

**From:** [Mike O'Donnell](#)  
**To:** [SoS Rulemaking](#)  
**Subject:** [EXTERNAL] Written Comments - Election rules - 05/24/2022 hearing  
**Date:** Tuesday, May 24, 2022 9:15:07 AM

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In response to the proposed election rules presented at a public hearing on 05/24/2022, let me offer the following comments for review and consideration.

- Because the State of Colorado does not require election machines used in Colorado to meet or exceed minimum federal recommended security standards set forth by National Institute of Standards & Technology (NIST) from 2021 (Colorado machines are only required to comply with 2005 NIST standards), they are vulnerable and data could potentially be compromised remotely either at the county or state level. The failure of the proposed rules to address this issue is of great concern to me as a Colorado voter.
- None of the proposed new rules address the critical issues associated with Colorado's voter rolls which inaccurately contain "voters" who no longer live within the state, "voters" who are non-citizen residents of Colorado, "voters" who do not have a principal or primary residence in Colorado, "voters" whose principal or primary place of residence in Colorado is non-existent street address, "voters" who appear to be living in commercial and government buildings, duplicate "voters" on the voter rolls, and the absence of a consistent definition to determine when someone becomes a "resident" of Colorado for the purposes of being allowed to vote in Colorado.

Current legislation, rules and the practice of the Secretary of State's Office adds "voters" to the Colorado voter roll without vetting the eligibility of the individual applicant nor the eligibility of the address claimed as the principal or primary place of residence. The end result is that excess ballots, at county taxpayer expense, are misdirected to individuals who are non-citizens and/or non-residents of Colorado, many of whom are utilizing those ballots to cast votes, resulting in the suppression and marginalization of votes cast by eligible citizen residents of Colorado. The failure of the proposed rules to address this issue is of great concern to me as a Colorado voter.

Without rules and rulemaking to address the above two critical concerns with the efficacy and security of Colorado's election machines and voter rolls, the proposed hearing today is a waste of everyone's time.

Respectfully,

Mike O'Donnell

