



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

June 24, 2019

Mr. Keith Ingram
Director of Elections, Texas Secretary of State
Elections Division
P.O. Box 12060
Austin, Texas 78711-2060

Re: Hart InterCivic Verity Voting 2.3—Examination May 22–23, 2019

Dear Mr. Ingram:

Pursuant to Texas Election Code § 122.036 and 1 Texas Administrative Code § 81.60, by this letter I am transmitting my examiner's report, on behalf of the Office of the Attorney General ("OAG"), for the Secretary of State's May 22–23, 2019 voting system examination. The subject of that examination was Verity Voting 2.3, a Hart InterCivic ("Hart") voting system.

The factual background for this report includes Hart's presentation to the examiners during an examination at the Secretary of State's office, statements made by Hart's representatives during that examination, and any correspondence from Hart responding to the examiners' follow-up questions transmitted through the Secretary of State's office.

The OAG notes that the United States Election Assistance Commission certified Verity Voting 2.3 on March 15, 2019. Verity Voting 2.3 consists of multiple components, including hardware and software components.

Both during and after the examination, the examiners raised specific concerns about legal compliance. After a thorough review of the system, the OAG concludes Verity Voting 2.3 complies with the relevant laws and applicable rules. The OAG notes certain instances in which use of the system may not comply with current legal requirements, including the acceptance process for provisional ballots and the numbering of ballots; however, such concerns could be mitigated with proper procedures in place. Therefore, we recommend certification of Verity Voting 2.3 consistent with this report.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ryan Vassar".

Ryan Vassar
Chief, General Counsel Division

cc: Charles Pinney, Secretary of State's Office