

By Senator Klein

30-594B-05

1 A bill to be entitled
2 An act relating to elections; amending s.
3 101.048, F.S.; providing that provisional
4 ballots may be cast for specified offices only;
5 authorizing an elector to cast a provisional
6 ballot in any precinct in the county of
7 registration; creating s. 101.2401, F.S.;
8 specifying the number of voting machines that
9 must be provided; amending s. 101.5612, F.S.;
10 requiring all vote-tabulating devices used in
11 early voting to have been successfully tested
12 before placement at early voting sites;
13 amending s. 101.64, F.S.; requiring the
14 supervisor of elections to determine and verify
15 appropriate return postage for absentee
16 ballots; prohibiting information identifying an
17 absent elector's party from being placed on the
18 envelope in which the absentee ballot is
19 delivered or returned; amending s. 101.65,
20 F.S.; requiring absentee ballots to be marked
21 in ink; requiring the amount of postage to
22 return an absentee ballot to be included in the
23 instructions to absent electors; amending s.
24 101.655, F.S.; revising procedures for absentee
25 voting by residents of assisted living
26 facilities and nursing homes; amending s.
27 101.657, F.S.; revising requirements for branch
28 offices of the supervisor of elections to be
29 used for early voting; providing for
30 designation of additional early voting sites in
31 government buildings; requiring a minimum

1 number of early voting sites; stating hours
2 during which early voting sites must be open;
3 prescribing duties of supervisors of elections
4 with respect to having sufficient workers at
5 early voting sites and the repair or
6 replacement of malfunctioning voting devices;
7 amending s. 101.6921, F.S.; prohibiting
8 information identifying an absent elector's
9 party from being placed on the envelope in
10 which a first-time voter's absentee ballot is
11 delivered or returned; amending s. 102.031,
12 F.S.; prohibiting all solicitation of voters
13 within 50 feet of any entrance to a polling
14 place; amending s. 104.0515, F.S.; requiring
15 clerks and inspectors to inform law enforcement
16 officers when persons are engaging in
17 prohibited acts of interference with an
18 election or intimidation of voters, regardless
19 of the location of the acts; providing
20 penalties; amending s. 101.5606, F.S.; revising
21 a requirement and providing additional
22 requirements for voting systems that may be
23 approved by the Department of State; providing
24 an effective date.

25
26 Be It Enacted by the Legislature of the State of Florida:

27
28 Section 1. Subsections (1) and (2) of section 101.048,
29 Florida Statutes, are amended to read:
30 101.048 Provisional ballots.--

31

1 (1) At all elections, a voter claiming to be properly
2 registered and eligible to vote in the county ~~and eligible to~~
3 ~~vote at the precinct in the election~~, but whose eligibility
4 cannot be determined, and other persons specified in the code
5 shall be entitled to vote a provisional ballot. A provisional
6 ballot may be cast only for a national, statewide, or
7 countywide office or an office the territorial jurisdiction of
8 which encompasses more than one county and includes the whole
9 of the county in which the voter resides. Once voted, the
10 provisional ballot shall be placed in a secrecy envelope and
11 thereafter sealed in a provisional ballot envelope. The
12 provisional ballot shall be deposited in a ballot box. All
13 provisional ballots shall remain sealed in their envelopes for
14 return to the supervisor of elections. The department shall
15 prescribe the form of the provisional ballot envelope.

16 (2)(a) The county canvassing board shall examine each
17 provisional ballot envelope to determine if the person voting
18 that ballot was entitled to vote ~~at the precinct where the~~
19 ~~person cast a vote in the election~~ and that the person had not
20 already cast a ballot in the election.

21 (b)1. If it is determined that the person was
22 registered and entitled to vote in the county ~~at the precinct~~
23 ~~where the person cast a vote in the election~~, the canvassing
24 board shall compare the signature on the provisional ballot
25 envelope with the signature on the voter's registration and,
26 if it matches, shall count the ballot.

27 2. If it is determined that the person voting the
28 provisional ballot was not registered or entitled to vote in
29 the county ~~at the precinct where the person cast a vote in the~~
30 ~~election~~, the provisional ballot shall not be counted and the
31 ballot shall remain in the envelope containing the Provisional

1 Ballot Voter's Certificate and Affirmation and the envelope
2 shall be marked "Rejected as Illegal."

3 Section 2. Section 101.2401, Florida Statutes, is
4 created to read:

5 101.2401 Voting booths; number; locations.--The
6 supervisor of elections shall provide one voting booth for
7 each 125 registered electors in the county. The supervisor
8 shall provide for assigning a number of voting booths to each
9 polling place based on the number of registered electors of
10 the precinct or precincts served thereby. However, when
11 assigning voting booths to any early voting site used in that
12 county, the supervisor may assign a lesser number, taking into
13 account that early voting is conducted over an extended period
14 and that designation of early voting sites may not correspond
15 to the designation of precincts within the county. The
16 supervisor must have a plan to promptly assign additional
17 voting booths to an early voting site at which the number of
18 voters is such that the voters will not be efficiently served
19 by the number of voting booths originally assigned.

20 Section 3. Paragraph (a) of subsection (4) of section
21 101.5612, Florida Statutes, is amended to read:

22 101.5612 Testing of tabulating equipment.--

23 (4)(a)1. For electronic or electromechanical voting
24 systems configured to include electronic or electromechanical
25 tabulation devices which are distributed to the precincts, all
26 or a sample of the devices to be used in the election shall be
27 publicly tested. With respect to devices that are distributed
28 to early voting sites, all such devices must be tested, and
29 those having an error in tabulation must be replaced with
30 devices passing the test. If a sample is to be tested, the
31 sample shall consist of a random selection of at least 5

1 | percent of the devices for an optical scan system or 2 percent
2 | of the devices for a touchscreen system or 10 of the devices
3 | for either system, as applicable, whichever is greater. The
4 | test shall be conducted by processing a group of ballots,
5 | causing the device to output results for the ballots
6 | processed, and comparing the output of results to the results
7 | expected for the ballots processed. The group of ballots shall
8 | be produced so as to record a predetermined number of valid
9 | votes for each candidate and on each measure and to include
10 | for each office one or more ballots which have activated
11 | voting positions in excess of the number allowed by law in
12 | order to test the ability of the tabulating device to reject
13 | such votes.

14 | 2. If any tested tabulating device is found to have an
15 | error in tabulation, it shall be deemed unsatisfactory. For
16 | each device deemed unsatisfactory, the canvassing board shall
17 | take steps to determine the cause of the error, shall attempt
18 | to identify and test other devices that could reasonably be
19 | expected to have the same error, and shall test a number of
20 | additional devices sufficient to determine that all devices
21 | are satisfactory. Upon deeming any device unsatisfactory, the
22 | canvassing board may require all devices to be tested or may
23 | declare that all devices are unsatisfactory.

24 | 3. If the operation or output of any tested tabulation
25 | device, such as spelling or the order of candidates on a
26 | report, is in error, such problem shall be reported to the
27 | canvassing board. The canvassing board shall then determine if
28 | the reported problem warrants its deeming the device
29 | unsatisfactory.

30 | Section 4. Section 101.64, Florida Statutes, is
31 | amended to read:

1 101.64 Delivery of absentee ballots; envelopes;
2 form.--

3 (1) The supervisor shall enclose with each absentee
4 ballot two envelopes: a secrecy envelope, into which the
5 absent elector shall enclose his or her marked ballot; and a
6 mailing envelope, into which the absent elector shall then
7 place the secrecy envelope, which shall be addressed to the
8 supervisor and also bear on the back side a certificate in
9 substantially the following form:

10
11 Note: Please Read Instructions Carefully Before
12 Marking Ballot and Completing Voter's Certificate.

13
14 VOTER'S CERTIFICATE

15 I,, do solemnly swear or affirm that I am a
16 qualified and registered voter of County, Florida, and
17 that I have not and will not vote more than one ballot in this
18 election. I understand that if I commit or attempt to commit
19 any fraud in connection with voting, vote a fraudulent ballot,
20 or vote more than once in an election, I can be convicted of a
21 felony of the third degree and fined up to \$5,000 and/or
22 imprisoned for up to 5 years. I also understand that failure
23 to sign this certificate will invalidate my ballot.

24
25 ...(Date)... ..(Voter's Signature)...

26
27 (2) The certificate shall be arranged on the back of
28 the mailing envelope so that the line for the signature of the
29 absent elector is across the seal of the envelope; however, no
30 statement shall appear on the envelope which indicates that a
31 signature of the voter must cross the seal of the envelope.

1 The absent elector shall execute the certificate on the
2 envelope.

3 (3) Before delivering any absentee ballot, the
4 supervisor shall determine the correct postage that will be
5 required to return the absentee ballot, the secrecy envelope,
6 and the mailing envelope by first-class mail within the United
7 States and must verify this amount with the United States
8 Postal Service. The amount determined must be specified in
9 instruction 9 of the instructions to absent electors under s.
10 101.65.

11 (4) Information that in any manner designates party
12 affiliation may not be placed on the envelope in which an
13 absentee ballot is delivered to an elector or the mailing
14 envelope in which it is returned.

15 Section 5. Section 101.65, Florida Statutes, is
16 amended to read:

17 101.65 Instructions to absent electors.--The
18 supervisor shall enclose with each absentee ballot separate
19 printed instructions in substantially the following form:

20
21 READ THESE INSTRUCTIONS CAREFULLY BEFORE MARKING BALLOT.

22 1. VERY IMPORTANT. In order to ensure that your
23 absentee ballot will be counted, it should be completed and
24 returned as soon as possible so that it can reach the
25 supervisor of elections of the county in which your precinct
26 is located no later than 7 p.m. on the day of the election.

27 2. Mark your ballot in secret as instructed on the
28 ballot. Use black or blue ink. You must mark your own ballot
29 unless you are unable to do so because of blindness,
30 disability, or inability to read or write.

31

1 3. Mark only the number of candidates or issue choices
2 for a race as indicated on the ballot. If you are allowed to
3 "Vote for One" candidate and you vote for more than one
4 candidate, your vote in that race will not be counted.

5 4. Place your marked ballot in the enclosed secrecy
6 envelope.

7 5. Insert the secrecy envelope into the enclosed
8 mailing envelope which is addressed to the supervisor.

9 6. Seal the mailing envelope and completely fill out
10 the Voter's Certificate on the back of the mailing envelope.

11 7. VERY IMPORTANT. In order for your absentee ballot
12 to be counted, you must sign your name on the line above
13 (Voter's Signature).

14 8. VERY IMPORTANT. If you are an overseas voter, you
15 must include the date you signed the Voter's Certificate on
16 the line above (Date) or your ballot may not be counted.

17 9. Mail, deliver, or have delivered the completed
18 mailing envelope. Place ~~Be sure there is sufficient~~ postage in
19 the amount of _____ on the envelope, if mailed.

20 10. FELONY NOTICE. It is a felony under Florida law to
21 accept any gift, payment, or gratuity in exchange for your
22 vote for a candidate. It is also a felony under Florida law to
23 vote in an election using a false identity or false address,
24 or under any other circumstances making your ballot false or
25 fraudulent.

26 Section 6. Section 101.655, Florida Statutes, is
27 amended to read:

28 101.655 ~~Supervised~~ Voting by absent electors in
29 certain facilities.--

30 (1)(a) The supervisor of elections of a county shall
31 provide supervised voting for absent electors residing in any

1 assisted living facility, as defined in s. 400.402, or nursing
2 home facility, as defined in s. 400.021, within that county at
3 the request of any administrator or assistant administrator
4 of, or social worker providing services in, such a facility.
5 Such request for supervised voting in the facility shall be
6 made by submitting a written request to the supervisor of
7 elections no later than 14 ~~21~~ days prior to the election for
8 which that request is submitted. The request shall specify
9 the name and address of the facility and the name of the
10 electors who wish to vote absentee in that election. If the
11 request contains the names of fewer than five voters, the
12 supervisor of elections is not required to provide supervised
13 voting.

14 ~~(b)(2)~~ The supervisor of elections may, in the absence
15 of a request from the administrator of a facility, provide for
16 supervised voting in the facility for those persons who have
17 requested absentee ballots. The supervisor of elections shall
18 notify the administrator of the facility that supervised
19 voting will occur.

20 ~~(c)(3)~~ The supervisor of elections shall, in
21 cooperation with the administrator of the facility, select a
22 date and time when the supervised voting will occur.

23 ~~(d)(4)~~ The supervisor of elections shall designate
24 supervised voting teams to provide the services prescribed by
25 this subsection ~~section~~. Each supervised voting team shall
26 include at least two persons. Each supervised voting team
27 must include representatives of more than one political party;
28 however, in any primary election to nominate party nominees in
29 which only one party has candidates appearing on the ballot,
30 all supervised voting team members may be of that party. No
31 candidate may provide supervised voting services.

1 ~~(e)(5)~~ The supervised voting team shall deliver the
2 ballots to the respective absent electors, and each member of
3 the team shall jointly supervise the voting of the ballots.
4 If any elector requests assistance in voting, the oath
5 prescribed in s. 101.051 shall be completed and the elector
6 may receive the assistance of two members of the supervised
7 voting team or some other person of the elector's choice to
8 assist the elector in casting the elector's ballot.

9 ~~(f)(6)~~ Before providing assistance, the supervised
10 voting team shall disclose to the elector that the ballot may
11 be retained to vote at a later time and that the elector has
12 the right to seek assistance in voting from some other person
13 of the elector's choice without the presence of the supervised
14 voting team.

15 ~~(g)(7)~~ If any elector declines to vote a ballot or is
16 unable to vote a ballot, the supervised voting team shall mark
17 the ballot "refused to vote" or "unable to vote."

18 ~~(h)(8)~~ After the ballots have been voted or marked in
19 accordance with ~~the provisions of this subsection~~ section, the
20 supervised voting team shall deliver the ballots to the
21 supervisor of elections, who shall retain them pursuant to s.
22 101.67.

23 ~~(2)~~ If supervised voting is not requested or provided,
24 the administrator of the assisted living facility or nursing
25 home facility may receive an absentee ballot on behalf of any
26 resident of the facility who provides a notarized request that
27 the administrator do so. In that circumstance, the
28 administrator shall deliver the absentee ballot to the voter
29 who has requested it and return the completed absentee ballot
30 to the supervisor of elections.

1 Section 7. Section 101.657, Florida Statutes, is
2 amended to read:

3 101.657 Early voting.--

4 (1)(a) The supervisor of elections shall allow an
5 elector to vote early in the main or branch office of the
6 supervisor by depositing the voted ballot in a voting device
7 used by the supervisor to collect or tabulate ballots. In
8 order for a branch office to be used for early voting, it
9 shall be a full-service facility of the supervisor and shall
10 have been designated as such at least 30 days ~~1 year~~ prior to
11 the election. The supervisor may designate any city hall, ~~or~~
12 public library, or other building owned or leased by the state
13 or an agency or political subdivision of the state as an early
14 voting site. sites; However, a city hall, public library, or
15 other building may not be designated as an early voting site
16 without the concurrence of the agency or governmental entity
17 having direct control of that building. The supervisor must
18 designate a sufficient number of additional early voting sites
19 so that there is one early voting site for each 20,000 voters,
20 or major fraction thereof, registered within the county. If so
21 designated, the sites must be geographically located so as to
22 provide all voters in the county an equal opportunity to cast
23 a ballot, insofar as is practicable. The results or tabulation
24 may not be made before the close of the polls on election day.

25 (b) Early voting shall begin on the 15th day before an
26 election and end on the day before an election. For purposes
27 of a special election held pursuant to s. 100.101, early
28 voting shall begin on the 8th day before an election and end
29 on the day before an election. Early voting shall be provided
30 for at least the hours of 11 a.m. through 7 p.m. each ~~8 hours~~
31 ~~per~~ weekday during the applicable periods. Early voting shall

1 also be provided during the ~~for 8~~ hours of 9 a.m. through 6
2 p.m. in the aggregate ~~for~~ each weekend day during the
3 applicable periods.

4 (2)(a) The elector must provide identification and
5 must complete an Early Voting Voter Certificate in
6 substantially the following form:

7
8 EARLY VOTING VOTER CERTIFICATE
9

10 I,, am a qualified elector in this election and
11 registered voter of County, Florida. I do solemnly swear
12 or affirm that I am the person so listed on the voter
13 registration rolls of County and that I reside at the
14 listed address. I understand that if I commit or attempt to
15 commit fraud in connection with voting, vote a fraudulent
16 ballot, or vote more than once in an election I could be
17 convicted of a felony of the third degree and both fined up to
18 \$5,000 and imprisoned for up to 5 years. I understand that my
19 failure to sign this certificate invalidates my ballot.

20
21 . . . (Voter's Signature) . . .

22
23 . . . (Address) . . .

24
25 . . . (City/State) . . .
26
27

28 (b) Any elector may challenge an elector seeking to
29 vote early under the provisions of s. 101.111. Any challenged
30 voter must vote a provisional ballot. The canvassing board
31

1 shall review the ballot and decide the validity of the ballot
2 by majority vote.

3 (c) The canvass of returns for ballots cast under this
4 subsection shall be substantially the same as votes cast by
5 electors in precincts, as provided in s. 101.5614.

6 (3) The supervisor must have a plan prepared so that
7 his or her office can promptly respond by assigning additional
8 workers if the volume of electors at an early voting site is
9 too great for the assigned workers to properly assist electors
10 on any given day.

11 (4) The supervisor must have adequately trained
12 technical staff available during the early voting period so
13 that repair may be begun on a device that has suffered a
14 technical malfunction within 2 hours after the malfunction is
15 reported to the supervisor's office by the person in charge of
16 the early voting site. If the repair cannot be begun within 2
17 hours, or if the malfunction cannot be corrected within 12
18 hours, after the malfunction is reported to the supervisor's
19 office, the device must be replaced with a tested and
20 correctly functioning device, and the supervisor's office
21 shall take necessary measures to secure and subsequently
22 tabulate the results recorded in the malfunctioning device.

23 Section 8. Subsection (5) is added to section
24 101.6921, Florida Statutes, to read:

25 101.6921 Delivery of special absentee ballot to
26 certain first-time voters.--

27 (5) Information that in any manner designates party
28 affiliation may not be placed on the envelope in which an
29 absentee ballot is delivered to an elector or the mailing
30 envelope in which it is returned.

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1 Section 9. Subsection (3) of section 102.031, Florida
2 Statutes, is amended to read:

3 102.031 Maintenance of good order at polls;
4 authorities; persons allowed in polling rooms; unlawful
5 solicitation of voters.--

6 (3)(a) No person may enter any polling room, or
7 polling place where the polling place is also a polling room,
8 during voting hours except the following:

- 9 1. Official poll watchers;
10 2. Inspectors;
11 3. Election clerks;
12 4. The supervisor of elections or his or her deputy;
13 5. Persons there to vote, persons in the care of a
14 voter, or persons caring for such voter;
15 6. Law enforcement officers or emergency service
16 personnel there with permission of the clerk or a majority of
17 the inspectors; or
18 7. A person, whether or not a registered voter, who is
19 assisting with or participating in a simulated election for
20 minors, as approved by the supervisor of elections.

21 (b) The restriction in this subsection does not apply
22 where the polling room is in an area commonly traversed by the
23 public in order to gain access to businesses or homes or in an
24 area traditionally utilized as a public area for discussion.

25 (c) No person, political committee, committee of
26 continuous existence, or other group or organization may
27 solicit voters within 50 feet of any ~~the~~ entrance to any
28 polling place, ~~or polling room where the polling place is also~~
29 ~~a polling room,~~ on the day of any election.

- 30 ~~1. Solicitation shall not be restricted if:~~
31

1 ~~a. Conducted from a separately marked area within the~~
2 ~~50 foot zone so as not to disturb, hinder, impede, obstruct,~~
3 ~~or interfere with voter access to the polling place or polling~~
4 ~~room entrance; and~~

5 ~~b. The solicitation activities and subject matter are~~
6 ~~clearly and easily identifiable by the voters as an activity~~
7 ~~in which they may voluntarily participate; or~~

8 ~~c. Conducted on property within the 50 foot zone which~~
9 ~~is a residence, established business, private property,~~
10 ~~sidewalk, park, or property traditionally utilized as a public~~
11 ~~area for discussion.~~

12 ~~2. Solicitation shall not be permitted within the~~
13 ~~50 foot zone on a public sidewalk or other similar means of~~
14 ~~access to the polling room if it is clearly identifiable to~~
15 ~~the poll workers that the solicitation is impeding,~~
16 ~~obstructing, or interfering with voter access to the polling~~
17 ~~room or polling place.~~

18 (d) For the purpose of this subsection, the term
19 "solicit" shall include, but not be limited to, seeking or
20 attempting to seek any vote, fact, opinion, or contribution;
21 distributing or attempting to distribute any political or
22 campaign material, leaflet, or handout; conducting a poll;
23 seeking or attempting to seek a signature on any petition; and
24 selling or attempting to sell any item.

25 (e) Each supervisor of elections shall inform the
26 clerk of each precinct of the area within which soliciting is
27 unlawful, based on the particular characteristics of that
28 polling place. The supervisor or the clerk may take any
29 reasonable action necessary to ensure order at the polling
30 places, which shall include:

31

1 ~~1. Designating a specific area for soliciting pursuant~~
2 ~~to paragraph (c) of this subsection, or~~

3 ~~2.~~ having disruptive and unruly persons removed by law
4 enforcement officers from the polling room or place or from
5 the 50-foot zone surrounding entrances to the polling place.

6 Section 10. Present subsection (5) of section
7 104.0515, Florida Statutes, is renumbered as subsection (6),
8 and a new subsection (5) is added to that section, to read:

9 104.0515 Voting rights; deprivation of, or
10 interference with, prohibited; penalty.--

11 (5) The clerk or inspector shall report to a law
12 enforcement officer any person who is engaging in acts that
13 are prohibited under this section and that interfere with a
14 person's right to vote or have the effect of intimidating a
15 person who is preparing to enter a polling place, whether
16 those acts take place within or outside the 50-foot zone
17 surrounding an entry to a polling place.

18 Section 11. Section 101.5606, Florida Statutes, is
19 amended to read:

20 101.5606 Requirements for approval of systems.--No
21 electronic or electromechanical voting system shall be
22 approved by the Department of State unless it is so
23 constructed that:

24 (1) It permits and requires voting in secrecy.

25 (2) It permits each elector to vote at any election
26 for all persons and offices for whom and for which the elector
27 is lawfully entitled to vote, and no others; to vote for as
28 many persons for an office as the elector is entitled to vote
29 for; and to vote for or against any question upon which the
30 elector is entitled to vote.

31

1 (3) It immediately rejects a ballot where the number
2 of votes for an office or measure exceeds the number which the
3 voter is entitled to cast or where the tabulating equipment
4 reads the ballot as a ballot with no votes cast.

5 (4) For systems using paper ballots, it accepts a
6 rejected ballot pursuant to subsection (3) if a voter chooses
7 to cast the ballot, but records no vote for any office that
8 has been overvoted or undervoted.

9 (5) It is capable of correctly counting votes.

10 (6) It permits each voter at a primary election to
11 vote only for the candidates seeking nomination by the
12 political party in which such voter is registered, for any
13 candidate for nonpartisan office, and for any question upon
14 which the voter is entitled to vote.

15 (7) At presidential elections it permits each elector,
16 by one operation, to vote for all presidential electors of a
17 party or for all presidential electors of candidates for
18 President and Vice President with no party affiliation.

19 (8) It provides a method for write-in voting.

20 (9) It is capable of accumulating a count of the
21 specific number of ballots tallied for a precinct,
22 accumulating total votes by candidate for each office, and
23 accumulating total votes for and against each question and
24 issue of the ballots tallied for a precinct.

25 (10) It is capable of tallying votes from ballots of
26 different political parties from the same precinct, in the
27 case of a primary election.

28 (11) It is capable of automatically producing precinct
29 totals in printed, marked, or punched form, or a combination
30 thereof.

31

1 (12) If it is of a type ~~that~~ ~~which~~ registers votes
2 electronically, it will permit each voter to privately and
3 independently change his or her vote for any candidate or upon
4 any question appearing on the official ballot, or correct any
5 error, up to the time that the voter takes the final step to
6 register his or her vote and to have the vote computed.

7 (13) It is capable of providing records from which the
8 operation of the voting system may be audited.

9 (14) It uses a precinct-count tabulation system.

10 (15) It does not use an apparatus or device for the
11 piercing of ballots by the voter.

12 (16) It produces and retains a voter-verified
13 permanent paper record with a manual audit capacity which
14 records each vote to be cast and which is viewed by the voter
15 from behind a window or other device before the ballot is
16 cast.

17 (17) It is furnished with illumination sufficient to
18 enable the voter while in the booth to read the ballot.

19 (18) It is equipped with an audio-stimulus voting
20 feature that communicates the complete content of the ballot
21 in a human voice and permits a voter who is blind or visually
22 impaired to cast a secret ballot using, at the option of the
23 voter, voice-only or tactile-discernible controls.

24 (19) It includes a sip and puff switch voting
25 attachment.

26 Section 12. This act shall take effect July 1, 2005.
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SENATE SUMMARY

Revises or creates a number of provisions relating to elections, including races eligible to be voted by provisional ballot, place where a provisional ballot may be cast, the required number of voting machines, tests of vote tabulating devices, postage for return of absentee ballots, prohibiting information identifying an absent elector's party from being placed on the envelope in which the absentee ballot is delivered or returned, procedures for absentee voting by residents of assisted living facilities and nursing homes, designation of early voting sites, hours of operation for early voting sites, workers at early voting sites, repair personnel for voting devices at early voting sites, and prohibited solicitation or interference near a polling place. Revises requirements for voting systems that may be approved by the Department of State. (See bill for details.)