

PROPOSED
SENATE AMENDMENTS TO S.B. 1074
(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 16, chapter 4, article 4, Arizona Revised
3 Statutes, is amended by adding section 16-442.02, to read:

4 16-442.02. Electronic tabulating equipment; standards; source
5 codes; auditor general; superior court

6 A. NOTWITHSTANDING ANY OTHER LAW AND IN ADDITION TO MEETING THE
7 REQUIREMENTS PRESCRIBED BY SECTION 16-442, ELECTRONIC EQUIPMENT MAY NOT BE
8 USED AS THE PRIMARY METHOD FOR TABULATING VOTES IN ANY CITY, TOWN, COUNTY,
9 STATE OR FEDERAL ELECTION UNLESS THE ELECTRONIC EQUIPMENT COMPLIES WITH THE
10 FOLLOWING:

11 1. THE ELECTRONIC EQUIPMENT MEETS OR EXCEEDS THE STANDARDS SET BY
12 THE UNITED STATES DEPARTMENT OF DEFENSE REGARDING CYBERSECURITY.

13 2. ALL PARTS OF THE ELECTRONIC EQUIPMENT ARE MANUFACTURED IN THE
14 UNITED STATES.

15 3. ALL SOURCE CODES FOR THE ELECTRONIC EQUIPMENT ARE SUBMITTED TO
16 AND MAINTAINED ON FILE BY THE AUDITOR GENERAL.

17 B. ON REQUEST BY THE LEGISLATURE OR A COUNTY BOARD OF SUPERVISORS,
18 COUNTY RECORDER OR OTHER OFFICER IN CHARGE OF ELECTIONS, THE AUDITOR
19 GENERAL SHALL RELEASE TO THE REQUESTING PARTY THE SOURCE CODES FOR THE
20 ELECTRONIC EQUIPMENT FOR THE PURPOSES OF VERIFYING THAT THE ELECTRONIC
21 EQUIPMENT IS OPERATING PROPERLY AND IN COMPLIANCE WITH ANY CONTRACT
22 REQUIREMENTS.

23 C. FOR ANY SUPERIOR COURT ACTION IN WHICH THE TABULATION OF VOTES IS
24 AT ISSUE, THE COURT MAY APPOINT A SPECIAL MASTER TO REVIEW THE SOURCE CODES
25 FOR ANY ELECTRONIC TABULATING EQUIPMENT, AND THE AUDITOR GENERAL SHALL

1 PROVIDE THE SOURCE CODES FOR THE EQUIPMENT. THE SPECIAL MASTER MAY EXAMINE
2 THE EQUIPMENT AND SOURCE CODES, SHALL ISSUE A PUBLIC REPORT TO THE COURT
3 REGARDING THE TABULATION OF VOTES AND SHALL SUBMIT THE REPORT TO THE
4 SECRETARY OF STATE FOR THE PURPOSES OF REVIEWING THE CERTIFICATION OF THE
5 EQUIPMENT FOR USE IN THIS STATE PURSUANT TO SECTION 16-442."

6 Amend title to conform

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02/08/2023
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C: MR