

SENATE
STATE OF MINNESOTA
NINETY-FOURTH SESSION

S.F. No. 2489

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DATE
03/13/2025

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761 Introduction and first reading
Referred to Elections

OFFICIAL STATUS

1.1 A bill for an act
 1.2 relating to elections; improving the testing of voting systems; amending Minnesota
 1.3 Statutes 2024, section 206.83.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. Minnesota Statutes 2024, section 206.83, is amended to read:

1.6 **206.83 TESTING OF VOTING SYSTEMS.**

1.7 At least ~~three~~ ten days before ~~voting equipment is~~ absentee ballots are used, the official
 1.8 in charge of elections shall have the voting system tested to ascertain that the system will
 1.9 correctly mark ballots using all methods supported by the system, including through assistive
 1.10 technology, and count the votes cast for all candidates and on all questions. Public notice
 1.11 of the time and place of the test must be given at least ~~two~~ five days in advance by publication
 1.12 once in official newspapers. The test must be observed by at least two election judges, who
 1.13 are not of the same major political party, and must be open to representatives of the political
 1.14 parties, candidates, the press, and the public. The test must be conducted by (1) processing
 1.15 a preaudited group of ballots ~~punched or~~ marked to record a predetermined number of
 1.16 uniquely valid votes for each candidate and on each question in the contest, and must include
 1.17 for each office one or more ballot cards which have votes in excess of the number allowed
 1.18 by law in order to test the ability of the voting system tabulator and electronic ballot marker
 1.19 to reject those votes; and (2) processing an additional test deck of ballots marked using the
 1.20 electronic ballot marker for the precinct, including ballots marked using the electronic ballot
 1.21 display, audio ballot reader, and any assistive voting technology used with the electronic
 1.22 ballot marker. If any error is detected, the cause must be ascertained and corrected and an
 1.23 errorless count must be made before the voting system may be used in the election. After

- 2.1 the completion of the test, a copy of the detailed precinct report by ballot style shall be made
- 2.2 available for public inspection within 24 hours of testing, the programs used and ballot cards
- 2.3 must be sealed, retained, and disposed of as provided for paper ballots.
- 2.4 **EFFECTIVE DATE.** This section is effective the day following final enactment.