

By: Rodriguez

H.B. No. 2468

A BILL TO BE ENTITLED

AN ACT

relating to public access to the examination and approval of voting systems used in an election.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 122.036, Election Code, is amended by amending Subsection (a) and adding Subsection (c) to read as follows:

(a) The examiners shall examine the voting system or voting system equipment for which an application has been submitted at the time and in the manner directed by the secretary of state except that:

(1) the examination must occur at an open meeting subject to Chapter 551, Government Code; and

(2) an audiovisual recording of the examination must be created and made available to the public on request.

(c) Subchapter B, Chapter 2001, Government Code, applies to all proposed certification examinations and decisions made as a result of those examinations by the secretary of state under this subchapter.

SECTION 2. Section 122.068, Election Code, is amended to read as follows:

Sec. 122.068. EXAMINATION AND REPORT BY EXAMINERS. (a) The examiners shall examine the modified system or equipment and prepare and deliver examination reports in the same manner as for an

1 application for initial approval of a system or equipment.

2 (b) Subchapter B, Chapter 2001, Government Code, applies to
3 all proposed modification examinations and certification decisions
4 made as a result of those examinations by the secretary of state
5 under this subchapter.

6 SECTION 3. Section 122.093, Election Code, is amended by
7 amending Subsection (a) and adding Subsection (c) to read as
8 follows:

9 (a) The examiners shall examine the system or equipment to
10 be reexamined at the time and in the manner directed by the
11 secretary of state except that:

12 (1) the reexamination must occur at an open meeting
13 subject to Chapter 551, Government Code; and

14 (2) an audiovisual recording of the reexamination must
15 be created and made available to the public on request.

16 (c) Subchapter B, Chapter 2001, Government Code, applies to
17 all proposed reexaminations and certification decisions made as a
18 result of those examinations by the secretary of state under this
19 subchapter.

20 SECTION 4. This Act takes effect September 1, 2009.