AN ACT CONCERNING ELECTIONS AND SECURITY.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1   Section 1. Section 9-241 of the general statutes is repealed and the
2   following is substituted in lieu thereof (*Effective from passage*):

3   (a) Any person owning or holding an interest in any voting
4   tabulator, as defined in subsection (w) of section 9-1, <u>as amended by</u>
5   <u>this act,</u> may apply to the Secretary of the State to examine such
6   tabulator and report on its accuracy and efficiency. The Secretary of the
7   State shall examine the tabulator and determine whether, in the
8   Secretary's opinion, the kind of tabulator so examined (1) meets the
9   requirements of section 9-242, (2) can be used at elections, primaries
10   and referenda held pursuant to this title, and (3) complies with
11   applicable standards for electronic voting tabulators. If the Secretary of
12   the State determines that the tabulator can be so used, such tabulator
13   may be adopted for such use. No tabulator not so approved shall be so
14   used. Each application shall be accompanied by a fee of one hundred
15   dollars and the Secretary of the State shall not approve any tabulator
16   until such fee and the expenses incurred by the Secretary in making
17   the examination have been paid by the person making such
18   application. Any voting tabulator company that has had its voting
19   tabulator approved and that subsequently alters such tabulator in any
20   way shall provide the Secretary of the State with notice of such

21 alterations, including a description thereof and a statement of the
22 purpose of such alterations. If any such alterations appear to materially
23 affect the accuracy, appearance or efficiency of the tabulator, or modify
24 the tabulator so that it can no longer be used at elections, primaries or
25 referenda held pursuant to this title, at the discretion of the Secretary
26 of the State, the company shall submit such alterations for inspection
27 and approval, at its own expense, before such altered tabulators may
28 be used. The Secretary of the State may adopt regulations, in
29 accordance with the provisions of chapter 54, concerning examination
30 and approval of voting tabulators under this section. No voting
31 tabulator that records votes by means of holes punched in designated
32 voting response locations may be approved or used at any election,
33 primary or referendum held pursuant to this title.

34 (b) The Secretary of the State shall appoint an individual to serve in
35 a cybersecurity role within the office of the Secretary of the State. Such
36 individual shall perform or assist in performing any technical review,
37 testing or research associated with (1) the use of voting systems, and
38 (2) the development of any other standards necessary to protect the
39 integrity of the voting process.

40 **[**(b)**]** (c) The Secretary of the State may enter into an agreement with
41 The University of Connecticut or a member of the Connecticut State
42 University System to perform or assist in performing the following
43 functions: (1) Any technical review, testing or research associated with
44 the certification of voting equipment, (2) any technical review, testing
45 or research associated with the decertification of voting equipment, (3)
46 the development of standards for the use of voting equipment during
47 any election, primary or referenda, (4) the development of standards to
48 ensure the accuracy of voting equipment, (5) the development of
49 standards and procedures for the security, set-up and storage of voting
50 equipment, (6) the development of standards, procedures and
51 oversight of post-election audits, (7) the development of standards for
52 recanvass procedures to ensure the accuracy and reliability of any such
53 recanvass, (8) the development of standards and procedures for the

54   testing, security and use of an election management system, (9) the
55   development of standards and procedures for the programming of
56   ballots and voting equipment, (10) research and analysis of data
57   formats for ballot programming and election-related electronic data,
58   and (11) the development of any other standards necessary to protect
59   the integrity of voting equipment.

60   Sec. 2. (NEW) (*Effective from passage*) (a) Whenever voter registration
61   information maintained under title 9 of the general statutes by the
62   Secretary of the State or any registrar of voters is provided pursuant to
63   any provision of the general statutes, disclosure of a voter's date of
64   birth shall be limited to only the year of birth, unless such voter
65   registration information is requested and used for a governmental
66   purpose, as determined by the Secretary, in which case the voter's
67   complete date of birth shall be provided. As used in this section,
68   "governmental purpose" includes, but is not limited to, jury
69   administration.

70   (b) Notwithstanding any provision of the general statutes, any
71   motor vehicle operator's license number, identity card number, Social
72   Security number and any other unique identifier used for the purpose
73   of generating a voter registration record, or added to such record for
74   compliance with the requirements of the Help America Vote Act, P.L.
75   107-252, as amended from time to time, shall be confidential and shall
76   not be disclosed to any person.

77   (c) Notwithstanding any provision of the general statutes, if a voter
78   submits to the Secretary of the State a signed statement that
79   nondisclosure of such voter's name from the official registry list is
80   necessary for the safety of such voter or the family of such voter, the
81   name and address of such voter on his or her voter registration record
82   shall be confidential and shall not be disclosed, except that an election,
83   primary or referendum official may view such information on the
84   official registry list when such list is used by any such official at a
85   polling place on the day of an election, primary or referendum.

86   Sec. 3. Subsection (w) of section 9-1 of the general statutes is
87 repealed and the following is substituted in lieu thereof (*Effective from*
88 *passage*):

89   (w) "Voting tabulator" means a machine, including, but not limited
90 to, a device **[**which operates**]** and any accompanying instrument, such
91 as a memory card, that operate by electronic means, for the registering
92 and recording of votes cast at elections, primaries and referenda;

93   Sec. 4. Subsection (a) of section 9-238 of the general statutes is
94 repealed and the following is substituted in lieu thereof (*Effective from*
95 *passage*):

96   (a) Except as provided in section 9-272, voting tabulators shall be
97 used at all elections held in any municipality, or in any part thereof, for
98 voting and registering and counting votes cast at such elections for
99 officers, and upon all questions or amendments submitted at such
100 elections. The board of selectmen of each town, the common council of
101 each city and the warden and burgesses of each borough shall
102 purchase or lease, or otherwise provide, for use at elections in each
103 such municipality (1) a number of voting tabulators approved by the
104 Secretary of the State, and (2) two memory cards programmed for each
105 such tabulator. Different voting tabulators may be provided for
106 different voting districts in the same municipality. Notwithstanding
107 any provision of this subsection to the contrary, the registrars of voters
108 of a municipality **[**may determine the number of voting tabulators that
109 shall be provided for use at any special election in such municipality,
110 provided the registrars shall provide at least one voting tabulator in
111 the municipality or, in a municipality divided into voting districts,**]**
112 shall use at least one voting tabulator in each **[**such**]** voting district.

113   Sec. 5. Section 9-247 of the general statutes is repealed and the
114 following is substituted in lieu thereof (*Effective from passage*):

115   (a) The registrars of voters shall, before the day of the election, cause
116 test ballots to be inserted in each tabulator to ensure that each

117 tabulator is prepared and read and cause each other voting system
118 approved by the Secretary of the State for use in the election,
119 including, but not limited to, voting devices equipped for individuals
120 with disabilities that comply with the provisions of the Help America
121 Vote Act, P.L. 107-25, as amended from time to time, to be put in order
122 in every way and set and adjust the same so that it shall be ready for
123 use in voting when delivered at the polling place. Such registrars of
124 voters shall cause each voting system to be in order and set and
125 adjusted, to be delivered at the polling place, together with all
126 necessary furniture and appliances that go with the same, at the room
127 where the election is to be held, and to be tested and operable not later
128 than one hour prior to the opening of the polling place.

129   (b) (1) Upon completion of the requirements set forth in subsection
130 (a) of this section and in regulations adopted by the Secretary of the
131 State pursuant to section 9-241, 9-242 or 9-242a relating to preparation
132 of any voting system, the registrars of voters shall submit for security
133 analysis one of the two memory cards programmed for each voting
134 tabulator, as provided in subdivision (2) of subsection (a) of section 9-
135 238, as amended by this act, to any entity with which the Secretary
136 may have entered into an agreement pursuant to subsection (c) of
137 section 9-241, as amended by this act.

138   (2) In the case of a voting tabulator subject to audit pursuant to
139 section 9-320f, after the completion of such audit and the conclusion of
140 the period prescribed in sections 9-266 and 9-310 during which such
141 voting tabulator shall be locked, sealed, secured and stored, the
142 registrars of voters shall submit for security analysis the remaining
143 memory card programmed for such voting tabulator to any entity with
144 which the Secretary may have entered into an agreement pursuant to
145 subsection (c) of section 9-241, as amended by this act.

146   Sec. 6. Subsection (a) of section 9-404b of the general statutes is
147 repealed and the following is substituted in lieu thereof (*Effective from*
148 *passage*):

149   (a) The petition form for candidacies for nomination to state or
150 district office shall be prescribed and provided by the Secretary of the
151 State, and signatures shall be obtained only on such form or on
152 duplicate petition pages produced in accordance with the provisions of
153 section 9-404a. Such form shall include, at the top of the form and in
154 bold print, the following:

155   WARNING

156   IT IS A CRIME TO SIGN THIS PETITION

157   IN THE NAME OF ANOTHER PERSON

158   WITHOUT LEGAL AUTHORITY TO DO SO

159   AND YOU MAY NOT SIGN THIS PETITION

160   IF YOU ARE NOT AN ELECTOR.

161 The form shall include a statement of instructions to persons using the
162 form and shall indicate the date and time by which it shall be filed and
163 the person with whom it shall be filed. The form shall (1) provide
164 spaces for the names and addresses of the candidates, the offices to
165 which nomination is sought and the political party holding the
166 primary, **[**and shall**]** (2) provide lines for the signatures, street
167 addresses, dates of birth and the printing of the names of enrolled
168 party members supporting the person or persons on behalf of whose
169 candidacy the petition is used, and (3) include a statement that any
170 such enrolled party member is not required to complete the line for
171 date of birth.

172   Sec. 7. Subsection (a) of section 9-410 of the general statutes is
173 repealed and the following is substituted in lieu thereof (*Effective from
174 passage*):

175   (a) The petition form for candidacies for nomination to municipal
176 office or for election as members of town committees shall be

177 prescribed by the Secretary of the State and provided by the registrar
178 of the municipality in which the candidacy is to be filed or duplicate
179 petition pages shall be produced in accordance with section 9-409, and
180 signatures shall be obtained only on such forms or such duplicate
181 petition pages. Such form shall include, at the top of the form and in
182 bold print, the following:

183   WARNING

184   IT IS A CRIME TO SIGN THIS PETITION

185   IN THE NAME OF ANOTHER PERSON

186   WITHOUT LEGAL AUTHORITY TO DO SO

187   AND YOU MAY NOT SIGN THIS PETITION

188   IF YOU ARE NOT AN ELECTOR.

189 The form shall include thereon a statement of instructions to persons
190 using the form and shall indicate the date and time by which it shall be
191 filed and the person with whom it shall be filed. The form shall (1)
192 provide spaces for the names and addresses of the candidates, the
193 offices to which nomination is sought or the positions to which election
194 is sought and the political party holding the primary, **[**and shall**]** (2)
195 provide lines for the signatures, street addresses, dates of birth and the
196 printing of the names of enrolled party members supporting the
197 person or persons on behalf of whose candidacy the petition is used,
198 and (3) include a statement that any such enrolled party member is not
199 required to complete the line for date of birth. Only as many
200 candidates may be proposed in any one primary petition for the same
201 office or position as are to be nominated or chosen by such party for
202 such office or position; but any one primary petition may propose as
203 many candidates for different offices or positions as there are
204 nominations to be made or positions to be filled.

This act shall take effect as follows and shall amend the following sections:

Section 1	*from passage*	9-241
Sec. 2	*from passage*	New section
Sec. 3	*from passage*	9-1(w)
Sec. 4	*from passage*	9-238(a)
Sec. 5	*from passage*	9-247
Sec. 6	*from passage*	9-404b(a)
Sec. 7	*from passage*	9-410(a)

Statement of Legislative Commissioners:

In Section 1(b), "cyber security" was changed to "cybersecurity" for consistency; in Section 5(b), "pursuant to section 9-241, 9-242 or 9-242a" was inserted before "relating to preparation" for accuracy and "has entered" was changed to "may have entered" for accuracy.

GAE   *Joint Favorable Subst.*