

HOUSE BILL NO. 131

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Introduced: 3/22/23

Referred: State Affairs, Judiciary

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to voting machines and vote tally systems; and providing for an**
2 **effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 *** Section 1.** AS 15.20.910 is amended to read:

5 **Sec. 15.20.910. Standards for voting machines and vote tally systems.** The
6 director may approve a voting machine or vote tally system for use in an election in
7 the state upon consideration of factors relevant to the administration of state elections,
8 including whether the [FEDERAL ELECTION COMMISSION HAS CERTIFIED
9 THE VOTING MACHINE OR VOTE TALLY SYSTEM TO BE IN COMPLIANCE
10 WITH THE VOTING SYSTEM STANDARDS APPROVED BY THE FEDERAL
11 ELECTION COMMISSION AS REQUIRED BY 42 U.S.C. 15481(a)(5) (HELP
12 AMERICA VOTE ACT OF 2002). THE DIRECTOR MAY ONLY APPROVE A]
13 voting machine or vote tally system meets the United States Election Assistance
14 Commission's voluntary voting system guidelines and is certified by the

1 **commission. A voting machine or vote tally system must use only open-source**
2 **software technology and satisfy** [IF THE MACHINE OR SYSTEM SATISFIES] the
3 requirements of AS 15.15.032(c).

4 * **Sec. 2.** AS 15.20.910 is amended by adding a new subsection to read:

5 (b) In this section, "open-source software technology" means the complete
6 source code for the software is available to the public, under the terms of a license, to
7 use, modify, or distribute freely without payment of royalties or other consideration.

8 * **Sec. 3.** This Act takes effect July 1, 2023.