

1 AN ACT concerning elections.

2 Be it enacted by the People of the State of Illinois,
3 represented in the General Assembly:

4 Section 5. The Election Code is amended by changing
5 Sections 24A-16 and 24B-16 as follows:

6 (10 ILCS 5/24A-16) (from Ch. 46, par. 24A-16)

7 Sec. 24A-16. The State Board of Elections shall approve
8 all voting systems provided by this Article.

9 No voting system shall be approved unless it fulfills the
10 following requirements:

11 (1) It enables a voter to vote in absolute secrecy;

12 (2) (Blank);

13 (3) It enables a voter to vote a ticket selected in part
14 from the nominees of one party, and in part from the nominees
15 of any or all parties, and in part from independent
16 candidates and in part of candidates whose names are written
17 in by the voter;

18 (4) It enables a voter to vote a written or printed
19 ticket of his own selection for any person for any office for
20 whom he may desire to vote;

21 (5) It will reject all votes for an office or upon a
22 proposition when the voter has cast more votes for such
23 office or upon such proposition than he is entitled to cast;

24 (6) It will accommodate all propositions to be submitted
25 to the voters in the form provided by law or, where no such
26 form is provided, then in brief form, not to exceed 75 words.

27 The State Board of Elections is authorized to withdraw
28 its approval of a voting system if the system fails to
29 fulfill the above requirements.

30 No vendor, person or other entity may sell, lease or loan
31 a voting system or voting system component to any election

1 jurisdiction unless the voting system or voting system
2 component is first approved by the State Board of Elections
3 pursuant to this Section.

4 In addition to meeting the other requirements of this
5 Section, and prior to certifying the equipment for use, the
6 State Board of Elections shall conduct usability tests on the
7 equipment and make the report of the testing results
8 available to the public. The State Board of Elections shall
9 promulgate rules for conducting these tests. This usability
10 testing requirement shall not apply to equipment approved
11 only for testing.

12 (Source: P.A. 89-700, eff. 1-17-97.)

13 (10 ILCS 5/24B-16)

14 Sec. 24B-16. Approval of Precinct Tabulation Optical
15 Scan Technology Voting Systems; Requisites. The State Board
16 of Elections shall approve all Precinct Tabulation Optical
17 Scan Technology voting systems provided by this Article.

18 No Precinct Tabulation Optical Scan Technology voting
19 system shall be approved unless it fulfills the following
20 requirements:

21 (a) It enables a voter to vote in absolute secrecy;

22 (b) (Blank);

23 (c) It enables a voter to vote a ticket selected in
24 part from the nominees of one party, and in part from the
25 nominees of any or all parties, and in part from
26 independent candidates, and in part of candidates whose
27 names are written in by the voter;

28 (d) It enables a voter to vote a written or printed
29 ticket of his or her own selection for any person for any
30 office for whom he or she may desire to vote;

31 (e) It will reject all votes for an office or upon
32 a proposition when the voter has cast more votes for the
33 office or upon the proposition than he or she is entitled

1 to cast; and

2 (f) It will accommodate all propositions to be
3 submitted to the voters in the form provided by law or,
4 where no form is provided, then in brief form, not to
5 exceed 75 words.

6 The State Board of Elections is authorized to withdraw
7 its approval of a Precinct Tabulation Optical Scan Technology
8 voting system if the system fails to fulfill the above
9 requirements.

10 No vendor, person or other entity may sell, lease or loan
11 a voting system or Precinct Tabulation Optical Scan
12 Technology voting system component to any election
13 jurisdiction unless the voting system or voting system
14 component is first approved by the State Board of Elections
15 pursuant to this Section.

16 In addition to meeting the other requirements of this
17 Section, and prior to certifying the equipment for use, the
18 State Board of Elections shall conduct usability tests on the
19 equipment and make the report of the testing results
20 available to the public. The State Board of Elections shall
21 promulgate rules for conducting these tests. This usability
22 testing requirement shall not apply to equipment approved
23 only for testing.

24 (Source: P.A. 89-394, eff. 1-1-97; 89-700, eff. 1-17-97.)

25 Section 99. Effective date. This Act takes effect upon
26 becoming law.