

109TH CONGRESS
2^D SESSION

S. 3943

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

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 26, 2006

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

A BILL

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

6 **SEC. 2. FINDINGS.**

7 Congress finds that a bipartisan report by former At-
8 torney General Richard Thornburgh and former Governor

1 Richard Celeste concluded that “it will be essential this
2 year that jurisdictions have backup and contingency plans
3 that anticipate a wide range of possible failures in their
4 electronic voting systems”, and that contingency paper
5 ballots provide a sufficient backup plan for the failure of
6 such systems.

7 **SEC. 3. REIMBURSEMENTS FOR CONTINGENCY PAPER BAL-**
8 **LOTS.**

9 (a) REIMBURSEMENT.—Part 1 of subtitle D of title
10 II of the Help America Vote Act of 2002 (42 U.S.C.
11 15401 et seq.) is amended by inserting after section 257
12 the following new section:

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

15 “(a) IN GENERAL.—The Commission shall pay to
16 each jurisdiction that conducts a general election on No-
17 vember 7, 2006, and uses a voting system other than a
18 paper ballot voting system in such election an amount
19 equal to the documented costs paid or incurred by such
20 jurisdiction for the preparation, production, and use of
21 contingency paper ballots for such election, but not to ex-
22 ceed 75 cents for each contingency paper ballot printed
23 by such jurisdiction for such election.

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

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

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

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

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

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

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