

U.S. Election Assistance Commission



Categories of State Participation in Federal Voting Standards

1.) <i>No Federal Requirements</i>	2.) <i>Requires Testing to Federal Standards</i>	3.) <i>Requires Testing by a Federally Accredited Laboratory</i>	4.) <i>Requires Federal Certification</i>
20	10	15	10
AK	CT	AL	CA
AS	DC	AZ	CO
AR	IN	IL	DE
FL	KY	IA	GA
GU	MN	LA*	ID**
HI	NV	MD*	NC**
KS	NY	MA	ND
ME	OR	MI*	SC
MS	TX	MO	SD
MT	VA	NM	
NE		OH	
NH		PA	
NJ		RI*	
OK		UT*	
PR		WI*	
TN		WA	
VT			
VI			
WV			
WY			

* Statutes/rules require testing by an independent testing authority or NASED accredited laboratory according to standards adopted by the FEC or EAC.

**Statute allows for NASED or EAC certification.

program. For example, we noted that some small states, which have historically relied on national certification, are not required to do so by their jurisdiction's statutes or regulations. It is also important to remember that classification is based upon a narrow interpretation of the state requirement, not necessarily on intent. For example, when a state required voting systems to be *certified* by an accredited laboratory (as opposed to the EAC), staff read this requirement only as requiring testing by Federal laboratories and not requiring Federal Certification.

Description of Categories:

EAC staff reviewed statutes and administrative regulations for all states, territories, and the District of Columbia to determine what level of participation each may require regarding EAC's Testing and Certification Program. The following is a description of each category:

- 1) **No Federal Requirements:** Relevant state statutes and/or rules make no mention of any federal agency, certification program, laboratory, or standard.
- 2) **Requires Testing to Federal Standards:** Relevant state statutes and/or rules require testing to Federal voting system standards (states reference standards drafted by the Federal Election Commission (FEC), National Institute of Standards and Technology, and the EAC).
- 3) **Requires Testing by a Federally Accredited Laboratory:** Relevant state statutes and/or rules require testing by a federally or nationally accredited laboratory.
- 4) **Requires Federal Certification:** Relevant state statutes and/or rules require that voting systems be certified by a federal agency.