By Senator Wilson

33-36-07

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A bill to be entitled 2 An act relating to voting systems; amending s. 101.5606, F.S.; requiring that voting systems 3 4 approved by the Department of State allow the 5 voter to correct an error in voting; requiring 6 that such systems produce a paper record, be 7 furnished with illumination, be equipped with 8 an audio-stimulus voting feature, and include a sip-and-puff switch attachment; providing an 9 10 effective date. 11 12 Be It Enacted by the Legislature of the State of Florida: 13 Section 1. Section 101.5606, Florida Statutes, is 14 amended to read: 15 101.5606 Requirements for approval of systems. -- No 16 17 electronic or electromechanical voting system shall be approved by the Department of State unless it is so 18 constructed that: 19 (1) It permits and requires voting in secrecy. 20 21 (2) It permits each elector to vote at any election 22 for all persons and offices for whom and for which the elector 23 is lawfully entitled to vote, and no others; to vote for as many persons for an office as the elector is entitled to vote 2.4 for; and to vote for or against any question upon which the 25 elector is entitled to vote. 26 27 (3) It immediately rejects a ballot where the number of votes for an office or measure exceeds the number which the voter is entitled to cast or where the tabulating equipment 29

reads the ballot as a ballot with no votes cast.

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- (4) For systems using marksense ballots, it accepts a rejected ballot pursuant to subsection (3) if a voter chooses to cast the ballot, but records no vote for any office that has been overvoted or undervoted.
 - (5) It is capable of correctly counting votes.
- (6) It permits each voter at a primary election to vote only for the candidates seeking nomination by the political party in which such voter is registered, for any candidate for nonpartisan office, and for any question upon which the voter is entitled to vote.
- (7) At presidential elections it permits each elector, by one operation, to vote for all presidential electors of a party or for all presidential electors of candidates for President and Vice President with no party affiliation.
 - (8) It provides a method for write-in voting.
- (9) It is capable of accumulating a count of the specific number of ballots tallied for a precinct, accumulating total votes by candidate for each office, and accumulating total votes for and against each question and issue of the ballots tallied for a precinct.
- (10) It is capable of tallying votes from ballots of different political parties from the same precinct, in the case of a primary election.
- (11) It is capable of automatically producing precinct totals in printed, marked, or punched form, or a combination thereof.
- (12) If it is of a type <u>that</u> which registers votes electronically, it will permit each voter to <u>privately and</u> independently change his or her vote for any candidate or upon any question appearing on the official ballot, or correct any

1	error, up to the time that the voter takes the final step to
2	register his or her vote and to have the vote computed.
3	(13) It is capable of providing records from which the
4	operation of the voting system may be audited.
5	(14) It uses a precinct-count tabulation system.
6	(15) It does not use an apparatus or device for the
7	piercing of ballots by the voter.
8	(16) It produces and retains a voter-verified
9	permanent paper record having a manual audit capacity that
10	records each vote to be cast and that is viewed by the voter
11	from behind a window or other device before the ballot is
12	cast.
13	(17) It is furnished with illumination sufficient to
14	enable the voter to read the ballot while in the booth.
15	(18) It is equipped with an audio-stimulus voting
16	feature that communicates the complete content of the ballot
17	in a human voice and permits a voter who is blind or visually
18	impaired to cast a secret ballot using, at the option of the
19	voter, voice-only or tactile-discernible controls.
20	(19) It includes a sip-and-puff switch voting
21	attachment.
22	Section 2. This act shall take effect January 1, 2008.
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25	SENATE SUMMARY
26	Revises the requirements for voting systems approved by
27	the Department of State. Requires that a voter be allowed to correct an error in voting. Requires that the system
28	produce a paper record, be furnished with illumination, be equipped with an audio-stimulus voting feature, and
29	include a sip-and-puff switch attachment.
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