

# Hall of the House of Representatives

86th General Assembly - Regular Session, 2007

## Amendment Form

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### Subtitle of House Bill No. 2625

"AN ACT TO AMEND VARIOUS PROVISIONS OF THE ARKANSAS CODE CONCERNING  
VOTING MACHINES."

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### Amendment No. 1 to House Bill No. 2625.

Amend House Bill No. 2625 as originally introduced:

Page 1, delete line 21 and substitute the following:

"SECTION 1. Arkansas Code § 7-5-518(b), concerning the adjustment of a counter, is amended to read as follows:

(b) If any counter ~~or tabulator~~ is found not to register zero (000), the election officials shall immediately notify the county board of election commissioners, who shall cause the counters to be adjusted at zero (000).

SECTION 2. Arkansas Code § 7-5-522 is amended to read as follows:"

AND

Page 2, line 4, add ", if known" after "voter"

AND

Page 2, line 9 delete "SECTION 2." And substitute "SECTION 3."

AND

Page 3, delete line 8 and substitute the following:

~~"waiting in line to vote at the polling site."~~

SECTION 4. Arkansas Code § 7-5-523 is repealed.

~~7-5-523. Assistance to voters with disabilities. [Effective January 1, 2006.]~~

~~(a)(1) A voter shall inform the election officials at the time that the voter presents himself or herself to vote that the voter is unable to cast his or her ballot by voting machine because the voter cannot read or write or because of physical, sensory, or other disability or other legal cause, or that he or she is unable to complete the ballot without help and needs the assistance of some other person in casting his or her ballot. That voter may be assisted by:~~



~~(A) Two (2) election officials; or~~

~~(B) A person named by the voter.~~

~~(2) If the voter is assisted by two (2) election officials, one (1) of the election officials shall observe the voting process and one (1) may assist the voter in operating the machine so as to vote the ballot in accordance with the wishes of the voter without comment or interpretation.~~

~~(3) If the voter is assisted by one (1) person named by the voter, he or she may assist the voter in operating the machine so as to vote the ballot in accordance with the wishes of the voter without comment or interpretation.~~

~~(4) The laws of this state with respect to assisting persons with disabilities in the casting of votes upon printed ballots shall govern, insofar as is practicable, the assistance of a voter in casting his or her ballot by voting machine.~~

~~(5) It shall be the duty of the election officials at the polling site to make and maintain a list of the names of all persons assisting voters.~~

~~(b) A voter with a disability who requests to cast his or her ballot on a voting machine without assistance shall be provided with an audio or other device that shall be used in conjunction with the voting machine so that the voter may cast a secret ballot without assistance.~~

~~(c) Any voter who because of physical, sensory, or other disability presents himself or herself for voting by voting machine and who then informs election officials at the polling site that he or she is unable to stand in line for extended periods of time shall be entitled to be assisted by an election official to advance to the head of any line of voters then waiting in line to vote at the polling site."~~

AND

Page 3, line 10 delete "SECTION 3." And substitute "SECTION 5."

AND

Page 3, line 23 delete "SECTION 4." And substitute "SECTION 6."

AND

Page 3, delete lines 24 and 25 and substitute the following:

~~"7-5-530. Machines released to officials — Impounding upon election contest or recount~~ Securing audit materials upon election contest or recount.  
[Effective January 1, 2006.]"

AND

Page 3, line 33 delete "(c)" and substitute "~~(c)~~(b)"

AND

Page 4, line 2, before "under", insert "in the county courthouse"

AND

Page 4, line 3 delete "(d)" and substitute "~~(d)~~(c)"

AND

Page 4, delete lines 9 through 11 and substitute the following:  
"verified paper audit trails and store them in a secure place in the county courthouse ~~to which only he or she shall have access~~ awaiting further orders of the applicable county board or court."

AND

Page 4, line 13 delete "SECTION 5." And substitute "SECTION 7."

AND

Page 5, line 5 delete "shall" and substitute "may"

AND

Page 5, delete lines 24 through 36 and substitute the following:

"SECTION 8. Arkansas Code § 7-5-614 is amended to read as follows:

7-5-614. Locations for vote tabulation - Procedures. ~~{Effective January 1, 2006.}~~

~~(a)(1) The~~ For the tabulation of votes of a precinct ~~may be~~ by electronic vote tabulating devices at a central counting location ~~or at the polling sites.:~~

~~(2) Provisional ballots and absentee ballots shall be processed and counted at the courthouse or other central counting location in the county.~~

~~(3) The county board of election commissioners with respect to all elections shall give notice of the location within the county of each place at which votes will be counted by electronic vote tabulating devices and of the names or numbers of all precincts whose votes will be counted at each location, by posting the notice in a conspicuous place in the county courthouse at least three (3) days prior to each election.~~

~~(b) For the tabulation of provisional and absentee ballots at a central location beginning on election day:~~

~~(1)(A) The election officials shall place in the container provided for the~~ that purpose all ballots that have been cast.

~~(B) This~~ The container shall be sealed and delivered to the county board of election commissioners forthwith by the election officials together with the unused, void, and defective ballots; and

~~(2)(A) All proceedings at the counting location shall be under the direction of at least two (2) election officials named by the county board of election commissioners with respect to all elections.~~

~~(B) In all elections, when possible, the election officials shall represent the majority party and the minority party."~~

AND

Page 6, delete lines 1 through 13 in their entirety

AND

Page 6, line 15 delete "SECTION 7." And substitute "SECTION 9."

AND

Page 6, line 17 delete "[Effective January 1, 2006.]" and substitute  
"~~[Effective January 1, 2006.]~~"

AND

Page 7, line 1, delete "precinct" and substitute "~~precinct~~ polling site"

The Amendment was read \_\_\_\_\_

By: Representative Sumpter  
GLG/LEF - 03-12-2007 10:40  
GLG190

\_\_\_\_\_  
Chief Clerk