

# **WEST VIRGINIA LEGISLATURE**

## **2025 REGULAR SESSION**

**Introduced**

### **Senate Bill 593**

By Senators Rucker and Boley

[Introduced February 25, 2025; referred  
to the Committee on Government Organization]

A BILL to amend the Code of West Virginia, 1931, as amended, by adding a new section, designated §3-4A-27a, relating to preservation of voting data from electronic voting machines.

*Be it enacted by the Legislature of West Virginia:*

<b>ARTICLE</b>	<b>4A.</b>	<b>ELECTRONIC</b>	<b>VOTING</b>	<b>SYSTEMS.</b>
<b><u>§3-4A-27a.</u></b>	<b><u>Electronic</u></b>	<b><u>voting</u></b>	<b><u>preservation</u></b>	<b><u>settings.</u></b>

Enactment. -

(1) Counties using the Express Vote system shall enable the ballot tabulator functionality that captures ballots images.

(2) Ballot images and cast vote records shall provide no personally identifying information on any voter.

(3) The cast vote record shall include a date stamp, whether physical or digital as the system allows, that indicates the date the votes were cast in the election jurisdiction.

(4) County election officials shall electronically provide the Secretary of State with the cast vote record and an image of each ballot cast, organized in separate files for each precinct, in the jurisdiction at the close of canvass after declaring the results of the election and before the Board of Canvassers adjourns the Canvass.

(5) Within 24 hours of receiving the electronic cast vote record and ballot images from each county, the Secretary of State shall publish the cast vote record and ballot images, on a precinct and county basis, which shall be publicly available on a website managed by the Secretary of State.

(6) As used in the section, the term "cast vote record" is defined as a summary report produced by voting system-specific software that provides each vote cast in every race marked by a voter participating in a jurisdiction with the Express Vote system.

NOTE: The purpose of this bill is to require the county clerks to collect and preserve all

voting data.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.