

SB10 INTRODUCED



- 1 ZQUSKR-1
- 2 By Senator Chambliss
- 3 RFD: State Governmental Affairs
- 4 First Read: 07-Mar-23
- 5 PFD: 08-Feb-23



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SYNOPSIS:

Under existing state law, there is no prohibition against the use of electronic vote counting systems that are capable of connecting to the Internet or cell phone networks or that possess modem technology.

This bill would prohibit the use of electronic vote counting systems that are capable of connecting to the Internet or cell phone networks or that possess modem technology.

A BILL
TO BE ENTITLED
AN ACT

Relating to electronic vote counting systems; to amend Section 17-7-21, Code of Alabama 1975, to prohibit the use of electronic vote counting systems that are capable of connection to the Internet or cell phone networks or that possess modem technology.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Section 17-7-21, Code of Alabama 1975, is amended to read as follows:

"§17-7-21



SB10 INTRODUCED

29 (a) The governing body of any county or municipality or
30 other political subdivision of the state by adoption of an
31 appropriate resolution, may authorize, adopt, and direct the
32 use of electronic vote counting systems for use in all
33 elections held in such county or municipality or other
34 political subdivision or any portion thereof; and such
35 resolution, a copy of which shall be filed with the Secretary
36 of State, shall specify the particular type of equipment to be
37 used and a procedure for implementation.

38 (b) Notwithstanding subsection (a), no electronic vote
39 counting system shall be used unless it has been constructed
40 so that it:

41 (1) Permits and requires voting in secrecy.

42 (2) Permits each elector to vote at any election for
43 all persons and offices for whom and for which he or she is
44 lawfully entitled to vote; to vote for as many persons for an
45 office as he or she is entitled to vote for; and to vote for
46 or against any question upon which he or she is entitled to
47 vote.

48 (3) Permits the voter at other than primary elections
49 to vote a straight political party ticket in one operation.

50 (4) Permits such automatic tabulating equipment to be
51 set to reject all votes for any office or question when the
52 number of votes therefor exceeds the number which the voter is
53 entitled to cast or when the voter is not entitled to cast a
54 vote for the office or question.

55 (5) Is capable of correctly counting votes.

56 (6) When used in primary elections, counts only votes



SB10 INTRODUCED

57 for the candidates of one party, rejects all votes for an
58 office when the number of votes therefor exceeds the number
59 which the voter is entitled to cast, and rejects all votes of
60 a voter cast for candidates of more than one party.

61 (7) At presidential elections, permits each elector, by
62 one operation, to vote for all presidential electors of a
63 party or independent candidates for president or vice
64 president.

65 (8) Provides a method for write-in voting.

66 (9) Is capable of accumulating a count of the specific
67 number of ballots tallied for a precinct; accumulating total
68 votes by candidate for each office; and accumulating total
69 votes for and against each question for such precinct.

70 (10) Is capable of tallying votes from ballots of
71 different political parties from the same precinct, in the
72 case of a primary election.

73 (11) Is capable of automatically producing precinct
74 vote totals in printed, marked, or punched form, or a
75 combination thereof.

76 (12) Is capable of accurately and correctly tabulating
77 each vote and having the same so certified.

78 (13) Is not capable of connecting to the Internet or
79 cell phone networks and does not possess modem technology."

80 Section 2. This act shall become effective on the
81 first day of the third month following its passage and
82 approval by the Governor, or its otherwise becoming law.