

SENATE BILL No. 588

DIGEST OF INTRODUCED BILL

Citations Affected: IC 3-11-15.

Synopsis: Voting systems. Requires all voting systems to rely on the retention of paper ballots as a redundant means of verifying or auditing election results. Requires that a voting system permit a voter to examine the paper record of the voter's votes to verify the voter's votes. Provides that after a voter has verified the votes on the paper record, the paper record is the official record of the votes.

Effective: January 1, 2020.

Breaux

January 15, 2019, read first time and referred to Committee on Elections.



First Regular Session of the 121st General Assembly (2019)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2018 Regular and Special Session of the General Assembly.

SENATE BILL No. 588

A BILL FOR AN ACT to amend the Indiana Code concerning elections.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 3-11-15-22 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 22. ~~(a) Ballot card~~
3 **A voting systems system** must:

4 (1) rely on the retention of **paper** ballots as a redundant means of
5 verifying or auditing election results; ~~As a means of assuring~~
6 ~~accuracy in electronic voting systems, the unit must incorporate~~
7 ~~multiple memories in the machine itself and in its programmable~~
8 ~~memory devices. and~~

9 (2) **comply with section 43 of this chapter.**
10 (b) **As a means of assuring accuracy in electronic voting**
11 **systems, a unit must incorporate multiple memories in the machine**
12 **itself and in its programmable memory devices.**

13 SECTION 2. IC 3-11-15-37 IS AMENDED TO READ AS
14 FOLLOWS [EFFECTIVE JANUARY 1, 2020]: Sec. 37. ~~(a) Ballot card~~
15 **A voting systems system** must rely on the retention of ballots as a
16 redundant means of verifying election results.

17 (b) **As a means of assuring accuracy in electronic voting systems,**



1 the unit must incorporate multiple memories in the machine itself and
 2 in the unit's programmable memory devices. To attain a measure of
 3 integrity over the process, an electronic voting system must also
 4 maintain images of each ballot that is cast so that records of individual
 5 ballots are maintained by a subsystem independent and distinct from
 6 the main vote detection, diagnostic, processing, and reporting path.

7 SECTION 3. IC 3-11-15-43, AS AMENDED BY P.L.128-2015,
 8 SECTION 198, IS AMENDED TO READ AS FOLLOWS
 9 [EFFECTIVE JANUARY 1, 2020]: Sec. 43. (a) The audit record
 10 provisions in this chapter are essential to the complete recording of
 11 election operations and reporting of the vote tally. This list of audit
 12 records must reflect all of the idiosyncrasies of a system.

13 (b) ~~As required by 52 U.S.C. 21081,~~ The voting system must **do the**
 14 **following:**

15 (1) Produce a permanent paper record with a manual audit
 16 capacity for the system. ~~and~~

17 **(2) Permit the voter to examine a paper record of the voter's**
 18 **votes to verify the voter's votes. A voter may not keep the**
 19 **paper record produced under this subsection.**

20 ~~(2)~~ **(3) Provide the voter with an opportunity to change the ballot**
 21 **or correct any error. before**

22 **(4) Provide that after the voter has verified the voter's votes,**
 23 **the permanent paper record is produced. the official record of**
 24 **the voter's votes.**

25 (c) The paper record ~~produced under subsection (b) must be made~~
 26 **available as described in subsection (b)(4) is** an official record for a
 27 recount or contest conducted with respect to any election in which the
 28 voting system was used.

