

# House Bill 2686

Sponsored by Representative RAYFIELD; Representatives HUDSON, MARSH, PHAM, WILDE, Senators DEMBROW, GOLDEN (Pre-session filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires that any voting machine or vote tally system approved by Secretary of State must be compatible with elections conducted by ranked-choice voting and any other form of voting that is authorized under Oregon Constitution and has been used within previous 10 years in any federal, state or local election in United States.

## A BILL FOR AN ACT

1  
2 Relating to voting; creating new provisions; and amending ORS 246.560.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 246.560 is amended to read:

5 246.560. (1) A voting machine may not be approved by the Secretary of State unless the voting  
6 machine is constructed so that it:

7 (a) Secures to the elector secrecy of voting.

8 (b) Provides facilities for voting for the candidates of as many political parties or organizations  
9 as may make nominations and for or against as many measures as may be submitted.

10 (c) Permits the elector to vote for any person and as many persons for an office and upon any  
11 measure for which the elector has the right to vote.

12 **(d) Is compatible with an election conducted under ranked-choice voting and any other  
13 alternative form of voting that:**

14 **(A) Is authorized under the Oregon Constitution; and**

15 **(B) Has been used within the last 10 years in any federal, state or local election in the  
16 United States.**

17 *[(d)]* **(e)** Permits the elector, except at a primary election, to vote for all the candidates of one  
18 party or in part for the candidates of one party and in part for the candidates of one or more other  
19 parties.

20 *[(e)]* **(f)** Correctly records on a separate ballot the votes cast by each elector for any person and  
21 for or against any measure.

22 *[(f)]* **(g)** Provides that a vote for more than one candidate cannot be cast by one single operation  
23 of the voting machine or vote tally system except **as provided in paragraph (d) of this subsection**  
24 **or** for President and Vice President and electors for those offices.

25 *[(g)]* **(h)** Provides that straight party pointers shall be disconnected from all candidate pointers.

26 *[(h)]* **(i)** Contains a device that will duplicate the votes cast by each elector onto a paper record  
27 copy.

28 *[(i)]* **(j)** Contains a device that will allow each elector to view the elector's paper record copy  
29 while preventing the elector from directly handling the paper record copy.

30 (2) A vote tally system shall be:

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.  
New sections are in **boldfaced** type.

1 (a) Capable of correctly counting votes on ballots on which the proper number of votes have  
2 been marked for any office or measure that has been voted.

3 (b) Capable of ignoring the votes marked for any office or measure if more than the allowable  
4 number of votes have been marked, but shall correctly count the properly voted portions of the  
5 ballot.

6 (c) Capable of accumulating a count of the specific number of ballots tallied for a precinct, ac-  
7 cumulating total votes by candidate for each office, and accumulating total votes for and against  
8 each measure of the ballots tallied for a precinct.

9 (d) Capable of tallying votes from ballots of different political parties, from the same precinct,  
10 in a primary election.

11 **(e) Capable of tallying votes in elections conducted under all voting systems described in**  
12 **subsection (1)(d) of this section.**

13 [(e)] (f) Capable of accommodating the procedure established under ORS 254.155.

14 [(f)] (g) Capable of automatically producing precinct totals in either printed, marked, or punched  
15 form, or combinations thereof.

16 **SECTION 2. The amendments to ORS 246.560 by section 1 of this 2021 Act apply to voting**  
17 **machines and vote tally systems that are approved by the Secretary of State on or after the**  
18 **effective date of this 2021 Act.**