

STATE OF CALIFORNIA  
SECRETARY OF STATE'S OFFICE

In the Matter of: ) Docket No.  
 )  
 )  
 )  
Voting Modernization Board )  
Board Meeting )  
\_\_\_\_\_ )

VOTING MODERNIZATION BOARD (VMB)

SECRETARY OF STATE BUILDING

1<sup>st</sup> FLOOR, MP ROOM  
1500 11<sup>th</sup> STREET

SACRAMENTO, CALIFORNIA

WEDNESDAY, JANUARY 29, 2020

10:30 A.M.

Reported by: Peter Petty

## APPEARANCES

VMB BOARD MEMBERS:

Stephen Kaufman, Chair  
June Awano Lagmay  
Jill LaVine

CALIFORNIA SECRETARY OF STATE STAFF:

NaKasha Robinson  
Jana Lean  
Stacey Jarrett  
Robbie Anderson  
Jordan Kaku

PRESENTERS:

Gregory J. Diaz, County of Nevada  
Natalie Adona, County of Nevada

PUBLIC COMMENTS:

None.

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1 P R O C E E D I N G S

2 JANUARY 29, 2020 10:30 A.M.

3 CHAIR KAUFMAN: Okay. Ready to rock and roll. It's  
4 10:30, I'd like to call the meeting of the Voting  
5 Modernization Board to order.

6 NaKasha, do you want to call the roll or whoever is  
7 calling the roll.

8 MS. ROBINSON: I'm having Stacey.

9 CHAIR KAUFMAN: Stacey. Okay. No, no.

10 MS. JARRETT: Jill LaVine.

11 CHAIR KAUFMAN: Whoever's up.

12 MS. LAVINE: Present.

13 MS. JARRETT: June Awano Lagmay.

14 MS. AWANO LAGMAY: Present.

15 MR. JARRETT: Stephen Kaufman.

16 CHAIR KAUFMAN: Present. Okay. We have a quorum.

17 All righty. Is there any public comment for items  
18 that are not on the agenda?

19 Okay. Seeing none.

20 Let's go to the adoption of the November 15, 2019  
21 action items and meeting minutes. I know there's been a few  
22 exchanges with staff regarding some technical cleanup changes  
23 to the meeting minutes. But do we have a motion to approve  
24 the minutes and action items?

25 MS. AWANO LAGMAY: Jill, you --

1 MS. LAVINE: I'll make the motion to approve them.

2 MS. AWANO LAGMAY: I will second.

3 CHAIR KAUFMAN: Okay. All in favor, say aye.

4 MS. AWANO LAGMAY: Aye.

5 MS. LAVINE: Aye.

6 CHAIR KAUFMAN: Aye.

7 Okay. Let's get on with our business. The first  
8 thing is our standing items of which we have some substantive  
9 reports today. So why don't we get right to it and start  
10 with the update on the Secretary of State Notice of  
11 Withdrawal of Certification and Conditional Approval of  
12 Voting Systems.

13 I know we are getting perilously close to the  
14 election and it looked from the report like we had some  
15 really strong compliance by counties and only a few that are  
16 left behind. So whoever on the staff is going to report on  
17 this, if you have the report.

18 MS. LEAN: Mr. Kaufman, can we take something out of  
19 order? We were asked by Nevada County, if you wouldn't mind  
20 taking them first.

21 CHAIR KAUFMAN: Oh, that's right. Sure.

22 MS. LEAN: So if we could do that and then we can go  
23 back to our standing items.

24 CHAIR KAUFMAN: That's fine. Let's get them in and  
25 out of here.

1 All right. Let us skip ahead to Item Number 6, which  
2 is the Project Documentation Plan Review and Funding Award  
3 Approval Request for Nevada County, Phase 3. And let's have  
4 the staff report on that.

5 MS. KAKU: Okay. Good morning. So Nevada County's  
6 Phase 3 Project Documentation Plan, I'll go over the summary  
7 for everybody.

8 So originally Nevada County was allocated \$866,000  
9 with their Phase 1. They were disbursed \$750,000 after a  
10 couple of changes that were made after approval.

11 Phase 2, they came back for some Ballot on Demand  
12 printers for \$9,000. And then this time they're coming back  
13 for some ballot marking devices which are listed below-- the  
14 total system cost is \$317,000, however they only have  
15 \$105,000 remaining so we are recommending paying out the  
16 \$105,000 to Nevada County.

17 So their hardware, they purchased from Hart Voting  
18 System is the Verity Touch Writer with Access, it's a ballot  
19 marking device. Nevada County purchased this system in June  
20 of 2019 and the equipment was delivered in July.

21 They completed testing of the system of October of  
22 last year and utilized their equipment for the first time at  
23 their November 5<sup>th</sup>, 2019 Assembly District 1 Special General  
24 Election.

25 Their Project Documentation Plan meets the

1 requirements for completeness. So beginning with Phase 1,  
2 Nevada County's modernization efforts began in 2007. And at  
3 that time the County purchased an optical scan precinct  
4 central count system as well as some eSlate units from Hart  
5 InterCivic using a combination of federal, state, and county  
6 funds. And this helped them meet HAVA requirements for  
7 voters with disabilities.

8           Originally the county was awarded the complete  
9 allocation amount. However, the county returned twice after  
10 approval with changes for their project plan and their final  
11 approval was for \$750,000.

12           For Phase 2, they came back having purchased the  
13 Balotar Ballot on Demand printers from Election Systems &  
14 Software to assist with their vote-by-mail and over-the-  
15 counter requests as they geared up to be one of the first  
16 five VCA counties in California.

17           For this final phase of voting modernization in  
18 Nevada County, the Elections Office has replaced their aging  
19 system that's neither useful nor fit to conduct elections  
20 efficiently in the VCA model. In 2018, they started  
21 researching new voting systems that would not only meet all  
22 federal and state requirements but also work for their  
23 business needs and also be easier for voters to use.

24           They entered into an agreement with Hart Voting  
25 Systems and purchased the Hart Verity Voting System because

1 it met all of their requirements for a new system. This  
2 agreement asked for a total of \$581,266 with an additional  
3 \$43,594.96 in taxes. They're seeking reimbursement for the  
4 Hart Verity Touch ballot marking devices. These machines are  
5 designed to operate in an all vote-by-mail election. The  
6 machines are equipped with best in class security features  
7 and advanced auditing capabilities to ensure accurate  
8 results. They can also customize the device to suit every  
9 voter's needs from display text size, color contrast,  
10 language, and more. The devices also accommodate limitless  
11 ballot styles and are easy to set up and use.

12 Nevada County is also seeking reimbursement for the  
13 Verity Print Ballot on Demand printers acquired in this  
14 transaction, however, they were previously reimbursed for  
15 Ballot on Demand printers the last time they came so they  
16 would be ineligible under Proposition 41.

17 Nevada County will only receive payments once it has  
18 submitted detailed invoices for its voting equipment, and a  
19 chart for nonallowable expenses is attached detailing all  
20 ineligible expenses from the Phase 3 of their voting  
21 modernization.

22 And it is our recommendation Nevada County's Phase 3  
23 Project Documentation Plan be approved and a funding award  
24 letter be issued in the amount of \$105,816.96.

25 CHAIR KAUFMAN: Jordan, I had a couple of questions.



1 MS. KAKU: Sure.

2 CHAIR KAUFMAN: First of all, is this system part of  
3 the Hart system that was just certified by the Secretary of  
4 State in December or is this a different part of that?

5 MS. KAKU: I'm going to turn to NaKasha for that.

6 MS. ROBINSON: No. The system that they purchased in  
7 2019 is the Hart's Version 3.0.1. The system that was just  
8 certified in December is Version 3.1.

9 CHAIR KAUFMAN: Got it. Thank you for clarifying.

10 The other thing I was just confused about is you said  
11 in the report and just repeated that this -- these machines  
12 are designed to operate in an all vote-by-mail election. So  
13 these are ballot marking devices. So when you say all vote-  
14 by-mail election, you mean an all vote-by-mail election that  
15 still provides for vote centers for people to vote in.

16 MS. LEAN: Yes.

17 CHAIR KAUFMAN: Which is where they will use these  
18 ballot marking devices, correct?

19 MS. LEAN: Yes.

20 CHAIR KAUFMAN: Okay. Just wanted to clarify that.  
21 Okay. Thank you.

22 Fellow commissioners, any questions of staff?

23 MS. AWANO LAGMAY: No. Until we hear from the --

24 MS. LAVINE: I want to hear from Greg.

25 CHAIR KAUFMAN: Okay.

1 MS. LAVINE: Thank you.

2 CHAIR KAUFMAN: Then why don't we ask folks from  
3 Nevada County to come up to the microphone. We have the  
4 registrar Mr. Diaz. Are you going to present?

5 MR. DIAZ: Yes.

6 CHAIR KAUFMAN: Thank you. Welcome.

7 MR. DIAZ: Good morning, board. My name is Gregory  
8 Diaz.

9 MR. PETTY: Microphone on, sir.

10 MR. DIAZ: Oh.

11 CHAIR KAUFMAN: There's a light on the bottom switch  
12 at the base.

13 MR. DIAZ: Okay. Good morning, members of the board.  
14 My name is Gregory Diaz, county clerk recorder and registrar  
15 of voters for Nevada County.

16 With me I have our outstanding assistant, Natalie  
17 Adona. And I will ask Natalie to come up for some remarks  
18 after I'm done since Natalie did the application and the  
19 lion's share of this.

20 I was sitting in my office and was looking at Voting  
21 Modernization Board and some of the memos and I came across a  
22 memo dated May 28<sup>th</sup>, 2019. Memo is titled, "Guidance of  
23 Future Reimbursement Request," authored by Mr. Robbie  
24 Anderson standing right in front of me.

25 CHAIR KAUFMAN: The one and only.

1 MR. DIAZ: The one and only.

2 On page 5 of his opinion, I'd like to read a  
3 paragraph that has sort of guided us through this whole  
4 process. "For the purposes of this section, if a county has  
5 a voting system in place and additional equipment is  
6 available to enhance the efficiency of the system or to  
7 provide additional services to voters through that equipment,  
8 Section 19254(c)(3) provides the VMB with the authority to  
9 reimburse a county who purchases said equipment."

10 Pursuant to the Secretary of State's memo,  
11 decertifying and telling the counties what is available for  
12 purchase, we went ahead and we upgraded our Hart Voting  
13 System. Previously we had used a machine called the Hart  
14 eSlate Machine. This is a truly electronic machine where the  
15 voters' choices are done and they'll remain in an electronic  
16 state. And the machine produces what we call a VVPAT, voter  
17 verified paper audit trail. Those machines were decertified.  
18 In their place what was certified is the Hart ballot marking  
19 device.

20 We looked at the definition of what an expansion is.  
21 A ballot marking device is a completely different machine,  
22 different process for voters, and we felt that we'd be  
23 eligible for reimbursement as it does expand what we've  
24 always had.

25 So with that being said, I'd like to invite Natalie

1 Adona up here, go through the nuts and bolts since she did  
2 most of the work. And Natalie and I will be glad to answer  
3 any questions.

4 CHAIR KAUFMAN: Thank you.

5 MS. LEAN: Can I make a quick comment? So -- this is  
6 Jana Lean, I'm the chief for the Elections Division.

7 MR. DIAZ: Yeah.

8 MS. LEAN: We completely agree with you. We agree  
9 with everything you just said. Just want to let you know  
10 that is our staff recommendation that you would be  
11 reimbursed, if there was any -- if there was any  
12 misconception or just for clarification.

13 MR. DIAZ: Great.

14 MS. LEAN: Okay.

15 MR. DIAZ: Okay. Thank you for that.

16 MS. ADONA: Hi, I'm Natalie Adona, I'm the assistant  
17 registrar in Nevada County. I won't take too long.

18 I don't have any prepared remarks. You know, all  
19 I'll say is, you know, thank you for supporting our county in  
20 our effort to modernize our voting systems. I hope that that  
21 relationship will continue to grow. And, you know, I think  
22 that -- you know, a kind of an interesting question from  
23 Jordan, actually, about the functionality of our systems.  
24 And I did want to share with you what I shared with her which  
25 is, you know, I think that the Hart Verity equipment works as

1 advertised and they have excellent customer service, we have  
2 a great relationship with Hart. And I was pleasantly  
3 surprised when I was first on-boarded to the county in  
4 October of last year how easy everything is to use and how  
5 intuitive all of the equipment is.

6 And I did want to share with Jordan just a few things  
7 that I noticed as we were sort of going through and I'm fully  
8 confident that Hart will be partners with us in our effort to  
9 make things even easier for voters.

10 So the first thing, we had a great run-through in  
11 November of 2019 for a couple of reasons. One, because, you  
12 know, sort of launching new equipment in a big election is  
13 always a little nerve-racking. So we did notice that the  
14 connectivity with printers was a little off sometimes and  
15 it's been corrected with the 3.1 upgrade.

16 The second thing is we noticed that there are a lot  
17 of messages for voters. So sort of going into the primary,  
18 they will get a plethora of messages about how to use the  
19 ballot marking device. In particular, there is a message  
20 about sort of scrolling through all of the pages to make sure  
21 that you see all of the candidates. We are going to go  
22 through some training with our voter center workers to make  
23 sure that if anyone uses the ballot marking device that the  
24 voter understands to sort of flip through all of the pages  
25 before making a choice.

1           The third thing was sort of related to the public  
2 safety power shutoffs that occurred largely in October and  
3 fortunately not on Election Day. Our -- in particular with  
4 the BMDs, our printers don't have independent power. So  
5 while the BMD itself continues to operate, the printer does  
6 not. So if you've ever used a BMD, you know that you get a  
7 printout of your choices. It's sort of hard to cast a ballot  
8 if the printer does not operate. So we are working with the  
9 county to make sure that all of our vote centers, including  
10 the vote center in our main office, runs uninterrupted. And  
11 anyone who wants to use the BMDs in order to vote  
12 independently and privately can do so without us sort of  
13 having to fall back on our contingency plans which is  
14 obviously to just go to paper and preprinted stock.

15           That's all I've got.

16           CHAIR KAUFMAN: Okay. Thank you for that. Thanks  
17 for discussing the November election. I did want to ask one  
18 question.

19           I know you, I guess you -- for what you said -- it  
20 sounded like you said you weren't around for the twenty --  
21 2018 elections. I'm just wondering, that was the first  
22 election your county went to Voter's Choice Act.

23           What percentage of people cast their ballots in 2018  
24 by mail as opposed to going into a location to vote in  
25 person? And kind of what's -- what's your expectations for

1 March, you know, giving your experience in 2018 and perhaps  
2 in that special election in November?

3 MS. ADONA: Well I'd have to sort of refer to our  
4 election management system to get you an exact number but I  
5 believe that most of our voters vote by mail.

6 MR. DIAZ: Yes.

7 MS. ADONA: Probably around 70 to 80 percent of all  
8 votes cast are cast by mail.

9 Greg, would you say that that's right?

10 MR. DIAZ: Yeah, yeah.

11 MS. ADONA: Yeah.

12 MR. DIAZ: Thanks for the question. I don't have the  
13 exact stats.

14 CHAIR KAUFMAN: I don't need the exact, but.

15 MR. DIAZ: Before -- before we went to the VCA model,  
16 we were over 80 percent.

17 MS. AWANO LAGMAY: Over 80.

18 MR. DIAZ: Eighty percent of our residents were  
19 already voting by mail.

20 CHAIR KAUFMAN: Wow.

21 MR. DIAZ: I believe we increased three percentage  
22 points in our first VCA election. So it's hovering -- we're  
23 hovering around 87 percent of our voters are now voting by  
24 mail. The effort continues. I want 100 percent voting by  
25 mail, I don't want anyone coming to the vote centers. But --

1 I don't. I don't. I want them to vote by mail.

2 So I think we've increased participation around 3,  
3 3.4, something like that percent.

4 CHAIR KAUFMAN: Wow.

5 MR. DIAZ: Again, previously we were already very  
6 high percentage.

7 CHAIR KAUFMAN: Right. So we're talking about a  
8 system that you're implementing for a very few number of  
9 voters that you hope to become fewer.

10 How many vote centers are you going to have in your  
11 county?

12 MR. DIAZ: For this upcoming election, we're going to  
13 have eight vote centers. One of the vote centers is actually  
14 a one-day vote center. Area of the county is called North  
15 San Juan. So -- so we put a one-day vote center up there.  
16 We have eastern county a town called Truckee, a couple of  
17 vote centers there. And the rest are in western Nevada  
18 County, Grass Valley, Nevada City.

19 And we're hoping for good weather on March 3<sup>rd</sup>.  
20 Truckee is the snow capital of the world. So. But we do  
21 have our contingency plans that we have. It'll be fine. At  
22 least -- the good thing about Truckee, they learned a long  
23 time ago we don't want any stake in PG&E for our power. So  
24 Truckee never goes out which is kind of cool. So at least  
25 we're sure we'll have power.



1 CHAIR KAUFMAN: Great. Fellow commissioners.

2 MS. LAVINE: I had a couple of questions just because  
3 I'm reading through this. And thank you very much for your  
4 update on what happened in November because that was one of  
5 my first questions but you gave, you gave me the answers  
6 already.

7 Okay, what's FREED? F-R-E-E-D. You put it in here  
8 as one of your partners and I'm not familiar with that  
9 acronym.

10 MS. ADONA: I'm not sure what the exact acronym  
11 stands for but FREED is a nonprofit organization that  
12 advocates for persons with disabilities. I believe that the  
13 current president or at least our main contact there is a  
14 gentleman with visual impairments and he has a sort of  
15 particular stake in the game but is sort of a staunch  
16 advocate for people around Nevada County who need BMDs.

17 MS. LAVINE: So is it more -- this organization is  
18 more for Nevada County because I guess I haven't heard it --

19 MS. ADONA: I'm not sure. Do you know if FREED --

20 MS. LAVINE: -- is it statewide or?

21 MR. DIAZ: Yeah. I --

22 MS. ADONA: Yeah, I think FREED is a Nevada County --

23 MS. LAVINE: Nevada County.

24 MS. ADONA: -- organization.

25 MR. DIAZ: You know, Mr. Paul Spencer is around all

1 the time and the larger group is also very visible and  
2 present.

3 MS. LAVINE: Just like I say, that was a new one from  
4 me and I hadn't heard of him.

5 MR. DIAZ: Oh, okay.

6 MS. LAVINE: So that was just, one sec, where did  
7 this come from?

8 One more question. For your accessible ballot, what  
9 are you using for that? I didn't -- I was kind of reading  
10 through here and I didn't see.

11 MR. DIAZ: Democracy Live.

12 MS. LAVINE: Democracy Live.

13 MR. DIAZ: That's correct. Yeah. And yesterday we  
14 received our first overseas ballot. Just for the record.

15 MS. LAVINE: Thank you.

16 MS. AWANO LAGMAY: Thank you. I have a couple of  
17 questions. You do not offer the -- the ten-day series of  
18 voting up to and including Election Day, just Election Day  
19 itself?

20 MR. DIAZ: Oh, no, no, no, no, no. Our vote centers  
21 open at E minus 11.

22 MS. AWANO LAGMAY: Thank you. That wasn't clear.  
23 Okay.

24 MR. DIAZ: Right. Just on Election Day on one part  
25 of our county, after going up there and speaking with the

1 residents, they asked us to put a one-day vote center --

2

3 MR. DIAZ: -- up at North San Juan. And we complied.  
4 And I think we had a little under 300 people. So it really  
5 served a good purpose.

6 MS. AWANO LAGMAY: I see. That was the exception of  
7 the rule.

8 MR. DIAZ: So that was just a request from them.

9 MS. AWANO LAGMAY: I understand. And I also enjoy  
10 learning about the different counties. Can you speak very  
11 succinctly about your general ethnic demographics and what  
12 language accessibility you provide for them, if any?

13 MS. ADONA: Okay. Just to be clear on the last  
14 question. All of our vote centers open on staggered  
15 schedules. So two of them open at the ten-day mark, and then  
16 we have four-day vote centers, and then the one in North San  
17 Juan.

18 MS. AWANO LAGMAY: Okay.

19 MS. ADONA: So just to give you a clear idea.

20 So demographics, again, I don't have the exact  
21 numbers in front of me but it is predominantly white and  
22 largely a retirement community.

23 We do have, I think, pockets of voters who speak  
24 Spanish, primarily. And so we do have LanguageLine available  
25 at all of our vote centers which allows the voter to

1 interface with somebody in real time and offers services in  
2 200 languages, including American Sign Language. We also  
3 offer facsimile ballots in Spanish at all our vote centers.  
4 And our Election Administration Plan is also offered in  
5 Spanish.

6 So I think perhaps we may have to sort of up our game  
7 after the next census but right now we -- I think have not  
8 received any sort of complaints of voters who are -- whose  
9 needs are not being met on the language side.

10 MS. AWANO LAGMAY: Thank you.

11 CHAIR KAUFMAN: Okay, with that, do we have a motion  
12 to approve the funding request and --

13 MS. AWANO LAGMAY: I'll make that motion to approve  
14 the staff's report for the funding request.

15 MS. LAVINE: And I'll second that.

16 CHAIR KAUFMAN: Okay. Want to just take roll on  
17 this?

18 MS. JARRETT: Sure.

19 Jill LaVine.

20 MS. LAVINE: Yes.

21 MS. JARRETT: June Awano Lagmay.

22 MS. AWANO LAGMAY: Yes.

23 MS. JARRETT: Stephen Kaufman.

24 CHAIR KAUFMAN: Yes.

25 Okay. Congratulations.

1 MR. DIAZ: Thank you. Thank you.

2 CHAIR KAUFMAN: You're welcome. Thanks for your good  
3 work.

4 MS. ADONA: Thank you very much.

5 CHAIR KAUFMAN: We look forward to hearing nothing  
6 but good reports from Nevada County following the March  
7 election.

8 MS. ADONA: We look forwarding to giving good  
9 reports.

10 CHAIR KAUFMAN: And I will be signing the -- the  
11 letter for you at the close of the meeting that you will  
12 receive from staff.

13 Okay.

14 MR. DIAZ: Thank you.

15 CHAIR KAUFMAN: Very good. Let us now go back to  
16 where we began to Item Number 5 on our -- on our agenda, the  
17 standing items. And start with the update on the Secretary  
18 of State's Notice of Withdrawal of Certification and  
19 Conditional Approval of Voting Systems that I noted earlier.  
20 Seemed to be a fairly successful effort. So why don't you go  
21 ahead and give us the update on that.

22 MS. ROBINSON: Good morning, members of the board and  
23 members of the public.

24 Fifty-five counties have implemented a CVSS certified  
25 voting system as of today. Two counties are in various

1 stages of procuring a CVSS certified voting system or have  
2 submitted a request for extension. And one county will use a  
3 blended system configuration. And what that means is the  
4 county will retain the use of a legacy accessible device in  
5 the polling place; however, the county has updated its voting  
6 system for tabulation to a CVSS certified voting system.

7 The upcoming key dates. So as of February 27<sup>th</sup>,  
8 2020 -- or through February 27<sup>th</sup> of 2020, elections scheduled  
9 six months from August 27<sup>th</sup> shall not be affected by the  
10 action of withdrawal certification. Therefore, federal,  
11 state, and county, municipal, district, or school elections  
12 scheduled on or before February 27<sup>th</sup>, 2020 may continue to use  
13 voting systems not tested and certified to CVSS.

14 On February 28<sup>th</sup>, 2020, voting systems not tested and  
15 certified to CVSS may no longer be used except for those  
16 jurisdictions that have received a conditional approval for  
17 extension of use by the Secretary of State's office.

18 Any questions?

19 CHAIR KAUFMAN: I was just curious. So which  
20 counties are requesting extensions?

21 MS. ROBINSON: Of the remaining two counties are  
22 Modoc and Lassen.

23 CHAIR KAUFMAN: Okay.

24 MS. AWANO LAGMAY: And the county using the blended  
25 system?

1 MS. ROBINSON: Yolo County.

2 MS. AWANO LAGMAY: Thank you.

3 CHAIR KAUFMAN: And, I mean, just out of curiosity,  
4 do you anticipate any issues with respect to their request  
5 for extension? I mean, do you really have a choice at this  
6 point?

7 MS. ROBINSON: At this time no, we do not expect any  
8 issues or anticipate any.

9 CHAIR KAUFMAN: Okay. Any other questions?

10 All right. Then why don't we go on to our next  
11 report about Los Angeles County. That's big news.

12 MS. ROBINSON: So the County of Los Angeles Voting  
13 Solutions for All People or VSAP Tally Version 2.0 was  
14 certified on January 24<sup>th</sup> of 2020. It has the following  
15 components: Tally, which is the hardware and software that  
16 captures and processes ballot images ensuring that votes on  
17 paper ballots are digitally represented and counted and  
18 stored as images or cast vote records.

19 Their ballot marking devices. It's the essential  
20 component of the voting system and the main interface for the  
21 voter. It includes a touch screen, an audio tactile  
22 interface, a paper handler, a QR code scanner, a dual switch  
23 input, and an integrated ballot box. The BMD is used by  
24 voters to generate, verify, and cast paper ballots.

25 Format OS. Format OS is the application used to wipe

1 new ballot marking devices.

2 BMD BASI is the application used -- the software used  
3 to provide the functionality for the BMD. And then BMD BESI  
4 is the application for election software within the BMD.

5 BMD Manager is the ballot marking device manager  
6 application for managing BMDs including software, ballot  
7 configurations, and postelection data.

8 VSAP Ballot Layout or VBL, it defines ballot print  
9 formats for the BMD, vote by mail, remote accessible vote by  
10 mail, and Uniformed Overseas Citizens Absentee Voting Act  
11 ballots. VBL also generates data files and packages to  
12 configure the BMD, BMG, ISB, and Tally.

13 The Enterprise signing authority. A cryptographic  
14 substation hardware and software that ensures components of  
15 the VSAP conform to security standards and the data passed to  
16 components is secure and authenticated.

17 And then last, the IBML Image Track 6400 is the high-  
18 speed scanner used in conjunction with the Tally tabulation  
19 software to tabulate ballots.

20 Do you have any questions?

21 CHAIR KAUFMAN: I have one question. I know the City  
22 of Beverly Hills just filed a lawsuit on the LA County's  
23 system. Was the certification before that lawsuit was filed  
24 or after? I don't recall the exact timing. And does that  
25 affect -- do you know anything about the status of that



1 lawsuit and how the certification affects that?

2 MS. ROBINSON: I am not a -- I cannot speak about  
3 that. I'm not privy to that information.

4 MS. LEAN: The Secretary of State was not named so I  
5 don't have any information on that.

6 CHAIR KAUFMAN: Okay. I think it had to do with the  
7 more button which is an issue that was addressed during  
8 certification.

9 Okay. I will seek that information from LA County.  
10 I don't know what the status is today, I just know it was  
11 filed last week.

12 Any questions of staff about LA County?

13 MS. LAVINE: I had a couple. In the last page, it  
14 kind of talks about all the -- I don't want to say issues but  
15 the concerns you have with the system and things that they  
16 need to look at. And most of them are easy fixes, you know,  
17 the ballot jamming and more messages, that type of thing.

18 And on a couple of these it says within five months  
19 from the date of this you'll report back or you'll do  
20 something. Do -- does that come back to this board? Does it  
21 just go to you? How do -- how do they prove that within that  
22 five months they have done what has been requested in the  
23 certification?

24 MS. ROBINSON: So if there's any action that's been  
25 taken on the system, that goes back to the Secretary's Office

1 of Voting Systems Technology Assessment and at that time, our  
2 staff will review any fixes or mitigations they have put in  
3 place and determine if we need to do further testing.

4 MS. LAVINE: Okay.

5 MS. ROBINSON: Okay.

6 MS. LAVINE: Thank you.

7 CHAIR KAUFMAN: And just to be clear, it's not the  
8 prerogative of this board to oversee or opine on the  
9 certification process with the Secretary of State but at some  
10 point LA County will be coming to us to seek their funding.

11 MS. LAVINE: Yeah. I was looking the process as how  
12 does this come, you know, with -- with the five-month  
13 deadline, you know, you're tight. But like I say, most of  
14 these things are minor, just kind of, okay, need to tweak  
15 that, tweak that. But where does it go back or who -- who  
16 sees it to be sure it did get done? So thank you for that  
17 clarification.

18 CHAIR KAUFMAN: Right.

19 June, questions?

20 MS. AWANO LAGMAY: I don't have a question as much as  
21 an observation. I was interested and I fault myself for not  
22 already knowing about alternate ballot order pursuant to  
23 SB25. This was one of the concerns I had early on in that  
24 with a combined ballot, local offices would appear at the  
25 very end of the ballot. But this flips the whole thing

1 completely over which is great.

2 So local offices come first and then county offices,  
3 and then way down at the end finally is the president. So  
4 it's a -- it's an incentive for people to really work through  
5 the -- the material and not just do president, then leave the  
6 voting booth.

7 So I just wanted to say that was very gratifying to  
8 read. Thank you.

9 CHAIR KAUFMAN: And that's an LA County only --

10 MS. AWANO LAGMAY: Imagine.

11 CHAIR KAUFMAN: -- measure. Yes. So. We'll see how  
12 that goes over.

13 All right. We have one more report. I'm assuming  
14 it's not vastly changed from last time. But the update on  
15 counties' remaining VMB funding. Anything that needs to be  
16 added on that?

17 MS. KAKU: Nothing to add. I was just going to  
18 comment on the counties that were approved for funding back  
19 in 2019.

20 So El Dorado County is currently waiting for the last  
21 of their invoices to come in for their system.

22 Fresno County just submitted their payment request  
23 and so we are processing that now.

24 Humboldt County's check is with the State  
25 Controller's Office so we're waiting for that to come back.

1 San Luis Obispo is putting together their payment  
2 request.

3 Los Angeles and Madera Counties have been paid.

4 And as for --

5 MS. AWANO LAGMAY: I'm sorry, Los Angeles and the  
6 other one?

7 MS. KAKU: Madera.

8 MS. AWANO LAGMAY: Madera. Thank you.

9 CHAIR KAUFMAN: For LA's limited request.

10 MS. AWANO LAGMAY: Correct.

11 MS. KAKU: Yes. And for Alameda County who was  
12 supposed to come before the board, I've reached out to them a  
13 few times and have not gotten a response from them. So I  
14 don't anticipate them coming anytime soon.

15 And then Calaveras County has asked a few questions  
16 about the Project Documentation Plan. So I will reach out  
17 and find out if they have a plan as to when they would like  
18 to come forward. So those are the only updates on counties  
19 to come forward.

20 Do you have any questions?

21 CHAIR KAUFMAN: Any questions from commissioners?

22 MS. AWANO LAGMAY: Did you mention San Luis Obispo?  
23 You kind of went kind of fast on that list.

24 MS. KAKU: Oh, I'm sorry. Yes, San Luis Obispo is  
25 putting together their payment request.

1 MS. AWANO LAGMAY: Thank you.

2 CHAIR KAUFMAN: Okay. Still about 60 million sitting  
3 out there.

4 All righty. Thank you for those reports. Do we have  
5 any other business to discuss? I think we have other  
6 tentative dates on calendar for the year. Yes?

7 MS. LEAN: Yes. The next meeting is currently  
8 scheduled for April 29<sup>th</sup>.

9 CHAIR KAUFMAN: Okay. We'll see if anybody gets  
10 their act together given the election between now and then.

11 MS. LEAN: Well, they'll be done with the canvass, so  
12 we'll see.

13 CHAIR KAUFMAN: We'll see.

14

15 All right. Anything else anybody wishes to bring up?

16 UNKNOWN SPEAKER: No.

17 CHAIR KAUFMAN: Okay. So with that, at 11:05ish, I  
18 will look for a motion to adjourn.

19 MS. AWANO LAGMAY: I will motion to adjourn this  
20 meeting.

21 MS. LAVINE: And I second that motion.

22 CHAIR KAUFMAN: And I assume we will all vote yes.  
23 All in favor.

24 MS. AWANO LAGMAY: Yes.

25 MS. LAVINE: Aye.

1 CHAIR KAUFMAN: Aye. Thank you. The meeting is  
2 adjourned.

3 (Thereupon, the hearing was adjourned at 11:05 a.m.)

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