HAVA COMPLIANCE UPDATE
Activities & Progress for the Week of 10/17/08 – 10/24/08

Following is a detailed report concerning the previous week's progress in implementing the terms of the Court's Orders.

PLAN A

Overall Compliance Status Summary

Overall, activities and progress toward HAVA compliance are in jeopardy per the project timeline for Plan A.

Contracting with Voting System Vendors

Status of tasks in this category: ***on schedule***

- Nothing new to report in this category this week.

Testing, Certification, and Selection of Voting Systems & Devices

Status of tasks in this category: ***in jeopardy and behind schedule***

- Weekly status meetings were held with SysTest Labs and NYSTEC to review progress with regard to Plan A.
    - *Overall progress of testing by SysTest:*
        - Initial test pass of functional testing continued for both vendors this week.
        - SysTest is still developing a test plan for the public functional user testing demonstration to be conducted in Albany as part of the run-for-the-record test pass. It is also developing a list of required vendor equipment, so that vendors have sufficient time to prepare and deliver it.
    - *Status of Sequoia/Dominion testing:*

      SysTest reports that functional testing continues. The initial TDP documentation review, manual source code review and augmented source code review are complete and fixes to the discovered discrepancies are being provided by the vendors and evaluated by SysTest.

- *Status of ES&S testing:*

  - SysTest reports that functional testing continues. The initial TDP documentation review, manual source code review and augmented source code review are complete and fixes to the discovered discrepancies are being provided by the vendors and evaluated by SysTest.
  -

- Weekly conference call meetings between NYSTEC and SysTest continue relative to the testing effort. Currently NYSTEC is working with SysTest to more accurately map all discrepancies to the proper VVSG/NYS requirements.

- NYSTEC continues to participate in the weekly SysTest/vendor conference calls to discuss discrepancy reports and various testing issues.

Delivery and Implementation of Voting Systems & Devices
Status of tasks in this category: ***on schedule***

NYSTEC continues to analyze the requirements for a long-term statewide asset management tool, and conducting additional research.

PLAN B

Overall Compliance Status Summary

Overall, activities and progress toward HAVA compliance are on schedule per the project timeline for Plan B.

Contracting with Voting System Vendors
Status of tasks in this category: ***on schedule***

Testing, Certification, and Selection of Voting Systems & Devices
Status of tasks in this category: ***on schedule***

- SBOE Legal has continued work to develop the source code escrow agreement with Iron Mountain. Internal adjustments to the draft agreement are now nearing completion.

Delivery and Implementation of Voting Systems & Devices

Status of tasks in this category:

- All Counties have reported a sufficient number of machines to conduct the November Election.

HAVA COMPLAINT PROCESS

McFeeley HAVA Complaint

- SBOE staff continues to review New York City's suggestions and concerns expressed at the October 1, 2008 technical staff meeting in an effort to reach a resolution to the impasse.

NYC HAVA Complaint

Nothing to report this week.