

SENATE BILL NO. 258

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY SENATORS LEMAN, Ellis, Wilken, Taylor, Lincoln, Davis, Elton, Stevens

Introduced: 1/28/02

Referred: State Affairs

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the use of electronic ballots."**

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

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

1 (13) Notwithstanding any other provision of this title, the director may
 2 provide for voting by use of electronically generated ballots or optically scanned
 3 ballots where the requisite [OPTICAL SCANNING] equipment is available. If the
 4 director provides for voting by use of electronically generated ballots, the
 5 director shall provide equipment enabling the visually impaired to vote without
 6 assistance.

7 * Sec. 4. AS 15.20.900 is amended to read:

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

13 (1) tests of the counting programs developed for each precinct
 14 tabulator to ensure that the system is functioning properly;

15 (2) security for the voting and tabulation of ballots;

16 (3) the transmission and accumulation of vote totals to assure the
 17 integrity of the vote counting process;

18 (4) observation by the public of the counting process in the regional
 19 offices; and

20 (5) the disposition of ballots.

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