April 22, 2021

The Honorable Karen Fann
President of the Arizona State Senate
1700 West Washington Street
Phoenix, AZ 85007

Dear President Fann,

As experts in election administration, election law, national security, and voting rights, we share a desire for accurate and trustworthy democratic elections. Collectively, we have decades of election administration, election auditing, and election observation experience in the United States and abroad.

We are very concerned by the recent decision to restrict public access to the Arizona Senate’s audit of Maricopa County’s November 2020 general election, which includes races for federal, state legislative and local office. Arizona has a strong history of ensuring transparency in the election process, and the current audit observer restrictions violate this tradition, which is critical to the confidence that Arizonans and Americans have in our elections.

This audit, which will include recounting ballots cast for U.S. President, U.S. Senate and U.S. House of Representatives, is a matter of concern to all Americans. The Arizona Senate must not prohibit access to election administration and voting machine experts from nonpartisan American organizations that support free, fair and secure elections.

Election observation and transparency is a core tenet of American elections. While observers from political parties seek to ensure that election administration does not disadvantage their campaigns, nonpartisan observers are interested in promoting integrity, transparency, and efficiency in the electoral process. Observers focus on checking compliance with election administration regulations and procedures.

With the audit of 2.1 million ballots only days away, we are also troubled by the lack of public information about the audit procedures. These procedures, such as the method of hand-counting and the forms used to collect, report, and aggregate vote totals, will impact the accuracy and integrity of the audit.

We request that you stop restricting the public’s access to the audit and grant observation access to election administration and voting machine experts from nonpartisan American organizations and educational institutions across the country. We also urge the Arizona Senate to stop efforts that could undermine confidence in our elections.

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1 Arizona’s election officials are required to permit observation of logic and accuracy testing of election equipment before and after the election, polling places, ballot processing, ballot tabulation, and post-election audits. Also important, “[a]ppointed political party observers need not be qualified electors in the precinct or county of observation.” Elections Procedures Manual ch. 8, § III; ch. 4, § II(C) (emphasis added); and statutory provisions cited therein.
Sincerely,

Paige Alexander  
Chief Executive Officer  
The Carter Center

Jonathan Bydlak  
Director, Governance Program  
Director of the Fiscal and Budget Policy Project  
R Street Institute

Amy B. Chan  
Chairwoman  
Arizona Citizens Clean Elections Commission

Alexandra Chandler  
Policy Advocate  
Protect Democracy

Meryl Justin Chertoff  
Director, Sandra Day O’Connor Project on the State of the Judiciary (2006-2009)  
Adjunct Professor of Law, Georgetown University Law Center

Karen Hobert Flynn  
President  
Common Cause and the Common Cause Education Fund

Elizabeth Howard  
Senior Counsel  
Brennan Center for Justice

Mark Lindeman  
Co-Director  
Verified Voting

Ryan Macias  
Founder  
RSM Election Solutions

Matt Masterson  
Former Senior Cybersecurity Advisor, Cybersecurity & Infrastructure Security Agency, Department of Homeland Security  
Non-Resident Fellow, Stanford Internet Observatory
Amber McReynolds  
Chief Executive Officer  
National Vote at Home Institute

Jennifer Morrell  
Former Utah and Colorado Local Election Official  
Partner, The Elections Group

Tammy Patrick  
Senior Advisor, Elections Team  
Democracy Fund Voice

Noah Praetz  
Former Director of Elections, Cook County, Illinois  
Partner, The Elections Group

Gowri Ramachandran  
Counsel  
Brennan Center for Justice

Miles Rapoport  
Former Connecticut Secretary of the State  
Senior Practice Fellow in American Democracy, Ash Center for Democratic Governance and Innovation  
Harvard Kennedy School

Ronald L. Rivest  
Institute Professor  
Massachusetts Institute of Technology

Paul Rosenzweig  
Resident Senior Fellow, Cybersecurity and Emerging Threats  
R Street Institute

Poorvi L. Vora  
Professor of Computer Science  
The George Washington University

Dan S. Wallach  
Professor, Departments of Computer Science and Electrical & Computer Engineering  
Rice Scholar, Baker Institute for Public Policy  
Rice University

*Please note: Individual affiliations are for identification purposes only and do not signify organizational endorsement.*