



General Assembly

January Session, 2019

Raised Bill No. 7321

LCO No. 5330



Referred to Committee on GOVERNMENT ADMINISTRATION
AND ELECTIONS

Introduced by:
(GAE)

AN ACT CONCERNING ELECTIONS AND SECURITY.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 9-241 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective from passage*):

3 (a) Any person owning or holding an interest in any voting
4 tabulator, as defined in subsection (w) of section 9-1, may apply to the
5 Secretary of the State to examine such tabulator and report on its
6 accuracy and efficiency. The Secretary of the State shall examine the
7 tabulator and determine whether, in the Secretary's opinion, the kind
8 of tabulator so examined (1) meets the requirements of section 9-242,
9 (2) can be used at elections, primaries and referenda held pursuant to
10 this title, and (3) complies with applicable standards for electronic
11 voting tabulators. If the Secretary of the State determines that the
12 tabulator can be so used, such tabulator may be adopted for such use.
13 No tabulator not so approved shall be so used. Each application shall
14 be accompanied by a fee of one hundred dollars and the Secretary of
15 the State shall not approve any tabulator until such fee and the

16 expenses incurred by the Secretary in making the examination have
17 been paid by the person making such application. Any voting
18 tabulator company that has had its voting tabulator approved and that
19 subsequently alters such tabulator in any way shall provide the
20 Secretary of the State with notice of such alterations, including a
21 description thereof and a statement of the purpose of such alterations.
22 If any such alterations appear to materially affect the accuracy,
23 appearance or efficiency of the tabulator, or modify the tabulator so
24 that it can no longer be used at elections, primaries or referenda held
25 pursuant to this title, at the discretion of the Secretary of the State, the
26 company shall submit such alterations for inspection and approval, at
27 its own expense, before such altered tabulators may be used. The
28 Secretary of the State may adopt regulations, in accordance with the
29 provisions of chapter 54, concerning examination and approval of
30 voting tabulators under this section. No voting tabulator that records
31 votes by means of holes punched in designated voting response
32 locations may be approved or used at any election, primary or
33 referendum held pursuant to this title.

34 (b) The Secretary of the State shall appoint an individual to serve in
35 a cyber security role within the office of the Secretary of the State. Such
36 individual shall perform or assist in performing any technical review,
37 testing or research associated with (1) the use of voting systems, and
38 (2) the development of any other standards necessary to protect the
39 integrity of the voting process.

40 [(b)] (c) The Secretary of the State may enter into an agreement with
41 The University of Connecticut or a member of the Connecticut State
42 University System to perform or assist in performing the following
43 functions: (1) Any technical review, testing or research associated with
44 the certification of voting equipment, (2) any technical review, testing
45 or research associated with the decertification of voting equipment, (3)
46 the development of standards for the use of voting equipment during
47 any election, primary or referenda, (4) the development of standards to
48 ensure the accuracy of voting equipment, (5) the development of
49 standards and procedures for the security, set-up and storage of voting

50 equipment, (6) the development of standards, procedures and
51 oversight of post-election audits, (7) the development of standards for
52 recanvass procedures to ensure the accuracy and reliability of any such
53 recanvass, (8) the development of standards and procedures for the
54 testing, security and use of an election management system, (9) the
55 development of standards and procedures for the programming of
56 ballots and voting equipment, (10) research and analysis of data
57 formats for ballot programming and election-related electronic data,
58 and (11) the development of any other standards necessary to protect
59 the integrity of voting equipment.

60 Sec. 2. (NEW) (*Effective from passage*) (a) Whenever voter registration
61 information maintained under title 9 of the general statutes by the
62 Secretary of the State or any registrar of voters is provided pursuant to
63 any provision of the general statutes, disclosure of a voter's date of
64 birth shall be limited to only the year of birth, unless such voter
65 registration information is requested and used for a governmental
66 purpose, as determined by the Secretary, in which case the voter's
67 complete date of birth shall be provided. As used in this section, a
68 governmental purpose shall include, but not be limited to, jury
69 administration.

70 (b) Notwithstanding any provision of the general statutes, any
71 motor vehicle operator's license number, identity card number, Social
72 Security number and any other unique identifier used for the purpose
73 of generating a voter registration record, or added to such record for
74 compliance with the requirements of the Help America Vote Act, P.L.
75 107-252, as amended from time to time, shall be confidential and shall
76 not be disclosed to any person.

77 (c) Notwithstanding any provision of the general statutes, if a voter
78 submits to the Secretary of the State a signed statement that
79 nondisclosure of such voter's name from the official registry list is
80 necessary for the safety of such voter or the voter's family, the name
81 and address of such voter on his or her voter registration record shall
82 be confidential and shall not be disclosed, except that an election,

83 primary or referendum official may view such information on the
84 official registry list when such list is used by any such official at a
85 polling place on the day of an election, primary or referendum.

86 Sec. 3. Subsection (w) of section 9-1 of the general statutes is
87 repealed and the following is substituted in lieu thereof (*Effective from*
88 *passage*):

89 (w) "Voting tabulator" means a machine, including, but not limited
90 to, a device [which operates] and any accompanying instruments, such
91 as memory cards, that operate by electronic means, for the registering
92 and recording of votes cast at elections, primaries and referenda;

93 Sec. 4. Subsection (a) of section 9-238 of the general statutes is
94 repealed and the following is substituted in lieu thereof (*Effective from*
95 *passage*):

96 (a) Except as provided in section 9-272, voting tabulators shall be
97 used at all elections held in any municipality, or in any part thereof, for
98 voting and registering and counting votes cast at such elections for
99 officers, and upon all questions or amendments submitted at such
100 elections. The board of selectmen of each town, the common council of
101 each city and the warden and burgesses of each borough shall
102 purchase or lease, or otherwise provide, for use at elections in each
103 such municipality (1) a number of voting tabulators approved by the
104 Secretary of the State, and (2) two memory cards programmed for each
105 such tabulator. Different voting tabulators may be provided for
106 different voting districts in the same municipality. Notwithstanding
107 any provision of this subsection to the contrary, the registrars of voters
108 of a municipality [may determine the number of voting tabulators that
109 shall be provided for use at any special election in such municipality,
110 provided the registrars shall provide at least one voting tabulator in
111 the municipality or, in a municipality divided into voting districts,]
112 shall use at least one voting tabulator in each [such] voting district.

113 Sec. 5. Section 9-247 of the general statutes is repealed and the
114 following is substituted in lieu thereof (*Effective from passage*):

115 (a) The registrars of voters shall, before the day of the election, cause
116 test ballots to be inserted in each tabulator to ensure that each
117 tabulator is prepared and read and cause each other voting system
118 approved by the Secretary of the State for use in the election,
119 including, but not limited to, voting devices equipped for individuals
120 with disabilities that comply with the provisions of the Help America
121 Vote Act, P.L. 107-25, as amended from time to time, to be put in order
122 in every way and set and adjust the same so that it shall be ready for
123 use in voting when delivered at the polling place. Such registrars of
124 voters shall cause each voting system to be in order and set and
125 adjusted, to be delivered at the polling place, together with all
126 necessary furniture and appliances that go with the same, at the room
127 where the election is to be held, and to be tested and operable not later
128 than one hour prior to the opening of the polling place.

129 (b) (1) Upon completion of the requirements set forth in subsection
130 (a) of this section and in regulations adopted by the Secretary of the
131 State relating to preparation of any voting system, the registrars of
132 voters shall submit one of the two memory cards programmed for each
133 voting tabulator, as provided in subdivision (2) of section 9-238, as
134 amended by this act, to The University of Connecticut for security
135 analysis.

136 (2) In the case of a voting tabulator subject to audit pursuant to
137 section 9-320f, after the completion of such audit and the conclusion of
138 the period prescribed in sections 9-266 and 9-310 during which such
139 voting tabulator shall be locked, sealed, secured and stored, the
140 registrars of voters shall submit the remaining memory card
141 programmed for such voting tabulator to The University of
142 Connecticut for security analysis.

143 Sec. 6. Subsection (a) of section 9-404b of the general statutes is
144 repealed and the following is substituted in lieu thereof (*Effective from*
145 *passage*):

146 (a) The petition form for candidacies for nomination to state or

147 district office shall be prescribed and provided by the Secretary of the
148 State, and signatures shall be obtained only on such form or on
149 duplicate petition pages produced in accordance with the provisions of
150 section 9-404a. Such form shall include, at the top of the form and in
151 bold print, the following:

152 WARNING

153 IT IS A CRIME TO SIGN THIS PETITION

154 IN THE NAME OF ANOTHER PERSON

155 WITHOUT LEGAL AUTHORITY TO DO SO

156 AND YOU MAY NOT SIGN THIS PETITION

157 IF YOU ARE NOT AN ELECTOR.

158 The form shall include a statement of instructions to persons using
159 the form and shall indicate the date and time by which it shall be filed
160 and the person with whom it shall be filed. The form shall (1) provide
161 spaces for the names and addresses of the candidates, the offices to
162 which nomination is sought and the political party holding the
163 primary, [and shall] (2) provide lines for the signatures, street
164 addresses, dates of birth and the printing of the names of enrolled
165 party members supporting the person or persons on behalf of whose
166 candidacy the petition is used, and (3) include a statement that any
167 such enrolled party member is not required to complete the line for
168 date of birth.

169 Sec. 7. Subsection (a) of section 9-410 of the general statutes is
170 repealed and the following is substituted in lieu thereof (*Effective from*
171 *passage*):

172 (a) The petition form for candidacies for nomination to municipal
173 office or for election as members of town committees shall be
174 prescribed by the Secretary of the State and provided by the registrar
175 of the municipality in which the candidacy is to be filed or duplicate

176 petition pages shall be produced in accordance with section 9-409, and
177 signatures shall be obtained only on such forms or such duplicate
178 petition pages. Such form shall include, at the top of the form and in
179 bold print, the following:

180 WARNING

181 IT IS A CRIME TO SIGN THIS PETITION

182 IN THE NAME OF ANOTHER PERSON

183 WITHOUT LEGAL AUTHORITY TO DO SO

184 AND YOU MAY NOT SIGN THIS PETITION

185 IF YOU ARE NOT AN ELECTOR.

186 The form shall include thereon a statement of instructions to
187 persons using the form and shall indicate the date and time by which it
188 shall be filed and the person with whom it shall be filed. The form
189 shall (1) provide spaces for the names and addresses of the candidates,
190 the offices to which nomination is sought or the positions to which
191 election is sought and the political party holding the primary, [and
192 shall] (2) provide lines for the signatures, street addresses, dates of
193 birth and the printing of the names of enrolled party members
194 supporting the person or persons on behalf of whose candidacy the
195 petition is used, and (3) include a statement that any such enrolled
196 party member is not required to complete the line for date of birth.
197 Only as many candidates may be proposed in any one primary
198 petition for the same office or position as are to be nominated or
199 chosen by such party for such office or position; but any one primary
200 petition may propose as many candidates for different offices or
201 positions as there are nominations to be made or positions to be filled.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	9-241

Sec. 2	<i>from passage</i>	New section
Sec. 3	<i>from passage</i>	9-1(w)
Sec. 4	<i>from passage</i>	9-238(a)
Sec. 5	<i>from passage</i>	9-247
Sec. 6	<i>from passage</i>	9-404b(a)
Sec. 7	<i>from passage</i>	9-410(a)

Statement of Purpose:

To (1) require the Secretary of the State to appoint an individual to serve in the office of the Secretary of the State in a cyber security role, (2) limit, in certain situations, the type of information provided when voter registration records are provided, (3) require that each voting tabulator has two memory cards programmed for use with such tabulator, (4) provide for security analysis of such memory cards by The University of Connecticut, and (5) provide that signers of petitions are not required to disclose their dates of birth on such petitions.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]