



Notice of Proposed Rulemaking

Colorado Department of State Election Rules 8 CCR 1505-1

Date of notice: January 31, 2023

Date and time of public hearing: March 7, 2023, at 1:00 p.m.

I. Hearing Notice

As required by the State Administrative Procedure Act,¹ the Colorado Department of State gives notice of proposed rulemaking. The hearing is scheduled for **March 7, 2023, at 1:00 p.m.** in the Red Rocks Conference Room on the 5th floor of the Department of State's office at 1700 Broadway, Denver, CO 80290. **This meeting will be conducted in person and via webinar.** Details regarding how to join the webinar and testify during the hearing are outlined in section VI of this notice.

II. Subject

The Colorado Department of State is considering amendments to the election rules² to ensure uniform and proper administration, implementation, and enforcement of federal and Colorado election law³, improve elections administration in Colorado, increase transparency and security of the election process, and implement amendments to the election laws made during the 2021 regular session of the 73rd General Assembly.

Specifically, the Department proposes permanent rule revisions necessary to: implement House Bill 21-1071 regarding instant run-off voting for municipal elections; eliminate obsolete provisions; simplify the language of existing rules; and ensure consistency with Department rulemaking standards. The Department may consider additional rule amendments.

A detailed Statement of Basis, Purpose, and Specific Statutory Authority follows this notice and is incorporated by reference.

¹ Section 24-4-103(3)(a), C.R.S. (2022).

² 8 CCR 1505-1.

³ Article VII of the Colorado Constitution, Title 1 of the Colorado Revised Statutes, and the Help America Vote Act of 2002 ("HAVA"), P.L. No. 107-252.

III. Statutory authority

The Department proposes these rule revisions and amendments in accordance with the following statutory provisions:

- House Bill 21-1071, enacted June 28, 2021.
- Section 1-1-107(2)(a), C.R.S., (2022), which authorizes the Secretary of State “[t]o promulgate, publish and distribute...such rules as the secretary finds necessary for the proper administration and enforcement of the election laws.”
- Section 1-1-110(1), C.R.S., (2022), which requires county clerks to, “follow the rules and order promulgated by the secretary of state pursuant to this code.”
- Section 1-7-118(5), C.R.S., (2022), which requires the Secretary of State to, “adopt rules concerning the tabulation, reporting, and canvassing of results for a coordinated election using instant runoff voting conducted by a single county.”
- Section 1-7-509(6), C.R.S., (2022), that requires the Secretary of State to promulgate rules that “must include standards and procedures for conducting logic and accuracy testing on voting equipment to be used in an election using instant runoff voting.”
- Section 1-7.5-106(2), C.R.S., (2022), which authorizes the Secretary of State to “adopt rules governing procedures and forms necessary to implement [Article 7.5 of Title 1, C.R.S.]”

IV. Copies of draft rules

A preliminary draft of the proposed rules is posted on the Department of State’s rules and notices of rulemaking website at:

https://www.coloradosos.gov/pubs/rule_making/hearings/2023/ElectionRulesHearing20230307.html.

You may also contact our office to request an editable electronic copy of the draft rules.

As required by the State Administrative Procedures Act,⁴ if changes are made before the hearing, revised proposed draft rules will be available to the public and posted on the website by **March 2, 2023**.

V. Opportunity to testify and submit written comments

⁴ Section 24-4-103(3)(a), C.R.S. (2022). “Any proposed rule or revised proposed rule by an agency which is to be considered at the public hearing...shall be made available to any person at least five days prior to said hearing.”

The Department values your feedback in our rulemaking process, and we would very much like to hear your thoughts on the proposed amendments. Please review and consider the attached proposed draft rules.

Everyone will have the opportunity to testify and provide written comments concerning the rule amendments. You may submit written comments to SoS.Rulemaking@coloradosos.gov any time before and during the hearing. If you attend the hearing in person, you may submit written comments to the hearing panel as well. An additional opportunity to comment in writing will be announced at the conclusion of the hearing. Information regarding how to testify via webinar during the webinar hearing is provided in section VI of this notice.

All written comments will be posted online at the Department of State website: https://www.coloradosos.gov/pubs/rule_making/hearings/2023/ElectionsRulesHearing20230307.html.

We will redact apparent personal contact information, including home address, email address, and telephone number(s), from submissions before posting the information online, unless otherwise directed by the contributor. All written comments will be added to the official rulemaking record.

VI. Webinar and audio recording of hearing

Register to attend online

To join and listen to the hearing, you must register for the webinar: <https://register.gotowebinar.com/register/4218658319040372313>.

When you register, you must provide your full name and email address. Please provide additional contact information, including your address and telephone number. You may also provide your job title and organization. Lastly, indicate whether you plan to testify during the hearing. When you submit your registration, you should receive a confirmation email including details about how to join the webinar.

Hybrid hearing procedures

After the introduction and a brief summary of the rulemaking, we will open the hearing to testimony as follows:

- For the sake of efficiency, in-person attendees will be called upon first to provide their public comment. We will reference the sign-in sheet provided and individually call upon attendees who wish to provide their testimony. Once we have exhausted the in-person sign-in sheet, we will move forward with the testimony of online attendees.
- Referencing webinar registration records, we will identify and individually unmute online attendees who indicated their intent to testify during the hearing.
- Once we have exhausted that list, we will ask whether any additional attendees wish to testify. In-person attendees may raise their hands to indicate their intention to testify, and online attendees may raise/lower their hand by clicking the icon in their control panel.

- To ensure that the hearing is prompt and efficient, oral testimony may be time limited.

Before the hearing concludes, we will announce an additional opportunity to submit written comments and the associated deadline.

Webinar audio requirements

Please be advised: we strongly encourage attendees to join the webinar through their computer or GoToWebinar app, even if they use their telephone to dial in for audio. To testify during the hearing, it is best to use your computer microphone and speakers or a headset or headphones. As outlined above, we will first receive online testimony from attendees whose registration indicates that they plan to provide testimony and then we will offer attendees the option to raise their hand. If you access the webinar only by telephone, you may not appear in our webinar attendee list, meaning we may not be able to unmute you. Moreover, the raise your hand feature is only available to attendees who access the webinar by computer or by app.

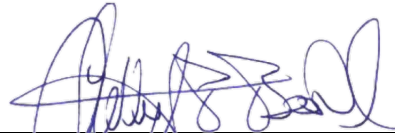
Audio recording

After the hearing concludes, a recording will be available on our audio broadcasts page here: https://www.coloradosos.gov/pubs/info_center/audioBroadcasts.html.

VII. Office contact

If you have any questions or would like to submit written comments, please contact the Department Rulemaking Program Assistant at SoS.Rulemaking@coloradosos.gov or (303) 894-2200 ext. 6124.

Dated this 31st day of January 2023,



Christopher P. Beall
Deputy Secretary of State

For

Jena Griswold
Colorado Secretary of State



Statement of Basis, Purpose, and Specific Statutory Authority

Colorado Department of State Election Rules 8 CCR 1505-1

January 31, 2023

I. Basis and Purpose

This statement explains proposed amendments to the Colorado Department of State Election Rules [8 CCR 1505-1]. The amendments are intended to ensure uniform and proper administration, implementation, and enforcement of federal and Colorado election laws,¹ improve elections administration in Colorado, increase the transparency and security of the election process, and implement amendments required by House Bill 21-1071, enacted June 28, 2021.

Specific proposed changes include:

- Amendments to Rule 10.5.1 add ranked voting reports to information that a canvass board must review, if a ranked voting election occurs as part of a coordinated election.
- Amendments to Rule 11.3.2 include instructions to county clerks and Testing Boards on performing logic and accuracy tests for instant runoff voting contest elections. This includes:
 - A requirement that a separate test deck be created for testing instant runoff voting functionality;
 - Specifications regarding how each test deck must be marked;
 - A requirement that each testing board member mark an additional ten ballots per instant runoff voting contest;
 - A specification that ballots marked by testing board members must result in at least two rounds of tabulation; and

¹ Article VII of the Colorado Constitution, Title 1 of the Colorado Revised Statutes, and the Help America Vote Act of 2002 (“HAVA”), P.L. No. 107-252.

- Clarification that a county may remove a testing board member, if the member refuses to mark a ballot in accordance with the instructions printed on a ballot or required by rule.
- Amendments under Rule 26 regarding a ranked choice voting election.
 - Repeal of Rules 26.8.2 and 26.8.3. New Rule 26.8.2 mandates counties to publish their ranked voting election result reports on a website, notifying the Secretary of State’s office of the website no later than a week before election day. This new rule replaces the requirement of submitting instant runoff voting results to the Secretary of State’s office physically or through ENR.
 - Repeal of Rules 26.9.1 through 26.9.6. New Rule 26.9.1 gives counties conducting instant runoff voting elections the opportunity to develop their own audit of an instant runoff election, as specified by Section 1-7-515(4)(b)(II), C.R.S.

Other changes to rules not specifically listed are non-substantive and necessary for consistency with Department rulemaking format and style. Cross-references in rules are also corrected or updated.

II. Rulemaking Authority

The statutory authority is as follows:

- House Bill 21-1071, enacted June 28, 2021.
- Section 1-1-107(2)(a), C.R.S., (2022), which authorizes the Secretary of State “[t]o promulgate, publish and distribute...such rules as the secretary finds necessary for the proper administration and enforcement of the election laws.”
- Section 1-1-110(1), C.R.S., (2022), which requires county clerks to, “follow the rules and order promulgated by the secretary of state pursuant to this code.”
- Section 1-7-118(5), C.R.S., (2022), which requires the Secretary of State to, “adopt rules concerning the tabulation, reporting, and canvassing of results for a coordinated election using instant runoff voting conducted by a single county.”
- Section 1-7-509(6), C.R.S., (2022), that requires the Secretary of State to promulgate rules that “must include standards and procedures for conducting logic and accuracy testing on voting equipment to be used in an election using instant runoff voting.”
- Section 1-7.5-106(2), C.R.S., (2022), which authorizes the Secretary of State to “adopt rules governing procedures and forms necessary to implement [Article 7.5 of Title 1, C.R.S.]”

Preliminary Draft of Proposed Rules

Colorado Department of State Election Rules 8 CCR 1505-1

January 31, 2023

Disclaimer:

In accordance with the State Administrative Procedure Act, this draft is filed with the Department of State and submitted to the Department of Regulatory Agencies.¹

This is a preliminary draft of the proposed rules that may be revised before the March 7, 2023, rulemaking hearing. If changes are made, a revised copy of the proposed rules will be available to the public and a copy will be posted on the Department of State's website no later than **March 2, 2023**.²

Please note the following formatting key:

Font effect	Meaning
Sentence case	Retained/modified current rule language
SMALL CAPS	New language
Strikethrough	Deletions
<i>Italic blue font text</i>	Annotations

1 *Amendments to 8 CCR 1505-1 follow:*

2 *Amendments to Rule 10.5.1:*

3 10.5.1 The designated election official must provide the following information to the canvass
4 board:

5 (a) The name of each candidate, office, and votes received;

6 (b) The number or letter of each ballot issue or question and votes received;

7 (c) The total number of ballots cast;

8 (d) The number of provisional ballots cast, including totals for:

9 (1) Ballots accepted by each code; and

10 (2) Ballots rejected by each code.

11 (e) The number of mail ballots cast, including totals for:

¹ Sections 24-4-103(2.5) and (3)(a), C.R.S. (2022). A draft must be submitted to the Department at the time that a notice of proposed rulemaking is filed with the Secretary of State.

² Section 24-4-103(4)(a), C.R.S. (2022). “[A]ny proposed rule or revised proposed rule by an agency which is to be considered at the public hearing...shall be made available to any person at least five days prior to said hearing.”

- 1 (1) Ballots accepted; and
- 2 (2) Ballots rejected by each code.
- 3 (f) The number of in-person ballots counted;
- 4 (g) The number of damaged and spoiled ballots.
- 5 (h) If applicable, the number of ballots cast in each party's primary election, including
- 6 totals for:
- 7 (1) Ballots accepted in each party's primary election by affiliated and
- 8 unaffiliated voters; and
- 9 (2) Ballots rejected by each code.
- 10 (i) IF APPLICABLE, THE RANKED VOTING RESULTS REPORT REQUIRED BY SECTION 1-7-
- 11 1003 (7)(A), C.R.S.

12 *Amendments to Rule 11.3.2(c), including the repeal and replacement of subsection (c)(1), subsections*

13 *(1)-(3), and necessary renumbering:*

- 14 (c) Preparing for the Logic and Accuracy Test
- 15 ~~(1) The county must prepare a test deck of ballots that includes every ballot~~
- 16 ~~style and, where applicable, precinct. The county test deck must include~~
- 17 ~~a sufficient number of ballots to mark every vote position for every~~
- 18 ~~contest including write-in candidates, allow for situations where a contest~~
- 19 ~~permits an elector to vote for two or more positions, and include~~
- 20 ~~overvotes and undervotes for each contest. The county test deck must~~
- 21 ~~include at least one write-in vote for each qualified write-in candidate so~~
- 22 ~~that all qualified write-in candidate names will appear in the LAT result~~
- 23 ~~uploaded to ENR as required by Rule 11.9.3. The county test deck must~~
- 24 ~~include ballots printed from a ballot on-demand printer if a ballot on-~~
- 25 ~~demand printer will be used in the upcoming election, and must include~~
- 26 ~~commercially printed ballots.~~
- 27 (1) A COUNTY THAT IS CONDUCTING AN ELECTION WITH AT LEAST ONE PLURALITY
- 28 VOTING CONTEST MUST PREPARE A TEST DECK OF BALLOTS THAT:
- 29 (A) INCLUDES EVERY BALLOT STYLE AND, WHERE APPLICABLE, PRECINCT;
- 30 (B) INCLUDES A SUFFICIENT NUMBER OF BALLOTS TO MARK EVERY VOTE
- 31 POSITION FOR EVERY CONTEST, INCLUDING WRITE-IN CANDIDATES,
- 32 CONTESTS THAT PERMIT AN ELECTOR TO VOTE FOR TWO OR MORE
- 33 POSITIONS, AND OVERVOTES AND UNDERVOTES FOR EACH CONTEST;
- 34 (C) INCLUDES AT LEAST ONE WRITE-IN VOTE FOR EACH QUALIFIED WRITE-
- 35 IN CANDIDATE SO THAT ALL QUALIFIED WRITE-IN CANDIDATE NAMES
- 36 WILL APPEAR IN THE LAT RESULT UPLOADED TO ENR AS REQUIRED
- 37 BY RULE 11.9.3; AND
- 38 (D) LEAVES UNMARKED THE INSTANT RUNOFF VOTING CONTESTS IN THE
- 39 PLURALITY VOTING COUNTY TEST DECK, IF THE BALLOTS COMPRISING

- 1 THE COUNTY TEST DECK INCLUDE BOTH PLURALITY AND INSTANT
2 RUNOFF VOTING CONTESTS.
- 3 (2) A COUNTY THAT IS CONDUCTING AN ELECTION WITH AT LEAST ONE INSTANT
4 RUNOFF VOTING CONTEST MUST PREPARE A SEPARATE COUNTY TEST DECK OF
5 BALLOTS FOR EACH INSTANT RUNOFF VOTING CONTEST THAT IS BEING
6 CONDUCTED. EACH TEST DECK MUST:
- 7 (A) INCLUDE A SUFFICIENT NUMBER OF BALLOTS TO MARK A VOTE
8 POSITION FOR EVERY CANDIDATE IN THE CONTEST IN THE FIRST
9 ROUND OF TABULATION, INCLUDING WRITE-IN CANDIDATES;
- 10 (B) INCLUDE AT LEAST ONE OVERVOTE, AT LEAST ONE SKIPPED RANKING,
11 AND AT LEAST ONE DUPLICATE RANKING;
- 12 (C) BE MARKED IN SUCH A MANNER SO THAT NO CANDIDATE RECEIVES A
13 MAJORITY OF THE FIRST RANKING VOTES IN THE FIRST ROUND;
- 14 (D) NOT BE MARKED IN A WAY THAT WILL REQUIRE A WINNING CANDIDATE
15 OR LOSING CANDIDATE TO BE DETERMINED BY LOT; AND
- 16 (E) LEAVE UNMARKED THE PLURALITY CONTESTS AND ANY ADDITIONAL
17 INSTANT RUNOFF VOTING CONTESTS IN EACH INSTANT RUNOFF
18 VOTING COUNTY TEST DECK, IF THE BALLOTS COMPRISING THE
19 COUNTY TEST DECK INCLUDE BOTH PLURALITY AND INSTANT RUNOFF
20 VOTING CONTESTS.
- 21 (3) ANY COUNTY TEST DECK MUST INCLUDE BALLOTS PRINTED FROM A BALLOT-ON-
22 DEMAND OR MOBILE BALLOT PRODUCTION PRINTER IF EITHER WILL BE USED IN
23 THE UPCOMING ELECTION AND MUST INCLUDE COMMERCIALY PRINTED
24 BALLOTS.
- 25 ~~(2)~~(4) The county must convene a Testing Board of one registered elector from
26 each of the major political parties. Testing Board members must be
27 registered to vote in the county and be sworn in as election judges.
- 28 ~~(3)~~(5) The county must provide at least 25 ballots that are clearly marked as
29 test ballots to each Testing Board member. A COUNTY CONDUCTING AN
30 INSTANT RUNOFF VOTING ELECTION MUST PROVIDE AT LEAST 10 ADDITIONAL
31 BALLOTS PER INSTANT RUNOFF VOTING CONTEST TO EACH TESTING BOARD
32 MEMBER TO MARK FOR EACH INSTANT RUNOFF VOTING CONTEST.
- 33 ~~(4)~~(6) Testing Board members must mark their test ballots following the
34 instructions printed on the ballots and retain a record of the tally. TESTING
35 BOARD MEMBERS MUST MARK INSTANT RUNOFF VOTING CONTESTS IN SUCH A
36 MANNER SO THAT NO CANDIDATE WILL RECEIVE A MAJORITY OF VOTES IN THE
37 FIRST ROUND OF TABULATION. A COUNTY CLERK MAY REMOVE A MEMBER OF
38 THE TESTING BOARD FROM THEIR DUTIES IF THAT MEMBER REFUSES TO MARK
39 THEIR BALLOT ACCORDING TO THE INSTRUCTIONS PRINTED ON THE BALLOT OR
40 AS REQUIRED BY THIS RULE.
- 41 ~~(5)~~(7) The Testing Board must test the ballots on each type of voting device
42 used in the election and each type of ballot including audio ballots.

43 *Amendments to Rule 11.3.2(d)(4), including necessary renumbering:*

- 1 (4) The Testing Board and designated election official must count the test
2 ballots as follows, as applicable:
- 3 (A) Ballot Scanners:
- 4 (i) The Testing Board must test at least one central count
5 ballot scanner.
- 6 (ii) The Testing Board must randomly select the machines
7 to test.
- 8 (iii) The Testing Board must count the board and county's
9 PLURALITY AND INSTANT RUNOFF VOTING test ballot batches
10 separately and generate reports to verify that the
11 machine count is identical to the predetermined tally.
- 12 (B) Ballot Marking Devices (BMDs):
- 13 (i) The Testing Board must randomly select and test at
14 least one BMD.
- 15 (ii) FOR PLURALITY VOTING CONTESTS, ~~At~~ AT least two
16 members of the Testing Board must use the selected
17 BMD to mark and print at least 25 ballots in the same
18 manner that the testing board member manually marked
19 his or her test ballots. At least two members of the
20 Testing Board must mark at least one of ~~his or her~~ THEIR
21 test ballots using the audio ballot playback and
22 accessible input devices.
- 23 (iii) FOR INSTANT RUNOFF VOTING CONTESTS, THE TESTING
24 BOARD MUST USE THE SELECTED BMD TO MARK AND PRINT
25 AT LEAST 10 BALLOTS IN THE SAME MANNER THAT THE
26 TESTING BOARD MEMBER MANUALLY MARKED THEIR TEST
27 BALLOTS. AT LEAST TWO MEMBERS OF THE TESTING BOARD
28 MUST MARK AT LEAST ONE OF THEIR TEST BALLOTS USING
29 THE AUDIO BALLOT PLAYBACK AND ACCESSIBLE INPUT
30 DEVICES.
- 31 (~~iii~~-iv) A Testing Board member or county election official must
32 separately scan and tabulate the test ballots marked with
33 and printed from the BMD on one central count or polling
34 location scanner, and generate a results report.
- 35 (~~iv~~-v) Each Testing Board member must verify that the results
36 report generated from the scanner exactly corresponds
37 to the testing board member's tally of the votes on the
38 manually marked paper ballots comprising ~~his or her~~
39 THEIR test ballots.

40 *Amendments to Rule 11.10.2, updating the email domain name:*

41 11.10.2 By email to:

42 ~~voting.systems@sos.state.co.us~~ VOTING.SYSTEMS@COLORADOSOS.GOV

1 *Amendments to Rule 26.8, regarding results reporting for a ranked voting election:*

2 26.8 Reporting results of a ranked voting election

3 26.8.1 The designated election official must ensure anonymity of a voter's rankings in the ballot
4 image report required by section 1-7-1003 (7)(a)(II), C.R.S. In precincts with ten or fewer
5 voters, the ballot image reports must be combined with another precinct.

6 26.8.2 ~~The comprehensive report required by section 1-7-1003 (7)(a)(III), C.R.S., must include~~
7 ~~results in the summary report by precinct.~~ FOR ANY RANKED VOTING ELECTION COORDINATED
8 WITH A COUNTY CLERK, THE COORDINATED ELECTION OFFICIAL MUST PUBLISH PRELIMINARY AND
9 FINAL RESULT REPORTS OF A RANKED VOTING ELECTION ON A WEBSITE. THE REPORTS MUST
10 COMPLY WITH SECTION 1-7-1003 (7)(A)(I) – (III), C.R.S. THE COORDINATED ELECTION OFFICIAL
11 MUST PROVIDE TO THE SECRETARY OF STATE THE WEBSITE WHERE RESULTS WILL BE POSTED NO
12 LATER THAN A WEEK BEFORE ELECTION DAY.

13 ~~26.8.3 The designated election official must submit the final reports required by section 1-7-1003~~
14 ~~(7)(a), C.R.S., to the Secretary of State no later than the twenty second day after the~~
15 ~~election.~~

16 *Amendments to Rule 26.9, regarding audits for a ranked voting election, including the repeal of Rules*
17 *26.9.1 to 26.9.6:*

18 26.9 Auditing a ranked voting election or race. The designated election official must audit each ranked
19 voting race ~~in accordance with this Rule~~ before the canvass board certifies official election results.

20 ~~26.9.1 In a coordinated election, if all winning candidates are determined in the first round of~~
21 ~~tabulation, the county clerk must conduct a risk-limiting audit under Rule 25.2. In all other~~
22 ~~cases, the audit board must verify the accuracy of the voting system's tabulation of the~~
23 ~~ranked voting contest by hand counting the votes in at least one precinct, or in one percent~~
24 ~~of all precincts in which the ranked voting contest appeared on the ballot, whichever is~~
25 ~~greater.~~

26 ~~26.9.2 No later than 15 days before election day, the designated election official must appoint an~~
27 ~~audit board.~~

28 (a) ~~In a coordinated election, the audit board must consist of electors nominated by~~
29 ~~the major political party county chairpersons, except as otherwise provided by an~~
30 ~~intergovernmental agreement.~~

31 (b) ~~In any other election, the members of the audit board must be nominated and~~
32 ~~appointed as provided by applicable law or ordinance.~~

33 (c) ~~At least two members of the canvass board must observe the audit, and members~~
34 ~~of the canvass board may serve as members of the audit board.~~

35 (d) ~~The designated election official, members of their staff, and other duly appointed~~
36 ~~election judges may assist the audit board in conducting the audit.~~

37 ~~26.9.3 The designated election official must convene a public meeting on the tenth day after~~
38 ~~election day to randomly select by lot the precinct or precincts to be audited. The~~
39 ~~designated election official must post notice of the public meeting at least seven calendar~~
40 ~~days in advance. The notice must include a description of the random selection lot method.~~
41 ~~The designated election official must give notice of and submit to the Secretary of State a~~

1 ~~list of the precincts randomly selected for audit by 5:00 p.m. on the tenth day after election~~
2 ~~day.~~

3 ~~26.9.4 Conducting the audit.~~

4 (a) ~~The audit board must locate and retrieve all ballot cards containing the ranked~~
5 ~~voting contest for the randomly selected precincts from their storage containers,~~
6 ~~and verify and maintain documented chain of custody of all voted ballots.~~

7 (b) ~~The audit board must first confirm that the number of ballot cards located and~~
8 ~~retrieved for the audit equals the number of ballot cards with the ranked voting~~
9 ~~contest tabulated in each randomly selected precinct.~~

10 (c) ~~For each ranked voting contest, the audit board must hand count the ballots cast,~~
11 ~~following the counting method set forth in Rule 26.5 for instant runoff voting~~
12 ~~contests, and in Rule 26.6 for single transferable voting contests.~~

13 ~~26.9.5 The designated election official must report the results of the audit to the Secretary of State~~
14 ~~by mail, fax, or email by 5:00 p.m. on the last day to canvass. The audit report must contain:~~

15 (a) ~~The number of ballots audited for each ranked voting contest;~~

16 (b) ~~The voting system's tabulation of the ranked voting contests for the randomly~~
17 ~~selected precincts;~~

18 (c) ~~The audit board's hand count of the ranked voting contests for the randomly~~
19 ~~selected precincts;~~

20 (d) ~~The audit board's statement that its hand count confirmed the voting system's~~
21 ~~tabulation or an explanation for any discrepancies identified; and~~

22 (e) ~~The signatures of the audit board, the canvass board members who observed the~~
23 ~~audit, and the designated election official.~~

24 ~~26.9.6 The designated election official must segregate and seal and preserve as election records~~
25 ~~all materials used during the ranked voting audit, including all tabulation reports, the~~
26 ~~audited ballots, and the audit report.~~