



Sen. Terry Link

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09500SB0662sam002

LRB095 10645 JAM 34220 a

1 AMENDMENT TO SENATE BILL 662

2 AMENDMENT NO. _____. Amend Senate Bill 662, AS AMENDED,
3 with reference to page and line numbers of Senate Amendment No.
4 1, on page 1, by replacing line 6 with the following:

5 "24A-10.1, 24A-15, 24A-16, 24B-6, 24B-10.1, 24B-15, 24B-16,
6 24C-12, 24C-15, 24C-16, and"; and

7 on page 28, by inserting below line 16 the following:

8 "(10 ILCS 5/24A-16) (from Ch. 46, par. 24A-16)

9 Sec. 24A-16. The State Board of Elections shall approve all
10 voting systems provided by this Article.

11 No voting system shall be approved unless it fulfills the
12 following requirements:

13 (1) It enables a voter to vote in absolute secrecy;

14 (2) (Blank);

15 (3) It enables a voter to vote a ticket selected in

1 part from the nominees of one party, and in part from the
2 nominees of any or all parties, and in part from
3 independent candidates and in part of candidates whose
4 names are written in by the voter;

5 (4) It enables a voter to vote a written or printed
6 ticket of his own selection for any person for any office
7 for whom he may desire to vote;

8 (5) It will reject all votes for an office or upon a
9 proposition when the voter has cast more votes for such
10 office or upon such proposition than he is entitled to
11 cast;

12 (6) It will accommodate all propositions to be
13 submitted to the voters in the form provided by law or,
14 where no such form is provided, then in brief form, not to
15 exceed 75 words.

16 The State Board of Elections shall not approve any voting
17 equipment or system that includes an external Infrared Data
18 Association (IrDA) communications port.

19 The State Board of Elections is authorized to withdraw its
20 approval of a voting system if the system fails to fulfill the
21 above requirements.

22 The vendor, person, or other private entity shall be solely
23 responsible for the production and cost of: all ballots;
24 additional temporary workers; and other equipment or
25 facilities needed and used in the testing of the vendor's,
26 person's, or other private entity's respective equipment and

1 software.

2 Any voting system vendor, person, or other private entity
3 seeking the State Board of Elections' approval of a voting
4 system shall, as part of the approval application, submit to
5 the State Board a non-refundable fee. The State Board of
6 Elections by rule shall establish an appropriate fee structure,
7 taking into account the type of voting system approval that is
8 requested (such as approval of a new system, a modification of
9 an existing system, the size of the modification, etc.). No
10 voting system or modification of a voting system shall be
11 approved unless the fee is paid.

12 No vendor, person, or other entity may sell, lease, or
13 loan, or have a written contract, including a contract
14 contingent upon State Board approval of the voting system or
15 voting system component, to sell, lease, or loan, a voting
16 system or voting system component to any election jurisdiction
17 unless the voting system or voting system component is first
18 approved by the State Board of Elections pursuant to this
19 Section.

20 (Source: P.A. 94-1000, eff. 7-3-06.)"; and

21 on page 41, by inserting below line 8 the following:

22 "(10 ILCS 5/24B-16)

23 Sec. 24B-16. Approval of Precinct Tabulation Optical Scan
24 Technology Voting Systems; Requisites. The State Board of

1 Elections shall approve all Precinct Tabulation Optical Scan
2 Technology voting systems provided by this Article.

3 No Precinct Tabulation Optical Scan Technology voting
4 system shall be approved unless it fulfills the following
5 requirements:

6 (a) It enables a voter to vote in absolute secrecy;

7 (b) (Blank);

8 (c) It enables a voter to vote a ticket selected in
9 part from the nominees of one party, and in part from the
10 nominees of any or all parties, and in part from
11 independent candidates, and in part of candidates whose
12 names are written in by the voter;

13 (d) It enables a voter to vote a written or printed
14 ticket of his or her own selection for any person for any
15 office for whom he or she may desire to vote;

16 (e) It will reject all votes for an office or upon a
17 proposition when the voter has cast more votes for the
18 office or upon the proposition than he or she is entitled
19 to cast; and

20 (f) It will accommodate all propositions to be
21 submitted to the voters in the form provided by law or,
22 where no form is provided, then in brief form, not to
23 exceed 75 words.

24 The State Board of Elections shall not approve any voting
25 equipment or system that includes an external Infrared Data
26 Association (IrDA) communications port.

1 The State Board of Elections is authorized to withdraw its
2 approval of a Precinct Tabulation Optical Scan Technology
3 voting system if the system fails to fulfill the above
4 requirements.

5 The vendor, person, or other private entity shall be solely
6 responsible for the production and cost of: all ballots;
7 additional temporary workers; and other equipment or
8 facilities needed and used in the testing of the vendor's,
9 person's, or other private entity's respective equipment and
10 software.

11 Any voting system vendor, person, or other private entity
12 seeking the State Board of Elections' approval of a voting
13 system shall, as part of the approval application, submit to
14 the State Board a non-refundable fee. The State Board of
15 Elections by rule shall establish an appropriate fee structure,
16 taking into account the type of voting system approval that is
17 requested (such as approval of a new system, a modification of
18 an existing system, the size of the modification, etc.). No
19 voting system or modification of a voting system shall be
20 approved unless the fee is paid.

21 No vendor, person, or other entity may sell, lease, or
22 loan, or have a written contract, including a contract
23 contingent upon State Board approval of the voting system or
24 voting system component, to sell, lease, or loan, a voting
25 system or Precinct Tabulation Optical Scan Technology voting
26 system component to any election jurisdiction unless the voting

1 system or voting system component is first approved by the
2 State Board of Elections pursuant to this Section.

3 (Source: P.A. 94-1000, eff. 7-3-06.)"; and

4 on page 50, by inserting below line 1 the following:

5 "(10 ILCS 5/24C-16)

6 Sec. 24C-16. Approval of Direct Recording Electronic
7 Voting Systems; Requisites. The State Board of Elections shall
8 approve all Direct Recording Electronic Voting Systems that
9 fulfill the functional requirements provided by Section 24C-11
10 of this Code, the mandatory requirements of the federal voting
11 system standards pertaining to Direct Recording Electronic
12 Voting Systems promulgated by the Federal Election Commission
13 or the Election Assistance Commission, the testing
14 requirements of an approved independent testing authority and
15 the rules of the State Board of Elections.

16 The State Board of Elections shall not approve any Direct
17 Recording Electronic Voting System that includes an external
18 Infrared Data Association (IrDA) communications port.

19 The State Board of Elections is authorized to withdraw its
20 approval of a Direct Recording Electronic Voting System if the
21 System, once approved, fails to fulfill the above requirements.

22 The vendor, person, or other private entity shall be solely
23 responsible for the production and cost of: all ballots;
24 additional temporary workers; and other equipment or

1 facilities needed and used in the testing of the vendor's,
2 person's, or other private entity's respective equipment and
3 software.

4 Any voting system vendor, person, or other private entity
5 seeking the State Board of Elections' approval of a voting
6 system shall, as part of the approval application, submit to
7 the State Board a non-refundable fee. The State Board of
8 Elections by rule shall establish an appropriate fee structure,
9 taking into account the type of voting system approval that is
10 requested (such as approval of a new system, a modification of
11 an existing system, the size of the modification, etc.). No
12 voting system or modification of a voting system shall be
13 approved unless the fee is paid.

14 No vendor, person, or other entity may sell, lease, or
15 loan, or have a written contract, including a contract
16 contingent upon State Board approval of the voting system or
17 voting system component, to sell, lease, or loan, a Direct
18 Recording Electronic Voting System or system component to any
19 election jurisdiction unless the system or system component is
20 first approved by the State Board of Elections pursuant to this
21 Section.

22 (Source: P.A. 93-574, eff. 8-21-03; 94-1000, eff. 7-3-06.)".