



**STATE OF HAWAII  
OFFICE OF ELECTIONS**

802 LEHUA AVENUE  
PEARL CITY, HAWAII 96782  
elections.hawaii.gov

SCOTT T. NAGO  
CHIEF ELECTION OFFICER

TESTIMONY OF THE  
CHIEF ELECTION OFFICER, OFFICE OF ELECTIONS  
TO THE SENATE COMMITTEE ON JUDICIARY  
ON HOUSE BILL NO. 132, HD 1  
RELATING TO ELECTIONS

March 14, 2023

Chair Rhoads and members of the Senate Committee on Judiciary, thank you for the opportunity to testify in support of House Bill No. 132, HD 1. This bill establishes definitions for purposes of electronic voting; specifies additional requirements and procedures with which the chief election officer must comply when using an electronic voting system, including procedures for conducting the post-election, pre-certification audit.

The Office of Elections supports this bill as it clarifies the use of electronic voting systems for the purpose of marking and counting ballots, as well as auditing the results. Electronic voting systems were first used in Hawaii over 20 years ago and the technology has continued to evolve to improve the administration and security of elections.

As it relates to the conduct of election audits, post-election audits are conducted to confirm the results, ensuring the accuracy and integrity of the election. 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. This bill seeks to clarify and update the conduct of the audit used with modernized voting equipment and technology for elections by mail.

Ballots are scanned and counted through the electronic voting equipment. 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 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 are 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.

Thank you for the opportunity to testify in support of House Bill No. 132, HD 1.

**COUNTY COUNCIL**

Mel Rapozo, Chair  
KipuKai Kualii, Vice Chair  
Addison Bulosan  
Bernard P. Carvalho, Jr.  
Felicia Cowden  
Bill DeCosta  
Ross Kagawa



**OFFICE OF THE COUNTY CLERK**

Jade K. Fountain-Tanigawa, County Clerk  
Lyndon M. Yoshioka, Deputy County Clerk

Telephone: (808) 241-4188  
Facsimile: (808) 241-6349  
Email: cokcouncil@kauai.gov

**Council Services Division**  
4396 Rice Street, Suite 209  
Lihu'e, Kaua'i, Hawai'i 96766

March 13, 2023

**TESTIMONY OF FELICIA COWDEN  
COUNCILMEMBER, KAUAI COUNTY COUNCIL  
ON  
HB 132, HD 1, RELATING TO ELECTIONS  
Senate Committee on Judiciary  
Tuesday, March 14, 2023  
9:30 a.m.  
Conference Room 016  
Via Videoconference**

Dear Chair Rhoads and Members of the Committee:

Thank you for this opportunity to provide testimony in strong **OPPOSITION** of HB 132, HD 1, Relating to Elections. My testimony is submitted in my individual capacity as a member of the Kaua'i County Council.

The Kaua'i County Council adopted Resolution No. 2023-21 (See Enclosure) on February 16, 2023, opposing HB 132 and SB 180, "because they pose eliminating the use of hand tallies of the vote case on the paper ballots to audit the electronically generated tallies and therefore eliminates an effective audit procedure, which ensured the accuracy of Hawai'i elections." Therefore, I continue to stand to keep the integrity of the election intact. As committed by Act 200 (2005), we need to continue to have the paper ballot count in order to hold faith in our electoral system for our constituents.

Thank you again for this opportunity to provide testimony in strong opposition of HB 132, HD 1. Should you have any questions, please feel free to contact me or Council Services Staff at (808) 241-4188 or via email to cokcouncil@kauai.gov.

Sincerely,

**FELICIA COWDEN**  
Councilmember, Kaua'i County Council

AAO:ss  
Enclosure

# COUNTY COUNCIL

COUNTY OF KAUAI

# Resolution No. 2023-21

## **RESOLUTION OPPOSING HOUSE BILL 132 AND SENATE BILL 180 INTRODUCED IN THE 2023 HAWAII STATE LEGISLATIVE SESSION**

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WHEREAS, during the Twenty-Third Legislative Session in 2005, House Bill 1740 was introduced and adopted by the House of Representatives, and signed into law as Act 200; and

WHEREAS, Act 200 (2005) amended Hawai'i Revised Statutes Section 16-42 by adding requirements for post-election pre-certification audits when using electronic voting systems and is intended to ensure the accuracy of elections against any and all questions, and as required by Hawai'i Revised Statutes Section 16-2; and

WHEREAS, though Hawai'i Revised Statutes Section 16-42 as amended took the counting of the ballots out of the hands of the people of Hawai'i and gave it to a private corporation it established post-election audits to confirm the accuracy of election results; and

WHEREAS, Hawai'i Revised Statutes Section 16-42 (b) (3) allows the chief election officer to rely on electronic tallies created directly by the electronic voting systems if, the chief election officer conducts a post-election, pre-certification audit of a random sample of not less than ten per cent of the precincts employing the electronic voting system to verify that the electronic tallies generated by the system in those precincts equal hand tallies of the votes cast on the paper ballots generated by the system in those precincts; and

WHEREAS, during the 2022 Primary and General Elections, election observers noted that the Office of Elections was not following audit procedures pursuant to Hawai'i Revised Statutes Section 16-42 (b) (3) and were comparing ballot images to the output of the electronic voting system instead of comparing the actual ballots to the electronic voting system tallies; and

WHEREAS, during the current Legislative Session, House Bill 132 and Senate Bill 180 propose amendments to Hawai'i Revised Statutes Section 16-42 which would remove the requirement to audit a random sample of no less than ten per cent of precincts and the use of hand tallies of the paper ballots to verify electronic tallies; now, therefore,

BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF KAUAI, STATE OF HAWAII, that the Council opposes House Bill 132 and Senate Bill 180 because they propose eliminating the use of hand tallies of the votes cast on the paper ballots to audit the electronically generated tallies and therefore eliminates an effective audit procedure, which ensured the accuracy of Hawai'i elections.

BE IT FURTHER RESOLVED, that the Council urges the Office of Elections to adopt policies and procedures which instill public confidence in Hawai'i's election process and do its best to address on-going questions about elections in general.

BE IT FINALLY RESOLVED, that copies of this Resolution be sent to Governor Josh Green, Senate President Ronald D. Kouchi, Representative Nadine K. Nakamura, Representative Daynette "Dee" Morikawa, and County of Kaua'i Mayor Derek S.K. Kawakami.

Introduced by:



MEL RAPOZO

V:\RESOLUTIONS\2022-2024 TERM\MR-LY-2023-0202 Resolution Opposing HB132 SB180 MR\_LY\_jy.docx

	Aye	Nay	Excused	Recused
Bulosan	X			
Carbalho	X			
Cowden	X			
DeCosta	X			
Ebstein				
Kuali'i			X	
Rapozo	X			
<b>Total</b>	<b>5</b>	<b>0</b>	<b>1</b>	<b>0</b>

### Certificate Of Adoption

We hereby certify that Resolution No. 2023-21 was adopted by the Council of the County of Kaua'i, State of Hawai'i, Lihu'e, Kaua'i, Hawai'i, on February 16, 2023.



\_\_\_\_\_  
County Clerk



\_\_\_\_\_  
Chairman & Presiding Officer

Dated February 16, 2023

**COUNTY COUNCIL**

Mel Rapozo, Chair  
KipuKai Kualii, Vice Chair  
Addison Bulosan  
Bernard P. Carvalho, Jr.  
Felicia Cowden  
Bill DeCosta  
Ross Kagawa



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**Council Services Division**  
4396 Rice Street, Suite 209  
Lihu'e, Kauai, Hawaii 96766

March 14, 2023

**TESTIMONY OF MEL RAPOZO  
COUNCIL CHAIR, KAUAI COUNTY COUNCIL  
TO THE SENATE COMMITTEE ON JUDICIARY  
ON HOUSE BILL NO. 132, HD1  
RELATING TO ELECTIONS**

Dear Chair Rhoads and Committee Members:

Thank you for the opportunity to provide testimony in opposition to House Bill No. 132, HD1. This Bill establishes definitions for purposes of electronic voting. Specifies additional requirements and procedures with which the chief election officer must comply when using an electronic voting system, including procedures for conducting the post-election, pre-certification audit. My testimony is submitted in my individual capacity as a member of the Kauai County Council.

Act 200 (2005) authorized the use of electronic voting systems but added post-election pre-certification audits to ensure the accuracy of electronically generated election results. House Bill 132, HD1 would remove the requirement to audit electronically generated election results using the paper ballots and therefore eliminates an effective audit procedure, which ensured the accuracy of Hawaii elections.

Thank you for the opportunity to offer testimony in opposition to House Bill No. 132, HD1.

Sincerely,

MEL RAPOZO  
Council Chair, Kauai County Council

LY:mn

TESTIMONY to the SENATE COMMITTEE on Judiciary  
HB132 HD1 Relating to Elections

Tuesday, March 14, 2023 at 9:30 AM  
Conference Room 016

**Submitted in STRONG OPPOSITION by Jamie Detwiler, President  
Hawaii Federation of Republican Women**

Chairman Rhoads, Vice Chair Gabbard, and Committee Members:

I strongly oppose HB132 HD 1 for the following reasons:

**1. HRS 16-41 Definition:**

**HB132 proposes to amend the definition** of electronic voting system to be a mechanical tabulation system. If a mechanical voting system is used in an election, it is exempt from audits. According to the U.S. Election Assistance Commission (USEAC), **audits are conducted to ensure that elections are operating accurately and complying with regulations or internal policies, and to promote voter confidence in the outcome of elections.**

**2. HRS 16-42. Electronic voting requirements. HB132 proposes to:**

- **Remove hand counting paper ballots in audits.**
- **Remove the random selection of 10% of the precincts to be audited.**
- **Remove the need to count all races on a ballot.**
- **Allow the use of ballot images to conduct the audit instead of original paper ballots.**
- Only allow checks and recounts of machines that are identified as having misreported results.

Ballot images have been compromised as evidenced by numerous forensic audits nationwide.

**3. Maladministration and non-compliance of HRS 16-42 by the Office of Elections (OE).**

On November 14, 2022, I submitted a letter (certified and in-person) to the OE requesting an audit of the November 8, 2022, election in accordance with HRS 16-42. On December 12, 2022, I testified before the Election Commission regarding this matter. As of February 1, 2023, I have not received a response. HB 132 would remove the responsibility of the OE to comply with HRS 16-42. Furthermore, voters will no longer have the ability to hold the Chief Elections Officer accountable. It will decrease voter confidence and silence the voices of the hard-working, tax paying citizens of Hawai'i.

**4. HB132, if passed into law will have a negative impact on all Hawai'i residents today and for future generations to come no matter your political party of choice.** Freedom and Liberty will be compromised without the checks and balances of an audit. This bill removes transparency and accountability from the Chief Elections Officer and the Office of Elections.

Please do not pass HB132. Please vote NO.

Thank you for the opportunity to testify.

**HB-132-HD-1**

Submitted on: 3/13/2023 7:28:57 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Bonnie Marsh	Testifying for UpCountry Doctor	Oppose	Written Testimony Only

Comments:

Please be pono and oppose HB132, this will destroy the voting system in Hawaii

mahalo,

Dr. Bonnie Marsh





# For Our Rights

a non-profit organization

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P.O. Box 1633  
Kapa'a, Hi. 96746  
[www.forourrights.org](http://www.forourrights.org)

March 12, 2023

COMMITTEE ON JUDICIARY  
SENATOR KARL RHOADS, CHAIR  
SENATOR MIKE GABBARD, VICE CHAIR

RE: TESTIMONY IN OPPOSITION TO HB 132 HD 1

Over the last several years there has been a growing lack of confidence in our voting system here in Hawaii. Today I provide testimony in OPPOSITION to House Bill 132 HD 1 on behalf of For Our Rights, a local non-profit, and the many Hawaii residents we serve.

Hawai'i Revised Statutes Section 16-42 provides a safeguard to ensure election integrity in Hawaii, yet it has been completely overlooked by the Office of Elections. When it was brought to their attention, instead of actually following the letter of the law, it was decided that the letter of the law should be changed.

If our votes are to be counted by machines rather than by the hands of the people of Hawaii then we must be afforded the ability to ensure that count is accurate through a hand counted audit. We must preserve our election laws as they are currently written to ensure that the will of the people dictates the actions of government.

If we eliminate the only method of assurance that those who are elected are in fact the people we have chosen to represent us, then we have no liberty at all.

Here on Kauai our county council voted unanimously to pass Resolution 2023-21 to stand together as a unified voice in opposition to HB 132 and SB 180. The state legislature must recognize the importance in

their decision and also act to protect election integrity. Every legitimately elected official should want and support election transparency.

Since any electronic machine can malfunction anytime, the paper ballot audit required by HRS 16-42 is an essential check on the machine count vote results. The election day manual audit only checks the very first batch of ballots put through a machine so a malfunction after that point could go unaccounted for. The paper ballot audit required by HRS 16-42 as it is currently written is the only way to know if the machine results are accurate.

HB 132 HD 1 must not be passed if we want to preserve true election integrity in our state. Please do the right thing and vote NO on this bill.

Sincerely,

A handwritten signature in black ink, appearing to read 'LL', with a horizontal line extending to the right.

Levana Lomma  
CEO and President

**HB-132-HD-1**

Submitted on: 3/13/2023 6:48:48 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Dalene McCormick	Testifying for West Hawaii GOP	Oppose	Written Testimony Only

Comments:

This bill would eliminate the Office of Elections (OE) requirement per HRS 16-42 to conduct a portion of its post elections audits to the paper ballot of the voter. HB 132 turns sovereignty of the post-election audit to a computer-generated image of a ballot. **Computer images are not infallible** as I learned being an official observer on November 17,2022 for the post-election audit held in Hilo Hawaii for the 2022 General Election.

As an official observer, I requested the post-election audit be performed as outlined in HRS 16-42b.3. I was denied this request for 4 of the 5 precincts we were auditing. We were allowed to audit the paper ballots for District 7 Precinct 2, but only for 1 race. In this very small audit looking at only one race we examined 1,468 mail in votes and 175 in person votes. **We found two errors!** The machine read the votes as an over vote, but the voter intended to vote for Schatz as their US Senator. These are 2 voters who did not have their voices heard because **a computer made an error that was caught by a human audit of the paper ballot.** Per HRS 16-42 b.4 these two errors should have generated an expanded audit which was denied by the OE.

I don't understand why the state is considering legislation that weakens audits in our voting systems. HRS 16-42 was written as a safeguard for the people when the elections office implemented all mail in ballots with mass processing centers using machines. Now they are trying to eliminate this safeguard, Why? Just this last November I witnessed how doing audits only to images results in incorrect results, please do not approve this bill! Please keep HRS 16-42 as written which allows a very small 10% post-election audit to paper and please ensure the OE does the audit to paper on the required 10% and on all races.

## In the State of Hawaii House of Representatives

2023 Testimony on HB132 - Concerning Election Law

**Testimony** of Austin Martin, Hawaii County Chair of the Libertarian Party,  
Executive Member at Large of LPHI

With great respect for the important, meaningful, and difficult work this body does on our behalf in representing and leading the People, I must respectfully urge each of you to vote against HB 132, a dangerous bill which violates the principles of fair elections, for the reasons set forth below:

1. It does violence to the Democrat Party Platform, and the foundational principles of law upon which the following language is based:

*"Democrats will strengthen our democracy by guaranteeing that every American's vote is protected..."*

*"We must give voters the confidence that their ballot was counted as cast by supporting mandatory, statistically meaningful post-election audits and full transparency of all election results and data."*

*"Democrats will also increase oversight of private election vendors to ensure voting systems are secure and worthy of voters' trust. We will not*

*tolerate election interference and will protect the integrity of our elections from all enemies, foreign and domestic."*

*2020 Democrat Party Platform, page 56*

2. This bill would offer total control over the State's election to the vendors. and relieve the OE and AG's of the "burdensome" and "time-consuming" obligation to ensure fairness and protect the integrity of Hawaii's government. If passed, Hawaii' elections will be handed over to private corporations forever.
3. This bill would defeat the need for actual audits, and would remove the last vestiges of transparency and accountability from our elections, putting the entire process beyond the reach of due process of law and the people's right to redress grievances.
4. They (the AG and the OE) have been caught red-handed (as a matter of record), belligerently defying this body and the statutory Will of the People - and their response to being caught appears to be an attempt to change the law, greatly overstepping their authority and role as stewards of the law. This should shock and outrage each one of us. In *Olmstad v. United States*, ((1928) 277 U.S. 438), the court ruled that "*Crime is contagious. If the*

*Government becomes a lawbreaker, it breeds contempt for law; it invites every man to become a law unto himself; it invites anarchy."*

It is precisely this kind of dishonest behavior that is costing our taxpayers both dollars and precious trust in our government, widening divisions and eroding the Rule of Law - denying equity and inclusivity in elections for Hawaii's People.

When asked in Federal Court if the Attorneys General of Hawaii thought they would still enjoy sovereign immunity if it were credibly alleged that they had racially discriminated against a minority group statewide, they unironically and impudently answered: "yes" in response to The Honorable Judge Jill Otake's question. They believe they are above the law, and mock the authority of the People's House.

(See: CV 22-00347-JAO-WRP, footnote on page-14 of the Court's decision).

This behavior also demonstrates a profound lack of understanding of law, along with a stunning contempt for the People of Hawaii, our minorities, and the very concept of equity. This is why HB132 must not merely be opposed, the origins of this bill should be investigated by this body to find the root of this undemocratic attack on our democracy. The AG's participation in the bill (in particular), and also their advocacy of it, would be a serious a conflict of interest: it appears to have been brought as a direct response to litigation where incontrovertible evidence has

emerged that they broke these very provisions meant to strengthen security and integrity in our elections.

Now, the AGs and the OE, working in concert, have the audacity to attempt to undermine election integrity by removing what little remains of public oversight; how dare they bring this bill??

This should outrage each of us. It is a slap in the face for everyone who won their elections fair and square. The bill wears a mask which falsely represents its actual effects - to the point of being outrageous.

This is **not** the role of the attorney general's office; their job is to represent the collective interests of the People by upholding the legitimate exercise of State authority, and not to betray the trust of the people. This bill is an insult against the authority of this body and all that it stands for. It is an insult against the Democratic Party Platform. It is an insult against the federal and state constitutions. Worse, it is a grave insult against the Representatives here today, attempting to involve them in a legislative attempt to compromise Hawaii's Democracy. It is a slap in the face to the voters who participated in past elections. I urge you all to not merely vote "no", but to also respond with appropriate severity to respond to the extreme misbehavior here represented by the introduction of this bill - and **act** to restore faith, trust, and

confidence in this Government. There should be an investigation without any delay.

Thank you all for the work that you do in serving and representing the People of Hawaii in these difficult times. I trust that you all will act swiftly to put a stop to this, so that these corrupt interests do not deprive other democrats and other parties their right to a fair election. Hawaii needs strong hearts to overcome the dividing issues to see the common ground of unity that brings all Americans together, especially in these uncertain times. I urge you all to stand with me in favor of our shared values, and call for measures of accountability to be placed on those responsible for this attack on the heart of our democracy. Hawaii can here set an example for the rest of the nation to see, and I ask each one of you to join me in setting this example, terminate this bill, and investigate its origins to determine whether this attack on democracy was formulated by incompetence or intention. Stand for our fair, equitable, and inclusive elections by voting "no" to this outrage.

Sincerely,

Austin Martin

**See Footnote on the Court Decision Below**



## FROM CV 22 000347 - Decision of the Court

Here, the State has not consented to suit in federal court. Therefore, the Eleventh Amendment bars Plaintiffs' state law claims against Defendants, which are state agencies.<sup>2</sup> *See Griffin v. Hawaii*, Civ. No. 20-00454 SOM/KJM, 2021 WL 473720, at \*3 (D. Haw. Feb. 9, 2021) (identifying the State of Hawai'i, Office of Elections as a state agency). Nor has Congress abrogated immunity for 42 U.S.C. § 1983 claims, to the extent Plaintiffs attempt to assert a civil rights claim under Article I, § 4 of the Constitution. *See Will*, 491 U.S. at 66–67; *Griffin*, 2021 WL 473720, at \*3 (concluding that the Eleventh Amendment barred the plaintiff's civil rights claim against the State of Hawai'i and the Office of Elections).

In contrast, it appears that Congress abrogated Eleventh Amendment immunity in enacting the Voting Rights Act.<sup>3</sup> *See OCA-Greater Houston v. Texas*,

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<sup>2</sup> The State authorizes election challenges, but the Hawai'i Supreme Court has exclusive jurisdiction, and the scope of those challenges are limited. *See* HRS § 11-172.

<sup>3</sup> When the Court questioned defense counsel at the hearing about whether the Voting Rights Act abrogated Eleventh Amendment immunity, he responded that such immunity can never be abrogated. Defense counsel maintained that the State could not be sued in federal court even if the State were accused of widespread racial disparity affecting the right to vote. As already noted, Eleventh Amendment immunity is not absolute, and Congress has abrogated Eleventh Amendment immunity through the enactment of various statutes. *See, e.g., Nev. Dep't of Hum. Res. v. Hibbs*, 538 U.S. 721, 726 (2003) (noting Congress's intent to abrogate the states' immunity as to the Family and Medical Leave Act's family-leave provision); *Cerrato v. S.F. Cmty. Coll. Dist.*, 26 F.3d 968, 976 (9th Cir. 1994) (recognizing abrogation of Eleventh Amendment immunity with respect to Title

(continued . . .)

**HB-132-HD-1**

Submitted on: 3/13/2023 10:38:08 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Rosemarie Jauch	Testifying for KRP Elections Integrity Team	Oppose	In Person

Comments:

Shame on Saiki for even introducing this piece of garbage.

**HB-132-HD-1**

Submitted on: 3/13/2023 4:35:45 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Jake Hoffman	Testifying for Voter Trust	Oppose	Remotely Via Zoom

Comments:

Voter Trust opposes this legislation.

**HB-132-HD-1**

Submitted on: 3/12/2023 7:01:40 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Jessica Caiazzo	Individual	Oppose	In Person

Comments:

Aloha, mahalo for taking the time to allow my voice and concerns to be heard. May you uphold your oath and role to listen and best represent the people of these islands.

I strongly oppose HB132, if you have nothing to hide in the election process than transparcy shouldn't be an issue. How do we mend the trust without election integrity. We do not allow office of elections, to not just break the law, but rather than uphold it, attempt to change it. The breaking of the law for the audit in 2020 and 2022 was taken to court and were actually sued. We are getting further away from accountability and transparency. I find this to be unacceptable to even entertain passing this bill. Mahalo.

**HB-132-HD-1**

Submitted on: 3/13/2023 12:16:28 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Scott Shedko	Individual	Oppose	In Person

Comments:

Honorable Chair Rhoads, Vice Chair Gabbard, and Committee Members,

I oppose HB132. It removes the requirement for auditing the actual paper ballots, allowing for electronic machine generated images, which defeats the purpose of an audit by completely eliminating any way to verify the integrity of the machines.

Furthermore, the verbage in this bill is misleading and unnecessarily complicated, invites suspicion, and further erodes the public trust of Hawaiian voters.

I strongly urge you to vote NO on HB132!

Mahalo!

**HB-132-HD-1**

Submitted on: 3/13/2023 9:21:51 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Kalei Kailikini	Individual	Oppose	Remotely Via Zoom

Comments:

I oppose electronic voting (& mail in voting!!!!) I have researched the voting process in Hawaii & many of the US states for over 6 months & have found many indications & evidence of fraud. Americans believe they have the freedom to vote into office government officials to best represent their health, wellness, economy, education & more - yet these elections have been shown to be suspect of fraud that demands investigation now. Why create more laws for electronic voting that can be the best for fraudulent manipulation of our votes? Please do not show us (citizens) your lack of knowledge & common sense. Please understand what President Abraham Lincoln said - you can fool SOME of the people SOME time, but, you cannot fool ALL of the people ALL of the time. Please be warned - that there is a movement of citizens nationwide investigating voter fraud. I attended a meeting last year with the League of Women Voters & understand the manipulation by government officials & organizations cheering for the mail in votes irregardless of many individuals reciting their bad experiences of mailing in their ballots. We can see that government elected/ appointed officials, (for me), the League of Women Voters & others are being deaf to these concerns of American citizens who want or do vote. I oppose this Bill & will not give up following this voter fraud situation nationwide. Hawaii is a better place, corruption & doing the wrong things are unacceptable. Aloha is NOT FRAUD!

**HB-132-HD-1**

Submitted on: 3/13/2023 9:28:58 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Adriel Lam	Individual	Oppose	In Person

Comments:

The wordsmithing of this legislation is an attempt to codify into the law the unauthorized actions of the Office of Elections and failure to conduct a proper audit in accordance with HRS16-42b.

The Office of Elections has demonstrated by their actions to not be in compliance with HRS16-42b in their March 29, 2022 Status of Operation correspondence with the Election Commission.

The Office of Elections used this proposed language in HB132 HD1 before the Hawaii Supreme Court in December 2022 to claim they were not required to conduct an audit in accordance with HRS16-42b.

Last month, the Hawaii District Court has found the Office of Elections was not in compliance with HRS16-42b for the 2022 General Election.

As this legislation stands, once a paper ballot is scanned into the system, it will never be seen again, and no audit will be required to look at any paper ballot.

This is poor legislation that further erodes trust and confidence in our elections process. The opaque record keeping and failure to abide by HRS16-42b leaves little doubt that compliance to the law is optional to the Office of Elections, even with this legislation.

The legislature should require the Office of Elections to conduct a proper audit of the 2022 Elections as required by HRS16-42, before proceeding further with this legislation.

**HB-132-HD-1**

Submitted on: 3/10/2023 4:28:17 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Corinne Solomon	Individual	Oppose	In Person

Comments:



**HB-132-HD-1**

Submitted on: 3/12/2023 10:58:36 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Brett Kulbis	Individual	Oppose	Remotely Via Zoom

Comments:

Chair Rhoads,

I oppose HB-132. This limited audit should be done with the paper ballots. As an Official Observer I witnessed ballot tabulating errors within the images produced by the mechanical tabulator in the 2022 elections. Errors that if verified by the paper ballot would have been corrected to ensure the vote was counted.

v/r

Brett Kulbis

**HB-132-HD-1**

Submitted on: 3/12/2023 8:30:38 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Thomas Stanton	Individual	Oppose	Remotely Via Zoom

Comments:

Dear Legislators,

On behalf of all voters on Hawaii I ask that you opposed HB132 and SB180. As the Kauai Election Integrity Chair for the KRP I know first hand that the purpose of these bills is to eliminate the risk limited audit of the "voter verifiable paper audit trail" or paper ballots required by HRS 16-42 in the post-election audit and allow the Hawaii Office of Elections to only use the "ballot images" produced by the vote counting machines to audit our machine vote results. HRS 16-42 and the paper ballot audits it requires was put into place to alleviate voters concerns of mail in voting. The politicians involved in the original push for mail in voting have testified to this. (Kauai County Chair Mel Rapozo). In fact our local Kauai County Council feels so strongly about this safe guard it has passed a formal Resolution Opposing HB 132 and Companion Bill SB180. The reason there must be an audit that uses the "voter verifiable paper audit trail" is because all of our votes on Kauai are counting by machine. Currently there are two audits performed to check the accuracy of those machine results. The first is the election day "manual audit" which only checks the very first batch of ballots that are run through a vote counting machine (approximately 200 ballots) and the second larger "post-election" audit that takes place with the paper ballots in 10% of our Hawaii Precincts. The reason this second audit is so critical is because **any electronic machine can malfunction at anytime** and the paper ballot audit required by HRS16-42 is the only check of the machine count vote results after that first batch of ballots. In fact, the paper ballot Audit required by Statute 16-42 is the **only way** to actually know if the machine vote results are accurate because it is impossible to use a possibly malfunctioning machine's "ballot images" to audit the possibly malfunctioning machine's vote results.

All votes on Hawaii are counted by Hart Inter-Civics counting machines and software and these machines and software are proprietary so they **can not** be checked independently. Auditing the voter's paper ballot is the only actual connection to the voter. Without the HRS 16-42 post-election audit of the paper ballots and a way to prove the machine vote results are accurate all candidate results could be considered illegitimate. Officials who vote to eliminate the HRS 16-42 paper ballot audits and go against Hawaii election transparency will be on record as doing so and will have to live with the negative consequences of that decision forever. Our elected officials have a responsibility to defend our Hawaii citizen's constitutionally protected right to vote.

Please do the right thing for Hawaii's citizens.

Mahalo,

Tom Stanton, KRP Kauai Election Chair

**HB-132-HD-1**

Submitted on: 3/11/2023 2:56:12 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Jackie Hester	Individual	Oppose	Written Testimony Only

Comments:

I oppose this HB132 bill! Fair elections do not include machines. We must have paper ballots. We must have truth in auditing, counting, and paper ballots to ensure the integrity of the votes cast. Counting votes twice, or using images or algorithms to sway counts is contrary to the constitution and the laws that govern our country.

The people are watching you! Do the right thing!

**HB-132-HD-1**

Submitted on: 3/10/2023 5:38:56 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Andy ozie	Individual	Oppose	Written Testimony Only

Comments:

This system can be easily abused by hackers and leaves the safety of our democracy in the hands of a system that can be abused by the people who control it.

**HB-132-HD-1**

Submitted on: 3/10/2023 11:24:32 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
David Ruiz	Individual	Oppose	Written Testimony Only

Comments:

This only allows for cheating! No real value to we the people!

**HB-132-HD-1**

Submitted on: 3/11/2023 6:28:16 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
jarett fujioka	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill

**HB-132-HD-1**

Submitted on: 3/11/2023 7:29:44 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
JoAnn Salakielu	Individual	Oppose	Written Testimony Only

Comments:

Oppose this bill.



**HB-132-HD-1**

Submitted on: 3/11/2023 7:57:13 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
julie schaus	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB 132. How can our elections get any more corrupt!? Paper and manual audits **MUST BE DONE** to prove that the electronic system isn't rigged and or in error. It's already disgusting that the audits haven't been done and the elections certified any way. Look at that you're doing to Hawaiian families! You're taking away their voice! It's pure evil!

**HB-132-HD-1**

Submitted on: 3/11/2023 8:03:38 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Greg schaus	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB132.

so you are trying to change all the rules to completely wipe out any checks and balances and transparency. Shame on ALL OF YOU! This is illegal and immoral.

**HB-132-HD-1**

Submitted on: 3/11/2023 8:16:24 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
LARRY FORTUNO	Individual	Oppose	Written Testimony Only

Comments:

Audits should be done based on actual paper ballots and not by images may not represent what the voter had originally completed. There is chance of error or malfeasance which would have resulted in direct misrepresentation of what the voter had intended.

**HB-132-HD-1**

Submitted on: 3/11/2023 8:20:48 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Matt Kolling	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill. We need all the checks and balances to keep all electronic voting machines accountable

**HB-132-HD-1**

Submitted on: 3/11/2023 8:27:12 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Jennifer Kolling	Individual	Oppose	Written Testimony Only

Comments:

I oppose this terrible bill

**HB-132-HD-1**

Submitted on: 3/11/2023 8:44:02 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Greg Bentley	Individual	Oppose	Written Testimony Only

Comments:

"A well-regulated election, being necessary to the security of a free state, the right of the people to an audited, voter-verified, certified paper record of the vote, shall not be infringed."

As director of the Berean Beacon Ministry and on behalf of our 6000 constituents, I am voicing opposition to HB 132.

Officials who vote to eliminate the statute 16-42 paper ballot audits and go against Hawaii election transparency will be on record as doing so and will have to live with the negative consequences of that decision forever.

Elected officials have a responsibility to defend our Hawaii citizen's constitutionally protected right to vote.

You are in office to preserve our constitutional rights. Please live up to your oath of office.

Respectfully,

Greg Bentley

**HB-132-HD-1**

Submitted on: 3/11/2023 8:49:01 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Gail Smith	Individual	Oppose	Written Testimony Only

Comments:

A valid audit or investigation uses an actual (real, not imaged or copied) document. We need to continue to verify our voting results by comparing the scanned ballot results with the tallying/counting of the actual paper ballots. Real paper ballots cannot be tampered with if properly secured, but electronic voting and/or computerized images can be altered. The only way to double and triple check (if needed) is to use the actual paper ballot for an audit.

I oppose HB 132 and ask you to vote no.

**HB-132-HD-1**

Submitted on: 3/11/2023 9:22:15 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Franz Weber	Individual	Oppose	Written Testimony Only

Comments:

It is crucial that checking paper ballots randomly is still an option



**HB-132-HD-1**

Submitted on: 3/11/2023 9:45:50 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
AnnMarie Hamilton	Individual	Oppose	Written Testimony Only

Comments:

Remember: you are elected to defend the people's rights, and transparent and fair audits of our elections is a fundamental right. This bill seeks to overthrow the ability to legally audit our elections.

\* Election transparency is a completely non partisan issue. Every voter regardless of political party wants to know there vote was recorded accurately

\* Every legitimately elected official should want and support election transparency.

\* Statute 16-42 and the paper ballot audit it requires was specifically put into place to alleviate voter concerns about mail in voting. The politicians involved in the original push for mail in voting have testified to this. (Kauai County Chair Mel Rapozo)

\*Kauai County County Council has passed a formal Resolution Opposing HB 132 and Companion Bill SB180.

\* Since any electronic machine can malfunction anytime the paper ballot audit required by 16-42 is an essential check on the machine count vote results. (the election day manual audit only checks the very first batch of ballots put through a machine so a malfunction after that point would not be caught)

\* As a result of the above the paper ballot Audit required by Statute 16-42 is the **only way** to actually know if the machine results are accurate. Without this audit and a way to prove the voting results are accurate all candidate result can be considered illegitimate.

\*All votes on Hawaii are counting by Hart Inter-Civics counting machines and software. These machines and software are proprietary so they cannot be checked independently. Auditing the voter's paper ballot is the only actual connection to the voter. Otherwise everything is controlled by machines that can possibly malfunction anytime after the first batch of ballots..

\*Officials who vote to eliminate the statute 16-42 paper ballot audits and go against Hawaii election transparency will be on record as doing so and will have to live with the negative consequences of that decision forever.

\* Our elected officials have a responsibility to defend our Hawaii citizen's constitutionally protected right to vote.

**HB-132-HD-1**

Submitted on: 3/11/2023 9:53:54 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Sam schaus	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB 132.

why do you want to hide what's in the criminal Hart

computer systems? Does anyone there have any morals left? This criminal act will not go unpunished!

**HB-132-HD-1**

Submitted on: 3/11/2023 10:13:21 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
james pirtle	Individual	Oppose	Written Testimony Only

Comments:

Elections in 2020 & 2022 where fraudulently run and fraudulently certified. The election commission and its chief officer are criminals and traitors to the United States of America and have given the enemy aid and comfort. Any one promoting this bill or attempting to pass it is also a conspirator in this act of treason against the people

of the United States of America. I oppose this bill and do not consent to any election bills being brought into legislation until all the criminals in government capacity are removed. Handle yourselves accordingly.

**HB-132-HD-1**

Submitted on: 3/11/2023 12:02:55 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Michael Broyles	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose House Bill 132. This bill only serves to make it possible for officials to be lazy and not do their duty to assure a secure, fair and honest election. This bill, if passed will open the flood gates for cheating and corruption. By design it assured we will never know if there is cheating in our electorate. Especially with Hawaii being a heavily leaning Democrat state, with most politicians all playing on the same team, cheating will against any opposing party will never be challenged. Let's do better at being transparent and honest for the sake of our democracy.

**HB-132-HD-1**

Submitted on: 3/11/2023 12:53:34 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Craig Netzer, MD	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB132. We must have an audit if we are to trust the elections process.

Thank you for your time.

R. Craig Netzer MD

**HB-132-HD-1**

Submitted on: 3/11/2023 1:24:42 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Lucas Breckenridge	Individual	Oppose	Written Testimony Only

Comments:

In order to maintain election integrity, honesty and transparency in our elections must protected at all cost. I strongly oppose this bill.

Lucas Breckenridge

Kilauea, Hawaii

**HB-132-HD-1**

Submitted on: 3/11/2023 1:40:19 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Keith A. Smith	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill. Confidence in our electoral system is paramount. Taking shortcuts to streamline the process goes against maintaining the integrity of the vote.



**HB-132-HD-1**

Submitted on: 3/11/2023 2:32:15 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Dan OConnell	Individual	Oppose	Written Testimony Only

Comments:

PLEASE, OPPOSE THIS BILL,

Dan OConnell

**HB-132-HD-1**

Submitted on: 3/11/2023 2:33:47 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Alice Abellanida	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose this bill. It allows for more election fraud by removing paper ballot audits.

I urge you to kill this bill.

Alice Abellanida

**HB-132-HD-1**

Submitted on: 3/11/2023 2:49:28 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Maria Owl	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB132 as it makes our elections LESS safe and accurate, rather than more safe and accurate. I perceive this is a way for those accountable for illegal election activity/decisions to get out of being accountable. You can't just change the law when you are found guilty for breaking it.

Hawaii State needs to KEEP paper ballots for up to three years after an election, at least.

Hawaii State needs to only use paper ballots for recounts, audits, or anything else that requires reference to the voter records.

Do Not weaken our election integrity, but strengthen it.

Oppose HB132.

**HB-132-HD-1**

Submitted on: 3/11/2023 3:33:07 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
Terrilynn Ono	Individual	Oppose	Written Testimony Only

Comments:

**HB132 was written in response to corrective actions pursued by those fighting for election integrity and has nothing to do with following national standards on audit best practices, which should be what our election laws reflect.**

Laws are not meant to be written to allow past unlawful behavior to be changed to lawful.

**HB-132-HD-1**

Submitted on: 3/11/2023 4:15:22 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Lindsay Kamm	Individual	Oppose	Written Testimony Only

Comments:

I served as an Election Observer in the 2022 primary and general elections, and I am familiar with Statute 16-42 that specifies how a paper ballot audit is used to verify the election results. HB 132 seeks to eliminate the paper ballot audit of the vote counting machines. Confirming the accuracy of the count is a non-partisan issue: it simply provides an essential check on the machine ballot counts, thereby giving voters an assurance that the election results are legitimate. There is no good reason NOT to conduct the audit, and I urge you to oppose HB 132, which seeks to eliminate this requirement.

**HB-132-HD-1**

Submitted on: 3/11/2023 4:37:31 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Ralph Cushnie	Individual	Oppose	Written Testimony Only

Comments:

Hi my name is Ralph Cushnie I strongly ooppose this bill. This bill is contrary to our constituional right to vote. If this passes we will never know if the election results are acurate.

Low lights of the bills:

Claims that there are additional requirements and procedures that the chief election officer must follow , but there are less requirements.

Redefines electronic voting system to be a mechanical tabulation system. Significance: if a mechanical voting system is used in an election it is excepted from audits.

Rewrites HRS 16-42:

Eliminates hand counting paper ballots in audits.

Eliminates the random selection of 10% of the precincts to be audited.

Eliminate the need to count all races on a ballot. Chief election officer can choose just one race or question on the ballot to audit.

Allows the use of ballot images to conduct the audit instead of original paper ballots. Ballot images can be compromised.

Only allows checks and recounts of machines that are identified as having misreported results.

have brought up these items as being non-compliant by the office of elections and filed a lawsuit with the State Supreme Court. In rebuttable the office of elections has responded saying they have been following the law that includes all these items. Now they are trying to change the law to reflect what they have been doing. Seems like an admission of guilt. If this is passed, we will never know if the results they are giving us in an election are accurate. We have filled a petition to the House as the State Supreme court dismissed our suit because they lacked original jurisdiction. Please see our attached petition.

EXECUTIVE SUMMARY The people of Hawaii are not counting our vote in our elections - a company from the mainland is, and the people have no way of knowing the result they are

producing accurate results of the election. Every effort by the people to ensure the accuracy of elections pursuant to statute has been thwarted by the Office of Elections (Respondent). HRS § 16-42 requires that a random audit of ten percent of precincts be conducted to compare the votes cast on the paper ballot match the output of the electronic voting system. The Respondent has maladministered the application of this statute to avoid audits, and is now sponsoring a bill which negates and dilutes audit requirements in their entirety. The Respondent is operating in "bad faith" and not upholding the will of the people, as demanded by legislative action through statute, and which is intended to ensure the accuracy of our elections against any and all questions. The people maintain that without an accurate audit as intended by statute, the results of our elections are indeterminate.

**HB-132-HD-1**

Submitted on: 3/11/2023 4:49:02 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Charlotte Rosecrans	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB132 because it will hand over our elections to private companies and will undermine all future audits. Passing this bill would be absurd to not have accountability in our elections.



**HB-132-HD-1**

Submitted on: 3/11/2023 5:46:06 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Signe Godfrey	Individual	Oppose	Written Testimony Only

Comments:

I submit my testimony to oppose the passing of this legislation. This bill will eliminate the manual auditing of 10% of a district where presently it is done manually. As I understand this bill is to eliminate the 10% requirement because the manual counting incurred errors. I admit I struggled to be accurate as it was very new to us as official observers. We had to create our own way of counting in order to count accurately. It would have been helpful if the OE showed us a way to do it instead of letting us find our own way.

I understand this bill will eliminate the manual counting and only rely on machine counting. Yes it cuts down on time but this manual counting allows the voters to know we were able to verify the machine count. This manual step is a reassurance that a random count manually gives the citizens the comfort of knowing the votes were verified by a fellow human.

This is an important step that allows voters to be reassured that their vote counted accurately.

I strongly oppose eliminating this valuable step in our elections process.

Thank you for your attention to my testimony.

Respectfully submitted,

Signe Godfrey

**HB-132-HD-1**

Submitted on: 3/11/2023 7:49:34 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Robin Rush	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB132.

Elections should be transparent. Digital systems can get hacked. Paper ballots should always be used and the records kept for the time allowed by current law.

**HB-132-HD-1**

Submitted on: 3/11/2023 8:00:40 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Ken	Individual	Oppose	Written Testimony Only

Comments:

HB132 and SB180 which negates and dilutes audit requirements in their entirety. The Office of Elections is operating in "bad faith" and not upholding the will of the people, as demanded by legislative action through statute, and which is intended to ensure the accuracy of our elections against any and all questions. The people maintain that without an accurate audit as intended by statute, the results of our elections are indeterminate.

**HB-132-HD-1**

Submitted on: 3/11/2023 8:59:00 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Laura Cushnie	Individual	Oppose	Written Testimony Only

Comments:

The citizens of Hawaii demand transparency in our elections. Do NOT pass this bill!

**HB-132-HD-1**

Submitted on: 3/11/2023 9:26:16 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
luis larzabal	Individual	Oppose	Written Testimony Only

Comments:

Opposed! This bill sabotages the election process! Unacceptable! This does NOT provide a path to object to a shady election outcome. We need bright Hawaiian sunlight to shine into our election process, not this bill.

**HB-132-HD-1**

Submitted on: 3/11/2023 9:40:29 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Kimberly Estrella	Individual	Oppose	Written Testimony Only

Comments:

I do not support Bill HB132. We want to go back to old school ways of looking over paper ballots. These computers and new technology can be compromised in so many ways. Paper Ballot auditing and random precinct auditing is the only way to have fair elections. Even at our county level elections are so important and the right to audit our elections by paper ballot auditing is the only way. Otherwise we might as well not even vote already because the hacking/meddling with the machines is a sestemic problem. We need to be able to audit local. We need to be able to have local residents check the ballots like how it was always done before. I want the right to radomly choose precincts. Why not unless cheating is done? Why not? Do not take our rights away and give it to the evil ones that want to rule us all with their corruption and money. I say abolutely no way to bill HB 132. Keep it paper. Keep it random. Keep it legit!

**HB-132-HD-1**

Submitted on: 3/12/2023 5:22:03 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Christopher Riemer	Individual	Oppose	Written Testimony Only

Comments:

I urge this committee to vote against moving this bill through your committee. Elections integrity would suffer a huge blow if this bill were to pass. We need fairness, transparency, and accountability in our elections and those are all at risk if this bill moves forward.

**HB-132-HD-1**

Submitted on: 3/12/2023 7:02:45 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Shyla Moon	Individual	Oppose	Written Testimony Only

Comments:

All voting should be brought back to physical ballots in your precincts. We need to get rid of electronic ballots.



**HB-132-HD-1**

Submitted on: 3/12/2023 7:16:34 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Phillip Burchett	Individual	Oppose	Written Testimony Only

Comments:

Hello,

My Name is Phil Burchett. I am a 25 year, permanent resident and citizen of Kauai. Please help us maintain trust in our elections by NOT passing House Bill 132 which does away with the opportunity to audit the results.

This audit is a small sampling that allows us to trust that the results are fair and that our participation matters. With mail in ballots now being the norm, this audit of a sample of ballots has become even more important to prevent the public from losing trust in the election process and ensuring the results are fair and accurate.

Thank you in advance, Phillip Burchett.

**HB-132-HD-1**

Submitted on: 3/12/2023 7:44:04 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
John Soares	Individual	Oppose	Written Testimony Only

Comments:

I disagree with this bill. It will take away our way of checking ballot counting machine results by comparing with actual paper ballots. An audit is created to double check voting results and I feel checking the results of a computer with images from a computer is absurd. Checking a computer with a computer makes no sense. We will lose all of our confidence that our vote counts if this bill passes. Feels like someone is trying to cover something up by wanting to change our existing law " HRS§ 16-42 requires that a random audit of ten percent of precincts be conducted to compare the votes cast on the paper ballot match the output of the electronic voting system" which has been working out perfectly and gives us as citizens a peace of mind that machine results are being checked against paper ballots. If this bill passes I feel that results can be changed with a click, or hacked into and change. Our vote MATERS. I vote no and oppose to bill HB132.

**HB-132-HD-1**

Submitted on: 3/12/2023 8:31:31 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Jeremy Haupt	Individual	Oppose	Written Testimony Only

Comments:

I disagree with this bill. It will take away our way of checking ballot counting machine results by comparing with actual paper ballots. An audit is created to double check voting results and I feel checking the results of a computer with images from a computer is absurd. Checking a computer with a computer makes no sense. We will loose all of our confidence that our vote counts if this bill passes. Feels like someone is trying to cover something up by wanting to change our existing law " HRS§ 16-42 requires that a random audit of ten percent of precincts be conducted to compare the votes cast on the paper ballot match the output of the electronic voting system" which has been working out perfectly and gives us as citizens a peace of mind that machine result are being checked against paper ballots. If this bill passes I feel that results can be changed with a click, or hacked into and change. Our vote MATERs. I vote no and oppose to bill HB132.

**HB-132-HD-1**

Submitted on: 3/12/2023 10:29:08 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Alexandra Stanton	Individual	Oppose	Written Testimony Only

Comments:

Dear Legislators,

The Hawaii Office of Elections is trying to deny and infringe upon Hawaiian citizens constitutionally protected right to vote by introducing HB132 and SB180 that will eliminate the requirement for a post-election audit to be done with the actual paper ballots from the voters. If the paper ballot audit required by HRS 1642 is eliminated the entire vote counting process will be controlled by machines without any real connection to the voter and their ballot. These machines and software are proprietary so they can't be checked by an outside source for errors. If the vote counting machines does produce errors (any machine can malfunction) there is a very strong possibility that those errors will not be detected if this bill gets passed. The reason for this is the Office of Elections wants to compare the machine results that could possibly have errors to the "copies" of the ballots produced by the machines that could have errors. It doesn't make sense to compare the machine results to the machine results. Instead of promoting Election Transparency the Office of Elections is trying to remove Election Transparency by removing the paper ballot audit required by HRS 16-42. If you vote for this bill you will also be voting and advocating against Election Transparency in our Hawaii elections. All legitimately elected politicians should want Election Transparency and to know that they were legitimately elected. Only an elected leader with something to hide would advocate against Election Transparency.

There is also the very strong possibility that by denying a Hawaii voters right to know if their there vote was counted accurately that this bill could be unconstitutional.

Please remember that Election Transparency is a completely non partisan issue. It doesn't matter what political party you belong to we all want to know and have confidence our votes are counted accurately.

Please vote NO on HB132 and SB180 and do the right thing for all the voters and citizens of Hawaii.

Mahalo,

Alexandra Stanton

**HB-132-HD-1**

Submitted on: 3/12/2023 11:25:09 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Meribeth Kekumu	Individual	Oppose	Written Testimony Only

Comments:

Aloha all as a citizen of the State of Hawaii I strongly oppose this bill because I do not want a black box with algorithms that a person writes the code to process documents to be part of our election process. I voted in our last election at Honolulu Hale and watched how my ballot was scanned through a machine but I do not know what happens when the machine is reading my ballot. No matter what party you are affiliated with the votes cast should be able to be monitored and audited fully. It is our Constitutional Right. Does the Oath you took as elected officials mean nothing because I pray this sentence convicts your conscience to do the right thing and dissolve this bill immediately. I'd rather have elected officials in there undoing all the problems government started than selected officials ruled over by corporations and can't bite the hand that feeds them. WE ALL KNOW THE 2020 ELECTION WAS STOLEN. PRESIDENT TRUMP IS THE DULY ELECTED PRESIDENT AND RIGHTFULLY SO. **Mahalo for your time.**

**HB-132-HD-1**

Submitted on: 3/12/2023 11:48:02 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
:Megeso-William: Denis	Individual	Oppose	Written Testimony Only

Comments:

I oppose bill HB132!

**HB-132-HD-1**

Submitted on: 3/12/2023 12:55:40 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Set Thach-Craig	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB132, and ask that this bill be rejected by the committee. We are a constitutional republic where our voting rights as citizens of this nation should be value with the upmost integrity and transparency. Thank you for hearing the people's voices.

Set T

**HB-132-HD-1**

Submitted on: 3/12/2023 1:18:48 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
James Hasenyager	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose this bill. In order for the public to be confident that election results are accurate, actual paper ballots must be counted, not computer images.



**HB-132-HD-1**

Submitted on: 3/12/2023 2:38:21 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Michelle Corr	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose this bill. We need to maintain election integrity and transparency. Do not pass the bill! All Hawaiians regardless of color or party deserve fair and honest elections. Karma + truth are coming!

**HB-132-HD-1**

Submitted on: 3/12/2023 3:42:49 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Robert Jones	Individual	Oppose	Written Testimony Only

Comments:

This bill is making our elections less secure!

We need to go back to all paper ballots and eliminate electronic voting that has vulnerabilities.

**HB-132-HD-1**

Submitted on: 3/12/2023 3:44:24 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
James P. Herold	Individual	Oppose	Written Testimony Only

Comments:

On HB 132:

This bill seeks seeks to eliminate the paper ballot audit checks of the vote counting machine results, which are the only way to know if the vote machine counts are accurate.

Auditing the voter's paper ballot is the only actual connection to the voter. Otherwise everything is controlled by machines that can possibly malfunction anytime after the first batch of ballots.

Our elected officials have a responsibility to defend our Hawaii citizen's constitutionally protected right to vote. Election transparency is a completely non partisan issue. Every voter, regardless of political party, wants to know their vote was recorded accurately. A hands-on human intervention such as manual hand verification and accountability is MANDATORY! Thirty two years of engineering has taught me, when dealing with machine and computers, ALWAYS hand verify via analysis.

Logic (and sanity) dictates a vote NO on this bill.

Respectfully,

James P. Herold

**HB-132-HD-1**

Submitted on: 3/12/2023 4:11:30 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
William Souza	Individual	Support	Written Testimony Only

Comments:

This Bill is needed to maintain the integrity of the delicate voting system that the states counties have. Ability to manipulate out of state electronic counting is detrimental to the process. HB 132 will allow us to maintain a clear and consistent audit of cast votes.

**HB-132-HD-1**

Submitted on: 3/12/2023 4:49:02 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Joseph Clemensen	Individual	Oppose	Written Testimony Only

Comments:

Dear responsible law maker(s)

I wanted to express my concern as to why this bill has been introduced, and will, if passed, in effect, eliminate or replace the current law that requires an audit/comparison of paper ballots, to the electronic totals, and done by randomly selecting precincts after each election. We live in a world of technologies that can be used to manipulate just about anything. Almost every day, i read about fraudulent activities that have been done to steal from innocent people. I have heard claims of voter fraud, from all sides of the political spectrum, and one of the best ways to assure those that think this has happened, would be to administer the vote audits per the current law. I would really like to see this done, and am dissapointed that it has not already taken place. Please do not change a law that as far as i know, has not been administered to date. Vote counting fraud could have already happened, and we cannot say it hasn't without these audits.

sincerely,

Joseph Clemensen

**HB-132-HD-1**

Submitted on: 3/12/2023 4:49:44 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Shalom Thomas	Individual	Oppose	Written Testimony Only

Comments:

I oppose bill HB132

**HB-132-HD-1**

Submitted on: 3/12/2023 5:04:05 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Rita Wong	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill

**HB-132-HD-1**

Submitted on: 3/12/2023 5:52:37 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

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

Comments:

As one of the People, it is my wish and demand that you do not pass HB129, HB130, HB132, or any legislation that goes against the People, because the elections, all aspects, **are the People's business.**

The Hawaii State Constitution is clear on one day elections:

**Article 2 Section 8** General Election shall be held on the first Tuesday after the first Monday in November... It does not say 14-days of voting. The legislature can not bypass the Hawaii State Constitution. Article 17, section 2 is clear: in order to change anything in the Hawaii State Constitution, there must be a Constitutional Convention.

This Bill - HB 132 does nothing to fix the problems with elections or electronic voting systems, the audits that do not follow the current law, nor a 14-day Election period that costs more money to the tax-payers of Hawaii than is necessary. It gives too much power to a select few who are not elected by We The People.

Some solutions to the problems of untrustworthy elections and a huge problem of logistics and lack of man-power for elections in Hawaii:

- Smaller precincts
- Education of the populace on the importance of 1-day voting and being a part of the process
- Counting of the **paper ballots** in front of the citizenry at the precinct.

The postcards sent out to the voters, to alert them of their precincts and districts **can include** a call-to-action alerting the people of the need of **volunteers** in the election process in their precinct for a 1-day vote. The result would be that the counties would have more volunteers than they know what to do with. It is our right and civic duty to be included in the process of Election Day.

To fund these volunteers with a small compensation for their time and service, the counties can redistribute the funds going to workers of the voting and counting center that add up during a 14-day process. (France is able to do a one day vote with many millions of voters. They go home before midnight with the results called). Also, the unnecessary millions of dollars spent on electronic voting systems can be used to compensate the volunteers for their service and time **and educate the populace on the importance of civic duty, the constitutions and their rights as citizens of a republic. (We are not a democracy).**



Election day can be a holiday, so that **all** can vote. I believe this will inspire people/the citizenry a rightful sense of patriotism, pride in one's state and country, and their civic duty of voting for their public servants – the ones who will carry out the business of the people.

**Nobody trusts the results of the elections. Further alienating them from the auditing process will make untrust grow along with animosity for those who job it is to secure the elections.**

Election voting systems have a long history of "glitches". Nobody can verify what happens on the hardware and software levels of the electronic voting systems because the state does not have access to the proprietary code. The counties do not employ people who can understand the hardware and software, so they outsource to private companies - so in a sense, private corporations are handling our election system. For what do we pay for the election office? Electronic voting machines across the United States have been proven to be connected to the internet and hackable in real time.

Here are the Ten Points to True Election Integrity:

1. Clean the voter Rolls. The voter rolls are a huge mess.
2. Ban All Electronic Elections Equipment - They can not be trusted
3. Voter ID with Paper Ballots Only
4. Ban Mail-In Voting
5. Ban Early Voting
6. Drastically Smaller Precincts
7. Ban Ballot Harvesting
8. Election Day is a Holiday
9. New Reporting Requirements for Transparency
10. Heavy Prison Sentences for All Who Commit Fraud

**Remember you took an oath to uphold the Constitution of Hawaii and the United States. We the People do not want more nonsense in our elections. It is our election.\***

Therefore, it is my wish and demand that you **do not** pass HB129, HB130, HB132, or any legislation that goes against the People, because the elections, all aspects, are the People's business.

I am submitting this testimony as an official notice that you and your agents may provide due care as the **trustees and servants** of the People.

There is no grant of power in government that is not delegated or given by the people. **Inherent means it cannot be taken away.**

**The Constitution of the Republic of Hawaii was established in 1894.** When you took an Oath of Office you became a trustee, servant, of the People to do the People's business. **The Constitution is a living, breathing historical document that holds the true law.** All trustees took an oath to faithfully discharge their duties.(See evidence below)

## **Hawaii State Bill of Rights, Article 1, Section 1: Political Power**

**All political power of this State is inherent in the people** and the responsibility for the exercise thereof rests with the people. All government is founded on this authority.

### **\*Hawaii State Constitution: Article 16, Section 4; Oath of Office:**

All eligible public officers, before entering upon the duties of their respective offices, shall take and subscribe to the following oath or affirmation: "I do solemnly swear (or affirm) that I will support and defend the Constitution of the United States, and the Constitution of the State of Hawaii, and that I will **faithfully** discharge my duties as ... to best of my ability." As used in this section, "eligible public officers" means the governor, the lieutenant governor, the members of both houses of the legislature, the members of the board of education, the members of the national guard, State or county employees who possess police powers, district court judges, and all those whose appointment requires the consent of the senate.

### **\*Constitution of the United States: Article 6, Clause 3:**

The Senators and Representatives before mentioned, and the Members of the several State Legislatures, and all executive and judicial Officers, both of the United States and of the several States, **shall be bound by Oath or Affirmation, to support this Constitution;** but no religious Test shall ever be required as a Qualification to any Office or public Trust under the United States.

We the People have the sole and exclusive right to regulate, audit and request a constant account and observance of all election processes. The elections are the Peoples. As trustees, servants, you are hired as an agent of the People and therefore, your conduct, actions and those things to which you are employed, makes you, at all times, reportable and accountable to the People.

All laws made by the legislature must not derogate any constitutional right or liberty. Any law repugnant to the constitution is null and void. (See evidence below)

### **Marbury v. Madison, 5 U.S. (2 Cranch) 137, 180 (1803)**

"... the particular phraseology of the constitution of the United States confirms and strengthens the principle, supposed to be essential to all written constitutions, that a law repugnant to the constitution is void, and that courts, as well as other departments, are bound by that instrument."

"In declaring what shall be the supreme law of the land, the Constitution itself is first mentioned; and not the laws of the United States generally, but those only which shall be made in pursuance of the Constitution, have that rank".

**"All law (rules and practices) which are repugnant to the Constitution are VOID".** *Marbury v. Madison*



**HB-132-HD-1**

Submitted on: 3/12/2023 6:13:25 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Jerry M Nishihira	Individual	Oppose	Written Testimony Only

Comments:

I do not support this HB132. Please do not pass this bill.

**HB-132-HD-1**

Submitted on: 3/12/2023 6:15:26 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Lenie F Nishihira	Individual	Oppose	Written Testimony Only

Comments:

It is my understanding that HB132 would allow audits to be done using ballot images and removes the requirement to randomly choose precincts for audits. As a CPA who has audited many companies, including publicly traded companies, images/copies of documents were not considered necessarily reliable documents as they can be altered. It was best to see original documents. In case of auditing vote, most reliable and easily accessible are the original paper ballots.

Also important in audits are the ability to take random, unannounced samples. When population is predetermined, obviously, more apt to manipulation and not necessarily a valid representative sample.

Principals of statistical samples should also be considered in order to have a valid sample which would lead to a valid conclusion and support the integrity of the voting process and hence, results.

**HB-132-HD-1**

Submitted on: 3/12/2023 6:15:26 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Lenie F Nishihira	Individual	Oppose	Written Testimony Only

Comments:

It is my understanding that HB132 would allow audits to be done using ballot images and removes the requirement to randomly choose precincts for audits. As a CPA who has audited many companies, including publicly traded companies, images/copies of documents were not considered necessarily reliable documents as they can be altered. It was best to see original documents. In case of auditing vote, most reliable and easily accessible are the original paper ballots.

Also important in audits are the ability to take random, unannounced samples. When population is predetermined, obviously, more apt to manipulation and not necessarily a valid representative sample.

Principals of statistical samples should also be considered in order to have a valid sample which would lead to a valid conclusion and support the integrity of the voting process and hence, results.

**HB-132-HD-1**

Submitted on: 3/12/2023 6:23:32 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Chayil Christensen	Individual	Oppose	Written Testimony Only

Comments:

I am writing to oppose the above referenced bill. We need election integrity and transparency and this bill seeks to remove that from what is already a weak system.

**HB-132-HD-1**

Submitted on: 3/12/2023 6:57:58 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Tonya Marie Miller	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill as written due to the concerns of images being permitted in audit vs the actual ballot, which should contain a watermark, given the potential of multiple being used, or a manipulated version. The integrity of the paper ballot must be retained. Also, there is lack of voter confidence in the past couple of elections and destroying the ballots prior to proper review, or with the chance of contesting would only hurt our voter confidence. Therefore, an extended time frame should be granted in hopes to work toward and regain trust in our election integrity.



**HB-132-HD-1**

Submitted on: 3/12/2023 7:14:50 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Marlies Lee	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB132

We need even fairer elections going forward.

Let's vote next time with paper ballots only and see how it goes.

Marlies Lee

**HB-132-HD-1**

Submitted on: 3/12/2023 7:17:18 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Ryan Kent	Individual	Oppose	Written Testimony Only

Comments:

State of Hawaii,

Election fraud and the ability to commit election fraud is treason and punishable under the Constitution of the USA. The fact that this Bill is even on the docket is despicable to say the least. If you have any integrity or any Aloha left in your soul, you will not allow this to even be acknowledged going forward. We need fair and accurate elections. No more bullshit, false elections...Please stop this or you will have the Almighty God to answer to.

Written Testimony for HB132 Relating to Elections Scheduled for March 14, 2023  
@ 9:30AM

Good morning.

My name is Chester Lum and I want to thank everyone involved for allowing me to submit my written testimony. I don't represent any group and I am here as a private citizen.

My testimony is in opposition to HB132.

All audits shall use voter verifiable paper audit trails. Allowing anything less than the original voter verifiable paper audit trail would not be acceptable as an audit, which this bill is proposing.

The results of these audits shall be conducted within thirty days after election certification. Audit results shall be posted in the Office of Elections website. Audit results shall be used to decertify election results if there are any discrepancies found and not resolved.

HR132 does not address any action if audits are not conducted. Another possible action if audits are not conducted:

No upgrades, patches, fixes, or alterations shall be applied to the voting system through thirty days after the audit results are published on the Office of Elections website posting election results.

HB132 in its current form clouds the integrity of the election process which is why I am opposed to it.

Thank you.

Chester Lum

**HB-132-HD-1**

Submitted on: 3/12/2023 7:38:42 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
nicolle jones	Individual	Oppose	Written Testimony Only

Comments:

It is clearly stated by informed parties that this bill is altering election language to allow for the manipulation of election results. Kill the bill.

**HB-132-HD-1**

Submitted on: 3/12/2023 8:16:43 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Dennis M. Esaki	Individual	Oppose	Written Testimony Only

Comments:

I believe that the description for HB 132 and SB180 are misleading and will not improve the election integrity.

it should force the election authorities to perform audits/checks.

it should not be passed.

**HB-132-HD-1**

Submitted on: 3/12/2023 8:46:46 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Amanda Kwiatkowski	Individual	Oppose	Written Testimony Only

Comments:

I STRONGLY OPPOSE this bill. We must vote NO on this bill to support our elections.

**HB-132-HD-1**

Submitted on: 3/12/2023 9:24:35 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Judith E. Levy	Individual	Oppose	Written Testimony Only

Comments:

THIS BILL IS SHAMEFUL!! How do you expect US TO TRUST YOU, OUR ELECTED OFFICIALS??

What are you trying to HIDE by eliminating post election AUDITS....it's called "checks and balances!!" WE ARE WATCHING YOU AND WE THE PEOPLE ARE GETTING STRONGER AND WE ARE PISSED OFF at your continued DECEPTIONS!!

HOW DO YOU SLEEP AT NIGHT!!?

An upset TUTU in Haiku! FIGHTING FOR FREEDOM FOR MY GRANDCHILDREN!!

**HB-132-HD-1**

Submitted on: 3/12/2023 9:41:38 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
TERI SAVAIINAEA	Individual	Oppose	Written Testimony Only

Comments:

Audits must be done by paper ballots not by ballot images.

Thank you,

Teri Savaiinaea



**HB-132-HD-1**

Submitted on: 3/12/2023 10:01:23 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Kahala Knopp	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill and respectfully ask that you oppose it as well. It allows audits to be done with ballot images and removes requirement to randomly choose precincts for the audits - this will not ensure election integrity. Shouldn't we be passing bills that make fraud harder and not easier? Please do not pass this bill.

**HB-132-HD-1**

Submitted on: 3/12/2023 10:07:26 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Ron Knopp	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill.

**HB-132-HD-1**

Submitted on: 3/12/2023 10:15:04 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Monica FLOREZ-ZENGER	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill HB 132. Elections should be in person with a photo id. We need to take our elections back. Put in place safeguards to ensure the integrity of every vote by registered voters.

Thank you

Monica Florez-Zenger

**HB-132-HD-1**

Submitted on: 3/12/2023 10:17:05 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Abigail Hamman	Individual	Oppose	Written Testimony Only

Comments:

Our votes should be cast on one day, in person, on paper ballots, and counted on the day of the vote. We should be able to track and audit the paper ballots through proper chain of custody (taking into consideration our voter ID and signatures as well). No more machines, no more loopholes to create improper auditing processes, and no more chaos.

**HB-132-HD-1**

Submitted on: 3/12/2023 10:36:06 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Kim Cordery	Individual	Oppose	Written Testimony Only

Comments:

I appose HB 132 because this will eliminate transparency and accountability I the voting process.  
We must have audits done with paper ballots not paper images!

**HB-132-HD-1**

Submitted on: 3/12/2023 10:37:23 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Gary cordery	Individual	Oppose	Written Testimony Only

Comments:

I am writing as a citizen strongly opposing this bill, A transparent election process is the only constitutional method representing the will of the people to be established in the polical process. This requires a Manuel observation and validation of ballots cast. In Hawaii, the integrity of the system as vital, if people do not trust the system they will not vote.

**HB-132-HD-1**

Submitted on: 3/12/2023 10:49:59 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Jessica Tamaribuchi	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB132.

Mahalo.

**HB-132-HD-1**

Submitted on: 3/12/2023 11:12:11 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Les J.	Individual	Oppose	Written Testimony Only

Comments:

While the intent of the Office of Ekections in pursuing this bill may be positive, the language of the bill needs work. Please defer this measure. Thank you.



TESTIMONY to the SENATE Judiciary COMMITTEE

HB132 H.D.1 Relating to Elections

Tuesday, March 14, 2023 9:30 am  
State Capitol Conference Room 016 & Videoconference

Submitted in **STRONG OPPOSITION** by: Mary Smart, Mililani, HI

Chairman Rhodes, Vice Chair Gabbard and Committee Members:

I strongly oppose to HD132 H.D.1 for several reasons:

- a. The failure of the Office of Elections, and the Elections Officer in particular, to follow the law regarding election integrity and the required audits of our elections has caused the citizenry to lose faith in the outcomes of the election process in Hawaii. The quote often attributed to Stalin: “It doesn’t matter how many people vote, only who counts them.” seems to be the modus operandi in Hawaii. This bill gives more power to the Elections Officer and less transparency for the public. Neither is acceptable.
- b. The current Elections Officer has failed to follow the law and meet deadlines since he was originally placed in the office: failed to mail military ballots on time ([2010](#)); failed to start elections on time (2012), [failed to provide sufficient ballots](#) at 17% of the polling locations ( [2012](#)), failed to communicate during bad weather that disenfranchised voters on the Big Island (2014), failed to perform the audit according to law ([2020 and 2022](#)) etc. Instead of enforcing the law that could give voters some level of confidence in the reported ballot tally, keeping this person in place while loosening validation controls results in an erosion of voter assurance of valid elections.
- c. This bill gives the Election Officer more power and authority when he already can’t perform the job he is tasked to perform while taking away needed audit capability. Too many election process decisions cited in the bill are left to the Election Officer alone. Based on prior poor performance, this is unacceptable.
- d. I have some level of expertise in the computer (cyber) security field having established some of the first programs in the Pentagon for the Joint Staff and at SHAPE (NATO Military Headquarters) for classified networked systems beginning in the late 1970’s and following this discipline throughout my 30 year career as a naval officer. The finding: Every computer is vulnerable to hacking/subversion for any and all functions (ballot presentation, vote capture, vote recording, and tabulation). To have valid elections you must get rid of the machines and go back to counting the original paper ballots at the precinct level – not

scanned images that can easily be manipulated/falsified. Images cannot be used to validate a vote.

- e. When doing an audit, all elections and ballot questions must be audited. It would be easy to subvert the audit when it is known that only one or more of the elections were perverted, but not all. Proving one election wasn't tampered with does not prove the validity of the elections.
- f. The people of Hawaii have become aware that the all mail-in voting process is fraught with the possibility and likelihood of fraud. We must go back to precincts, Election Day voting, with proof of citizenship, proof of residency, with valid Identification. Votes should be hand counted at the precinct level with the results tallied and those counts must be validated with the counts at the "counting centers". If the tally at the counting centers does not match the count at the precincts, we have a spoiled election that must be redone. We must have certifiable audits.
- g. Everything that has been done in recent decades to make voting "easier" has made the possibility of fraud easier. We should not be thinking about extending the vote to young people. Fix the election process until we have confidence in the system and those running the process. We have neither at this time.

Do not pass H.B. 132 H.D.1. It is unfixable. We must go back and fix many of the other bills that have passed that have caused the loss of faith in Hawaii's election process. Many people questions why voter turnout is so poor in Hawaii. I have asked those in my community. They often state that they don't vote because they don't believe the election process is fair or that their vote will make a difference. Many are aware of the ballot harvesting that was exposed in the documentary 2000 Mules and also in some of Project Veritas' videos – not only about ballot harvesting but some of the other deceitful political posturing that occurs.

In the Hawaii House of Representative hearing, the preponderance of resident testimony urged their representatives to vote against this bill. They were ignored and the bill is now in the Senate. Your constituents are now asking the Senate to stop this ill advised bill.

Please vote NO on H.B. 132. H.D. 1.

**HB-132-HD-1**

Submitted on: 3/13/2023 5:27:49 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Kawika L Lawrence	Individual	Oppose	Written Testimony Only

Comments:

I oppose this bill. Electronics fail daily. Electronics need people to maintain them. If that is the truth, then the people need to have the chance to count against machines. Especially when those machines are responsible for one of our most sacred rights as Americans. Our voting.

**HB-132-HD-1**

Submitted on: 3/13/2023 5:57:16 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Christina Martiney	Individual	Oppose	Written Testimony Only

Comments:

This bill is opening the door to election fraud along with all the other crooked measures that have taken place in the last few years. One vote on paper with a tracking number to audit and an ID to verify voter. We the people will not accept less. Enough with all the rest of the trickery.

**HB-132-HD-1**

Submitted on: 3/13/2023 6:03:00 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Kenneth Martiney	Individual	Oppose	Written Testimony Only

Comments:

We need to stop adding to our election laws. Stop with the electronics. Too much theivery going on. Go back to verifiable and auditable elections with hard copies.

**HB-132-HD-1**

Submitted on: 3/13/2023 6:33:25 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
kristen cosmi	Individual	Oppose	Written Testimony Only

Comments:

Oppose this bill

**HB-132-HD-1**

Submitted on: 3/13/2023 6:50:27 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
noela von	Individual	Oppose	Written Testimony Only

Comments:

I oppose this, we must protect our election integrity.

**HB-132-HD-1**

Submitted on: 3/13/2023 6:52:20 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Michael Wehrly	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose HB132.



**HB-132-HD-1**

Submitted on: 3/13/2023 7:01:19 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Amanda Wehrly	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose HB 132. Please do not pass this bill

It is taking away our right to have a fair vote. This last election I was there helping on the ballots opening the envelopes.

There was much confusion on how to do things over here

on Kauai. Seems like the machines we always having problems. Best way would be hand paper count

please stop this bill

**HB-132-HD-1**

Submitted on: 3/13/2023 7:07:47 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Rodney Lawrence	Individual	Oppose	Written Testimony Only

Comments:

I am opposed to this bill. Random audits are a normal part of any process in order to ensure accuracy and integrity. Allowing the use of images instead of paper ballots and choosing precincts to be audited in advance would be an insult to our intelligence as humans and will do nothing but compromise results. This bill would not fall in the category of public service to which you all have made a pledge to provide.

**HB-132-HD-1**

Submitted on: 3/13/2023 7:20:17 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Randon Welch	Individual	Oppose	Written Testimony Only

Comments:

Using ONLY paper ballots is the only way to do a true audit. The bill does not uphold voter confidence and I strongly oppose this bill!

**HB-132-HD-1**

Submitted on: 3/13/2023 7:23:07 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Sharlene Mata	Individual	Oppose	Written Testimony Only

Comments:

Aloha,

I oppose this bill. Using only paper ballots is the only way to conduct a true audit. The bill does not uphold voter confidence. Mahalo

**HB-132-HD-1**

Submitted on: 3/13/2023 7:30:10 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

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

Comments:

I **stongly** OPPOSE this Bill. We need **more** transparency and accountability in our elections, not less. We must eliminate all electronic voting machines and mail-in voting and use only hand-counted paper ballots, on election day with hand-counted manual audits of randomly-selected samples.

**HB-132-HD-1**

Submitted on: 3/13/2023 7:44:44 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Leah DeBlake	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB132.

**HB-132-HD-1**

Submitted on: 3/13/2023 7:47:56 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Roger Hanks	Individual	Comments	Written Testimony Only

Comments:

I am 100% FOR making the language simple to understand and I am 100% for revisions of language used to make it easy for the layman to be able to read and understand the bills and so forth the way it is now it's so confusing it's almost like an intentional misleading where if you're a post to something it sounds like you're for it and then you market and actually it was completely the opposite let's be open and honest simple and admirable

**HB-132-HD-1**

Submitted on: 3/13/2023 7:56:18 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Mary Ann Knight	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose HB132!

Thank you!



**HB-132-HD-1**

Submitted on: 3/13/2023 8:11:30 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Cheryle Orsatelli	Individual	Oppose	Written Testimony Only

Comments:

I OPPOSE HB132 because it opens the door to an unsafe and fraudulent voting system. There was nothing wrong with the opportunity to go in and vote at the voting site on Election Day.

**HB-132-HD-1**

Submitted on: 3/13/2023 8:17:41 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
David Ikeda	Individual	Oppose	Written Testimony Only

Comments:

I oppose HB132.

**HB-132-HD-1**

Submitted on: 3/13/2023 8:22:05 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Wayne Knight	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose HB132 HD1!

Thank you!

**HB-132-HD-1**

Submitted on: 3/13/2023 8:33:24 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Thaddea H Pitts	Individual	Oppose	Written Testimony Only

Comments:

Audits and elections should be done with paper ballots only. The machines and therefore images of ballots seem to be extremely unsafe. This bill will only cause more of the voters to be dissatisfied with the process. Get us back to same day voting at our local precincts with paper ballots, ID proof and hand counting. Let both parties be oversight of the counting. This will be the best way to insure the people of a safe and legal system.

**HB-132-HD-1**

Submitted on: 3/13/2023 8:33:38 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
L.C	Individual	Oppose	Written Testimony Only

Comments:

I oppose HD132 HD1.

**HB-132-HD-1**

Submitted on: 3/13/2023 8:34:13 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Puanani Lawrence	Individual	Oppose	Written Testimony Only

Comments:

I am in opposition of this bill. What a disservice it would be to do away with randomly choosing precincts to audit and to allow images of ballots to be used for that process. It would be counterproductive in attempting to receive support from the community you chose to serve. The community should be served with integrity! How can that be achieved? The only way would be audits of paper ballots at randomly chosen precincts.

**HB-132-HD-1**

Submitted on: 3/13/2023 8:45:54 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Jacqueline K Kanna	Individual	Oppose	Written Testimony Only

Comments:

I oppose to HB132 HD1. To introduce a change in the current law would further compromise the lack of confidence that the public is having on ballot counting.

**HB-132-HD-1**

Submitted on: 3/13/2023 8:50:53 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Leanne Hubbard	Individual	Oppose	Written Testimony Only

Comments:

I oppose this Bill.



**HB-132-HD-1**

Submitted on: 3/13/2023 8:54:49 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Monique Perreira	Individual	Oppose	Written Testimony Only

Comments:

We need to save our election integrity! I oppose this bill.

**HB-132-HD-1**

Submitted on: 3/13/2023 9:22:12 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Virginia Enos	Individual	Oppose	Written Testimony Only

Comments:

HB 132 does nothing to benefit the voter and voter confidence in elections and will only further erode trust and participation in Hawaii's elections. Physical paper audits have been constantly denied while the law clearly states the requirement. Any reasonable citizen can only conclude negative reasons and negative outcomes for this attempt to change the law. We deserve the necessary steps to insure voter confidence. Please vote NO on this bill.

**HB-132-HD-1**

Submitted on: 3/13/2023 9:26:31 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Cynthia Bartlett	Individual	Oppose	Written Testimony Only

Comments:

In my household of 4 people we had two ballot incidents last election. One person received 2 ballots one week apart and one person who voted in person the day of the election received a letter saying her vote was not counted and it was too late to correct anything.

I oppose the changes on this Bill as it would set us backward on post verification by removing auditing of paper ballots. This is the opposite of adding security.. I was an election volunteer and sealed voting machines myself along with a staff. He showed me how the data was transferred. There are ways the data can be corrupted that I observed. For example, the company making the wax seals that are numbered could make an extra set of seals. A tampered machine could then be resealed with the same number. There are ways information in one machine can be switched as data needs to be carried across the room to the external base.

Signature mismatches can be up in the tens of thousands and no one knows if higher because if you registered to vote years ago with your middle name and then sign up to register without it that can be a signature mismatch.

We need to have more ways to audit not less. Often machines can look good but they are also the devices used in Venezuela to overthrow their elections as the data pulled from the machines was switched out. Nothing is perfect. Having systems to double check even in the coming age of AI is going to be necessary.

Mahalo

Cynthia Bartlett

**HB-132-HD-1**

Submitted on: 3/13/2023 9:30:44 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

Submitted By	Organization	Testifier Position	Testify
LAURA NAKANELUA	Individual	Oppose	Written Testimony Only

Comments:

Aloha Chair Rhoads and Vice-Chair Gabbard,

My name is Laura Nakanelua and I am testifying in opposition of H.B.132a\_H.D.1.

This bill's description asserts that specifies additional requirements and procedures with which the chief election officer must comply when using an electronic voting system, including procedures for conducting the post-election, pre-certification audit, but the fact is that it actually REMOVES THE MOST IMPORTANT REQUIREMENT with which the CEO must comply when conducting the post-election audit, which is the use of real paper ballots.

In the 2022 General Election, CEO Nago agreed to audit only one full precinct against the paper ballots. In that race, when paper was pulled and compared to the electronic receipts, 2 error were found and it was ascertained that two votes that should have gone to a Democratic candidate was cast for a Republican. Onve that happened CEO Nago should have immediately conducted an expanded audit to determine the extent of misreporting in the system ad he did not.

You will hear a lot of testimony during the hearing that expressed concern over the risk of using electronic machines. This is just one example of why we need paper ballots to compare to electronic to ensure our votes are counted.

Mahalo,

Laura

**HB-132-HD-1**

Submitted on: 3/13/2023 10:08:35 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Kim Haine	Individual	Oppose	Written Testimony Only

Comments:

Please represent the people of Hawaii and OPPOSE this bill. Your children and grandchildren are depending on you.

**HB-132-HD-1**

Submitted on: 3/13/2023 2:19:55 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Glen Miguel-Matsumoto	Individual	Oppose	Written Testimony Only

Comments:

An “automatic tabulation system” does not spark any confidence that there will be a definite and complete record for any voter paper ballots.

HB 132 indicates a “Mechanical tabulation system,” meaning that this bill will allow scanned images to be utilized as a “verifiable” audit for paper voter ballots. Furthermore, the technology used for the audit will “permit” other forms of “duplication or reproduction” in “lieu of the physical paper ballots.” Why permit duplication for these images? How will this system protect the integrity and the definite records of voters in Hawai’i? How will this system be inspected and certified? **Why and how is this better than keeping physical paper ballots as definite voting records casted for an election?** These questions are left completely unanswered.

**HB-132-HD-1**

Submitted on: 3/13/2023 3:15:49 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
George K Kanna	Individual	Oppose	Written Testimony Only

Comments:

My name is George Kanna and I oppose HB132 HD1. I am a proud American and I exercise my right to vote every election. It disheartens me to know that there are more and more of us mistrusting our current voting system whether it be through social media, T.V. etc. Because of this I volunteered to be an observer for the 2022 primary and general elections. I observed post audits for the primary and the general elections and in both instances the audits did not comply with the law HRS16-42 (b)(3). I don't believe that there is any misdoings and I trust the current voting system but there still needs to be accountability that the system works that's why law HRS16-42 ensures accurate counting of voter ballots. To make any amendments to this law will not only worsen the trust of our voters but would jeopardize the integrity of the voting system, so again I oppose passing HB132 HD1 respectfully George Kanna.

**HB-132-HD-1**

Submitted on: 3/13/2023 10:09:27 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Martin Choy	Individual	Oppose	Written Testimony Only

Comments:

We should be focusing our efforts to enforce the laws we already have on the books, instead of passing laws that make it less possible to monitor fair and more transparent elections. You will only be raising more doubts of honest elections if you pass this bill.

The people deserve at least this courtesy from our government.



**HB-132-HD-1**

Submitted on: 3/13/2023 11:16:14 PM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Kathy Pearson	Individual	Oppose	Written Testimony Only

Comments:

I oppose Hb132

**LATE**

**HB-132-HD-1**

Submitted on: 3/14/2023 9:01:43 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Mary Healy	Individual	Oppose	In Person

Comments:

I oppose Hawai'i House Bill 132. This bill does nothing to aid recent calls for accountability and transparency in Hawai'i State elections. The bill instead gives further credence to concerned citizens testimony, lawsuits and calls for corrective action to be pursued. Hawai'i State Election Officials are knowingly trying to break the law by rewriting these standards and thus promoting the concealment of fraud. This bill should never have passed first readings. The bill allows for unnecessary changes to definitions. HB 132 bill also protects the Office of Elections from further lawsuits. I am chagrined that this bill has the removal of requirements to audit paper ballots (images of ballots are unacceptable) and removal of requirements to select precincts randomly. Most alarmingly this bill allows the Chief Election Officer unchecked power to choose only one race or measure to "audit". Using paper ballots for audits and randomly selecting precincts for audit is considered the best practice for post-election audits by several non-partisan federal election organizations. This bill erodes confidence in the Office of Elections and Hawai'i State Officials. It goes against audit best practices endorsed by NASS, the EAC and the Brennan Center for Justice. HB132 is unlawful and completely abandons national standards on audits, accountability or transparency in elections to We the People and shrouds unlawful behavior.

**LATE**

**HB-132-HD-1**

Submitted on: 3/14/2023 9:55:43 AM

Testimony for JDC on 3/14/2023 9:30:00 AM

<b>Submitted By</b>	<b>Organization</b>	<b>Testifier Position</b>	<b>Testify</b>
Garner Shimizu	Individual	Oppose	Written Testimony Only

Comments:

I strongly oppose this bill.

This bill will further weaken voter integrity and accountability procedures. We need stronger election audits and methodology to insure that the people can trust and put their full confidence in election outcomes.

There will be less transparency, more possibility for data manipulation, without any recourse for tracking and verifying a clean process.

I humbly ask for your thoughtful consideration to please defeat this bill.