

HB 2020

NUETRAL

WRITTEN TESTIMONY

Submitted by:

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Dear Mr. Chairman and House Elections Committee Members,

Today I submit written testimony on HB-2020. As with many new legislative policy updates, many questions begin to come to mind. I am aware that protection of our voter role is a priority and making sure they are not inflated with invalid voters helps to ensure we maintain an honest and fair election system.

However, online voter registrations are attainable. In 2020 a Kansas resident was able to completely register and obtain an illegal mail-in ballot with a completely invalid and fraudulent application. Because of his genuine concern about the vulnerability to access an official mail-in ballot through some simple online portals, he notified the Secretary of State to prove the vulnerability indeed needed to be addressed. The outcome or mitigation of that matter is unknown to me, except if I remember properly the man was to be criminally charged for identifying and reporting such a concerning problem.

Additionally, the Social Security Administration maintains weekly updated information of voter registrations attempted in the state without a Driver's License. HELP AMERICA VOTE VERIFICATION (HAVV) uses the last four digits of someone's social to check validity of the registration. Huge anomalies in 2020-2021 taking place and described as a "glitch" by Mr. Clay Barker, can still be viewed on the available HAVV data set provided by the Social Security Administration on their website. To be honest over 1 million of these types of registration events logged into a federal system seems like a lot more than a "glitch". Kansas still shows an average of 30% of all voter registration attempted without a driver's license to "NOT MATCH" anyone within the database. Please see the data below for further information.

Federal Help America Voter Verification (H A V V)

STATE/TERRITORY		UN	(Z)		(X)	(Y)	(V)	(T)	(W)	Rates of Transactions			
Totals - Year-end		TOTAL	PROCESS	TOTAL	SINGLE	SINGLE	MULTIPLE	MULTIPLE	MULTIPLE	Trans of Total	Non-Match of State		
Year		TRANSACTION	TRANSACTION	MATCHES	MATCH ALIVE	DECEASE	ALIVE	DECEASE	MIXED				
2011	Kansas	6,208	0	2,544	3,664	3,548	114	2	0	0	0.1%	41.0%	
2012	Kansas	41,425	0	6,677	34,748	34,180	566	2	0	0	0.5%	16.1%	
2013	Kansas	8,991	0	2,046	6,945	6,249	696	0	0	0	0.3%	22.8%	
2014	Kansas	7,494	0	1,708	5,786	5,565	220	1	0	0	0.2%	22.8%	
2015	Kansas	16,433	0	2,024	14,409	14,282	123	4	0	0	0.4%	12.3%	
2016	Kansas	30,618	0	4,675	25,943	25,841	98	4	0	0	0.5%	15.3%	
2017	Kansas	8,575	0	2,015	6,560	6,410	145	5	0	0	0.4%	23.5%	
2018	Kansas	11,119	0	2,580	8,539	8,492	47	0	0	0	0.2%	23.2%	
2019	Kansas	3,510	0	816	2,694	2,405	289	0	0	0	0.1%	23.2%	
2020	Kansas	858,189	0	227,261	630,928	560,209	70,719	0	0	0	6.3%	26.5%	
2021	Kansas	1,153,697	0	308,345	845,352	738,324	107,028	0	0	0	19.6%	26.7%	
2022	Kansas	31,250	0	5,902	25,348	23,509	1,839	0	0	0	0.4%	18.9%	
2023	Kansas	17,158	0	5,262	11,896	9,516	2,380	0	0	0	0.2%	30.7%	
Totals (SUM periods)		2,194,667	0	571,855	1,622,812	1,438,530	184,264	18	0	0	2.8%	26.0%	
Reported SS Totals		2,206,986	0	573,106	1,633,880	1,449,584	184,277	19	0	0	Median	0.4%	23.2%
Difference		(12,319)	0	(1,251)	(11,068)	(11,054)	(13)	(1)	0	0	Average	2.2%	23.3%
Out of balance H A V V		↑ ↑		↑ ↑	↑ ↑	↑ ↑	↑	↑					

Will the Director of the DMV be providing the Secretary of State with a list of every single non-citizen upon the passage of this bill, and will he be able to properly produce a list of all non-citizens accurately? Will the list be a running list and just updated over time?

Is there any plan to utilize the 3 federal agency lists instead of just the SAVE DATABASE, to crosscheck? What if the Director of the DMV is not an honest person and somehow fails to complete these duties to subvert the direction provided by this bill?

Policies of this nature, though in my opinion are needed in a desperate way, also need to be crafted carefully. What happens if we keep seeing non-citizens placed on the voter roll, and need to keep removing them? Ideally a bill like this will be diligently worded to the best version providing complete mitigation in the future of non-citizens being registered. Will this bill be able to provide further insight into any other systematic issues that likely also need addressed? Will you require the Secretary of State to provide a report on how he/she has cleaned up the voter rolls during each election cycle that is also accessible to the public?

As an advocate for election integrity I pray that this committee dig deep to understand how our voter role works and how many possible ways there are to obtain a ballot even through nefarious means. Election security is not as simple as one may believe and so I implore this committee to know exactly how many companies provide online voter registration in Kansas as well as the ownership of those websites. I encourage the Department of Revenue and the DMV or other state agencies who provide voter registration to be required to submit information on the exact process of people being submitted to the HAVV database trying to register to vote with only the last 4 digits of a social security number. My fear is that this bill won't be as effective as it could be without more details and information regarding registration systems that are available outside of the DMV itself.

Lastly, the KDHE and other state agencies are required to offer voter registration. I submitted a KORA request to KDHE almost an entire year ago requesting a list of how many voter registrations that have been completed after Laura Kelly and Loud Light/ACLU made an MOU in agreement to relax the intentions of litigation against the state. I have never been provided with any information and am fully aware they sent voter registration applications to everyone in their database, even folks who were already registered to vote.

Thank you for your time in reading this testimony and my prayers are sent to all of you as you navigate the depth of our issues to keep our voter rolls clean! I do support the purpose of this bill but do request that the committee discuss these other issues before passing it as is.

Sincerely,

Missy Leavitt