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SENATE BILL 997

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Dianna J. Duran

AN ACT

**RELATING TO ELECTIONS; REQUIRING A PRINTED PAPER RECORD OF
VOTES.**

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

**Section 1. A new section of Chapter 1, Article 9 NMSA
1978 is enacted to read:**

**"[NEW MATERIAL] RECORD OF VOTES CAST--RECORD PRINTED ON
PAPER.--All voting systems shall provide a record of the votes
cast on that system. The record must be printed on paper and
displayed to the voter for review before that voter's ballot is
cast."**

**Section 2. A new section of Chapter 1, Article 9 NMSA
1978 is enacted to read:**

**"[NEW MATERIAL] VOTING SYSTEMS--AVAILABILITY AND USE OF
PAPER RECORD FOR MANUAL AUDIT AND RECOUNT.--**

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1 A. A voting system that directly records votes
2 electronically shall:

3 (1) bear a number that identifies that
4 recording device;

5 (2) be equipped with a storage device that:

6 (a) stores the paper ballot records
7 created on the recording device;

8 (b) can be removed from the recording
9 device for the purpose of transporting the ballots stored
10 therein to a central counting place; and

11 (c) bears the same number as the
12 recording device;

13 (3) be designed in such a manner that voted
14 ballots may be stored within the recording device and the
15 storage device required pursuant to Paragraph (2) of this
16 subsection at the same time; and

17 (4) be capable of providing a record printed
18 on paper of:

19 (a) each ballot voted on the recording
20 device; and

21 (b) the total number of votes recorded
22 on the mechanical recording device for each candidate and for
23 or against each measure.

24 B. The paper record described in Paragraph (4) of
25 Subsection A of this section shall:

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1 (1) be printed and made available for a manual
2 audit, as necessary; and

3 (2) be printed and serve as an official record
4 for a recount, as necessary. "

5 Section 3. EFFECTIVE DATE. --The effective date of the
6 provisions of this act is July 1, 2005.

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