House Bill 2057

Introduced and printed pursuant to House Rule 12.00. Presession filed (at the request of House Interim Committee on Rules)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced.**

Clarifies phrasing in definitions section for audit of computerized voting system.

1 **A BILL FOR AN ACT**

2 Relating to elections; amending ORS 246.565.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 246.565 is amended to read:

5 246.565. (1) Any voting machine or vote tally system involving the use of computers, a computer

6 network, computer program, computer software or computer system shall be subject to audit by the

7 Secretary of State at any time for the purpose of checking the accuracy of the voting machine or

8 vote tally system.

9 (2) The county clerk shall obtain a copy of the written instructions for the operation and

10 maintenance of any component of a vote tally system described in subsection (1) of this section.

11 The clerk shall obtain the copy from the manufacturer or vendor of any component and shall retain

12 the copy.

13 (3) The county clerk shall keep a log of all maintenance performed on any component of a vote

14 tally system after the component is purchased and installed. The county clerk shall distinguish

15 maintenance performed during the period that occurs after the preparatory test conducted under

16 ORS 254.235 (1) and before the public certification test conducted under ORS 254.525.

17 (4) As used in this section:

18 (a) "Computer" [*means*] **includes**, but is not limited to, an electronic device that performs log-

19 ical, arithmetic or memory functions by the manipulations of electronic or magnetic impulses and

20 includes all input, output, processing, storage, software or communication facilities that are con-

21 nected or related to such a device in a system or network.

22 (b) "Computer network" [*means*] **includes**, but is not limited to, the interconnection of commu-

23 nication lines, including microwave or other means of electronic communication, with a computer

24 through remote terminals or a complex consisting of two or more interconnected computers.

25 (c) "Computer program" [*means*] **includes**, but is not limited to, a series of instructions or

26 statements, in a form acceptable to a computer, that permits the functioning of a computer system

27 in a manner designed to provide appropriate products from the computer system.

28 (d) "Computer software" [*means*] **includes**, but is not limited to, computer programs, procedures

29 and associated documentation concerned with the operation of a computer system.

30 (e) "Computer system" [*means*] **includes**, but is not limited to, a set of related, connected or

31 unconnected computer equipment, devices and software.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted.
New sections are in **boldfaced** type.

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