

Secretary of State Equipment Certification Advisory Committee

(A.R.S. § 16-442)

1700 West Washington Street, 7th Floor

Phoenix, Arizona 85007

(602) 542-8683 fax (602) 542-6172

FINAL UNAPPROVED COPY

Meeting Minutes of January 28, 2020

I. Call to Order

Chairman Janine Petty, Assistant State Election Director, Secretary of State's Office, called the meeting to order at 10:03 a.m.

II. Welcome & Roll Call

Committee Members Present:

Janine Petty - Chairman

Peter Silverman, ESQ.

Dr. Jim Helm

Committee Staff Present:

Chris Rhode – Elections Analyst & Staff

Tanner Robinson – Elections Specialist & Staff

Kara Karlson – Assistant Attorney General

Dustin Romney – Assistant Attorney General

Committee Members Absent:

None

Committee Staff Absent:

None

Chairman Petty began by introducing Election Systems & Software (ES&S) staff, along with Dominion Voting Systems, Inc. staff present, in addition to the committee and committee staff members present.

Chairman Petty introduced Mr. Peter Silverman, Attorney, Baskin Richards and Dr. Jim Helm, Information Technology Program Chair, Arizona State University. Ms. Susan Paulson-Parmer, State Certification Manager, Election Systems & Software (ES&S) and Mr. Dan Clark, Regional Sales Manager, Election Systems & Software (ES&S) were present and representing their vendor. In addition, Mr. Bruce Hoenicke, Dominion Voting Systems, Inc. and Mr. John Stewart, Dominion

Voting Systems, Inc. were present to represent their vendor. Staff and committee staff announced their attendance in-person as well, including Mr. Chris Rhode, Elections Analyst, Secretary of State's Office and Mr. Tanner Robinson, Elections Specialist, Secretary of State's Office.

III. Approval of Minutes from October 29, 2019 Meeting

Dr. Helm motioned for the approval of the previous committee meeting minutes dated Oct. 29, 2019. Mr. Silverman seconded the motion, and the motion was carried unanimously.

Votes:

Chairman Petty: Yes

Mr. Silverman: Yes

Dr. Helm: Yes

Ayes: 3

Nays: 0

N/A: 0

IV. Review, demonstration, and recommendation of Voting Equipment Application for Certification of Engineer Change Order # 1045 to software components of the ExpressVote HW 1.0 & 2.1 from Election Systems & Software (ES&S) as it relates to EVS 6.0.4.0.

Chairman Petty noted that the firmware numbers were incorrect, so an amendment was made to the application. She noted the updated firmware numbers, as a previous oversight in the Voting System Test Laboratories (VSTL) application.

Ms. Paulson-Parmer noted the hardware change in regards to the Spanish language conditional approval previously sought by the committee.

The committee members approached the equipment to look at the language changes in the firmware.

Chairman Petty stated that the previous system was certified with the condition of returning before January 20, 2020. This extension was approved by the Election Assistance Commission (EAC) as a minor change since then.

Mr. Silverman motioned that the committee recommend for the certification of the Engineer Change Order # 1045 to software components of the ExpressVote HW 1.0 & 2.1 from Election Systems & Software (ES&S) as it related to EVS 6.0.4.0. Dr. Helm seconded the motion, and the motion was carried unanimously.

Votes:

Chairman Petty: Yes

Mr. Silverman: Yes

Dr. Helm: Yes

Ayes: 3

Nays: 0

N/A: 0

Chairman Petty said that the committee would send a letter to the vendor regarding the approval upon successful recommendation.

V. Review, demonstration, and recommendation of Voting Equipment Application for Certification of Engineer Change Orders #'s 100607, 100653, 100654 to hardware components of the Democracy Suite 5.5-B Voting System from Dominion Voting Systems, Inc.

Chairman Petty went over the new change orders from Dominion Voting Systems, Inc.

Mr. Hoenicke said that he did not have anything to say prior to the vendor demo.

Mr. Waldeep Singh, Executive Vice-President of Sales, Dominion, arrived. He said that he did not have any notes prior to the vendor's demo, simply noting that this was just brought before the committee due to end-of-life processes.

Mr. Silverman asked what would happen during the demo. Chairman Petty said she had a small test deck of ballots, used for successful detection of votes for the ballot box.

Dr. Helm asked if there were any software changes in the application. Mr. Singh said that the software was identical from the previous certification.

The primary election demo began.

Chairman Petty requested if it were possible to show a zero vote on the equipment.

An over vote was successfully detected.

Chairman Petty said that the write-ins should be separated in the demo, since there were some write-in votes included.

A blank ballot was successfully detected.

A write-in vote was successfully detected.

A general election ballot was successfully rejected in the primary demo.

Once the ballots were run through the equipment, election results were then printed out.

Chairman Petty noted that there were 15 ballots out of 16, one was not included in the results because it was a general election run through a primary election test.

The results were shown to have been tabulated in the demo correctly.

Mr. Silverman motioned that the committee recommend the certification of the Engineer Change Orders #'s 100607, 100653, 100654 to hardware components of the Democracy Suite 5.5-B Voting System from Dominion Voting Systems, Inc. Dr. Helm seconded the motion, and the motion was carried unanimously.

Votes:

Chairman Petty: Yes

Mr. Silverman: Yes

Dr. Helm: Yes

Ayes: 3

Nays: 0

N/A: 0

VI. Discussion of Upcoming Meetings and Summary of Current Events by Chair Janine Petty

Chairman Petty noted that Unisyn Voting Solutions would likely come before the committee prior to the primary election with an electronic adjudication upgrade in their voting equipment.

Dr. Helm requested what electronic adjudication would involve, and Chairman Petty explained the process.

She noted that both ES&S and Dominion have come before the committee with this function previously. She noted that at least two humans would still need to review electronically adjudicated ballots.

She continued, noting that there is currently legislation moving through the legislature which would allow for electronic adjudication, effective immediately upon its approval, since the current procedures manual update did not allow for it.

She believed Rep. Kelly Townsend was sponsoring the bill, answering Dr. Silverman's inquiry regarding bill sponsorship.

VII. Call to the Public – Please note: the committee may not discuss items that are not on the agenda. Comments are limited to 5 minutes per member of the public.

The Chairman noted that no members of the public were present to comment.

VIII. Adjournment

Dr. Helm motioned that the committee adjourn. Chairman Petty seconded the motion, and the motioned was carried unanimously.

Votes:

Chairman Petty: Yes

Mr. Silverman: Yes

Dr. Helm: Yes

Ayes: 3

Nays: 0

N/A: 0

The meeting was adjourned at 10:29 a.m.