

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2019

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HOUSE BILL 19
PROPOSED COMMITTEE SUBSTITUTE H19-PCS30482-ST-42

Short Title: Certain DRE Equipment.

(Public)

Sponsors:

Referred to:

February 5, 2019

1 A BILL TO BE ENTITLED
2 AN ACT TO AUTHORIZE THE STATE BOARD OF ELECTIONS TO PERMIT
3 CONTINUED USE OF CERTAIN DIRECT RECORD ELECTRONIC VOTING
4 SYSTEMS UNDER CERTAIN CONDITIONS.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Section 3.11 of S.L. 2018-13 reads as rewritten:

7 "**SECTION 3.11.(a)** Section 30.8 of ~~S.L. 2013-281~~, S.L. 2013-381 as amended by Section
8 6(a) of S.L. 2015-103, reads as rewritten:

9 "**SECTION 30.8.** Any direct record electronic (DRE) voting systems currently certified by
10 the State Board of Elections ~~and Ethics Enforcement~~ which do not use paper ballots shall be
11 decertified and shall not be used in any election held on or after December 1, 2019.
12 Decertification of a DRE voting system that does not use paper ballots may not be appealed to
13 the Superior Court of Wake County pursuant to G.S. 163A-1115(d)."

14 "**SECTION 3.11.(b)** Section 30.9 of ~~S.L. 2013-281~~, S.L. 2013-381, as amended by Section
15 6(b) of S.L. 2015-103, reads as rewritten:

16 "**SECTION 30.9.** This Part becomes effective December 1, 2019, for counties that use direct
17 record electronic voting machines.""

18 **SECTION 2.** Notwithstanding Section 3.11 of S.L. 2018-13, as amended by this act,
19 the State Board of Elections (State Board) may authorize a county board of elections to use a
20 direct record electronic (DRE) voting system in any election prior to December 1, 2020, provided
21 the State Board determines both of the following conditions are satisfied:

- 22 (1) The county board of elections submits a request to the State Board to use a
23 DRE voting system in an election or elections prior to December 1, 2020, as
24 specified in the request.
25 (2) The county board of elections provides sufficient information for the State
26 Board to conclude that the use of the DRE voting system will not jeopardize
27 the security of the election or elections.

28 **SECTION 3.** This act is effective when it becomes law.



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