



# LAWS OF ALASKA

2002

**Source**

HB 320 am

**Chapter No.**

6

**AN ACT**

Relating to the use of electronic balloting equipment.

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

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**Approved by the Governor:** March 7, 2002  
**Actual Effective Date:** June 5, 2002

AN ACT

1 Relating to the use of electronic balloting equipment.

2

3 \* **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section to  
4 read:

5 SHORT TITLE. This Act may be known as the Frank Haas Act.

6 \* **Sec. 2.** AS 15.15.030(5) is amended to read:

7 (5) The [STATE GENERAL ELECTION BALLOT SHALL BE  
8 PRINTED ON WHITE PAPER WITH THE] names of the candidates and their party  
9 designations **shall be** placed in separate sections **on the state general election ballot**  
10 under the office designation to which they were nominated. The party affiliation, if  
11 any, shall be designated after the name of the candidate. The lieutenant governor and  
12 the governor shall be included under the same section. Provision shall be made for  
13 voting for write-in and no-party candidates within each section. **Paper ballots for the**  
14 **state general election shall be printed on white paper.**

15 \* **Sec. 3.** AS 15.15.030(13) is amended to read:

Chapter 6

1 (13) Notwithstanding any other provision of this title, the director may  
2 provide for voting by use of **electronic balloting equipment or** optically scanned  
3 ballots where **the requisite** [OPTICAL SCANNING] equipment is available. **If the**  
4 **director provides for voting by use of electronic balloting equipment, the director**  
5 **shall provide electronic balloting equipment that would allow voters with**  
6 **disabilities, including those who are blind or visually impaired, to cast private,**  
7 **independent, and verifiable ballots.**

8 \* Sec. 4. AS 15.20.900 is amended to read:

9 **Sec. 15.20.900. Optically scanned or electronically generated ballots**  
10 **[BALLOT TABULATION].** (a) Notwithstanding any other provisions of this title,  
11 the director may adopt regulations that provide procedures for the tabulation of  
12 **electronically generated ballots or** optically scanned ballots, including procedures  
13 for

- 14 (1) tests of the counting programs developed for each precinct  
15 tabulator to ensure that the system is functioning properly;  
16 (2) security for the voting and tabulation of ballots;  
17 (3) the transmission and accumulation of vote totals to assure the  
18 integrity of the vote counting process;  
19 (4) observation by the public of the counting process in the regional  
20 offices; and  
21 (5) the disposition of ballots.

22 (b) The state ballot counting review board established under AS 15.10.180  
23 shall test the counting programs for the tabulation of **electronically generated ballots**  
24 **or** optically scanned ballots and certify their accuracy in accordance with the  
25 regulations adopted under (a) of this section.