURE OCCUPIED BY THE VOTER
14 WHEN VOTING.

15 "VOTING DEVICE" MEANS EITHER AN APPARATUS IN WHICH PAPER
16 BALLOTS OR BALLOT CARDS ARE USED IN CONNECTION WITH AN IMPLEMENT
17 BY WHICH A VOTER REGISTERS HIS VOTES WITH INK OR OTHER SUBSTANCE
18 OR BY PUNCHING, OR AN APPARATUS BY WHICH SUCH VOTES ARE
19 REGISTERED ELECTRONICALLY, SO THAT IN EITHER CASE THE VOTES SO
20 REGISTERED MAY BE COMPUTED AND TABULATED BY MEANS OF AUTOMATIC
21 TABULATING EQUIPMENT.

22 Section 1102-A. Authorization of Electronic Voting Systems
23 for Use at Polling Places.--Any county may, by a majority vote
24 of its qualified registered electors voting thereon cast at any
25 primary or election, authorize and direct the use of an
26 electronic voting system for registering or recording and
27 computing the vote at all elections and primaries held at
28 polling places in such county.

29 Section 1103-A. Placing the Question on the Ballot; Election
30 Thereon.--(a) The county election board may, upon their own

1 motion, submit to the qualified registered electors of the
2 county, at any primary or election, the question "Shall an
3 electronic voting system be used at polling places in the county
4 of?"

5 (b) The county election board, upon the filing of a petition
6 with them signed by qualified registered electors of the county,
7 equal in number to at least one per centum of the total number
8 of electors who voted in said county, at the preceding general
9 or municipal election, but in no case less than fifty, shall, at
10 the next primary or election, occurring at least sixty days
11 thereafter, submit to the qualified registered electors of such
12 county, the question "Shall an electronic voting system be used
13 at polling places in the county of?"

14 (c) The county board shall cause the said question to be
15 submitted at the primary or election, in accordance with the
16 provisions of this act relating to elections.

17 (d) The election on said question shall be held at the
18 places, during the hours, and under the regulations, provided by
19 law for holding primary and elections, and shall be conducted by
20 the election officers provided by law to conduct such elections.
21 The election officers shall count the votes cast at the
22 elections on said question, and shall make return thereof to the
23 county election board of the county, as required by law. Said
24 returns shall be computed by the county election board, or other
25 return board, and, when so computed, a certificate of the total
26 number of electors voting "Yes" and of the total number of
27 electors voting "No" on such question shall be filed in the
28 office of the county election board, and copies thereof,
29 certified by the county election board, shall forthwith be
30 furnished to the Secretary of the Commonwealth, and to the

1 county commissioners or other appropriating authority OF THE <—
2 COUNTY.

3 (e) If a majority of the electors of any county, voting on
4 such question, shall vote against the adoption of an electronic
5 voting system the question shall not again be submitted to the
6 voters of such county within a period of one hundred three
7 weeks.

8 ~~(f) Whenever, under the provisions of this section, the~~ <—
9 ~~question of the adoption of an electronic voting system is about~~
10 ~~to be submitted to the electors of any county, it shall be the~~
11 ~~duty of the county commissioners, or other authority which~~
12 ~~levies taxes for county purposes in such county, to ascertain~~
13 ~~whether current funds will be available to pay for said system,~~
14 ~~if adopted and purchased, or whether they have power to increase~~
15 ~~the indebtedness of the county in an amount sufficient to pay~~
16 ~~for such system without the consent of the electors and if such~~
17 ~~current funds will not be available and the power to increase~~
18 ~~the indebtedness of the county in a sufficient amount without~~
19 ~~the consent of the electors is lacking, it shall be the duty of~~
20 ~~the county commissioners, or other authority aforesaid, to~~
21 ~~submit to the electors of the county, in the manner provided by~~
22 ~~law, at the same primary or election at which the adoption of an~~
23 ~~electronic voting system is to be voted on, the question whether~~
24 ~~the indebtedness of such county shall be increased, in an amount~~
25 ~~specified by them, sufficient to pay for such system, if~~
26 ~~adopted.~~

27 (F) WHENEVER, UNDER THE PROVISIONS OF THIS ACT, THE QUESTION <—
28 OF THE ADOPTION OF AN ELECTRONIC VOTING SYSTEM IS TO BE
29 SUBMITTED TO THE ELECTORS OF ANY COUNTY, THE COUNTY BOARD OF
30 ELECTIONS SHALL PURCHASE, LEASE OR OTHERWISE PROCURE THOSE PARTS

1 OF THE SYSTEM USED BY THE VOTER IN A QUANTITY SUFFICIENT FOR
2 REASONABLE DEMONSTRATION OF THE SYSTEM OR SYSTEMS IN SUCH COUNTY
3 PRIOR TO THE GENERAL OR MUNICIPAL ELECTION IN QUESTION.

4 Section 1104-A. Installation of Electronic Voting Systems.--

5 (a) If a majority of the qualified registered electors voting on <—
6 the question shall vote in the affirmative, the county election
7 board of the said county shall purchase, or lease, an electronic
8 voting system of a kind approved by the Secretary of the
9 Commonwealth, as hereinafter provided.

10 (b) If the question hereinbefore provided shall have been
11 submitted to the qualified registered electors of the county,
12 and the majority of the electors voting thereon shall have voted
13 favorably thereon, and if the county election board shall not,
14 within one year, have executed their contract or contracts
15 providing for the purchase or lease of an electronic voting
16 system for use at the next general, municipal or primary
17 election, occurring at least one year and sixty days after the
18 referendum, then the Secretary of the Commonwealth shall
19 forthwith, in writing, notify the said county election board
20 that, after the expiration of thirty days, he, under the
21 authority of this act, on behalf of the said county, will award,
22 make and execute such contract or contracts, unless the said
23 county election board meanwhile shall have made and executed
24 same.

25 (c) If, upon the expiration of said thirty days, the county
26 election board still shall not have made and executed the
27 contract or contracts providing for the purchase or lease of an
28 electronic voting system as aforesaid, the Secretary of the
29 Commonwealth, on behalf of the said county and upon the approval
30 of the Attorney General as to form, shall thereupon award, make,

1 ~~and execute a contract or contracts for the purchase or lease of~~
2 ~~an electronic voting system, approved as required by this act,~~
3 ~~for each election district within such county, and the cost of~~
4 ~~such system, including the preparation and printing of~~
5 ~~specifications and all other necessary expense incidental~~
6 ~~thereto, shall be the debt of the said county, and, upon the~~
7 ~~certificate of the Secretary of the Commonwealth, it shall be~~
8 ~~the duty of the controller, if any, to allow, and of the~~
9 ~~treasurer of the county to pay, the sum out of any appropriation~~
10 ~~available therefor, or out of the first unappropriated moneys~~
11 ~~that come into the treasury of the county.~~

12 ~~(d) Any county may, by a majority vote of its qualified~~
13 ~~registered electors cast at any primary or election held not~~
14 ~~earlier than one hundred three weeks after they have voted to~~
15 ~~adopt such electronic voting system, direct the discontinuance~~
16 ~~of the use of such system at elections and primaries held in~~
17 ~~such county. The question for the discontinuance of the use of~~
18 ~~such system shall be submitted to the voters, subject to the~~
19 ~~same requirements as to resolution or petition and signatures~~
20 ~~thereon, as is required for the submission of the question on~~
21 ~~the authorization of the use of such electronic voting system.~~
22 ~~Such question for discontinuance must be submitted to the~~
23 ~~qualified registered electors of the county which voted on the~~
24 ~~question of the adoption of such system.~~

25 ~~Such question as to the discontinuance of the use of an~~
26 ~~electronic voting system shall be submitted in the following~~
27 ~~form:~~

28 ~~"Shall the use of an electronic voting system be continued in~~
29 ~~the county of?" VOTING ON THE QUESTION IN~~
30 ~~ANY COUNTY VOTE IN FAVOR OF THE ADOPTION OF AN ELECTRONIC VOTING~~

<—

1 SYSTEM, THE COUNTY BOARD OF ELECTIONS OF THAT COUNTY SHALL
2 PURCHASE, LEASE, OR OTHERWISE PROCURE FOR EACH ELECTION DISTRICT
3 OF SUCH COUNTY, THE COMPONENTS OF AN ELECTRONIC VOTING SYSTEM OF
4 A KIND APPROVED, AS HEREINAFTER PROVIDED, BY THE SECRETARY OF
5 THE COMMONWEALTH, AND THE BOARD SHALL THEREAFTER NOTIFY THE
6 SECRETARY OF THE COMMONWEALTH, IN WRITING, THAT THEY HAVE DONE
7 SO.

8 (B) THE INSTALLATION THROUGHOUT THE COUNTY OF THE ELECTRONIC
9 VOTING SYSTEM ADOPTED BY THE COUNTY BOARD OF ELECTIONS MAY BE
10 ACCOMPLISHED EITHER SIMULTANEOUSLY IN ALL ELECTION DISTRICTS OR
11 IN STAGES AT THE DISCRETION OF THE COUNTY BOARD, AND THE MANNER
12 OF IMPLEMENTATION AS AMONG ELECTION DISTRICTS SHALL ALSO BE AT
13 THE DISCRETION OF THE COUNTY BOARD; PROVIDED, HOWEVER, THAT THE
14 ELECTRONIC VOTING SYSTEM ADOPTED BY THE COUNTY BOARD SHALL BE
15 FULLY IMPLEMENTED THROUGHOUT THE COUNTY WITHIN ONE HUNDRED AND
16 THREE WEEKS AFTER THE APPROVAL OF THE ADOPTION OF AN ELECTRONIC
17 VOTING SYSTEM BY THE ELECTORS OF THE COUNTY. UPON THE
18 INSTALLATION OF AN ELECTRONIC VOTING SYSTEM IN ANY ELECTION
19 DISTRICT, THE USE THEREIN OF PAPER BALLOTS AND OF VOTING
20 MACHINES SHALL BE DISCONTINUED, EXCEPT AS OTHERWISE PROVIDED
21 HEREIN.

22 (C) IF THE QUESTION HEREINBEFORE PROVIDED SHALL HAVE BEEN
23 SUBMITTED TO THE QUALIFIED REGISTERED ELECTORS OF THE COUNTY AND
24 THE MAJORITY OF THE ELECTORS VOTING THEREON SHALL HAVE VOTED
25 FAVORABLY THEREON, AND IF THE COUNTY BOARD OF ELECTIONS SHALL
26 NOT, WITHIN ONE YEAR AFTER SUCH VOTE, HAVE EXECUTED A CONTRACT
27 OR CONTRACTS PROVIDING FOR THE PURCHASE, LEASE OR OTHER
28 PROCUREMENT OF AN ELECTRONIC VOTING SYSTEM FOR USE AT THE
29 GENERAL, MUNICIPAL, PRIMARY OR SPECIAL ELECTION OCCURRING AT
30 LEAST ONE YEAR AND SIXTY DAYS AFTER SUCH VOTE, THEN THE

1 SECRETARY OF THE COMMONWEALTH SHALL FORTHWITH IN WRITING, NOTIFY
2 THE SAID COUNTY BOARD OF ELECTIONS THAT, AFTER THE EXPIRATION OF
3 THIRTY DAYS, HE, UNDER THE AUTHORITY OF THIS ACT, WILL AWARD,
4 MAKE AND EXECUTE SUCH CONTRACT OR CONTRACTS ON BEHALF OF THE
5 SAID COUNTY, UNLESS THE SAID COUNTY BOARD OF ELECTIONS SHALL
6 MAKE AND EXECUTE THE SAME PRIOR TO THE EXPIRATION OF THAT PERIOD
7 AND SHALL NOTIFY HIM, IN WRITING, THAT THEY HAVE DONE SO.

8 (D) IF, UPON THE EXPIRATION OF SAID THIRTY DAYS, THE COUNTY
9 BOARD OF ELECTIONS STILL SHALL NOT HAVE MADE AND EXECUTED A
10 CONTRACT OR CONTRACTS PROVIDING FOR THE PURCHASE, LEASE OR OTHER
11 PROCUREMENT OF AN ELECTRONIC VOTING SYSTEM AS AFORESAID, THE
12 SECRETARY OF THE COMMONWEALTH, ON BEHALF OF THE SAID COUNTY AND
13 UPON THE APPROVAL OF THE ATTORNEY GENERAL AS TO FORM, SHALL
14 THEREUPON AWARD, MAKE AND EXECUTE A CONTRACT OR CONTRACTS FOR
15 THE PURCHASE, LEASE OR OTHER PROCUREMENT OF AN ELECTRONIC VOTING
16 SYSTEM, APPROVED AS REQUIRED BY THIS ACT, FOR EACH ELECTION
17 DISTRICT WITHIN SUCH COUNTY, AND THE COST OF SUCH SYSTEM,
18 INCLUDING THE PREPARATION AND PRINTING OF SPECIFICATIONS AND ALL
19 OTHER NECESSARY EXPENSES INCIDENTAL THERETO, SHALL BE THE DEBT
20 OF THE SAID COUNTY, AND UPON THE CERTIFICATE OF THE SECRETARY OF
21 THE COMMONWEALTH, IT SHALL BE THE DUTY OF THE CONTROLLER, IF
22 ANY, TO ALLOW, AND OF THE TREASURER OF THE COUNTY TO PAY, THE
23 SUM OUT OF ANY APPROPRIATION AVAILABLE THEREFORE OR OUT OF THE
24 FIRST UNAPPROPRIATED MONEYS THAT COME INTO THE TREASURY OF THE
25 COUNTY. PROVIDED, HOWEVER, THAT IF THE SECRETARY OF THE
26 COMMONWEALTH SHALL FIND IT IMPRACTICABLE TO PROCURE AN
27 ELECTRONIC VOTING SYSTEM FOR INSTALLATION IN EACH ELECTION
28 DISTRICT OF THE COUNTY FOR USE AT THE ELECTION THEN NEXT
29 ENSUING, HE SHALL PROVIDE FOR THE INSTALLATION OF SUCH A SYSTEM
30 IN AS MANY ELECTION DISTRICTS OF THE COUNTY AS SHALL BE

1 PRACTICABLE AND, AS SOON THEREAFTER AS PRACTICABLE, SHALL
2 PROVIDE FOR THE INSTALLATION OF SUCH SYSTEM IN THE REMAINDER OF
3 THE ELECTION DISTRICTS OF THE COUNTY.

4 (E) ANY COUNTY MAY, BY A MAJORITY VOTE OF ITS QUALIFIED
5 REGISTERED ELECTORS CAST AT ANY GENERAL OR MUNICIPAL ELECTION
6 HELD NOT EARLIER THAN ONE HUNDRED AND THREE WEEKS AFTER THEY
7 HAVE VOTED TO ADOPT AN ELECTRONIC VOTING SYSTEM, DIRECT THE
8 DISCONTINUANCE OF THE USE OF SUCH A SYSTEM AT ALL ELECTIONS HELD
9 IN SUCH COUNTY. UPON THE RECEIPT BY THE COUNTY BOARD OF
10 ELECTIONS OF A PETITION SIGNED BY QUALIFIED REGISTERED ELECTORS
11 OF THE COUNTY EQUAL IN NUMBER TO AT LEAST TWENTY-FIVE (25) PER
12 CENTUM OF THE TOTAL NUMBER OF ELECTORS WHO VOTED IN SAID COUNTY
13 AT THE LAST PRECEDING GUBERNATORIAL ELECTION, THE QUESTION FOR
14 THE DISCONTINUANCE OF THE USE OF SUCH AN ELECTRONIC VOTING
15 SYSTEM SHALL BE SUBMITTED TO THE QUALIFIED REGISTERED ELECTORS
16 OF THAT COUNTY, SUBJECT TO THE SAME REQUIREMENTS AS TO THE
17 CONDUCT OF THE ELECTION AS IS REQUIRED FOR THE SUBMISSION OF THE
18 QUESTION ON THE AUTHORIZATION OF THE USE OF AN ELECTRONIC VOTING
19 SYSTEM.

20 THE QUESTION AS TO THE DISCONTINUANCE OF THE USE OF AN
21 ELECTRONIC VOTING SYSTEM SHALL BE SUBMITTED IN THE FOLLOWING
22 FORM: "SHALL THE USE OF AN ELECTRONIC VOTING SYSTEM BE CONTINUED
23 IN THE COUNTY OF?"

24 Section 1105-A. Examination and Approval of Electronic
25 Voting Systems by the Secretary of the Commonwealth.--(a) Any
26 person or corporation owning, manufacturing or selling, or being
27 interested in the manufacture or sale of, any electronic voting
28 system, may request the Secretary of the Commonwealth to examine
29 such system. Any ten or more persons, being qualified registered
30 electors of this Commonwealth, may, at any time, request the

1 Secretary of the Commonwealth to reexamine any electronic voting
2 system theretofore examined and approved by him. Before any such
3 examination or reexamination, the person, persons, or
4 corporation, requesting such examination or reexamination, shall
5 pay to the Treasurer of the Commonwealth an examination fee of
6 four hundred fifty dollars (\$450). The Secretary of the
7 Commonwealth may, at any time, in his discretion, reexamine any
8 such system

9 ~~(b) The Secretary of the Commonwealth shall thereupon~~ <—
10 ~~require such electronic voting system to be examined or~~
11 ~~reexamined by three examiners, whom he shall appoint for the~~
12 ~~purpose, of whom one shall be an expert in patent law, and the~~
13 ~~other two shall be experts in electronic computer systems, and~~
14 ~~shall require of them a written report on such system, attested~~
15 ~~by their signatures; and the Secretary of the Commonwealth~~
16 ~~himself shall examine the electronic voting system, and shall~~
17 ~~make and file in his office, together with the reports of the~~
18 ~~examiners appointed by him, his own report, attested by his~~
19 ~~signature and the seal of his office, stating whether, in his~~
20 ~~opinion and in consideration of the reports of the examiners~~
21 ~~aforsaid, the kind of system so examined can be safely used by~~
22 ~~electors at elections and primaries, as provided in this act. If~~
23 ~~this report states that the system can be so used, such system~~
24 ~~shall be deemed approved, and may be adopted for use at~~
25 ~~primaries and elections, as herein provided.~~

26 ~~(c) No kind of an electronic voting system not so approved~~
27 ~~shall be used at any primary or election, and if, upon the~~
28 ~~reexamination of any such system previously approved, it shall~~
29 ~~appear that the system so reexamined can no longer be safely~~
30 ~~used by electors at primaries and elections as provided in this~~

~~act, the approval of the same shall forthwith be revoked by the
Secretary of the Commonwealth, and no such electronic voting
system shall thereafter be purchased for use in this
Commonwealth.~~

~~(d) When an electronic voting system has been so approved,
no improvement or change that does not impair its accuracy,
efficiency or capacity, shall render necessary a reexamination
or reapproval of such system, or of its kind.~~

~~(e) Neither the Secretary of the Commonwealth, nor any
examiner appointed by him for the purpose prescribed by this
section, nor any member of a county election board shall have
any pecuniary interest in any electronic voting system, or the
manufacture or sale thereof.~~

~~(f) Each examiner appointed hereunder shall receive a
compensation of one hundred fifty dollars (\$150) for each
different type of electronic voting system examined by him.~~

~~THEREFORE EXAMINED AND APPROVED BY HIM.~~

<—

~~(B) UPON RECEIPT OF A REQUEST FOR EXAMINATION OR
REEXAMINATION OF AN ELECTRONIC VOTING SYSTEM AS HEREIN PROVIDED
FOR OR IN THE EVENT HE DETERMINES TO REEXAMINE ANY SUCH SYSTEM,
THE SECRETARY OF THE COMMONWEALTH SHALL REQUIRE SUCH ELECTRONIC
VOTING SYSTEM TO BE EXAMINED OR REEXAMINED BY THREE EXAMINERS
WHOM HE SHALL APPOINT FOR THAT PURPOSE, OF WHOM ONE SHALL BE AN
EXPERT IN PATENT LAW AND THE OTHER TWO SHALL BE EXPERTS IN
ELECTRONIC COMPUTER SYSTEMS, AUTOMATIC TABULATING EQUIPMENT OR
SUCH OTHER FIELDS AS IN THE JUDGMENT OF THE SECRETARY OF THE
COMMONWEALTH SHALL BE REASONABLY RELATED TO THE OPERATION OF THE
ELECTRONIC VOTING SYSTEM UNDER EXAMINATION, AND HE SHALL REQUIRE
OF THEM A WRITTEN REPORT ON SUCH SYSTEM, ATTESTED BY THEIR
SIGNATURES; AND THE SECRETARY OF THE COMMONWEALTH HIMSELF SHALL~~

1 EXAMINE THE ELECTRONIC VOTING SYSTEM AND SHALL MAKE AND FILE IN
2 HIS OFFICE, TOGETHER WITH THE REPORTS OF THE EXAMINERS APPOINTED
3 BY HIM, HIS OWN REPORT, ATTESTED BY HIS SIGNATURE AND THE SEAL
4 OF HIS OFFICE, STATING WHETHER, IN HIS OPINION AND IN
5 CONSIDERATION OF THE REPORTS OF THE EXAMINERS AFORESAID, THE
6 SYSTEM SO EXAMINED CAN BE SAFELY USED BY VOTERS AT ELECTIONS AS
7 PROVIDED IN THIS ACT AND MEETS ALL OF THE REQUIREMENTS
8 HEREINAFTER SET FORTH. IF HIS REPORT STATES THAT THE SYSTEM CAN
9 BE SO USED AND MEETS ALL SUCH REQUIREMENTS, SUCH SYSTEM SHALL BE
10 DEEMED APPROVED AND MAY BE ADOPTED FOR USE AT ELECTIONS, AS
11 HEREIN PROVIDED. WITH RESPECT TO ANY ELECTRONIC VOTING SYSTEM
12 APPROVED FOR USE IN THIS COMMONWEALTH BY THE SECRETARY, THE
13 REPORT OF THE SECRETARY SHALL SPECIFY THE CAPACITY OF THE
14 COMPONENTS OF THAT SYSTEM, THE NUMBER OF VOTERS WHO MAY
15 REASONABLY BE ACCOMMODATED BY THE VOTING DEVICES AND AUTOMATIC
16 TABULATING EQUIPMENT WHICH COMPRISE SUCH SYSTEM AND THE NUMBER
17 OF ADDITIONAL CLERKS, IF ANY, THAT MAY BE REQUIRED BASED ON THE
18 NUMBER OF REGISTERED ELECTORS IN ANY ELECTION DISTRICT IN WHICH
19 THE VOTING SYSTEM IS TO BE USED, SUCH SPECIFICATIONS BEING BASED
20 UPON THE REPORTS OF THE EXAMINERS AND THE SECRETARY'S OWN
21 EXAMINATION OF THE SYSTEM. ANY COUNTY WHICH THEREAFTER MAY ADOPT
22 ANY SUCH APPROVED SYSTEM SHALL PROVIDE THE COMPONENTS OF SUCH
23 SYSTEM IN A NUMBER NO LESS THAN THAT SUFFICIENT TO ACCOMMODATE
24 THE VOTERS OF THAT COUNTY IN ACCORDANCE WITH THE MINIMUM
25 CAPACITY STANDARDS SO PRESCRIBED BY THE SECRETARY.

26 (C) NO ELECTRONIC VOTING SYSTEM NOT SO APPROVED SHALL BE
27 USED AT ANY ELECTION, AND IF, UPON THE REEXAMINATION OF ANY SUCH
28 SYSTEM PREVIOUSLY APPROVED, IT SHALL APPEAR THAT THE SYSTEM SO
29 REEXAMINED CAN NO LONGER BE USED SAFELY BY VOTERS AT ELECTIONS
30 AS PROVIDED IN THIS ACT OR DOES NOT MEET THE REQUIREMENTS

1 HEREINAFTER SET FORTH, THE APPROVAL OF THAT SYSTEM SHALL
2 FORTHWITH BE REVOKED BY THE SECRETARY OF THE COMMONWEALTH, AND
3 THAT SYSTEM SHALL NOT THEREAFTER BE USED OR PURCHASED FOR USE IN
4 THIS COMMONWEALTH.

5 (D) WHEN AN ELECTRONIC VOTING SYSTEM HAS BEEN SO APPROVED,
6 NO IMPROVEMENT OR CHANGE THAT DOES NOT IMPAIR IT ACCURACY,
7 EFFICIENCY OR CAPACITY OR ITS COMPLIANCE WITH THE REQUIREMENTS
8 HEREINAFTER SET FORTH, SHALL RENDER NECESSARY THE REEXAMINATION
9 OR REAPPROVAL OF SUCH SYSTEM.

10 (E) NEITHER THE SECRETARY OF THE COMMONWEALTH, NOR ANY
11 EXAMINER APPOINTED BY HIM FOR THE PURPOSES PRESCRIBED BY THIS
12 SECTION, NOR ANY MEMBER OF A COUNTY BOARD OF ELECTIONS SHALL
13 HAVE ANY PECUNIARY INTEREST IN ANY ELECTRONIC VOTING SYSTEM OR
14 IN ANY OF THE COMPONENTS THEREOF, OR IN THE DESIGN, MANUFACTURE
15 OR SALE THEREOF.

16 (F) EACH EXAMINER APPOINTED HEREUNDER SHALL RECEIVE A
17 COMPENSATION OF ONE HUNDRED AND FIFTY DOLLARS (\$150) FOR EACH
18 TYPE OF ELECTRONIC VOTING SYSTEM EXAMINED BY HIM.

19 Section 1106-A. Experimental Use of Electronic Voting
20 Systems.--The county board of elections of any county may
21 provide for experimental use at any primary or election in one
22 or more election districts of said county, of an electronic
23 voting system, and the use of such system shall be as valid for
24 all purposes as if the electronic voting system had been adopted
25 in accordance with the provisions of this act.

26 Section 1107-A. Requirements of Electronic Voting Systems.--
27 No electronic voting system shall, upon any examination or
28 reexamination, be approved by the Secretary of the Commonwealth,
29 or by any examiner appointed by him, unless it shall, at the
30 time, satisfy the following requirements:

<—

~~(1) Provide for voting in secrecy, except in the case of voters who have received assistance as provided by law.~~

~~(2) Permit each voter, at other than primary elections, to vote a straight political party ticket by one mark or punch and, by one mark or punch, to vote for all the candidates of one political party for Presidential electors, and by one mark or punch, to vote for all the candidates of one political party for every office to be voted for, and every such mark or punch shall be equivalent to and be counted as a vote for every candidate of a political party so marked, including its candidates for Presidential electors, except those offices to which the voter has indicated by mark or punch a choice for individual candidates of the same or another political party or political body in any office block, in which case the automatic tabulating equipment shall credit the vote only for the candidates thus individually marked or punched, notwithstanding the fact that the voter has made a mark or punch for a straight political party ticket, and even though in the case of an office for which more than one candidate is to be voted for, the voter has not marked or punched for such office the full number of candidates for which he is entitled to vote.~~

~~(3) Permit each voter to vote, at any election or primary, for all persons and offices for whom and for which he is lawfully entitled to vote, whether or not the name of such person appears upon a ballot label as a candidate for nomination or election, and to vote for as many persons for an office as he is entitled to vote for, and to vote for or against any question upon which he is entitled to vote, and the automatic tabulating equipment shall reject choices recorded on his ballot if the number of choices exceeds the number for which he is entitled to~~

1 ~~vote.~~

2 ~~(4) Permit each voter, at other than primary elections, to~~
3 ~~vote for the nominees of one or more parties and for independent~~
4 ~~candidates.~~

5 ~~(5) Permit each voter to vote for candidates in the primary~~
6 ~~of the political party of his choice, and reject any votes cast~~
7 ~~for candidates of another party.~~

8 ~~(6) Prevent the voter from voting for the same person more~~
9 ~~than once for the same office.~~

10 ~~(7) Be suitably designed for the purpose used, of durable~~
11 ~~construction, and may be used safely, efficiently and accurately~~
12 ~~in the conduct of elections and counting ballots.~~

13 ~~(8) When properly operated, record correctly and count~~
14 ~~accurately every vote cast.~~

15 ~~(9) If the system is designed to provide automatic~~
16 ~~tabulation at a polling place:~~

17 ~~(i) It shall provide facilities for rejecting the vote for~~
18 ~~an office if the voter has voted for more persons for any office~~
19 ~~than he is entitled to vote for, or for any questions that the~~
20 ~~voter has voted on more than once.~~

21 ~~(ii) It shall have a counter, or other device, which is~~
22 ~~visible from the outside of the machine, which shall show during~~
23 ~~any period of operation the total number of ballots entered for~~
24 ~~tabulation.~~

25 ~~(iii) It shall be provided with a lock, or locks or other~~
26 ~~sealing provision by which, immediately after the tabulation~~
27 ~~operation is completed, all movement of the registering~~
28 ~~mechanism is absolutely prevented.~~

29 ~~(iv) It shall be so constructed that a voter, or the~~
30 ~~district election board may readily enter the ballot cards for~~

1 ~~tabulation.~~

2 ~~(v) It shall be safely transportable.~~

3 ~~(vi) It shall be so constructed and controlled that, during~~
4 ~~the progress of voting, it shall preclude every person from~~
5 ~~seeing or knowing the number of votes registered for any~~
6 ~~candidate, or questions; and it shall preclude every person from~~
7 ~~tampering with any of the registering mechanism.~~

8 ~~(vii) It shall be equipped with mechanism for printing~~
9 ~~return sheets upon which shall be imprinted the cumulative total~~
10 ~~number of voters whose ballot cards have been tabulated; the~~
11 ~~cumulative total number of votes cast for each candidate whose~~
12 ~~name appears on the ballot; and the cumulative total number of~~
13 ~~votes cast for, or against, any measure appearing on the ballot.~~

14 ~~(viii) It shall be equipped with mechanism for printing zero~~
15 ~~(000) proof sheets upon which shall be imprinted the code and~~
16 ~~identification number of each candidate, each measure, and the~~
17 ~~ballots cast counter to verify that the counting mechanism for~~
18 ~~each candidate, each measure, and the ballots cast counter is~~
19 ~~set at zero (000).~~

20 ~~(ix) It shall provide for delivery of voted and counted~~
21 ~~ballots and test ballots to a central counting center for a~~
22 ~~verification count as provided in section 1112 A; provided~~
23 ~~further that said counting center may be available to tabulate~~
24 ~~ballots in the event of a malfunction of the automatic~~
25 ~~tabulating equipment at the polls; or for delivery of voted and~~
26 ~~counted ballots and test ballots, under proper seal, to the~~
27 ~~county board of elections when making the official election~~
28 ~~returns. SHALL BE ESTABLISHED THAT SUCH SYSTEM, AT THE TIME OF~~

29 ~~SUCH EXAMINATION OR REEXAMINATION:~~

30 ~~(1) PROVIDES FOR VOTING IN ABSOLUTE SECRECY AND PREVENTS ANY~~

1 PERSON FROM SEEING OR KNOWING FOR WHOM ANY VOTER, EXCEPT ONE WHO
2 HAS RECEIVED OR IS RECEIVING ASSISTANCE AS PRESCRIBED BY LAW,
3 HAS VOTED OR IS VOTING.

4 (2) PROVIDES FACILITIES FOR VOTING FOR SUCH CANDIDATES AS
5 MAY BE NOMINATED AND UPON SUCH QUESTIONS AS MAY BE SUBMITTED.

6 (3) PERMITS EACH VOTER, AT OTHER THAN PRIMARY ELECTIONS, TO
7 VOTE A STRAIGHT POLITICAL PARTY TICKET BY ONE MARK OR ACT AND,
8 BY ONE MARK OR ACT, TO VOTE FOR ALL THE CANDIDATES OF ONE
9 POLITICAL PARTY FOR PRESIDENTIAL ELECTORS AND, BY ONE MARK OR
10 ACT, TO VOTE FOR ALL THE CANDIDATES OF ONE POLITICAL PARTY FOR
11 EVERY OFFICE TO BE VOTED FOR, AND EVERY SUCH MARK OR ACT SHALL
12 BE EQUIVALENT TO AND SHALL BE COUNTED AS A VOTE FOR EVERY
13 CANDIDATE OF THE POLITICAL PARTY SO MARKED INCLUDING ITS
14 CANDIDATES FOR PRESIDENTIAL ELECTORS, EXCEPT WITH RESPECT TO
15 THOSE OFFICES AS TO WHICH THE VOTER HAS REGISTERED A VOTE FOR
16 INDIVIDUAL CANDIDATES OF THE SAME OR ANOTHER POLITICAL PARTY OR
17 POLITICAL BODY, IN WHICH CASE THE AUTOMATIC TABULATING EQUIPMENT
18 SHALL CREDIT THE VOTE FOR THAT OFFICE ONLY FOR THE CANDIDATE
19 INDIVIDUALLY SO SELECTED, NOTWITHSTANDING THE FACT THAT THE
20 VOTER MAY NOT HAVE INDIVIDUALLY VOTED FOR THE FULL NUMBER OF
21 CANDIDATES FOR THAT OFFICE FOR WHICH HE WAS ENTITLED TO VOTE.

22 (4) PERMITS EACH VOTER, AT OTHER THAN PRIMARY ELECTIONS, TO
23 VOTE A TICKET SELECTED FROM THE NOMINEES OF ANY AND ALL
24 POLITICAL PARTIES, FROM THE NOMINEES OF ANY AND ALL POLITICAL
25 BODIES, AND FROM ANY PERSONS WHOSE NAMES ARE NOT IN NOMINATION
26 AND DO NOT APPEAR UPON THE OFFICIAL BALLOT.

27 (5) PERMITS EACH VOTER TO VOTE FOR ANY PERSON AND ANY OFFICE
28 FOR WHOM AND FOR WHICH HE IS LAWFULLY ENTITLED TO VOTE, WHETHER
29 OR NOT THE NAME OF SUCH PERSON APPEARS UPON THE BALLOT AS A
30 CANDIDATE FOR NOMINATION OR ELECTION.

1 (6) PERMITS EACH VOTER TO VOTE FOR AS MANY PERSONS FOR ANY
2 OFFICE AS HE IS ENTITLED TO VOTE FOR AND TO VOTE FOR OR AGAINST
3 ANY QUESTION UPON WHICH HE IS ENTITLED TO VOTE AND PRECLUDES
4 EACH VOTER FROM VOTING OR FROM HAVING HIS VOTE TABULATED FOR ANY
5 CANDIDATE, OR UPON ANY QUESTION, FOR WHOM OR UPON WHICH HE IS
6 NOT ENTITLED TO VOTE.

7 (7) IF IT IS OF A TYPE THAT REGISTERS THE VOTE
8 ELECTRONICALLY, THE VOTING SYSTEM SHALL PRECLUDE EACH VOTER FROM
9 VOTING FOR MORE PERSONS FOR ANY OFFICE THAN HE IS ENTITLED TO
10 VOTE FOR OR UPON ANY QUESTION MORE THAN ONCE.

11 (8) PRECLUDES EACH VOTER FROM VOTING OR FROM HAVING HIS VOTE
12 TABULATED MORE THAN ONCE FOR ANY CANDIDATE FOR THE SAME OFFICE
13 OR UPON ANY QUESTION, EXCEPT IN DISTRICTS AND FOR OFFICES WHERE
14 CUMULATIVE VOTING IS AUTHORIZED BY LAW.

15 (9) PERMITS EACH VOTER AT A PRIMARY ELECTION TO VOTE ONLY
16 FOR THE CANDIDATES SEEKING NOMINATION BY A POLITICAL PARTY IN
17 WHICH SUCH VOTER IS REGISTERED AND ENROLLED, AND FOR ANY
18 CANDIDATE FOR NONPARTISAN NOMINATION, AND FOR ANY QUESTION UPON
19 WHICH HE IS ENTITLED TO VOTE.

20 (10) IF IT IS OF A TYPE THAT REGISTERS THE VOTE
21 ELECTRONICALLY, THE VOTING SYSTEM SHALL PERMIT EACH VOTER TO
22 CHANGE HIS VOTE FOR ANY CANDIDATE OR UPON ANY QUESTION APPEARING
23 ON THE OFFICIAL BALLOT UP TO THE TIME THAT HE TAKES THE FINAL
24 STEP TO REGISTER HIS VOTE AND TO HAVE HIS VOTE COMPUTED. IF IT
25 IS OF A TYPE THAT USES PAPER BALLOTS OR BALLOT CARDS TO REGISTER
26 THE VOTE AND AUTOMATIC TABULATING EQUIPMENT TO COMPUTE SUCH
27 VOTES, THE SYSTEM SHALL PROVIDE THAT A VOTER WHO SPOILS HIS
28 BALLOT MAY OBTAIN ANOTHER BALLOT; ANY BALLOT THUS RETURNED SHALL
29 BE IMMEDIATELY CANCELLED AND AT THE CLOSE OF THE POLLS SHALL BE
30 ENCLOSED IN AN ENVELOPE MARKED "SPOILED" WHICH SHALL BE SEALED

1 AND RETURNED TO THE COUNTY BOARD.

2 (11) IS SUITABLY DESIGNED FOR THE PURPOSE USED, IS
3 CONSTRUCTED IN A NEAT AND WORKMANLIKE MANNER OF DURABLE MATERIAL
4 OF GOOD QUALITY, IS SAFELY AND EFFICIENTLY USEABLE IN THE
5 CONDUCT OF ELECTIONS AND, WITH RESPECT TO THE COUNTING OF
6 BALLOTS CAST AT EACH DISTRICT, IS SUITABLY DESIGNED AND EQUIPPED
7 TO BE CAPABLE OF ABSOLUTE ACCURACY, WHICH ACCURACY SHALL BE
8 DEMONSTRATED TO THE SECRETARY OF THE COMMONWEALTH.

9 (12) PROVIDES ACCEPTABLE BALLOT SECURITY PROCEDURES AND
10 IMPOUNDMENT OF BALLOTS TO PREVENT TAMPERING WITH OR SUBSTITUTION
11 OF ANY BALLOTS OR BALLOT CARDS.

12 (13) WHEN PROPERLY OPERATED, RECORDS CORRECTLY AND COMPUTES
13 AND TABULATES ACCURATELY EVERY VALID VOTE REGISTERED.

14 (14) IS SAFELY TRANSPORTABLE.

15 (15) IS SO CONSTRUCTED THAT A VOTER MAY READILY LEARN THE
16 METHOD OF OPERATING IT.

17 (16) IF THE VOTING SYSTEM IS OF A TYPE WHICH PROVIDES FOR
18 THE COMPUTATION AND TABULATION OF VOTES AT THE DISTRICT LEVEL,
19 THE DISTRICT COMPONENT OF THE AUTOMATIC TABULATING EQUIPMENT
20 SHALL INCLUDE THE FOLLOWING MECHANISMS OR CAPABILITIES:

21 (I) A PUBLIC COUNTER, THE REGISTER OF WHICH IS VISIBLE FROM
22 THE OUTSIDE OF THE AUTOMATIC TABULATING EQUIPMENT COMPONENT INTO
23 WHICH THE BALLOTS ARE ENTERED, WHICH SHALL SHOW DURING ANY
24 PERIOD OF OPERATION THE TOTAL NUMBER OF BALLOTS ENTERED FOR
25 COMPUTATION AND TABULATION.

26 (II) A LOCK, OR LOCKS, BY THE USE OF WHICH ALL OPERATION OF
27 THE TABULATION ELEMENT OF THE AUTOMATIC TABULATING EQUIPMENT IS
28 ABSOLUTELY PREVENTED IMMEDIATELY AFTER THE POLLS ARE CLOSED OR
29 WHERE THE TABULATION OF VOTES IS COMPLETED.

30 (III) IT SHALL BE SO CONSTRUCTED AND CONTROLLED THAT, DURING

1 THE PROGRESS OF VOTING, IT SHALL PRECLUDE EVERY PERSON FROM
2 SEEING OR KNOWING THE NUMBER OF VOTES THERETOFORE REGISTERED FOR
3 ANY CANDIDATE OR QUESTION; AND IT SHALL PRECLUDE EVERY PERSON
4 FROM TAMPERING WITH THE TABULATING ELEMENT.

5 (IV) IF THE NUMBER OF CHOICES RECORDED FOR ANY OFFICE OR ON
6 ANY QUESTION EXCEEDS THE NUMBER FOR WHICH THE VOTER IS ENTITLED
7 TO VOTE, IT SHALL REJECT ALL CHOICES RECORDED ON THE BALLOT FOR
8 THAT OFFICE OR QUESTION, PROVIDED, THAT IF USED DURING THE
9 PERIOD OF VOTING IT MAY ALSO HAVE THE CAPACITY TO INDICATE TO A
10 VOTER THAT HE HAS IMPROPERLY VOTED FOR MORE CANDIDATES FOR ANY
11 OFFICE THAN HE IS ENTITLED TO VOTE FOR, AND IN SUCH CASE IT
12 SHALL HAVE THE CAPACITY TO PERMIT THE VOTER TO MARK A NEW BALLOT
13 OR TO FOREGO HIS OPPORTUNITY TO MAKE SUCH CORRECTION.

14 (V) IT SHALL BE EQUIPPED WITH AN ELEMENT WHICH GENERATES A
15 PRINTED RECORD AT THE BEGINNING OF ITS OPERATION WHICH VERIFIES
16 THAT THE TABULATING ELEMENTS FOR EACH CANDIDATE POSITION AND
17 EACH QUESTION AND THE PUBLIC COUNTER ARE ALL SET TO ZERO AND
18 WITH AN ELEMENT WHICH GENERATES A PRINTED RECORD AT THE FINISH
19 OF ITS OPERATION OF THE TOTAL NUMBER OF VOTERS WHOSE BALLOTS
20 HAVE BEEN TABULATED, THE TOTAL NUMBER OF VOTES CAST FOR EACH
21 CANDIDATE WHOSE NAME APPEARS ON THE BALLOT, AND THE TOTAL NUMBER
22 OF VOTES CAST FOR, OR AGAINST, ANY QUESTION APPEARING ON THE
23 BALLOT.

24 (VI) IF USED DURING VOTING HOURS, IT SHALL BE SO DESIGNED
25 THAT ONLY THOSE BALLOTS WHICH HAVE WRITE-IN CHOICES SHALL BE
26 SUBJECT TO HANDLING AFTER THE VOTER HAS CAST HIS BALLOT; ALL
27 SUCH BALLOTS SHALL BE HANDLED ONLY AT THE CLOSE OF THE POLLS AND
28 ONLY BY THE OFFICERS OF THE DISTRICT ELECTION BOARD WHO SHALL
29 VISUALLY VERIFY AND TABULATE THE WRITE-IN VOTES CAST. ALL
30 BALLOTS CONTAINING NO WRITE-IN VOTES SHALL BE SUBJECT TO FURTHER

1 HANDLING, AFTER HAVING BEEN CAST, ONLY BY ORDER OF ANY COURT OF
2 COMPETENT JURISDICTION, OR JUDGE THEREOF, IN CONNECTION WITH A
3 RECOUNT ORDERED IN ACCORDANCE WITH THE PROVISIONS OF THIS ACT,
4 OR BY DIRECTION OF ANY LEGISLATIVE COMMITTEE TO INVESTIGATE AND
5 REPORT UPON CONTESTED PRIMARIES OR ELECTIONS AFFECTED BY THE USE
6 OF SUCH MACHINES, AND SUCH DATA AND SUCH FIGURES SHALL BE
7 EXAMINED BY SUCH COMMITTEE IN THE PRESENCE OF THE OFFICER HAVING
8 CUSTODY OF SUCH BALLOTS.

9 (17) IF THE VOTING SYSTEM IS OF A TYPE WHICH PROVIDES FOR
10 THE COMPUTATION AND TABULATION OF ALL VOTES AT A CENTRAL
11 COUNTING CENTER OR IF IT PROVIDES FOR THE TABULATION OF DISTRICT
12 TOTALS AT SUCH A CENTRAL COUNTING CENTER, THE CENTRAL AUTOMATIC
13 TABULATING EQUIPMENT SHALL INCLUDE THE FOLLOWING MECHANISMS OR
14 CAPABILITIES:

15 (I) IT SHALL BE CONSTRUCTED SO THAT EVERY PERSON IS
16 PRECLUDED FROM TAMPERING WITH THE TABULATING ELEMENT DURING THE
17 COURSE OF ITS OPERATION.

18 (II) IF THE NUMBER OF CHOICES FOR ANY OFFICE OR ON ANY
19 QUESTION EXCEEDS THE NUMBER FOR WHICH THE VOTER IS ENTITLED TO
20 VOTE, IT SHALL REJECT ALL CHOICES RECORDED ON THE BALLOT FOR
21 THAT OFFICE OR QUESTION.

22 (III) IT SHALL HAVE A MEANS BY WHICH TO VERIFY THAT THE
23 TABULATING ELEMENTS FOR EACH CANDIDATE POSITION AND FOR EACH
24 QUESTION ARE ALL SET TO ZERO AND SHALL BE ABLE TO GENERATE A
25 PRINTED RECORD OF EACH ELECTION DISTRICT SHOWING THE TOTAL
26 NUMBER OF VOTERS WHOSE BALLOTS HAVE BEEN TABULATED, THE TOTAL
27 NUMBER OF VOTES CAST FOR EACH CANDIDATE WHOSE NAME APPEARS ON
28 THE BALLOT, AND THE TOTAL NUMBER OF VOTES CAST FOR, OR AGAINST,
29 ANY QUESTION APPEARING ON THE BALLOT. IT SHALL ALSO BE CAPABLE
30 OF GENERATING CUMULATIVE ELECTION REPORTS.

1 SECTION 1108-A. PAYMENT FOR MACHINES.--THE COUNTY
2 COMMISSIONERS OR SUCH OTHER AUTHORITY AS LEVIES THE TAXES FOR
3 COUNTY PURPOSES OF ANY COUNTY WHICH ADOPTS AN ELECTRONIC VOTING
4 SYSTEM SHALL, UPON THE PURCHASE, LEASE OR OTHER PROCUREMENT
5 THEREOF, PROVIDE FOR PAYMENT THEREFOR BY THE COUNTY: PROVIDED,
6 HOWEVER, THAT BONDS OR OTHER EVIDENCES OF INDEBTEDNESS MAY BE
7 ISSUED IN ACCORDANCE WITH THE PROVISIONS OF THE LOCAL GOVERNMENT
8 UNIT DEBT ACT, TO MEET ALL OR ANY APPROPRIATE PART OF THE COST
9 OF ANY SUCH SYSTEM.

10 ~~Section 1108-A~~ 1109-A. Forms.--(a) Ballot labels used in <—
11 conjunction with ballot cards shall, as far as practicable, be
12 in the same order or arrangement as provided for paper ballots
13 or voting machine ballots, except that such information may be
14 printed in vertical columns or in a number of separate pages
15 which are placed on the voting device.

16 The pages placed on the voting device ~~may~~ SHALL be of <—
17 sufficient number to include, following the listing of
18 particular candidates, the names of candidates for any
19 nonpartisan offices and any measures for which a voter may be
20 qualified to vote on a given election day, provided further that
21 for municipal, general or special elections, the first ballot
22 page shall list in the order that such political parties are
23 entitled to priority on the ballot, the names of such political
24 parties with designating arrows so as to indicate the voting
25 square or position on the ballot card where the voter may insert
26 by one mark or punch the straight party ticket of his choice.

27 In a primary election the pages placed on the voting device
28 may be arranged with the entire ballot label consisting of
29 several groups of pages, so that a separate group can be used to
30 list the names of candidates seeking nomination of each

1 qualified political party, with additional groups used to list
2 any nonpartisan offices or measures. Groups of pages may be
3 identified by color or other suitable means, and voters shall be
4 instructed to vote only for candidates of the party of their
5 choice and thereafter to vote for any nonpartisan candidates or
6 measures.

7 (b) Ballot labels shall be printed in plain clear type in
8 black ink, of such size and arrangement as to fit the
9 construction of the voting device; and they shall be printed on
10 clear white material or on material of different colors to
11 identify different ballots or parts of the ballot and in primary
12 elections to identify each political party.

13 ~~(c) In all ballot labels the titles of offices and the names~~ <—
14 ~~of candidates shall in all elections and primaries be arranged~~
15 ~~in vertical columns or in a series of separate pages. The office~~
16 ~~titles shall be printed above or at the side of the names of~~
17 ~~candidates so as to indicate clearly the candidates for each~~
18 ~~office and the number to be elected. All candidates for one~~
19 ~~office shall be grouped on one page. In case there are more~~
20 ~~candidates for an office than can be printed in one column or on~~
21 ~~one ballot page, the ballot label shall be clearly marked that~~
22 ~~the list of candidates is continued on the following column or~~
23 ~~page, and so far as possible, the same number of names shall be~~
24 ~~printed on each column or page. In partisan elections the party~~
25 ~~designation of each candidate shall be printed to the right or~~
26 ~~below the candidate's name. Arrows may be used to indicate the~~
27 ~~place to vote for each candidate and on each measure.~~

28 (C) ON ALL BALLOT LABELS THE TITLES OF OFFICES AND THE NAMES <—
29 OF CANDIDATES SHALL IN ALL ELECTIONS BE ARRANGED IN COLUMNS OR
30 ROWS IN A SERIES OF SEPARATE PAGES AND, IN PRIMARY ELECTIONS,

1 THE NAMES OF CANDIDATES FOR AN OFFICE SHALL APPEAR IN THE ORDER
2 THAT WAS ESTABLISHED UNDER THE PROVISIONS OF SECTIONS 915 AND
3 916. THE OFFICE TITLES SHALL BE PRINTED ABOVE OR AT THE SIDE OF
4 THE NAMES OF CANDIDATES SO AS TO INDICATE CLEARLY THE CANDIDATES
5 FOR EACH OFFICE AND THE NUMBER TO BE ELECTED. IN PARTISAN
6 ELECTIONS THE PARTY DESIGNATION OF EACH CANDIDATE SHALL BE
7 PRINTED TO THE RIGHT OR BELOW THE CANDIDATE'S NAME. ALL
8 CANDIDATES FOR ONE OFFICE SHALL BE GROUPED ON ONE PAGE WHERE
9 PRACTICAL; IN CASE THERE ARE MORE CANDIDATES FOR AN OFFICE THAN
10 CAN BE PRINTED IN ONE COLUMN OR ON ONE BALLOT PAGE, THE BALLOT
11 LABEL SHALL CLEARLY INDICATE THAT THE LIST OF CANDIDATES IS
12 CONTINUED ON THE FOLLOWING COLUMN OR PAGE, AND SO FAR AS
13 POSSIBLE, THE SAME NUMBER OF NAMES SHALL BE PRINTED ON EACH
14 COLUMN OR PAGE. ARROWS MAY BE USED TO INDICATE THE PLACE TO VOTE
15 FOR EACH CANDIDATE AND FOR OR AGAINST EVERY QUESTION PRESENTED.

16 (d) In partisan elections the ballot cards shall include a
17 voting square or position whereby the voter may by one punch
18 record a straight party ticket vote for all the candidates of
19 one party or may vote a split ticket for the candidates of his
20 choice.

21 (e) In primary elections, the Secretary of the Commonwealth
22 shall choose a color for each party eligible to have candidates
23 on the ballot and a separate color for independent voters. The
24 ballot cards or paper ballots and ballot pages shall be printed
25 on card or paper stock of the color of the party of the voter
26 and the appropriate party affiliation or independent status
27 shall be printed on the ballot card or at the top of the paper
28 ballot and on the ballot pages.

29 ~~(f) Ballot cards shall be of the size, design and stock~~
30 ~~suitable for processing by automatic data processing machines.~~

<—

1 ~~Each ballot card shall have an attached serially numbered~~
2 ~~perforated stub, which shall be removed by an election officer~~
3 ~~before it is deposited in the ballot box. The name of the~~
4 ~~county, the words "official ballot," and a facsimile of the~~
5 ~~signature of the members of the county board shall be printed on~~
6 ~~the ballot card stub.~~

7 (F) BALLOT CARDS, OR THE PORTION THEREOF ON WHICH THE VOTER <—
8 REGISTERS HIS VOTE, SHALL BE OF A SIZE, DESIGN AND STOCK
9 SUITABLE FOR PROCESSING BY THE AUTOMATIC TABULATING EQUIPMENT
10 USED IN THE VOTING SYSTEM. EACH BALLOT CARD SHALL HAVE AN
11 ATTACHED SERIALLY NUMBERED PERFORATED STUB, WHICH SHALL BE
12 REMOVED BY AN ELECTION OFFICER BEFORE THE BALLOT CARD IS
13 DEPOSITED IN THE DISTRICT AUTOMATIC TABULATING EQUIPMENT OR IN A
14 SECURE BALLOT BOX. THE NAME OF THE COUNTY, AND A FACSIMILE OF
15 THE SIGNATURE OF THE MEMBERS OF THE COUNTY BOARD SHALL BE
16 PRINTED ON THE BALLOT CARD STUB.

17 (g) Sample ballots, which shall be facsimile copies of the
18 official ballot or ballot labels, shall be provided and posted
19 in each polling place on election day as required by law. Sample
20 ballots may be printed on a single page or on a number of pages
21 stapled together.

22 ~~(h) In primaries and elections in which voters are~~ <—
23 ~~authorized to vote for persons whose names do not appear on the~~
24 ~~ballot, a separate write in ballot, which may be in the form of~~
25 ~~a paper ballot, card or envelope in which the voter places his~~
26 ~~ballot card after voting, shall be provided to permit voters to~~
27 ~~write in the title of the office and the name of the person or~~
28 ~~persons for whom he wishes to vote.~~

29 ~~Section 1109 A. Polling Places; Supplies. (a) Prior to any~~
30 ~~election or primary at which electronic voting devices are used,~~

~~1 the county board shall have the voting devices, voting booths,~~
~~2 ballots, ballot boxes, ballot labels, ballot cards, write in~~
~~3 ballots and such other records and supplies as required:~~
~~4 Provided, that in the event the electronic voting system is of~~
~~5 the type that provides for vote tabulation at the polling place,~~
~~6 the county board shall deliver, at least one hour before the~~
~~7 time set for the opening of the polls at each primary or~~
~~8 election, such vote tabulator and shall position the same for~~
~~9 proper use. Whereupon, such tabulator shall remain locked and~~
~~10 sealed until the examination and tests of sample ballot cards~~
~~11 immediately preceding its use, as prescribed by this act:~~
~~12 provided further, that prior to the delivery of the automatic~~
~~13 vote tabulator to the polling place the county election board~~
~~14 shall make a certificate stating:~~

~~15 (1) The identifying number and election district designation~~
~~16 of the tabulator;~~

~~17 (2) That the tabulator has been correctly set up and~~
~~18 instructed for the particular election district designated;~~

~~19 (3) That the automatic vote tabulator was tested to~~
~~20 ascertain that it will accurately count the votes cast for all~~
~~21 offices and all measures;~~

~~22 (4) That the offices and measures correspond in all respects~~
~~23 with the ballot labels assigned to such particular election~~
~~24 district;~~

~~25 (5) That the mechanism for printing the return sheets is~~
~~26 functioning correctly; and~~

~~27 (6) The number on the seal with which the tabulator is~~
~~28 sealed.~~

~~29 (b) Unless the voting device enables the voter to mark his~~
~~30 choices in secret, the county board shall provide voting booths~~

~~for each voting district, which shall be of a size and design so as to enable the voter to mark his ballot in secret. The board shall determine the number of voting devices and voting booths to be provided.~~

~~Section 1110 A. Preparation; Voting Instructions. (a) The district election board shall arrive at the polling place thirty minutes before the opening of the polls, open the voting devices, and examine them to see that they are in proper working order. They shall open and check the ballots, supplies, records and forms, and post the sample ballots and instruction to voters.~~

~~(b) Each voter shall be instructed how to operate the voting device before he enters the voting booth. If any voter, after entering the voting machine booth and before the closing of such booth, shall ask for further instructions concerning the manner of voting, any one of the election officers may give him such instructions, but no person giving a voter such instructions shall in any manner request, suggest or seek to persuade or induce any such elector to vote any particular ticket or for any particular candidate or for or against any particular question. After giving such instructions, and before the elector closes the booth or votes, the election officer shall retire, and the elector shall forthwith vote.~~

~~(c) Any voter who spoils his paper ballot or ballot card may return it and secure another. The word "spoiled" shall be written across the face of the ballot and it shall be placed in the envelope for spoiled ballots.~~

~~(d) After the voter has marked his paper ballot or ballot card, he shall place the ballot inside the envelope provided for this purpose and return it to the election officer, who shall~~

~~remove the stub and deposit the envelope with the ballot inside the ballot box. No ballot card from which the stub has been detached shall be accepted by the election officer in charge of the ballot box, but it shall be marked "spoiled" and placed with the spoiled ballot cards.~~

~~(c) As soon as the polls have been closed and the last qualified voter has voted, all unused ballots shall be placed in a container and sealed for return to the county board. The ballot box shall be opened, and any ballots containing write in votes shall be separated, counted, and tabulated on a standard form provided for this purpose. If the voter has cast more votes for an office than he is entitled to vote for that office as a result of the write in vote, the entire vote cast for that office shall be declared void, and shall not be counted. Any such ballots shall be returned with the reporting form for write in vote tabulation with proper notation to the election board at the counting center to disregard all votes cast for such office on such ballot card, and placed in the ballot container with all other voted ballots for delivery to the counting center, and the voting devices shall be placed in their containers for returning to the county board.~~

~~(f) The election officers shall prepare a report of the number of voters who have voted, as indicated by the poll list, and shall place the original copy of this report in the ballot container for delivery to the counting center, which shall then be sealed so that no additional ballots may be deposited or removed. The duplicate copy of this report shall be returned to the election board with other records. The judge of election and minority inspector shall forthwith deliver the ballot container to the counting center or other designated place. The county~~

~~board may provide that the ballots shall be picked up at the polling places by two authorized election deputies of opposite parties.~~

~~Section 1111 A. Voting; Returns. (a) Prior to the start of the counting of the ballots, the board of elections shall have the automatic tabulating equipment tested to ascertain that it will accurately count the votes cast for all offices and all measures. Public notice of the time and place of the test shall be given at least forty eight hours prior to it by publication once in one or more daily or weekly newspaper published in the county, city or jurisdiction where the equipment is used, if a newspaper is published there, otherwise in a newspaper of general circulation there. The test shall be conducted by processing a preaudited group of paper ballots or ballot cards on which are recorded a predetermined number of valid votes for each candidate and on each measure and shall include for each office one or more ballots which have votes in excess of the number allowed by law in order to test the ability of the automatic tabulating equipment to reject such votes. In such test a different number of valid votes shall be assigned to each candidate for an office, and for and against each measure. If any error is detected, the cause of it shall be ascertained and corrected and an errorless count shall be made and certified to by the board before the count is started. The tabulating equipment shall pass the same test at the conclusion of the count before the election returns are approved as official. On completion of the count, the programs, test materials, and ballots shall be sealed and retained as provided for paper ballots.~~

~~(b) All proceedings at the counting center shall be under~~

~~the direction of the county board or persons designated by it and shall be conducted under the observation of the public, but no persons except those authorized for the purpose shall touch any ballot or ballot card or return. All persons who are engaged in processing and counting of the ballots shall be deputized and take an oath that they will faithfully perform their assigned duties.~~

~~Each political party or political body represented on the ballot may have one technically qualified person, authorized by the county chairman, and deputized by the county board present during the testing of equipment and actual counting of the ballots. Such persons shall be allowed to make independent tests of the equipment prior to, during, and following the vote count; however, such testing shall in no way interfere with the official tabulation of the ballots. In addition, each political party or political body shall be entitled to have watchers at the counting center in sufficient number, to be determined by the board, as to permit accurate observance of the receipt, handling, duplication, and processing of all ballots.~~

~~If any ballot is damaged or defective so that it cannot properly be counted by the automatic tabulating equipment, a true duplicate copy shall be made and substituted for the damaged ballot. All duplicate ballots shall be clearly labeled "duplicate," and shall bear a serial number which shall be recorded on the damaged or defective ballot. The election board may prior to the conduct of the official count conduct an unofficial count in order to provide early unofficial returns to the public.~~

~~(c) The return printed by the automatic tabulating equipment, to which have been added write in and absentee votes,~~

~~shall, when certified by the election board constitute the official return of each voting district. This board may from time to time release unofficial returns. Upon completion of the count, the official returns shall be open to the public.~~

~~(d) If for any reason it becomes impracticable to count all or a part of the ballots with tabulating equipment, the board may direct that they be counted manually, following as far as practicable the provisions governing the counting of paper ballots.~~

~~(e) The election board may report the progress of the count for each candidate during the actual counting of ballots after the polls are closed.~~

~~(f) Notwithstanding the foregoing provisions of this section, nothing contained in this section shall prevent counties wherein automatic vote tabulating equipment is used at polling places, from generating the returns from each election district for input into a centralized counting system.~~

~~Section 1112 A. Absentee Ballots. Absentee votes may be cast on paper ballots or ballot cards, or both methods may be used. Such ballots shall first be counted for write in votes by the election officers provided in accordance with subsection (e) of section 1110 A of this act and then either hand counted or automatically counted on the electronic system, whichever is most convenient. Such ballots may be counted at the counting center. A true copy of absentee paper ballots may be made on ballot cards, which after being duly verified in the presence of witnesses, shall be counted in the same manner as other ballot cards. These true copies may be made no earlier than the opening of the polls on election day. Counting of absentee ballots or the true copies may begin no earlier than the time set forth in~~

1 ~~this act for the closing of the polls.~~

2 ~~Section 1113 A. Ballots and Ballot Labels; Dispositions.~~

3 ~~Upon completion of the count, all ballot cards, absentee~~
4 ~~ballots, write in ballots and paper ballots shall be securely~~
5 ~~packaged, suitably labeled and sealed, and delivered to the~~
6 ~~election board. The board shall likewise package and seal a true~~
7 ~~copy of the ballot label used in each voting district.~~

8 ~~Thereafter these packages are to be retained and disposed of in~~
9 ~~the same manner as ballots and related materials are disposed of~~
10 ~~under the provisions of this act.~~

11 ~~The board shall likewise package and retain all tabulating~~
12 ~~cards and other materials used in the programming of the~~
13 ~~automatic tabulating equipment but may have access to these~~
14 ~~tabulating cards and other materials. It shall not alter or make~~
15 ~~changes to these materials, but may make copies of them and make~~
16 ~~changes to the copies. Within twelve months after the election~~
17 ~~in which they were used, the board may dispose of these~~
18 ~~materials or not, as it sees fit.~~

19 ~~SECTION 1110-A. SUPPLIES; PREPARATION OF THE VOTING SYSTEM~~ <—
20 ~~AND OF POLLING PLACES.--(A) PRIOR TO ANY ELECTION IN WHICH AN~~
21 ~~ELECTRONIC VOTING SYSTEM IS TO BE USED, THE COUNTY BOARD OF~~
22 ~~ELECTIONS SHALL FURNISH TO EACH ELECTION DISTRICT, AT THE~~
23 ~~EXPENSE OF THE COUNTY, THE ELEMENTS OF SUCH VOTING SYSTEM,~~
24 ~~INCLUDING VOTING DEVICES, AUTOMATIC TABULATING EQUIPMENT, BALLOT~~
25 ~~BOXES, BALLOT LABELS, BALLOTS, BALLOT ENVELOPES, FORMS OF~~
26 ~~CERTIFICATES, RETURNS AND OTHER RECORDS AND SUPPLIES, AS ARE~~
27 ~~NECESSARY FOR THE PROPER OPERATION OF THE VOTING SYSTEM AT THE~~
28 ~~ELECTION DISTRICT LEVEL OR AS ARE REQUIRED UNDER THE PROVISIONS~~
29 ~~OF THIS ACT, ALL OF WHICH SHALL BE IN THE FORM AND ACCORDING TO~~
30 ~~THE SPECIFICATIONS PRESCRIBED FROM TIME TO TIME BY THE SECRETARY~~

1 OF THE COMMONWEALTH.

2 (B) UNLESS THE VOTING DEVICE ITSELF ENABLES THE VOTER TO
3 REGISTER HIS VOTE IN SECRET, THE COUNTY BOARD OF ELECTIONS SHALL
4 PROVIDE VOTING BOOTHS FOR EACH ELECTION DISTRICT, WHICH SHALL BE
5 OF A SIZE AND DESIGN WHICH SHALL ENABLE THE VOTER TO REGISTER
6 HIS VOTE IN SECRET. THE COUNTY BOARD SHALL DETERMINE THE NUMBER
7 OF VOTING DEVICES AND VOTING BOOTHS TO BE PROVIDED IN EACH SUCH
8 DISTRICT IN ORDER TO SATISFY THE MINIMUM CAPACITY STANDARDS
9 PRESCRIBED BY THE SECRETARY OF THE COMMONWEALTH.

10 (C) THE COUNTY BOARD OF ELECTIONS SHALL APPOINT A CUSTODIAN
11 OF THE ELECTRONIC VOTING SYSTEM AND SUCH DEPUTY CUSTODIANS AS
12 MAY BE NECESSARY, AND IT SHALL BE THE DUTY OF SUCH CUSTODIANS TO
13 PREPARE THE VOTING SYSTEM AND ALL OF ITS COMPONENTS FOR USE IN
14 ANY ELECTION IN WHICH SUCH SYSTEM IS EMPLOYED. EACH CUSTODIAN
15 AND DEPUTY CUSTODIAN SHALL RECEIVE FROM THE COUNTY, FOR EACH DAY
16 HE IS ACTUALLY EMPLOYED UNDER THE PROVISIONS OF THIS ACT, SUCH
17 COMPENSATION AS SHALL BE FIXED BY THE COUNTY BOARD OF ELECTIONS.
18 SUCH CUSTODIAN SHALL, UNDER THE DIRECTION OF THE COUNTY BOARD OF
19 ELECTIONS, HAVE CHARGE OF AND REPRESENT THE COUNTY ELECTION
20 BOARD DURING THE PREPARATION OF THE ELECTRONIC VOTING SYSTEM AS
21 REQUIRED BY THIS ACT, AND HE AND THE DEPUTY CUSTODIANS, WHOSE
22 DUTY IT SHALL BE TO ASSIST HIM IN THE DISCHARGE OF HIS DUTIES,
23 SHALL SERVE AT THE PLEASURE OF THE COUNTY BOARD OF ELECTIONS.
24 EACH CUSTODIAN SHALL TAKE THE CONSTITUTIONAL OATH OF OFFICE,
25 WHICH SHALL BE FILED WITH THE COUNTY BOARD OF ELECTIONS.

26 (D) ON OR BEFORE THE FORTIETH DAY PRECEDING ANY ELECTION,
27 THE COUNTY BOARD OF ELECTIONS SHALL MAIL TO THE CHAIRMAN OF THE
28 COUNTY COMMITTEE OF EACH POLITICAL PARTY WHICH SHALL BE ENTITLED
29 UNDER EXISTING LAWS TO PARTICIPATE IN PRIMARY ELECTIONS WITHIN
30 THE COUNTY, AND TO THE CHAIRMAN OR PRESIDING OFFICER OF ANY

ORGANIZATION OF CITIZENS WITHIN THE COUNTY WHICH HAS AS ITS
PURPOSE OR AMONG ITS PURPOSES THE INVESTIGATION OR PROSECUTION
OF ELECTION FRAUDS AND WHICH HAS REGISTERED ITS NAME AND ADDRESS
AND THE NAMES OF ITS PRINCIPAL OFFICERS WITH THE COUNTY BOARD OF
ELECTIONS AT LEAST FIFTY DAYS BEFORE THE ELECTION, A WRITTEN
NOTICE STATING THE TIMES WHEN AND THE PLACE OR PLACES WHERE
PREPARATION OF THE SYSTEM AND ITS COMPONENTS FOR USE IN THE
SEVERAL ELECTION DISTRICTS IN THE COUNTY WILL BE STARTED. ONE
REPRESENTATIVE OF EACH SUCH POLITICAL PARTY, CERTIFIED BY THE
RESPECTIVE CHAIRMAN OF THE COUNTY COMMITTEE OF SUCH PARTY, AND
ONE REPRESENTATIVE OF EACH SUCH ORGANIZATION OF CITIZENS,
CERTIFIED BY THE RESPECTIVE CHAIRMAN OR PRESIDING OFFICER OF
SUCH ORGANIZATION SHALL BE ENTITLED TO BE PRESENT DURING THE
PREPARATION OF THE VOTING SYSTEM AND ITS COMPONENTS AND TO SEE
THAT THEY ARE PROPERLY PREPARED AND ARE IN PROPER CONDITION AND
ORDER FOR USE: PROVIDED, HOWEVER, THAT SUCH REPRESENTATIVES
SHALL NOT INTERFERE WITH THE PREPARATION OF THE SYSTEM AND ITS
COMPONENTS, AND THE COUNTY BOARD MAY MAKE REASONABLE RULES AND
REGULATIONS GOVERNING THE CONDUCT OF SUCH REPRESENTATIVES.

(E) PRIOR TO THE DELIVERY OF ANY AUTOMATIC TABULATING
EQUIPMENT TO ANY ELECTION DISTRICT THE COUNTY BOARD OF ELECTIONS
SHALL EXAMINE OR CAUSE TO HAVE EXAMINED SUCH EQUIPMENT AND SHALL
MAKE A CERTIFICATE STATING:

(1) THE IDENTIFYING NUMBER AND ELECTION DISTRICT DESIGNATION
OF THE EQUIPMENT;

(2) THAT THE EQUIPMENT IS SUITABLE FOR USE IN THE PARTICULAR
ELECTION DISTRICT DESIGNATED;

(3) THAT THE EQUIPMENT HAS BEEN TESTED TO ASCERTAIN THAT IT
WILL ACCURATELY COMPUTE THE VOTES CAST FOR ALL OFFICES AND ALL
QUESTIONS;

1 (4) THAT THE OFFICES AND QUESTIONS ON THE OFFICIAL BALLOT
2 CORRESPOND IN ALL RESPECTS WITH THE BALLOT LABELS ASSIGNED TO
3 SUCH PARTICULAR ELECTION DISTRICT;

4 (5) THAT THE ELEMENT WHICH GENERATES A PRINTED RECORD THAT
5 THE PUBLIC COUNTER AND THE TABULATING ELEMENT FOR EACH CANDIDATE
6 POSITION AND EACH QUESTION ARE ALL SET AT ZERO AND WHICH
7 GENERATES A PRINTED RECORD OF THE RESULTS OF THE ELECTION IS
8 FUNCTIONING CORRECTLY AND;

9 (6) THE NUMBER ON THE SEAL WITH WHICH THE EQUIPMENT IS
10 SEALED.

11 (F) AT LEAST ONE HOUR BEFORE THE TIME SET FOR THE OPENING OF
12 THE POLLS AT EACH ELECTION, THE COUNTY BOARD OF ELECTIONS SHALL
13 DELIVER TO EACH ELECTION DISTRICT ANY DISTRICT COMPONENTS OF THE
14 ELECTRONIC VOTING SYSTEM AND ANY SUPPLIES NECESSARY TO PREPARE
15 THE AUTOMATIC TABULATING EQUIPMENT FOR OPERATION IN THE
16 DISTRICT, AND THEY SHALL POSITION SUCH AUTOMATIC TABULATING
17 EQUIPMENT FOR PROPER USE IN VOTING. ANY TABULATING EQUIPMENT SO
18 PLACED SHALL REMAIN LOCKED AND SEALED UNTIL ITS EXAMINATION AND
19 PREPARATION IMMEDIATELY PRECEDING ITS USE AS PRESCRIBED BY THIS
20 ACT.

21 (G) THE MEMBERS OF THE DISTRICT ELECTION BOARD SHALL ARRIVE
22 AT THE POLLING PLACE AT LEAST ONE-HALF HOUR BEFORE THE OPENING
23 OF THE POLLS. PRIOR TO THE COMMENCEMENT OF THE ELECTION, THE
24 DISTRICT ELECTION BOARD SHALL INSPECT THE DISTRICT COMPONENTS OF
25 THE ELECTRONIC VOTING SYSTEM TO SEE THAT THEY ARE IN PROPER
26 WORKING ORDER, AND THEY SHALL CHECK ALL BALLOTS, SUPPLIES,
27 RECORDS AND FORMS AND SHALL POST THE SAMPLE BALLOTS, THE CARDS
28 OF INSTRUCTION AND THE NOTICES OF PENALTIES. IF THE VOTING
29 SYSTEM PROVIDES FOR THE INITIAL COMPUTATION AND TABULATION OF
30 VOTES AT THE DISTRICT LEVEL DURING VOTING HOURS, THE DISTRICT

1 ELECTION BOARD SHALL ALSO BREAK THE SEAL ON THE AUTOMATIC
2 TABULATING EQUIPMENT AND INSURE THAT THE EQUIPMENT IS PROPERLY
3 PREPARED FOR THE PARTICULAR ELECTION DISTRICT DESIGNATED, AND
4 THE DISTRICT BOARD SHALL THEN DETERMINE THAT THE TABULATING
5 ELEMENT FOR EACH CANDIDATE POSITION AND FOR EACH QUESTION AND
6 THE PUBLIC COUNTER ARE ALL SET TO ZERO. IF THE SYSTEM PROVIDES
7 FOR TABULATION OF BALLOTS AFTER THE POLLS ARE CLOSED, SUCH TEST
8 SHALL BE CONDUCTED IMMEDIATELY PRIOR TO ITS ACTUAL USE. IF ANY
9 SUCH ELEMENT OR COUNTER IS NOT SET TO ZERO, THE DISTRICT
10 ELECTION BOARD SHALL IMMEDIATELY NOTIFY THE COUNTY BOARD OF
11 ELECTIONS WHICH SHALL FORTHWITH CAUSE ONE OF ITS REPRESENTATIVES
12 TO ASCERTAIN AND CORRECT ANY ERROR. THEREUPON, A ZERO PRINT-OUT
13 SHEET OR AN APPROPRIATE CERTIFICATE BY THE DISTRICT ELECTION
14 BOARD REFLECTING ITS EXAMINATION SHALL BE POSTED ON THE WALL OF
15 THE POLLING PLACE BY THE DISTRICT ELECTION BOARD AND SUCH SHEET
16 OR CERTIFICATE SHALL REMAIN POSTED UNTIL THE POLLS ARE CLOSED.
17 AT THE CLOSE OF THE POLLS, THE DISTRICT ELECTION BOARD SHALL
18 DELIVER SUCH SHEET OR CERTIFICATE TOGETHER WITH THE ELECTION
19 RETURNS TO THE COUNTY BOARD OF ELECTIONS.

20 SECTION 1111-A. INSTRUCTION OF VOTERS.--(A) DURING THE
21 THIRTY DAYS NEXT PRECEDING AN ELECTION AT WHICH ANY ELECTRONIC
22 VOTING SYSTEM IS TO BE USED, THE COUNTY BOARD OF ELECTIONS SHALL
23 PLACE ON PUBLIC EXHIBITION, IN SUCH PUBLIC PLACES AND IN SUCH
24 QUANTITY AND AT SUCH TIMES AS IT SHALL DEEM MOST SUITABLE FOR
25 THE INSTRUCTION AND INFORMATION OF THE VOTERS OF THE COUNTY,
26 THOSE COMPONENTS OF THE ELECTRONIC VOTING SYSTEM WHICH ARE USED
27 BY THE VOTER, CONTAINING SO FAR AS MAY BE PRACTICABLE, BALLOT
28 LABELS SHOWING THE OFFICES AND QUESTIONS TO BE VOTED UPON, THE
29 NAMES AND ARRANGEMENT OF THE PARTIES AND THE NAMES AND
30 ARRANGEMENT OF THE CANDIDATES TO BE VOTED FOR. SUCH COMPONENTS

1 SHALL BE UNDER THE CHARGE AND CARE OF A PERSON COMPETENT AS
2 CUSTODIAN AND INSTRUCTOR. NO VOTING SYSTEM COMPONENT WHICH IS
3 ASSIGNED FOR USE IN AN ELECTION SHALL BE USED FOR SUCH PUBLIC
4 EXHIBITION AND INSTRUCTION AFTER HAVING BEEN PREPARED AND SEALED
5 FOR THE ELECTION.

6 (B) AT THE POLLING PLACE ON THE DAY OF THE ELECTION, EACH
7 VOTER WHO DESIRES SHALL BE INSTRUCTED, BY MEANS OF APPROPRIATE
8 DIAGRAMS AND A MODEL, IN THE OPERATION OF THE VOTING DEVICE
9 BEFORE HE ENTERS THE VOTING BOOTH. IF ANY VOTER SHALL ASK FOR
10 FURTHER INSTRUCTIONS CONCERNING THE MANNER OF VOTING AFTER
11 ENTERING THE VOTING BOOTH, ANY ELECTION OFFICER MAY GIVE HIM
12 AUDIBLE INSTRUCTIONS WITHOUT ENTERING SUCH BOOTH, BUT NO SUCH
13 ELECTION OFFICER SHALL WHEN GIVING SUCH INSTRUCTIONS IN ANY
14 MANNER REQUEST, SUGGEST OR SEEK TO PERSUADE OR INDUCE ANY SUCH
15 VOTER TO VOTE ANY PARTICULAR TICKET OR FOR ANY PARTICULAR
16 CANDIDATE OR OTHER PERSON OR FOR OR AGAINST ANY PARTICULAR
17 QUESTION.

18 SECTION 1112-A. ELECTION DAY PROCEDURES AND THE PROCESS OF
19 VOTING.--(A) IN AN ELECTION DISTRICT WHICH USES AN ELECTRONIC
20 VOTING SYSTEM IN WHICH VOTES ARE REGISTERED ELECTRONICALLY, THE
21 FOLLOWING PROCEDURES WILL BE APPLICABLE FOR THE CONDUCT OF THE
22 ELECTION AT THE ELECTION DISTRICT:

23 (1) AT PRIMARY ELECTIONS, THE ELECTION OFFICER IN CHARGE
24 SHALL ADJUST THE VOTING SYSTEM BEFORE THE VOTER RECORDS ANY VOTE
25 SO THAT THE VOTER WILL ONLY BE ABLE TO REGISTER A VOTE FOR
26 CANDIDATES ON THE BALLOT OF THE PARTY IN WHICH HE IS REGISTERED
27 AND ENROLLED OR FOR PERSONS WHOSE NAMES ARE NOT ON THE OFFICIAL
28 BALLOT, FOR CANDIDATES FOR NONPARTISAN NOMINATIONS, IF ANY, AND
29 FOR ANY QUESTIONS UPON WHICH HE IS ENTITLED TO VOTE.

30 (2) AT PRIMARY ELECTIONS, THE VOTER SHALL VOTE FOR EACH

1 CANDIDATE INDIVIDUALLY BY OPERATING THE KEY, HANDLE, POINTER,
2 KNOB OR BUTTON, UPON OR ADJACENT TO WHICH THE NAME OF SUCH
3 CANDIDATE IS PLACED. AT ALL OTHER ELECTIONS, HE MAY VOTE FOR
4 EACH CANDIDATE INDIVIDUALLY BY OPERATING THE KEY, HANDLE,
5 POINTER, KNOB OR BUTTON, UPON OR ADJACENT TO WHICH THE NAMES OF
6 CANDIDATES OF HIS CHOICE ARE PLACED, OR HE MAY VOTE A STRAIGHT
7 POLITICAL PARTY TICKET IN ONE OPERATION BY OPERATING THE
8 STRAIGHT POLITICAL PARTY MECHANISM OF THE POLITICAL PARTY OR
9 POLITICAL BODY OF HIS CHOICE. HE MAY ALSO, AFTER HAVING OPERATED
10 THE STRAIGHT PARTY MECHANISM AND BEFORE RECORDING HIS VOTE,
11 CANCEL THE VOTE FOR ANY CANDIDATE OF SUCH POLITICAL PARTY OR
12 POLITICAL BODY BY DEACTIVATING THE INDIVIDUAL KEY, HANDLE,
13 POINTER, KNOB OR BUTTON OF SUCH CANDIDATE, AND MAY THEREUPON
14 VOTE FOR A CANDIDATE OF ANOTHER PARTY, OR POLITICAL BODY FOR THE
15 SAME OFFICE BY OPERATING THE KEY, HANDLE, POINTER, KNOB OR
16 BUTTON UPON OR ADJACENT TO WHICH THE NAME OF SUCH CANDIDATE
17 APPEARS. IN THE CASE OF A QUESTION SUBMITTED TO THE VOTE OF THE
18 ELECTORS, THE ELECTOR SHALL OPERATE THE KEY, HANDLE, POINTER,
19 KNOB OR BUTTON CORRESPONDING TO THE ANSWER WHICH HE DESIRES TO
20 GIVE.

21 (3) A VOTER MAY, AT ANY PRIMARY OR OTHER ELECTION, VOTE FOR
22 ANY PERSON FOR ANY OFFICE FOR WHICH HIS NAME DOES NOT APPEAR
23 UPON THE BALLOT LABEL AS A CANDIDATE, BY MARKING THE WRITE-IN
24 POSITION FOR THE OFFICE IN QUESTION AND BY WRITING THE
25 IDENTIFICATION OF THE OFFICE AND THE NAME OF SUCH PERSON IN OR
26 UPON THE APPROPRIATE RECEPTACLE OR DEVICE PROVIDED IN OR ON THE
27 VOTING DEVICE FOR THAT PURPOSE, AND IN NO OTHER MANNER. WHERE
28 TWO OR MORE PERSONS ARE TO BE ELECTED TO THE SAME OFFICE, AND
29 THE NAME OF EACH CANDIDATE IS PLACED UPON OR ADJACENT TO A
30 SEPARATE KEY, HANDLE, POINTER, KNOB OR BUTTON, AND THE VOTING

DEVICE REQUIRES THAT ALL WRITE-IN VOTES VOTED FOR THAT OFFICE BE WRITTEN IN OR UPON A SINGLE RECEPTACLE OR DEVICE, AN ELECTOR MAY VOTE IN OR BY SUCH RECEPTACLE OR DEVICE FOR ONE OR MORE PERSONS WHOSE NAMES DO NOT APPEAR UPON THE BALLOT LABEL WITH OR WITHOUT THE NAMES OF ONE OR MORE PERSONS WHOSE NAMES DO SO APPEAR. WITH THESE EXCEPTIONS, NO WRITE-IN VOTE SHALL BE CAST ON A VOTING DEVICE FOR ANY PERSON FOR ANY OFFICE, WHOSE NAME APPEARS ON THE BALLOT LABEL AS A CANDIDATE FOR THAT OFFICE, AND ANY BALLOT SO CAST SHALL BE VOID AND NOT COUNTED.

(4) AT ANY GENERAL ELECTION AT WHICH PRESIDENTIAL ELECTORS ARE TO BE CHOSEN, EACH ELECTOR SHALL BE PERMITTED TO VOTE BY ONE OPERATION FOR ALL THE PRESIDENTIAL ELECTORS OF A POLITICAL PARTY OR POLITICAL BODY. FOR EACH PARTY OR BODY NOMINATING PRESIDENTIAL ELECTORS, A BALLOT LABEL SHALL BE PROVIDED CONTAINING ONLY THE WORDS "PRESIDENTIAL ELECTORS," PRECEDED BY THE NAMES OF THE PARTY OR BODY AND FOLLOWED BY THE NAMES OF THE CANDIDATES THEREOF FOR THE OFFICE OF PRESIDENT AND VICE-PRESIDENT, AND THE CORRESPONDING COUNTER OR REGISTERING DEVICE SHALL REGISTER VOTES CAST FOR SAID ELECTORS WHEN THUS VOTED FOR COLLECTIVELY. IF ANY ELECTOR DESIRES TO VOTE A TICKET FOR PRESIDENTIAL ELECTORS MADE UP OF THE NAMES OF PERSONS NOMINATED BY DIFFERENT PARTIES OR BODIES, OR PARTIALLY OF NAMES OF PERSONS SO IN NOMINATION AND PARTIALLY OF NAMES OF PERSONS NOT IN NOMINATION BY ANY PARTY OR BODY, HE MAY WRITE OR DEPOSIT A PAPER BALLOT PREPARED BY HIMSELF IN THE RECEPTACLE PROVIDED IN OR ON THE VOTING DEVICE FOR THE PURPOSE. THE VOTING DEVICE SHALL BE SO CONSTRUCTED THAT IT WILL NOT BE POSSIBLE FOR ANY ONE VOTER TO VOTE A STRAIGHT PARTY TICKET FOR PRESIDENTIAL ELECTORS AND AT THE SAME TIME TO DEPOSIT A BALLOT FOR PRESIDENTIAL ELECTORS IN A RECEPTACLE AS HEREINABOVE PROVIDED. WHEN THE VOTES FOR

PRESIDENTIAL ELECTORS ARE COUNTED, THE VOTES APPEARING UPON THE
COUNTER OR REGISTERING DEVICE CORRESPONDING TO THE BALLOT LABEL
CONTAINING THE NAMES OF THE CANDIDATES FOR PRESIDENT AND VICE-
PRESIDENT OF ANY PARTY OR BODY SHALL BE COUNTED AS VOTES FOR
EACH OF THE CANDIDATES FOR PRESIDENTIAL ELECTOR OF SUCH PARTY OR
BODY, AND THEREUPON ALL CANDIDATES FOR PRESIDENTIAL ELECTOR
SHALL BE CREDITED, IN ADDITION, WITH THE VOTES CAST FOR THEM
UPON THE BALLOTS DEPOSITED IN THE MACHINE, AS HEREINABOVE
PROVIDED.

(5) AS SOON AS THE ELECTOR HAS ADJUSTED THE VOTING DEVICE SO
THAT IT WILL RECORD HIS CHOICES FOR THE VARIOUS CANDIDATES TO BE
VOTED FOR, AND HIS ANSWERS TO THE VARIOUS QUESTIONS SUBMITTED,
HE SHALL OPERATE THE RECORDING MECHANISM OF THE VOTING DEVICE
AND FORTHWITH LEAVE THE VOTING BOOTH.

(B) IN AN ELECTION DISTRICT WHICH USES AN ELECTRONIC VOTING
SYSTEM WHICH UTILIZES PAPER BALLOTS OR BALLOT CARDS TO REGISTER
THE VOTES, THE FOLLOWING PROCEDURES WILL BE APPLICABLE FOR THE
CONDUCT OF THE ELECTION AT THE ELECTION DISTRICT:

(1) THE VOTER, AFTER RECEIVING HIS BALLOT FROM THE DISTRICT
ELECTION OFFICIALS, SHALL RETIRE TO ONE OF THE VOTING BOOTHS IN
WHICH THE VOTING DEVICES ARE LOCATED, SHUT THE VOTING BOOTH
ENCLOSURE AND PREPARE HIS BALLOT.

(2) AT PRIMARY ELECTIONS, THE VOTER SHALL VOTE FOR THE
CANDIDATES OF HIS CHOICE FOR NOMINATION, ACCORDING TO THE NUMBER
OF PERSONS TO BE VOTED FOR BY HIM, FOR EACH OFFICE BY MAKING A
CROSS (X) OR CHECK () MARK OR BY MAKING A PUNCH OR MARK SENSE
MARK IN THE SQUARE OPPOSITE THE NAME OF THE CANDIDATE, OR HE MAY
SO MARK THE WRITE-IN POSITION PROVIDED ON THE BALLOT FOR THE
PARTICULAR OFFICE AND, IN THE SPACE PROVIDED THEREFOR ON THE
BALLOT AND/OR BALLOT ENVELOPE, WRITE THE IDENTIFICATION OF THE

OFFICE IN QUESTION AND THE NAME OF ANY PERSON NOT ALREADY
PRINTED ON THE BALLOT FOR THAT OFFICE, AND SUCH MARK AND WRITTEN
INSERTION SHALL COUNT AS A VOTE FOR THAT PERSON FOR SUCH OFFICE.

(3) AT ALL OTHER ELECTIONS, THE VOTER SHALL VOTE FOR THE
CANDIDATES OF HIS CHOICE FOR EACH OFFICE TO BE FILLED, ACCORDING
TO THE NUMBER OF PERSONS TO BE VOTED FOR BY HIM FOR EACH OFFICE,
BY MAKING A CROSS (X) OR CHECK () MARK OR BY MAKING A PUNCH OR
MARK SENSE MARK IN THE SQUARE OPPOSITE THE NAME OF THE
CANDIDATE, OR HE MAY SO MARK THE WRITE-IN POSITION PROVIDED ON
THE BALLOT FOR THE PARTICULAR OFFICE AND, IN THE SPACE PROVIDED
THEREFOR ON THE BALLOT AND/OR BALLOT ENVELOPE, WRITE THE
IDENTIFICATION OF THE OFFICE IN QUESTION AND THE NAME OF ANY
PERSON NOT ALREADY PRINTED ON THE BALLOT FOR THAT OFFICE, AND
SUCH MARK AND WRITTEN INSERTION SHALL COUNT AS A VOTE FOR THAT
PERSON FOR SUCH OFFICE.

IF THE VOTER DESIRES TO VOTE FOR EVERY CANDIDATE OF A
POLITICAL PARTY OR POLITICAL BODY, EXCEPT ITS CANDIDATES FOR
OFFICES AS TO WHICH HE VOTES FOR INDIVIDUAL CANDIDATES IN THE
MANNER HEREINAFTER PROVIDED, HE MAY MAKE A CROSS (X) OR CHECK
() OR PUNCH OR MARK SENSE MARK IN THE SQUARE OPPOSITE THE NAME
OF THE PARTY OR POLITICAL BODY SO MARKED, INCLUDING ITS
CANDIDATES FOR PRESIDENTIAL ELECTORS, EXCEPT FOR THOSE OFFICES
AS TO WHICH HE HAS INDICATED A CHOICE FOR INDIVIDUAL CANDIDATES
OF THE SAME OR ANOTHER PARTY OR POLITICAL BODY, BY MAKING A
CROSS (X) OR CHECK () OR PUNCH OR MARK SENSE MARK OPPOSITE
THEIR NAMES IN THE MANNER HEREINABOVE PROVIDED, AS TO WHICH
OFFICES HIS BALLOT SHALL BE COUNTED ONLY FOR THE CANDIDATES
WHICH HE HAS THUS INDIVIDUALLY MARKED, NOTWITHSTANDING THE FACT
THAT HE MADE A MARK IN THE PARTY COLUMN, AND EVEN THOUGH IN THE
CASE OF AN OFFICE FOR WHICH MORE THAN ONE CANDIDATE IS TO BE

1 VOTED FOR, HE HAS NOT INDIVIDUALLY MARKED FOR SUCH OFFICE THE
2 FULL NUMBER OF CANDIDATES FOR WHICH HE IS ENTITLED TO VOTE. IF
3 HE DESIRES TO VOTE FOR THE ENTIRE GROUP OF PRESIDENTIAL ELECTORS
4 NOMINATED BY ANY PARTY OR POLITICAL BODY, HE MAY MAKE A CROSS
5 (X) OR CHECK () OR PUNCH OR MARK SENSE MARK IN THE APPROPRIATE
6 SPACE OPPOSITE THE NAMES OF THE CANDIDATES FOR PRESIDENT AND
7 VICE-PRESIDENT OF SUCH PARTY OR BODY. IF HE DESIRES TO VOTE A
8 TICKET FOR PRESIDENTIAL ELECTORS MADE UP OF THE NAMES OF PERSONS
9 NOMINATED BY DIFFERENT PARTIES OR POLITICAL BODIES, OR PARTIALLY
10 OF NAMES OF PERSONS SO IN NOMINATION AND PARTIALLY OF NAMES OF
11 PERSONS NOT IN NOMINATION BY ANY PARTY OR POLITICAL BODY, OR
12 WHOLLY OF NAMES OF PERSONS NOT IN NOMINATION BY ANY PARTY OR
13 POLITICAL BODY, HE SHALL INSERT THE NAMES OF THE CANDIDATES FOR
14 PRESIDENTIAL ELECTORS FOR WHOM HE DESIRES TO VOTE IN THE BLANK
15 SPACES PROVIDED THEREFOR UNDER THE TITLE OF THE OFFICE
16 "PRESIDENTIAL ELECTORS". IN CASE OF A QUESTION SUBMITTED TO THE
17 VOTE OF THE ELECTORS, HE MAY MAKE A CROSS (X) OR CHECK () OR
18 PUNCH OR MARK SENSE MARK IN THE APPROPRIATE SQUARE OPPOSITE THE
19 ANSWER WHICH HE DESIRES TO GIVE.

20 (4) ANY VOTER WHO SPOILS HIS BALLOT MAY RETURN IT AND SECURE
21 ANOTHER. THE WORD "SPOILED" SHALL BE WRITTEN ACROSS THE FACE OF
22 THE BALLOT, AND IT SHALL BE PLACED IN THE ENVELOPE MARKED
23 "SPOILED BALLOTS".

24 (5) FOLLOWING THE COMPLETION OF HIS VOTE, THE VOTER SHALL
25 LEAVE THE VOTING BOOTH AND RETURN THE BALLOT TO THE ELECTION
26 OFFICER BY A MEANS DESIGNED TO INSURE ITS SECRECY; UPON REMOVAL
27 OF THE STUB OF THE BALLOT BY THE ELECTION OFFICER, THE VOTER
28 SHALL INSERT THE BALLOT INTO THE DISTRICT AUTOMATIC TABULATING
29 EQUIPMENT OR, IN THE EVENT DISTRICT TABULATION IS NOT PROVIDED
30 FOR BY THE VOTING SYSTEM OR SUCH DISTRICT TABULATION EQUIPMENT

1 IS INOPERATIVE FOR ANY REASON, INTO A SECURE BALLOT BOX. NO
2 BALLOT CARD FROM WHICH THE STUB HAS BEEN DETACHED SHALL BE
3 ACCEPTED BY THE ELECTION OFFICER IN CHARGE OF SUCH EQUIPMENT OR
4 BALLOT BOX, BUT IT SHALL BE MARKED "SPOILED" AND SHALL BE PLACED
5 IN THE ENVELOPE MARKED "SPOILED BALLOTS."

6 SECTION 1113-A. POST ELECTION PROCEDURES.--(A) AS SOON AS
7 THE POLLS HAVE BEEN CLOSED AND THE LAST ELECTOR HAS VOTED IN
8 DISTRICTS HAVING AN ELECTRONIC VOTING SYSTEM WHICH EMPLOYS PAPER
9 BALLOTS OR BALLOT CARDS, THE NUMBER OF SUCH BALLOTS ISSUED TO
10 ELECTORS (AT PRIMARY ELECTIONS, THE NUMBER ISSUED TO THE
11 ELECTORS OF EACH PARTY), AS SHOWN BY THE STUBS, AND THE NUMBER
12 OF BALLOTS (AT PRIMARIES THE NUMBER OF BALLOTS OF EACH PARTY),
13 IF ANY, SPOILED AND RETURNED BY VOTERS AND CANCELLED, SHALL BE
14 ANNOUNCED TO ALL PRESENT IN THE POLLING PLACE AND ENTERED ON THE
15 GENERAL RETURNS OF VOTES CAST AT SUCH PRIMARY OR ELECTION. THE
16 DISTRICT ELECTION OFFICERS SHALL THEN COMPARE THE NUMBER OF
17 NAMES MARKED AS VOTING IN THE DISTRICT REGISTER, "VOTING CHECK
18 LIST" AND NUMBERED LISTS OF VOTERS, SHALL ANNOUNCE THE RESULT,
19 AND SHALL ENTER ON THE GENERAL RETURNS THE NUMBER OF ELECTORS
20 WHO HAVE VOTED, AS SHOWN BY THE "VOTER'S CHECK LIST." ANY
21 DIFFERENCES WHICH EXIST SHALL BE RECONCILED WHERE POSSIBLE, AND
22 WHERE RECONCILIATION IS NOT POSSIBLE SUCH DIFFERENCES SHALL BE
23 NOTED ON THE GENERAL RETURNS. THE DISTRICT REGISTER, THE "VOTING
24 CHECK LIST," THE NUMBERED LISTS OF VOTERS AND THE STUBS OF ALL
25 BALLOTS USED, TOGETHER WITH ALL UNUSED BALLOTS, AND ALL SPOILED
26 AND CANCELLED BALLOTS, AND ALL REJECTED VOTERS CERTIFICATES
27 SHALL THEN BE PLACED IN SEPARATE PACKAGES, CONTAINERS OR
28 ENVELOPES AND SEALED BEFORE THE TABULATION OF ANY BALLOTS.

29 (B) IF BALLOTS ARE COMPUTED AND TABULATED IN THE ELECTION
30 DISTRICT, ALL WRITE-IN VOTES WHICH HAVE BEEN PROPERLY CAST AND

1 RECORDED ON THE VOTING DEVICE SHALL BE COUNTED AND RECORDED ON A
2 STANDARD FORM PROVIDED FOR THIS PURPOSE. DISTRICT TOTALS CARDS
3 MAY ALSO BE PREPARED BY THE DISTRICT BOARD OF ELECTION
4 REFLECTING THE RESULTS OF THE VOTING IN THAT DISTRICT. SUCH
5 CARDS AND REPORTING FORMS OF WRITE-IN VOTE TABULATION SHALL BE
6 DELIVERED TO THE COUNTY BOARD OF ELECTIONS. IN CASES WHERE
7 CENTRAL COUNTING IS UTILIZED, WRITE-IN BALLOTS MAY BE RECORDED
8 EITHER AT THE ELECTION DISTRICT OR AT THE COUNTING CENTER.

9 (C) IN ANY CASE IN WHICH THE WRITE-IN BALLOT IS A SEPARATE
10 ENTITY FROM THE BALLOT OR BALLOT CARD, BOTH SECTIONS SHALL BE
11 GIVEN A UNIQUE IDENTIFYING NUMBER PRIOR TO THEIR SEPARATION FOR
12 TABULATION.

13 (D) IN RETURNING ANY VOTES CAST FOR ANY PERSON WHOSE NAME IS
14 NOT PRINTED ON THE OFFICIAL BALLOT, THE ELECTION OFFICERS SHALL
15 RECORD ANY SUCH NAMES EXACTLY AS THEY WERE WRITTEN, STAMPED OR
16 APPLIED TO THE BALLOT BY STICKER.

17 (E) IF, AS A RESULT OF AN OTHERWISE PROPERLY CAST WRITE-IN
18 VOTE, THE VOTER HAS REGISTERED MORE VOTES FOR AN OFFICE THAN HE
19 IS ENTITLED TO VOTE FOR THAT OFFICE, THE ENTIRE VOTE CAST FOR
20 THAT OFFICE SHALL BE VOID AND SHALL NOT BE COUNTED; AND SUCH
21 BALLOTS SHALL BE FASTENED TO THE WRITE-IN VOTE TABULATION FORM
22 AND SHALL BE DELIVERED TO THE COUNTY BOARD OF ELECTIONS.

23 (F) IN THE EVENT DISTRICT TABULATION OF VOTES IS PROVIDED
24 FOR BY THE VOTING SYSTEM, THE DISTRICT ELECTION OFFICERS SHALL,
25 IMMEDIATELY UPON THE CLOSE OF THE POLLS, CAUSE THE AUTOMATIC
26 TABULATING EQUIPMENT TO TABULATE THE BALLOTS CAST DURING THE
27 ELECTION AND SHALL PREPARE DUPLICATE RECORDS OF THE TOTAL NUMBER
28 OF VOTERS WHOSE BALLOTS HAVE BEEN TABULATED; THE TOTAL NUMBER OF
29 VOTES CAST FOR EACH CANDIDATE WHOSE NAME APPEARS ON THE BALLOT;
30 THE TOTAL NUMBER OF WRITE-IN VOTES PROPERLY CAST FOR EACH OFFICE

1 ON THE BALLOT; AND THE TOTAL NUMBER OF VOTES CAST FOR OR AGAINST
2 ANY QUESTION APPEARING ON THE BALLOT. ONE SUCH RECORD SHALL BE
3 PUBLICLY POSTED AT THE DISTRICT POLLING PLACE. ALL VOTES SO CAST
4 AND TABULATED IN THE DISTRICT MAY ALSO BE RECORDED ON A DISTRICT
5 TOTALS CARD AND ALL PROPERLY CAST WRITE-IN VOTES MAY ALSO BE
6 RECORDED ON THE DISTRICT TOTALS CARD, AND THE DELIVERY OF SUCH
7 DISTRICT TOTALS CARDS AND REPORTING FORMS TO THE COUNTY BOARD OF
8 ELECTIONS SHALL BE EFFECTED BY A MEANS ESTABLISHED BY THE COUNTY
9 BOARD. AT THE CLOSE OF THE ELECTION AND AFTER THE TABULATION OF
10 ALL BALLOTS, THE AUTOMATIC TABULATING EQUIPMENT OR OTHER
11 COMPONENT OF THE VOTING SYSTEM WHICH CONTAINS BALLOTS SHALL BE
12 LOCKED AND SEALED SO THAT NO FURTHER BALLOTS MAY BE DEPOSITED IN
13 OR REMOVED FROM ANY SUCH EQUIPMENT OR COMPONENT, AND ALL
14 COMPONENTS OF THE VOTING SYSTEM, SUITABLY PACKAGED AND SECURED
15 FOR STORAGE, SHALL BE HELD FOR DELIVERY TO THE COUNTY ELECTION
16 BOARD.

17 (G) IN THE EVENT DISTRICT TABULATION OF VOTES IS NOT
18 PROVIDED FOR BY THE VOTING SYSTEM, THE DISTRICT ELECTION
19 OFFICERS SHALL PREPARE A REPORT OF THE NUMBER OF VOTERS WHO HAVE
20 VOTED, AS INDICATED BY THE "VOTING CHECK LIST" AND NUMBERED
21 LISTS OF VOTERS POLL LIST, AND SHALL DELIVER THE ORIGINAL COPY
22 OF THIS REPORT TO THE COUNTY BOARD OF ELECTIONS UNDER SEAL. THE
23 JUDGE OF ELECTION AND MINORITY INSPECTOR SHALL FORTHWITH DELIVER
24 THE SEALED TRANSPORT CARRIER CONTAINING ALL VOTED BALLOT CARDS
25 TO THE COUNTY BOARD OF ELECTIONS OR TO SUCH PLACES AS THE COUNTY
26 BOARD MAY DESIGNATE. THE COUNTY BOARD OF ELECTIONS MAY PROVIDE
27 THAT THE BALLOT CONTAINER MAY UPON PROPER CERTIFICATION AND
28 SIGNATURE BE PICKED UP AT THE POLLING PLACES BY TWO AUTHORIZED
29 ELECTION DEPUTIES OF OPPOSITE PARTIES.

30 SECTION 1114-A. RETURNS.--(A) BY THE FOURTH DAY PRIOR TO

1 EACH ELECTION, THE COUNTY BOARD OF ELECTIONS SHALL HAVE THE
2 CENTRAL AUTOMATIC TABULATING EQUIPMENT TESTED TO ASCERTAIN THAT
3 IT WILL ACCURATELY COUNT THE VOTES CAST FOR ALL OFFICES AND ALL
4 QUESTIONS. PUBLIC NOTICE OF THE TIME AND PLACE OF THE TEST SHALL
5 BE GIVEN AT LEAST FORTY-EIGHT HOURS PRIOR TO THE TEST BY
6 NEWSPAPER PUBLICATION IN THE COUNTY IN ACCORDANCE WITH SECTION
7 106, SUCH NOTICE TO BE PUBLISHED ONCE. THE TEST SHALL BE
8 CONDUCTED BY PROCESSING A PREAUDITED GROUP OF DISTRICT TOTALS
9 CARDS OR BALLOTS ON WHICH ARE RECORDED VOTES FOR EACH CANDIDATE
10 AND ON EACH QUESTION. IN SUCH TEST A DIFFERENT NUMBER OF VALID
11 VOTES SHALL BE ASSIGNED TO EACH CANDIDATE FOR AN OFFICE AND FOR
12 AND AGAINST EACH QUESTION. IF ANY ERROR IS DETECTED, THE CAUSE
13 OF IT SHALL BE ASCERTAINED AND CORRECTED AND AN ERRORLESS COUNT
14 SHALL BE MADE AND CERTIFIED TO BY THE COUNTY BOARD OF ELECTIONS
15 PRIOR TO ELECTION DAY. ALL TEST AND PROGRAM MATERIALS SHALL THEN
16 BE SEALED BY THE COUNTY BOARD OF ELECTIONS UNTIL THEIR USE ON
17 ELECTION DAY. THE CENTRAL AUTOMATIC TABULATING EQUIPMENT SHALL
18 PASS THE SAME TEST AT THE CONCLUSION OF THE ACTUAL ELECTION
19 COUNT BEFORE THE ELECTION RETURNS ARE APPROVED AS OFFICIAL. ON
20 COMPLETION OF THE COUNT, THE PROGRAMS, TEST MATERIALS, AND
21 DISTRICT TOTALS CARDS OR BALLOTS SHALL BE SEALED AND RETAINED
22 ACCORDING TO THE PROVISIONS CONTAINED IN THIS ACT FOR THE
23 RETENTION OF PAPER BALLOTS.

24 (B) ALL PROCEEDINGS AT THE CENTRAL TABULATION CENTER SHALL
25 BE UNDER THE DIRECTION OF THE COUNTY BOARD OF ELECTIONS OR OF
26 SUCH PERSONS AS IT MAY DESIGNATE AND SHALL BE CONDUCTED UNDER
27 THE OBSERVATION OF THE PUBLIC IN SO FAR AS IS PRACTICAL, BUT NO
28 PERSONS EXCEPT THOSE AUTHORIZED FOR THE PURPOSE SHALL TOUCH ANY
29 BALLOT OR DISTRICT TOTALS CARD. ALL PERSONS WHO ARE ENGAGED IN
30 PROCESSING AND COUNTING THE BALLOTS AND DISTRICT TOTALS CARDS

1 SHALL BE DEPUTIZED AND TAKE AN OATH THAT THEY WILL FAITHFULLY
2 PERFORM THEIR ASSIGNED DUTIES.

3 EACH POLITICAL PARTY OR POLITICAL BODY REPRESENTED ON THE
4 OFFICIAL BALLOT MAY HAVE ONE TECHNICALLY QUALIFIED PERSON,
5 AUTHORIZED BY THE COUNTY CHAIRMAN AND DEPUTIZED BY THE COUNTY
6 BOARD OF ELECTIONS, PRESENT DURING THE TESTING OF THE CENTRAL
7 AUTOMATIC TABULATING EQUIPMENT AND THE ACTUAL COUNTING OF THE
8 BALLOT AND DISTRICT TOTALS CARDS. SUCH PERSONS SHALL BE ALLOWED
9 TO MAKE INDEPENDENT TESTS OF THE EQUIPMENT PRIOR TO, DURING, AND
10 FOLLOWING THE VOTE COUNT: PROVIDED, HOWEVER, THAT SUCH TESTING,
11 SHALL IN NO WAY INTERFERE WITH THE OFFICIAL TABULATION OF THE
12 BALLOTS AND DISTRICT TOTALS CARDS. IN ADDITION, EACH POLITICAL
13 PARTY OR POLITICAL BODY SHALL BE ENTITLED TO HAVE OBSERVERS AT
14 THE CENTRAL TABULATION CENTER, IN A NUMBER, AS DETERMINED BY THE
15 COUNTY BOARD OF ELECTIONS, SUFFICIENT TO PERMIT ACCURATE
16 OBSERVATION OF THE RECEIPT, HANDLING, DUPLICATION, AND
17 PROCESSING OF ALL BALLOTS AND DISTRICT TOTALS CARDS.

18 IF ANY BALLOTS OR DISTRICT TOTALS CARDS ARE DAMAGED OR
19 DEFECTIVE SO THAT THEY CANNOT PROPERLY BE COUNTED BY THE CENTRAL
20 AUTOMATIC TABULATING EQUIPMENT, A TRUE DUPLICATE COPY SHALL BE
21 MADE AND SUBSTITUTED FOR ANY SUCH DAMAGED BALLOT OR CARD. ALL
22 SUCH DUPLICATE BALLOTS OR CARDS SHALL BE CLEARLY LABELED
23 "DUPLICATE," AND SHALL BEAR A SERIAL NUMBER WHICH SHALL BE
24 RECORDED ON THE DAMAGED OR DEFECTIVE BALLOT OR CARD.

25 (C) THE RETURN PRINTED BY THE CENTRAL AUTOMATIC TABULATING
26 EQUIPMENT, TO WHICH HAVE BEEN ADDED WRITE-IN VOTES AS RECORDED
27 ON THE DISTRICT REPORTING FORM AND ABSENTEE VOTES, SHALL, WHEN
28 CERTIFIED BY THE COUNTY BOARD OF ELECTIONS, CONSTITUTE THE
29 OFFICIAL RETURN OF EACH ELECTION DISTRICT. UPON COMPLETION OF
30 THE COUNT, THE OFFICIAL RETURNS SHALL BE OPEN TO THE PUBLIC.

1 (D) IF FOR ANY REASON IT BECOMES IMPRACTICABLE TO COUNT ALL
2 OR A PART OF THE BALLOTS OR DISTRICT TOTALS CARDS WITH AUTOMATIC
3 TABULATING EQUIPMENT, THE COUNTY BOARD OF ELECTIONS MAY DIRECT
4 THAT SUCH BALLOTS OR CARDS BE COUNTED MANUALLY, FOLLOWING AS FAR
5 AS PRACTICABLE THE PROVISIONS OF THIS ACT GOVERNING THE COUNTING
6 OF PAPER BALLOTS.

7 (E) DURING THE COURSE OF CENTRAL TABULATION OF BALLOTS OR
8 DISTRICT TOTALS CARDS, THE COUNTY BOARD OF ELECTIONS MAY
9 UNOFFICIALLY REPORT THE PROGRESS OF THE COUNT FOR EACH CANDIDATE
10 AND ON ANY QUESTION.

11 SECTION 1115-A. ABSENTEE BALLOTS.--ABSENTEE VOTES MAY BE
12 CAST ON PAPER BALLOTS OR ON BALLOT CARDS. SUCH BALLOTS SHALL
13 FIRST BE COUNTED FOR WRITE-IN VOTES BY THE ELECTION OFFICERS IN
14 ACCORDANCE WITH SECTION 1113-A, AND THEN EITHER HAND-COUNTED OR
15 COUNTED BY MEANS OF AUTOMATIC TABULATING EQUIPMENT, AS THE CASE
16 MAY BE. SUCH BALLOTS MAY BE COUNTED AT THE ELECTION DISTRICT, AT
17 THE CENTRAL TABULATION CENTER OR AT SUCH OTHER PLACES AS THE
18 COUNTY BOARD OF ELECTIONS MAY, IN ITS DISCRETION, DESIGNATE.

19 SECTION 1116-A. BALLOTS AND BALLOT LABELS; DISPOSITION.--
20 UPON COMPLETION OF THE COUNT, ALL BALLOTS, ABSENTEE BALLOTS AND
21 DISTRICT TOTALS CARDS SHALL BE SECURELY PACKAGED, SUITABLY
22 LABELED AND SEALED, AND DELIVERED TO THE COUNTY BOARD OF
23 ELECTIONS. THE BOARD SHALL LIKEWISE PACKAGE AND SEAL A TRUE COPY
24 OF THE BALLOT LABEL USED IN EACH ELECTION DISTRICT. THEREAFTER
25 THESE PACKAGES ARE TO BE RETAINED AND DISPOSED OF IN THE SAME
26 MANNER AS PAPER BALLOTS AND RELATED MATERIALS ARE DISPOSED OF
27 UNDER THE PROVISIONS OF THIS ACT.

28 THE COUNTY BOARD OF ELECTIONS SHALL LIKEWISE PACKAGE AND
29 RETAIN ALL TABULATING CARDS AND OTHER MATERIALS USED IN THE
30 PREPARATION OF THE AUTOMATIC TABULATING EQUIPMENT BUT MAY HAVE

1 ACCESS TO THESE TABULATING CARDS AND OTHER MATERIALS. IT SHALL
2 NOT ALTER OR MAKE CHANGES TO THESE MATERIALS BUT MAY MAKE COPIES
3 OF THEM AND MAKE CHANGES TO THE COPIES, AND ALL SUCH MATERIALS
4 SHALL BE PRESERVED AND MAINTAINED BY THE BOARD IN ACCORDANCE
5 WITH THE TERMS OF SECTION 309.

6 Section ~~1114-A~~ 1117-A. Statistical Sample.--The county board <—
7 of elections, as part of the computation and canvass of returns,
8 shall conduct a statistical recount of a random sample of
9 ballots after each election using manual, mechanical or
10 electronic devices of a type different than those used for the
11 specific election. The sample shall include at least two per
12 centum of the votes cast or two thousand (2,000) votes whichever
13 is the lesser.

14 Section ~~1115-A~~ 1118-A. Recounts.--Should a recount of votes <—
15 be ordered as provided by law, the ballots shall be recounted in
16 accordance with the provisions of Article XVII of this act.
17 Manual mechanical or electronic methods may be used as
18 determined by the county board.

19 SECTION 1119-A. VOTING BY BALLOT.--IF IN ANY CASE THE NUMBER <—
20 OF CANDIDATES NOMINATED OR SEEKING NOMINATION FOR ANY OFFICE, OR
21 IF A METHOD OF ELECTION FOR ANY CANDIDATE OR OFFICE WHICH IS
22 PRESCRIBED BY LAW, RENDERS THE USE OF AN ELECTRONIC VOTING
23 SYSTEM IMPRACTICABLE, OR IF, FOR ANY OTHER REASON THE USE OF AN
24 ELECTRONIC VOTING SYSTEM IS NOT POSSIBLE OR PRACTICABLE AT A
25 PARTICULAR ELECTION, THE COUNTY BOARD OF ELECTIONS MAY ARRANGE
26 TO HAVE THE VOTING AT ANY SUCH ELECTION AND FOR ANY SUCH OFFICES
27 CONDUCTED BY PAPER BALLOTS. IN SUCH CASES, THE BALLOTS SHALL BE
28 PRINTED FOR ANY SUCH ELECTION OR OFFICE AND THE ELECTION SHALL
29 BE CONDUCTED BY THE ELECTION OFFICERS HEREIN PROVIDED FOR, AND
30 THE BALLOTS COUNTED AND THE RETURN THEREOF MADE IN THE MANNER

1 REQUIRED BY LAW FOR SUCH OFFICES IN SO FAR AS PAPER BALLOTS ARE
2 USED.

3 SECTION 1120-A. UNOFFICIAL BALLOT LABELS; REPAIR AND
4 ALTERNATE USE OF PAPER BALLOTS.--(A) IF BALLOT LABELS FOR AN
5 ELECTION DISTRICT AT WHICH AN ELECTRONIC VOTING SYSTEM IS TO BE
6 USED, SHALL NOT BE DELIVERED TO THE ELECTION OFFICERS OF THAT
7 DISTRICT AS REQUIRED BY SECTION 1110-A, THE JUDGE OF ELECTION OF
8 SUCH DISTRICT SHALL CAUSE OTHER LABELS TO BE PREPARED, PRINTED,
9 OR WRITTEN, AS NEARLY IN THE FORM OF OFFICIAL BALLOT LABELS AS
10 PRACTICABLE, AND THE ELECTION OFFICERS SHALL CAUSE THE LABELS SO
11 SUBSTITUTED, TO BE USED AT THE ELECTION IN SO FAR AS IS POSSIBLE
12 IN THE SAME MANNER AS THE OFFICIAL LABELS. SUCH LABELS, SO
13 SUBSTITUTED, SHALL BE KNOWN AS UNOFFICIAL BALLOT LABELS.

14 (B) IF ANY ELECTRONIC VOTING SYSTEM OR ANY COMPONENT THEREOF
15 BEING USED IN ANY ELECTION SHALL BECOME INOPERABLE DURING SUCH
16 ELECTION, IT SHALL, IF POSSIBLE, BE REPAIRED OR ANOTHER MACHINE
17 SUBSTITUTED BY THE CUSTODIAN OR COUNTY BOARD OF ELECTIONS AS
18 PROMPTLY AS POSSIBLE, FOR WHICH PURPOSE THE COUNTY BOARD MAY
19 PURCHASE AS MANY EXTRA SYSTEMS OR SYSTEM COMPONENTS AS IT MAY
20 DEEM NECESSARY, BUT IN CASE SUCH REPAIR OR SUBSTITUTION CANNOT
21 BE MADE, PAPER BALLOTS, EITHER PRINTED OR WRITTEN AND OF ANY
22 SUITABLE FORM, MAY BE USED FOR REGISTERING VOTES.

23 SECTION 1121-A. CUSTODY OF ELECTRONIC VOTING SYSTEMS AND
24 KEYS.--(A) THE COUNTY BOARD OF ELECTIONS SHALL DESIGNATE A
25 PERSON OR PERSONS WHO SHALL HAVE THE CUSTODY OF THE COUNTY'S
26 ELECTRONIC VOTING SYSTEM AND ITS COMPONENTS AND OF THE KEYS
27 THEREFOR WHEN THE SYSTEM IS NOT IN USE AT AN ELECTION, AND THE
28 BOARD SHALL PROVIDE FOR HIS COMPENSATION AND FOR THE SAFE
29 STORAGE AND CARE OF THE SYSTEM AND PLACEMENT OF ITS KEYS IN A
30 SECURITY VAULT.

1 (B) ALL ELECTRONIC VOTING SYSTEMS AND THEIR COMPONENTS, WHEN
2 NOT IN USE, SHALL BE PROPERLY BOXED OR COVERED AND STORED IN A
3 SUITABLE PLACE OR PLACES.

4 Section ~~1116-A~~ 1122-A. Construction.--The provisions of this <—
5 article shall constitute an additional method of voting and all
6 provisions of this act shall be construed to be in full force
7 and effect unless inconsistent with the provisions of this
8 article.

9 Section 2. This act shall take effect ~~in 30 days.~~ <—
10 IMMEDIATELY. <—