

**CONDUCT OF ELECTION REPORT**

[Section 102.141(9), Florida Statutes]

*This report is due to the Division of Elections/Bureau of Voting Systems Certification at the same time that the county canvassing board submits its certified official election results for any presidential primary, general, primary, and special elections, whichever is applicable.*

1. County: Escambia2. Election Year: 2016

3. Election (check only one).

☐ Presidential Preference Primary Election☐ Primary Election☒ General Election☐ Other election (specify): \_\_\_\_\_4. Election Definition. Definition created by (Check one): ☒ County Supervisor of Elections' Office (SOE)☐ Vendor☐ Consultant☐ Other (describe): \_\_\_\_\_

5. Voting Devices (fill-in the applicable number):

Absentee (Central) Count Marksense Scanners		
Initial Total AB Scanners	Removed	Replaced or Added
2	0	0

	Polling Locations	Precinct Count Marksense Scanners		
		Initial Total Deployed	Removed	Replaced or Added
Early Voting	7	14	2	2
Election Day	79	100	3	3

	Polling Locations	ADA Voting Devices (e.g., Marking device and/or DRE Touchscreen)		
		Initial Total Deployed	Removed	Replaced or Added
Early Voting	7	7	2	2
Election Day	79	79	1	1

6. Ballot-Printing (check all that apply):

	Early Voting	Election Day	Absentee
Ballot-on-Demand (BOD)	X		X
Ballot Printer Service (provided by SOE's Voting System Vendor)		X	X
Ballot Printer Service (provided by other than SOE's Voting System Vendor)			

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7. Did **equipment or software malfunctions** occur at the precinct level, at a counting location, or within computer and telecommunications networks supporting county location (*Section 102.141 (9)(a)1., F.S.*)?

☐ **NO** Proceed to 8.

☒ **YES** Summarize the number of malfunctions by location on the chart. Then mark on the checklist below the type of malfunctions. Also attach an explanation of the steps that were taken to address the malfunction(s).

		Number of malfunctions		
		Early Voting Site	Election Day Polling Places	Central Location
Equipment	Marksense Scanner		3	
	ADA Marking Device		1	
	ADA DRE Touchscreen			
Software	Marksense Scan			
	ADA Marking Device			
	ADA DRE Touchscreen			
Computer	Election Management			
Telecommunications	Modems and Phone lines		1	

*Notes: Election Day refers to the polling locations. American Disability Act (ADA) Media refers to a tabulator's memory cards, memory packs, USB flash memory, zip drive, PEBs, etc.*

Checklist for type of malfunctions	
<p><b>Early Voting and Election Day</b></p> <p><i>Voting devices</i></p> <p><input type="checkbox"/> Voting devices – not connected to electrical power or power source failure</p> <p><input type="checkbox"/> Voting devices – battery backup failure – battery not charged</p> <p><input type="checkbox"/> Voting devices – battery backup failure – removed from service</p> <p><input checked="" type="checkbox"/> ADA device failure – repaired – remained in service</p> <p><input type="checkbox"/> ADA device media failure – media replaced</p> <p><input type="checkbox"/> Marksense scanner failure – repaired – remained in service</p> <p><input type="checkbox"/> Marksense scanner memory media failure – media replaced</p> <p><input type="checkbox"/> Marksense scanner failure to reject a blank ballot</p> <p><input type="checkbox"/> Marksense scanner failure to reject a ballot with an over voted contest</p> <p><input type="checkbox"/> Marksense scanner failure to accept one or more under voted contests</p> <p><input type="checkbox"/> Ballot box diverter failure – removed from service</p> <p><input type="checkbox"/> Ballot box diverter failure – repaired – remained in service</p> <p><input checked="" type="checkbox"/> Used the marksense scanner's ballot box emergency bin</p> <p><input type="checkbox"/> Cannot complete a planned modem upload or problems with the phone lines</p> <p><input type="checkbox"/> Other. Provide the description: _____</p> <p>_____</p> <p>_____</p>	<p><b>Central Location</b></p> <p><i>Absentee tabulation</i></p> <p><input type="checkbox"/> Marksense scanner failure – repaired – remained in service</p> <p><input type="checkbox"/> Marksense scanner memory media failure – media replaced</p> <p><b>Election Management</b></p> <p><input type="checkbox"/> Problem or malfunction with uploading results or creating reports.</p> <p><input type="checkbox"/> Other. Provide the description: _____</p>

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8. Were any **election definition errors** discovered after the logic and accuracy test?  
(Section 102.141 (9)(a)2., F.S.)?

- ☒ **NO** Proceed to 9.
- ☐ **YES** Summarize the number of errors in the appropriate columns in the table below. Attach an explanation of the steps that were taken to address the errors.

	<b>Election definition errors</b>	<b>Precinct count media errors</b>	<b>Central count media errors</b>
County created definition or media			
Vendor created definition or media <u>with correct</u> county information			
Vendor created definition or media <u>with incorrect</u> information from the county			

9. Did any **ballot printing and ballot supply problems** occur?  
(Section 102.141 (9)(a)3., F.S.)?

- ☒ **NO** Proceed to 10.
- ☐ **YES** Summarize the number of errors in the appropriate column in the table below. Mark on the checklist below the type of problems or errors and attach an explanation of the steps that were taken to address the problems.

	<b>Electronic ballot layout errors</b>	<b>Paper ballot layout errors</b>	<b>Paper ballot printer errors</b>	<b>Paper ballot supply problems</b>
County created the ballot				
Vendor created <u>with correct</u> county information				
Vendor created <u>with incorrect</u> information from the county				

### Checklist for type of ballot or printer problems

#### Early Voting and Election Day

Polling location (*please identify the location*)

- ☐ Incorrect ballots to the voter – poll worker error
- ☐ Ballot moisture (humidity) cannot scan

Absentee

- ☐ Incorrect ballots to the voter – election staff error
- ☐ Incorrect ballots to the voter – vendor error

Ballot-on-demand (BOD)

- ☐ Printed incorrect ballots – printer error such as duplex
- ☐ Printed incorrect ballots – software error
- ☐ Printer failure
- ☐ Incorrect ballots given to the voter – poll worker error

Other

- ☐ Provide the description: \_\_\_\_\_

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10. Did you have any **staffing shortages and procedural violations by employees or precinct workers** during the conduct of the election?

*(Section 102.141 (9)(a)4., F.S.)*

☐ **NO** Proceed to 11.

☒ **YES** Summarize the number of issues in each of the appropriate columns in the table below. Attach an explanation of who (the supervisor of elections or the canvassing board, as applicable) and what the steps that were taken to address the shortages and/or procedural violations.

	Number of shortages	Number of instances of insufficient training	Number of times when procedures were violated
Poll workers			30
Election staff			
Security			
Temporary support			

11. Were there instances when the needs for **staffing and equipment were insufficient** to meet voters' needs?

*(Section 102.141 (9)(a)5., F.S.)*

☒ **NO** Proceed to 12.

☐ **YES** Fill in the numbers in each of the appropriate columns in the table below. Attach an explanation of the steps that were taken to address the insufficiency.

	Number of <u>planned</u> resources for Election Day	Number of resources <u>available</u> for Election Day	Number of <u>insufficient</u> resources on Election Day to meet the voters' needs
Poll workers			
Election staff			
Voting devices		Note below and see page 1	
Other equipment and supplies			

*Note: The number of "planned" items is based on the Election Day estimates, and "available" is the actual items at the start of the Election Day. Note that the number of voting devices available is based on the actual initial total deployment including ADA devices as provided on page 1 for Election Day. Other equipment and supplies, for example, refers to summation of the number of electronic pollbook devices, provisional ballot supplies, ballot boxes, transfer bags, etc.*

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12. If the canvassing board conducted a manual recount of overvotes and undervotes, does the canvassing board have suggested revisions for the standards for determining a voter's choice as set forth in law or rule to better determine the voter's choice for any ballot on which a determination could not be made?  
(Sections 101.6952(2) and 102.166(4), F.S. and Rules 1S-2.027 and 1S-2.051)

☒ **N/A** Proceed to 13.

☐ **NO** Proceed to 13.

☐ **YES** If yes, provide suggested revisions to the standards below and, as necessary, attach additional pages and a copy of a representative ballot for which a determination could not be made to illustrate the issue.

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13. Do you have any **additional information regarding material issues and problems** associated with the conduct of election?

(Section 102.141 (9)(a)6., F.S.)

☐ **NO** Proceed to 14.

☒ **YES** Indicate on the checklist below the type of issue(s) or problem(s). Attach an explanation of the steps that were taken to address the issue(s) or problem(s).

### **Checklist**

#### **Early Voting and Election Day**

##### **Polling location**

- ☐ Incorrect setup
- ☒ Solicitation area violated
- ☐ Incompatible for ADA accessibility
- ☐ Incompatible for use as a polling location

##### **Voter check-in**

- ☐ Electronic poll book / precinct register error
- ☐ Paper poll book / precinct register error
- ☒ Process error

(Checklist continued on next page)

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### Voters

- ☐ Fleeing voter  
☐ Disruptive behavior  
☐ Disruptive photography

### Observers

- ☒ Not approved  
☐ Disruptive behavior  
☐ Disruptive photography

### Media and/or citizen polling

- ☐ Disruptive behavior




### Other

- ☒ Provide the description:

Power Outage

### 14. Signatures

#### County Canvassing Board

	Signature	Title	Date
1.		Judge	11/18/16
2.		SOE	11/18/16
3.		BCC	11/18/16

NOTICE: A statutory duty exists to report the discovery of any new or additional information on any of the items required to be included in this report. The supervisor of elections must notify the Division of Elections no later than the next business day after the discovery. The supervisor must then submit a signed written report amended report no later than no later than 10 days after the discovery. §102.141(9)(b), F.S.

**CONDUCT OF ELECTION REPORT ADDENDUM**  
**Escambia County, Florida**  
**General Election**  
**November 8, 2016**

**Item 5- Voting Devices – Removed and Replaced**

**Early Voting – 2 units**

- (a) One (1) Early Voting DS200 scanner and media was replaced after experiencing an error during re-opening after the previous day's shutdown. All ballots (969) from the beginning of Early Voting were re-tabulated on the replacement scanner in the presence of the Canvassing Board. As voters were able to use a second DS200 on site, no voters were denied the ability to cast a ballot during the process.
- (b) One (1) Early Voting DS200 was replaced when it failed to start-up one morning. There was a second DS200 on site and no voters were denied the ability to cast a ballot.

**Election Day – 3 units**

- (c) On two (2) instances a DS200 unit would not accept ballots. The emergency bin was used until the units could be replaced and no voters were denied the ability to cast a ballot.
- (d) On one (1) instance the foot on a DS200 was damaged in transport, which prevented the unit from being properly aligned in the case. The emergency bin was used until the units could be replaced and no voters were denied the ability to cast a ballot.

**Item 5- ADA Marking Devices – Removed and Replaced**

**Early Voting – 2 units**

- (a) One (1) AutoMARK indicated that a ballot was inside the unit although no ballot was inside the unit. The unit was replaced and no voters were denied the ability to cast a ballot.
- (b) One (1) AutoMARK was replaced after it would not recognize the media card on start-up. No voters were denied the ability to cast a ballot.

**Election Day – 1 unit**

- (a) One (1) AutoMARK was replaced after a calibration issue was reported. No voters were denied the ability to cast a ballot.

**Item 7- Equipment or Software Malfunctions**

**Election Day – 3 DS200 units, 1 AutoMARK unit, and 1 MIFI**

- (a) Three (3) instances in which the emergency bin of a DS200 was put into use while a ballot jam was cleared. Once cleared the ballots were fed into the tabulator and it was placed back into service. No voters were denied the ability to cast a ballot.
- (b) One (1) instance in which the AutoMARK printing did not align with the ovals on the ballot. The unit was successfully re-calibrated at the polling location. No voters were denied the ability to cast a ballot.

- (c) One (1) instance in which poll workers were unable to modem the results from the DS200 due to the inability to acquire a signal. The DS200 media was delivered to the drop-off location and successfully modemed.

**Item 10- Procedural Violations by Precinct Workers**

- (a) Ballot issuing errors: eight (8) instances in which a voter was issued a ballot on a "Refer to Clerk" or "Action Required" slip. Procedures will be reviewed with the election workers and additional training will be provided to ensure the procedures are understood and followed.
- (b) Voter check-in errors: nineteen (19) instances in which a poll worker was trying to "reprint" a ballot issue slip, complete the spoiled ballot process, or perform an address change and instead checked a voter in a second time which resulted in a provisional ballot for the voter, all of which were accepted for tabulation by the Canvassing Board. Procedures will be reviewed with the election workers and additional training will be provided to ensure the procedures are understood and followed.
- (c) Three (3) instances in which a provisional voter should have placed a ballot into a provisional envelope but after marking the ballot went to the DS200 and cast their ballot. Procedures will be reviewed with the election workers and additional training will be provided to ensure the procedures are understood and followed.

**Item 13- Additional Issues and Problems**

- (a) Four (4) instances in which a voter checked in but did not complete the voting process. These voters did not cast a ballot.
- (b) On two (2) separate occasions during early voting the same person tried to pass herself off as a poll watcher to stay in the polling room and then wanted to maintain a presence inside the "no solicitation zone." Elections staff spoke to her and then spoke to the campaign's poll watcher coordinator/supervisor who was able to successfully get her to leave the early voting locations without need for further intervention.
- (c) A power outage occurred for an entire neighborhood which one of our polling locations is located. Contingency plans were immediately put in place. Generators were delivered from facilities management. Gulf Power was contacted immediately about the outage and possible restoration timeline. The printed precinct registers replaced the electronic poll books to continue the check-in process for voters. The DS200 and AutoMARK batteries maintained the functionality until the generators arrived. Once power was restored all equipment was transitioned from the generators. The voters who checked-in on paper registers were entered into the electronic poll books. No voter was denied the ability to cast a ballot or turned away during this time. The outage lasted approximately 90 minutes.