

Rules by Subject Matter Interim Committee Recommendations

	Promulgated Date	Effective Date	Filed w/ SOS Date	Last Revision Date
State Board of Election Commissioners				
Accept Recommendation to Repeal				
Voting System Approval Rules and Procedures				ID#: 9326
Statutory Authority: Ark Code Ann. §7-5-601, 7-5-606, 25-15-201 et. seq.	04/14/1992	05/06/1992	04/16/1992	
<input type="checkbox"/> Required under State or Federal Law: (none)				
Requirement Statement: (none)				
Repeal: The SBEC intends to repeal this rule. Prior to the staff of the SBEC beginning its work on the reports required under Act 781 of 2017, the current staff of the SBEC was unaware this rule existed. The rule was not published on the SBEC’s website and was not included or referenced in the database where information on our rules is kept. Staff discovered the rule in a paper file that was uncovered when looking for information regarding other rules. This rule governs the application of vendors requesting to have “electronic voting system” approved under state law. However, the definition of “electronic voting system,” used in this rule, includes technology no longer approved for use in Arkansas such as punch cards. Furthermore, the rule does not account for modern requirements regarding voting machines including a voter verified paper audit trail. In addition, the requirements under this rule for filing an application to have voting equipment approved are incongruous with current technology and current practices of the SBEC. The SBEC has successfully approved equipment, as needed, under the relevant statutory provisions. See, A.C.A. §§7-5-503; 7-5-606. This rule seems to be the very type of regulation that Act 781 of 2017 was designed to address and, therefore, we have marked this rule for repeal.				
Subject Matter Committee: State Agencies & Governmental Affairs Committees				
Link to Rule Document: http://arr.blr.arkansas.gov/Portals/0/Rules/ARR/Entities/52/Rules/9326/Final/Voting Systems Approval Rules and Procedures - SCAN 1992.pdf				