September 9, 2024

Shasta County ROV
Shasta County Election Commission
Shasta County Board of Supervisors
1450 Court St.
Redding, CA 96001

re: elections "roster" and "voter list" vs. electronic poll book

Does ROV office have an emergency plan in place in case of electronic poll book failure? This is required by SOS regulation:

https://govt.westlaw.com/calregs/Document/I85767AF35A0A11EC8227000D3A7C4BC3viewType=FullText&originationContext=documenttoc&transitionType=CategoryPageItem&contextData=(sc.Default)

I imagine that having a paper "street roster" (or voter list) is part of the plan? That means that such paper documents would have a database to draw from.

The term "voting list" is defined in the glossary of the Election Code:

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=ELEC&sectionNum=359.2.

I believe "street roster" is a nickname that ROV's throughout CA call the "roster" which is listed in the glossary. It also appears to have a similar meaning and use to "voter list" in that it is a document that may be used to show if a voter had voted at a precinct:

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=ELEC&sectionNum=349.5.

EC 14298 requires each precinct to maintain one PRINTED copy of the voter list during the "whole time of voting".

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=ELEC&sectionNum=14298.

EC 14202, requires one printed copy of the voter list be at each voting location with "easy access" to the public:

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=ELEC&sectionNum=14202.&article=1.&highlight=true&keyword=voter list

EC 14297 requires a poll worker to update the "voter list" once a voter has turned in a ballot:

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=ELEC&sectionNum=14297.

EC 2183, requires the ROV to provide an electronic, or paper version, of the "roster" upon request (code does not specify by whom):

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=ELEC&sectionNum=2183.

EC 17300, allows that if an electronic poll book is used, an electronic file may be preserved in lieu of a paper version, (but this only applies AFTER election, not before or during an election).

https://leginfo.legislature.ca.gov/faces/codes_displaySection.xhtml?lawCode=ELEC&sectionNum=17300.

I order to be complaint with state law, the Shasta County ROV must have these printed items on hand, or immediately available, before and during election day!

Also, even if the KnowInc contract has not been officially canceled with a 30 day notice, there is still no legal mandate that the electronic poll pads be used on election day!

If the "file" that would create the "roster" or "voter list" has been somehow lost or corrupted which makes the production of these legally mandated paper documents not immediately available, that would be an egregious mistake or error that would open up the County to violations of law and regulation and the person responsible for the maintenance of such "file" should be brought up on disciplinary charges.

I suggest Shasta County immediately comply with the production of the paper documents mentioned above and use, if necessary, an emergency or expedited bidding process that likely already exists.

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