

January 17, 2020

The Honorable Alex Padilla  
California Secretary of State  
1500 11th Street  
Sacramento, CA 95814

**Re: Public Comment on Modified Risk-Limiting Audits Regulations**

Dear Secretary Padilla:

We are writing to express our support for the modifications made to the proposed Risk-Limiting Audit Regulations as featured on this page: <https://admin.cdn.sos.ca.gov/regulations/proposed/elections/audits/audits-proposed-regs-modified.pdf>, and noticed in the January 10, 2020 CCROV #20014.

The proposed regulations, as modified, reflect the changes we sought in our original December 10, 2019 public comment letter. Specifically, as modified, the proposed regulations now:

- conform with statutory requirements that risk-limiting audits (RLAs) be performed on all of a county's contests in order to substitute for the 1 percent manual tally requirement (Section 20014);
- specify (in 20011 (m)) that the algorithms and source code of the RLA software tool shall be disclosed to the public; and
- clarify (in 20011 (f)) that the "cast vote record" shall be generated by the voting system.

The modified proposed regulations include several additional minor changes that we suggested and we appreciate the inclusion of these revisions as well.

We have enjoyed working with your staff throughout the workgroup process, and greatly appreciate the responsiveness to our concerns. We look forward to continue working with you and your staff to advance additional statutory improvements that will make it more feasible for California counties to conduct RLA pilots.

Sincerely,

Kim Alexander, President, California Voter Foundation  
Jack Lerner, Board of Directors, California Voter Foundation; Clinical Professor of Law,  
University of California, Irvine

Pamela Smith, Senior Advisor, Verified Voting  
Mark Lindeman, Director, Science and Technology Policy, Verified Voting

Kammi Foote, Clerk-Recorder and Registrar of Voters in Inyo County; Board of Directors,  
California Association of Clerks and Election Officials

Philip B. Stark, Professor of Statistics, University of California, Berkeley