

**REPORT FROM THE SHASTA COUNTY ELECTIONS COMMISSION
ON
RECOMMENDATIONS REGARDING A LOCAL ORDINANCE MANDATING HAND COUNTED
BALLOTS AT PRECINCTS USING PAPER POLLBOOKS**

To the Honorable Board of Supervisors (Board), County of Shasta, State of California:

The Shasta County Elections Commission (Commission) respectfully submits the following information for the Board's consideration at their next scheduled meeting.

As of this date, Committee members include:

Ronnean Lund, Commissioner

Dr. Lisa Michaud, Commissioner

Dawn Duckett, Commissioner

Susanne Baremore, Commissioner

Bev Gray, Commissioner

GENERAL INFORMATION

It is the belief of the Commission that, in order to increase public trust in the Shasta County election processes, there should be a local ordinance mandating that Shasta County conduct their elections using hand counting of ballots at the precincts with paper poll books.

**BASIS FOR A LOCAL ORDINANCE MANDATING HAND COUNTED BALLOTS AT THE PRECINCTS
USING PAPER POLLBOOKS**

1) The California Constitution Article II - Voting, Initiative and Referendum, and Recall; Section 1, states: "All political power is inherent in the people. Government is instituted for their protection, security, and benefit, and they have the right to alter or reform it when the public good may require."

2) No one can observe the actual tally of ballots by a machine. No one, by watching a machine with their eyes, can know whether votes are being tabulated correctly or incorrectly at any moment. No one except the electronic voting system companies and the Secretary of State has access to the source code or software in voting machine equipment used to tally ballots.

3) There is credible evidence that, contrary to state law, voting systems as defined by Election Code §362 (See Exhibit A) have been connected to the internet in violation of Election Code §19205 (See Exhibit B). This was demonstrated in Antrim County, Michigan (see [Office of the Special Council Interim Report](#), [Ben Cotton's testimony](#), [Penrose's testimony](#)). (see <http://tinyurl.com/2yz55s6k>, <http://tinyurl.com/msv5b72z>, <http://tinyurl.com/3hwrybuv>). Furthermore, electronic poll books are connected to the internet and are permitted by law to connect to the internet. Voter participation is provided in near real time to NGOs and third parties and this information can be used to calculate how many votes are needed to flip an election.

4) Jeffrey O'Donnell's Fingerprints of Fraud Vol. #1 report documents evidence that the United States of America and Shasta County (page 73) were the victims of a coordinated multi-state conspiracy to defraud the 2020 General Election using voting machines; see: fingerprintsoffraud.com

- 5) Jeffrey O'Donnell's analysis of Shasta County's June 2022 Primary shows election fraud occurred. He recommended not to certify the election. [Shasta County Report 2022 Primary](http://tinyurl.com/r8znp9t) (see <http://tinyurl.com/r8znp9t>)
- 6) The [Halderman Report](http://tinyurl.com/r8znp9t) (see <http://tinyurl.com/r8znp9t>) demonstrated how easily Dominion Machines are hacked. Attacks were "successfully implemented and could be effectuated by malicious actors with very limited time and access to the machines, as little as mere minutes."
- 7) The Transparency Foundation [Audit](http://tinyurl.com/y8jpnrs7) (see <http://tinyurl.com/y8jpnrs7>) of California elections revealed voter fraud and a failing score on 9 out of 10 criteria. Election system security received a failing score.
- 8) There is an urgent need to restore confidence in our elections and to protect those who raise complaints or questions about the integrity of our elections.
- 9) The lack of transparency in elections is exacerbated by the withholding of public records by county election officials. At the direction of the Secretary of State's Office, county election officials have repeatedly violated The California Public Records Act, Government Code §§7920.000, et seq. (formerly Government Code §§6250, et seq.), enacted pursuant to Article 1(b) of the California Constitution, which states that "The people have the right of access to information concerning the conduct of the people's business . . ." Click [HERE](http://teamhopelibrary.org) to enter Library (see teamhopelibrary.org)
- 10) Hand counting of paper ballots is expressly authorized by the California Election Code §§ 15270, et seq (See Exhibit C) which contains established procedures used by all 58 counties before introduction of electronic voting systems, and is still used to conduct a 1% tally (the gold standard of accuracy). The Secretary of State has no veto power over the use of these procedures. No prior approval or special permission from the Secretary of State is needed to conduct elections in accordance with these statutes because the Secretary of State cannot overrule the use of a method the California Legislature has authorized.
- 11) Election Code §19207 (See Exhibit D) grants authority to the County governing board to adopt any kind of voting system or combination of voting systems. AB969 usurps the County's authority under Election Code §19207 (See Exhibit E).
- 12) The Board of Supervisors may canvass all election returns pursuant to CA Govt Code § 25201. (See Exhibit F) AB969 usurps the County's authority under §25201
- 13) The Secretary of State has failed to factor into her estimates the result of economic impact on the local citizens of counties who will benefit from employment as a result of a full manual tally of ballots.
- 14) The California legislature used a false "Urgency" clause to fast track an unconstitutional law. California Constitution Article IV – Legislative Section 8 says that "urgency statutes are those necessary for immediate preservation of the public peace, health, or safety."
- 15) There is no credible evidence that hand counted elections under these procedures were or will be more expensive than elections conducted with electronic voting systems. In fact, estimates by Linda Rantz (click [HERE](http://tinyurl.com/4xb55dkt)) (see <http://tinyurl.com/4xb55dkt>), Clint Curtis (click [HERE](http://tinyurl.com/2bv6uxnu))(see <http://tinyurl.com/2bv6uxnu>), and Chriss Street (click [HERE](http://tinyurl.com/5dy9y4p6))(see <http://tinyurl.com/5dy9y4p6>) suggest that hand counting will be significantly cheaper than machine counting.
- 16) Hand counting is compatible with casting votes via mail, drop-box, or in person.
- 17) The federal Help America Vote Act requires accommodations to ensure persons with disabilities can vote, but does not require the use of electronic voting systems. Neither does the Americans with

Disabilities Act, which only requires that “full and equal opportunity to vote in all elections” be provided to voters with disabilities. On the contrary, 52 USC §21081 (See Exhibit G) expressly protects traditional paper ballot voting systems.

18) “The real will of the electors will not be defeated by any informality or failure to comply with all the provisions of the law.” CA Elections Code 19001. (See Exhibit H) If the real will of the electors in Shasta County is determined by hand counting then enforcing AB969 would be in direct violation of CA Elections Code 19001 which clearly states that compliance with state law is secondary to ascertaining the true will of the electors.

19) CA Elections Code 19003 (See Exhibit I) states “Notwithstanding any other provision of the law to the contrary, including any city or county ordinance, unless that other provision of the law is deemed consistent with this division, this division shall govern voting systems.” Therefore, the county laws and ordinances supersede any state laws in regard to voting systems. It is incumbent on the County to dictate the manner in which elections are conducted. See also California Election Code §19207. (See Exhibit J)

20) The citizens desire their elections be conducted at the precinct for maximum transparency and community participation. Currently all ballot tallies are conducted at the ROV office with very little access for the community to observe and participate. In order to restore trust in our elections all citizens need to be able to participate and freely observe the election process.

RECOMMENDATIONS

In order to restore trust in the election process the Election Commission recommends the Shasta County Board of Supervisors create a local ordinance which states that Shasta County shall hand count ballots at the precincts using paper poll books.