CONCISE EXPLANATORY STATEMENT

In accordance with the Administrative Procedures Act, R.I. Gen. Laws § 42-35-2.6, the following is a concise explanatory statement:

AGENCY: Rhode Island Board of Elections

DIVISION:

RULE IDENTIFIER: 410-RICR-20-00-28

RULE TITLE:
Risk Limiting Audits

REASON FOR RULEMAKING:
This rule is being refiled by the agency pursuant to R.I. Gen. Laws § 42-35-4.1. Clarifying changes were made to the text of this rule.

ANY FINDING REQUIRED BY LAW AS A PREREQUISITE TO THE EFFECTIVENESS OF THE RULE:
N/A

TESTIMONY AND COMMENTS:
N/A

CHANGE TO TEXT OF THE RULE:
Clarifying changes were made to sections 28.1(P), 28.2(A, B, B1, C, D, D1, D2, E, F, G), 28.3(A, J, K, N, O, P, T, U,V, W, X, Y):
“Board of Elections” to “Board of Elections staff”; “Board” to refer to the “Board of Elections”; “written notice” to include “notice by regular mail or electronic”; ballot manifest procedure; “days” to “calendar days”; “commencement of the audit” to “public ceremony to select the random seed”, “Board of Elections” to “Board of Elections staff”; addition of “in accordance with any Board of Elections rule, regulation, policy, or procedure”; “state or federal” to deadlines; “The notice shall include a link to the livestream of the audit if one is being provided.”; “of” to “from”; “including any candidate or question that receives no vote,”; “The audit team shall use red pens to mark all forms, including tallies.”; “or in the published results.”; “and, when feasible, on any livestream, if provided.”; “If there are any discrepancies in the tallies provided by the audit team, the batch or sub-batch may be retallied by the review board.”;

REGULATORY ANALYSIS:

Filing Rule and Regulation 410-RICR-20-00-28 was made to comply with the law.