

Department of Planning and Budget 2016 Fiscal Impact Statement

1. Bill Number: HB104-ER2

House of Origin	<input type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
Second House	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input checked="" type="checkbox"/> Enrolled

2. Patron: O'Bannon

3. Committee: Passed Both Houses

4. Title: Voting equipment; locking and sealing of voting and counting machines after election.

5. Summary: Provides that if a voting or counting machine secured by removal of a data storage device containing the only record of votes cast for any office or on any question and the machine itself does not contain such a record, that machine is not required to remain locked and sealed until the deadline to request a recount has passed or any contest or recount has been concluded. The sealed envelopes containing the equipment keys for such machines are required to be delivered to the electoral board no later than noon on the day following the election. The bill also provides that the requirements for locking and sealing voting equipment do not apply to any ballot marking device and its data storage device provided to meet accessibility requirements, where the number of persons voting in the election or the number of votes cast for any office or on any question are not recorded by the ballot marking device. All other voting systems are subject to current provisions for the locking and sealing of equipment. Each such machine shall remain locked and sealed until it is returned to the site at which voting and counting machines are stored in the locality.

6. Budget Amendment Necessary: No.

7. No Fiscal Impact

8. Fiscal Implications: None.

9. Specific Agency or Political Subdivisions Affected: Department of Elections and electoral boards.

10. Technical Amendment Necessary: No.

11. Other Comments: The Governor's recommendation added the following language on line 46 of the enrolled bill, "Each such machine shall remain locked and sealed until it is returned to the site at which voting and counting machines are stored in the locality."

This bill is a companion to SB315 (Dance), as amended by the House.