

# HOUSE BILL 894

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By: **Delegates Chisholm, Fisher, Howard, Kipke, M. Morgan, T. Morgan, and Schmidt**

Introduced and read first time: February 9, 2023

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Election Law – Voting Systems – Sourced, Manufactured, and Assembled in the**  
3 **United States**

4 FOR the purpose of prohibiting the State Board of Elections from certifying a voting system  
5 unless the State Board determines that the voting system is sourced, manufactured,  
6 and assembled in the United States; and generally relating to voting systems.

7 BY repealing and reenacting, with amendments,

8 Article – Election Law

9 Section 9–102(d)

10 Annotated Code of Maryland

11 (2022 Replacement Volume and 2022 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
13 That the Laws of Maryland read as follows:

14 **Article – Election Law**

15 9–102.

16 (d) The State Board may not certify a voting system unless the State Board  
17 determines that:

18 (1) the voting system will:

19 (i) protect the secrecy of the ballot;

20 (ii) protect the security of the voting process;

21 (iii) count and record all votes accurately;

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (iv) accommodate any ballot used under this article;

2 (v) protect all other rights of voters and candidates;

3 (vi) be capable of creating a paper record of all votes cast in order  
4 that an audit trail is available in the event of a recount, including a manual recount; and

5 (vii) provide a voter-verifiable paper record that:

6 1. is an individual document that is physically separated  
7 from any other similar document and not part of a continuous roll;

8 2. is sufficiently durable to withstand repeated handling for  
9 the purposes of mandatory random audits and recounts; and

10 3. uses ink that does not fade, smear, or otherwise degrade  
11 and obscure or obliterate the paper record over time;

12 (2) the voting system has been:

13 (i) examined by an independent testing laboratory that is approved  
14 by the U.S. Election Assistance Commission; and

15 (ii) shown by the testing laboratory to meet the performance and test  
16 standards for electronic voting systems established by the Federal Election Commission or  
17 the U.S. Election Assistance Commission; [and]

18 **(3) THE VOTING SYSTEM, INCLUDING ALL PARTS AND COMPONENTS**  
19 **OF THE VOTING SYSTEM, IS:**

20 **(I) SOURCED ENTIRELY FROM THE UNITED STATES; AND**

21 **(II) MANUFACTURED AND ASSEMBLED BY LABOR PERFORMED**  
22 **ENTIRELY IN THE UNITED STATES; AND**

23 **[(3)] (4)** the public interest will be served by the certification of the voting  
24 system.

25 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
26 January 1, 2028.