

Honorable Delegates

Please vote against SB0494.

In Section 11-503(a)(3) on page 5, lines 1-4 state that "If the Board of State Canvassers determines, ... that a statement by a board of canvassers is inaccurate, reject that statement and ascertain the accurate election results;" (Underline added) However, the bill does not state how they would do this ascertainment or prescribe the time period allowed to do so.

How will 5 politicians or their deputies determine what the accurate results should be if they believe a canvass report received is inaccurate? If such a rejection occurs, Section 11-503(b)(1) on page 5, lines 9-14, states that the "... Board of State Canvassers shall prepare and transmit [to the State Board] a distinct written statement of the reasons for the determination, including the evidence on which the determination was based ..." HOWEVER, this written statement is not required to describe how the Board of Canvassers ascertained the accurate election results.

Section 11-503(c) on page 5, lines 24-25 states that, "The State Administrator shall transmit the certified election results to the Governor within 3 days after the receipt." In my opinion, the State Board of Elections has no clear direction as to whether it can review what the Board of Canvassers did should they reject the report by one or more of the local board of canvassers.

Even if they decide to review, they only have 3 days. **Note: What was a 30-day period was reduced to 3 days.**

Please vote against SB0494.

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