

ATTACHMENT N
 TABLE OF PENALTIES

Penalty	Type of Requirement	Section	Section Title in the <i>RFP</i>	General and Summarized Description of the Requirement (always refer to the specific requirement in the Proposal Application for detailed descriptions of obligations)	Description of Breach	Consequences and Risk	Severity	Recurring Fine (fixed sum)	Unit	One-off Fine (per incident)
1	RI	2.7.20	Notification of Changes in the Resource Diagram	The company must report changes in resources, organizational structure, legal status and other matters during the term of the contract.	Not reporting changes in resources, organizational structure, legal status, and others during the term of the contract.	The related contractual conditions cannot be updated or applied.	Low	N/A	N/A	\$ 20,000.00
2	RI	2.7.21.3	Subcontracting during the Contract	The company must report and provide documents regarding any subcontracting by the company during the term of the contract.	Not reporting or providing documents regarding any subcontractor that may have started working during the term of the contract.	Noncompliance with applicable regulations concerning contracting in the Government, which is why the subcontractor will have to cease all work.	Low	N/A	N/A	\$ 20,000.00
3	RI	2.7.23	Project Timeline	The company will be required to prepare and provide the project schedule once the initial project meetings have been completed.	Not submitting the timeline within 5 working days after the end of the initial meeting.	Delay in the start of the project.	Low	N/A	N/A	\$ 20,000.00
4	RI	2.8.6	Confidentiality	The company must sign a confidentiality agreement.	Not complying with the confidentiality agreement.	Compromising sensitive information that could put the CEE's operations at risk.	High	N/A	N/A	\$ 200,000.00
5	RI	2.9.2	Storage of Scanning Machines on Lease	The company must store the scanning machines for the duration of the contract.	Not storing the scanning machines under suitable conditions.	Unable to use the scanning machines due to physical or logical conditions.	High	N/A	N/A	\$ 500,000.00
6	RI	15.5.1	Precinct Machines	The company must deliver all of the necessary precinct machines for each election.	Not delivering the precinct machines on-site on or before 20 working days prior to the start date of the election's logic and accuracy tests.	Delay in the start of the logic and accuracy tests.	High	\$ 500.00	USD/day-machine	N/A
7	RI	15.5.2	Central Machines	The company must deliver all the necessary central machines for each election.	Not delivering the central machines on-site on or before 50 working days prior to the start date of the election's logic and accuracy tests.	Delay in the start of the logic and accuracy tests.	High	\$ 500.00	USD/day-machine	N/A
8	RI	15.5.3	Removable Storage Media	The company must deliver all of the acquired removable storage media.	Not delivering all removable storage media on or before 20 working days prior to the start date of the first election's logic and accuracy tests.	Delay in the start of the logic and accuracy tests.	High	\$ 500.00	USD/day-storage media	N/A
9	RI	15.5.4	Case for Removable Storage Media	The company must deliver all cases for the removable storage media acquired.	Not delivering all of the cases for the removable physical memory media on or before 20 working days prior to the start date of the first election's logic and accuracy testing.	Difficulties with the storage of the removable storage media.	Low	N/A	N/A	\$ 2,000.00
10	RI	15.5.5	Authentication Device	The company must deliver all of the acquired authentication devices.	Not delivering all of the authentication devices on or before 20 working days prior to the start date of the first election's logic and accuracy testing.	Delay in the start of the logic and accuracy tests.	High	\$ 500.00	USD/day-machine	N/A
11	RI	15.5.6	Case for Authentication Devices	The company must deliver all of the cases for the acquired authentication devices.	Not delivering all of the cases for the authentication devices on or before 20 working days prior to the start date of the first election's logic and accuracy testing.	Difficulties with the storage of the authentication devices.	Low	N/A	N/A	\$ 2,000.00
12	RI	15.5.7	Transfer Stations	The company must deliver and configure all of the acquired transfer stations.	Not delivering all of the transfer stations on or before 20 working days prior to the start date of the first election's logic and accuracy tests.	Delay in the start of the logic and accuracy tests.	High	\$ 500.00	USD/day-machine	N/A

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13	RI	15.5.8	Stations for Alternate Transmission of Results	The company must deliver and configure all of the acquired alternate results transmission stations.	Not delivering all of the alternate results transmission stations on or before 20 working days prior to the start date of the first election's logic and accuracy tests.	Having to use the data entry of results as a backup method.	Low	\$ 1,000.00	USD/day-station	N/A
14	RI	15.5.9	Provision of Central Infrastructure	The company must have all of the functional provisions of the acquired central infrastructure ready.	Not providing all functional infrastructure on or before 90 calendar days prior to the start date of the first election's logic and accuracy tests.	Delay in the start of the logic and accuracy tests of the first election.	High	\$ 100,000.00	USD/day	N/A
15	RI	15.5.10	Future Improvements to Central Infrastructure	The company will be required to install and configure central infrastructure components required as part of an improvement to the Scanning System.	Not installing and configuring components of the central infrastructure required as part of an upgrade to the Scanning System.	Leaving the Scanning System without the required components.	High	N/A	N/A	\$ 200,000.00
16	RI	15.5.11.1	Ballot Box Design	The company will be required to provide the graphic design of the ballot box.	Not delivering the graphic design for the ballot box by the required date.	Not being able to produce cardboard ballot boxes.	High	\$ 100,000.00	USD/day	N/A
17	RI	15.5.12.1	Design of Cardboard Carrying Cases	The company will be required to provide the graphic design of the cardboard carrying cases.	Not delivering the graphic design of the cardboard carrying cases by the required date.	Not being able to produce cardboard carrying cases.	Low	\$ 10,000.00	USD/day	N/A
18	RI	15.5.13	User Manuals	The company must deliver the user manuals.	Not delivering the user manuals on or before 20 working days after the second stage of acceptance testing is completed.	Difficulties in providing training.	Low	\$ 100.00	USD/day	N/A
19	RI	15.6.6	Provision of Backup Power Supply Connection for Precinct Machines	The company must provide the provisions for connecting the backup electrical power supply.	Not delivering the provisions for connecting the backup electrical power supply on site on or before 20 working days prior to the start date of the election's logic and accuracy tests.	Not having a connection to the backup electrical power supply.	Low	\$ 100.00	USD/day-provision	N/A
20	RI	15.6.7	Backup Electrical Power Supply for Precinct Machines	The company must provide the backup power supplies for the precinct machines.	Not delivering the backup power supplies for precinct machines on-site on or before 20 working days prior to the start date of the election's logic and accuracy tests.	Not having the backup electrical power supply.	Low	\$ 100.00	USD/day-power supply	N/A
21	RI	15.6.8	Uninterruptible Power Supplies for Central Machines	The company must provide uninterruptible power supplies for the central machines.	Not delivering the uninterruptible power supplies for the central machines on-site on or before 20 working days prior to the start date of the election's logic and accuracy tests.	Not having the uninterruptible power supplies.	Low	\$ 100.00	USD/day-power supply	N/A
22	RA	15.8	Development of Modifications to Application and Firmware	The company must comply with all system modification requirements for both the application and the firmware.	Not complying with the required modifications in both incorporation and functional capacity.	Failure of the acceptance tests.	High	N/A	N/A	N/A
23	RI	15.9.1.1	Project Management	The company must assign a project manager to work in Puerto Rico within the project's terms.	Not assigning the project manager no later than 5 working days after the contract is signed.	Not meeting the project's deliverables by the required dates.	High	N/A	N/A	N/A
24	RI	15.9.1.2	Election Management	The company must assign an elections manager to work in Puerto Rico during each election.	Not assigning the project manager for a given election within the scheduled term for each election.	Not carrying out the work required to enable an election.	High	\$ 5,000.00	USD/day	N/A

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25	RA	15.9.2.2	Support During Acceptance Testing	The company must provide the resources to support the execution of the acceptance tests.	Not providing the resources to support the execution of the acceptance tests on or before the scheduled start date.	Delay in the start of the acceptance tests.	High	\$ 100.00	USD/day	N/A
26	RA	15.9.2.3	Execution of Acceptance Testing	The company must comply with all steps required to carry out the acceptance tests.	Not complying with all or part of the actions required to carry out the acceptance tests.	Not accepting the proposed system.	High	N/A	N/A	N/A
27	RA	15.9.2.4	Environment for the First Stage of Acceptance Testing	The company must prepare the entirety of the environment for the first stage of acceptance testing.	Not preparing the entirety of the environment for the first stage of acceptance testing prior to the start of these tests.	Delay in the start of the first stage of acceptance testing.	High	\$ 100.00	USD/day	N/A
28	RA	15.9.2.5	Environment for the Second Stage of Acceptance Testing	The company must prepare the entirety of the environment for the second stage of acceptance testing.	Not preparing the entirety of the environment for the second stage of acceptance testing prior to the start of these tests.	Delay in the start of the second stage of acceptance testing.	High	\$ 100.00	USD/day	N/A
29	RA	15.9.2.6	Equipment and Supplies for Acceptance Testing	The company must provide all equipment and supplies for both the first and second stages of the acceptance testing.	Not providing all of the equipment and supplies for both the first and second stages of acceptance testing before and as they become necessary for the execution of said tests.	Delay in the start of acceptance testing or inability to perform said testing.	High	\$ 100.00	USD/day	N/A
30	RI	15.9.3.1	Training Sessions	The company must provide the training sessions.	Not providing training sessions on the established dates as previously coordinated.	Not being able to execute the training plan for officials effectively and on time.	Low	\$ 100.00	USD/day	N/A
31	RI	15.9.4.3	Change in Communications Technology	The company must provide the change in communications technology as required by the CEE.	Not providing the change in communications technology within a term of no more than 120 working days after being notified regarding this by the CEE.	Not being able to transmit the results from the polling stations in future elections.	Low	N/A	N/A	\$ 2,000,000.00
32	RI	15.9.4.4	Installation and Configuration of Central Infrastructure	The company will be required to install and configure all of the central infrastructure.	Not installing and configuring all central infrastructure on or before the established date as previously coordinated.	Delay in the start of the logic and accuracy tests.	High	\$ 100,000.00	USD/day	N/A
33	RI	15.9.4.5	Configuration of Communication Services	The company must provide a dedicated communications resource for each election who will be responsible for the configuration and integration of the <i>EMS</i> communication services to receive results directly from polling stations as well as from alternate transmission stations.	Not providing the dedicated communications resource for each election on or before the established date as previously coordinated.	Not being able to transmit the election results.	Low	N/A	N/A	\$ 500,000.00
34	RI	15.9.4.6	Provision of a Diagram of the Central Infrastructure's Architecture	The company must provide a diagram of the central infrastructure's architecture.	Not providing a diagram of the central infrastructure's architecture within the 10 working days following the installation and configuration of the central architecture.	Not being able to comply with the data and information collection and safeguarding corresponding to the design and interconnection of the central infrastructure's components.	Low	\$ 100.00	USD/day	N/A
35	RI	15.9.5.1	Configuration of the Election Project in the <i>EMS</i>	The company must submit the artwork for each election's ballots for verification.	Not submitting ballot artwork for verification within the terms required by the CEE.	Not being able to use the electronic scanning system in the election.	High	\$ 1,000.00	USD/day	N/A
36	RI	15.9.5.1	Configuration of the Election Project in the <i>EMS</i>	The company must provide the election files to be transferred to the removable memory devices.	Not submitting the election files within 5 working days from the second delivery of the Reydi System database extract.	Not being able to use the electronic scanning system in the election.	High	\$ 10,000.00	USD/day	N/A

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37	RI	15.9.5.2	Configuration Specialist	The company must assign a configuration specialist for each election.	Not assigning an on-site configuration specialist for each election on or before the previously coordinated date.	Not being able to configure or fix configuration discrepancies effectively and in a timely manner so as not to affect the electoral event.	Low	\$ 2,000.00	USD/day	N/A
38	RI	15.9.5.3	Modification of the Interaction Messages	The company must modify the voter interaction messages for the machines according to the CEE's requirements.	Not modifying interaction messages according to the CEE's needs within the established timeframe.	Voter interaction messages will not be those that are required.	Low	N/A	N/A	\$ 1,000.00
39	RI	15.9.5.4	Configuration of vote count reports	The company must configure vote count reports according to the election in which the System will be used.	Not configuring the vote count reports within the established timeframe.	The vote count reports will not have the expected nomenclature and content.	Low	N/A	N/A	\$ 10,000.00
40	RI	15.9.5.5	Generation of Ballots	The company will be required to generate all of the specific ballots for each election.	Not generating all of the ballots corresponding to each election within a term of 5 working days after the first delivery of the Reydi System database extractor.	It will not be possible to print the ballots.	High	\$ 5,000.00	USD/day	N/A
41	RI	15.9.5.5	Generation of Ballots	The company must complete the ballot corrections requested by the CEE.	Not completing the corrections requested by the CEE within 1 day starting from the time the finding is referred to the company, and this process of delivery and revision will be repeated at the most twice.	It will not be possible to print the ballots.	High	\$ 5,000.00	USD/repeat beyond two	N/A
42	RI	15.9.5.6	Completion of Distribution Files	The company must complete the distribution files corresponding to each ballot usage method.	Not completing the distribution files corresponding to each ballot usage mode within the established term.	Additional work by the CEE to complete the distribution file.	Low	N/A	N/A	\$ 10,000.00
43	RI	15.9.6.2	Printing Line Accreditation Service	The company must provide printing line accreditation services.	The company must begin providing printing line accreditation services on the date agreed upon with the CEE and the printing company.	Not having the appropriate ballots for use in the electronic scanning system.	Low	\$ 100.00	USD/day	N/A
44	RI	15.9.6.3	Support during Ballot Printing	The company must provide the required support during the printing of ballots.	Not providing the required support daily throughout the entire ballot printing period.	Lack of quality control during the printing of ballots.	Low	N/A	N/A	\$ 10,000.00
45	RI	15.9.7.1	Generation of Expected Results Files for Logic and Accuracy Tests	The company must provide the expected results files for logic and accuracy tests.	Not providing the expected results files for logic and accuracy tests within 5 working days prior to the start of said tests.	Delay in the start of the logic and accuracy tests.	Low	\$ 5,000.00	USD/day	N/A
46	RI	15.9.7.2	Logic and Accuracy Testing Protocol	The company must provide the protocol for logic and accuracy tests.	Not providing the protocol for logic and accuracy testing within 5 working days prior to the start of said tests.	Delay in the start of the logic and accuracy tests.	Low	\$ 5,000.00	USD/day	N/A
47	RI	15.9.7.3	Execution of Logic and Accuracy Tests	The company must conduct the logic and accuracy tests.	Not conducting the logic and accuracy tests.	Release of the scanning machines without verification of mechanical and logical functionalities.	High	N/A	N/A	\$ 500,000.00
48	RI	15.9.7.4	Logic and Accuracy Test Log	The company must produce a log for each election containing a record of each machine serviced during the Logic and Accuracy Tests.	Not producing a log for each election containing a record of each machine that was serviced during the Logic and Accuracy Tests.	Not having a record of machine test results for each election.	Low	\$ 5,000.00	USD/election	N/A

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49	RI	15.9.8.1	Support during the Processing of Ballots in the Central Machines	The company must provide on-site support during the processing of ballots in the central machines, both during the processing of early voting and during the general scanning for each election.	Not providing on-site support during ballot processing in the central machines.	Delays in the processing of ballots for early voting and during the scanning process.	Low	\$ 1,000.00	USD/day	N/A
50	RI	15.9.8.2	Support during Transmission of Election Results	The company must provide an on-site resource to support the transmission of results for each election.	Not providing an on-site resource to support the transmission of results for each election.	Setbacks receiving results on the night of the event.	Low	N/A	N/A	\$ 100,000.00
51	RI	15.9.8.3	Support Addressing Service Calls	The company must provide two on-site resources to support service calls on election day.	Not providing on-site resources for service call support during election day.	Difficulties providing support to operators during an election.	Low	\$ 50,000.00	USD/day-resource	N/A
52	RI	15.9.9.1	Support during Transmission of General Scanning Results	The company must provide the dedicated communications resource for monitoring and handling the restoration of services during the general scanning.	Not providing the dedicated communications resource for monitoring and managing the restoration of services during the general scanning.	Inability to transmit results during the general scanning.	Low	\$ 1,000.00	USD/day	N/A
53	RI	15.9.10.2	Preventive Evaluation of Scanning Machines	The company must carry out the preventive evaluation work for each scanning machine with the resources allocated on site.	Not carrying out preventive evaluation work on each scanning machine within the two-month period required by the CEE.	Not conducting preventive evaluations on each machine, which increases the possibility of using machines in poor condition.	Low	\$ 100.00	USD/machine	N/A
54	RI	15.9.10.3	Corrective Maintenance of Scanning Machines	The company will be required to carry out corrective maintenance work.	Not performing corrective maintenance on 100% of the inventory of scanning machines within the term required by the CEE.	Unavailability of machines requiring corrective maintenance due to the lack of said maintenance.	Low	\$ 500.00	USD/day-machine	N/A
55	RI	15.9.10.4	Warranty for Central Infrastructure	The company must provide warranty on parts and services for all components of the central infrastructure.	The company must provide a warranty on parts and services within the term required by the CEE.	Unavailability of the entire central infrastructure, which will prevent the use of the electronic scanning system.	High	\$ 100,000.00	USD/noncompliance	N/A
56	RI	15.9.10.5	Warranty for Transfer Stations	The company must provide warranty on parts and services for all components of the transfer stations.	The company must provide a warranty on parts and services within the term required by the CEE.	Unavailability of the transfer stations, which will prevent the use of the electronic scanning system.	Low	\$ 1,000.00	USD/noncompliance	N/A
57	RI	15.9.10.6	Warranty for Alternate Results Transmission Stations	The company must provide warranty on parts and services for all components of the alternate transmission stations.	The company must provide a warranty on parts and services within the term required by the CEE.	The unavailability of alternate transmission stations will not allow for the transmission of results when transmitting from polling stations is not possible.	Low	\$ 1,000.00	USD/noncompliance	N/A
58	RI	15.9.10.7	Adaptation of Protocol for Preventive Evaluation of Scanning Machines	The company must adapt the protocols for preventive evaluation.	The company must adapt the protocols for preventive evaluation within the established timeframe.	Delays in preventive evaluation services.	Low	\$ 1,000.00	USD/day	N/A
59	RI	15.9.11.1	<i>EMS</i> Application License	The company must grant and confer upon the CEE the license to use the Scanning Systems EMS.	Not granting and conferring upon the CEE the end-user license within ten working days following the acceptance certification.	Not being able to use the system due to lack of usage rights.	High	N/A	N/A	N/A
60	RI	15.9.11.2	Precinct Machine Firmware License	The company must grant and confer upon the CEE the firmware licenses for the precinct machines.	Not granting and conferring upon the CEE the end-user license within ten working days following the acceptance certification.	Not being able to use the system due to lack of usage rights.	High	N/A	N/A	N/A

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61	RI	15.9.11.3	Central Machine Application and Firmware License	The company must grant and confer upon the CEE the application and firmware licenses for the central machines.	Not granting and conferring upon the CEE the end-user license within ten working days following the acceptance certification.	Not being able to use the system due to lack of usage rights.	High	N/A	N/A	N/A
62	RI	15.9.11.4	Transfer Station Application and Firmware License	The company must grant and confer upon the CEE the application and firmware licenses for each transfer station.	Not granting and conferring upon the CEE the end-user license within ten working days following the acceptance certification.	Not being able to use the system due to lack of usage rights.	High	N/A	N/A	N/A
63	RI	15.9.11.5	Application and Firmware License for the Alternate Results Transmission Stations	The company must grant and confer upon the CEE the application and firmware licenses for each alternate results transmission station.	Not granting and conferring upon the CEE the end-user license within ten working days following the acceptance certification.	Not being able to use the system due to lack of usage rights.	Low	\$ 500,000.00	USD/election	N/A
64	RI	15.9.11.6	Non-Exclusive Use Licenses	The company must grant and confer upon the CEE the non-exclusive use licenses for the Scanning System.	Not granting and conferring upon the CEE the end-user license within ten working days following the acceptance certification.	Not being able to use the system due to lack of usage rights.	High	N/A	N/A	N/A
65	RI	15.9.11.7	Updates to Non-Exclusive Use Licenses	The company must inform the CEE of any necessary updates to non-exclusive use licenses and install such updates after prior coordination with the CEE.	Not informing the CEE or not installing any license updates that are required prior to using the Scanning System in an election.	Using the system with the potential consequences of not having the update installed.	Low	\$ 100,000.00	USD/update not installed	N/A
66	RI	15.9.11.8	Improvements to Products with Non-Exclusive Use Licenses	The company must inform the CEE of any improvements to products with a non-exclusive license that are necessary and install such improvements after prior coordination with the CEE.	Not informing the CEE or not installing any license upgrades that are required prior to using the Scanning System in an election.	Not being able to use the system.	High	N/A	N/A	N/A
67	RI	15.9.11.9	Future Acquisitions of Products with Non-Exclusive Use Licenses	The company must inform the software with a non-exclusive use license in the event of upgrades to the Scanning System. Furthermore, it must install and configure these licenses and maintain the Scanning System operational.	Not informing the CEE or not installing any necessary license upgrades, as well as not maintaining the Scanning System operational prior to using the Scanning System in an election.	Using the system without the required upgrade.	Low	\$ 50,000.00	USD/license not installed	N/A
68	RI	15.9.12.1	Application and Firmware Updates	The company must inform the CEE of any available or necessary updates to the Scanning System and it will conduct the installation of such updates.	Not informing the CEE or not installing any updates prior to using the Scanning System in an election.	Use the system with the potential consequences of not having the update installed.	Low	\$ 100,000.00	USD/update not installed	N/A
69	RI	15.9.12.2	Improvements to the Scanning Infrastructure	The company must honor the rates detailed in the awarded proposal for any work related to improvements to the Scanning System during the term of the contract.	Not honoring the fees detailed in the awarded proposal.	Costs for making changes that do not conform to the rates agreed upon in the contract.	Low	1.5 times the difference between the fee quoted for the improvement and the fee detailed in the original proposal	USD	N/A