

JAN 26 2009

S.B. NO. 1031

---

---

# A BILL FOR AN ACT

RELATING TO ELECTIONS.

**BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:**

1           SECTION 1. Section 16-1, Hawaii Revised Statutes, is  
2 amended to read as follows:

3           "**§16-1 Voting systems authorized.** The chief election  
4 officer may adopt, experiment with, or abandon any voting system  
5 authorized under this chapter or to be authorized by the  
6 legislature. These systems shall include, but not be limited to  
7 voting machines, paper ballots, and electronic voting systems.  
8 All voting systems approved by the chief election officer under  
9 this chapter are authorized for use in all elections for voting,  
10 registering, and counting votes cast at the election.

11           Voting systems of different kinds [~~may~~], at the discretion  
12 of the chief election officer, may be adopted for different  
13 precincts within the same district. The chief election officer  
14 may provide for the experimental use at any election, in one or  
15 more precincts, of a voting system without a formal adoption  
16 thereof and its use at the election shall be as valid for all  
17 purposes as if it had been permanently adopted; provided that if



1 a voting machine is used experimentally under this paragraph it  
2 need not meet the requirements of section 16-12.

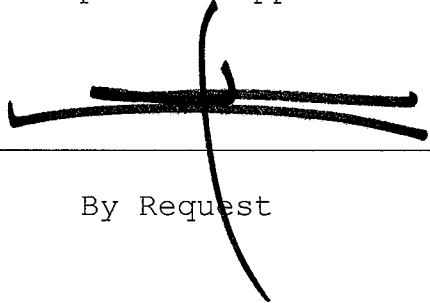
3 The chief election officer shall procure voting systems in  
4 a manner that is consistent with the goals of public  
5 accountability and public procurement practices, but not subject  
6 to chapter 103D. The chief election officer is encouraged to  
7 use the provisions of chapter 103D when possible; provided that  
8 the use of one or more provisions of chapter 103D shall not  
9 constitute a waiver of the exemption from chapter 103D and shall  
10 not subject the chief election officer to any other provision of  
11 chapter 103D."

12 SECTION 2. New statutory material is underscored.

13 SECTION 3. This Act shall take effect upon its approval.

14

INTRODUCED BY:

  
\_\_\_\_\_  
By Request



**Report Title:**

Elections; Voting Systems; Procurement

**Description:**

Exempts the chief election officer from the provisions of the procurement code in acquiring voting systems. Encourages the chief election officer to follow the procurement code when possible.

