



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

February 8, 2021

Mr. Keith Ingram
Director of Elections, Texas Secretary of State
Elections Division
P.O. Box 12060
Austin, Texas 78711-2060

Re: Hart Verity 2.5 Voting System—Examination January 4-8, 2021

Dear Mr. Ingram:

Pursuant to Texas Election Code §122.036 and 1 Texas Administrative Code §81.60, by this letter I am transmitting my examiner's report for the Secretary of State's January 4-8, 2021 voting system examination. The subject of that examination was Hart Verity 2.5 voting system.

The factual background for this report includes Hart's presentation to the examiners during an examination at their headquarters, statements made by Hart's representatives during that examination, and any e-mail answers to the examiner's follow-up questions sent by Hart to the Secretary of State's office and then forwarded to the examiners.

The Office of the Attorney General notes that the United States Election Assistance Commission certified Verity 2.5 on September 9, 2020 as a modification to Verity 2.4, which has been previously certified for use in Texas elections. Verity 2.5 consists of multiple components, including hardware and software components.

Both during and after the examination, the examiners raised specific concerns about legal compliance of Verity 2.5. Notwithstanding these concerns, proper procedures concerning the use and operation of Verity 2.5 would help ensure compliance with applicable laws and rules. Therefore, after a thorough review of the system, the Office of the Attorney General concludes there are no legal compliance issues with Verity 2.5 and recommends certification consistent with this report.

Sincerely,

A handwritten signature in black ink, appearing to read "Lesley French".

Lesley French
Chief of Staff

cc: Charles Pinney, Secretary of State's Office