
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 2323 Session of
2018

INTRODUCED BY COX, BARRAR, CONKLIN, DAVIS, DeLUCA, DIAMOND,
GILLEN, MILLARD, B. MILLER, MURT, ROTHMAN, SCHWEYER, SOLOMON,
WARD, WATSON AND WHEELAND, MAY 1, 2018

REFERRED TO COMMITTEE ON STATE GOVERNMENT, MAY 1, 2018

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 elections;
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," in voting machines, further providing for
12 requirements of electronic voting systems.

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

15 Section 1. Section 1107-A of the act of June 3, 1937
16 (P.L.1333, No.320), known as the Pennsylvania Election Code, is
17 amended by adding a clause to read:

18 Section 1107-A. Requirements of Electronic Voting Systems.--
19 No electronic voting system shall, upon any examination or
20 reexamination, be approved by the Secretary of the Commonwealth,
21 or by any examiner appointed by him, unless it shall be
22 established that such system, at the time of such examination or

1 reexamination:

2 * * *

3 (18) Produces an individual permanent paper record for each
4 vote cast. The individual permanent paper record shall be
5 available for inspection and verification by the voter before
6 the vote is cast and retained according to the provisions
7 contained in this act for the retention of paper ballots. If
8 there is a discrepancy between the electronic record of a vote
9 and the individual permanent paper record of the vote cast, the
10 individual permanent paper record shall be the official record
11 of the vote and considered prima facie accurate. If a recount or
12 an audit of an election is initiated, the individual permanent
13 paper record shall be the official record of the vote and
14 considered prima facie accurate. This clause shall apply to
15 voting systems that are leased or purchased after the effective
16 date of this clause.

17 Section 2. This act shall take effect immediately.