



**STATE OF HAWAII
OFFICE OF ELECTIONS**

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SCOTT T. NAGO
CHIEF ELECTION OFFICER

TESTIMONY OF THE
CHIEF ELECTION OFFICER, OFFICE OF ELECTIONS
TO THE SENATE COMMITTEE ON JUDICIARY
ON SENATE BILL NO. 2333
RELATING TO ELECTION AUDITS

February 1, 2024

Chair Rhoads and members of the Senate Committee on Judiciary, thank you for the opportunity to testify in support of Senate Bill No. 2333. This bill allows the Chief Election Officer to use accurate copies of paper ballots, rather than the originals, when conducting a precinct audit of an electronic voting system's tally.

The Office of Elections supports this bill as it clarifies and updates the conduct of the audit used with modernized voting equipment and technology for elections by mail. The post-election audits are conducted to confirm the results and ensure the accuracy and integrity of the election rather than conducting a hand tally recount. Pursuant to HRS §16-42, we audit 10% of precincts randomly selected by Official Observers. The Official Observers then select a contest for each audited precinct.

Ballots are scanned and counted through the electronic voting equipment and since we have transitioned to elections by mail, ballots are processed and counted in the order they are received, in contrast to a polling place model where the ballots are isolated to the assigned district/precinct only. Using the voting equipment, the counted ballots can be filtered to the selected precinct and viewed to create a hand tally of expected results. Further, we are still able to track and go back to the individual source paper ballot and do a physical review as necessary.

The method of using the voting equipment to view the ballot and create a hand tally of expected results was used for the mail ballots in the 2022 Elections. We found it beneficial as we were able to check and confirm how the voting equipment counted a particular mark. We also compared and matched batches of the scanned ballots with the same batch of the physical ballots. For the voter service center ballots, as the voting equipment counting these ballots is different, we created the hand tally of expected results based on the physical ballot. We found more human errors were created in the audit process since the ballots had to be first manually sorted by district/precinct.

No evidence of issues affecting the outcome of the election has been found to question the validity of the results. However, if an issue were to arise during the conduct of the post-election audit impacting the results of the election, the audit may be expanded to include first additional contests and further additional precincts. Further, we would also like to mention that there are additional safeguards of checks and balances including logic and accuracy tests of the voting equipment before and after counting voted ballots, and the comparison of ballots received and accepted by the County Elections Division to voted ballots counted (i.e., turnout) by district/precinct reported in the election results.

Thank you for the opportunity to testify in support of Senate Bill No. 2333.

SB-2333

Submitted on: 1/28/2024 9:50:31 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Jacob Wiencek	Testifying for Hawaii Young Republicans	Oppose	Written Testimony Only

Comments:

Aloha Senators,

On behalf of Hawai'i Young Republicans, we oppose this bill. Since 2020, the public confidence in the integrity and security of our elections has been in doubt. Substituting copies of ballots for the originals will NOT restore faith in our elections. We urge the committee to reject this legislation and ensure the elections office has the capabilities required to properly handle the original ballots for required audits and recounts.

SB-2333

Submitted on: 1/30/2024 12:59:47 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Adriel Lam	Individual	Oppose	Remotely Via Zoom

Comments:

The Office of Elections has repeatedly failed to demonstrate validity of its current audit procedures that are in violation of existing law. There is no mechanism here to validate any copies of ballot, electronic or paper, to be accurate. How is this any more valid printing more ballots at a copy center, when not even the electronic recordkeeping has been validated.

I have included a link below of the questionable electronic recordkeeping of our 2022 General Elections that has been presented to the Office of Elections and the Elections Commission without action or investigation. Open questions still remain unanswered. Why are half ballots in Maui not accounted for? Why are there so many duplicate ballot batch numbers? Why are ballot sequence numbers missing within individual batches? Further reliance on electronic systems continues to compromise the integrity and security of our election.

[Report and Analysis of 2022 General Elections Cast Vote Record](#)

The original data for the Cast Voter Records (CVR) for the 2022 General Election are at this link.

[Office of Elections 2022 General Election Cast Vote Records](#)

SB-2333

Submitted on: 1/31/2024 7:33:41 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Corinne Solomon	Individual	Oppose	Remotely Via Zoom

Comments:

Testimony SB2333

Aloha Committee Chair Rhoads and JDC Members,

Do you buy lottery tickets when you travel to the mainland? If you won, would it be okay to present a digital copy of your ticket to claim your winnings, without presenting the original paper ticket?

You can attest that it's a true and accurate copy, and the original is safely stored and retrievable.

Would you make payments for your largest purchases in digital copies of real money?

Would the bank accept that if you told them that your copies are the exact same as the originals and thus can be used interchangeably?

A ballot image is not the same as the original physical paper ballot.

The computer scanner does not "read" a name and a filled in circle and assign it a vote like a human would from looking at a paper ballot or a ballot image on a computer screen. Computer programmed ballot definition files (BDF) for each ballot style (there are lots, every district has a different ballot) are loaded into the computers hooked up to the ballot scanners, and complex computer source code (this can be several thousands of lines long) analyzes ballot race positions and corresponding circles using timing marks on the physical ballot. This information is transferred to a flash drive and then analyzed by the Elections Management System (EMS) computer source code to create the vote tally.

We are not allowed to review the source code or the BDFs to verify that the ballot positions of candidates names are interpreted correctly, we are not even allowed to review the Hart Intercivic election systems user manuals when requested through public records requests. This source code and BDFs are considered proprietary information by Hart Intercivic, the company who runs our elections. Ballot images themselves can be hacked, as proven by nonpartisan computer experts.

Only physical paper ballots should be used for the election audits. This is considered post-election audit best practices and just plain common sense.

I implore you to vote NO on SB2333.

Mahalo for this opportunity to submit testimony.

Respectfully,

Corinne Solomon HD20 resident

***Audit best practices documents and the Halderman report on ballot image manipulation available upon request*

SB-2333

Submitted on: 1/31/2024 8:07:24 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Rosemarie Jauch	Individual	Oppose	Remotely Via Zoom

Comments:

Must use physical paper ballots not digital images to conduct mail in audits.

I am a signature verification observer who has reported to numerous election staff and officials that I observed a FIFTEEN PERCENT reject rate of cast ballots on Kauai for the 2022 General Election due to no signature of record on file! In an upcoming bill the terminology election denier is used. I am a fraud verifier.

How about you pass a bill that provides observers with a path to resolution instead of blatantly ignoring the findings? OR... restore our Constitutional rights to vote in secret, on Election Day, in person, on paper, in our precincts, with valid ID and reported results same day. New Hampshire does it that way. Their population is very similar to that of Hawai'i.

SB-2333

Submitted on: 1/31/2024 10:32:00 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Clint Curtis	Individual	Oppose	Written Testimony Only

Comments:

I have been asked to testify by Zoom (possibly as an expert) but that selection has been disabled. Following is a short summary of my credentials.

Clint Curtis has extensive experience with voting machine technology. He wrote the prototype for electronic voting machines in 2000 and testified before Congress in 2004. He has worked in a computer programmer role for NASA, DOT, DOD, FDLE, Exxon Mobil, Ryder and several other governmental agencies and fortune 500 companies. As part of his expertise he developed projects that produce images for utilization in Electronic Document Management Systems. In addition he has provided testimony on electronic voting machines in the Texas, Arizona and Kansas legislatures during 2023 and provided testimony to multiple other countries across the globe including Germany, the Netherlands, Bosnia, Italy, Korea, China and many others. He has been featured in multiple documentaries across the globe and in the US related to electronic voting machine technology.

SB-2333

Submitted on: 1/31/2024 7:39:36 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Doug Pasnik	Individual	Oppose	In Person

Comments:

I submit this testimony in opposition to SB 2333.

As you know, in SB 2333 the legislature has acknowledged that the “existing law requires the chief election officer to conduct the audit of the randomly selected precincts by comparing electronic tally amounts against the original paper ballots” and that this is an audit requirement performed to ensure the validity of the state election results.

This lawful statutory requirement has been the subject of much controversy over the past two years, wherein multiple observer reports and several complaints resulted in at least four lawsuits in state courts challenging the Chief Elections Officers lack of compliance with the statutory post-election pre-certification audit procedure.

During a case that was presented in the 1st Circuit Court, the Chief Election Officer openly admitted to not following the statutory procedure, and the Deputy Attorney General defended the Chief Election Officers violations of that statute in two cases in the Hawai‘i Supreme Court. (REFERENCE: 22-SCEC-0000515, 22-SCEC-0000703, 22-SCEC-0000711 and 1CCV-22-0001499)

Following the 2022 election, a Petition for the Redress of Grievances was filed by the People in the House of Representatives querying why the House was not interested in enforcing their own statute (Senator Luke sponsored HB 1740 in 2005 which resulted in HRS 16-42) - and the petition went unanswered.

Instead, during the 2023 Legislature, Speaker Saiki introduced HB 132 and Speaker Kouchi introduced SB 180 (both by the request of another party) to similarly rewrite HRS 16-42 then - just as SB 2333 attempts to do today.

Every effort by the People to ensure the accuracy of elections pursuant to statute has been thwarted by the Office of Elections, and the Attorney General - despite their charter “to be vigilant and active in detecting offenders against the laws of the State” (see HRS 28-2), and the legislature seems determined to rewrite the law to accommodate this maladministration.

The rewrite of this statute negates and dilutes audit requirements in their entirety and runs counter to the audit requirements specified in the Help America Vote Act of 2002 and the Voluntary Voting System Guidelines published by the U.S. Elections Assistance Commission (EAC).

I call to the attention of the Committee on the Judiciary that the post-election pre-certification audit procedures currently used by the Chief Election Officer violate the statutory procedure that are acknowledged in SB 2333, and do not in any way verify that the votes cast by the voter on the paper ballot are correctly tallied by the electronic voting system.

Without a valid and verifiable audit, there is no way to determine any level of accuracy in the election, and our state elections remain indeterminate.

I oppose this legislation.

Thank you for your time.

SB-2333

Submitted on: 1/27/2024 2:03:48 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Victor K. Ramos	Individual	Oppose	Written Testimony Only

Comments:

I oppose. The "original" should always be used.

SB-2333

Submitted on: 1/28/2024 6:53:18 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Heather R Lauro	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill! Wasn't this already address last time that ballot images are ILLEGAL and you need the ACTUAL BALLOT to do a PROPER AUDIT?!?! Nice try! We want elections that are MORE SECURE and TRANSPARENT. Anyone can use Photoshop! DO BETTER!

SB-2333

Submitted on: 1/28/2024 11:54:21 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Catherine Thyne	Individual	Oppose	Written Testimony Only

Comments:

I oppose this Bill.

SB-2333

Submitted on: 1/29/2024 1:10:35 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
L.C	Individual	Oppose	Written Testimony Only

Comments:

Only original ballots should be used in an audit.

SB-2333

Submitted on: 1/29/2024 1:41:09 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Tracy Gillard	Individual	Oppose	Written Testimony Only

Comments:

Original ballots should be used as anyone can copy a ballot and change what the person put. NO ONE should be allowed to copy someones ballot and use the copy as a tool for doing an audit. Originals should only be used.

SB-2333

Submitted on: 1/30/2024 7:13:05 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Andrew Crossland	Individual	Oppose	Written Testimony Only

Comments:

I **oppose** this Bill.

SB-2333

Submitted on: 1/30/2024 10:05:07 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Ryan Willis	Individual	Oppose	Written Testimony Only

Comments:

I Strongly Oppose.

One day, In Person, Government ID, Paper ballot voting

SB-2333

Submitted on: 1/30/2024 10:06:55 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Kanoë Willis	Individual	Oppose	Written Testimony Only

Comments:

I Strongly Oppose.

The only way is One day, In Person, Government ID, Paper ballot voting

SB-2333

Submitted on: 1/30/2024 10:51:58 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Jessica Caiazzo	Individual	Oppose	Written Testimony Only

Comments:

Aloha, my name is Jessica "Priya" Caiazzo, and I strongly oppose this bill. Election protection should be a top priority as less and less people actually vote, and we have had record lows! How do we change this? By stopping bills like this and ensuring physical paper ballots for audits, NOT digital.

Mahalo.

Jessica "Priya" Caiazzo

SB-2333

Submitted on: 1/30/2024 11:13:49 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Gitte Gonzalez	Individual	Oppose	Written Testimony Only

Comments:

Paper ballots are what's needed to ensure safe and fair elections, images are not acceptable

SB-2333

Submitted on: 1/30/2024 11:15:06 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
tania victorine	Individual	Oppose	Written Testimony Only

Comments:

Something so IMPORTANT for auditing needs to be an original! Ballot images ARE NOT physical ballots!!

SB-2333

Submitted on: 1/30/2024 11:35:16 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Teresa Parmenter	Individual	Oppose	Written Testimony Only

Comments:

I OPPOSE SB2333

SB-2333

Submitted on: 1/30/2024 12:25:07 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Yvonne Alvarado	Individual	Oppose	Written Testimony Only

Comments:

I, Yvonne L. Alvarado Oppose to Bill 2333

SB-2333

Submitted on: 1/30/2024 12:28:46 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
TERI SAVAIINAEA	Individual	Oppose	Written Testimony Only

Comments:

I oppose SB 2333.

Thank you,

Teri Savaiinaea

SB-2333

Submitted on: 1/30/2024 12:49:15 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
kamakani de dely	Individual	Oppose	Written Testimony Only

Comments:

I absolutely vote no on this bill. Strictly digital leaves the voting to be manipulated in any which way. Paper ballot. Worked before. Still works now. I vote NO!

SB-2333

Submitted on: 1/30/2024 12:50:47 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Mallory De Dely	Individual	Oppose	Written Testimony Only

Comments:

I absolutely vote no on this bill. Strictly digital leaves the voting to be manipulated in any which way. Paper ballot. Worked before. Still works now. I vote NO!

SB-2333

Submitted on: 1/30/2024 1:16:16 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Alexis Caramonte	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose this bill. Digital systems are unreliable and can easily be tampered with. Further more to allow copies of paper ballots to be used creates room for errors. Multiple copies of one original could be mistakenly made creating a huge error in the data collection. The room for errors is to great that I urge that this bill does not move on.

Mahalo

SB-2333

Submitted on: 1/30/2024 1:32:41 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Elethia	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill.

SB-2333

Submitted on: 1/30/2024 1:38:36 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Ralph Sherman	Individual	Oppose	Written Testimony Only

Comments:

Paper ballots only. Stop making it easier to steal elections. We are already living in the most corrupt State in the nation. No mail in voting.

SB-2333

Submitted on: 1/30/2024 1:48:31 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Tatiana Maumausolo	Individual	Oppose	Written Testimony Only

Comments:

I oppose this Bill and so shall you. This Bill allows election audits to be conducted with electronic tallies/images instead of the original paper ballots. This Bill will destroy free, fair and transparent elections forever. Election fraud will skyrocket if this Bill is passed!

TESTIMONY TO THE SENATE COMMITTEE ON JUDICIARY 02-01-24

Senator Karl Rhoads, Chair
Senator Mike Gabbard, Vice Chair
ON
S.B. 2333 RELATING TO ELECTION AUDITS

by
Scott W. Smart

Chairman Rhoads and members of the Senate Committee on Judiciary:

I am testifying AGAINST S.B. 2333

A dictionary definition of “audit” is:

a methodical examination and review

This bill would reduce the ability to methodically examine election processes in an audit. The bill states:

“accurate copies of the paper ballots, including accurate electronic copies, may be used in place of the paper ballots”

It should be self-evident that the condition of “accurate” copy can only be determined by an audit; this is the whole purpose of the audit. Allowing the Office of Elections or County Clerks to self-declare copies to be “accurate” defeats the whole purpose of the audit.

Instead, the statute could be amended to require the Office of Elections and County Clerks to segregate all hand-marked ballots, originating at mail-in or at voting service centers, by voting precinct at time of receipt to facilitate the audit of random precincts. This is the only way to ensure that voter intent has been correctly maintained throughout the scanning and tabulating process. Where electronically prepared ballots are used with a paper copy back up, these paper backups should also be precinct-separated.

As a citizen and voter since 1972, this is the minimum that should be done to ensure that my vote is fairly counted. The real solution is hand-marked, hand-counted ballots cast in person.

/s/

Scott W. Smart
94-210 Kakaili Pl
Mililani, HI 96789

(808) 627-1220

SB-2333

Submitted on: 1/30/2024 2:50:52 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Cynthia Decenzo	Individual	Oppose	Written Testimony Only

Comments:

I oppose this Bill.

SB-2333

Submitted on: 1/30/2024 2:56:10 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Jennifer Cabjuan	Individual	Oppose	Written Testimony Only

Comments:

Oppose this bill please. Retain the paper ballot as ballot of record. Digital images can be altered.

SB-2333

Submitted on: 1/30/2024 3:46:57 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Jadine L Brown	Individual	Oppose	Written Testimony Only

Comments:

I oppose this because we need to perform any audits from the original paper ballots.

SB-2333

Submitted on: 1/30/2024 3:59:26 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Jessica Penner	Individual	Oppose	Written Testimony Only

Comments:

Audits should be conducted with paper ballots ONLY. Voting machines have been proven to be hackable. Software that de-couples and randomizes voter profiles from ballots have made transparency impossible. Polls via mainstream media over the last 12 months show that between 30-50% of Americans believe that the 2020 presidential election was stolen. There has been a serious erosion of trust over the last 10-12 years in regard to election integrity. LESS TECH, MORE ACCOUNTABILITY. This is what truly benefits the public.

SB-2333

Submitted on: 1/30/2024 4:07:12 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Jeanine Acopan	Individual	Oppose	Written Testimony Only

Comments:

Strongly oppose this bill

SB-2333

Submitted on: 1/30/2024 4:30:09 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Jennifer Shelton	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill. Original paper ballots must be used by auditor to authenticate.

SB-2333

Submitted on: 1/30/2024 4:44:39 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
James R Cabodol Jr	Individual	Oppose	Written Testimony Only

Comments:

These bills need to be STOPPED talk about election fraud this bill will definitely increase the fraud having paper ballots is what WE THE PEOPLE WANT AND NEED!! You politicians need to stop being our voices you need too let us be the voice in our own elections,

SB-2333

Submitted on: 1/30/2024 5:02:24 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Erica Engelhart	Individual	Oppose	Written Testimony Only

Comments:

A post election audit is the only process that tests the actual ballots. Pre-election tests use test ballots, which may be from a different source than the ballots people are voting on. If those test ballots were different, we would never know if there was an issue with the voted ballots without conducting a test or audit of the actual ballots.

When you verify or count money, you count the paper bills. You don't use images or electronic copies to count it. You pick it up and count it. This is the most basic and trusted method of dispute resolution. This bill would damage the value of the audit process. Using the image created by the system you are testing is not acceptable to any standards. It's like doing a self-diagnostic.

Any audit, especially an election audit, should be done in a manner that everyone understands and everyone can see. Faster doesn't make everything better.

SB-2333

Submitted on: 1/30/2024 5:12:17 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Lora Santiago	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose to this Bill. We must bring back the original paper ballots for election audits, and not digital ballot images that are susceptible to massive amounts of fraud.

SB-2333

Submitted on: 1/30/2024 5:40:10 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
PATRICK BROWN	Individual	Oppose	Written Testimony Only

Comments:

I oppose this Bill.

SB-2333

Submitted on: 1/30/2024 7:03:04 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Anne Kamau	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill. Mahalo.

SB-2333

Submitted on: 1/30/2024 7:07:07 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Anastasia Yamauchi	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill and We The People want a fair and honest election by showing up in person with id and ballits counted immediately adter polling places are closed.

SB-2333

Submitted on: 1/30/2024 7:33:02 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Michael Moylan	Individual	Oppose	Written Testimony Only

Comments:

I oppose Bill SB2333.

SB-2333

Submitted on: 1/30/2024 8:25:41 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Marlies Lee	Individual	Oppose	Written Testimony Only

Comments:

Paper ballots only!

I don't trust electronic voting

SB-2333

Submitted on: 1/30/2024 8:39:00 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Rita Wong	Individual	Oppose	Written Testimony Only

Comments:

I absolutely oppose SB2333

Free, fair transparent elections would be destroyed forever!

SB-2333

Submitted on: 1/30/2024 8:53:46 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Cherie Oquendo	Individual	Oppose	Written Testimony Only

Comments:

As a former candidate for the House of Representatives of District 45, I oppose this bill. In 2022, the initial votes counted reflected that I lost the primary by 11 votes. After an electronic recount it was said the final votes showed that I lost by 5 mere votes. This should prove that in a race that was so close, using the same electronic tabulations the recount numbers should have remained at 11 and not dropped to 5. It reflects a disparity that can only be repaired by utilizing ballot counts by hand. Hand counts of original paper ballots would bring back election integrity as it has been proven that automated machine counts can be manipulated.

SB-2333

Submitted on: 1/30/2024 10:28:09 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Glenn Grimes	Individual	Oppose	Written Testimony Only

Comments:

I OPPOSE THIS BILL. This bill will remove power from the people and give control of our elections to a 3rd party, thus, it makes it unconstitutional. In addition, all electronic processes are insecure and vulnerable to manipulation. For example, Professor J. Alex Alderman of the University of Michigan, proved it in a Georgia court of law recently: "In a Federal Court In Atlanta Georgia On Friday J. Alex Halderman [@jhalderm](#) was Able To HACK A DOMINION VOTING TABULATOR In Front Of U.S. District Judge Amy Totenberg USING ONLY A PEN TO CHANGE VOTE TOTALS! ... Plaintiff's Seek To Remove What They Say Are Insecure Voting Machines In Georgia In Favor Of Secure Paper Ballots."

Please refer to Professor Alderman's Security Analysis of Georgia's ImageCast X Ballot Marking Devices:

<https://storage.courtlistener.com/recap/gov.uscourts.gand.240678/gov.uscourts.gand.240678.1681.0.pdf>

The State of Hawaii has a small population and has no need to ever use voting machines and/or any electronic processes in our elections.

Sincerely,

Glenn Grimes

SB-2333

Submitted on: 1/30/2024 10:54:52 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
CHESTER LUM	Individual	Oppose	Written Testimony Only

Comments:

Thank you for allowing me to submit testimony opposing this bill.

Glitches can occur in machines at any time and cause the scanned image to reflect a vote that is not the intent of the voter. Re-running that scanned image multiple times will only result in counting the error vote multiple times.

The proposed amendment goes directly against the intent of the Legislature as stated on Page 1, lines 6 through 9. And if there are any discrepancies between the paper ballot count and the machine count, then it will be caused by a machine glitch.

Accuracy should never be compromised in the election process.

SB2333 should be tabled.

Once again, thank you for allowing me to submit testimony opposing this bill.

Chester Lum

SB-2333

Submitted on: 1/31/2024 12:33:31 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Scott Shedko	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose SB2333!

Would random audits be done to determine that the machine-generated copies of actual ballots are "accurate" representations of the actual ballots?!

Who would determine the definition of "accurate"? There are different degrees of accuracy. We can have 100% accuracy if we count the actual original paper ballots.

We, the people of Hawai‘i, want the actual ballots that are marked by actual people to be the votes that are counted!

Mahalo!

I strongly oppose this bill!

SB-2333

Submitted on: 1/31/2024 1:42:02 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Alice Abellanida	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill.

SB-2333

Submitted on: 1/31/2024 2:44:35 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Terry Murakami	Individual	Oppose	Written Testimony Only

Comments:

In order to maintain utmost transparency and integrity of elections, we should still use the original paper ballots instead of "digital ballot images" for audits.

SB-2333

Submitted on: 1/31/2024 5:20:43 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Sherilyn Wells	Individual	Oppose	Written Testimony Only

Comments:

Testimony on SB 2333

Any "system" other than paper ballots, hand-counted with full observation (live camera coverage, full-spectrum set of human observers, etc.), as well as other safeguards to prevent ballot stuffing (see 2000 Mules as one example - <https://rumble.com/v14hk32-fact-checking-the-fact-checkers-on-2000-mules.html>), is completely open to manipulation, of which Hawai'i has seen more than its share (and here I refer to the complete documentation I submitted to every member of the legislature in 2022, revealing that our Election Officer committed a federal felony - after which he was given a pay raise - by declining to provide timely-requested Cast Vote Records and admitting in writing that he had not retained control of the data). Since the testimony of Clinton Eugene Curtis revealed that a minimum of 2 decades of ballot result manipulation has been going on, courtesy of undetectable software he was tasked to produce, since Professor Halderman demonstrated in front of a federal judge that he could use a pen to alter electronic voting tabulators, since Hart InterCivic partnered with Bill Gates (re the paradoxically named "ElectionGuard"), We The People have known that our elections have been rigged to install strategically placed officials and/or a sufficient number of general representatives, who clearly do not understand (or do not support) our Constitution and their associated duties, in public office. Whether these individuals were compromised, complicit, coerced, cowardly, controlled, or simply clueless, the outcome has been the same – a legislature that is intent on continuing to dismantle the structure that would guarantee legitimate elections. For those Senators who still believe that our Constitution and that our elections should be beyond any form of compromise, please oppose this bill.

For anyone who hasn't seen and is interested in my documentation of Election Office fraud in 2022 (regarding the 2020 Cast Vote Records), please contact me for that documentation.

SB-2333

Submitted on: 1/31/2024 7:03:13 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Thomas Stanton	Individual	Oppose	Written Testimony Only

Comments:

I oppose SB2333 on the basis that it has been proven that ballot image copies can be corrupted and even manipulated and therefore can not be used to verify electronic vote counting machine results. Please see the attached evidence. The only way to truly verify that the vote counting machines results are accurate is to audit the machines with the "voter verifiable paper audit trail" that is specified in HRS 16-42. Auditing the paper ballots is a simple procedure as long as the ballots are kept sorted by precinct when counted at the counting center. I am a witness to the fact that for the 2022 General Election the County of Kauai was able to do the post election audit with the actual paper ballots showing this procedure can be done efficiently and that the HRS 16-42 statute can be followed. As such there is no logical reason not to use the paper ballots in the post election audit and it is highly suspicious that certain parties do not want to follow the HRS 16-42 statute when the County of Kauai has shown it can be followed.

Mahalo for your consideration,

Tom Stanton

*Fulton County Georgia Press Conference on Ballot Images Manipulations.

<https://rumble.com/vmwup-voterga-press-conference-march-7th.htmlmref=1udah&mc=cqjwh>

*News Article on Georgia Ballot Manipulation.

<https://tennesseestar.com/2021/11/10/more-than-70-georgia-counties-cant-produce-original-2020-election-ballot-images-says-election-integrity-group/>

*The Mesa County Colorado Voting Machine Report shows vote machine data base manipulation.

<http://magaracoon.com/docs/MesaCountyReport3.pdf>.

*Cybersecurity and Infrastructure Security Agency Report confirms vulnerabilities exist in election vote counting machines. (<https://www.cisa.gov/uscert/ics/advisories/icsa-22-154-01>)

*Congressional Letter to Voting Counting Machine Ownership Group documenting voting machine vulnerabilities.

<https://www.warren.senate.gov/imo/media/doc/H.I.G.%20McCarthy,%20&%20Staple%20Street%20letters.pdf>

*Video Showing Congressional Testimony documenting vote counting machines have vulnerabilities.

<https://trendingpolitics.com/viral-video-democrats-slam-voting-machines-and-undermineconfidenceinamericas-elections-knab/>

*Video Detailing Def Con Demonstration of Vote Machine Hack and Ballot Manipulation.
<https://youtu.be/ja6J1wY2UNw>

I reserve the right to present additional evidence

SB-2333

Submitted on: 1/31/2024 8:24:57 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Dianna Tangen	Individual	Oppose	Written Testimony Only

Comments:

To protect the validity of our elections paper ballots should be the only acceptable documents. Computers are too susceptible to fraud.

SB-2333

Submitted on: 1/31/2024 8:33:33 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
julie schaus	Individual	Oppose	Written Testimony Only

Comments:

I oppose sb 2333

this is unconstitutional

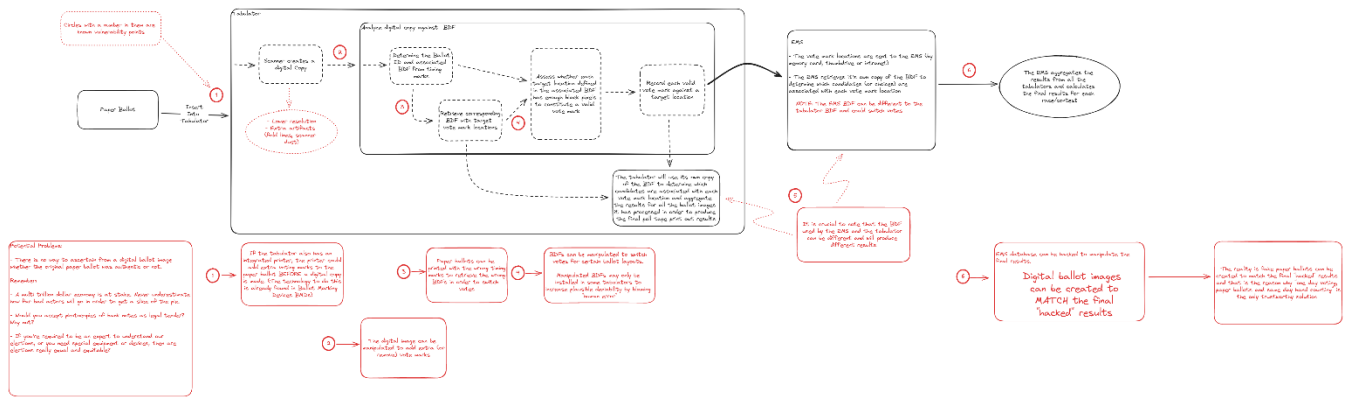
Aloha JDC Committee Chair and Members,

This is how ballot images are created (you may need to enlarge your screen to see the full process).

There are multiple potential points of error in this system.

Ballot images cannot be considered “true and accurate” copies of physical paper ballots.

I oppose SB2333.



Noah Solomon

SB-2333

Submitted on: 1/31/2024 8:40:42 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Greg schaus	Individual	Oppose	Written Testimony Only

Comments:

I oppose sb 2333

only paper original ballots shall be used

anything else is illegal

SB-2333

Submitted on: 1/31/2024 8:48:09 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Sam schaus	Individual	Oppose	Written Testimony Only

Comments:

I oppose sb2333

ony paper original ballets

anything else is illegal

SB-2333

Submitted on: 1/31/2024 8:49:00 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Robin Gusich-Batara	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose this absurd bill. Using ballot images vs. actual ballots presents serious security risks. It is no secret that our digital election system can be easily hacked. Just like all important transactions require original documents to ensure authenticity, our ballots should be available, counted and verified by using the actual hard copy of the ballot, not an image. Images can easily be altered. Imagine if we were allowed to make purchases with pictures of money. Authenticity is more important than efficiency. Please do not compromise the security of our votes.

Thank you

SB-2333

Submitted on: 1/31/2024 8:50:07 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Kay Aina	Individual	Oppose	Written Testimony Only

Comments:

Aloha Chair and Committee members,

I oppose this measure. Studies show that ballot images are not the same as paper ballots, and cannot be properly audited. We must use physical paper ballots for our election audits, not digital ballot images that can be manipulated. Please defer this measure. Thank you.

SB-2333

Submitted on: 1/31/2024 8:51:48 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
noela von	Individual	Oppose	Written Testimony Only

Comments:

Aloha,

I oppose this Bill.

Free, fair and transparent elections will destroyed if you continue moving forward with this bill

Election fraud will go thru the roof!

We need to do our elections the way we did them before.

One day voting and counting of paper ballots with verification of ID should come back as before because people had more confidence in the process.

Remember you all took an Oath to protect the citizens of the State of Hawaii.

Sadly, our state has been under Democratic rule for so many years and it's getting so bad here many are leaving.

Many concerned citizens participate as I am, only to watch our voice be not heard in the meetings, you ask for testimony and we give it, but it is very apparent that you folks already have made up your mind on the solution. You just go thru the motions to follow the rules of engagement between you the legislature and we the people. But in the end it ends up being what you want, you really do not care what we the people think in realty. Shame on you!

Thank you very much,

Noela von Wiegandt

SB-2333

Submitted on: 1/31/2024 8:58:48 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Laurie Langton	Individual	Oppose	Written Testimony Only

Comments:

Aloha,

I strongly oppose the proposed bill SB2333. We need paper ballots to be used throughout the voting and tallying process. Digital images can be manipulated, edited and duplicated. If we use digital images to audit this will not be a true audit.

Hawaii needs clear and complete election integrity. What is very clear is that a number of bills are being proposed to muddy the waters and make the election process more easily controlled and manipulated.

Stop making elections and the election process something our founders would never approve or even recognize. Paper ballots, State IDs, (not school IDs), hand tally and paper ballot audits. Simple and fair.

Thank you

Laurie Langton

SB-2333

Submitted on: 1/31/2024 11:58:05 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Ron Soderstrom	Individual	Oppose	Written Testimony Only

Comments:

There has been enough mistakes found in our current voting system to severely cause the public to lose faith in our politicians.

Any bill like this that makes it easier for mistakes to be made should never be considered.

In the end More, not less transparency and clarity is needed.

I oppose this bill.

SB-2333

Submitted on: 1/31/2024 1:57:41 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Larry Duclayan	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose SB2333.

Mahalo!

SB-2333

Submitted on: 1/31/2024 10:35:31 PM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
Mary Healy	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill.

SB-2333

Submitted on: 2/1/2024 11:20:59 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
William Gorman	Individual	Oppose	Written Testimony Only

Comments:

I am in opposition to SB2333 because the actual ballot that was cast is the true and correct version to be used when verifying election results. A scanned copy can be manipulated and should not be used for audit purposes.

SB-2333

Submitted on: 2/1/2024 11:42:30 AM

Testimony for JDC on 2/1/2024 9:00:00 AM

Submitted By	Organization	Testifier Position	Testify
L Toriki	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose this bill.

Digital images are not the same as the actual paper ballot. Digital images can be easily manipulated and may be subject to fraud. Once the paper ballot is destroyed, there can be no way to verify the actual image of the digital one.

Any audits should be performed on the original paper ballot.

We need free and fair elections and digital imagery is way too easy to manipulate