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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 1212 Session of  
2019

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INTRODUCED BY COX, BARRAR, FREEMAN, ROZZI, STURLA AND ULLMAN,  
APRIL 9, 2019

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REFERRED TO COMMITTEE ON STATE GOVERNMENT, APRIL 9, 2019

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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 electronic voting systems, further providing  
12 for 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  
23 reexamination:

1 \* \* \*

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

16 Section 2. This act shall take effect immediately.