

State of Maryland 

State Board of Elections Meeting – February 27, 2014

Attendees: Bobbie Mack, Chair
David McManus, Vice Chair
Rachel McGuckian, Member
Chuck Thomann, Member
Linda H. Lamone, State Administrator
Jeffrey Darsie, Assistant Attorney General
Nikki Charlson, Deputy Administrator
Keith Ross, Assistant Deputy for Project Management
Shelly Holland, Budget and Finance Director
Mary Wagner, Director, Voter Registration
Jared DeMarinis, Director, Candidacy and Campaign Finance
Sarah Hilton, Director of Election Reform and Management
Rick Urps, Deputy Director of Election Reform and Management
Paul Aumayr, Director, Voting Systems
Tom Feehan, Senior Project Manager, New Voting System Implementation

Also Present: Andrew Levy, Brown Goldstein Levy
Dr. Dennis McGrath, University of Baltimore's Schaefer Center for Public Policy
Elise Major Whiteford, University of Baltimore's Schaefer Center for Public Policy
Patricia Jackson, Director, Worcester County Board of Elections
Teresa Riffin, Deputy Director, Worcester County Board of Elections
Kevin Keene, Director, Harford County Board of Elections
Dale Livingston, Deputy Director, Harford County Board of Elections
Joseph Torre, Director, Anne Arundel County Board of Elections
David Garreis, Deputy Director, Anne Arundel County Board of Elections
Guy Mickle, Election Director, Howard County Board of Elections
Tracy Dickerson, Election Director, Charles County Board of Elections
Armstead Jones, Election Director, Baltimore City Board of Elections
Abigail Goldman, Deputy Director, Baltimore City Board of Elections
Deborah Towery, Election Director, Cecil County Board of Elections
Lora Walters, Deputy Director, Cecil County Board of Elections
Cheemoandia Blake, Election Director, Kent County Board of Elections
Wendy Adkins, Director, St. Mary's County Board of Elections
Susan Julian, Deputy Director, St. Mary's County Board of Elections
Anthony Gutierrez, Election Director, Wicomico County Board of Elections
Gail Hatfield, Director, Calvert County Board of Elections
Kristen Scott, Calvert County Board of Elections
Katherine Berry, Carroll County Board of Elections
Barbara Sanders, League of Women Voters
Mary Kiraly
Rebecca Wilson, SAVE Our Votes
Lynn Garland
Glinys Kazanjian, MarylandReporter.com
Alyssa Fieo, Maryland Disability Law Center
Lou Ann Blake, National Federation of the Blind
Fredrick Kunkle, Washington Post
Holly Joseph

DECLARATION OF QUORUM PRESENT

Ms. Mack called the meeting to order at 2:10 pm and declared that there was a quorum.

APPROVAL OF THE PRIOR BOARD MEETING MINUTES

The minutes from the December meeting had been approved by the Chair in advance of the meeting. Mr. Thomann made a motion to approve the minutes, and the motion was seconded. The motion passed 2-2, with Ms. McGuckian and Mr. McManus opposing.

ADMINISTRATOR'S REPORT

1. Announcements & Important Meetings

SBE's Fiscal Year 2015 Budget

The Department of Legislative Services (DLS) issued its analysis of SBE's FY 2015 budget and recommended a \$203,521 reduction in personnel support for the new voting system. This reduction represents county funds, because the State funds are in the Department of Information Technology's (DoIT) budget. The total proposed reduction is \$407,042. A copy of DLS' analysis was provided in the board meeting folder.

SBE's budget hearings were held on February 6th in the Senate (Subcommittee on Public Safety, Transportation, and Environment) and February 12th in the House (Subcommittee on Public Safety and Administration). At these hearings, the DLS analyst assigned to SBE's budget summarized her analysis, and SBE responded to the proposed reduction and provided requested information. A copy of SBE's response was provided in the board meeting folder.

Election Directors' Meeting

On February 20th, SBE hosted an Election Directors' meeting. Topics included voting system support and supplies, an update on the new voting system project, information on SBE's "single point of contact" for military and overseas voters, the online demonstration of the absentee ballot delivery system, mailing dates and postage rates for absentee ballots, and a variety of other topics. A meeting summary was provided in the board meeting folder.

Legislative Briefings

On January 29th, the House Ways and Means Committee requested a briefing on various election-related issues. In addition to updating the committee on SBE's pre-election activities and enhancements, I briefed the members on the status of the new voting system implementation and the four interim studies and reports. The University of Baltimore's research teams provided a summary of their reports. Follow up questions included questions about fundraising during session, security issues with the online voter registration and ballot delivery systems, the National Voter Registration Act, and contingency planning in case of a natural disaster on election day.

2. Election Reform and Management

Online Ballot Delivery System – Public Demonstration

Legislation passed in 2013 required SBE to conduct a public demonstration of the online ballot marking tool before it can be certified for use in an election. During the week of February 16th, we provided an online demonstration of the ballot marking tool from a link on the main website. Testers were encouraged to provide feedback, and over 75 testers tried to use the system 250 times. SBE received 50 comments, most of which were positive, and the project team is reviewing the comments. The Overseas Vote Foundation also conducted a survey of over 600 military and overseas voters and asked for feedback on screenshots from

the proposed 2014 online ballot marking tool. Mr. McManus asked if the online demonstration could be extended, and Ms. Mack asked that the comments be shared.

HAVA's Administrative Complaint Process

SBE received an administrative complaint about the residency of two Harford County voters. The complainant and the voters are the same individuals that were involved in the 2013 complaint, although one of the voters is now a candidate for the 2014 Primary Election. As a result, the process to challenge the residency of a candidate is a judicial process, not the administrative complaint process. The complainant has been advised that Election Law Article, §5-305, governs, and she must file a petition with the Harford County Circuit Court. A hearing for the other voter – the candidate's wife – is scheduled for Friday, March 7, 2014, at SBE. Mr. DeMarinis will serve as the hearing officer.

Election Judges' Manuals

Election judges' manuals for all local boards have been submitted and approved for use during the 2014 elections.

Election Preparedness and Professional Development Classes - MAEO Conference

Mr. Urps is coordinating two EPPD classes for the Maryland Association of Election Officials' conference next month in Ocean City. The subject of the first class is Local Board of Election Audits Process and Compliance and will be presented by several SBE staff. The second class will be Voting Accessibility and will be presented by Alyssa Fieo of the Maryland Disability Law Center and Lou Ann Blake of the National Federation of the Blind.

3. Voter Registration

MDVOTERS

User Acceptance Testing will begin the week of March 3rd on Release 5.4 and will be followed by a mock election. The release is still on schedule for mid-April implementation. This will be the final software release prior to the June primary.

Electronic Registration Information Center (ERIC)

Additional improvements to the ERIC reports were recently performed, and we decided to wait to send reports to the local boards until the improvements were implemented. We expect to forward the next round of reports the week of March 3rd. As a result of these improvements, there is a better data match and less "false positives."

MAEO Association of Election Officials (MAEO) Standards Committee

The first meeting of the newly reconstituted Standards Committee took place on January 28th. The initial members include Brittani Thomas (Queen Anne's County), Paula Troxell (Carroll County), and Janet Smith and Mary Wagner from SBE. The committee is reaching out to subject matter experts to assist with best practices.

4. Candidacy and Campaign Finance (CCF) Division

Candidacy

As of Friday, February 21st, 513 candidates have filed at the State Board of Elections office for the 2014 Gubernatorial Election. The deadline to file a certificate of candidacy for the primary election and a declaration of intent for petition and non-principal political parties was Tuesday, February 25th. February 27th is the deadline for a candidate to withdraw from the 2014 Gubernatorial Primary Election.

Financial Disclosure Statements: State candidates and candidates for Register of Wills, Sheriff and State's Attorney that filed for office in calendar year 2013 must file a 2013 financial disclosure statement with State Ethics by February 27th. If the candidate does not file a 2013 disclosure statement, written notice must be provided and the candidate has 20 days to correct the deficiency. Failure to file the 2013 financial statement disclosure will be deemed a withdrawal of the candidacy, and the candidate will be removed from the ballot. SBE has taken numerous proactive steps – including mailing a reminder notice and issuing a press release on February 21st – to notify candidates of this provision in the law. Local jurisdictions have similar provisions in the law.

Outstanding Reports or Late Fees: On February 5th, the CCF Division issued an Advisory Bulletin to all candidates and potential candidates that if campaign finance reports and/or late fees are outstanding that individual will not be eligible to file a certificate of candidacy.

Campaign Finance Reporting

On February 5, 2014, the semi-annual Contribution Disclosure Form was due. This filing is required by a person who: (1) does business with the State involving consideration of \$100,000 or more and makes campaign contributions of \$500 or more; or (2) provides lobbyist compensation and makes campaign contribution greater than \$500. The Candidacy and Campaign Finance Division received over 200 disclosure forms from qualifying persons.

Public Financing Candidates

As of February 24th, one candidate ticket – Heather Mizeur/Delmon Coates – has qualified for public financing. To date, SBE has authorized over \$380,000 for disbursement from the Fair Campaign Finance Fund to this campaign. Three additional gubernatorial candidate tickets – Larry Hogan/Boyd Rutherford, David Craig/Jeanne Haddaway, and Ron George/Shelley Aloï – filed a Notice of Intent to seek public funding for the Gubernatorial Election.

Enforcement Actions

SBE reached settlements with following political committees regarding violations of fundraising during legislative session:

1. Friends of David Craig: \$1,000 civil penalty and the return of contributions solicited with a covered official
2. Friends of Jeanne Haddaway: \$1,000 civil penalty
3. Friends of Barbara Robinson: \$250 civil penalty and the return of contributions deposited after session
4. Friends of Glen Glass: \$250 civil penalty and the return of contributions deposited after session
5. Ana Sol Gutierrez: \$500 civil penalty

In response to a question about how these violations were discovered, Ms. Lamone stated that two of the violations were self-reported and the others were identified by this office.

5. Project Management Office (PM)

Overall

SBE's PMO continues its work on the detailed project planning for the 2014 election cycle, including the development of the 2014 Master Schedule, coordination of the Call Center support, and the SBE Helpdesk functionality. On January 29th, SBE held its kickoff meeting with the call center support contractor to review the schedule and discuss the timelines for the primary election deliverables and tasks.

New Voting System Replacement (NVSR) Project

The SBE PMO, Voting System Division, and the contract NVSR project team continued to work on the several System Development Life Cycle plan and documentation requirements. The team is working closely with DoIT, which should reduce DoIT's review time when we officially submit our documentation. SBE had its quarterly portfolio review with DoIT and provided them with a status and financial update of the project.

For the project management support contract, we reviewed the proposals from seven CATS+ Master Contractors who submitted responses, conducted orals, and evaluated the proposals. The contract award package is being prepared for submission to DoIT for their review and approval. SBE hopes to have the first three project resources (Senior Business Consultant, Business Analyst, and Project Administrator) start in mid-March. With these new resources, our total number of contract project resources on the project is six.

Mr. Feehan, the Senior Project Manager, developed the preliminary local board warehouse guidelines and distributed them to the Election Directors and Deputy Directors for review. These guidelines give the local boards guidance on warehouse requirements regardless of the voting system selected. These guidelines are very high level and include hypothetical scenarios since we do not yet know the voting system. The warehouse plan guidelines will be updated and completed after the new voting system has been awarded.

SBE's PMO is working with agency project leaders responsible for other significant projects that have some level of impact on the NVSR project. The work includes the development of project plans and artifacts for each project. Projects include same day registration during 2016 early voting, SBE's Election Management System, and the new inventory management system.

Other

The Maryland Department of Public Safety and Correctional Services recently conducted a Criminal Justice Information System audit on SBE. The audit ensures compliance with federal and state laws, regulations, and agreements pertaining to the collection and submission of Personal Identifying Information (PII) and federal and State PII dissemination guidelines. SBE expects to have the audit report sometime in the next couple of months.

SBE is in the process of working with DoIT to obtain Smartsheets licenses for SBE staff and individuals at many of the local boards. Smartsheets is a cloud-based project and task manager which is now being used to manage projects and the election schedule by SBE and some of local boards. Due to the high level of interest, we are looking to increase SBE's number of licenses from three to over thirty.

On Wednesday, February 26th, Mr. Ross conducted a Google Apps Nuggets Training Webinar for over 20 individuals from SBE and the local boards. The training included going over features of Gmail, Google Drive, and Google Calendar.

6. Voting Systems

Ballot Printing

SBE issued an Invitation to Bid to print the provisional and walk-in ballots for the 2014 elections. SBE requires any vendor who wishes to print ballots to undergo a certification

process prior to being awarded a contract. For this certification process, the vendor submits sample ballots and test decks based on prior elections, and SBE tests the same ballots on the optical scanners that are used to tabulate provisional and absentee ballots. Several vendors have expressed an interest in printing these ballots. The deadline for bids is March 4, 2014.

Voting Units

SBE is using Kane Company, our transportation contractor, to move a small amount of touchscreen units around the State in preparation for the 2014 elections. The four Phase I counties – Allegany, Dorchester, Montgomery and Prince George’s Counties – received new batteries for their voting units, and they are currently installing them in preparation for the June primary election. In response to a question, the new voting system may not require heavy ballot paper.

Electronic Pollbooks

Following extensive testing, all of the LBEs have been busy installing the update pollbook software, and several have already completed it. The remaining local boards are due to be complete by March 14th, and they are on track. Because of the expansion of early voting and new precincts, several local boards received new pollbooks (350 in total), and these are undergoing acceptance testing at the moment. The software updates are general fixes, and no screen freezes have been seen.

Conducting the Election Guide

SBE has been busy updating the Conducting the Election Guide. This comprehensive manual for the local boards details voting system processes and procedures from ballot proofing to canvassing and certification. While procedures have not changed much, new screenshots for the pollbooks and new instructions for the online ballot delivery system have been added.

Voting System Certification

Election Systems and Software has applied for certification of their EVS 5.2.0 system. SBE received and is currently reviewing the Technical Data Package and Business Information Package and anticipates receiving the equipment on March 17th. Hart Intercivic has stated that they intend to apply, and Unisyn is seriously considering it. The deadline to apply for certification is March 31st.

Temporary Election Staff

SBE selected Kennedy Staffing for the contract for providing temporary election staff, including county technicians, trainers, and election day support staff. The contract is scheduled for approval at the March 19th Board of Public Works’ meeting.

7. Information Technology

Retrieval of OLD Equipment at the Local Boards of Elections

Kurt Snyder is retrieving old State inventoried equipment from the local boards’ offices around the state and transport them to SBE’s Annapolis warehouse. Shortly afterwards, the retrieved old equipment will be processed for appropriate disposal following the Department of General Services disposal procedures and guidelines.

Call Center Telephone lines Setup

In preparation for the 2014 Primary Election, SBE’s IT Division has begun work with Verizon to make the necessary changes in the “Customer Redirect Spreadsheet” for the local boards that will use the call center for the election (Anne Arundel, Baltimore City, Baltimore County

and Prince George’s Counties). Verizon offers a Customer Redirect Service, which forwards all incoming calls to a local board to a number at the call center. SBE’s IT Division will conduct a dry run test in a few months with all the participating local boards and SBE.

8. **Legislation**

SBE is currently tracking the following legislation:

1. SB 15 - Voter Registration Lists - Reports of Deceased Voters: Provides for the release of information on deceased individuals from certain organizations and allows the local boards to remove any identified individual from the voter registration records. Hearing on 1/23/14. The State Board approved the support of this legislation. (See HB 212 - similar legislation)
2. SB 48 - Polling Places - Accommodations for Disabled Voters: Requires that, to the extent practicable, an election judge take certain acts for disabled voters. Hearing on 1/23/14 (Crossfiled with HB 109) (Also see HB 1044)
3. SB 190 - Offenses Relating to Voting - Penalties: Alters the penalties in §16-201 from a misdemeanor, \$5,000 fine and possible 5 year imprisonment to a felony, \$10,000 fine and possible 5 year imprisonment. Hearing on 2/6/14 (Crossfiled with HB 357)
4. SB 200 - Early Voting Centers - Days of Operation: Alters the days of early voting from the 2nd Thursday before the election through the Thursday before the election to the 2nd Sunday before the election through the Sunday before the election. Hearing on 2/6/14 (Crossfiled with HB 263)
5. SB 438 - Municipal Elections - Inclusion of Offices and Questions on the State Ballot. Authorizes a municipality to request the State Board of Elections to include municipal offices and questions at the end of the State ballot. Filed at request of Ocean City. Staff has offered possible amendments. Hearing on 2/6/14
6. SB 848 - Local Petitions - Advance Determination of Sufficiency: Requires the chief election official of the county to determine the sufficiency of any summary of local legislation that must be on the petition and requires an explanation if it is deemed insufficient. Hearing 2/27/14
7. SB 930 - Filing Deadline for Campaign Finance Reports: Alters the campaign finance report filing deadline for the pre-primary report from 4th Tuesday to 5th Tuesday before the primary election and the post-general report from 3rd Tuesday to 2nd Tuesday after the general election. Moves deadlines away from State holidays and allows for better staff support during the filing period. Hearing on 2/27/14
8. SB 931 - State Board of Elections - Appointment of General Counsel: Provides that there is a general counsel to the State Board. Hearing on 2/27/14
9. SB 1032 - Political Party - Retention of Status: Alters the threshold for retention as a recognized political party from having 1% of the State’s registered voters affiliated with the party as of December 31st to 10,000 voters.
10. HB 489 - Municipality Incorporation Referendum - Special Elections: Authorizing a special municipal incorporation referendum election to be conducted by mail. Hearing on 2/20/14

Cecil and Talbot Counties have legislation to change the local board structure from three regular members and two substitute members to five regular members. There are a number of campaign finance related bills and over 15 constitutional amendments. In addition, there are several pieces of legislation to alter the Anne Arundel and Baltimore County Board of Education structure and/or election processes.

Ms. Mack asked if the legislative tracking sheet could be emailed to the members.

Ms. Mack announced that Patrick Murray has resigned from the State Board of Elections to file as a candidate for delegate in Harford County. On behalf of the State Board, she wished him well and noted that he would be missed.

ASSISTANT ATTORNEY GENERAL'S REPORT

Mr. Darsie stated that he did not have anything to report this month.

PROPOSED SALARY INCREASE – ELECTION DIRECTORS AND DEPUTY DIRECTORS

Ms. Charlson stated referred to table in the board meeting folder summarizing the survey conducted by Guy Mickley, the Election Director for the Howard County Board of Elections and Chair of MAEO's Personnel Committee. The table shows that all of the affected local boards and thirteen of the county governments approve the salary increase and have funds available for the increase.

Ms. Charlson noted that one county believes that the county government has the authority to approve or deny the salary adjustment, but this is not the case under Election Law Article, §2-207. This provision gives the State Board the authority to set the salaries of the election directors and deputy directors in the State's personnel system. Gail Hatfield, President of the Maryland Association of Election Officials and Election Director for the Calvert County Board of Elections, supported the salary adjustment as it will bring the salaries of these positions closer to the salaries of election directors and deputy directions in county personnel systems.

Ms. McGuckian made a motion to approve the salary adjustment effective July 1, 2014, and Mr. McManus seconded the motion. In response to a question, Mr. Mickley stated that the local boards were able to absorb the increase effective March 1, 2014. The motion was amended to make the salary adjustment effective March 1, 2014, and the motion passed unanimously.

UNIVERSITY OF BALTIMORE: PRESENTATIONS ON STUDIES REQUIRED IN 2013 SESSION

1. Extending Early Voting and Wait Times

Dr. Dennis McGrath and Bob Murphy presented the University of Baltimore's (UB) team's findings from their studies of extending early voting through the Sunday before election day and establishing the factors that trigger long lines.

The UB research team identified the following options for extending early voting to the Sunday before election day:

- a. Extend early voting to the Sunday before election day with an electronic update of voter lists. This would require an extensive technical infrastructure to accomplish this, and the estimated cost was \$2-\$3 million.
- b. Extend early voting to the Sunday before election day with election judges checking supplemental paper registration lists to verify whether voters voted during the last days of early voting
- c. Use "in person absentee voting" to extend voting through the Sunday before election day
- d. Keep the current system and schedule and study again with new voting system

The team identified the key factors that impact wait time – ballot length, availability and allocation of resources, and a precinct's voting facility and the turnout patters. The voter surveys showed that most voters were pleased with their voting experience in the 2012

General Election. The research showed that the long lines were largely confined to the most populous jurisdictions – in part because they have the longer ballots – and wait times for early voting were the longest. The team identified a “statistically average” precinct and used this precinct to develop a wait time simulator. This simulator can help SBE identify resources to allocate in future elections. The UB team identified the following suggestions to reduce wait times:

- a. Create an election infrastructure fund
- b. Adequate resources are important
- c. Reduce ballot length in presidential elections
- d. Use simulation model to allocate precinct resources
- e. Improve voter education. Prepared voters take 30 seconds less to vote than unprepared voters.

More information about these and other recommendations are found on pages 95-100 of UB’s report (available at www.elections.maryland.gov).

2. Usability and Accessibility Review of the Online Ballot Marking Wizard

Dr. Kathryn Summers presented UB’s usability and accessibility findings on the online ballot marking wizard. Dr. Summers summarized the general recommendations, how the tests were performed (one in UB’s lab and one remote), general demographic information about the testers, and compared screens from the online ballot marking wizard used in 2012 and the one tested and prepared for the 2014 elections. Dr. Summers stated that the online ballot marking tool is accessible for most voters with disabilities and would greatly benefit voters, especially voters with disabilities.

APPROVAL OF ABSENTEE VOTING FORMS

Ms. Hilton presented three versions of the absentee voting instructions. The versions are: (1) instructions for voters who receive their absentee ballots via mail; (2) instructions for voters who print blank ballots from the online ballot delivery system and mark the ballot by hand; and (3) instructions for voters who use the online ballot marking tool to make selections and print a voted ballot. Ms. Hilton explained that the instructions are substantially the same as the 2012 instructions but have been updated to incorporate UB’s suggestions to simplify instructions.

Mr. Thomann made a motion to approve the instructions for voters who receive their absentee ballots via mail, and Ms. McGuckian seconded the motion. The motion passed unanimously.

Mr. McManus made a motion to approve the instructions associated with the online ballot delivery system pending use of the system, and Ms. McGuckian seconded the motion. The motion passed unanimously.

ADOPTION OF PROPOSED REGULATIONS

Ms. Charlson presented proposed changes to 33.10.02.07 and 33.17.04.03 that alter the allocation formula for voting units for election day and voting units and electronic pollbooks for early voting. The proposed changes allow the State Administrator and the local boards of elections to consider the factors UB identified during their research when allocating voting equipment. Mr. Mickley stated that the Maryland Association of Election Officials support this change.

Mr. DeMarinis presented proposed regulations regarding public financing adopted by a county, persons during business with the State and a deadline for the submission of seed money for a public financed gubernatorial candidate.

Ms. McGuckian made a motion to approve the proposed regulations, and Mr. McManus seconded the motion. The motion passed unanimously.

APPROVAL OF CAMPAIGN FINANCE WAIVER REQUESTS

Mr. DeMarinis presented the following requests for waiver of campaign finance reporting late fees.

1. Becker, Sherrie Friends of
2. Bench, Thad Friends Of
3. Bethea, Jordan Friends of
4. Breck, Darlene Citizens for
5. Brinkley, Doug Friends Of
6. Buckey, Robert C. Citizens For
7. Carmichael, Nora Citizens For
8. Citizens For Responsible Government PAC, Maryland
9. Claridy, Deborah The Committee To Elect
10. Dexter, (Glen) For Board of Education
11. Docca, Judy For Board Of Education
12. Downs, Leslie Friends of
13. Empowerment Slate, Maryland
14. Grannon, Eric for Maryland
15. Gustus, Angela Baltimore for
16. Holton, Helen Citizens For
17. Hunter, Cordell Friends of
18. Jakubiak, Chris Citizens For
19. Kagan, Cheryl Citizens Helping Elect
20. Kanstoroom, Steve Friends Of
21. Koutsoutis, Socrates Friends Of
22. Lane Monroe, Bonnie Friends of
23. McNeill, Dottie Friends Of
24. Myers, Dave Friends of
25. Myers, Tom for Harford County
26. Navarro, Nancy friends of
27. Rau, Stephen J. Friends of
28. Robinson, Chris Friends Of
29. Rockville for Equality in Marriage
30. Salling, Johnny Ray Sent Campaign Fund
31. State Surgical PAC, Maryland
32. Stinnett, Barbara Friends of
33. Stocksdale, Nancy Friends Of
34. Summers, Michael G. Friends Of
35. Support Maryland's Dream Act
36. Taylor, (Sherine) People For
37. Taylor, Arlene F. Friends Of
38. Terry, Derrick Friends of
39. Towbridge-Winston , Francine Friends of
40. Valderrama-Lobo, Kris (Kriselda) Friends Of
41. Wallace, Richard for School Board
42. Wilson, Tom for State Senate
43. Woods, James Citizens For

Mr. McManus made a motion to accept staff's recommendations on the waiver request. Ms McGuckian seconded. The motion passed unanimously.

APPROVAL OF REQUESTS FOR CONFIDENTIALITY

Mr. DeMarinis presented requests of confidentiality for voter registration and candidacy information for the listed individuals. The requests were made under the Law Enforcement Personnel exception.

1. Bendon Sexton
2. David Coaxum
3. Toni Clarke
4. Shelia Tillerson Adams
5. E. Gregory Wells
6. Mark S. Chandlee

7. Gary E. Bair
8. Joan E. Ryon
9. Fred S. Hecker

10. Danny B. O'Connor
11. Ronald Bateman

Mr. McManus made a motion to accept the confidentiality requests. Mr. Thomann seconded the motion. The motion passed unanimously.

OLD BUSINESS

There was no old business.

NEW BUSINESS

Ms. Mack asked that the Board members receive information earlier and be made aware of issues that may raise or cause attention. She stated that the board members do not want to micromanage the office but want to stay informed.

DISCLOSURE OF CAMPAIGN CONTRIBUTIONS

No contributions were reported.

SCHEDULING OF NEXT MEETING

The next meeting was scheduled for March 27, 2014, at 2:00 pm.

CLOSED MEETING

Ms. Mack called for a motion to close the board meeting under State Government Article, §10-508(a)(8) to consult with staff, consultants, or other individuals about pending or potential litigation and (a)(13) to comply with specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter. State law permits the closed session to consult with staff and consultants regarding *Jenkins v. Lamone* and to discuss the security of the online ballot delivery system. Mr. McManus made a motion to close the meeting, and Ms. McGuckian seconded the motion. The motion passed unanimously.

During the closed session, the board members discussed with outside counsel the *Jenkins v. Lamone* litigation and were briefed on security testing and features of the online ballot delivery system. In addition to the board members present at the open meeting, Ms. Lamone, Ms. Charlson, Mr. DeMarinis, Mr. Levy, and Charles Iheagwara, SBE's security consultant, were present. No actions were taken. The closed meeting adjourned at 6:00 pm.

ADJOURNMENT

There was a motion to adjourn the open meeting, and it was seconded. Ms. Mack adjourned the open meeting at 4:20 pm.