

109TH CONGRESS
2D SESSION

S. _____

To amend the Help America Vote Act of 2002 to reimburse jurisdictions using direct recording electronic voting machines in the November 7, 2006, Federal general election for the amounts paid or incurred in preparing, producing, and using contingency paper ballots in such election.

IN THE SENATE OF THE UNITED STATES

Mrs. BOXER (for herself and Mr. DODD) introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend the Help America Vote Act of 2002 to reimburse jurisdictions using direct recording electronic voting machines in the November 7, 2006, Federal general election for the amounts paid or incurred in preparing, producing, and using contingency paper ballots in such election.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Confidence in Voting
5 Act of 2006”.

1 **SEC. 2. FINDINGS.**

2 Congress finds that a bipartisan report by former At-
3 torney General Richard Thornburgh and former Governor
4 Richard Celeste concluded that “it will be essential this
5 year that jurisdictions have backup and contingency plans
6 that anticipate a wide range of possible failures in their
7 electronic voting systems”, and that contingency paper
8 ballots provide a sufficient backup plan for the failure of
9 such systems.

10 **SEC. 3. REIMBURSEMENTS FOR CONTINGENCY PAPER BAL-**
11 **LOTS.**

12 (a) REIMBURSEMENT.—Part 1 of subtitle D of title
13 II of the Help America Vote Act of 2002 (42 U.S.C.
14 15401 et seq.) is amended by inserting after section 257
15 the following new section:

16 **“SEC. 257A. PAYMENTS FOR CONTINGENCY PAPER BAL-**
17 **LOTS FOR THE 2006 GENERAL ELECTION.**

18 “(a) IN GENERAL.—The Commission shall pay to
19 each jurisdiction that conducts a general election on No-
20 vember 7, 2006, and uses a direct recording electronic vot-
21 ing machine in such election an amount equal to the docu-
22 mented costs paid or incurred by such jurisdiction for the
23 preparation, production, and use of contingency paper bal-
24 lots for such election, but not to exceed 75 cents for each
25 contingency paper ballot printed by such jurisdiction for
26 such election.

1 “(b) REQUIREMENTS.—No payment shall be made
2 under subsection (a) unless the jurisdiction—

3 “(1) permits an individual, upon request, to
4 cast a vote by means of a contingency paper ballot
5 without regard to the means of voting otherwise
6 specified in the jurisdiction where such individual
7 votes; and

8 “(2) posts, in a conspicuous manner at the poll-
9 ing place, a notice stating that contingency paper
10 ballots are available at the polling place and that a
11 voter may request to use such a ballot at the voter’s
12 discretion.

13 “(c) AMOUNTS.—Such sums shall be appropriated to
14 the Commission as necessary for payments under sub-
15 section (a).”.

16 (b) CONFORMING AMENDMENT.—The table of sec-
17 tions of the Help America Vote Act fo 2002 is amended
18 by inserting after the item relating to section 257 the fol-
19 lowing new item:

“Sec. 257A. Payments for contingency paper ballots for the 2006 general elec-
tion.”.