

ONE HUNDRED FIFTH LEGISLATURE - SECOND SESSION - 2018
COMMITTEE STATEMENT
LB1065

Hearing Date: Wednesday February 14, 2018
Committee On: Government, Military and Veterans Affairs
Introducer: Murante
One Liner: Permit use of electronic poll books and use of digital images for confirmation of the voter's identity

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:
Aye: 6 Senators Brewer, Briese, Hilgers, Lowe, Murante, Thibodeau
Nay: 2 Senators Blood, Wayne
Absent:
Present Not Voting:

Verbal Testimony:

Proponents:
Senator John Murante

Representing:
Introducer

Opponents:
John Cartier
Sherry Miller
Donna Roller
Beth Bazyn Ferrell
Julie Nichols
Richard Halvorsen

Representing:
Civic Nebraska
League of Women Voters of Nebraska
Self
Nebraska Association of County Officials
Self
Self

Neutral:
Edison McDonald

Representing:
The Arc of Nebraska

Summary of purpose and/or changes:

LB 1065 establishes a process for the use of electronic poll books (EPBs) and utilizes the technology's capabilities to provide for voter identification.

Section 2 states the purpose of the bill and establishes requirements for EPBs. An EPB must contain a list of registered voters and the sign-in register for the precinct combined into one data base. This data base must include the voter information, digital images, and digital signatures of the voters in the precinct.

Section 3 requires the Secretary of State to integrate the list of registered voters with the digital image and digital signature of those voters and make that list available to counties for its use in EPBs. The bill makes clear that the images and signatures are not public records and are not to be disclosed as part of the voter registration list.

Section 4 requires the Department of Motor Vehicles to share its list of digital images and digital signatures with the Secretary of State for their use in the list pursuant to section 3.

Section 5 requires the DMV and the Secretary of State to enter into an agreement for the sharing of the information in

section 4.

Sections 6, 7, 8, 9 and 10 conform existing law to changes made in the bill.

Section 11 again makes clear that the digital images and signatures are not public records.

Section 12 enables counties to use EPBs rather than paper poll books, and provides for the use of the images displayed on the EPB for voter identification.

Section 13 allows a person whose identity is questioned due to a lack of resemblance with the digital image displayed in the electronic poll book who claims they are the voter show to vote provisionally.

Section 14 conforms the voter oath to changes in the bill.

Section 15 creates a cure provision for someone who voted provisionally under section 13. In order for the provisional ballot to be counted, the voter must appear before the election commissioner within 7 days and have their identity confirmed.

Sections 16, 17 and 18 conform existing law to the changes made in the bill.

Explanation of amendments:

AM1890 clarifies two points. First, the photo procurement requirement given to the Secretary of State only applies to those voters who already have a photo in the DMV database. Second, the bill does not change existing provisional ballot requirements. It only creates provisional ballot requirements for someone who fails the identification standard.

John Murante, Chairperson