Maryland State Board of Elections



Revised: April 2024

Comprehensive Audit Guidelines

The <u>purpose</u> of the Comprehensive Audit is to ensure that local boards of elections are adequately performing tasks as required by election law and State regulations (COMAR). The <u>goal</u> of the Comprehensive Audit is to ensure fair and accessible elections for all voters and to protect the integrity of the election process.

This document describes the topics and areas of inquiry that staff members at the State Board of Elections (SBE) will investigate when conducting comprehensive audits on each of the local boards of elections (local board). After each election, SBE will send an Audit Report to each local board. Typically, a memo will notify local boards of audit findings following a primary election and the full report for the primary and general election will follow the general election. Findings from inquiries will determine local boards' compliance with election laws and regulations prior to and following elections.

SBE's audits will be conducted through reviews of data and information available through State databases or through required submissions of information by local boards. In addition, SBE staff members may visit local boards offices to inspect records, observe office operations, observe voting equipment testing, and attend and evaluate election judges' training.

There are three topics with areas of inquiry under each topic.

- 1. Voting System
 - A. Pre-Election Logic and Accuracy testing
 - B. Voting unit and electronic pollbook allocation
 - C. On-time opening of the polls
 - D. Voting System Verification
 - E. Issuance of "offline" provisional ballots
- 2. Polling Place Operations
 - A. Election judge training
 - B. Polling place evaluation program
 - C. Accessibility by individuals with disabilities
 - D. Ballot accounting
 - E. Ballot drop box procedures
- Canvassing and Post-Election Reconciliation and Audits
 - A. Post-Election Audit Precinct Audit
 - B. Post-Election Audit Mail-in and Provisional
 - C. Voters with Multiple Voting Credits
 - D. Canvassing minutes
 - E. Provisional data review
 - F. Mail-in data review
 - G. Bounced email review
 - H. Invalid mailing address review

SBE will compile for each local board the findings for all areas of inquiry and where appropriate, make recommendations, and draft a Comprehensive Audit Report. SBE will provide this report to each election director and members of the local board.

Each local board must respond to its Comprehensive Audit Report by the deadline specified in the report's cover page. The response must include whether the local board agrees or disagrees with the findings in the Comprehensive Audit Report. If a local board disagrees with information in the report, a local board should explain the basis of the disagreement. The election director and president of the local board must sign the response. The local board may also provide more explanation of the issues identified in the report.

SBE will review the local boards' responses to the Comprehensive Audit Report and issue a Comprehensive Audit <u>Final Report</u> to each local board. There may need to be additional communications between SBE and the local boards before SBE issues the final report. This final report will summarize agreements between SBE and local boards as to findings and action items.

Based on the audit and findings, SBE may conduct a more intensive audit, including site visits.

Following each audit cycle, SBE will assess the feasibility and effectiveness of the audit plan, make necessary adjustments, and determine the guidelines for the next audit period.

Audit Topics

1. Voting System

A. Pre-Election Logic and Accuracy (L&A) Testing of voting units and electronic pollbooks

Citation	COMAR 33.10.01.14 ¹
SBE Contact	Russell Hicks
Why is it important?	Ensures that voting units are tabulating votes correctly and electronic pollbooks are working properly before an election. Ensures that local boards are properly preparing and securing the voting equipment.
Background Information	 The L&A process consists of several phases: Downloading the election to DS200 and DS850 ballot scanners and the ExpressVote ballot marking device; Testing the DS200 and DS850 ballot scanners, ExpressVote ballot marking devices, and electronic pollbooks; Uploading L&A test results into ERM and ElectionWare; Generating L&A test results reports; Resetting election equipment for an election; Conducting a public demonstration; Securing and preparing the DS200 scanners, ExpressVote ballot marking devices, and electronic pollbooks for delivery; and Securing the DS200 and DS850 ballot scanners for use during the Mail-in and provisional canvasses. L&A is performed on the Statewide Election Management (SWEM) network servers and workstations, DS200 and DS850 ballot scanners, electronic pollbooks, and ExpressVote ballot marking devices to ensure that: All equipment is fully functional and free from operational problems; All equipment contains the appropriate ballot styles available for voting in each polling place and early voting center; Results are tabulated accurately on each election tabulating component; Results can be uploaded accurately to the election database on the SWEM network; and The SWEM network correctly tabulates results from all voting units that undergo the L&A process.
What are we looking for?	SBE will review a sample of field observation reports completed by each Regional Manager during L&A testing and a sample of L&A Checklists to determine if local boards complied with policies and procedures required by COMAR and SBE's L&A checklists. The Regional Managers and SBE will focus on:

¹ In these audit topics, there are various citations. All references to the Election Law Article are in the *Annotated Code of Maryland*. COMAR is the Code of Maryland Regulations.

- CARE, CUSTODY, AND CONTROL OF MEMORY DEVICES: Security of the memory devices is a critical element in the integrity of the election process.
- L&A PREPARATION: L&A preparation is performed to ensure all requirements for performing the L&A processes are accomplished prior to the L&A test execution.
- L&A EQUIPMENT PREPARATION: Proper preparation of voting equipment is necessary for a smooth L&A process.
- L&A TEST: The L&A test is performed on all voting equipment to confirm that the equipment has the correct election information, and the voting equipment functions properly. It also confirms that the ElectionWare server is tabulating and generating reports correctly.
- L&A CLOSEOUT: This is the process of verifying the L&A test results, backing up the L&A test results, printing the results reports, and re-setting the election database in ElectionWare.
- DISPLAY PUBLIC TEST: After L&A testing is complete and before any
 voting units are delivered to an early voting center, the documentation
 is made available for public inspection (per COMAR 33.10.01.16).

How will we test it?

For all local boards:

DS200

 With a minimum of 5 DS200s per local board, Regional Managers will review the L&A checklist to ensure completeness and accuracy in testing, as well as compare the results reports printed during L&A from the DS200s against the expected results generated from the test decks to ensure accurate voting and tabulation.

Electronic Pollbook

 With a minimum of 5 pollbooks per local board, Regional Managers will review the L&A checklist to ensure completeness and accuracy in testing. SBE may require more auditing if deficiencies are discovered in the audit.

Ballot Marking Device

• With a minimum of 5 ballot marking devices per local board, Regional Managers will review the L&A checklist to ensure completeness and accuracy, as well as review Ballot Activation Cards (BACs) created during L&A to ensure accuracy of voting selections based on L&A testing guidelines. Lastly, the regional managers review the results tapes from the DS200s and DS850s to ensure that the BACs created from each of the ballot marking devices were scanned and tabulated correctly.

DS850

 For the local boards that have a DS850, Regional Managers will review the L&A checklist to ensure completeness and accuracy in testing. SBE may require more auditing if deficiencies are discovered in the audit. They will also review the results reports printed during L&A from the DS850 against the expected results generated from the test deck to ensure accurate voting and tabulation.

	For LBEs with test decks that contain more than 800 pages, in addition to the testing process described above, SBE will audit all early voting centers along with the equipment allocated to those centers in the following manner:
	 Regional Managers create LBE specific workbooks containing a sheet for each early voting center that the local boards will use in the upcoming election. The workbook contains the expected results from the L&A test deck for each contest and candidate along with columns for the LBEs to enter the L&A results by unit. The workbook will contain formulas that will sum the results by candidate based on the results from each unit. The results from each candidate will be compared against the expected results by the regional managers to ensure accuracy and completeness.
	 Ballot Marking Device The BACs created on the ballot marking device during L&A for each early voting center will be divided across the number of DS200 scanners allocated to that center. The BACs will be included in the DS200 tabulation and the expected results from the BACs will be included in the workbook created by SBE for auditing. The regional manager will review the expected results from each workbook against the actual L&A results to ensure accuracy and completeness.
Thresholds	100% of the equipment selected for audit must be shown to have L&A testing conducted according to SBE procedures.
Auditor	Voting System Division/Regional Managers
Timeline	During L&A testing as determined by the LBE.
Follow-up	SBE staff reviews the information forwarded by the Regional Managers and other data and reports. If issues are identified, a second sample will be tested. If necessary, SBE will notify the appropriate election director about recommended corrective actions.
SBE use only	One .xlsx file for each type of equipment saved under: L:\Library\ [Appropriate Election]\[Specific Election] L&A Verification Forms

B. Voting Unit and Pollbook Allocation

Citation	COMAR 33.09.06.03 and 33.17.04.03 A and B
SBE Contact	Natasha Walker
Why is it important?	The correct number of voting units and electronic pollbooks at each voting location provides a uniform and efficient voting experience for Maryland voters.
Background Information	For a regularly scheduled primary or general election, the local board shall provide each voting location with the voting equipment determined by the State Administrator.

	For purposes of determining the voting unit allocation, a local board shall reduce the number of registered voters assigned to a precinct by the overall percentage of voters the State Administrator estimates will turn out during early voting.
What are we looking for?	That the proper number of voting units and electronic pollbooks were allocated and deployed for voting.
How will we test it?	 Compare the number of voting unit memory devices allocated against the number determined by the State Administrator and compare the number of memory devices allocated against the number of memory devices with votes. Cross reference with the transportation logs containing the serial numbers of every voting unit delivered to each precinct or early voting center as necessary. Electronic Pollbook Prior to each election, SBE approves the number of pollbooks to be deployed for each voting location. Post election, the log files from the electronic pollbooks will be evaluated to verify that the actual number deployed to each voting location was equal to or greater than the planned number.
Thresholds	100% of voting locations must be in conformity.
Auditor	Voting System Division
Timeline	Each local board shall report equipment allocations to SBE for early voting and election day no later than 4 weeks before election day.
Follow-up	SBE staff will review reports and logs to determine if the local boards are in compliance with allocation requirements for voting units and electronic pollbooks. If necessary, SBE will notify the appropriate election director about recommended corrective actions.
Report(s) (for SBE)	'[Election Name] LBE Allocation Verified' to be saved under L:\Library\Elections under appropriate election

C. On time opening of the polls

Citation	Election Law Article, § 10-301 and § 10-301.1
SBE Contact	Brandon Mulvey
Why is it important?	Any delays in opening early voting centers or polling places may result in voters not being able to vote or may cause lines. In many polling places, the hour between 7:00 a.m. and 8:00 a.m. is the peak turnout hour of the day, and in heavy-turnout elections, there are often voters waiting in line for polls to open. If early voting centers and polling places are not ready for an on-time opening, it will result in longer lines, longer wait times and inconvenienced voters.
Background Information	During both early voting and election day, voting hours are 7 am until 8 pm.
What are we looking for?	That early voting centers and polling places opened on time.

How will we test it?	Electronic pollbook log files contain time-stamped records of "poll opened." The log files will be evaluated to measure on-time compliance for 100% of the early voting centers and polling places in each jurisdiction in the State.
Thresholds	95% or more of both the early voting centers and polling places opening on time. For early voting centers, the opening time for each day of early voting at each early voting center is reviewed.
Auditor	Voting System Division
Timeline	Beginning the day after election day.
Follow-up	SBE staff will determine if the local boards are in compliance with on-time opening requirements for early voting centers and polling places. If necessary, SBE will notify the appropriate election director about recommended corrective actions.
Report(s) (for SBE)	'[Election Name] Precinct (or EVC) Opening Times' to be saved under L:\Library\Elections under appropriate election

D. Voting System Verification

Citation	COMAR 33.08.05.03
SBE Contact	Mark Smith
Why is it important?	This voting system verification demonstrates that the agency's election management system (AEMS), election reporting manager (ERM), and the precinct or central scanner all reflect the same aggregated results and that the voting system statistics match the post-election audit.
Background Information	After each election in which the voting system is used, the local boards must verify the system's vote-counting capabilities. The local boards must verify a defined number of the precincts, and the first day in which ballots are tabulated of the first set of mail-in ballot 1 canvass results.
	After 8 pm on election day, the local board determines the number of precincts to be verified. The local board must randomly select the greater of 3 precincts with at least 300 registered voters or 5% of all precincts.
	To perform the post-election verification for the selected precincts and first set of mail-in ballot 1 canvass results, the local board shall:
	Randomly select the precincts to be audited;
	Obtain the total tapes from each precinct tabulator deployed to the selected precincts;
	 Obtain the total tapes from each tabulator used for the first day of the first set of mail-in ballot 1 canvass results canvass in which ballots were tabulated;
	 Using the workbook provided by SBE, aggregate for each precinct and the first day of the first set of mail-in ballot 1 canvass results the results reported on the totals tapes;
	 Compare those aggregated results against the results as reported by ERM for the selected precincts and the first day of the first set of mail-in ballot 1 canvass results; and
	Provide both sets of totals to SBE using the workbook provided.

	This verification shall be completed before the local board certifies the results of an election.
What are we looking for?	That the local boards have performed the required voting system verification prior to certifying the election, that the verification results match the election results for the selected precincts, and that the audit and verification workbook were submitted timely.
How will we test it?	SBE will review the completed worksheets submitted by the local boards.
Thresholds	Any discrepancy must be investigated.
Auditor	Voting System Division
Timeline	The local boards must complete this verification and submit to SBE the audit and verification workbook before the local board of canvassers certifies the results of the election. The workbook must be submitted with the certified election results. SBE must review the submitted documents and compare the verification results against the results from the selected precincts before the final State certification of the election.
Follow-up	SBE staff will provide a summary of its review to election directors. If necessary, SBE will notify the appropriate election director about recommended corrective action.
Reports(s) (for SBE)	The LBE-specific workbooks provided by SBE that each LBE completes and returns to SBE serves as the report for this audit section. Completed Workbooks are saved as '[LBE number]_[LBE Name] [Specific Election] Audit and Verification.xlsx.' Completed workbooks and supporting documentation are saved at: (L:\Library\Elections\ [Appropriate Election]\[Specific Election] Audit-Completed Workbooks\[Specific LBE].

E. Issuance of "offline" provisional ballots

Citation	COMAR 33.07.05.03; Election Judges' Manual
SBE Contact	Andrew Johnson
Why is it important?	Election judges must issue a provisional ballot to voters who believe they are properly registered but whose names are not in the electronic pollbook (precinct register). In some cases, voters who are listed in the pollbook are issued provisional ballots because the election judge could not locate the voter's name in the precinct register. Compared with regular ballots, provisional ballots are less convenient for the voter, and add significantly to the workload for election judges and elections officials.
Background Information	If a voter is listed in the electronic pollbook but must, for whatever reason, vote a provisional ballot, the election judge must check in this voter on the electronic pollbooks as a provisional voter. (This is the procedure established in the Election Judges' Manual.) Checking in this voter on the pollbook means that this voter is flagged as having been issued a provisional ballot and generates a voter authority card for the voter to sign and for the election judges to use for reconciliation.

	There are situations where the election judge is unable to find the voter in the electronic pollbook, but the voter's name is there. This results in more provisional ballots than necessary.
What are we looking for?	Voters who were issued provisional ballots and whose information is in the electronic pollbook database but were not checked in using the electronic pollbook.
How will we test it?	Information for each provisional ballot issued (including voter name, address, and date of birth) is entered into the MDVOTERS system by the local boards. SBE will compare information about provisional voters in MDVOTERS to information about provisional voters in the electronic pollbook log files to determine whether voters were issued provisional ballots only because the voters' names were not found by the election judges during the voter check-in process.
Thresholds	An error of rate of 0.5% or less in a precinct is acceptable.
Auditor	Voting System Division
Timeline	Beginning after Election Day.
Follow-up	SBE staff will provide a summary of its review to election directors. If necessary, the summary report will include recommended corrective actions.
Report(s) (for SBE)	'[Election Name]_Offline_Provisionals_Where_Voter_In_Pollbook' to be saved under L:\Library\Elections\[Appropriate Election]

2. Polling Place Operations

A. Election Judge Training

Citation	Election Law Article, § 10-206; COMAR 33.02.03; COMAR 33.17.05.03
SBE Contact	Crystal McGinn
Why is it important?	Training attendance is mandatory unless the judge is appointed under emergency circumstances. Election judges must receive training, reference materials, and other information to ensure compliance with State election policies and procedures.
Background Information	Each local board is required to use the Election Judges' Manual, instruction sheets, and curricula approved by the State Administrator for training election judges. Each election director is required to ensure that training classes for election judges are prepared and conducted: • Before primary and general elections in a presidential election year;
	 Before a primary election in a gubernatorial election year; and If the State Administrator considers it necessary: Before a general election in a gubernatorial election year; and Before a special primary or general election. The training class must be long enough to cover all of the training requirements of the State Administrator's training curriculum and include hands-on practice with any technology that will be used by election judges at a voting location.

What are we looking for?	That each local board prepares and conducts training classes for election judges as required. SBE mandated language is included and remains unaltered in the Election Judges' Manual.
How will we test it?	Require all the local boards to develop and submit election judge training schedules to SBE prior to the primary and general elections. Require that all local boards submit their Election Judges' Manual for approval by SBE and that all chapters of the manuals have been approved by SBE in advance of the local board's printing schedule.
	SBE staff will select and attend election judge training sessions. When practical, SBE staff will attend at least twelve election judge training sessions during each presidential election year and each gubernatorial election year. SBE will visit all local boards' training sessions on a rotating basis so that all local boards are eventually visited. SBE will use a checklist of items pertaining to election judge training to determine if the local board is in compliance with the training content and time requirements.
Thresholds	Local boards must: (1) submit Election Judges' Manual (2) use instruction sheets and training curricula approved by SBE; and (3) comply with the requirements for election judges training contained in COMAR 33.02.03 and 33.17.05.03.
Auditor	Election Reform & Management Division
Timeline	SBE staff will observe election judge training conducted by the local boards prior to the primary and general elections. SBE will select the training sessions to observe and will notify the selected local boards at least one week in advance of the scheduled training.
Follow-up	SBE staff will offer to discuss findings with local board staff immediately after the conclusion of the training or within one week of the training class. SBE staff will provide a summary report to election directors. If necessary, SBE will notify the appropriate election director about recommended corrective actions.
Report(s) (for SBE)	Election Judge Training Checklist (L:\Library\Elections\2024 Election\Election Judges\Curriculums), submitted Election Judge Manual chapters (L:\Library\Elections\2024 Election\Election Judges\Manual_Election Day), and approval emails.

B. Polling Place Evaluation Program

Citation	COMAR 33.07.03.04
SBE Contact	Mary Ann Mogavero
Why is it important?	The Polling Place Evaluation (PPE) Program provides SBE and election directors valuable information about activities in voting locations.
Background Information	Each election director shall develop and, with the approval of the State Administrator, establish and implement a polling place evaluation program using the polling place evaluation form issued by the State Administrator.
What are we looking for?	That:

- (1) Each election director has established and implemented a polling place evaluation program using the current polling place evaluation form issued by the State Administrator;
- (2) There were unannounced early voting and election day visits to voting locations to assess the election judges' compliance with applicable procedures and their general performance.

When requested by the State Administrator, a report of the results of that election's evaluations were submitted and in the form that the State Administrator requests.

How will we test it?

SBE will request submission of complete PPE forms and summary reports and review forms or reports for completion.

Thresholds

During early voting, local boards are required to evaluate each early voting center at least once during the early voting period, or twice if the early voting center has never been used for voting before.

On election day, ALL local boards, regardless of size, should aim to evaluate 25% of their polling places. Polling places with new chief judges must be included in that 25 percent. Any polling place that SBE has requested to be evaluated due to prior findings must also be evaluated as well. At the end of the election year, 50% of a local board's polling places will have been evaluated, and 100% will have been evaluated at the end of the following election year.

Polling places must be evaluated during each election. Local boards should aim to evaluate at least 25% of their polling places for the primary and 25% for the general election. However, if they are unable to meet the 25% goal for the primary, they may make up for it by evaluating more precincts during the general, as long as they reach the 50% requirement for that election cycle.

Local boards may also choose to evaluate more than 25% of their precincts in the primary election, and then evaluate their remaining precincts during the general, but they must make sure they have evaluated at least 50% of their precincts in one election year.

During the next election cycle, local boards must evaluate the remaining precincts, so they have evaluated 100% of their precincts over four years.

*Because we returned to polling places after the use of vote centers in 2020, and because the PPE Program guidelines were first approved in 2019, the cycle for evaluating all polling places will start with the 2022 Primary Elections and end with the 2024 General Election.

SBE will evaluate:

1) that 100% of polling places have been evaluated over four years (including the 2022 and 2024 elections); polling places were evaluated during each election; that all early voting centers have been evaluated at

	least twice during each election; and that all polling places that SBE requested to be evaluated were all evaluated as required in the Polling Place Evaluation Guidelines; 2) that local boards use the SBE approved evaluation form; 3) that returned evaluation forms are complete; and 4) the content of the responses contained in the evaluation forms.
Auditor	Election Reform & Management Division
Timeline (for SBE)	Within 2 months of each election, the local boards shall submit to SBE completed PPE forms and a summary report in the form that the State Administrator requests.
Follow-up	SBE will review completed PPE forms and the summary reports submitted by all local boards. If corrective actions are needed, SBE will provide a summary report that includes recommended corrective actions.
Report(s) (for SBE)	Polling Place Evaluation Forms, Summary Report, PPE Report by Precinct, PPE Summary by Precinct (L:\Library\Elections\Polling_Place_Evaluation_Program\Polling_ Place_Evaluation_Program_2024)

C. Accessibility by Individuals with Disabilities

Citation	Election Law Article, § 10-101; COMAR 33.15.03
SBE Contact	Mary Ann Mogavero
Why is it important?	Local boards must attempt to provide voting locations that meet State standards for accessibility. The voting process must be accessible to people with disabilities.
Background Information	Except in an emergency, a local board cannot use an early voting center or polling place in any election:
	 Until the local board uses SBE's Polling Place Accessibility Survey Form to fully survey the voting location; and
	 If the building has been substantially modified after it was last surveyed, until the local board uses SBE's Polling Place Accessibility Survey Form to fully survey the modified voting location.
What are we looking for?	SBE staff will check to ensure that an accessibility survey is conducted for all early voting centers and polling places. SBE also requires accessibility surveys be included in requests for new polling places.
How will we test it?	SBE will review the SBE polling place database to ensure that accessibility surveys have been completed for all existing and proposed polling places and that the local boards have requested any temporary measures that will improve access during voting hours.
Thresholds	100% of early voting centers and polling places have been surveyed by the local board.
Auditor	Election Reform & Management Division
Timeline	Local boards are required to have submitted completed accessibility forms for all early voting centers and polling places 6 months prior to for presidential or gubernatorial primary election.

Follow-up	SBE will request from the local boards accessibility surveys that have not been submitted for all early voting centers and polling places.
Report(s) (for SBE)	Completed Accessibility Surveys (L:\Library\Elections\Polling Place\Accessibility Surveys\[Specific local board]
	Accessibility Survey Check (L:\Library\Elections\Polling Place\Accessibility Surveys\ADA Survey Check\Accessibility Check

D. Ballot Accounting

Citation	Election Law Article, § 9-216; COMAR 33.10.01.18
SBE Contact	Crystal McGinn
Why is it important?	To ensure that all pre-printed ballots are kept secure and control is documented.
Background Information	The election judges shall prepare a record sufficient to document control of all ballots issued to a polling place, in accordance with written procedures and on forms provided by the local board and approved by the State Administrator.
	The chain of custody shall include the type of ballot container and the seal numbers used to secure each of the ballot containers:
	· Furnished to the polling place;
	· Additional ballots received during the day from the LBE;
	· Not used/ unvoted ballots
What are we looking for?	That each local board has evidence of a system that ensures that election judges follow procedures to account for, and maintain control over, the pre-printed ballots disseminated to each voting location.
How will we test it?	For Early Voting, each local board shall select one early voting center (randomly selected where more than one early voting center operates).
	Completed and signed Ballot Security Certificate, and Early Voting Closing Summary Report(s). If your LBE used the Single Day- Closing Summary Report, all 8 days of early voting must be submitted. If your LBE only used the 8 day- Closing Summary Report, this sheet must be completed in full for all 8 days of early voting.
	For Election Day, each local board shall use the same precincts randomly selected for Voting System Verification (section 1.D. of these guidelines (page 6) that requires the greater of 3 precincts with more than 300 registered voters or 5% of all election day precincts).
	Completed and signed <i>Ballot Security Certificate and Closing Summary Report</i> for the selected precincts.
	SBE will review the documents to determine if election judges properly documented the chain of custody for all pre-printed ballots issued to the

	voting locations. SBE may require the local board to forward documents on additional precincts.
Thresholds	Local boards must submit documentation as required by SBE.
Auditor	Election Reform & Management Division
Timeline	Within 30 days of election day, each local board shall submit the documents that demonstrate that election judges properly documented control of ballots issued to voting centers.
Follow-up	SBE staff will provide a summary of its review to election directors. If necessary, the summary report will include recommended corrective actions.
Report(s) (for SBE)	The completed ballot accounting forms submitted by each local board shall serve as the reports for this section. (L: Elections\[Appropriate Election]\Election Judges\Ballot Accounting-
	Completed Forms\[Specific local board]

E. Ballot Drop Box Procedures

Citation	COMAR 33.11.03.08B(3), COMAR 33.11.03.06A
SBE Contact	CJ Komp
Why is it important?	The Ballot Drop Box (drop box) allows voters to drop off a ballot at designated locations before and on election day. Voters who do so are entrusting to their local board that their ballots are: • Secured in the ballot box; • Retrieved by authorized local board staff; and • Returned safely by the local board staff to the local board office for canvassing.
Background Information	SBE establishes the minimum requirements for drop box locations, retrieval time and intervals, and security protocol related to the installation, integrity, and retrieval of the ballots (and retrieval of a temporary drop box), as described in the Ballot Drop Boxes: Chain of Custody Procedures for Removal and Return of Election Materials ("the Procedures").
What are we looking for?	 Each local board recorded the installation, replacement, and any emergency seal numbers on the Ballot Drop Box Integrity Transportation Report (the "Integrity Report"). Each local board took pictures of any instance of a tampered ballot box and reported it to the appropriate regional manager. Each local board retrieved ballots from the drop boxes at the minimum time intervals required, recorded the required information on the Integrity Report, and in accordance with the Procedures. Ballots from drop boxes were received at the local board office in accordance with the Procedures, and the number of ballots received and the tamper tape number of each ballot box is recorded each time on the Ballot Drop Box Acceptance Log (the "Acceptance Log").

	 The person receiving the ballots at the local board office is not the same person who picked up the ballots from the drop box.
How will we test it?	 SBE will: After election day, randomly select 5% of ballot drop box locations for each local board, with a minimum of one per local board. (This works out to one selected drop box for all with 29 or less drop boxes, two selected for local boards with 30- 49 drop boxes, and three selected for local boards with 50 or more drop boxes.) Review the <i>Integrity Reports</i> to confirm that the opening seal number on the drop box matches the seal number placed on the drop box at the previous ballot retrieval. Review the <i>Integrity Reports</i> to ensure that the ballots were retrieved at appropriate intervals. Review the <i>Acceptance Log</i> to ensure that each ballot bin retrieved from a drop box is received at the local board office. Review the <i>Acceptance Log</i> to ensure that the tamper tape number from the ballot bin listed on the <i>Acceptance Log</i> matches what is listed on the corresponding <i>Integrity Report</i>. Review the <i>Acceptance Log</i> to ensure that the number of ballots received in each ballot box from each retrieval is listed on the <i>Acceptance Log</i>. Review the <i>Integrity Reports</i> and <i>Acceptance Log</i> to ensure that each ballot retrieval and acceptance was signed or initialed by local board staff or designee. Review the <i>Acceptance Log</i> to confirm that the local staff or designee who signed for the ballots at the office is not the same person who
Thresholds	retrieved the ballots from the drop box. A local board will electronically submit all required documentation to SBE. Any variation from the procedures listed in the <i>Procedures</i> as outlined in this
Auditor	document will be considered a finding. Election Policy or Election Reform & Management
Timeline	Within one week of certifying the election results, each local board will submit required forms to SBE.
Follow-up	SBE will review the documentation submitted by each local board. SBE staff will provide a summary of its review to election directors within the Comprehensive Audit Report. If necessary, the summary report will include recommended corrective actions.
Report(s) (for SBE)	Integrity Reports and Acceptance Logs submitted by the local boards: L:\Library\Elections\[Specific Election]\Ballot Drop off Boxes\Completed Integrity Reports & Acceptance Logs\[Specific local board]

3. Canvassing and Post-Election Reconciliation and Audits

A. Post-Election Audit – Precinct Audit

Citation	COMAR 33.08.05.06
SBE Contact	Mark Smith
Why is it important?	This audit confirms the accuracy of the election judges' statements. It includes auditing signed voter authority cards, reports from the pollbooks, and official returns.
Background Information	For each precinct, SBE will provide a report showing the number of voters who checked in to vote (from the electronic pollbook), the number of ballots cast (from ERM), and the difference between the two numbers. If the difference is 5 or more, the election director shall conduct a manual audit.
	The election director must also conduct a manual audit for each precinct selected under COMAR 33.08.05.04, in addition to any precinct where the difference between check-ins and ballots cast is greater than 5. To conduct the manual audit, the local board must hand count the signed VACs and compare the number of signed VACs with the number of ballots cast (from ERM).
What are we looking for?	Each local board performed the post-election audit for the voting units and timely submitted the audit and verification workbook.
How will we test it?	SBE will review the audit and verification workbook and verify that results of the post-election audit reconcile with the results of the system verification.
Thresholds	A manual audit must be conducted by the election director if the difference is 5 or more.
Auditor	Voting Systems
Timeline	The post-election audit must be performed before the local board certifies the election.
Follow-up	SBE staff will provide a summary of its review to election directors. If necessary, SBE will notify the appropriate election director about recommended corrective action. If SBE provides comments on the post-election audit procedures, the election director shall respond accordingly.
Report(s) (for SBE)	The LBE-specific workbooks provided by SBE—that each LBE completes and returns to SBE— serve as the report for this audit section. Completed Workbooks are saved as '[LBE number]_[LBE Name] [Specific Election] Audit and Verification.xlsx.' (These are the same worksheets as used for the Vote System Verification but with separate tabs for the precinct audit.)
	Completed workbooks and supporting documentation are saved at: (L:\Library\Elections\[Appropriate Election]\[Specific Election] Audit— Completed workbooks\[Specific LBE].

B. Post-Election Audit – Mail-in and Provisional

Citation	COMAR 33.08.05.07; Election Law 11-302
SBE Contact	Crystal McGinn
Why is it important?	This audit confirms the accuracy of the local boards' actions related to mail-in and provisional results. It includes the mail-in ballot applications, mail-in ballots, provisional ballot applications (regular and special), and other relevant documents.
Background Information	The local board shall randomly select and review:
	 Accepted mail-in ballots to confirm that there was a timely request; the ballot was timely received and date stamped; the ballot was scanned into MDVOTERS within 2 business days of arrival, for mail-in ballots, and 4 days for web delivery ballots; and the oath was signed
	 Rejected mail-in ballots to confirm that the ballot was untimely, the oath was not received, or for another valid reason
	 Accepted provisional ballots to confirm that the voter was registered to vote, voted the ballot for the voter's residence, and all other requirements were met
	 Partially accepted provisional ballots to confirm that the voter was registered to vote, voted a ballot for a precinct where the voter does not reside, and all other requirements were met
	 Rejected provisional ballots to confirm that the voter was not registered to vote or the ballot was rejected for a valid reason
	In the <i>Election Audit and Verification Procedures</i> manual, SBE established the number of mail-in and provisional ballots to audit.
	50 accepted mail-in ballots
	50 rejected mail-in ballots
	50 accepted provisional ballots
	o 25 accepted in full
	o 25 accepted in part
	50 rejected provisional ballots
	If a local board does not have enough ballots of any one category, audit all of the ballots in that category.
	To randomly select mail-in and provisional ballots, the election director shall:
	 a. Determine the total number of ballots in each category above (e.g., 1500 accepted mail-in ballots)
	b. Divide the total number of ballots in that category by 50 (e.g., 1500 divided by 50 = 30)
	c. The result in the selection interval. Select every 30 th accepted mail-in ballot application from the bin where they are stored.
What are we looking for?	Each local board performed the post-election audit for the mail-in and provisional ballots and timely submitted the mail-in and provisional

	workbook. The person who performs the audit should not be the person who performs data entry.
How will we test it?	SBE will review the mail-in and provisional workbook and verify that the local board's actions on the tested mail-in and provisional ballots were correct. Mail-in ballots that are part of the audit should be scanned into a PDF Document, such that the tracking number and received date are both visible and submitted with the workbook.
Thresholds	 Local boards must review the minimum number of randomly selected ballots (from each category) and use the SBE spreadsheet to capture the results; and 100% of mail-in and provisional ballots selected for audit must be accurate. The person who performs the audit should not be the person who performs the data entry. A PDF, including the date stamp and tracking number, for each audited
	ballot is submitted.
Auditor	Election Reform & Management Division
Timeline	The post-election audit must be performed before the election is certified by the local board.
Follow-up	SBE staff will provide a summary of its review to election directors. If necessary, SBE will notify the appropriate election director about recommended corrective action. If SBE provides comments on the post-election audit procedures, the election director shall respond accordingly.
Report(s) (for SBE)	Completed Worksheets (L:\Library\Elections\[Appropriate Election]\Post-Election Audit_ABs and PROVs\[Specific Election]\[Specific Local Board

C. Voters with Multiple Voting Credit

Citation	LBE Canvass Instructions issued by SBE.
SBE Contact	Lisa Dennis
Why is it important?	This audit confirms the accuracy of the local boards' actions related to voters with multiple voting credit. It includes the mail-in ballot applications, signed mail-in oaths, voter authority cards (regular and provisional), provisional ballot applications (regular and special), and other relevant documents.
Background Information	Using the E-40 Report generated by MDVOTERS and the Multiple Status Report (MSR) generated by SBE from the electronic pollbook server, local boards must prepare for the mail in ballot and provisional canvasses by researching voters who have more than one voting status for the election.
What are we looking for?	Each local board performs the tasks detailed in the LBE Canvass Instructions and researches voters who have more than one voting status for the election. Local boards then sign a printed copy of the E-40 report each day after review and submit to SBE the required documentation for voters who have more than one voting status and remove the incorrect voting credit, if applicable including the signed E-40 reports.

	005 111 1 11 15 15 10 0 1 1 10 0 11 1 11 11
How will we test it?	SBE will review the signed E-40 Reports, MSR, and documentation
	submitted by each local board to ensure the canvassing outcomes are
	correct and research was performed by each local board.
Thresholds	Local boards must:
	(1) conduct the research to determine whether a voter who has more than
	one voting status for each election is accurate;
	(2) perform the correct canvassing outcome;
	(3) submit to SBE all documentation for voters who have more than one
	voting status; and
	(4) print, review and sign the E-40 every day of canvass.
Auditor	Election Policy or Election Reform & Management
Timeline	The research on voters with multiple voting credit must be performed
	before the election is certified.
Follow-up	SBE staff will provide a summary of its review to election directors. If
	necessary, the summary report will include recommended corrective
	actions. If SBE provides comments on the post-election audit procedures,
	the election director shall respond accordingly.
Report(s) (for SBE)	E-40 Final Report from MDVOTERS, E-40 research from each local board
	including copies of documents, Letters to voters with multiple voting credit.
	(L:\Library\Elections\[Appropriate Election]\Voters with Multiple Voting
	Credit)

D. Canvassing Minutes

Citation	COMAR 33.11.04 and COMAR 33.16.05, Provisional Voting Manual issued
Citation	by SBE, and Sample Mail-in Ballot and Provisional Ballot Canvass Minutes issued by SBE and saved to the Online Library.
SBE Contact	James Harris
Why it's important?	Provides a summary of the canvasses and statistics and reconciliations for each canvass.
Background Information	Canvassing minutes serve as an official record of each canvassing session of the local board of canvassers. Information provided in the canvassing minutes can be used to validate data from the voting system and MDVOTERS.
What are we looking for?	Copies of canvassing minutes have been submitted, include the required parts of the canvass, and provide relevant statistics.
How will we test it?	SBE will review the canvassing minutes to determine whether the minutes reflect the required activities during the canvass and compare statistics in the minutes with statistics from the Statewide voter registration system and the voting system. SBE will compare the data reported in the minutes against data from the statewide voter registration system (MDVOTERS) and the voting system (ERM) to identify any discrepancies between the three data sources.
Thresholds	Where the variance between data in the canvassing minutes and either MDVOTERS or ERM is greater than 1%, the variance will be included in the Comprehensive Audit Report.

Auditor	Election Policy or Election Reform & Management
Timeline	Local boards shall promptly prepare canvassing minutes for each canvass and within 60 days of the election, present to the local board of canvassers draft minutes for approval. Within 10 days of approval, the local boards shall forward to SBE a copy of the approved canvassing minutes. Within 60 days of receipt, SBE shall review and provide comment on the canvassing minutes. If draft canvassing minutes are submitted, SBE shall review and within 10 days of receipt, provide comments on the draft minutes.
Follow-up	SBE staff will provide a summary of its review to election directors. If necessary, the summary report will include recommended corrective actions.
Report(s) (for SBE)	"MDVOTERS, ERM & Minutes" and "LBE Audit" tabs in [Election Type]_Mail-in Statistics_EAC Data.xlsx and [Election Type]_Provisional_Statistics_EAC Data.xlsx, located at: (L:\Library\Local_Boards\[Election Year] Audits\[Specific Election]\Sections 3D-F).
	Minutes submitted by local boards saved at: L:\Library\Local_Boards\Local_Board_Minutes & Mtg Notices\[Election Year] County_Board_Minutes\[Specific local board]\[General Election or Primary Election] Canvassing Minutes
	Raw data from MDVOTERS saved at: (L:\Library\Local_Boards\[Election Year] Audits\[Specific Election]\Sections 3D-F\MDVOTERS Data.
	Voting System Cards Cast Report: "[Specific Election]_Cards Cast Report.xlsx, saved at: L:\Library\[Appropriate Election]

E. Provisional Data Review

Citation	Provisional Voting: Training Guide for Processing and Canvassing Provisional Ballots issued by SBE.
SBE Contact	James Harris
Why it's important?	Ensure that the legal standards for canvassing provisional ballots were properly applied and that the data entered into MDVOTERS mirrors the actions taken by the local board of canvassers.
Background Information	The local boards enter information into MDVOTERS from the provisional ballot application and the recommended disposition ("accept in full," "accept in part," or "reject" and why) for each provisional ballot application. Following an election, each local board meets at its designated counting center to canvass the provisional ballots cast in that election in accordance with the regulations and guidelines established by SBE. If the local board of canvassers does not agree with the staff recommendation, the staff must change the information entered into MDVOTERS. Changes to the data in MDVOTERS can be made until the election is certified in MDVOTERS. Before the certification in MDVOTERS, SBE will notify the

	local boards of the required changes. After certification in MDVOTERS, SBE creates a list of needed changes and provides the list to the local boards once the election in MDVOTERS has been uncertified.
What are we looking for?	That the provisional ballots numbers from MDVOTERS and ERM from each local board reconcile and that rejected provisional ballots were rejected appropriately.
How will we test it?	SBE reviews the worksheet or data from MDVOTERS and ERM from each local board. SBE compares the number of voters with "accepted in full" or "accepted in part" provisional credit in MDVOTERS against the number of ballots counted on the provisional canvass memory device. After accounting for mail-in ballots that were canvassed in the provisional canvass and provisional ballots that were canvassed in a mail-in canvass, the (reconciled) difference between ERM and MDVOTERS should be zero. SBE also reviews (for anomalies) the rejection reasons for provisional ballots.
Thresholds	Any reconciled variance between the data that is greater than 1% will be included in the Comprehensive Audit Report.
Auditor	Election Policy or Election Reform & Management
Timeline	Once the local boards have entered into MDVOTERS the required information, SBE will review the provisional voting data. The review is typically completed about 2 months after an election.
Follow-up	SBE staff will provide a summary of its review to election directors. If necessary, SBE will notify the appropriate election director about recommended corrective action. This review may also lead to a more thorough audit of provisional voting.
Report(s) (for SBE)	"MDVOTERS, ERM & Minutes" and "LBE Audit" tabs in [Election Type]_Mail-in Statistics_EAC Data.xlsx and [Election Type]_Provisional_Statistics_EAC Data.xlsx, located at: (L:\Library\Local_Boards\[Election Year] Audits\[Specific Election]\Sections 3D-F). Raw data from MDVOTERS saved at: (L:\Library\Local_Boards\[Election Year] Audits\[Specific Election]\Sections 3D-F\MDVOTERS Data.
	Voting System Cards Cast Report: "[Specific Election]_Cards Cast Report.xlsx, saved at: L:\Library\[Appropriate Election].

F. Mail-in Data Review

Citation	Election Law Article § 11-302; COMAR 33.11.04 and .05
SBE Contact	James Harris
Why is it important?	Ensure that the legal standards for canvassing mail-in ballots were properly applied.
Background Information	The local boards record the receipt of voted ballots in MDVOTERS when the voted ballots are received. Following an election, each local board meets at its designated counting center to canvass the mail-in ballots cast in that election according to the regulations and guidelines established by the State

	Board. After the canvass, the local boards record in MDVOTERS the disposition of each voted ballot.
What are we looking for?	That the mail-in ballots numbers from MDVOTERS and ERM from each local board reconcile and that rejected mail-in ballots were rejected appropriately.
How will we test it?	SBE reviews the worksheet or data from MDVOTERS and ERM from each local board. SBE compares the number of voters with accepted mail-in voting credit in MDVOTERS with the number of ballots counted on the mail-in canvasses memory card. After accounting for mail-in ballots that were canvassed in the provisional canvass and provisional ballots that were canvassed in a mail-in canvass, the (reconciled) difference between ERM and MDVOTERS should be zero. SBE also reviews (for anomalies) the reasons mail-in ballots were rejected.
Thresholds	Any reconciled variance between the data that is greater than 1% will be included in the Comprehensive Audit Report.
Auditor	Election Policy or Election Reform & Management
Timeline	The local boards must enter in MDVOTERS the disposition reasons for each mail-in ballot before the election is certified in MDVOTERS (typically 2-3 weeks after an election). Once certified, SBE will review the disposition reasons. SBE's review is typically completed about 2 months after an election.
Follow-up	SBE staff will provide a summary of its review to election directors. If necessary, the summary report will include recommended corrective actions. This review may also lead to a more thorough audit of mail-in voting.
Report(s) (for SBE)	"MDVOTERS, ERM & Minutes" and "LBE Audit" tabs in [Election Type]_Mail-in Statistics_EAC Data.xlsx and [Election Type]_Provisional_Statistics_EAC Data.xlsx, located at: (L:\Library\Local_Boards\[Election Year] Audits\[Specific Election]\Sections 3D-F). Raw data from MDVOTERS saved at: (L:\Library\Local_Boards\[Election Year] Audits\[Specific Election]\Sections 3D-F\MDVOTERS Data.
	Voting System Cards Cast Report: "[Specific Election]_Cards Cast Report.xlsx, saved at: L:\Library\[Appropriate Election].

G. Bounced Email Review

Citation	Election Law Article § 9-306; COMAR 33.11.03.05
SBE Contact	James Harris
Why is it important?	Ensures that voters who request to receive a mail-in ballot via web delivery are receiving their ballot. Ensures that local boards are properly reissuing voters a ballot whose email address was incorrectly entered into MDVOTERS or whose email address was incorrectly given to election officials.
Background Information	Prior to each election, the Online Ballot Delivery System operates at least 45 days prior to election day. If a voter's email address is not entered into

	MDVOTERS correctly, or the voter gives an incorrect email address, the email notifying the voter that his or her ballot is ready to be downloaded will "bounce back" to SBE's email address. Bounced email addresses are captured on a weekly basis and the list is sent to the local boards so 1) the email address can be corrected in the voter's record; 2) the voter's mail-in method can be changed to mail, if necessary; and 3) a mail-in ballot is reissued in MDVOTERS.
What are we looking for?	SBE will review every record captured on the bounced email list to make sure the proper procedures in MDVOTERS are being followed.
How will we test it?	Review each week's bounced email list to verify the voter's record is being updated and the proper procedures in MDVOTERS are being followed.
Thresholds	SBE will give the local board up to three days to correct information in MDVOTERS and reissue the voter a new mail-in ballot. If the local board does not correct the information in MDVOTERS and reissue a ballot to the voter within three days of the list being distributed, an audit finding will be noted.
Auditor	Election Reform & Management
Timeline	SBE will review the bounced email list on a weekly basis during each election.
Follow-up	SBE staff will contact the local board if the voter's record has not been updated or a ballot has not been reissued within three days of distributing the bounced email list.
Report(s) (for SBE)	Weekly Bounced Email Lists: L:\Library\Elections\Absentee\Online Distribution of Mail-in Ballots\[Election Year]_AB Voting Documents\Bounced Email Lists

H. Invalid Mailing Address Review

Citation	Election Law Article § 9-306; COMAR 33.11.03.05
SBE Contact	Jennifer McLaughlin
Why is it important?	Ensures that voters who request to receive a mail-in ballot via USPS delivery are receiving their ballot. Ensures that local boards are properly reissuing voters a ballot whose mailing address cannot be used by the MIB vendor.
Background Information	Prior to each election, the USPS Ballot Delivery System starts at least 45 days prior to election day. If a voter's mailing address is marked "invalid" by the MIB vendor, CASS, or USPS as undeliverable, the vendor will send it to SBE as "invalid" and that ballot will not be produced or mailed. "Invalid" addresses are sent to SBE within 48 hours of every data pull sent to the vendor. SBE sends these lists to the local boards so 1) the mailing address can be corrected in the voter's record; 2) a mail-in ballot is reissued in MDVOTERS; and 3) the ballot is captured in the next data pull and subsequently produced and mailed by the vendor.
What are we looking for?	SBE will review every record captured on the bounced email list to make sure the proper procedures in MDVOTERS are being followed.

How will we test it?	Review each week's invalid mailing address list to verify the voter's record is being updated and the proper procedures in MDVOTERS are being followed.
Thresholds	SBE will give the local board up to three days to correct information and reissue the voter a new mail-in ballot in MDVOTERS. If the local board does not correct the information in MDVOTERS and reissue a ballot to the voter within three days of the list being distributed (or issue and mail the ballot directly from the LBE offices), an audit finding will be noted.
Auditor	Election Reform & Management
Timeline	SBE will review the "invalid" mailing address list on a weekly basis during each election.
Follow-up	SBE staff will contact the local board if the voter's record has not been updated or a ballot has not been reissued within three days of distributing the "invalid" mailing address list.
Report(s) (for SBE)	"Invalid" Mailing Address Lists: L:\Library\Elections\Absentee\TBD