

AMENDMENT TO H.R. 4555

OFFERED BY MR. MURPHY OF NORTH CAROLINA

Page 2, line 3, strike “Section” and insert “(a) PERMITTING USE OF PAYMENTS FOR AUDITS.—Section”.

Page 2, line 6, strike “systems,” and insert “systems, nonvoting election technology (as defined in paragraph (4)(B)),”.

Page 2, line 9, strike “election” and insert “election, but only if the audit meets the requirements of paragraph (4)(A)”.

Page 2, insert after line 10 the following:

1 (b) REQUIREMENTS FOR AUDITS; NONVOTING ELEC-
2 TION TECHNOLOGY DEFINED.—Section 251(b) of such
3 Act (52 U.S.C. 21001(b)) is amended by adding at the
4 end the following new paragraph:

5 “(4) REQUIREMENTS FOR AUDITS CONDUCTED
6 WITH REQUIREMENTS PAYMENTS.—

7 “(A) IN GENERAL.—An audit described in
8 paragraph (1) meets the requirements of this
9 paragraph if—

1 “(i) no individual who participates in
2 conducting the audit is an employee or
3 contractor of an office of the State or local
4 government which is responsible for the
5 administration of elections for Federal of-
6 fice or of a subsidiary or affiliate of such
7 an office; and

8 “(ii) the audit includes an examina-
9 tion of compliance with established proc-
10 esses for voter registration, voter check-in,
11 voting, tabulation, canvassing, post-election
12 proceedings (such as recounts and
13 recanvasses), and reporting of results.

14 “(B) NONVOTING ELECTION TECHNOLOGY
15 DEFINED.—In paragraph (1), the term ‘non-
16 voting election technology’ means technology
17 used in the administration of elections for Fed-
18 eral office which is not used directly in the cast-
19 ing, counting, tabulating, or collecting of ballots
20 or votes, including each of the following:

21 “(i) Electronic pollbooks or other sys-
22 tems used to check in voters at a polling
23 place or verify a voter’s identification.

24 “(ii) Election result reporting sys-
25 tems.

1 “(iii) Electronic ballot delivery sys-
2 tems.

3 “(iv) Online voter registration sys-
4 tems.

5 “(v) Polling place location search sys-
6 tems.

7 “(vi) Sample ballot portals.

8 “(vii) Signature systems.

9 “(viii) Such other technology as may
10 be recommended for treatment as non-
11 voting election technology as the Standards
12 Board may recommend.”.

13 (c) SENSE OF CONGRESS REGARDING TIMING OF AU-
14 DITS.—It is the sense of Congress that post-election audits
15 of the effectiveness and accuracy of the voting systems,
16 election procedures, and outcomes used to carry out an
17 election for Federal office in a State and the performance
18 of the State and local election officials who carried out
19 the election are most effective when the audits are com-
20 pleted before the expiration of the period during which
21 persons are authorized under State law to challenge the
22 results of the election.

