

1 The State Board of Elections (“the Board”) meeting was held on
2 Wednesday, April 10, 2024 in the Martha Brissette Conference Room of the
3 Washington Building in Richmond, Virginia. The meeting also offered public
4 participation through electronic communication so the remote public could view
5 and hear the meeting. In attendance: John O’Bannon, Chairman; Rosalyn R.
6 Dance, Vice Chair; Georgia Alvis-Long, Secretary and Delegate Donald Merricks,
7 member; represented the State Board of Elections (“the Board”). Matthew
8 Weinstein, member attended the meeting electronically. Susan J. Beals,
9 Commissioner, represented the Department of Elections (“ELECT”), and Dennis
10 Polio represented the Office of the Attorney General (“OAG”). Chairman
11 O’Bannon called the meeting to order at 1:00 P.M.

12 The first item of business was the Approval of the Minutes from the March
13 19, 2024 Board Meeting, presented by Secretary Alvis-Long. A roll call vote was
14 taken:

15 Chairman O’Bannon – Aye

16 Vice Chair Dance – Aye

17 Secretary Alvis-Long – Aye

18 Delegate Merricks – Aye

19 Mr. Weinstein – Aye

20 The Chairman opened the floor to public comment. James Manship and Ann

21 Grigorian addressed the Board.

22 The second item of business was the Commissioner’s Report, presented by
23 Commissioner Beals. Commissioner Beals informed the Board that the Virginia
24 Electoral Board Association (“VEBA”) held their annual meeting and she along
25 with Rachel Lawless; Confidential Policy Analyst and Brandon Smith; Chief
26 Technology Officer were presenters. The Commissioner congratulated newly
27 elected VEBA President, Mr. John Nunnally of Caroline County. Commissioner
28 Beals expressed her appreciation to Ms. JoAnne Speiden of Orange County for her
29 leadership as president of the organization for the past few years.

30 The Commissioner informed the Board that ELECT is currently conducting
31 a voter placement audit across the Commonwealth to ensure voters are registered
32 in their correct precinct prior to the Primary and General Elections. Commissioner
33 Beals stated that any corrections that are needed will be flagged, and individual
34 meetings will be set with the General Registrars. The Commissioner stated this will
35 ensure accurate voter registration and that every voter is in the correct precinct.
36 Commissioner Beals informed the Board that this is an annual check that was
37 recommended in the 2018 Joint Legislative Audit & Review (“JLARC”) report.
38 The Commissioner expressed her appreciation to ELECT staff Sarah Dally, Dale
39 Arnold, William Creasy, Sydney Bohn and Zach Knitter for their leadership on this
40 issue.

41 The third item of business was Ballot Drawing for Simultaneous Filers
42 presented by Matt Abell, Election Services Senior Advisor. *This memo is in the*
43 *Working Papers for the April 10, 2024 meeting.* Mr. Abell had the Board members
44 assist with drawing of the names. The ballot order for Republican Member, United
45 States Senate is as follows:

- 46 1. Hung Cao
- 47 2. Edward C. "Eddie" Garcia Jr

48 The ballot order for Democrat Member, House of Representatives, 2nd District is as
49 follows:

- 50 1. Jeremiah A. "Jake" Denton IV
- 51 2. Missy Cotter Smasal

52 The ballot order for Republican Member, House of Representatives, 7th District is
53 as follows:

- 54 1. Jon P. Myers
- 55 2. Derrick M. Anderson
- 56 3. Cameron D. Hamilton

57 The ballot order for Democrat Member, House of Representatives, 7th District is as
58 follows:

- 59 1. Eugene S. Vindman
- 60 2. Briana D. Sewell

61 3. Elizabeth R. Guzman

62 4. Carl B. Bedell

63 5. Cliff D. Heinzer

64 6. Margaret Angela Franklin

65 The ballot order for Republican Member, House of Representative, 10th District is
66 as follows:

67 1. Mike W. Clancy

68 2. Alex H. Isaac Jr.

69 3. Aliscia N. Andrews

70 The ballot order for Democrat Member, House of Representatives, 10th District is
71 as follows:

72 1. Eileen Filler-Corn

73 2. Suhas Subramanyam

74 3. Atif M. Qarni

75 4. Dan I. Helmer

76 5. Marion Devoe Sr.

77 6. Krystle Veda Kaul

78 7. Jennifer B. Boysko

79 The ballot order for Democrat Member, House of Representatives, 11th District is
80 as follows:

81 1. Ahsan M. Nasar

82 2. Gerald E. “Gerry” Connolly

83 Delegate Merricks moved *that the Board certify the determinations by lot of the*
84 *order of candidates on the ballot for primary elections to be held June 18, 2024.*

85 Vice Chair Dance seconded the motion and the motion passed unanimously. A roll
86 call vote was taken:

87 Chairman O’Bannon – Aye

88 Vice Chair Dance – Aye

89 Secretary Alvis-Long – Aye

90 Delegate Merricks – Aye

91 Mr. Weinstein – Aye

92 The fourth item of business was the Split Precinct Waiver Request for Prince
93 William County presented by Claire Scott, ELECT Policy Analyst. *This memo is*
94 *in the Working Papers for the April 10, 2024 meeting.* Vice Chair Dance moved
95 *that the State Board of Elections approve the Split Precinct Waiver for Prince*
96 *William County.* Delegate Merricks seconded the motion and the motion passed
97 unanimously. A roll call vote was taken:

98 Chairman O’Bannon – Aye

99 Vice Chair Dance – Aye

100 Secretary Alvis-Long – Aye

101 Delegate Merricks – Aye

102 Mr. Weinstein – Aye

103 The fifth item of business was the Voter Registration Application presented

104 by Matt Abell, Election Services. *This memo is in the Working Papers for the*

105 *April 10, 2024 meeting.* Vice Chair Dance moved *that the State Board of Elections*

106 *approve the amended Virginia Voter Registration Application, pursuant to Acts of*

107 *Assembly Chapter 309, to be effective July 1, 2024.* Delegate Merricks seconded

108 the motion and the motion passed unanimously. A roll call vote was taken:

109 Chairman O’Bannon – Aye

110 Vice Chair Dance – Aye

111 Secretary Alvis-Long – Aye

112 Delegate Merricks – Aye

113 Mr. Weinstein – Aye

114 The sixth item of business was Stand By Your Ad presented by Tammy

115 Alexander, Campaign Finance Compliance and Training Supervisor. Mrs.

116 Alexander informed the Board the complaint was against Williamsburg – James

117 City County Republican Committee for inadequate disclosure and a false statement

118 memo. Mr. Chris Woodfin addressed the Board. Mrs. Alexander recommended a

119 \$100 penalty for this violation. Vice Chair Dance moved *subject to the Board’s*

120 *authority under the Code of Virginia §24.2-955.3 to find Williamsburg – James*

121 *City County Republican Committee in violation of §24.2-956.1 Stand By Your Ad*
122 *print media advertising requirements with regard to one advertisement and assess*
123 *a \$100 penalty.* Mr. Weinstein seconded the motion and the motion passed
124 unanimously. A roll call vote was taken:

125 Chairman O'Bannon – Aye

126 Vice Chair Dance – Aye

127 Secretary Alvis-Long – Aye

128 Delegate Merricks – Aye

129 Mr. Weinstein – Aye

130 The seventh item of business was the Finalization of the Stand By Your Ad
131 Decisions from the March 19, 2024 meeting presented by Tammy Alexander,
132 Campaign Finance Compliance and Training Supervisor. *This memo is in the*
133 *Working Papers for the April 10, 2024 meeting.* Vice Chair Dance moved *that the*
134 *Board finalize the decisions made on the eighteen Stand By Your Ad (SBYA)*
135 *violations assessed at the March 19, 2024 State Board of Elections (SBE) meeting*
136 *and dismiss the remaining matter.* Delegate Merricks seconded the motion and the
137 motion passed unanimously. A roll call vote was taken:

138 Chairman O'Bannon – Aye

139 Vice Chair Dance – Aye

140 Secretary Alvis-Long – Aye

141 Delegate Merricks – Aye

142 Mr. Weinstein – Aye

143 The eighth item of business was the Voting System Certification for Clear
144 Ballot presented by Londo Andrews, Voting Systems Security Manager. *This*
145 *report is in the Working Papers for the April 10, 2024 meeting.* Vice Chair Dance
146 *moved that the Board certify the use of Clear Ballot voting system – ClearVote 2.4*
147 *in elections in the Commonwealth of Virginia, pursuant to the State Certification of*
148 *Voting Systems: Requirements and Procedures.* Delegate Merricks seconded the
149 motion and the motion passed unanimously. A roll call vote was taken:

150 Chairman O’Bannon – Aye

151 Vice Chair Dance – Aye

152 Secretary Alvis-Long – Aye

153 Delegate Merricks – Aye

154 Mr. Weinstein – Aye

155 The ninth item of business was the KNOWink Electronic Pollbook
156 Certification presented by Londo Andrews, Voting Systems Security Manager.
157 *This report is in the Working Papers for the April 10, 2024 meeting.* Vice Chair
158 Dance *moved that the Board certify the use of KNOWink electronic pollbook*
159 *system-Pollpad 3.4.8, in elections in the Commonwealth of Virginia, pursuant to*
160 *the State Certification of Electronic Pollbooks: Requirements and Procedures.*

161 Mr. Weinstein seconded the motion and the motion passed unanimously. A roll
162 call vote was taken:

163 Chairman O'Bannon – Aye

164 Vice Chair Dance – Aye

165 Secretary Alvis-Long – Aye

166 Delegate Merricks – Aye

167 Mr. Weinstein – Aye

168 The tenth item of business was Election Systems & Software Electronic
169 Pollbook Certification presented by Londo Andrews, Voting Systems Security
170 Manager. *This report is in the Working Papers for the April 10, 2024 meeting.*
171 Vice Chair Dance moved *that the Board certify the use of Election Systems &*
172 *Software (ES&S) electronic pollbook system-ExpressPoll 7.2.6.0, in elections in*
173 *the Commonwealth of Virginia, pursuant to the State Certification of Electronic*
174 *Pollbooks: Requirements and Procedures.* Delegate Merricks seconded the
175 motion and the motion passed unanimously. A roll call vote was taken:

176 Chairman O'Bannon – Aye

177 Vice Chair Dance – Aye

178 Secretary Alvis-Long – Aye

179 Delegate Merricks – Aye

180 Mr. Weinstein – Aye

181 At 1:54 P.M. Delegate Merricks moved *Pursuant to Virginia Code Section*
182 *2.2-3711 (A)(7), that the Board go into closed session for the purpose of discussing*
183 *pending and threatened litigation. In accordance with Section 2.2-3712(F), Susan*
184 *Beals, Commissioner of Elections, and Dennis Polio of the Office of the Attorney*
185 *General, will attend the closed session because their presence will reasonably aid*
186 *the Board in its consideration of the subject of the meeting. Vice Chair Dance*
187 *seconded the motion and the motion passed unanimously. A roll call vote was*
188 *taken:*

189 Chairman O'Bannon – Aye

190 Vice Chair Dance – Aye

191 Secretary Alvis-Long – Aye

192 Delegate Merricks – Aye

193 Mr. Weinstein - Aye

194 At 2:23 P.M., Delegate Merricks moved *to reconvene the meeting in open*
195 *session, and take a roll call vote certifying that to the best of each member's*
196 *knowledge (i) only such public business matters lawfully exempted from open*
197 *meeting requirements under this chapter and (ii) only such public business matters*
198 *as were identified in the motion by which the closed meeting was convened were*
199 *heard or discussed by the State Board of Elections. Vice Chair Dance seconded the*
200 *motion and the motion passed unanimously. A roll call vote was taken:*

201 Chairman O'Bannon – Aye

202 Vice Chair Dance – Aye

203 Secretary Alvis-Long – Aye

204 Delegate Merricks – Aye

205 Mr. Weinstein - Aye

206 Vice Chair Dance moved *that the Board rescind the actions taken on items*

207 *X, XI and XII on today's agenda and defer them for action on the May 28, 2024*

208 *Board meeting.* Delegate Merricks seconded the motion and the motion passed

209 unanimously. A roll call vote was taken:

210 Chairman O'Bannon – Aye

211 Vice Chair Dance – Aye

212 Secretary Alvis-Long – Aye

213 Delegate Merricks – Aye

214 Mr. Weinstein - Aye

215 Vice Chair Dance moved *to adjourn the meeting.* Delegate Merricks

216 seconded the motion and the motion passed unanimously. A roll call vote was

217 taken:

218 Chairman O'Bannon – Aye

219 Vice Chair Dance – Aye

220 Secretary Alvis-Long – Aye

221 Delegate Merricks – Aye

222 Mr. Weinstein - Aye

223 The meeting adjourned at 2:25 P.M.

224

225

226 _____
Chairman

227

228

229 _____
Vice-Chair

230

231

232 _____
Secretary

233

234

235 _____
Board Member

236

237

238 _____
Board Member