

**REVENUE:** No revenue impact

**FISCAL:** Fiscal statement issued

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**Action:** Do Pass as Amended and Be Printed Engrossed

**Vote:** 3 - 2 - 1

**Yeas:** Avakian, President Courtney, Brown

**Nays:** Ferrioli, Kruse

**Exc.:** Monnes Anderson

**Prepared By:** Marjorie Taylor, Administrator

**Meeting Dates:** 6/19, 6/21

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**WHAT THE MEASURE DOES:** Directs county clerk to conduct hand count of sample of ballots counted by each vote tally system in county at each general election. Directs clerk to conduct hand count not later than 30<sup>th</sup> day after election. Requires county clerk to conduct second hand count of sample if result of hand count differs from count of vote tally system by more than designated margin. Specifies that if result of second hand count differs from count of vote tally system by more than designated margin, then county clerk must conduct hand count of all ballots counted by that vote tally system. Provides that result of hand count is official tally of ballots for that vote tally system. Specifies that provisions requiring hand count do not apply if Secretary of State determines requirements of federal law are at least as stringent. Requires candidate nominating petition to contain residence address or mailing address of person signing petition. Deletes requirement that application for absentee ballot be in writing and signed by applicant. Prohibits electioneering within 100 feet of state or local election office designated for deposit of ballots. Prohibits person from obstructing entrance of building in which ballots are issued. Prohibits person other than elections official from providing elections advice or collecting voted ballots within 100 feet of state or local government elections office designated for deposit of ballots. Requires signs at nonofficial ballot drop sites to be printed in bold 50-point type. Resolves conflicts.

**ISSUES DISCUSSED:**

- Federal legislation related to accuracy of vote tally machines
- Verification of election results
- Public perception of accuracy of election results
- Cost of hand counting elections
- Logic and accuracy tests run on tally machines

**EFFECT OF COMMITTEE AMENDMENT:** Requires candidate nominating petition to contain residence address or mailing address of person signing petition. Deletes requirement that application for absentee ballot be in writing and signed by applicant. Allows application by email. Prohibits electioneering within 100 feet of state or local election office designated for deposit of ballots. Prohibits person from obstructing entrance of building in which ballots are issued. Prohibits person other than elections official from providing elections advice or collecting voted ballots within 100 feet of state or local government elections office designated for deposit of ballots. Requires signs at nonofficial ballot drop sites to be printed in bold 50-point type. Deletes provision directing county clerk to update voter registration based on evidence received from U.S. Postal Service indicating change in elector mailing address. Resolves conflicts with SB 74 and SB 77.

**BACKGROUND:** The Help America Vote Act (HAVA), approved by Congress in 2002, gives the Commerce Department's National Institute of Standards and Technology (NIST) a key role in helping realize nationwide improvements in voting systems, including the requirement that state voting systems produce a permanent paper record for the voting system that can be manually audited and is available as an official record for recounts. HB 3270B addresses public concerns about ballot-security and the validity of election results determined by machine tallies of ballots. HB 3270B also addresses electioneering around state and local government elections offices and the identification of unofficial ballot drop sites.

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*This summary has not been adopted or officially endorsed by action of the committee.*