STATE OF MICHIGAN
BUREAU OF ELECTIONS
LANSING

December 22, 2021

DEADLINE ESTABLISHED FOR PUBLIC COMMENTS REGARDING PETITION SUMMARIES

STATEWIDE BALLOT PROPOSAL SPONSORED BY AUDIT MI

Under Michigan election law, the sponsor of an initiative, referendum, or constitutional amendment petition may request approval of the summary of the purpose of the petition prior to circulating. MCL 168.482b(1). If a petition sponsor avails itself of this process, a summary of the proposal's purpose must be prepared by the Director of Elections and presented to the Board of State Canvassers (Board) for approval or rejection. MCL 168.482b(2). The deadline for the Board to approve or reject the content of the petition summary is the 30th day following the sponsor's submission. MCL 168.482b(1).

If the Board approves a petition summary as prepared by the Director of Elections, the sponsor must print the approved summary in 12-point type in the heading of the petition, and the Board will be barred from considering a subsequent challenge alleging that the summary is misleading or deceptive. MCL 168.482(3), 168.482b(1), (3). Further, if the Board subsequently determines that the petition contains enough valid signatures to merit certification, the Director of Elections and Board are authorized to draft and approve ballot wording that differs from the petition summary. Opinion of the Attorney General No. 7310 (May 22, 2019).

The "summary of the purpose of the proposed amendment or question" prepared by the Director of Elections may be up to 100 words in length and must consist of a true and impartial statement in language that does not create prejudice for or against the proposal. MCL 168.482b(2). The summary also must inform signers of the subject matter of the petition but need not be legally precise, and use words having a common, everyday meaning to the public. *Id*. When considering the language drafted by the Director of Elections, the Board is *not* considering the *merits* of the petition but is only determining whether the drafted 100 words are a true and impartial summary.

AUDIT MI submitted a request for approval of the petition summary. A copy of the full text of the proposed initiated law is provided with this announcement. **The Director of Elections is inviting public comments regarding the summary of the purpose of this proposed initiative petition, including submissions of suggested language, as follows:**

Deadline for submission of suggested petition summary and/or explanatory materials to staff:	January 4, 5:00 p.m.
Date of Board of State Canvassers meeting at which the summary will be considered:	To be announced
Deadline for Board of State Canvassers to approve or reject the summary of the content of the petitions:	January 20, 2022

Submissions may be made via email (MDOS-Canvassers@Michigan.gov), U.S. Mail (P.O. Box 20126, Lansing, Michigan 48901), or hand delivery (address provided below). **Submissions must be received in this office by the date and time specified to be considered**. Suggested 100-word summaries and explanatory materials, rather than general positions of support for or opposition to the petition, are encouraged.

INITIATION OF LEGISLATION

The purpose of this act is to reestablish confidence among Michigan voters that every legal vote must count and be counted the way the voter cast their vote, to verify that all legal citizen voters were, and will be, treated with equal protection under the law.

MCL168.31B ELECTION AUDIT; PROCEDURES DEFINED

DEFINITIONS:

A. CONTRACTOR MEANS THE THIRD-PARTY CONTRACTOR CONTRACTED BY THE STATE ELECTION FORENSIC AUDIT BOARD AS PROVIDED UNDER TO CONDUCT THE FORENSIC AUDIT REQUIRED UNDER THIS SECTION.

B. COMMUNICATION SHALL BE INTERPRETED IN ITS BROADEST SENSE AND MEANS THE TRANSMITTAL OF INFORMATION BY ANY MEANS INCLUDING ORAL, WRITTEN OR ELECTRONIC.

C. AUDIT BOARD MEANS THE STATE ELECTION FORENSIC AUDIT BOARD AS CREATED AND DESCRIBED IN SUBSECTION (7).

D. DOCUMENTS MEANS AND INCLUDES WITHOUT LIMITATION ALL WRITTEN OR GRAPHIC MATTER OF EVERY KIND AND DESCRIPTION HOWEVER PRODUCED OR REPRODUCED WHETHER DRAFT OR FINAL ORIGINAL OR REPRODUCTION INTERNAL OR OTHERWISE WHETHER STORED IN TANGIBLE, MECHANICAL OR ELECTRONIC FORM OR REPRESENTATION OF ANY KIND.

E. ACTIVE PRECINCT DELEGATES REFERS TO ANY PRECINCT DELEGATE WHO WAS AN ELECTED PRECINCT DELEGATE AT THE TIME OF THE MOST RECENT GENERAL ELECTION.

F. ELECTION REFERS TO THE 2020 GENERAL ELECTION AND ANY FUTURE STATEWIDE OR FEDERAL ELECTIONS INCLUDING ALL PREPARATIONS MADE FOR ITS CONDUCT, THE ELECTION ITSELF, ALL ACTIVITIES RELATED TO ITS CERTIFICATION AND SUBSEQUENT INVESTIGATIONS OR COMMUNICATIONS BY ELECTION AND ELECTED OFFICIALS AND ANYBODY THAT HAD ANYTHING TO DO WITH THE 2020 GENERAL ELECTION OR ANY OTHER FUTURE STATEWIDE OR FEDERAL ELECTIONS AT ANY TIME REGARDING ITS CONDUCT.

G. FORENSIC AUDIT, FOR PURPOSES OF THIS ACT, SHALL BE DEFINED AS THE EXPLICITLY DETAILED PROCEDURE PRESCRIBED BY THIS ACT.

H. ELECTION RECORDS SHALL INCLUDE THE FOLLOWING ITEMS AS A MINIMUM:

1. VOTER REGISTRATION DATA.
2. ALL ABSENTEE BALLOT APPLICATIONS AND ENVELOPES.
3. QUALIFIED VOTER FILE INCLUDING ALL PERTINENT LOGS TRACKING MODIFICATIONS TO THE QUALIFIED VOTER FILE WHICH OCCURRED BETWEEN JANUARY 1, OF THE ELECTION YEAR IN QUESTION AND THE DATE THE AUDIT COMMENCED.
4. POLL BOOKS, INCLUDING ALL LOGS TRACKING MODIFICATIONS TO THE POLL BOOKS.
5. BALLOTS.
   - (A) PROVISIONAL BUT NOT VERIFIED.
   - (B) SPOILED.
   - (C) CAST.
   - (D) BLANKS.
   - (E) ABSENTEE.
6. ABSENTEE BALLOT ENVELOPES.
7. VOTE TALLY RECORDS.
   - (A) LOG OF EACH VOTE TALLY TRANSFER (TIMESTAMP, TO, FROM).
8. PERSONNEL LISTS.
   - (A) ELECTION OFFICIALS.
   - (B) POLL WORKERS.
   - (C) VENDORS.
   - (D) POLL CHALLENGERS.
   - (E) POLL WATCHERS.
   - (F) ELECTED OFFICIALS.
9. ELECTION PROCEDURE MANUALS.
10. ELECTION TRAINING MATERIALS INCLUDING AUDIO AND VIDEO.
11. PUBLIC ACCURACY TEST REPORTS AND SUPPORTING MATERIALS.
12. CANVASS REPORTS.
13. COMMUNICATIONS RELATED TO THE ELECTION, INCLUDING, FOR EXAMPLE:
    - (A) ELECTION OFFICIALS TO/FROM ELECTION OFFICIALS.
    - (B) ELECTION OFFICIALS TO/FROM VENDORS.
    - (C) SECRETARY OF STATE TO/FROM THE PUBLIC, ELECTED OFFICIALS, AND ELECTION OFFICIALS.
    - (D) ELECTION OFFICIALS TO/FROM PUBLIC AT LARGE INCLUDING POLL CHALLENGERS AND POLL WORKERS.
    - (E) ELECTION OFFICIALS TO/FROM LAW ENFORCEMENT.
14. ELECTION EQUIPMENT.
15. NETWORKING EQUIPMENT.
16. SOFTWARE CONFIGURATIONS.
17. HARDWARE CONFIGURATIONS.
18. NETWORK CONFIGURATIONS.
19. NETWORK TRAFFIC LOGS.
20. MACHINE EVENT LOGS.
21. SECURITY FOOTAGE.
22. FINANCIAL RECORDS.
23. PHYSICAL STORAGE CONTAINERS.
24. SEALS.
25. ELECTRONIC STORAGE MEDIA (PORTABLE AND FIXED).
26. ALL SECURITY CREDENTIALS NEEDED TO ACCESS ALL FEATURES OF THE ELECTION AND NETWORKING EQUIPMENT.
27. ANY RECORDS RELATED TO THE ACCESS OF ANY PHYSICAL SECURITY AREA.
28. ANY AND ALL AFFIDAVITS SUBMITTED TO ELECTED OR ELECTION OFFICIALS.

I.INVESTIGATE MEANS TO CARRY OUT A SYSTEMATIC OR FORMAL INQUIRY TO DISCOVER AND EXAMINE THE FACTS OF THE NOVEMBER 2020 GENERAL ELECTION OR ANY OTHER FUTURE STATEWIDE OR FEDERAL ELECTIONS SO AS TO ESTABLISH THE TRUTH

J. MICHIGAN ELECTION LAW REFERRING TO AN ELECTION AUDIT IS MCL 168.31A.

K. FEDERAL ELECTION LAW REFERRING TO RECORD RETENTION AND DESTRUCTION IS IN USC 52 SECTION 20701 AND 20702.

L. THE AUDIT BOARD IS TO CARRY OUT ARTICLE II, SECTION 4, SUBSECTION H OF THE MICHIGAN CONSTITUTION OF 1963 WITH PROVISIONS OF THIS ACT.

1. THE FORENSIC AUDIT PROCEDURES AND DEFINITIONS IN THIS ACT SHALL DEFINE THE WORD "AUDIT" FOUND IN MCL 168.31A OF THE MICHIGAN ELECTION LAW AS DESCRIBED HEREIN.
2. A FORENSIC AUDIT, AS DEFINED IN THIS ACT, SHALL AUTOMATICALLY BE TRIGGERED WHEN THE FOLLOWING, BUT NOT LIMITED TO, HAPPENS IN ANY FUTURE STATE OR FEDERAL ELECTION ACCORDING TO MICHIGAN ELECTION LAW AT THE EXPENSE OF THE STATE:
   - (A) WHEN THE CHAIN OF CUSTODY IN ANY ELECTION AT ANY LEVEL IS BROKEN DURING THE ELECTION IN QUESTION.
   - (B) WHEN THE POLLBOOKS IN 2 OR MORE PRECINCTS IN A CITY OR TOWNSHIP ARE OUT OF BALANCE WITH NO VALID EXPLANATION.
   - (C) IF ELECTION LAW IS SUPERSEDED OR BROKEN IN THE CONDUCT OF THE ELECTION IN QUESTION.
   - (D) IF THERE IS ANY EVIDENCE OF FOREIGN, DOMESTIC, OR CORPORATE INTERFERENCE IN THE ELECTION OR ELECTION SYSTEMS FOR THE ELECTION IN QUESTION.
   - (E) IF THE QVF HAS NOT BEEN PROPERLY MAINTAINED ACCORDING TO THE MICHIGAN ELECTION LAW FOR THE ELECTION IN QUESTION.
   - (F) IF THE ELECTRONIC VOTE TALLY IS MODIFIABLE FOR THE ELECTION IN QUESTION.
   - (G) IF BALLOT BOXES ARE FOUND TAMPERED WITH, OUT OF BALANCE, NOT IN APPROVED CONTAINERS, OR UNSECURED IN ANY WAY FOR THE ELECTION IN QUESTION.
   - (H) ELECTION MATERIALS OR DATA IS ALTERED, DESTROYED, OR DISCARDED IN ANY WAY PRIOR TO THE DATE DEFINED IN MICHIGAN ELECTION LAW FOR THE ELECTION IN QUESTION.
3. SHOULD ANY ELECTION EVENT TRIGGER AN AUDIT UNDER THIS ACT, ALL ELECTION MATERIALS AND DATA MUST BE MAINTAINED BY ELECTION OFFICIALS AND CANNOT BE ALTERED, DESTROYED, OR DISCARDED UNTIL 90 DAYS AFTER THE FULL FORENSIC AUDIT AND INVESTIGATION HAS BEEN COMPLETED AND THE REPORT HAS BEEN DELIVERED TO THE STATE LEGISLATURE AND AUDIT BOARD.
4. AUDIT BOARD POSSESSES ALL THE POWERS NECESSARY TO CARRY OUT ITS PURPOSE. THE AUDIT BOARD SHALL HAVE THE POWER TO INVESTIGATE ALL ELECTION RECORDS, ALL COMMUNICATIONS REGARDING ELECTION RECORDS, THE CONDUCT AND OPERATION OF ANY

ELECTION OFFICIALS, TO SUBPOENA AND REQUIRE THE ATTENDANCE OF WITNESSES AND THE PRODUCTION OF ELECTION RECORDS, AND TO ADMINISTER OATHS.

5. THE AUDIT BOARD MAY RETAIN LEGAL COUNSEL TO ADVISE IN THE PROPER PERFORMANCE OF ITS DUTIES AND MAY EMPLOY ANY OTHER PERSONNEL THAT THE BOARD CONSIDERS NECESSARY.

6. THE AUDIT BOARD ASSUMES THE AUTHORITY TO ACCEPT AND DISPENSE FUNDS FROM PUBLIC AND PRIVATE SOURCES AS DETERMINED BY A VOTE FROM THE AUDIT BOARD.

7. THE AUDIT BOARD IS CREATED AND CONSISTS OF THE FOLLOWING 20 PRECINCT DELEGATES 16 FOR THE BOARD AND 4 ALTERNATES, ALL OF WHOM ARE CURRENT ACTIVE PRECINCT DELEGATES. THE 20 PRECINCT DELEGATES WILL BE SELECTED AT RANDOM USING THE FOLLOWING PROCEDURE:

(A) THE SELECTION OF THE PRECINCT DELEGATES SHALL BE CONSIDERED A PUBLIC FORUM AND SHALL BE RECORDED AND LIVE STREAMED FOR TRANSPARENCY AND ACCOUNTABILITY.

(B) THE SPEAKER OF THE HOUSE SHALL DETERMINE WHO WILL RECORD AND LIVESTREAM THE PUBLIC FORUM.

(C) CURRENT STATE OR FEDERALLY ELECTED OFFICIAL WHO WAS ALSO AN ACTIVE PRECINCT DELEGATE SHALL BE ELIGIBLE FOR THE AUDIT BOARD.

(D) ON A DATE, TIME AND PLACE SELECTED BY THE SPEAKER OF THE HOUSE TO BE NO LATER THAN 14 DAYS FROM THE SUCCESSFUL PASSAGE OF THIS BILL, OR ANYTIME THE CONDITIONS OF L2 ARE MET.

(E) GIVING THE PUBLIC NO LESS THAN 72 HOURS NOTICE OF THE LOCATION, DATE, AND TIME OF SELECTION, USING PUBLIC ACCESS MEDIA AND OFFICIAL STATE MEDIA

(F) THE PHYSICAL PRESENCE OF AN ACTIVE PRECINCT DELEGATE WISHING TO BE CONSIDERED FOR THIS BOARD IS REQUIRED AT THE LOCATION, DATE, AND TIME SELECTED FROM SEC 7(D),

(G) THE ACTIVE PRECINCT DELEGATE MUST FILL OUT A PHYSICAL APPLICATION IN PERSON AT THE LOCATION, DATE, AND TIME SELECTED IN SEC 7(D) AND PUT THEM IN THE SELECTION BOX.

(H) THOSE ACTIVE PRECINCT DELEGATES WHO ARE PRESENT AND HAVE PROPERLY AND COMPLETELY FILLED OUT THE PHYSICAL APPLICATION BE ADDED TO THE SELECTION POOL.

(I) OF THOSE ADDED TO THE SELECTION POOL, ONLY THOSE DEFINED AS ACTIVE PRECINCT DELEGATES ARE TO BE CONSIDERED FOR THE AUDIT BOARD.

(J) WHERE THE SPEAKER OF THE HOUSE AND THE HOUSE MINORITY LEADER OR A REPRESENTATIVE THEREOF SHALL BE THE DESIGNATED DRAWER FROM EACH LEADER'S RESPECTIVE PRECINCT DELEGATE POOL.

(K) WITH THE SPEAKER OF THE HOUSE DRAWING FIRST AND THE MINORITY DRAWING 2ND,
ALL ODD NUMBERS SHALL BE DRAWN BY THE SPEAKER OF THE HOUSE AND ALL EVEN NUMBERS SHALL BE DRAWN BY THE HOUSE MINORITY LEADER.

(L) 16 MEMBERS OF THE BOARD SHALL BE DRAWN AND 4 ALTERNATES IN THE SAME MANNER AS PRESCRIBED IN SEC 7(K).

(M) ALTERNATES SHALL BE CHOSEN AND LABELED IN ORDER AS ALTERNATE 1-4

(N) UPON THE SUCCESSFUL DRAWING OF EACH INDIVIDUAL MEMBER OF THE STATE ELECTION FORENSIC AUDIT BOARD, THE CORRESPONDING PRECINCT DELEGATE SHALL BE CONFIRMED AS PHYSICALLY PRESENT, AS AN ACTIVE PRECINCT DELEGATE FROM EACH PARTY'S SUPPLEMENTED LIST, AND IDENTIFIED WITH A CURRENT GOVERNMENT ISSUED ID.

(O) MEMBERS OF THE BOARD SHALL SERVE WITHOUT COMPENSATION, BUT MAY BE REIMBURSED FOR ACTUAL AND NECESSARY EXPENSES.

(P) THE CHAIRPERSON OF THE BOARD SHALL BE ELECTED BY THE BOARD.

(Q) BEFORE ASSUMING THE DUTIES OF OFFICE, A MEMBER SHALL QUALIFY BY TAKING AND SUBSCRIBING TO THE CONSTITUTIONAL OATH OF OFFICE.

(R) THE PROCEEDINGS AND RULES OF THE BOARD ARE SUBJECT TO THE OPEN MEETINGS ACT, 1976 PA 267, MCL 15.261 TO 15.275. THE BOARD SHALL ADOPT RULES GOVERNING ITS PROCEDURE AND THE HOLDING OF REGULAR MEETINGS. SPECIAL MEETINGS MAY BE HELD IF CALLED IN THE MANNER PROVIDED IN THE RULES OF THE BOARD.

(S) AFTER HAVING BEEN GIVEN NOTICE AND AN OPPORTUNITY TO BE HEARD, A MEMBER OF THE BOARD MAY BE REMOVED FOR CAUSE BY THE GOVERNING BODY.

(T) ANY MEMBER WISHING TO RESIGN, WHO IS REMOVED, OR WHO FOR WHATEVER REASON CANNOT SERVE ON THE BOARD, A REPLACEMENT SHALL BE CHOSEN FROM THE ALTERNATES STARTING WITH ALTERNATE 1.

(U) A WRITING PREPARED, OWNED, USED, IN THE POSSESSION OF, OR RETAINED BY THE BOARD IN THE PERFORMANCE OF AN OFFICIAL FUNCTION IS SUBJECT TO THE FREEDOM OF INFORMATION ACT, 1976 PA 442, MCL 15.231 TO 15.246.

8. A STATE GRAND JURY SHALL BE FORMED WITH 13 JURORS FROM THE MEMBERS OF THE AUDIT BOARD ON THE SAME DAY AS THE AUDIT BOARD SELECTION USING THE FOLLOWING SELECTION PROCESS:

(A) THE SPEAKER OF THE HOUSE SHALL CHOOSE THE 1ST JUROR FROM THE AUDIT BOARD ALSO KNOWN AS THE GRAND JURY FOREMAN. THE SPEAKER WILL CHOOSE ALL ODD NUMBERED JURORS ENDING ON JUROR NUMBER 13.

(B) THE HOUSE MINORITY LEADER SHALL SELECT THE SECOND JUROR AND ALL EVEN NUMBERED JURORS ENDING ON JUROR NUMBER 12.

(C) THIS PROCESS SHALL COMMENCE DIRECTLY FOLLOWING THE SELECTION OF THE FORENSIC AUDIT BOARD, DURING THE SAME SELECTION MEETING.

(D) HE JURY FOREMAN SHALL SPEAK FOR AND ON BEHALF OF THE GRAND JURY. THEY SHALL CONDUCT ALL MEETINGS AND OFFICIATE OVER ANY VOTES TAKEN BY THE GRAND JURY.

9.THE GRAND JURY SHALL BE GIVEN THE FOLLOWING POWERS FOR THE PURPOSES OF THIS BILL:

(A) THE POWER TO SUBPOENA EVIDENCE AND,

(B) THE POWER TO ISSUE WARRANTS OF ARREST FOR THE CONTEMPT OF THE GRAND JURY.

10. THE GRAND JURY SHALL DETERMINE, THROUGH MEETINGS, AND WITH A SIMPLE MAJORITY VOTE, THE ENTITIES THAT ARE IMPEDING OR OTHERWISE STALLING THE PROCESS OF THE FORENSIC AUDIT.

11.THOSE ENTITIES THAT ARE IMPEDING OR STALLING THE PROCESS OF THE FORENSIC AUDIT MAY BE ISSUED A WARRANT FOR ARREST OR A SUBPOENA FOR THE EVIDENCE NEEDED TO COMPLETE THE FORENSIC AUDIT.

12.THE GRAND JURY SHALL CONTINUE ITS DUTIES UNTIL THE COMPLETION OF THE FORENSIC AUDIT REPORT AND THE DISSOLUTION OF THE BOARD.

13.NOT MORE THAN 30 DAYS AFTER THE AUDIT BOARD IS FORMED, THE AUDIT BOARD MUST ENTER A CONTRACT WITH CONTRACTORS; ONE PRIME AUDITOR AND TWO SUB AUDITORS; TO COMMENCE AND CONDUCT A FORENSIC AUDIT OF THE 2020 GENERAL ELECTION AND ANY OTHER FUTURE STATEWIDE OR FEDERAL ELECTIONS AS REQUIRED UNDER THIS ACT.

14.THE CONTRACTORS RESPONSIBLE FOR THE CONDUCT OF THE FORENSIC AUDIT SHALL SATISFY THE FOLLOWING QUALIFICATIONS AS A MINIMUM:

(A)THE PRIME CONTRACTOR SHALL BE A PROFESSIONAL MANAGEMENT FIRM SPECIALIZING IN ~~ELECTION~~ AUDITS, PROVIDING OVERALL, LEGAL AND COMPLIANCE OVERSIGHT.

(B)THE FIANCIAL AUDITOR SHALL BE A STATE REGISTERED AUDITOR, WHICH SHALL AT A MINIUMUM BE LICENSED AND INSURED WITH FIVE YEARS EXPERIENCE AUDITING FINANCIAL INSTITUTIONS AND MUNICIPALITIES

(C)THE TECHNOLOGY AUDITOR SHALL BE A BINARY, NON-BIAS TECHNOLOGY SOLUTION CAPABLE OF REVIEWING ALL DIGITAL AND PHYSICAL ELECTION MATERIALS, WITH A MIINIUM EXPERIENCE OF FIVE YEARS.

(D) HAVE A MINIMUM OF 5 YEARS OF AUDIT-RELATED EXPERIENCE.
AUDIT RECORDS HAVE BEEN USED AS EXHIBITS IN AT LEAST ONE COURT PROCEEDING WITHOUT DISMISSAL ON THE BASIS OF QUALITY.

(E) NO FAMILIAL OR PROFESSIONAL TIES TO ANY CANDIDATES ON THE BALLOT FOR 2020 GENERAL ELECTION AND ANY OTHER FUTURE STATEWIDE OR FEDERAL ELECTIONS. BONDED.

15. ELECTION OFFICIAL SHALL RETAIN ELECTION RECORDS AS DEFINED IN THIS SECTION AND PROVIDE THESE RECORDS TO CONTRACTORS AS SPECIFIED BELOW:

(A) ALL ELECTION OFFICIALS SHALL SEQUESTER ELECTION RECORDS PERTINENT TO THE ELECTION
CYCLE SUBJECT TO THE AUDIT UNTIL THE AUDIT HAS BEEN COMPLETED. IMMEDIATELY UPON THE EFFECTIVE DATE OF THIS LEGISLATION, ELECTION OFFICIALS SHALL PRESERVE AND SECURE ALL ELECTION RECORDS PERTINENT TO THE ELECTION IN QUESTION. CONTRACTOR SHALL ENSURE THAT ALL INSPECTIONS AND TESTING OF POLL BOOKS, AND VOTE TALLIES, AND ALL ANALYSIS AND DEMONSTRATIONS OF PROCESSES, ARE NONDESTRUCTIVE, AND ELECTION RECORDS ARE RETURNED IN THE SAME CONDITION AS RECEIVED.

(B) ALL ELECTION RECORDS SHALL BE SECURED NO LONGER THAN 7 DAYS AFTER THE EFFECTIVE
DATE OF THIS BILL. 30 DAYS AFTER THE EFFECTIVE DATE OF THIS BILL, THE STATUS,
DESCRIPTION, AND LOCATION OF ALL ELECTION RECORDS SHALL BE MADE AVAILABLE TO THE PUBLIC.

(C) ELECTION OFFICIALS SHALL PROVIDE THE FORENSIC AUDIT BOARD AND CONTRACTOR WITH A LIST OF ELECTION RECORDS WHICH HAVE BEEN SECURED, THEIR LOCATION, THE SIGNATURE AND LEGIBLE NAME OF THE ELECTION OFFICIAL WHO CONFIRMED THAT THE RECORDS WERE SECURED, TIME STAMP OF THAT VERIFICATION, AND THE METHOD OF SECURING THE RECORDS, AS A MINIMUM, WITHIN 45 DAYS AFTER THE EFFECTIVE DATE OF THIS BILL.

(D) ELECTION OFFICIALS SHALL PROVIDE THE FORENSIC AUDIT BOARD AND CONTRACTOR WITH A LIST OF ELECTION RECORDS WHICH HAVE NOT BEEN SECURED INCLUDING THE NAME OF THE ELECTION OFFICIAL RESPONSIBLE FOR SECURING THEM, THE NAME OF ANYONE WHO DIRECTED THEM TO ALTER THESE RECORDS IN ANY WAY, A RECORD OF COMMUNICATIONS TO THIS EFFECT, THE DATE AND TIME OF SUCH DELETION AS APPLICABLE, AND THE RATIONALE FOR DELETING THE RECORDS, AS A MINIMUM. IF RECORDS WERE MISPLACED NOT DELETED, ELECTION OFFICIALS SHALL IDENTIFY THE NAME OF THE OFFICIAL RESPONSIBLE FOR RETAINING THE RECORDS, AN EXPLANATION FOR WHY THE RECORDS WERE NOT RETAINED, AND TIME/DATA/LOCATION INFORMATION PERTINENT TO THE LAST TIME RECORDS WERE SECURED AND EVIDENT.

(E) THE ELECTION OFFICIALS SHALL TRANSFER CUSTODY OF ELECTION RECORDS TO THE CONTRACTOR, IN THE MANNER SPECIFIED BY THE CONTRACTOR, UPON REQUEST NOTING THE TIMESTAMP OF TRANSFER, MEANS OF TRANSFER, NAME OF RECIPIENT, AND CONDITION OF RECORDS UPON TRANSFER CO-SIGNED BY RECIPIENT AND TRANSFER AGENT ACTING ON BEHALF OF THE ELECTION OFFICIAL.

16. THE FORENSIC AUDIT BOARD SHALL ENSURE THAT THERE IS A COMPLIANCE ARTICLE IN THE CONTRACT BETWEEN THE FORENSIC AUDIT BOARD AND THE CONTRACTOR THAT ALLOWS THE FORENSIC AUDIT BOARD THE ABILITY TO LEVY FINES AND PENALTIES FOR NONCOMPLIANCE OF THIS LEGISLATION BY THE CONTRACTOR IF A 14 DAY PERIOD ELAPSES, WITHOUT ACTION BY CONTRACTOR.

17. THE CONTRACTOR MUST COMMENCE A FORENSIC AUDIT OF THE QUALIFIED VOTER FILE AND PROVIDE A LOG OF ALL ADDITIONS, REVISIONS, AND DELETIONS TO THE VOTER FILE OCCURRING BETWEEN JANUARY 1 OF THE ELECTION YEAR IN QUESTION AND THE DATE THE FORENSIC AUDIT IS COMMENCED. THE LOG DESCRIBED IN THIS MUST INCLUDE, BUT NOT BE LIMITED TO, ALL OF THE FOLLOWING:

(A) THE NAMES OF ALL PEOPLE, ENTITIES OR ORGANIZATIONS WHO HAD ACCESS TO THE QUALIFIED VOTER FILE PRIOR FROM JULY 1 OF THE ELECTION YEAR IN QUESTION THROUGH PRESENT.

(B) THE NAME OF EACH INDIVIDUAL WHO EXECUTED AN ADDITION, REVISION, OR DELETION TO THE QUALIFIED VOTER FILE AND THAT INDIVIDUAL'S PARTY REGISTRATION

(C) THE LOCATION FROM WHICH AN INDIVIDUAL DESCRIBED IN 17(B) EXECUTED EACH ADDITION, REVISION, OR DELETION TO QUALIFIED VOTER FILE.

(D) WHETHER A TRANSACTION WAS A DELETION TO THE QUALIFIED VOTER FILE.

(E) IF A TRANSACTION WAS AN ADDITION OR REVISION TO THE QUALIFIED VOTER FILE, A DETAILED DESCRIPTION OF THE RECORDS IN THE QUALIFIED VOTER FILE THAT WERE MODIFIED AND HOW THESE RECORDS WERE MODIFIED.

(F) ANALYSIS OF THE VOTER REGISTRATION DATA COMPARED TO THE SOCIAL SECURITY DEATH INDEX.

18. THE CONTRACTOR MUST COMMENCE A FORENSIC AUDIT OF EVERY ELECTION PRECINCT IN THIS STATE FROM THE 2020 GENERAL ELECTION AND ANY OTHER FUTURE STATEWIDE OR FEDERAL ELECTIONS TO FORENSICALLY AUDIT THE POLL BOOKS, TABULATORS, ELECTION MANAGEMENT SYSTEMS, PHYSICAL AND ELECTRONIC BALLOTS, AND VOTE TALLIES FROM ALL ELECTION PRECINCTS. THE FORENSIC AUDIT UNDER THIS SUBSECTION MUST REVIEW THE BALLOTS A ND VOTE TALLIES FOR EVERY FEDERAL STATE, AND LOCAL OFFICE FROM THE 2020 GENERAL ELECTION AND ANY OTHER FUTURE STATEWIDE OR FEDERAL ELECTIONS. WHEN THE POLL BOOKS, BALLOTS, AND VOTE TALLIES ARE RECEIVED BY THE CONTRACTOR FOR THE FORENSIC AUDIT, THE CONTRACTOR MUST LOG A RECEIPT OF THE DELIVERY THAT INCLUDES, BUT IS NOT LIMITED TO, WHO SUBMITTED THE POLL BOOKS, BALLOTS, AND VOTE TALLIES, WHO RECEIVED THE POLL BOOKS, BALLOTS, AND VOTE TALLIES, THE LOCATION, DATE, AND TIME OF THE DELIVERY, THE MEANS OF DELIVERY, A SPECIFIC DESCRIPTION OF WHAT WAS RECEIVED, THE CONDITION OF WHAT WAS RECEIVED, AND THE STATUS OF ANY SEAL. THE CONTRACTOR MUST PROVIDE A WRITTEN RECEIPT CONTAINING ALL THE LOGGED INFORMATION TO THE INDIVIDUAL WHO DELIVERED THE POLL BOOKS, BALLOTS, AND VOTE TALLIES. THE WRITTEN RECEIPT MUST BE SIGNED BY THE CONTRACTOR AND THE INDIVIDUAL WHO DELIVERED THE POLL BOOKS, BALLOTS, AND VOTE TALLIES. THE FORENSIC AUDIT UNDER THIS SUBSECTION MUST INCLUDE, BUT NOT BE LIMITED TO, A LOG OF ALL OF THE FOLLOWING INFORMATION:

(A) FOR EACH POLL BOOK, TABULATOR AND ELECTION MANAGEMENT SYSTEM, AT A MINIMUM, ALL OF THE FOLLOWING BE INCLUDED:

I. THE TIME AND DATE THE POLL BOOK WAS GENERATED AND DOWNLOADED FOR USE ON ELECTION DAY, AND THE TIME AND DATE ANY SUPPLEMENTAL POLL BOOK WAS GENERATED AND DOWNLOADED FOR USE ON ELECTION DAY.

II. A DETERMINATION OF WHETHER THE ELECTRONIC POLL BOOK EMS OR TABULATOR WAS CONNECTED TO ANY NETWORK AFTER BEING DOWNLOADED FROM THE QUALIFIED VOTER FILE.

III. A DETERMINATION OF WHETHER ANY CHANGES, OTHER THAN REGULAR UPDATES, WERE MADE TO THE POLL BOOK EMS OR TABULATOR AND WHO REQUESTED/MADE THE CHANGES.

IV. IF CHANGES OTHER THAN REGULAR UPDATES WERE MADE TO POLL BOOK EMS OR TABULATOR, THE NAME OF THE INDIVIDUAL WHO MADE THE CHANGES AND THE DATE THOSE CHANGES WERE MADE.

V. A NOTATION OF WHICH POLL CHALLENGER ENTRIES WERE CAPTURED.

VI. WHETHER ANY NETWORK COMMUNICATION DEVICES WERE EMBEDDED IN THE HARDWARE ON ANY ELECTRONIC VOTING SYSTEM, INCLUDING ANY WHICH HAVE INTEGRATED CARDS

VII. WHETHER ANY ELECTRONIC VOTING SYSTEM WAS CONNECTED TO ANY NETWORK FROM THE DATE OF THE FINAL TEST OF EQUIPMENT ACCURACY BEFORE THE ELECTION UNTIL THE DATE THE ELECTION CERTIFICATION WAS ISSUED.

VIII. FOR EACH POLL BOOK, TABULATOR, AND ELECTION MANAGEMENT SYSTEM, THE INCOMING AND OUTGOING IP ADDRESSES AND MAC ADDRESSES USED BY THE STATE OF MICHIGAN TO COMMUNICATE ELECTION INFORMATION WITH THE COUNTY AND PRECINCTS DURING THE ELECTION YEAR IN QUESTION, INCLUDING THE PRECISE DATES AND TIMES THOSE IP ADDRESSES AND MAC ADDRESSES WERE IN USE.

IX. ALL INDIVIDUALS WHO WERE IN POSSESSION OF THE POLL BOOKS.

X. IDENTIFICATION OF ALL INSTALLED COMPUTER SOFTWARE, MODULES, AND/ OR IMPLANTS USED BY EACH COUNTY OR PRECINCT DURING THE ELECTION YEAR IN QUESTION AND ELECTIONS AND SPECIFICATION OF WHEN EACH INSTALLATION WAS PERFORMED ON EACH ELECTION DEVICE FOR EACH COUNTY.

XI. IDENTIFICATION AND SERVICE IDENTIFICATION NUMBERS FOR THE WARRANTY OF ALL MACHINES USED IN THE VOTING PROCESS.

XII. THE SOFTWARE INSTALLED ON EACH ELECTRONIC VOTING SYSTEM AND THE NAME OF THE INDIVIDUAL WHO CERTIFIED THE SOFTWARE.

XIII. THE NAME OF THE INDIVIDUAL WHO EXAMINED THE HARDWARE CONFIGURATION ON EACH ELECTRONIC VOTING SYSTEM, EVERY INDIVIDUAL WHO ACTED WITH ADJUDICATION AUTHORITY, WHICH MUST INCLUDE THE INDIVIDUAL'S:

A. NAME IDENTIFICATION. PARTY

B. PARTY REGISTRATION.

C. WHETHER THE ADJUDICATION WAS THROUGH MACHINES OR MANUALLY.

XIV. ALL AI ADJUDICATIONS WHICH WERE DONE BY THE SYSTEMS NOT THE PEOPLE.

XV. EVERY VOTE WHICH WAS ADJUDICATED AND BY WHICH INDIVIDUALS, XVI. THE TIME AND DATE STAMP OF ALL ADJUDICATIONS.

XVII. ANY AND ALL DIGITAL AND PHYSICAL RECORDS REGARDING ANY ADJUDICATIONS.

XVIII. WHERE THE ACTUAL ADJUDICATIONS TOOK PLACE AND ON WHAT EXACT MACHINES WITH SERVICE IDENTIFICATION AND PROFILE.

XIX. ANY ELECTION CONTRACTORS WHO PROVIDED THE SYSTEMS WHO PARTICIPATED IN THE ADJUDICATION PROCESS.

XX. ALL ERRORS IN THE ADJUDICATION PROCESS, HOW THEY WERE HANDLED, AND A COMPARISON BY COUNTY.

XXI. THE FUNCTIONAL SPECIFICATIONS OF HOW THE TABULATOR COMPUTES AND REPORTS RESULTS, WHICH TABLES ARE ACCESSED AND WHAT COMPUTATIONS ARE MADE FOR THE ELECTION.

XXII. THE FUNCTIONAL SPECIFICATIONS OF ANY TABLE THAT FEEDS AGGREGATION TABLES FOR THE PURPOSE OF REPORTING AND HOW THOSE COMPUTATIONS ARE MADE FOR THE ELECTION. XXIII. THE LISTING OF ALL STORED PROCEDURES AND THEIR FUNCTIONAL SPECIFICATION, WHEN ARE THEY USED AND FOR WHAT PURPOSE FOR THE ELECTION.

XXIV. XML, EML, JSON, DVD, XSLT AND OTHER ELECTION FILES AND LOGS.

(B) FOR BALLOTS, AT A MINIMUM, ALL OF THE FOLLOWING MUST BE INCLUDED:

I. REGISTERED VOTERS.

II. VOTES CAST.

III. ABSENT VOTER BALLOTS THAT WERE VOTED.

IV. BALLOTS CAST IN PERSON AT THE POLLING PLACE.

V. BALLOTS ISSUED.

VI. BALLOTS PRINTED.

VII. BALLOTS ACTUALLY MAILED.
VIII. BALLOTS KEPT AS MAKE GOODS.
IX. BALLOTS PRINTED ON DEMAND AT ANY ELECTION CENTER.
X. ABSENT VOTER BALLOTS RETURNED BY MAIL.
XI. ABSENT VOTER BALLOTS RETURNED ON ELECTION DAY.
XII. BALLOTS THAT WERE SPOILED.
XIII. BALLOTS THAT WERE DUPLICATED.
XIV. THE TIME OF DAY EACH ABSENT VOTER BALLOT RETURNED ON ELECTION DAY WAS RECEIVED BY THE CITY OR TOWNSHIP CLERK.
XV. THE TIME AND DATE THE CITY OR TOWNSHIP CLERK DELIVERED THE ABSENT VOTER BALLOTS TO THE BOARD OF ELECTION INSPECTORS FOR SIGNATURE VERIFICATION AND TABULATION.
XVI. THE TOTAL NUMBER OF ABSENT VOTER BALLOT APPLICATIONS THAT WERE MAILED OUT AND RETURNED AS UNDELIVERABLE.
XVII. THE TOTAL NUMBER OF ELECTORS WHOSE ABSENT VOTER BALLOT APPLICATIONS WERE RETURNED AS UNDELIVERABLE, BUT WHO VOTED, ALONG WITH WHAT ADDRESS EACH ELECTOR VOTED FROM AND WHETHER THE ELECTOR VOTED IN PERSON OR BY ABSENT VOTER BALLOT.
XVIII. THE TOTAL NUMBER OF ELECTORS WHO RECEIVED AN ABSENT VOTER BALLOT APPLICATION AT AN ADDRESS LOCATED OUTSIDE OF THIS STATE AND WHO VOTED IN THE STATE IN WHICH THE ABSENT VOTER BALLOT APPLICATION WAS RECEIVED BY THAT ELECTOR.
XIX. THE NAME OF EACH ELECTOR WHO VOTED ON ELECTION DAY WITHOUT PROVIDING IDENTIFICATION FOR ELECTION PURPOSES, AND A DETERMINATION OF HOW THE IDENTIFICATION OF EACH OF THOSE ELECTORS WHO VOTED ON ELECTION DAY WITHOUT PROVIDING IDENTIFICATION FOR ELECTION PURPOSES WAS CONFIRMED.
XX. IF BALLOTS WERE OPENED AND THE BALLOT RETURN ENVELOPE AND/OR BALLOT IS MISSING A FULL ACCOUNTING OF WHO HAD POSSESSION AND ACCESS TO THESE UNDELIVERABLE BALLOTS, AND WHY THIS WAS THE CASE
XXI. ALL PRINTERS USED TO PRINT BALLOTS AND COPIES OF THE CONTRACTS OF THE PRINTERS USED TO PRINT BALLOTS.
XXII. THE ID NUMBER AND PROFILE OF ANY AND ALL BOD MACHINES USED.
XXIII. ALL SPECIAL BALLOTS PRINTED.
XXIV. ANY ELECTION OFFICIAL OR OTHER INDIVIDUAL WHO WAS ALLOWED TO MAKE CHANGES TO BALLOTS REQUESTS AND/OR ASK FOR ADDITIONAL BALLOTS TO BE PRINTED.
XXV. A LISTING OF ALL SETTINGS THAT WERE PROGRAMMED (INCLUDING DEFAULT SETTINGS) AND THE VALUES IN THE BALLOT SPECIFICATIONS FOR EACH COUNTY FOR THE ELECTION YEAR IN QUESTION.
XXVI. THE X, Y, WIDTH, HEIGHT PARAMETERS OF EACH MARK/HOT ZONE FOR EACH BALLOT ENTRY USED FOR EACH COUNTY FOR THE ELECTION YEAR IN QUESTION ELECTIONS
XXVII. THE BALLOT FORMAT SPECIFICATIONS INCLUDING A DETAILED SPECIFICATION SUFFICIENT TO WRITE A PROGRAM TO READ A BALLOT DEFINITION AND PRODUCE AN INDEPENDENT TEXTUAL DUMP OF THE SPECIFICATIONS
XXVII. COPIES OF ALL OF THE FOLLOWING:
A. ALL SUBLICENSES ALLOWED TO PRINT BALLOTS.
B. ALL INVOICES TO AND FOR BALLOTS,
C. ALL FINANCIAL RECORDS PAYING FOR BALLOTS.
D. ALL POSTAGE PAID FOR MAKING ANY BALLOTS.
E. ALL RECORDINGS RELATING TO THE PRINTING, PACKAGING, FOLDING, AND MAILING OF THE BALLOTS.
XXVIII.ORIGINALS OF ALL BALLOTS DUPLICATED
A. CERTIFIED CONFIRMATION;
B. FROM ANY AND ALL PRINT SOURCES OF THE AMOUNT THE PRINTER WAS PAID, C. OF ALL DOCUMENTS PRINTED,
D. THAT NO ADDITIONAL BALLOTS WERE RUN.

(C) FOR EACH VOTE TALLY, AT A MINIMUM, ALL OF THE FOLLOWING MUST BE INCLUDED:
I. THE ELECTRONIC VOTING SYSTEM THAT WAS USED TO TALLY EACH BALLOT.
II. A DESCRIPTION OF THE SOFTWARE INSTALLED ON EACH ELECTRONIC VOTING SYSTEM AND THE NAME OF THE INDIVIDUAL WHO CERTIFIED THE SOFTWARE.
III. THE NAME OF THE INDIVIDUAL WHO EXAMINED THE HARDWARE CONFIGURATION ON EACH ELECTRONIC VOTING SYSTEM.
IV. A DETERMINATION OF WHETHER ANY NETWORK COMMUNICATION DEVICES WERE EMBEDDED IN THE HARDWARE ON ANY ELECTRONIC VOTING SYSTEM.
V. DETERMINATION OF WHETHER ANY ELECTRONIC VOTING SYSTEM WAS CONNECTED TO ANY NETWORK FROM THE DATE OF THE FINAL TEST OF EQUIPMENT ACCURACY BEFORE THE ELECTION UNTIL THE DATE THE ELECTION CERTIFICATION WAS ISSUED.
VI. A DETAILED TIMESTAMPED LOG OF EACH VOTE TALLY TRANSFER AND WHAT THE VOTE TALLIES WERE DURING EACH TRANSFER.

19. DURING THE FORENSIC AUDIT CONDUCTED UNDER THIS ACT, THE CONTRACTOR MUST:
(A) DETERMINE WHO ADVISED, AND WHAT PROCEDURES WERE FOLLOWED FOR, THE SECRETARY OF STATE TO:
I. SEND OR ACCEPT ABSENTEE BALLOTS AFTER THE CUT OFF DAY(S).
II. SEND COMMUNICATIONS TO CLERKS INDICATING THEY COULD ALTER IN ANY WAY, ELECTION RECORDS OR EQUIPMENT.
III. ALL VERBAL AND WRITTEN COMMUNICATION FROM THE SECRETARY OF STATE TO LOCAL AND COUNTY CLERKS.
IV. ANY OTHER EVENTS THAT MAY HAVE LED TO, MISFEASANCE, OR NONFEASANCE.
(B) INVESTIGATE ALL VERBAL AND WRITTEN COMMUNICATIONS FROM ANY CONTRACTORS TO LOCAL OR COUNTY CLERKS AND THE SECRETARY OF STATE, AS WELL AS COMMUNICATIONS BACK TO THE CONTRACTORS.

20. DURING THE FORENSIC AUDIT CONDUCTED OF THE ELECTION PRECINCTS UNDER THIS ACT, THE THIRD- PARTY CONTRACTOR MUST DO ALL BUT NOT LIMITED TO, THE FOLLOWING:
(A) USE VIDEO CAMERAS TO RECORD THE ENTIRE FORENSIC AUDIT PROCESS TO VERIFY THE CHAIN OF CUSTODY OF ALL POLL BOOKS, BALLOTS, AND VOTE TALLIES USED DURING THE FORENSIC AUDIT. THE VIDEO CAMERAS MUST OPERATE CONTINUOUSLY 24 HOURS A DAY UNTIL THE FORENSIC AUDIT IS COMPLETE, AND MUST BE CAPABLE OF RECORDING 4K VIDEO AT 60 FRAMES PER SECOND.
(B) REQUIRE THAT ONLY CERTAIN TYPES OF PENS AND OTHER WRITING INSTRUMENTS APPROVED BY THE CONTRACTOR ARE TO BE USED DURING THE FORENSIC AUDIT.
(C) WARDROBE DIFFERENTIATION FOR THOSE INDIVIDUALS WORKING ON THE FORENSIC AUDIT BASED ON THE ROLE OF THE INDIVIDUAL DURING THE FORENSIC AUDIT.
(D) INSPECT EACH PHYSICAL BALLOT FOR PROPER INK MARKINGS AND DEPRESSIONS TO CONFIRM THAT THE BALLOT WAS COMPLETED BY AN INDIVIDUAL AND NOT BY A MACHINE.
(E) TO DETERMINE BY WHAT MEANS THEY WERE FOLDED, AND IF THE FOLD WAS PROPER.
(F) INSPECT EACH PHYSICAL ABSENT VOTER BALLOT AND ENVELOPE FOR FOLDED CREASE MARKS
(G) THAT RESONABLE SPACE IS PROVIDED AT EACH FORENSIC AUDIT LOCATION FOR PUBLIC OBSERVATION OF THE FORENSIC AUDIT PROCESS.
(H) INSPECT EACH PHYSICAL BALLOT TO DETERMINE THE EXACT TYPE OF PAPER USED TO PRINT THE BALLOTS.
(I) INSPECT EACH PHYSICAL BALLOT TO DETERMINE THE LEGAL COMPLIANCE OF THE BALLOT.
(J) INSPECT EACH PHYSICAL BALLOT TO DETERMINE THE NATURE AND SOURCE OF THE BALLOT.
(K) INSPECT EACH PHYSICAP BALLOT TO DETERMINE ALL STATE AND /OR PROCEDURES, POLITICS AND GUIDELINES WERE FOLLOWED.
(L)INSPECT EACH PHYSICAL BALLOT TO DETERMINE THE NATURE OF IF THE BALLOT IF PRINTED FROM AN OFFICIAL BALLOT PRINTING MACHINE/VENDOR OR ORIGINATES FROM A SUBCONTRACTOR OR AN UNAUTHORIZED PARTY.
(M) INSPECT EACH PHYSICAL BALLOT FOR ANY AND ALL ENCODED OR STENOGRAPHIC DEVICES DEPLOYED.
(N) INSPECT EACH PHYSICAL BALLOT OR FOR ANY CROSS RELATIONAL OR FORENSICS DATA WHICH MAY FUTURE CONFIRM THE ORIGINS OF SAID BALLOTS.
(O) INSPECT EACH PHYSICAL BALLOT AND USE FORENSIC MEANS TO IDENTIFY ANY POSSIBLE COUNTERFEIT OR UNAUTHORIZED DUPLICATED BALLOTS.
(P) INSPECT EACH PHYSICAL BALLOT IN A MANNER TO UTILIZE ANY FORENSIC DATA CAPTURED TO FURTHER IDENTIFY IF ANY MACHINES WITHIN THE VOTING SYSTEM ARE NON-COMPLIANT OR CREATING ISSUES WITH THE INTEGRITY OF AN INDIVIDUAL'S VOTE.
(Q) INSPECT EACH PHYSICAL BALLOT AND ASSURE ALL EQUALLY PROTECTION UNDER THE LAW AND VOTE SECURITY MEASURES WERE TAKEN AND PROPERLY ADMINISTERED AND MANAGED.

(R) INSPECT EACH PHYSICAL BALLOT TO DETERMINE IF ANY UNAUTHORIZED BALLOTS WERE INSERTED INTO THE VOTING SYSTEMS
(S) INSPECT EACH PHYSICAL BALLOT IN A FORENSIC MICROSCOPY INSPECTION WHEREBY EACH INDIVIDUAL FORENSIC MICROSCOPY SECTION OF A BALLOT CAN BE TRACED BACK TO THE ORIGINAL HIGH RESOLUTION DIGITAL IMAGE OF THE OFFICIAL BALLOT AND SUCH INFORMATION CAN BE USED TO TRACK BACK ANY DIGITAL IMAGE TO THE ORIGINAL BALLOT BOX, BAG OR BATCH FOR ANY ADDITIONAL EXAMINATION NEEDED.
(T) INSPECT EACH PHYSICAL BALLOT, IF REQUIRED BY FORENSIC AUDIT TEAM, UNDER VARIOUS LIGHT ENHANCEMENTS OR DIGITAL FILTERS NEEDED TO DETERMINE THE EXACT NATURE OF THE BALLOT.
(U) INSPECT EACH PHYSICAL BALLOT WITH BACKLIGHTING, NON-INVASIVE LIGHTING DEVICES COMBINED WITH FORENSIC MICROSCOPY TO DETERMINE THE SPECIFIC PRINT CALIBRATION NATURE OF THE BALLOT.
(V) INSPECT EACH PHYSICAL BALLOT WITH A NON-INVASIVE PAPER CALIBER TO CERTIFY EACH BALLOT'S PAPER THICKNESS FOR COMPLIANCE PURPOSES.

21. DURING THE FORENSIC AUDIT CONDUCTED UNDER THIS ACT, THE CONTRACTOR MUST REVIEW ANY AFFIDAVITS THAT WERE SUBMITTED TO THE SENATE OVERSIGHT COMMITTEE OR HOUSE OVERSIGHT COMMITTEE CONCERNING THE 2020 GENERAL ELECTION AND ANY OTHER FUTURE STATEWIDE OR FEDERAL ELECTIONS.
22. DURING THE FORENSIC AUDIT CONDUCTED UNDER THIS ACT, THE CONTRACTOR MUST REVIEW AND CROSS REFERENCE STATE VOTER REGISTRATION USING, BUT NOT LIMITED TO, THE ERIC (ELECTRONIC REGISTRATION INFORMATION CENTER) SYSTEM.
23. THE FORENSIC AUDIT CONDUCTED UNDER THIS ACT, THE CONTRACTOR IS AUTHORIZED TO REVIEW THE QUALIFIED VOTER FILE TO DO ALL BUT NOT LIMITED TO, THE FOLLOWING:

(A) INVESTIGATING FOR VOTING IRREGULARITIES, VOTERS NOT ON THE VOTER ROLLS, VOTERS THAT DID NOT VOTE BUT HAVE A VOTE CAST IN THEIR NAME, VOTERS THAT VOTED BUT DID NOT HAVE A VOTE CAST IN THEIR NAME, ETC.
(B) DETERMINE, TO BE INVESTIGATED ON A ROLLING BASIS IF ONE REFUSES, THE 10,000 OLDEST VOTERS UNDER THE AGE OF 90 WHO NEVER VOTED BEFORE AND VOTED FOR THE FIRST TIME AT THE 2020 GENERAL ELECTION AND ANY OTHER FUTURE STATEWIDE OR FEDERAL ELECTIONS, AND INVESTIGATE ALL BUT NOT LIMITED TO THE FOLLOWING, REGARDING THOSE VOTERS:
I. THAT THE VOTER ACTUALLY VOTED AT THE ELECTION,
II. THAT THE VOTER VOTED BY ABSENTEE BALLOT AT THE ELECTION,
III. HOW THE VOTER APPLIED FOR HIS OR HER ABSENT VOTER BALLOT,
IV. PROVIDE THE MAIL DATE AND RECEIVED DATE FOR ALL MAIL-IN BALLOTS AND ABSENTEE BALLOTS FOR THE 2020 GENERAL ELECTION AND ANY OTHER FUTURE STATEWIDE OR FEDERAL ELECTIONS,
(C) INVESTIGATE ALL DESCRIBED IN SEC. 23 TO FIND:
I.THAT THE VOTER ACTUALLY VOTED AT THE ELECTION.
II.HOW THE VOTER VOTED, WHETHER IN PERSON OR BY ABSENT VOTER BALLOT.

24. THE CONTRACTOR MUST COMPLETE THE FORENSIC AUDIT DESCRIBED IN THIS SECTION, AND WITHIN 14 DAYS OF COMPLETION SUBMIT THE FINAL FORENSIC AUDIT REPORT TO THE AUDIT BOARD AND TO THE STATE LEGISLATURE. THE FINAL FORENSIC AUDIT MUST INCLUDE, BUT IS NOT LIMITED TO, ALL OF THE FOLLOWING INFORMATION:

(A) EXECUTIVE SUMMARY.
(B) AUDIT FINDINGS.
I. ELECTION OFFICIAL FINDINGS.
A. MI SOS DIRECTIVES.
B. COUNTY CLERK DIRECTIVES.
C.LOCAL CLERK DIRECTIVES.
II. CHAIN OF CUSTODY FINDINGS.
A. QUALIFIED VOTER FILE.
1. # INELIGIBLE VOTERS WHO VOTED.
2. # VOTERS ADDED BY USER ACCOUNT, ORGANIZATION.
B. POLL BOOKS.
1. # VOTERS ALLOWED TO CAST BALLOT WITHOUT SUFFICIENT VOTER IDENTIFICATION.
2. # VOTERS WHO REGISTERED ON ELECTION DAY.
C. BALLOTS.
1. # ABSENTEE BALLOTS WITHOUT CREASE MARKS.
2. # ABSENTEE BALLOTS COMPLETED BY MACHINES.
3. # ABSENTEE BALLOTS CAST WITHOUT ANY RECORD OF A BALLOT BEING MAILED.
4. # BALLOTS CAST ON NON-STANDARD PAPER.
5. # ABSENTEE BALLOTS REQUIRING ADJUDICATION.
6. # BALLOTS STORED IN UNSECURED BALLOT CONTAINERS.
7. # BALLOT MEASURES REQUIRING BALLOT UPDATES WITHIN 30 DAYS OF ELECTION.
8. # UNBALANCED PRECINCTS BY MUNICIPALITY.
D. VOTE TALLIES.
1. # VOTES CAST FOR EACH RACE FROM BALLOTS NOT SUBJECT TO 3A-3F CONDITIONS.
2. TOTAL # VOTES FOR ALL BALLOTS.
III. CORRECTIVE ACTIONS.
A. ELECTION OFFICIAL ACTIONS.
B. LEGISLATIVE ACTIONS.
C. JUDICIAL ACTIONS.
D. LAW ENFORCEMENT ACTIONS.
1. VIOLATIONS OF STATE ELECTION LAW.
2. VIOLATIONS OF FEDERAL ELECTION RECORD RETENTION LAW.
C) FINANCIAL SUMMARY (DATA TO BE PROVIDED BY THE AUDIT BOARD).
I. AUDIT INCOME STATEMENT.
II. INCOME BY SOURCE.
III. EXPENSES BY CATEGORY.
(D) APPENDICES.
I. ELECTION OFFICIAL DIRECTIVES.
A. MI SOS DIRECTIVES.
B. COUNTY CLERK DIRECTIVES. C. LOCAL CLERK DIRECTIVES.
II. CHAIN OF CUSTODY.
A. QUALIFIED VOTER FILE CHANGE LOG.
B. POLL BOOK FINDINGS.
C. COUNTY SUMMARIES.
D. PRECINCT FINDINGS.
III. BALLOT FINDINGS.
A. COUNTY SUMMARIES.
B. PRECINCT FINDINGS.
IV. VOTE TALLY FINDINGS.
A. COUNTY SUMMARIES.
1. # ELECTION DEVICES FEATURE NON-CERTIFIED SOFTWARE CONFIGURATIONS.
B. PRECINCT FINDINGS.
1. # PRECINCTS TRANSFERRING PRECINCT VOTE TALLIES BY FLASH DRIVES.
2. # PRECINCTS TRANSFERRING PRECINCT VOTE TALLIES VIA USB-BASED MODEM.
3.# PRECINCTS TRANSFERRING PRECINCT VOTE TALLIES VIA WIRELESS MODEM EMBEDDED ON MOTHERBOARDS.
4.# PRECINCTS TRANSFERRING PRECINCT VOTE TALLIES VIA WIRED CONNECTIONS.
5. # PRECINCTS TRANSFERRING PRECINCT VOTE TALLIES PRIOR TO CLOSURE OF PRECINCTS.
6. # PRECINCTS WITH EVIDENCE OF INTERNET CONNECTIVITY FOR ELECTION EQUIPMENT BETWEEN TIME OF EQUIPMENT CERTIFICATION AND CERTIFICATION OF ELECTION RESULTS.
7. # ELECTION DEVICES FEATURE NON-CERTIFIED SOFTWARE CONFIGURATIONS.
V. COMMUNICATION LOGS.
A. FOR EACH DATA TRANSFER, THE FOLLOWING INFORMATION SHALL BE PRESENTED.

1. PHYSICAL LOCATION.
2. IP ADDRESS.
3. DEVICE SERVICE TAG.

B. DESTINATION:
1. PHYSICAL LOCATION.
2. IP ADDRESS.
3. DEVICE SERVICE TAG.

C. CONTENT:
1. VOTE TALLIES.
2. OTHER DATA (SPECIFY).
(A) ELECTION DATA TRANSFERS BETWEEN COUNTY AND STATE.
(B) ELECTION DATA TRANSFERS BETWEEN COUNTY AND PRECINCTS.
(C) ELECTION DATA TRANSFERS BETWEEN STATE AND PRECINCTS.
(D) OTHER ELECTION DATA TRANSFERS.

D. VOTE TALLIES BY PRECINCT.
1. CERTIFIED RESULTS.
2. AUDIT RESULTS.

E. AFFIDAVITS REVIEWED.

25. THE INVESTIGATION UNDER THIS ACT BY THE CONTRACTOR IS FOR FORENSIC AUDIT PURPOSES ONLY, AND ANY INDIVIDUAL WHO COOPERATES WITH THE INVESTIGATION UNDER THIS ACT IS NOT SUBJECT TO CRIMINAL PROSECUTION OR CIVIL LIABILITY FOR CONDUCT ASSOCIATED WITH VOTING AT THE 2020 GENERAL ELECTION AND ANY OTHER FUTURE STATEWIDE OR FEDER ELECTIONS.
26.ANY JURISDICTION HELD IN CONTEMPT OF ANY PROVISION OF THIS ACT AS DETERMINED BY THE AUDIT BOARD WILL IMMEDIATELY BE SUBJECT TO WITHHOLDING OF 10% OF THEIR STATE FUNDS FOR EACH MONTH THEY FAIL TO COMPLY. AFTER WHICH SUCH FUNDS WILL BE USED TO FUND THE FORENSIC AUDIT UNDER THIS ACT.
27.THE AUDIT BOARD IS DISSOLVED 30 DAYS AFTER THE RESOLUTION OF ANY LITIGATION OR OBLIGATIONS, AND THE DISSOLUTION OF ITS CURRENT CASH ON HAND.
28.AN INDIVIDUAL WHO FAILS TO COMPLY WITH THE FORENSIC AUDIT CONDUCTED UNDER THIS ACT, OR WHO INTERFERES WITH, IMPEDES, OR OBSTRUCTS THE FORENSIC AUDIT CONDUCTED UNDER THIS ACT, IS GUILTY OF A FELONY PUNISHABLE BY IMPRISONMENT FOR NOT MORE THAN 1 YEAR OR A FINE OF NOT MORE THAN $1,000.00, OR BOTH, FOR EACH VIOLATION.
29.THE AUDIT BOARD SHALL RAISE THE FUNDS NEEDED TO CONDUCT THE FORENSIC AUDIT. THERE SHALL BE NO DISCLOSURE REQUIREMENT OF THE SOURCE OF THE PRIVATE FUNDS.

168.31a Election audit; procedures.
Sec. 31a.
(1) In order to ensure compliance with the provisions of this act, after each election the secretary of state may audit election precincts., AS PERSCRIBED BY MCL168.31B, DEFINITIONS B, D, F THROUGH K, SECTION 17(A) THROUGH 17(F) AND SECTION 18(A) THROUGH 18(C).
(2) ~~The secretary of state~~ MCL168.31B shall prescribe the procedures for election audits that include reviewing the documents, ballots, and procedures used during an election as required in section 4 of article II of the state constitution of 1963. The AUDIT BOARD ~~secretary of state and county clerks~~ shall conduct election audits, including statewide election audits, as set forth in the prescribed procedures. The secretary of state shall train and certify county clerks and their staffs for the purpose of conducting election audits of precincts randomly selected by the secretary of state in their counties. An election audit must include an audit of the results of at least 1 race in each precinct selected for an audit. A statewide election audit must include an audit of the results of at least 1 statewide race or statewide ballot question in a precinct selected for an audit. An audit conducted under this section is not a recount and does not change any certified election results. The secretary of state shall supervise each county clerk in the performance of election audits conducted under this section.
(3) Each county clerk who conducts an election audit under this section shall provide the results of the election audit to the secretary of state within 20 days after the election audit.